

COUNCIL CHAIR'S MEETING

Council of the County of Maui

MINUTES

September 2, 2020

Online Only via BlueJeans

CONVENE: 1:33 p.m.

PRESENT: Councilmember Alice L. Lee, Council Chair
Councilmember Keani N.W. Rawlins-Fernandez, Council Vice-Chair, and Chair,
Economic Development and Budget Committee
Councilmember Kelly Takaya King, Chair, Climate Action and Resilience
Committee
Councilmember Michael J. Molina, Chair, Government, Ethics, and
Transparency Committee
Councilmember Tamara Paltin, Chair, Planning and Sustainable Land Use
Committee
Councilmember Shane M. Sinenci, Chair, Environmental, Agricultural, and
Cultural Preservation Committee (Out 2:32 p.m.)
Councilmember Yuki Lei K. Sugimura, Chair, Multimodal Transportation
Committee

EXCUSED: Councilmember Tasha Kama, Presiding Officer Pro Tempore, and Chair,
Affordable Housing Committee
Councilmember Riki Hokama, Chair, Healthy Families and Communities
Committee

STAFF: Traci N. T. Fujita, Director, Office of Council Services
Tammy M. Frias, Supervising Committee Secretary
Dianne Shimizu, Executive Assistant to Council Chair Alice L. Lee

CHAIR LEE: The Chair's meeting please to order. . . .(*gavel*). . . Hello everybody, we really don't need to take roll call, but let's do it anyway. I'll just name the people here. We have Tamara Paltin, Mike Molina, Keani Rawlins-Fernandez, Shane Sinenci, Kelly King, Yuki Lei Sugimura. Now, is Riki here? Anybody see Riki? Okay. Tasha is...

MS. SHIMIZU: . . . (*inaudible*). . .

CHAIR LEE: Pardon me?

MS. SHIMIZU: Riki is unable to attend. He indicated he wouldn't be able to attend this meeting from the very beginning.

CHAIR LEE: Okay. So we have two people excused, Members Hokama and Kama.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

1. **COMMITTEE MEETING SCHEDULE** (Council Chair Lee)

CHAIR LEE: All right then. We have a really quick agenda to go through. The first item would be the Committee schedules. Now, we deferred it from the last meeting, and we wanted to...everybody to think about do you really want the all-day meetings or not for CAR and for EDB. So don't be shy. Time to share your opinion. Yes, Ms. King.

COUNCILMEMBER KING: Well, I like the all-day meetings. I've found that it's actually saving a little bit of OCS time too because we prep for one meeting and then we hold the one meeting. But I'll kind of defer to my partner in this crime, Keani Rawlins-Fernandez. Because you have to have another person to trade off the day with, and it's working for me. I don't know if it's working for you, Keani.

CHAIR LEE: Okay, Keani.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Mahalo, Kelly. So I think it's...I think...I like the format. I think it...the concept would work better if everyone did it. I think we can try again if everyone needs to experience it in a non-July month because July's schedule was not a typical schedule since we had two back-to-back Committee weeks, and then two non-Committee weeks, so that's not the normal schedule that we usually have. So I think if Committee Members or Committee Chairs would like to see that again to see how it would work, then we can do it again maybe next month, and then we can plan for that. But if it's only EDB and CAR, then I don't know, like, if it's...if we're getting the full value and effect of how it should conceptually work.

CHAIR LEE: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, am I in service? Okay, yeah.

CHAIR LEE: Okay, let me just --

VICE-CHAIR RAWLINS-FERNANDEZ: So maybe...

CHAIR LEE: -- go to...okay. Done? Are you done? Okay, so let me just go to, like, the heavy Committees, GET and PSLU. So let's hear your comments.

COUNCILMEMBER MOLINA: Me first?

CHAIR LEE: Yeah, you first.

COUNCILMEMBER MOLINA: Okay. I don't know, I kind of like the variety of, you know, having a different Committee meeting in the afternoon. But, I mean, if it's the will of the body to try it, I'm open either way. But pretty much we're caught up now with GET stuff, so like, next week's going to be a light agenda for our GET meeting. So yeah, those are just my comments on that, Chair. Thank you.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

CHAIR LEE: So would you be interested in doing an all-day meeting yourself or just other people doing it?

COUNCILMEMBER MOLINA: I'm okay with other Committee Chairs if they want to go all day. I'd make myself available for the full day.

CHAIR LEE: No, but would you be interested in your Committee going all day?

COUNCILMEMBER MOLINA: Not at this time, Chair.

CHAIR LEE: Okay. All right. How about you, Ms. Paltin?

COUNCILMEMBER PALTIN: I'm open to it, like, if we have a specialized situation, you know, maybe if myself and Mike Molina knew we had a heavy agenda. But the thing that's kind of difficult is not knowing, you know, how much testimony something is going to garner. And for my Committee, the thing is like a lot of times we'll get the presentation and then, like, you know, for me, I'm not good at coming up with, like, conditions or things on the fly. And so it does help to have, like, a recess, like for the Kilohana Makai, I know it dragged on a lot, but...over a lot of meetings, but I feel like the time, like, that we took to recess or adjourn gave me the time to go back and talk with the applicant, go back and talk with other people, and then come back and address it. Whereas if it had been, like, over a full day, there's things maybe that we need time to work out over the break time. So I'd be concerned that, you know, I'd be like recess, work on this, come back, try it, and I don't really like to do that, like, recess. I'd rather, like, work as much as we can over the time period and see what needs to be done. Like after each meeting, I would go back and meet with my Analyst and be like, okay, well it sounds like they wanted this. Or these people presented these conditions, can we combine it into one document? Or let's have time to go and hear from the community and put those into proposed conditions and things like that. My Committee that I'm signing off on right now, my agenda, it's kind of a hodgepodge of things, which I'm predicting that it would last the full three hours. But it's so difficult when it involves the public and like six or eight other folks that you don't know. Maybe they're not going to have any questions on the item, or maybe they're going to have 30 questions on each item. So it's difficult to try and plan out three hours or six hours, and I kind of feel like I'm just starting to get a hang of planning it out for three hours. So unless there's a specific situation where I knew that it's, like, this is a heavy item, guaranteed there's going to be choke testimony, guarantee there's going to be choke discussion, I would keep it to three. But if there's a item that we think that would take all day, I'm open to, like, you know, seeing if somebody else has an all-day thing. But as a standard regular, I kind of prefer it the way it is.

CHAIR LEE: Okay.

COUNCILMEMBER PALTIN: And pau.

CHAIR LEE: How about you, Ms. Sugimura? Are you...

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

COUNCILMEMBER SUGIMURA: So I like the...I got it. I like the system of two meetings a month. I understand, you know, the need to maybe have it longer if we need to in those kind of situations that Tamara has arranged. That's fine. But I like it, you know, kind of according to the published calendar which you set or Kelly set at the beginning of this term. So I prefer that.

CHAIR LEE: Okay. And then Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair. Yeah, I'm open to the idea. If we did do an all-day meeting, I think we can pretty much fill it up or try and conduct it in a way that we get both testimony. I can see the benefits of having, you know, those extra weeks to do work. I know we did cancel our last meeting because we were trying to get the pesticide bill through the different County departments for them to weigh in and get their input as much as possible. So I think for certain things, especially if you're doing policies that you need a lot of input from the other departments, the added time, the two, three weeks to get it through the departments and get it back from Corporation Counsel reviewing some of these...the policies, you need that extra time. So...but again, I'm flexible where we can bring up more policies if we're going to do an all-day, or if not, we can, like Tamara said, we can break up larger meetings and do, you know, the two-week regular schedule.

CHAIR LEE: All right. So I'm hearing that most of you thought, prefer, in general, the regular schedule, but are open to the longer meetings when things come up. Yes, Ms. Rawlins-Fernandez?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So we've been having a lot of non-Committee week meetings. And so, you know, if the Committee Chairs are not willing to work with their counterparts on the days that they have Committee meetings to have a full day to get everything done, I would just like to request that the Committee Chairs don't schedule things on the non-Committee weeks that don't have a time sensitivity attached to it. I understand that, you know, some Committees do and there's a clock on some projects. And so, I understand those things, you know, recessed. But I had, you know, several items in my Committee that I just deferred, and I waited until my next regularly scheduled meeting to put on my agenda. And then that way I wasn't calling people to come, calling the Members to come on the non-Committee week to come in and have a meeting. Because I think it's been going a little overboard, and it's, you know, for Members who introduce a lot of legislation, it's just a lot to do. And so that would be my request, that if Members want to stick to the three hours, that Committee Chairs will be a little more considerate of Members' time during the non-Committee weeks. Mahalo, Chair.

CHAIR LEE: Yes, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: I'm just curious then, speaking of calendar that was published with the public, right? So I recently had three meetings last month because one of my meetings that got cancelled because violation of the Sunshine. I scheduled it, which I thought was, Chair, your off-meeting date, which is that following Tuesday,

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

for situations like that, so I scheduled. I mean, I wasn't thinking I was imposing upon a schedule of the Members of a free week because I thought that was the purpose of that meeting date on the calendar. But did it change? Just curious.

CHAIR LEE: Well, I don't think she was talking about you. I think she was talking about some of the other Committees that have heavier schedules, and they split them up so that half of it is dealt with during the regular week, and then the other half in the off week. Isn't that what you're saying, Keani?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes.

CHAIR LEE: Yeah.

VICE-CHAIR RAWLINS-FERNANDEZ: So it wasn't that situation where your BlueJeans link expired --

CHAIR LEE: Yeah.

VICE-CHAIR RAWLINS-FERNANDEZ: --it's more, you know, if we're having presentations and stuff and if there's no time sensitivity to it...like GET has time sensitive stuff. Like, we have to, you know, do the settlement authorization, you know, by a certain date because of the court timelines. And so that's understandable if there's, you know, like, seven of them sometimes and we have to get them all done, and then finding another time to get them all done, I understand that. But if it's not time sensitive, that's, you know, because it's been hard to meet with constituents too because I just...I have no time if we're constantly meeting, you know?

CHAIR LEE: I saw Kelly's hand up. Ms. King?

COUNCILMEMBER KING: Yes, thank you. No I just wanted to address the...I think that extra day in the off week is for when we...and I understand that Yuki Lei had a specific issue with her scheduling, but it happens...I have to use that often because my meetings are generally on Monday, and it's a holiday sometimes, like this next one is a holiday. So then we have to push it. And Yuki Lei has hers in the afternoon, so we have to push it to the following Tuesday if it's a...I think that's what the original intent of that was, not to roll over stuff if we--you know, because I agree with Keani, if you don't have a time-sensitive thing, then just defer it to the next meeting, or adjourn and bring it back up because, you know, it's been really hard. We've been packing in so many meetings and a lot of recesses that, you know, and reconvenings and, you know, it's...a lot of it's because we can't control, we don't know how many people are going to testify until that day, but it's really difficult to...we've been doing a lot of skipping lunches and going right through lunches and, you know, I don't think that that's...and then we have an afternoon meeting, that doesn't feel very healthy to me. And then, you know, if you try to make a meeting because you know a meeting's supposed to end at noon, and you try to make a meeting for 12:30, then you have to cancel it because the meeting goes over. So I've been having those issues too. So if we can try to...for the ones who want to stick to the two meetings a month, if we could try to keep

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

it to that three-hour time frame, that would be helpful, or let us know ahead of time if you're going to go over so we can plan. But I've had to cancel a couple of meetings that I've been, you know, need to happen with constituents or a developer or something during that lunch hour.

CHAIR LEE: All right. Yes, Tamara?

COUNCILMEMBER PALTIN: I kind of see it as two separate issues, not like a...if you have a three-hour meeting or if you have an all-day meeting. Because when we had the all-day meetings, we still went into the lunch break and we still went, one of them, into the off-meeting week. So it's not necessarily that if you have a three-hour meeting or an all-day meeting that you're not going to go into lunch break time, or you're not going to go into an off-week meeting time. So, I mean, I kind of feel like it's like oh, if you want to have a three-hour meeting, then you can't go into lunch, and you can't have an extra meeting, but if we have all day, then we can. I don't think that's...is that what's being said, one? And then the second one is, I mean, if we're saying, like, we're sticking to this schedule exactly, but then people are...keep leaving during the set meeting times that, you know, like oh, I'm going to be this late, I'm going to leave early, nah, nah, nah, nah, nah, nah, it's kind of difficult to keep track of what part of the meeting everybody was there for. So, I mean, it's a...there's one, two, three issues I think that's kind of being rolled into this one issue of all-day meetings or half meetings kind of thing. So, I mean, 'cause when we had the all-day EDB meeting, we went past 12 o'clock into lunch, and then we also had a meeting on the off week. But is it like we're trying to say, that's okay if you have an all-day meeting, you can still go into lunch and you can have an off-week meeting? Or I don't know, because I mean, it feels like everybody's done it once or twice, you know, gone into lunch or gone on an off-week meeting.

CHAIR LEE: All right. Yes, Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, my...that off-week meeting was because there was the legal...the Hawaiian, Native Hawaiian Legal Training, and so I was requested to leave that time open. I didn't want to have it on an off-week, it was out of consideration for those who wanted to attend the training. So it wasn't a reconvening of my all-day meeting. I just wanted to clear that up, and I don't remember going into or, like, going overboard on the all day.

CHAIR LEE: Okay, now that we know all the problems, let's figure out some solutions. Now, what would be fair solutions?

COUNCILMEMBER SUGIMURA: Chair.

CHAIR LEE: Yes, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: So I think what happens, if you listen to what Tamara just said and Keani, is that when things come up, we get asked, and everybody can always say yes or no, and that's the solution, right? Do you want to stay over for lunch?

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

Yes? No? And then usually the majority prevails, so I don't think we're going to be able to sit here now and decide we'll never do something because something will come up that'll, you know, ask the question during the meeting. And all of us have a voice, you know, is what Tamara is talking about. So it's...I hear what everybody is saying and we should, you know, just answer, I guess, when it comes up. I mean, the question is, do you want to have all-day meetings, I think that's where the discussion was, or is on the agenda. And, you know, your call, Chair. You're the boss.

CHAIR LEE: I don't think so. But anyway, my thought is we would continue with the experiment of the all-day meetings for October, and everybody else can keep your schedule the way they are now. Is that okay with everybody? Ms. King.

COUNCILMEMBER KING: Yeah, I like that, I just have to change the day to be...I liked it when it was Thursday because I was switching with Keani. And so she took one Thursday and I took the other Thursday in the month. So it can only happen if we have the same day. If other people aren't willing to do it and it's only me and Keani, then we have to have the same day of the week. So someone else has to take Monday mornings, someone else who wants the half day.

CHAIR LEE: Okay, is there another day besides Thursday?

COUNCILMEMBER KING: Besides...well, that's the day EDB meets so...

VICE-CHAIR RAWLINS-FERNANDEZ: I think, I think we went on Wednesday...

COUNCILMEMBER KING: Oh, did we do Wednesday...

VICE-CHAIR RAWLINS-FERNANDEZ: I think the way we had to work the schedule around is CAR and EDB ended up switching off the Wednesday. So I had to move from Thursday to Wednesday, and then CAR also moved.

COUNCILMEMBER KING: So yeah, Wednesday works for me.

CHAIR LEE: Okay, who...okay, yes, Traci.

MS. FUJITA: I have the new Committee meeting schedule, the trial one. You want me to show that on the...share my screen? The one that shows the days of the meetings?

CHAIR LEE: Okay.

MS. FUJITA: Okay.

CHAIR LEE: While you're doing that, let's see, who has Wednesday? Who would we be displacing? Oh, who had Wednesday before?

VICE-CHAIR RAWLINS-FERNANDEZ: PSLU and Affordable Housing.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

CHAIR LEE: So that would affect Tamara and Tasha.

COUNCILMEMBER PALTIN: I'm okay with moving to Thursday.

CHAIR LEE: You're okay? Okay. I'm going to assume Tasha's going to be okay because, you know, she was back to back with you anyway. Oh, the other person affected would be, no...

COUNCILMEMBER KING: Riki.

CHAIR LEE: No, Riki would keep Thursday, right? He would keep Thursday.

COUNCILMEMBER KING: No, I think he moved. Didn't he move from...oh, no, he was already always Thursday?

COUNCILMEMBER PALTIN: The only thing I remembered Tasha objection was that holidays fall on Monday, and that's why she didn't originally want Mondays. But she was willing to do it that one time and I'm thinking October might not have any holidays on a Monday. I don't think October has holidays, so maybe she'll be...

COUNCILMEMBER KING: I didn't like it either, but somebody has to do it. And Yuki is switching from the afternoon to the morning, so are you okay with that on Mondays?

COUNCILMEMBER SUGIMURA: I didn't switch. I didn't switch.

COUNCILMEMBER KING: Didn't you usually have the afternoons? Because I'm usually Monday morning.

COUNCILMEMBER SUGIMURA: Actually, I started out mornings and I went to afternoons. So, I'm still afternoon.

COUNCILMEMBER KING: Well, this schedule has you in the morning, so that's what I'm just saying, are you okay with that?

COUNCILMEMBER SUGIMURA: I think that if you're going to do something major like this, maybe the Chair should talk to Riki and Tasha so they can have input. And all of us have voiced our opinion, and you can get theirs and then make a decision, is what I would recommend.

CHAIR LEE: Well, Riki is not changing. He already has HFC in the afternoon on Thursday. So it...the only one, really, would be Tasha. So I will speak to her, but I have a feeling that she'll be open. She's generally, you know, amenable to these kinds of changes. So why don't we just plan on this schedule if...unless something highly unusual comes up. Any objections to moving forward with this schedule?

COUNCILMEMBER KING: No objections.

**COUNCIL CHAIR'S MEETING
Council of the County of Maui**

September 2, 2020

VICE-CHAIR RAWLINS-FERNANDEZ: No objections.

COUNCILMEMBER SINENCI: Chair --

CHAIR LEE: Okay, and I will talk to Tasha. Okay, thank you.

COUNCILMEMBER SINENCI: --no objections.

CHAIR LEE: Member Sinenci.

COUNCILMEMBER SINENCI: Chair? I was just --

CHAIR LEE: Yes, Shane?

COUNCILMEMBER SINENCI: --wanted to check if the switch would affect anybody who's not in the Committee. I know I'm not in Healthy Families, so it's still...it's okay that...for my schedule. However, for those that are changing that are not in...is everybody in AH, Affordable Housing Committee?

CHAIR LEE: Yeah.

COUNCILMEMBER KING: Yes.

CHAIR LEE: Yeah.

COUNCILMEMBER SINENCI: Oh, and everybody is? Okay. All right. And only because I've already...oh, this is for October. Okay. So I'll recheck my schedules. I'm fine with it, Chair. Thank you.

CHAIR LEE: Yeah. Well, this is for September. Right?

COUNCILMEMBER SINENCI: Right. And then I know that...

COUNCILMEMBER KING: No. . . (*inaudible*). . .

COUNCILMEMBER SINENCI: I know we've been having some candidate tapings and forums, and so I gotta just recheck my schedule. But I think if the schedule...I normally have my Thursdays off, and I've planned some tapings on those dates. So I'm okay.

CHAIR LEE: Yeah, me too. I love Thursday afternoons off myself. Well, I'm sorry --

COUNCILMEMBER KING: I think this is for October because --

CHAIR LEE: --this is for October.

COUNCILMEMBER KING: -- we already planned our September meetings.

**COUNCIL CHAIR'S MEETING
Council of the County of Maui**

September 2, 2020

CHAIR LEE: You guys, so, EDB and CAR have Wednesdays. Not the whole day, right? You have Wednesdays for September, this month. Okay? And then October...

COUNCILMEMBER KING: No, I was scheduled for Monday the 14th.

CHAIR LEE: I thought you guys were going to do Wednesday --

COUNCILMEMBER KING: Yeah, but we've already --

CHAIR LEE: --in October.

COUNCILMEMBER KING: --yeah, October. But September, we...

CHAIR LEE: Is the regular schedule? Just September's regular schedule? Obviously, because...Traci --

MS. FUJITA: Yes.

CHAIR LEE: --what does all day mean when you have two...

MS. FUJITA: Yeah, so under this new proposed Committee schedule, EDB would meet all day on the October 7th, and then CAR would meet all day on October 21 --

CHAIR LEE: Okay, so --

MS. FUJITA: --for October.

CHAIR LEE: --what we're looking at is not October, we're looking...well, September would be EDB has the morning, and CAR has the afternoon?

MS. FUJITA: For September...no, for September we're going to use the regular schedule.

CHAIR LEE: Yeah.

MS. FUJITA: You know, the one that's printed on the calendar that the public has --

CHAIR LEE: . . . *(inaudible)* . . .

MS. FUJITA: --because there's no time to change that for the Staff to, you know, post agendas.

COUNCILMEMBER KING: Except that my CAR meeting got moved to the 14th because the 7th...is that right, the 7th is a holiday?

MS. FUJITA: Oh, right, right. Yes.

CHAIR LEE: Oh, Labor Day.

**COUNCIL CHAIR'S MEETING
Council of the County of Maui**

September 2, 2020

MS. FUJITA: Sorry. Yeah. So the meetings that would normally happen on Monday, September 7th are on September 14th.

COUNCILMEMBER KING: So my meeting's in the morning and Yuki's in the afternoon. So that's the other change I was talking about, when we get into October, Yuki's meeting will change to the morning, and then Tasha will be in the afternoon.

CHAIR LEE: Yuki, did you get that? Yuki?

COUNCILMEMBER SUGIMURA: I'm listening. I didn't want to be in the morning at 9 o'clock, I was at 1:30.

COUNCILMEMBER KING: Well, that's what I was asking you about this October schedule. As I was saying, are you okay? Because you're scheduled for 9 a.m. on those two...

COUNCILMEMBER SUGIMURA: So I had said that before, but I'll say it again. Thank you.

CHAIR LEE: All right. So Kelly, you're willing to go in the afternoon? I mean, which one does she want, the morning or the afternoon?

COUNCILMEMBER KING: I'm already in the morning on the...in the September schedule, but she...but Yuki moved to the morning for the October schedule, and she was just saying that she'd rather have the afternoon on Monday. And so --

COUNCILMEMBER SUGIMURA: Thank you, Kelly.

COUNCILMEMBER KING: --maybe you can ask Tasha if she would take the morning on those Mondays.

CHAIR LEE: Okay.

COUNCILMEMBER KING: That's what I was asking earlier because I noticed that Yuki Lei was normally in the afternoon, that, the schedule . . . (*inaudible*). . .

CHAIR LEE: Okay, I'll talk to Tasha. Okay, that's what happens when you don't come to the meeting.

COUNCILMEMBER KING: That's right.

CHAIR LEE: All right. You can take that thing off the screen now, Traci.

COUNCILMEMBER PALTIN: So if you don't come to the meeting, you going get Monday morning meetings.

CHAIR LEE: That's right.

**COUNCIL CHAIR'S MEETING
Council of the County of Maui**

September 2, 2020

COUNCILMEMBER PALTIN: Riki next.

CHAIR LEE: Oh, my God. Okay. So the next...any questions about this issue?

MS. FUJITA: Just to clarify, so this is the new...we're going to do the new Committee meeting in October, or is it for the rest of the year, or are we going to check back after October to see how the rest of the year's going to go?

CHAIR LEE: Well, that's up to the people who like the all-day meeting. Do you folks want to continue that for the rest of the calendar year?

COUNCILMEMBER KING: I would be willing to.

CHAIR LEE: Keani?

VICE-CHAIR RAWLINS-FERNANDEZ: It depends on the CARES Act money and how everything is going with that. So I think regular check-ins with that, the CARES Act, as we get closer to the deadline is going to be important. So for that reason, just because of this pandemic, I would want to go back to having twice a month just so that we can ensure that the proposals and requests that the Councilmembers made to the Administration to fund certain things are being funded. So for that reason alone, would want to go back to...

CHAIR LEE: Okay, I think most people don't really care as long as their dates don't change and their times don't change, yeah? So if we're only going to do the long meetings in October and not November and December, it's not going to affect anybody else besides you and Kelly, right?

COUNCILMEMBER KING: Yeah, we can work with each other to decide.

CHAIR LEE: Yeah.

VICE-CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER KING: If Keani feels that she needs two meetings in a month, then we can split it up. So we'll just decide after we get through . . . (*inaudible*). . . of October.

CHAIR LEE: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Yeah.

CHAIR LEE: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Yeah. That works for me, Chair. And I think the other point that we made in why we crafted the proposed schedule that was...that Traci shared was to split up the two Committees that have oftentimes heavy reading, a lot of meeting materials, the Affordable Housing and PSLU, when there are

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

time-sensitive things like housing proposals, 201H, you know, those kinds of things, there's a lot of reading. So when we created that schedule, one of the things that we tried to do is split those two Committees up.

CHAIR LEE: Okay. And then Tamara, you had some comments?

COUNCILMEMBER PALTIN: Oh, I just was checking in. So that means that PSLU Thursday morning is a permanent switch, and Affordable Housing Monday morning is a permanent switch then? And I'm glad I came to this meeting so I don't got Monday morning.

CHAIR LEE: Okay. That is true. That is true, that's a permanent switch, right? Everybody's understanding is that?

COUNCILMEMBER KING: Correct.

CHAIR LEE: Okay.

COUNCILMEMBER PALTIN: Attendance matters.

CHAIR LEE: Yeah.

2. DESIGNATING A DATE FOR THE CHAIR'S MEETING (Council Chair Lee)

CHAIR LEE: Okay. Now, the next item is the date for the Chair's meeting. We, you know, we started it at...having it after the regular Council meeting, and then the Council meetings became very long, and it was just unreasonable to expect you guys to continue on for a Chair's Meeting. So how about we just keep trying to find the best meeting, since we can't seem to designate one date. Yes, Ms. King.

COUNCILMEMBER KING: Yeah I would just say that if possible, if that extra, the following...the off-week Tuesday isn't being used, then maybe that would be a day and we just schedule it just, you know, as we go because it's just so unpredictable how long the Council meetings. Every time we seem to think it's going to be short, it goes long and vice versa.

CHAIR LEE: Yeah.

COUNCILMEMBER KING: I'm open to...

CHAIR LEE: Okay. Thank you. And then if anybody needs that extra Tuesday, we'll gladly yield to you, to a Committee. Okay? All right, so that takes care of number two.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

3. **PROPOSAL THAT DURING COMMITTEE AND COUNCIL MEETINGS, THE CAMERA MUST BE ON THE COUNCILMEMBERS' FACES** (Council Vice-Chair Rawlins-Fernandez)

CHAIR LEE: Number three is camera on Councilmembers' faces. Keani? Keani, you're on muted. Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay, sorry, Chair. Yeah, so I've heard from the community. My office was contacted about not being able to see some of the Councilmembers, so if we could just be cognizant of that. I'm not sure if we would need a rule or anything, but if you're at the meeting, to make sure that the camera is on your face and, you know, how Chivo, you know, explained to us in the very beginning of this whole transition to virtual meetings, to try to keep your face in the top two-thirds of the screen, like, you know, so that your head almost kind of touches the top part. That way...because on *Akakū*, they have the banner at the bottom, and so if, you know, if your face is way down here like this, and then they have, you know, a banner, you know, that says, you know, EDB Committee meeting, then it's basically blocking, you know, like half of your face, and all you can see is your eyes. So if you can just, you know, keep it positioned so that the community can see your beautiful faces.

CHAIR LEE: Okay. Any other comments? Everybody just be more careful about those things. Ms. Sugimura, and then Ms. Molina [*sic*]...Mr. Molina.

COUNCILMEMBER SUGIMURA: I called Chivo, and I asked him about the different views, you know. And if you look on the bottom left of your screen, we're right now on what I call *Hollywood Squares*, there's three...there's all these blocks. The next one over is called a speaking view, which the person speaking will show up. And then the other one is there's one person, and everybody on the bottom. So that's what he just explained to me. Because I called him about that because I understand what, you know, this is talking about. And with BlueJeans we have different challenges, so just play with the blocks.

COUNCILMEMBER PALTIN: Like right now I can only see your eyebrows to your...

VICE-CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: Well, that's how...yeah, that's how I have my camera, but I'm just talking about the speaking views and these different blocks if anybody would like to.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, that wasn't what I was talking about.

CHAIR LEE: Okay. Go ahead, Keani.

COUNCILMEMBER SUGIMURA: Oh, okay.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

VICE-CHAIR RAWLINS-FERNANDEZ: I was talking about the position of your camera. So you see how you can see my chest. And then you can see, like, just my eyes.

CHAIR LEE: Your head. Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: So just try to be cognizant of positioning your camera so that your head almost touches the top part of the screen. So, you know, just adjust your camera so that it's a little higher up.

UNIDENTIFIED SPEAKER: Lower.

VICE-CHAIR RAWLINS-FERNANDEZ: Lower, I guess, so that we can see your face and it doesn't, you know, cut you off. And even when you're, like, leaning back, I can lean back like this and you can still, you know, see my face. Or I can adjust it so that if I'm leaning back, the, you know, community can still see me. But it's just a matter of being cognizant of where you're positioned in the screen and adjusting your camera. And it's especially difficult when, you know, you're trying to take a vote and if, you know, your camera is way here, and I'm leaning back. And then I call for the question, and I don't know what that person is voting. So I think it's important that, you know, for the community, for the public, that we keep the camera positioned in a way that, you know, it's not just flattering for us, you know. It's...because it...this isn't flattering for anyone, you know. Like it's...all you can see is eyeballs and it's...that's why Chivo tried to help us with lighting, you know, positioning that so that we're center and not, you know, off to the side or anything like that. That our faces and, you know, part of our neck and chest, you know, will be shown in the screen so that we're not just a floating head or eyebrow. And so...but what Member Sugimura is talking about is the view on the screen. So if we change it to *Hollywood Squares*, speaker view, people view, that was a different topic that we talked about, and that the community asked for gallery view, and that's the *Hollywood Squares*. But what I'm talking about now for this item is positioning of you on the screen, your face. Mahalo, Chair.

CHAIR LEE: Tamara. Or --

COUNCILMEMBER PALTIN: Oh, I'll yield to Mr. Molina, he was before me.

CHAIR LEE: Oh, I'm sorry. Mr. Molina, that's right. I forgot.

COUNCILMEMBER MOLINA: Nah, no worries. Just couple of questions on, I guess, screen etiquette, if you will. You know, shutting off your video to take care of a personal matter while the meeting is still in progress, that's, I presume that's no problem, yeah? Because...like, what if I wanted to pick my nose, for example, or something, yeah, or a personal matter. Or if I want to grab a bite to eat or, you know, it's real quick, yeah? Just as long as we don't do it during the voting portion of the meeting, yeah, turning off your video? Even though you can participate by vote, so we cannot do that, yeah? And one other thing, Tamara turned me on to using virtual screens today. I'm just having so much fun with this. Now, for the sake of transparency, I mean, there's

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

nothing against, that, right? You know, if I, you know, when we do attendance, we all say we're from Makawao or Napili and whatnot, then of course, you can tell this background is definitely not Makawao. So no problem with using virtual screens, am I correct? I don't know if we need to check with David Raatz and OIP on that, so.

CHAIR LEE: Traci's an attorney. Traci?

MS. FUJITA: There's no problem with the virtual screen, but there might be a problem about turning your screen off, your video off during a meeting because we still have to maintain quorum during the meeting. And I'm not sure if OIP would opine that, you know, if you turn your video screen off, does that mean you're no longer...you know, it's kind of like you walked out of the Chamber, right? So I think to be safe, I think that the video camera should be on during the meeting so that we can maintain quorum.

COUNCILMEMBER MOLINA: Okay, good point. Thank you, Chair.

CHAIR LEE: Kelly.

COUNCILMEMBER KING: Thank you. Thank you, Chair. Yeah, I just...I think the only thing that's bothersome about these backgrounds is that when you move your head, there's some weird stuff where parts of your head disappear or other shadows show up behind you. And I have --

CHAIR LEE: Tamara.

COUNCILMEMBER KING: --you know, I have...I've actually been doing a few presentations on the side through my other work, and I've had people ask specifically, don't put that kind of background on because then your whole head doesn't...sometimes it disappears into the background. So...and I see that happening with Tamara and Mike, like, you know, as you move your head, there's kind of shadowy stuff happening. So...but that's a personal preference issue. But I wanted to go back to the issue, because I thought what this issue was about...I mean, I understand about...and I'm real conscious of trying to stay in the middle. Like right now, Yuki Lei is at the bottom of her screen, so you can only see her eyes. But I thought this issue was...and I'm not sure that we resolved the issue of trying to do every meeting as a gallery view. Did we agree to that? Because it doesn't feel like they're all...all the Committees are doing that. And I think I heard from Keani that that's up to the Committee Chair to request it; is that correct? To request the gallery view?

CHAIR LEE: I thought we agreed to the gallery view.

COUNCILMEMBER KING: I thought we did too, but it hasn't been happening every time. So I've been hearing from people, you know, in the public that certain people aren't showing up. So I just wanted to be conscious of...maybe we just tell OCS. We don't have to...each time we have a Committee meeting remind them, we just tell OCS, keep it on gallery view all the time. And then the other thing about what Traci just said

**COUNCIL CHAIR'S MEETING
Council of the County of Maui**

September 2, 2020

about turning your screen off. I mean, if you're going to get up and go to the bathroom, it should be okay to turn your video off because it's the same whether you get up and you have an empty seat or you turn your video off; isn't that correct, Traci? It's just you're taking a break for a personal reason?

MS. FUJITA: Right. So if you remember, like, when we were in Chamber, when people leave the Chamber to use the restroom, we still have to maintain quorum.

COUNCILMEMBER KING: Right.

MS. FUJITA: So Staff is counting.

COUNCILMEMBER KING: Right.

MS. FUJITA: So if you turn your screen off...I mean, just...I just...I guess it's similar to being in Chamber, just be aware of how many people are on the screen.

COUNCILMEMBER KING: Right.

MS. FUJITA: Like, if you have a bare quorum for a meeting, then you might have to ask the Chair for a recess if you have to leave because then we won't have quorum.

COUNCILMEMBER KING: Right.

MS. FUJITA: So it's a quorum issue, I think.

COUNCILMEMBER KING: Yeah, that's what I just wanted to clarify. So if there's quorum, then turn your screen off to get up and go to the bathroom or something is no big deal.

MS. FUJITA: Right. Yeah, as long as we have quorum.

COUNCILMEMBER KING: Okay. Thank you.

CHAIR LEE: Anyone else? Oh, yes, Tamara.

COUNCILMEMBER PALTIN: Thank you. So I just was wondering the expectations, like, a couple questions about the expectations. If we're in gallery view for the whole meeting and, like, say we're taking notes and then, like, you see the top of our head like this 'cause we're writing on the paper, is that what is...are we supposed to not take notes and just sit like this so that they always see our face? Or...we can put like a cutout Shane and then take notes or something, or dig our nose, like that?

CHAIR LEE: Okay. At some point --

COUNCILMEMBER PALTIN: Or eat?

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

CHAIR LEE: At some point...okay. Some point, we have to rely on common sense. All right? So if you have to, you know, as Kelly said, if you have to leave, but check first that there is a quorum, then you leave. Otherwise, you have to let the Chair know that you have to leave, so maybe that person can take a recess, the Chair. Then if you have to --

COUNCILMEMBER PALTIN: And like...

CHAIR LEE: --do other personal weird things, yeah, then you can turn to the side or, yeah, cover your face, whatever it is. Yeah.

COUNCILMEMBER PALTIN: And then, just a...

CHAIR LEE: But just remember, just remember, we're supposed to be professional people more or less, yeah? Okay.

COUNCILMEMBER PALTIN: And for roll call, like, right now, when it has our names at the screen, like, at the bottom of the screen, I can't see where it is on my picture on the screen, but like, for you, yours one starts right at your nose --

CHAIR LEE: It does?

COUNCILMEMBER PALTIN: --Mike Molina's one is right below his bottom lip. And like so I'm just asking you guys, does mine...where does mine start? Is it here?

CHAIR LEE: By your chest. By your chest.

COUNCILMEMBER PALTIN: Like right here?

CHAIR LEE: Yeah, right there.

COUNCILMEMBER KING: I can actually see the top of your t-shirt above your name. So for my view, it starts about an inch below the neckline of your shirt. And Mike Molina, I can see his chin is right at the bottom. But right now, you've raised yourself up, so you got a couple inches below your chin.

COUNCILMEMBER PALTIN: You can't slouch then. Like, I mean, if you set it, you can't slouch after you set it.

CHAIR LEE: And then Shane, you're a little dark. Shane, you're a little dark. I mean, you know --

COUNCILMEMBER SINENCI: You can't fix that.

CHAIR LEE: --you folks have employees, right. You guys got employees, you got assistants, ask them to watch you in the beginning or throughout, and advise you if you're too low, too high, too dark, too light, too...you know, whatever. Okay.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

COUNCILMEMBER SINENCI: Chair.

CHAIR LEE: Yes, Shane.

COUNCILMEMBER SINENCI: I was just wondering, you know, sometimes, you know, you get to see a lot of my background here. Is there anything on BlueJeans that could, you know, beside moving the camera forward, or is there anything on the computer that can fade back and forth? Like close up? Or?

CHAIR LEE: And make you look more handsome, yeah?

COUNCILMEMBER SINENCI: Yeah.

CHAIR LEE: Keani, do you...are you...you're the most familiar with BlueJeans.

VICE-CHAIR RAWLINS-FERNANDEZ: There are filters --

COUNCILMEMBER SINENCI: I was just...

VICE-CHAIR RAWLINS-FERNANDEZ: --but it doesn't zoom in or zoom out, so you would have to physically, you know, zoom in and then zoom out. And then I got one of these, so I put my laptop on it so that it's, you know, more straight onto my face and not looking up my nose. You know?

COUNCILMEMBER SINENCI: Okay, all right. Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: But a binder would do too. You can, I mean, I --

COUNCILMEMBER SINENCI: Yeah.

VICE-CHAIR RAWLINS-FERNANDEZ: --have my budget binder right here if I need extra height, and then I just, you know, put the binder under.

CHAIR LEE: Yeah, Kelly, I notice you're looking up.

COUNCILMEMBER KING: I have an eight-inch stool underneath my camera so I'm, like, looking straight at the camera. So I always...I put the stool on the table, I sit on the couch, and I try to make sure I'm looking straight ahead. And I can also take the top of my laptop and move it up and down to make sure my head's at the top of the screen. So...but the reason why you're dark, Shane, is because you have so much light coming from behind you. So you got to be conscious of --

COUNCILMEMBER SINENCI: Yeah.

COUNCILMEMBER KING: --the light behind you.

**COUNCIL CHAIR'S MEETING
Council of the County of Maui**

September 2, 2020

VICE-CHAIR RAWLINS-FERNANDEZ: Get one of these. Selfie light.

COUNCILMEMBER SINENCI: Yeah, Chivo gave me a light too.

CHAIR LEE: Yeah, he gave me, but the thing, you have to charge it all the time.

COUNCILMEMBER SINENCI: Right.

CHAIR LEE: Otherwise it doesn't work. Tamara, what are you doing?

COUNCILMEMBER KING: Where'd you go, Tamara? What's your background now?

CHAIR LEE: Tamara, you the naughty one. Keep still.

COUNCILMEMBER PALTIN: I take after my dogs.

CHAIR LEE: It's okay. All right, that takes care of that.

4. **PROPOSAL THAT VICE-CHAIR RAWLINS-FERNANDEZ ASSIST OFFICE OF THE COUNTY CLERK TO MODERATE COUNCIL MEETINGS** (Council Vice-Chair Rawlins-Fernandez)

VICE-CHAIR RAWLINS-FERNANDEZ: Chair?

CHAIR LEE: Keani, you withdrew the other, Number 4?

VICE-CHAIR RAWLINS-FERNANDEZ: Yeah.

5. **COVID-19 IMPACTS** (Council Chair Lee)

CHAIR LEE: And so Number 5, yeah? Number 5, I just want to give you an update on the flyers. Now, all of...I know some of you really went overboard. Yuki, you went to Carden, you went to Seabury, yeah, Yuki? You went to King Kekaulike, where else? Oh, Waldorf, did you go to Waldorf?

COUNCILMEMBER SUGIMURA: Yeah, Haleakala Waldorf School.

CHAIR LEE: Okay.

COUNCILMEMBER SUGIMURA: To the privates, right?

CHAIR LEE: Yeah. You know, the private schools are actually more responsive. The public schools, it takes a really long time to get their approval. And when you get their approval, they're not very helpful, you know, unfortunately. Most of them are not very helpful. And so I suggest...Kihei Charter was a good one. That guy Stubbs, or

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

whatever his name is, he was very enthusiastic. And so that's the kind of people we want to reach out to. Mike, I know you...where did you go today?

COUNCILMEMBER MOLINA: Yeah, I went...I dropped off Kalama. And by the way, they said they saw the Imi Pono video, they gave rave reviews of it. They loved it. And then I dropped some off at Montessori School, and the Administrator, or I don't know if it was a principal or a teacher, but he said he already had his kids working on it already.

CHAIR LEE: All right.

COUNCILMEMBER MOLINA: Yeah. And then...

COUNCILMEMBER KING: So actually...so the schools were actually there? People are actually there in the schools?

COUNCILMEMBER MOLINA: Yeah, at the private schools --

CHAIR LEE: The private schools.

COUNCILMEMBER MOLINA: --the kids are there, yeah. Public, it's all virtual right now. And then Horizons Academy moved to Kihei where the Roots School in Haiku is currently now. And Roots said they're not doing middle school this year, I guess due to the COVID. So yeah. And then I dropped off Doris Todd Maui Christian Academy, which is basically on the same property, so . . . (*inaudible*). . . All the responses were very nice from the school.

CHAIR LEE: That's great, that's great. Wait, Mr. Sinenci, and then Ms. Sugimura.

COUNCILMEMBER SINENCI: Yeah, I think for, you know, like the regular primary courses like English, history, they already might have their own syllabus already that they need to follow. So maybe more so for those elective courses. I mean, this would be great for science, of course. Science, maybe math. I've given to special needs departments because special needs, they can go ahead and accommodate the curriculums towards more the kids' skills level. So maybe look at those classes where they don't have such a stringent agenda that they have to follow. So classes that have little bit more flexibility, I think, they'll be able to accommodate the project more easily.

CHAIR LEE: Yeah, but we...again, for some reason, the public schools are very challenging, you know. They just don't have that spirit like the private schools do. And so we're trying, we're trying. So we mailed your flyers to you. Did you get them?

COUNCILMEMBER SINENCI: We made some copies and shared with --

CHAIR LEE: Oh.

COUNCILMEMBER SINENCI: --teachers.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

CHAIR LEE: Okay.

COUNCILMEMBER SINENCI: But if we get them in, we'll put them up on the board.

CHAIR LEE: Okay. And then we mailed to Molokai and Lanai. Okay. So, yes, Mike?

COUNCILMEMBER MOLINA: Chair, I noticed on the application it said the deadline is September 15th. Any consideration to extending the deadline? Because basically, it gives the kids less than two weeks to work on it. So is there a chance you may extend it, in case we're asked?

CHAIR LEE: Yeah, I think we're going to have to.

COUNCILMEMBER MOLINA: Okay.

CHAIR LEE: It's...I don't know. But we, you know, we're going to open ourselves up to a lot of complaints for the people who observe the original deadline. But we sent our request for permission to distribute to the DOE schools in early August, and it...you know, not much happened. So now we're scrambling, you know, to try and drum up business, and the better responses are from the private schools. And...but we're...but what do you think? Are we going to get in deep trouble if we extended the deadline? Yes, Kelly.

COUNCILMEMBER MOLINA: Yeah.

COUNCILMEMBER KING: Well, isn't that deadline just an application deadline, then they have until November to actually submit their project? So, you know, I don't know...you know, it's not a deadline where they have to turn anything in, other than the application, Mike. So maybe you should keep the deadline so you don't...you can respect the people that actually have turned it in by that deadline. Because they still have a couple months to work on their actual proposal.

COUNCILMEMBER MOLINA: Okay. . . . *(inaudible)*. . .

CHAIR LEE: I guess what he's saying is people only now getting, you know, like two weeks may not be enough to come up with a concept, you know.

COUNCILMEMBER KING: Oh, do they have to have the concept by two weeks? I thought they just had...

CHAIR LEE: Well, at least an idea of what they're gonna propose. But...and that's the other thing, you know, we can be more flexible on the actual submittal of the application, you know, like, you don't have to give a description of the project.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

COUNCILMEMBER KING: Right, just get your application in. And then if you can't come up with something, they don't have to. But...and they don't have to follow through, but at least they know that they have until November to come up with something.

CHAIR LEE: Uh oh, what did I just do? Wait now.

COUNCILMEMBER KING: You're still here.

CHAIR LEE: Yeah. No, I moved the mouse by accident. Okay. So I, you know, I...why don't you just give me the authority to extend the deadline if necessary.

COUNCILMEMBER KING: Sure, I don't have a problem with that.

COUNCILMEMBER SUGIMURA: You're the boss. Makes sense.

CHAIR LEE: Well, then you can blame me if people complain. So I just feel that some people may not...you know, it's not their fault that it got to them late, you know. So yes, Yuki.

COUNCILMEMBER SUGIMURA: So I delivered, you know, the private schools that I went to, they're actually still on distance learning, and going back next week. And the teachers right now were, I guess, meeting and trying to, you know, figure out all this distant learning challenges and differences. So it is kind of a chaotic times for public schools and private schools. Although I turned in, I gave them the applications, I'm not sure what they're going to do. But I don't think anybody would look down upon, you know, extending the deadline for application because they're...you know, the DOEs and, you know, chaos with HGEA, and the unions, and the parents, and Department of Health, and the pandemic rise, and there's so much going on in the community. This is a small, bright spot in the horizon if they could take time to even look at it. So appreciate that --

CHAIR LEE: Yeah, and...

COUNCILMEMBER SUGIMURA: --and I just want to also say that if Mike Molina is having a picnic, he owes us plenty lunches. So whatever your background is, we're coming. We're coming.

CHAIR LEE: So anyway --

COUNCILMEMBER MOLINA: . . . *(inaudible)*. . .

CHAIR LEE: --I'm counting you guys to be the salespeople and make the pitch because the kids don't have to come up with an original idea at all. They can ask their parents, they can ask their teachers, I don't care who they ask, you know. And they can have partners and they can have teams. And the teams don't have to be necessarily, you know, somebody in that grade level. Because the idea is that if you can search, if you can Google the world, yeah, you're not googling sixth graders or seventh graders,

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

you're googling experts around the world. And the idea...if I were a kid, that's the first place I'd go, is to find out what new businesses are thriving in China, in Korea, in Oklahoma, and wherever, you know? So that's the idea, is for them to just search the world and to look for something pono. And even the Mayor mentioned that...you know, my sister, I didn't realize she was going to do this, but she sent it to all the departments. So when I was at the Kula blessing yesterday, he said, oh, Alice, oh, I want to talk to you about Imi Pono. So, you know, I thought, wow, you know, that's nice that the departments are responding, especially since they saw the video of us. Oh, my God. That's enough to tweak anybody's curiosity. Okay, so any other thoughts? If not, that's it for now. Keep pushing the program, the challenge, the Imi Pono challenge, and get kids to sign up. They can always change their minds, the main thing is they sign up. Okay?

COUNCILMEMBER KING: Can I ask you something?

CHAIR LEE: Yes, King.

COUNCILMEMBER KING: There's a...just...you can call me Kelly.

CHAIR LEE: Okay.

COUNCILMEMBER KING: I like being able to use our informal first names in these meetings. But just since we're talking about COVID, can I just ask you a question about the...if you, you know, maybe you know or don't know, but I thought we had heard that the business grants were going...the new tranche of business, small business grants were going up to 25,000, and that the original folks that only got 7,500 were going to be able to reapply to get more. Do you know anything about that?

CHAIR LEE: No, I only read the press release. I thought the press release said 7,500.

COUNCILMEMBER KING: Well, they --

CHAIR LEE: . . . *(inaudible)* . . .

COUNCILMEMBER KING: --I thought they told us last time they were in front of us that they were going up to 25,000 because--didn't they say that? Yeah, Keani's nodding her head. Because the 7,500 wasn't very much to give to try to save these businesses. And then I had asked the question, what about the ones that already applied and only got 7,500? And I thought they said, yeah, they can reapply, and they can get the balance. But I was...I talked to Marc Tolliver on Friday, who has a business, and he got the \$7,500 loan or grant, but then when he tried to reapply, he was told he already got it. So I'm just getting confused now. So I just was asking in case you knew. But we're trying to follow up with JoAnn and OED too.

CHAIR LEE: Yeah, I really don't...the information I have is from the press release. And my...from what I read, the...you can, if you were given 7,500 before, you can reapply for more, number one. And number two...

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

COUNCILMEMBER KING: Yeah. That's what I thought. But he was told...I told him to check into it, and then he sent me a text and said he was told he couldn't. So I'm going to follow up, but I just thought I'd ask since we're on the COVID thing.

CHAIR LEE: Yeah, it said something about it...they're correcting a previous...I guess, a previous statement that you couldn't apply again, and it said specifically you can apply again.

COUNCILMEMBER KING: Oh, maybe he got the misinformation before the press release came out, so.

CHAIR LEE: Yeah, maybe he did. Maybe he did. But I'm glad that they're finally letting us know where the cases are coming from.

COUNCILMEMBER KING: I know. I've been asking about that, and just...you know, we get it...we have been getting some of that information on other islands, but never on Maui. It was always just like six cases on Maui, never...unless it was part of the hospital cluster, we just never knew where it was from. So finally, we're getting that information.

CHAIR LEE: Yeah. And then, you know, I'm worried that if it starts to spread in the Police Department, who's going to be doing the enforcement, you know.

COUNCILMEMBER KING: Right.

CHAIR LEE: So hopefully, Keani, you can find out some of these things.

COUNCILMEMBER KING: The Police Department and Prosecutor's Office.

CHAIR LEE: Yeah, well, Police Department, ten; Prosecutors, two, yeah? Two or three.

COUNCILMEMBER KING: So far, yeah.

CHAIR LEE: Yeah. But, you know, they're...everybody's working. Everybody's working.

COUNCILMEMBER KING: . . . *(inaudible)*. . .

CHAIR LEE: Somebody complained to me about the exemption, the travel exemption. Well, this travel exemption is very specific, and nobody gets an absolute exemption. I mean, I felt sorry for the lady, I mean, her relative is undergoing cancer treatment or something. So I checked into it, and all of Corp. Counsel is doing exemptions.

COUNCILMEMBER KING: Are you talking about --

CHAIR LEE: So everybody --

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

COUNCILMEMBER KING: --quarantine exemptions?

CHAIR LEE: --has a job. Everybody has a job. Like Corp. Counsel, they're doing all the exemptions. I don't know if Prosecutors have another assignment. But everybody has an assignment, you know, in the Administration. And I was told, no, nobody gets a special...and I let the lady know immediately. And of course, she gave me some choice words. But it can't...it can't be helped. It can't be helped.

COUNCILMEMBER PALTIN: Is that the Lanai one?

CHAIR LEE: I don't recall. I think that's the lady that was trying to go back and forth with her husband or father or somebody who has cancer.

COUNCILMEMBER PALTIN: Yeah, I think she was from Lanai. I didn't respond yet, so can I just say, oh, Chair Lee responded for me?

CHAIR LEE: You can say that, but you know what she replied when I told her? She said, that's a bunch of crock. That's what she tells me. And I...you know, I immediately got on that. I checked with ninth floor, I was referred to Moana Lutey, who checked on it immediately, got back to me, I gave her the answer, and she was very insulting. So that's all you can do.

COUNCILMEMBER PALTIN: Don't even respond, huh?

CHAIR LEE: Huh?

VICE-CHAIR RAWLINS-FERNANDEZ: I agree with her, though.

COUNCILMEMBER PALTIN: Better to not respond?

CHAIR LEE: I...yeah, but the Mayor is not determining. He doesn't create the exemptions, it's the Governor. Those exemptions are established by the Governor, the travel exemptions.

VICE-CHAIR RAWLINS-FERNANDEZ: Whoever it came from.

COUNCILMEMBER PALTIN: . . . *(inaudible)*. . . My aunty had cancer, and she flew into Oahu one day and flew back the same day, and they gave her an exemption, and her daughter escorted her. So if it's from the Governor, it's not the same at each County? Because my aunty didn't have to quarantine. She flew in that day for the procedure, and flew back out. And she got exemption, and her daughter too.

COUNCILMEMBER SUGIMURA: Was it recently?

COUNCILMEMBER PALTIN: But because the daughter works at a hospital, she has to take a test five days later. But she was exempted from quarantine on Hawaii Island.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

CHAIR LEE: Okay, you know what I'll do? I'll send you a copy of what Moana sent me.

COUNCILMEMBER PALTIN: Thank you.

CHAIR LEE: Yeah.

COUNCILMEMBER KING: And what about the rallies? You know, my...one of my staff members called me on Friday, there was a big Trump rally right in front of Kaahumanu Center. And she said it looked like about a hundred people, no masks, standing shoulder to shoulder, waving. And she called the Police, and she called the Managing Director, and no police. She said she was standing right there looking down, and no police were there. And she was told, well, we're looking into who's...we're trying to find out who organized it. And she said, no, you're not, I'm watching it right now, there's not a single police car there. So I'm not sure why they won't enforce on those things. Those are...that was way above the ten-person limit. You know, there's just...we're not getting even enforcement, I guess I would say.

CHAIR LEE: Well, I think it's incumbent on all of us to write down all of these instances. And then when we have a meeting, EDB meeting with Sandy, we go through all of these specific, you know, circumstances, and try and get some kind of commitment from him. But we, you know, we do need to get clarification on the exemptions because, you know, medical things do come up, and we, you know, we're sort of caught in the middle. And at the very least, we should be able to, you know, we could say, this is our understanding, but please call so and so or, you know, email so and so to get verification. Because people blame us for what's happening by the Administration. So anyway, any more ideas or thoughts?

VICE-CHAIR RAWLINS-FERNANDEZ: Chair?

CHAIR LEE: Yes, Keani?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. If we can ask our attorneys that. I disagree with that, and I know that it is the counties that are enforcing the quarantine and not the State, and the exemptions are going through the counties as well. It's the counties that are granting the exemptions. Would we...I guess this question is for Traci. Would we be able to, you know, like, draft a letter together, asking that for medical situations, like having an escort for chemotherapy. Because I don't think someone going over to do chemotherapy should go alone. I agree that there should be someone accompanying that person. So would we be able to, like, draft a letter to the Governor and the Mayor and, like, sign it together instead of waiting for, like, us to do a reso? Because it's not something that we would vote on. It's not under our purview. But it's something...so I'm just wondering if, like, Sunshine Law --

CHAIR LEE: Yeah.

VICE-CHAIR RAWLINS-FERNANDEZ: --if that would be all right.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

CHAIR LEE: Traci, do you have any comments?

MS. FUJITA: Well, the Chair could draft a letter on behalf of the Council.

CHAIR LEE: My dog just peed all over the place.

VICE-CHAIR RAWLINS-FERNANDEZ: She's unhappy about the exemptions too.

CHAIR LEE: She got excited when my grandson walked by.

VICE-CHAIR RAWLINS-FERNANDEZ: So it would just need...

CHAIR LEE: I can work on a letter. I can work on a letter. But...

VICE-CHAIR RAWLINS-FERNANDEZ: Something that we could all sign? Because it's not...

CHAIR LEE: I don't know about all sign. What about that, Traci?

MS. FUJITA: Yeah, I don't know about everyone signing without it being...going through, like, a resolution or something at a Council meeting. But if, you know, based on this discussion during the Chair's Meeting, the Chair could draft a letter on behalf of the Council, you know, as Chair, and maybe asking for that exemption to be allowed or, you know, or what are the criteria for the exemption, or something like that.

VICE-CHAIR RAWLINS-FERNANDEZ: So the Sunshine Law would prohibit us from signing a letter together without going through a resolution format? Because we haven't taken a vote on anything, Chair Lee would be writing it as an individual Councilmember and not on behalf of the Council because it's not something that we voted on.

MS. FUJITA: Right, but she would be...she's the Chair, so she could write it as the Chair, the Chair of the Council.

VICE-CHAIR RAWLINS-FERNANDEZ: So there's...so in Sunshine Law there's language that prohibits us from all signing onto a letter like that?

MS. FUJITA: You know, I mean, I'm thinking that it kind of shows that...it's like the Members are all taking action together on something. Because normally, like, you know, like say, for example, like a ceremonial resolution, right? You have all the Members signing, but it's, like, approved through a resolution. There's, like, a formal vote taken for, like, Council action. So I'm thinking that if you wanted some kind of a joint letter from all the Members, then it probably would need to go through a meeting and a formal vote.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay.

MS. FUJITA: But if you just wanted...

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

VICE-CHAIR RAWLINS-FERNANDEZ: So there is no precedent from any other counties under OIP that allowed for Councilmembers to sign onto a letter?

MS. FUJITA: I..yeah, I guess we could check with OIP to see, yeah. If, I mean, I'm just thinking from the top of my head, it sounds like it would be a problem, but we can check with OIP and see if, you know, they would allow it.

VICE-CHAIR RAWLINS-FERNANDEZ: Well, because I'm also wondering if like a State Representative or Senator were to draft a letter and invited other Councilmembers to sign on, if only three Councilmembers or two would be able to sign onto something.

MS. FUJITA: Oh. Um-hum. Normally in that circumstance, we would just have the Chair signing on behalf of the Council.

VICE-CHAIR RAWLINS-FERNANDEZ: So even...

MS. FUJITA: So you'll have the Chairs of each Council maybe signing off.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay, so maybe if we...if you wouldn't mind looking into that --

MS. FUJITA: Yeah.

VICE-CHAIR RAWLINS-FERNANDEZ: --and seeing if that is something that we're prohibited from doing, whether it's a Council only letter, or if it's initiated by, you know, a State-elected official asking for, you know, statewide support for Councilmembers and, you know, other State officials to sign on to a letter showing support.

MS. FUJITA: Sure, yeah, we can check into it.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Traci. Mahalo, Chair.

CHAIR LEE: Okay, before I call on you, Tamara, Dianne Shimizu, are you still on the call?

MS. SHIMIZU: Yes, I am.

CHAIR LEE: Dianne, can you go through our email, and I hope it wasn't filed already, but pull up Moana's...Moana Lutey's response to me.

MS. SHIMIZU: Okay.

CHAIR LEE: And then send it to all Councilmembers, as well as our response to the lady. I'm not sure of her...what her name is. Okay, and just send it as fast as you can. Like now.

MS. SHIMIZU: Okay.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

CHAIR LEE: Okay, thank you. Okay, Tamara.

COUNCILMEMBER PALTIN: Thanks. I just was wondering, you know, if we are taking a stand on this exemptions and whatnot, like, are we suggesting modified quarantine or anything? Because, I mean, I agree that a chemotherapy patient shouldn't be traveling alone, and the issue is, you know, with the hospitals on Oahu starting to get more and more to capacity, and traveling on the airplane through the airport and whatnot, like, would we be saying, like, you know, upon arrival, testing, and then you don't have to abide by the 14-day quarantine? Because, I mean, I'm for exemptions, but at the same time, the virus doesn't understand exemptions, you know. So I just was wondering if we're going against what whoever it was that established it, are we suggesting a modified type of exemption? I guess there's a big issue with that Temptation Island getting the modified quarantine. And so, you know, if it's good for one, it's good for all, or whatever the case may be. But with Lanai, they don't have any cases now and, you know, I guess, how do we decide the balance between, you know, humanitarian compassion and it not...it's, like, all uncharted territory basically. Like, you know, funerals. It...before this whole thing happened, you would have never thought that it would be criminal to go to a big funeral with all your family and, you know, just have some closure. And then next thing you know, there's people getting coronavirus, and then people are like, you know, vilifying folks that went to a big funeral. And so, I mean, how do we, as not medical professionals, draw the line between what is humanitarian compassion and what is medical policy, and if a modified quarantine is the result of an exemption or if there's no exemption? I just was concerned, you know, 'cause Lanai, to our knowledge right now, doesn't have any cases. And if this person is going back and forth all month to Oahu, where there's a lot of cases, and we give the exemption, then how do we know that we're not going to be promoting, if it should happen, for it to spread at like, you know, the marketplace or whatever?

CHAIR LEE: Any response? Anyone? Yes, Keani, and then Kelly.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I would think that if someone is caring for someone who was undergoing chemotherapy, that because their immune system is so low and actually being killed by chemotherapy treatments, that that person wouldn't...would be very cautious and careful not to get the virus because they could then kill the person that they're caring for because that person's immune system is now shot. So I just, I don't see how someone who is caring for someone that I, you know, I guess they care for and would love, to go through something like that. I just don't see how that person would be reckless in exposing that person's self to the...to somewhere they would get the virus and then, you know, expose the person they're caring for to the virus and potentially killing the person. So I don't understand exactly where Member Paltin is coming from with that. I understand, I know what funeral she's talking about, and I think that's little bit different. It doesn't...I don't think there's a comparison to a funeral and someone accompanying someone who's doing chemotherapy treatment.

CHAIR LEE: Tamara --

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

COUNCILMEMBER PALTIN: Oh --

CHAIR LEE: --and then Kelly.

COUNCILMEMBER PALTIN: --I'm not...either way, I'm not saying that they're doing it purposefully, you know. There's folks that...shucks, my battery's running low. There's folks that would take their loved ones to the hospital. Not...I mean, right now our hospital is again, the biggest cluster. And when you take your loved one to the hospital, it's not like you're expecting to expose them, I'm not saying willingly, but the way that this virus has been transmitted without people knowing that they're even infected.

VICE-CHAIR RAWLINS-FERNANDEZ: But she's...

COUNCILMEMBER PALTIN: I'm not saying anyone would not take precautions, but that the hospital, in fact...and, you know, like my mom was at the Veteran's Center, and she took like six nose swabs to get into the Veteran's Center on the Big Island. And next thing you know, there's 34 cases at the Veteran's Center. I'm not saying that anyone would knowingly do it, I'm saying that we don't have a handle on this, you know? Like, she took four swabs just to get into the Veteran's Center. The day after she got in, there's two cases. Then there was five cases. Now there's 30 cases. So I'm not saying anyone would be reckless or...I'm saying that we don't know, you don't know by looking at people. People don't have symptoms and they have it. Like, you touch something, they don't even know if it's 18 hours on a stainless steel that hasn't been cleaned. We just know that it's kind of running rampant in Oahu. Hospitals, if you're sick, that's where you're going to go. Not just for chemotherapy, but also for coronavirus and whatnot. I'm not trying to accuse anyone of, like, being reckless, I'm saying that this is something that's happening. Like when we put my mom in the Veteran's Center, we thought it was the best thing for her, you know. She cracked her skull, cracked her ribs, her heart was problem. And so...like, we're like rehab, you know, so you can...and then as soon as she got there, everything like shut down, and she had couple more negatives and...so I'm not trying to accuse someone of being reckless, I'm saying, we don't know. People don't know if they're carriers, and that's the problem. Like even New Zealand, when they totally shut down and they thought, okay, we're all good, we're not letting anyone in and out. And then like one family got it, and the next thing you know, they were clear for like 70 days, and then 77 people pop up with it. So that was just my point. It's not that somebody's going to be reckless.

VICE-CHAIR RAWLINS-FERNANDEZ: So Chair and Member Paltin, would you not have taken your mom there? I think, like, you know, when it comes to...I don't know how aggressive this cancer is, that's something that could certainly kill this person. If they're willing to go where, you know, to Queens or wherever on Oahu, which doesn't have...which has a control, a handle of, you know, their safety procedures. They don't have a cluster the way that Maui Memorial does. That if they are going to that hospital because someone has cancer and needs chemotherapy, and they're willing to

**COUNCIL CHAIR'S MEETING
Council of the County of Maui**

September 2, 2020

take that risk, I don't...I wouldn't want to stand in the way of that person being able to get treatments that they need, or are choosing to elect because it could buy them time or save their life. And I wouldn't ask them for that details. I would hope that they've, you know, looked at the factors involved, looked at all the risks, and made a best decision moving forward that cancer is there, and could be killing the person, and they're willing to take that risk to fly over to Oahu to get chemotherapy treatment.

CHAIR LEE: Well, you know what? Let me check into this further because we really don't have all the facts available, and I'll get back to all of you. Meanwhile, you should be getting a copy of Moana's email to me, but it was pretty brief. It said that no one has absolute exemption. I remember that. And so I will check whether that authority lies with the Governor, or with whom, and try to figure this out and let you folks know. All right?

COUNCILMEMBER SUGIMURA: We received it, it's in our inbox. Thank you, Dianne.

CHAIR LEE: Oh, what did it --

COUNCILMEMBER SUGIMURA: We got two emails from you.

CHAIR LEE: --what did it say? I mean, it's very short. What did it say?

COUNCILMEMBER SUGIMURA: Yeah, from Moana. Wait, where's my glasses?

COUNCILMEMBER PALTIN: It says that she can travel from work to home and although she's taking COVID-19 tests, no one is exempt from...although she's taking COVID tests, no one in the State is allowing that as an alternative to a limited exemption. There are no absolute exemptions. So it does kind of sound like she has a limited exemption, and she can travel from work to home, is limited to traveling from work to home for the protection of her community. So, I mean...

CHAIR LEE: No, but what does the lady want to do? What is...she wants to travel from...

COUNCILMEMBER SUGIMURA: Whoa, this is a really long email.

COUNCILMEMBER PALTIN: I think she wants to...because she's taking the COVID tests, she doesn't want to have to be limited because I guess she thinks that if she takes the test, and she turns up negative, then she's good to go. Which was kind of a little bit what I was suggesting, you know.

CHAIR LEE: Okay.

COUNCILMEMBER PALTIN: Take the test, then you're good.

CHAIR LEE: Okay, but the lady wants to travel --

COUNCILMEMBER PALTIN: But I guess that's not it.

COUNCIL CHAIR'S MEETING
Council of the County of Maui

September 2, 2020

CHAIR LEE: --from Maui to the hospital on Oahu, right? And she has not been able to do that.

COUNCILMEMBER PALTIN: No, she can do that. She can travel back and forth, but when she comes back to Maui, she's limited to her house and her work.

CHAIR LEE: Oh, I see.

COUNCILMEMBER PALTIN: She's not supposed to go to the grocery store or the beach or the park.

CHAIR LEE: So she...

COUNCILMEMBER PALTIN: So she kind of has a...I guess they're calling it a limited exemption.

CHAIR LEE: So...but she can accompany her relative to the hospital.

COUNCILMEMBER PALTIN: Oh yeah, yeah. It's just the consequence of doing that is that she's limited, once she returns to Lanai, to staying home and going to work for the protection of her community. My...what I was kind of suggesting was she be exempted from that with a test, which I guess it seems that Moana says, no can.

CHAIR LEE: So now my job is to find out who established that law, right? Who established it. Okay. Oh, did Dianne send you the response from the lady?

COUNCILMEMBER PALTIN: Yeah, but it's in...

CHAIR LEE: Okay, Kelly.

COUNCILMEMBER KING: Yeah, I just wanted to say, I don't know that we're going to solve this particular issue going round and round. But, you know, we all have different experiences of people that we know that have done certain things, and some of them have been reckless, and some of them have been really good about it. There is another exemption on Lanai, and that's with the ferry. The ferry's taking first responders back and forth without the quarantine. I believe that the modified quarantine for that Temptation Island project was an industry modification, not just for this particular project. It was something that the Governor was giving to the film industry to try to get the film industry get going again. But I think the point that I was going to make was that I think we started out this conversation about a letter, whether or not we all wanted to sign a letter. And maybe the way to go about it is, if you want to write a letter, Alice, from yourself as Council Chair, you can say whatever you want as Council Chair. And if you send us copies of the letter and each of us wants to write a similar letter or something, we can do so under our own names, and then we can each decide what we want to put in that letter. And maybe we have...like, sounds like Tamara might have something different she wants to ask for. But it's hard to make

**COUNCIL CHAIR'S MEETING
Council of the County of Maui**

September 2, 2020

one letter for the whole Council at this point because, you know, we all have different ideas of what really should be happening and what the experiences are. I mean, I know people who their own grandkids, you know, friends of mine who their own grandkids, their kids and their grandkids are not being careful, and they don't even want to be around them, and they live on the same island. But they're like, you know, we can't be around you because you guys aren't being careful enough. And so I don't think we're going to solve it by, you know, our individual issues with one letter. So that would be my suggestion. It's just that...I would love to, if you want to write a letter, I would love to get a copy of that letter, and then maybe I'll write a similar letter, and maybe it'll be just a little different or not. But at least each individual Councilmember can give our own input once we find out the facts of who is approving these modified quarantines.

CHAIR LEE: Yes, Mike.

COUNCILMEMBER MOLINA: Yeah, no, I agree with Kelly on that. That's something I'd like, you know, you submit a letter, and everybody takes a look at it and if you concur with it, fine. Then we just send a supporting letter and we can put in, in addition to what Chair Lee is asking, and blah, blah, blah. So I like that concept. So I can go with that suggestion from Kelly.

CHAIR LEE: Okay.

COUNCILMEMBER MOLINA: Thank you.

COUNCILMEMBER SUGIMURA: I concur. I like that.

CHAIR LEE: Okay. Any other thoughts? Anyone? If not, that concludes today's meeting. Everybody be safe. Take care and I'll see you soon. . . .(gavel). . .

ADJOURN: 3:03 p.m.

APPROVED:



ALICE L. LEE
Council Chair

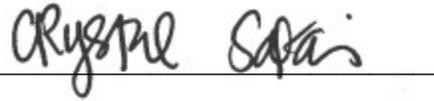
**COUNCIL CHAIR'S MEETING
Council of the County of Maui**

September 2, 2020

CERTIFICATION

I, Crystal Sakai, hereby certify that pages 1 through 34 of the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 25th day of September 2020, in Wailuku, Hawaii

A handwritten signature in black ink, reading "Crystal Sakai", is written over a horizontal line.

Crystal Sakai