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COUNCIL OF THE COUNTY OF MAUI

A G E N D A

Regular Meeting of October 9, 2020
9:00 a.m.

OFFICE OF THE
COUNTY CLERK

Meeting Site: Online Only via BlueJeans link <https://maui.bluejeans.com/295235670>

Please contact the Office of the County Clerk for more information.

Meeting will be televised on Akaku: Maui Community Media, Channel 53, and
livestreamed on <https://mauicounty.legistar.com>

website: <http://co.maui.hi.us/Archive.aspx?AMID=226>

e-mail: county.clerk@mauicounty.us

ORAL OR WRITTEN TESTIMONY

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. Each testifier shall be allowed to speak for up to three minutes on each item. If approved by the presiding officer and announced prior to any oral testimony being taken, the testifier may be allowed one minute to conclude the testimony on the item. The time limits for testimony at a Council meeting may be modified, if the modification is initiated by the presiding officer and approved by a majority of the Council; provided that a modification would apply equally to all testifiers and all items. No further oral testimony by the testifier on the item shall be permitted. An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify.

Individuals may provide oral testimony by phone or videoconference. To join the meeting by phone, call 1-408-317-9253 and input meeting code 295235670. To join by videoconference, use the following link: <https://maui.bluejeans.com/295235670>.

If the connection between any testifier and the videoconference is lost, the meeting will still continue. Members of the public interested in information about offering testimony on an agenda item may contact the Office of the County Clerk (808-270-7748) prior to the meeting.

If written testimony is e-mailed or faxed (808-270-7171), it must be received at least 24 hours prior to the meeting; provided, that if a meeting will be held on a Monday, written testimony shall be received by 12:00 noon on the business day preceding the meeting.

A. ROLL CALL

B. OPENING REMARKS: COUNCILMEMBER YUKI LEI K. SUGIMURA

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONS

E. CEREMONIAL RESOLUTIONS:

NO. _____ "EXTENDING CONDOLENCES TO THE FAMILY OF THE LATE MELVIN TOMITA"

NO. _____ "CONGRATULATING JESSICA GLEASON, 2019 LIBRARIAN OF THE YEAR"

NO. _____ "RECOGNIZING OCTOBER 2020 AS NATIONAL CYBERSECURITY AWARENESS MONTH"

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONY

G. MINUTES:

Regular Meeting/Public Hearing of July 24, 2020
Regular Meeting of August 18, 2020

H. COMMUNICATIONS:

1. COUNTY COMMUNICATIONS:

NO. 20-487 - CHIEF OF POLICE, transmitting a grant agreement from the Office of Youth Services for the KALO Program in the amount of \$89,000.

NO. 20-488 - CHIEF OF POLICE, transmitting a letter from the Maui Police Foundation for a grant for the Traffic Division's Drone Program in the amount of \$9,110.26.

NO. 20-489 - DIRECTOR OF PUBLIC WORKS, notification of a grant award from the Federal Highway Administration for the Old Haleakala Highway Traffic Signal Improvements at Pukalani Street Project in the amount of \$362,096.84.

NO. 20-490 - DIRECTOR OF PUBLIC WORKS, notification of a grant award from the Federal Highway Administration for the Guardrail and Shoulder Improvements, Phase 1 – Haliimaile Road Project in the amount of \$631,975.31.

NO. 20-491 - DIRECTOR OF HOUSING AND HUMAN CONCERNS, transmitting Contract Modification Order No. 5 from the State of Hawaii, Executive Office on Aging for the Title III Program in the amount of \$27,064.

H. COMMUNICATIONS (continued):

- NO. 20-492 - MAYOR, informing of a vacancy on the Committee on the Status of Women due to the resignation of Mahie McPherson.
- NO. 20-493 - MAYOR, informing of a vacancy on the Board of Water Supply due to the resignation of Harolen Kaiwi.
- NO. 20-494 - DIRECTOR OF FINANCE, informing of the acceptance of Drainage Easement "D-1", The Gorilla Foundation Subdivision, Lahaina, TMK: (2) 4-3-001:017 POR.
- NO. 20-495 - DIRECTOR OF FINANCE, informing of the acceptance of Waterline Easement "W-1", The Gorilla Foundation Subdivision, Lahaina, TMK: (2) 4-3-001:017 POR.
- NO. 20-496 - COUNCIL CHAIR LEE, transmitting a proposed resolution entitled "APPROVING THE HAWAII STATE ASSOCIATION OF COUNTIES EXECUTIVE COMMITTEE'S NOMINATION OF CITY AND COUNTY OF HONOLULU COUNCILMEMBER JOEY MANAHAN TO THE NATIONAL ASSOCIATION OF COUNTIES' BOARD OF DIRECTORS FOR THE PERIOD ENDING DECEMBER 31, 2020".
- NO. 20-497 - DIRECTOR OF HOUSING AND HUMAN CONCERNS, transmitting a proposed resolution entitled "APPROVING CERTAIN FINANCING STRUCTURE COMPONENTS RELATING TO THE USE OF FUNDS RECEIVED THROUGH CHAPTER 3.35, MAUI COUNTY CODE FOR THE KAIAULU O KUPUOHI AFFORDABLE HOUSING PROJECT".
- NO. 20-498 - COUNCILMEMBER KING, transmitting a proposed resolution entitled "SUPPORTING AN AGENDA TO TRANSFORM, HEAL, AND RENEW BY INVESTING IN A VIBRANT ECONOMY: 'THRIVE'".
- NO. 20-499 - DIRECTOR OF FINANCE, reporting on temporary transfers/loans from the General Fund and Department of Water Supply Revenue Fund to the 2020 Proposed General Obligation Bond Fund as of July 31, 2020.
- NO. 20-500 - DIRECTOR OF FINANCE, reporting on temporary transfers/loans from the General Fund and Department of Water Supply Revenue Fund to the 2020 Proposed General Obligation Bond Fund as of August 31, 2020.
- NO. 20-501 - DIRECTOR OF FINANCE, transmitting the Director of Finance's Quarterly Report for Fiscal Year July 1, 2019 to June 30, 2020 and the Capital Improvement Projects Report as of June 30, 2020.

H. COMMUNICATIONS (continued):

NO. 20-502 - COUNCILMEMBER MOLINA, relating to appointments to the Commission on Healing Solutions for Homelessness.

NO. 20-503 - CHIEF OF POLICE, transmitting a proposed resolution entitled "AUTHORIZING ACCEPTANCE OF THE DONATION OF A NEW IDEMIA CARDS CAN DEVICE AND ACCESSORIES FROM THE HAWAII CRIMINAL JUSTICE DATA CENTER TO THE MAUI POLICE DEPARTMENT, PURSUANT TO CHAPTER 3.56, MAUI COUNTY CODE".

2. GENERAL COMMUNICATIONS:

NONE.

I. COMMITTEE REPORTS:

NO. 20-122 - AFFORDABLE HOUSING COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill amending Chapter 3.35, Maui County Code, to allow flexibility in Affordable Housing Fund grant and loan requirements; and
2. **FILING** of communication.

NO. 20-123 - GOVERNANCE, ETHICS, AND TRANSPARENCY COMMITTEE:

Recommending **ADOPTION** of resolution approving the appointment of Michele Heile to the Salary Commission, for a term expiring on March 31, 2025.

NO. 20-124 - GOVERNANCE, ETHICS, AND TRANSPARENCY COMMITTEE:

Recommending **ADOPTION** of resolution to authorize settlement of Claim 4065961 of Maui Electric Company, Limited, in the amount of \$12,420.84.

With reference to this agenda item, one or more executive meetings are anticipated in accordance to Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

I. COMMITTEE REPORTS (continued):

NO. 20-125 - HEALTHY FAMILIES AND COMMUNITIES COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution authorizing the use of the War Memorial Complex special events arena, baseball fields, gymnasium, and stadium parking lot for the proposed Maui AgFest & 4-H Livestock Fair, for the period 2021 through 2025, and to authorize the license period to extend in excess of five consecutive days per event; and
2. **FILING** of communication.

NO. 20-126 - WATER, INFRASTRUCTURE, AND TRANSPORTATION COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill authorizing the Mayor of the County of Maui to enter into an Intergovernmental Agreement with United States Geological Survey, Pacific Islands Water Science Center, U.S. Department of the Interior, to continue the cooperative water-resource monitoring program through September 30, 2021; and
2. **FILING** of communication.

NO. 20-127 - WATER, INFRASTRUCTURE, AND TRANSPORTATION COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill authorizing the Mayor of the County of Maui to enter into an Intergovernmental Agreement with the Honolulu Board of Water Supply, Hawaii County Department of Water Supply, and Kauai County Department of Water Supply to participate with Hawaii Water Utility Members to provide assistance during an emergency; and
2. **FILING** of communication.

NO. 20-128 - WATER, INFRASTRUCTURE, AND TRANSPORTATION COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill adopting an update to the Water Use and Development Plan for the island of Maui; and
2. **FILING** of communication.

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

BILL NO. 96 (2020) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE DEPARTMENT OF THE ATTORNEY GENERAL, STATE OF HAWAII"

BILL NO. 97 (2020) - "A BILL FOR AN ORDINANCE AMENDING CHAPTER 2.28.070, MAUI COUNTY CODE, RELATING TO PLANNING COMMISSION AND ADVISORY COMMITTEE MEMBERSHIP REQUIREMENTS"

BILL NO. 98 (2020) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2021 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX A, PART I, GRANTS AND RESTRICTED USE REVENUES – SCHEDULE OF GRANTS AND RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS, DEPARTMENT OF HOUSING AND HUMAN CONCERNS, AGING AND DISABILITY RESOURCE CENTER (ADRC) EXPANSION"

BILL NO. 99 (2020) - "A BILL FOR AN ORDINANCE AMENDING CHAPTER 2.82.050, MAUI COUNTY CODE, RELATING TO GREENPRINT"

L. UNFINISHED BUSINESS:

NONE.

NOTE: "BOARD PACKETS", AS DEFINED IN SECTION 92-7.5 OF THE HAWAII REVISED STATUTES, ARE AVAILABLE FOR INSPECTION AT THE OFFICE OF THE COUNTY CLERK, 200 SOUTH HIGH STREET, WAILUKU, HAWAII. "BOARD PACKETS" ARE ALSO AVAILABLE ELECTRONICALLY AS SOON AS PRACTICABLE UPON REQUEST.

ITEMS LISTED ON THE AGENDA MAY BE ACCESSED AT MAUICOUNTY.LEGISTAR.COM.