

**ANIMAL CONTROL BOARD  
COUNTY OF MAUI**

APRIL 12, 2021  
9:00 A.M.

Online Via the BlueJeans Videoconferencing Platform  
Meeting ID: 373469845

**MINUTES**

The meeting was called to order at 9:05 a.m. by Chair Larsen. The following members and staff were present:

Members Present: Ron Larsen  
Chivo Ching-Johnson  
Dr. Paul McCurdy  
Patrick Borge

Staff Present: Daniel Kunkel Deputy Corporation Counsel  
Kimberly Ferguson, DHHC Board Secretary

Others Present: Steve MacKinnon, CEO, Maui Humane Society

**I. PUBLIC TESTIMONY**

Chair Larsen opened the floor for public testimony. There was no one present to testify. Public testimony was closed with no objections.

**II. NEW BUSINESS**

A. Approval of Minutes

Chair Larsen entertained a motion to approve the minutes of the March 8, 2021 meeting with no revisions. Motion moved by Vice Chair Ching-Johnson, seconded by Member Borge. All were in favor of approving the minutes of the March 8, 2021 meeting. Motion carried unanimously.

B. Approval and Adoption of the Decision and Order and Findings of Fact and Conclusions of Law related to the Krause Disposition Case

Chair Larsen entertained a motion to approve and adopt the Decision and Order and Findings of Fact and Conclusions of Law related to the Krause contesting case hearing on March 8, 2021. Motion to approve and adopt moved by Vice Chair Ching-Johnson, seconded by Member Borge. There was no further discussion. All were in favor of approving and adopting the Decision and Order and Findings of Fact and Conclusions of Law related to the Krause Disposition Case. Motion carried unanimously.

C. Presentation of Proposed Legislation by Steve MacKinnon, CEO, Maui Humane Society

Chair Larsen turned the meeting over to Steve MacKinnon with the Maui Humane Society (MHS). Mr. MacKinnon informed the Board of proposed additions MHS made a year ago to Chapter 6 of the Maui County Code having to do with Animal

Control. Mr. MacKinnon noted that such revisions, if approved by Council, would add to the current duties of the Animal Control Board.

Mr. MacKinnon explained the proposed legislation would address repeat violators by identifying them as an irresponsible owners. The language in the proposed ordinance would apply to owners who have two or more violations within a 12 month period. Mr. MacKinnon provided an example of a case that's been ongoing for over a year with a dog owner who hasn't been complying and has been issued citations related to barking dogs who are disrupting the quality of life of neighbors. If the proposal is approved by the County, MHS could take action by issuing a notice to the owner, and the owner would be given the opportunity to present his argument to the Board. Mr. MacKinnon reassured the Board that MHS would take the responsibility seriously and not refer cases each time they have someone not complying. Mr. MacKinnon estimated such cases may occur 2-3 times a year and would pertain to cases where MHS was not able to obtain compliance and/or the animals or community is unsafe.

Mr. MacKinnon was not sure when the item would be heard by Council but wanted to be able to let the Council know that the Board was consulted.

Chair Larsen opened the floor up for questions from the Board. Questions and comments were provided by Vice Chair Ching-Johnson, who was in support of the ordinance. Chair Larsen thanked MHS for their work and supported the proposal. Member Borge also supported the proposed ordinance and stated that the pet owners should be held responsible. Member McCurdy thanked MHS and voiced his support of the proposed legislation as well.

Deputy Corporation Counsel Kunkel noted that endorsement from the Board was being requested by MHS but not that of Corporation Counsel (CC), which would occur at a later date if submitted to CC for review.

Although individual board members voiced their support, the Animal Control Board did not hold a formal vote on the issue whether the Board endorsed the Maui Humane Society's proposed ordinance.

Mr. MacKinnon thanked the Board for their time and appreciated the support.

D. Memorandum Received from the Maui Charter Commission

Chair Larsen asked the members if they reviewed the Commission's March 22, 2021 memo and if they would like to discuss any proposed amendments. There were no proposals offered.

**III. ADJOURNMENT**

Chair Larsen entertained a motion to adjourn the meeting. Motion moved by Member Ching-Johnson, seconded by Member Borge. All were in favor; motion carried unanimously. Meeting was adjourned by Chair Larsen at 9:23 a.m.

Respectfully submitted:

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Kimberly Ferguson  
Secretary to the Animal Control Board