

COUNCIL OF THE COUNTY OF MAUI

A G E N D A

Regular Meeting of May 9, 2008
9:00 a.m.
Council Chamber
8th Floor, Kalana O Maui Building
200 South High Street, Wailuku, Hawaii

website: <http://www.mauicounty.gov/county/clerkSub/Agenda.php>.
e-mail: county.clerk@mauicounty.us

ORAL OR WRITTEN TESTIMONY

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. The Council shall receive oral testimony first from persons whose testimony forms are submitted prior to the convening of the meeting. Initially, three (3) minutes will be granted on each item, and at the discretion of the Council Chair, an additional minute may be granted to conclude the testimony; or an additional three (3) minutes on each item will be granted to those who are unable to conclude their testimony, after all others desiring to speak have been heard.

Thereafter, persons whose testimony forms are submitted after the meeting convenes, but before the testimony portion ends, will be allowed to present oral testimony for three minutes on each item. The Chair may grant an additional minute to conclude the testimony.

If written testimony is submitted at the meeting, 15 copies are requested. If written testimony is e-mailed or faxed (808-270-7171), please submit at least 24 hours before the meeting so that copies can be provided to Council Members in a timely manner.

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- A. **ROLL CALL**

 - B. **OPENING REMARKS:** COUNCILMEMBER GLADYS C. BAISA

 - C. **PLEDGE OF ALLEGIANCE**

 - D. **TESTIMONY ON CEREMONIAL RESOLUTIONS**

E. CEREMONIAL RESOLUTIONS:

NO. _____ - "RECOGNIZING MAY AS NATIONAL FOSTER CARE MONTH"

NO. _____ - "CONGRATULATING THE 2008 SMALL BUSINESS ADMINISTRATION AWARD WINNERS FROM THE COUNTY OF MAUI"

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONYG. MINUTES:

NONE

H. COMMITTEE REPORTS:NO. 08-58 - POLICY COMMITTEE:

Recommending **ADOPTION** of resolution authorizing a proposed settlement of Hanohano, LLC v. County of Maui, et al.; Civil No. 06-1-0148(1).

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.

I. COMMUNICATIONS:1. COUNTY COMMUNICATIONS:NO. 08-113 - DIRECTOR OF FINANCE, transmitting the Fiscal Year 2008-2009 certification of net taxable real property value within the County of Maui.NO. 08-114 - DIRECTOR OF FINANCE, transmitting the report of short term investments for the quarter ended March 31, 2008.NO. 08-115 - DIRECTOR OF FINANCE, reporting on transfers from the General Fund and Department of Water Supply Revenue Fund to the Bond Fund as of March 31, 2008.

1. COUNTY COMMUNICATIONS (continued):

- NO. 08-116 - MAYOR, informing of a vacancy on the Salary Commission due to the resignation of Dale Webster.
- NO. 08-117 - MAYOR, informing of a vacancy on the Liquor Control Commission due to the resignation of James Viela.
- NO. 08-118 - MAYOR, informing of the following vacancies:
1. Traffic Safety Council due to the resignation of David Peterson;
 2. Molokai Planning Commission due to the resignation of Linda Kauhane;
 3. Maui Redevelopment Agency due to the resignation of Linda Tamanaha; and
 4. Commission on Persons with Disabilities due to the resignation of Patricia Duckworth.
- NO. 08-119 - DIRECTOR OF FINANCE, transmitting two reports on settlement of claims as of March 31, 2008.
- NO. 08-120 - COUNCIL CHAIR, transmitting a proposed resolution entitled "AUTHORIZING THE COUNCIL CHAIR TO CONTRACT FOR A PERFORMANCE AUDIT OF WAIIEHU GOLF COURSE" and informing of his intention to offer the following motions:
1. A motion that the requirement of committee referral and recommendation as provided for in Section 5(H) of the Rules of the Council be WAIVED;
 2. A motion to ADOPT the proposed resolution; and
 3. A motion to FILE this communication.
- NO. 08-121 - BUDGET DIRECTOR, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2008 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES, THE DEPARTMENT OF WATER SUPPLY, TOTAL OPERATING APPROPRIATIONS, AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)", along with the "CERTIFICATION OF ADDITIONAL REVENUES FOR FISCAL YEAR 2008".

1. COUNTY COMMUNICATIONS (continued):

NO. 08-122 - BUDGET DIRECTOR, requesting a time extension to submit the Capital Improvement Project Implementation Report as of March 31, 2008.

NO. 08-123 - DIRECTOR OF PARKS AND RECREATION, transmitting copies of the semiannual report regarding park dedications for each community plan area for the period October 1, 2007 through March 31, 2008.

NO. 08-124 - DIRECTOR OF WATER SUPPLY, reporting on waterline easement conveyances for the third quarter of Fiscal Year 2008.

2. GENERAL COMMUNICATIONS:

NONE

J. RESOLUTIONS:

NONE

K. ORDINANCES - SECOND AND FINAL READING:

NONE.

L. UNFINISHED BUSINESS:

NONE.

M. ANNOUNCEMENTS

NOTE: ITEMS LISTED ON THE AGENDA MAY BE INSPECTED AT THE OFFICE OF THE COUNTY CLERK, 200 SOUTH HIGH STREET, WAILUKU, HAWAII, PRIOR TO THE MEETING DATE. PHOTOCOPIES MAY BE ORDERED, SUBJECT TO CHARGES IMPOSED BY LAW (MAUI COUNTY CODE, SECTION 2.64.010). PLEASE CONTACT THE OFFICE OF THE COUNTY CLERK TO MAKE ARRANGEMENTS FOR INSPECTION OR PHOTOCOPYING OF DOCUMENTS.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE SHOULD CALL THE OFFICE OF THE COUNTY CLERK AT 270-7748, AT LEAST THREE DAYS IN ADVANCE.