

POLICY COMMITTEE

Council of the County of Maui

Meeting Agenda

September 2, 2008

1:30 p.m.

Council Chamber, 8th Floor
200 South High Street, Wailuku, Hawaii

website: <http://www.mauicounty.gov/committees/POL/>

e-mail: pol.committee@mauicounty.us

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VOTING MEMBERS

Danny A. Mateo, Chair

G. Riki Hokama, Vice-Chair

Michelle Anderson

Gladys C. Baisa

Jo Anne Johnson

Bill Kauakea Medeiros

Michael J. Molina

Joseph Pontanilla

Michael P. Victorino

AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for tentative scheduling of agenda items, please contact the Committee Staff (Gayle Revels, Kirstin Hamman, or Camille Sakamoto) at: Office of Council Services, 200 South High Street, Wailuku, HI 96793, 808-270-7838, 1-800-272-0026 (toll-free from Molokai), 1-800-272-0098 (toll-free from Lanai), 808-270-7686 (fax).

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. If written testimony is submitted at the meeting, 16 copies are requested. If written testimony is e-mailed or faxed, please submit by 12 noon on the business day preceding the meeting so that copies can be provided to Council members in a timely manner.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Office of Council Services at least three days in advance.

DOCUMENTS ON FILE WITH THE COMMITTEE, which may include correspondence relating to the agenda items below, may be inspected prior to the meeting date. Photocopies may be ordered, subject to charges imposed by law (Maui County Code, Sec. 2.64.010). Please contact the Office of Council Services to make arrangements for inspection or photocopying of documents.

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POL-3(5)

HAWAII STATE ASSOCIATION OF COUNTIES (HSAC) (2009 LEGISLATIVE PACKAGE)

DESCRIPTION:

The Committee is in receipt of the following:

1. Correspondence dated July 22, 2008, from Councilmember Joseph Pontanilla, transmitting correspondence dated July 1, 2008, from the HSAC President, requesting that proposals for the HSAC 2009 Legislative Package be submitted to the HSAC Executive Committee by October 1, 2008.
2. Correspondence dated July 30, 2008, from Councilmember Joseph Pontanilla, transmitting a proposed State bill entitled "A BILL FOR AN ACT RELATING TO HOUSING" and a justification sheet for the bill. The purpose of the proposed State bill is to extend the 45-day window for a legislative body to approve, approve with modification, or disapprove an affordable housing project under Section 201H-38, Hawaii Revised Statutes, to 90 days.
3. Correspondence dated August 26, 2008, from Councilmember Danny A. Mateo, transmitting a proposed State bill entitled "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS" and a justification sheet for the bill. The purpose of the proposed State bill is to require the State

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to transfer a portion of the fines and forfeitures collected for uncontested traffic infractions to the county in which the violations occurred.

4. Correspondence dated August 26, 2008, from the Council Chair, transmitting a proposed State bill entitled "A BILL FOR AN ACT RELATING TO PROCUREMENT" and a justification sheet for the bill. The purpose of the proposed State bill is to remove the requirement that local governments comply with rules adopted by the Procurement Policy Board and to place the decision-making power to use cooperative contracts within the discretion of local governments.

STATUS: The Committee may consider whether to recommend the proposed State bills and corresponding justification sheets be submitted to the HSAC Executive Committee for consideration as part of the HSAC 2009 Legislative Package. The Committee may also consider other related action.

POL-48 DONATION TO DEPARTMENT OF HOUSING AND HUMAN CONCERNS, KAUNOA SENIOR SERVICES (1996 JEEP GRAND CHEROKEE FROM MARK AND ANNA RAMSEY)

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication No. 08-108, from the Director of Housing and Human Concerns, relating to the donation of a 1996 Jeep Grand Cherokee to the Department of Housing and Human Concerns, Kaunoa Senior Services' Meals-on-Wheels and Assisted Transportation Programs.
2. Correspondence dated July 28, 2008, from the Director of Housing and Human Concerns transmitting a revised proposed resolution entitled "AUTHORIZING ACCEPTANCE OF DONATION OF A 1996 JEEP GRAND CHEROKEE FROM MARK AND ANNA RAMSEY TO THE DEPARTMENT OF HOUSING AND HUMAN CONCERNS, KAUNOA SENIOR SERVICES, COUNTY OF MAUI, PURSUANT TO CHAPTER 3.56, MAUI COUNTY CODE". The purpose of the revised proposed resolution is to authorize acceptance of a 1996 Jeep Grand Cherokee, valued at \$8,475, donated by Mark and Anna Ramsey to the Department of Housing and Human Concerns, Kaunoa Senior Services' Meals-on-Wheels and Assisted Transportation Programs.

STATUS: The Committee may consider whether to recommend adoption of the revised proposed resolution, with or without further revisions. The Committee may also consider the filing of County Communication No. 08-108 and other related action.

POL-54 ADOPTION OF ADMINISTRATIVE RULES FOR THE RESIDENTIAL WORKFORCE HOUSING POLICY

DESCRIPTION: The Committee is in receipt of County Communication No. 08-183, from Councilmember Danny A. Mateo, relating to administrative rules for the Residential Workforce Housing Policy, Chapter 2.96, Maui County Code.

STATUS: The Committee may consider the matter of administrative rules for the Residential Workforce Housing Policy, and the reasons for the delay by the Department of Housing and Human Concerns to adopt administrative rules as required by Chapter 2.96.120, Maui County Code. The Committee may also consider other related action.

POL-4(8) INDEMNIFICATION AUTHORIZATION (DOLORES ABREU V. HERBERT KINORES, JR., ET AL., CIVIL NO. 07-1-0216(1))

DESCRIPTION: The Committee is in receipt of correspondence dated August 13, 2008, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution entitled "INDEMNIFYING

HERBERT KINORES, JR., IN DOLORES ABREU V. HERBERT KINORES, JR., ET AL., CIVIL NO. 07-1-0216(1)", and transmitting a copy of the complaint. The complaint alleges that on December 20, 2006, Dolores Abreu suffered injuries when her vehicle collided with a garbage truck operated by Herbert Kinores, Jr. The purpose of the proposed resolution is to indemnify Herbert Kinores, Jr., a county employee, in this case.

STATUS: The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider other related action.

NOTE: With reference to this agenda item, one or more executive meetings are anticipated pursuant 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; and Section 92-5(a)(8), Hawaii Revised Statutes, to deliberate or make a decision upon a matter that requires the consideration of information that must be kept confidential pursuant to a State or Federal law, or a court order.