

RECEIVED

COUNCIL OF THE COUNTY OF MAUI

2021 JUN 25 PM 3:15

A G E N D A

OFFICE OF THE
COUNTY CLERK

Regular Meeting of July 2, 2021
9:00 a.m.

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 An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify.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 video conference. To join the meeting by phone, call 1-408-317-9253 and input meeting code 295235670. To join by video conference, use the following link: <https://maui.bluejeans.com/295235670>.

Testifiers will be asked to disconnect from the video conference meeting once their testimony has concluded. Once the testimony period has closed, only the Councilmembers, staff, and designated resource persons will be connected to the video conference meeting. All other individuals will be disconnected. Individuals wanting to view the remainder of the meeting may do so on Akaku Channel 53 or on <https://mauicounty.legistar.com/>. Individuals may be disconnected from the meeting for breaking decorum.

If the connection between any testifier and the video conference 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 TASHA KAMA

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONS

E. CEREMONIAL RESOLUTIONS:

NONE.

F. SET THE CONSENT CALENDAR

G. PRESENTATION OF WRITTEN OR ORAL TESTIMONY

H. MINUTES:

Public Hearing of April 16, 2021

Public Hearing of May 14, 2021

I. ACTION ON THE CONSENT CALENDAR

COUNTY COMMUNICATIONS:

NO. 21-287 - DIRECTOR OF WATER SUPPLY, transmitting the State of Hawaii Commission on Water Resource Management water use reports for April 2021 for all registered well reporters in the County of Maui.

NO. 21-288 - DIRECTOR OF PUBLIC WORKS, transmitting a copy of the Request for Project Authorization, and/or Modification approving the federal funds to advertise for bids for the South Kihei Road Pavement Rehabilitation, Lipoa Street to Auhana Road, and Keonekai Road to Kilohana Drive Federal-Aid Project No. STP-3100(016).

NO. 21-289 - DIRECTOR OF PUBLIC WORKS, transmitting a copy of the FFY 2019-2022 Maui Transportation Improvement Program Revision #12 Administrative Modification, which includes the Mill Street Pavement Reconstruction Project, Federal-Aid Project STP-3840(001).

NO. 21-290 - MAYOR, informing of a vacancy on the Maui County Commission on Persons with Disabilities due to the resignation of Melody Uchimura.

NO. 21-291 - DIRECTOR OF FINANCE, informing of the acceptance of Sewerline Easement "1", 65 Manako Street, affecting Lot G, TMK: (2) 5-3-002:158 POR.

NO. 21-292 - DIRECTOR OF FINANCE, informing of the acceptance of Sewerline Easement "U-6", 308 Dickenson Street, affecting a portion of Old Mill Street, TMK: (2) 4-6-016:038 POR.

NO. 21-293 - DIRECTOR OF FINANCE, informing of the acceptance of Sewerline Easement "U-7", 300 Lahainaluna Road, affecting Old Mill Street, TMK: (2) 4-6-016:004 POR.

J. COMMUNICATIONS:**1. COUNTY COMMUNICATIONS:**

- NO. 21-294 - COUNCILMEMBER KING, relating to Councilmembers' report on the groundbreaking and blessing of the Kihei Wastewater Disposal Pilot Project on June 10, 2021.
- NO. 21-295 - COUNCILMEMBER KING, relating to Councilmembers' report on the Sustainable and Regenerative Tourism Town Hall meeting on June 21, 2021.
- NO. 21-296 - COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ, transmitting a proposed resolution entitled "RECOGNIZING THE CENTENNIAL CELEBRATION OF THE HAWAIIAN HOMES COMMISSION ACT OF 1920, AS AMENDED".
- NO. 21-297 - COUNCIL CHAIR LEE, transmitting a proposed resolution entitled "URGING THE STATE TO ADDRESS OVERCROWDING ON STATE HIGHWAYS ON THE ISLAND OF MAUI".
- NO. 21-298 - COUNCILMEMBER PALTIN, relating to a proposed amendment to Bill 60 (2021), relating to a moratorium on building permits for visitor accommodations.
- NO. 21-299 - COUNCILMEMBER PALTIN, relating to a proposed amendment to Bill 62 (2021), relating to zipline, canopy, rappelling, and bungee jumping.
- NO. 21-300 - COUNCILMEMBER SINENCI, transmitting a proposed resolution entitled "SUPPORTING THE SUBMISSION OF A LETTER OF INTEREST FOR THE WATER INFRASTRUCTURE FINANCE AND INNOVATION ACT PROGRAM".
- NO. 21-301 - COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ, relating to amendments to Appendix A, Grants and Restricted Use Revenues – Schedule of Grants and Restricted Use Revenues by Departments and Programs for Fiscal Year 2022.
- NO. 21-302 - COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ, relating to amendments to the Fiscal Year 2022 Budget to authorize transfers between categories of use within a program or department.
- NO. 21-303 - COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ, relating to amendments to Capital Improvement Projects for Fiscal Year 2022.
- NO. 21-304 - DIRECTOR OF FINANCE, reporting on temporary transfers/loans from the General Fund and Department of Water Supply Revenue Fund to the 2021 Proposed General Obligation Bond Fund as of May 31, 2021.

J. COMMUNICATIONS (continued):

- NO. 21-305 - COUNCILMEMBER PALTIN, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE TO PROHIBIT THE SALE, USE, OR DISTRIBUTION OF SUNSCREEN CONTAINING OXYBENZONE AND OCTINOXATE".
- NO. 21-306 - COUNCILMEMBER KING, transmitting a proposed resolution entitled "APPROVING THE FISCAL YEAR 2022 OPERATING BUDGET FOR THE HAWAII STATE ASSOCIATION OF COUNTIES".
- NO. 21-307 - COUNCILMEMBER KING, transmitting a proposed resolution entitled "APPROVING THE HAWAII STATE ASSOCIATION OF COUNTIES EXECUTIVE COMMITTEE'S NOMINATIONS TO THE NATIONAL ASSOCIATION OF COUNTIES AND WESTERN INTERSTATE REGION BOARD OF DIRECTORS FOR FISCAL YEAR 2022".
- NO. 21-308 - COUNCILMEMBER KING, transmitting a proposed resolution entitled "ESTABLISHING A SISTER-CITY RELATIONSHIP WITH SAN CRISTOBAL ISLAND, GALAPAGOS, REPUBLIC OF ECUADOR".
- NO. 21-309 - PRESIDING OFFICER PRO TEMPORE KAMA, relating to public shoreline access for recreational purposes.
- NO. 21-310 - COUNCIL CHAIR LEE, relating to tourist traffic in East Maui and Kahakuloa.
- NO. 21-311 - COUNCILMEMBER SUGIMURA, relating to the Central Maui Landfill.

2. GENERAL COMMUNICATIONS:

NONE.

K. COMMITTEE REPORTS:

- NO. 21-46 - INFRASTRUCTURE AND TRANSPORTATION COMMITTEE:

Recommending **ADOPTION** of resolution urging the Administration to implement the Vision Zero Maui Action Plan.

L. RESOLUTIONS:

NONE.

M. ORDINANCES - SECOND AND FINAL READING:

- BILL NO. 60 (2021) - "A BILL FOR AN ORDINANCE AMENDING THE BUILDING CODE TO ADD CHAPTER 40 RELATING TO A MORATORIUM ON BUILDING PERMITS FOR VISITOR ACCOMMODATIONS"

K. ORDINANCES - SECOND AND FINAL READING (continued):

BILL NO. 61 (2021) - "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 5101, BILL NO. 66 (2020), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF FINANCE – ACQUISITION OF 100 MAHALANI STREET BUILDING AND PROPERTY)"

BILL NO. 62 (2021) - "A BILL FOR AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE RELATING TO ZIPLINE, CANOPY, RAPPELLING, AND BUNGEE JUMPING COMMERCIAL OPERATIONS IN THE AGRICULTURAL DISTRICT"

BILL NO. 63 (2021) - "A BILL FOR AN ORDINANCE AMENDING CHAPTERS 19.64 AND 19.69, MAUI COUNTY CODE, RELATING TO THE URBAN RESERVE DISTRICT"

N. 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.

THIS ONLINE MEETING IS BEING CONDUCTED IN ACCORDANCE WITH THE GOVERNOR'S MOST RECENT EMERGENCY PROCLAMATION ON COVID-19. IF BLUEJEANS CONNECTIVITY AFFECTING QUORUM IS LOST, THE COUNCIL WILL BE IN RECESS. IT WILL NOT BE CONSIDERED A LOSS OF QUORUM UNLESS CONNECTIVITY CANNOT BE RESTORED WITHIN 30 MINUTES. IF CONNECTIVITY AFFECTING QUORUM CANNOT BE RESTORED WITHIN 30 MINUTES, THE MEETING WILL AUTOMATICALLY RECONVENE THE FOLLOWING TUESDAY AT 9:00 A.M., USING THE SAME VIRTUAL CONNECTIONS, UNLESS THE COUNCIL ANNOUNCES A DIFFERENT DATE AND TIME.