

COUNCIL OF THE COUNTY OF MAUI

A G E N D A

Regular Meeting of January 19, 2007
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@co.maui.hi.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.

A. ROLL CALL

B. OPENING REMARKS: COUNCILMEMBER GLADYS C. BAISA

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTION

E. CEREMONIAL RESOLUTION:

NO. _____ - "CONGRATULATING THE NATIONAL 4-H CONGRESS DELEGATES FROM MAUI COUNTY"

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONYG. MINUTES:

1. Regular Council Meeting of November 3, 2006
2. Regular Council Meeting of December 1, 2006
3. Special Council Meeting of December 5, 2006

H. COMMITTEE REPORTS:

NONE

I. COMMUNICATIONS:1. COUNTY COMMUNICATIONS:

- NO. 07-27 - DIRECTOR OF FINANCE, reporting on transfers from the General Fund to the Bond Fund as of December 31, 2006.
- NO. 07-28 - MAYOR, informing of the resignation of Michael Victorino as a member of the Board of Water Supply.
- NO. 07-29 - COUNCILMEMBER PONTANILLA, relating to the matter of the Fiscal Year 2008 Budget.
- NO. 07-30 - COUNCILMEMBER PONTANILLA, relating to the matter of the 2007 Community Development Block Grant Program (July 1, 2007 - June 30, 2008).
- NO. 07-31 - COUNCILMEMBER PONTANILLA, transmitting a copy of the Cost of Government Commission's Report of Findings and Recommendations for Commission Year April 1, 2005 to March 31, 2006.
- NO. 07-32 - COUNCILMEMBER PONTANILLA, transmitting copies of the Real Property Tax Board of Review 2004-2005 and 2005-2006 Annual Reports.
- NO. 07-33 - COUNCIL CHAIR, transmitting a letter from Ralph Masuda, Vice President of Planning and Zoning, Castle & Cooke Resorts, LLC, providing a status report in compliance with Ordinance No. 3137, amending the State Land Use District Classification from Rural to Urban for property situated at Manele, Lanai, Hawaii. (The Terraces at Manele)

1. COUNTY COMMUNICATIONS (continued):

- NO. 07-34 - COUNCIL CHAIR, transmitting a draft resolution entitled "REFERRING A BILL PERTAINING TO 'SUPERSTORES' TO THE LANAI, MAUI, AND MOLOKAI PLANNING COMMISSIONS".
- NO. 07-35 - MAYOR, notifying of the appointment of Brian T. Moto as Corporation Counsel, subject to Council approval.
- NO. 07-36 - MAYOR, notifying of the appointment of Benjamin M. Acob as Prosecuting Attorney, subject to Council approval.
- NO. 07-37 - MAYOR, notifying of the appointment of Jeffrey Eng as Director of the Department of Water Supply, subject to Council approval.
- NO. 07-38 - CHAIR, POLICY COMMITTEE, relating to the matter of proposals for amendments to the Residential Workforce Housing Policy.
- NO. 07-39 - COUNCILMEMBER JOHNSON, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 10.72.020, MAUI COUNTY CODE, PERTAINING TO VEHICLES AND TRAFFIC VIOLATIONS -- PENALTY".
- NO. 07-40 - DIRECTOR OF WATER SUPPLY, transmitting the Board of Water Supply's proposed elements of a water conservation plan.
- NO. 07-41 - ACTING DIRECTOR OF WATER SUPPLY, transmitting copies of the Department of Water Supply's Monthly Source Report and Groundwater Use Report for the month ended December 2006.
- NO. 07-42 - COUNCILMEMBER ANDERSON, transmitting a proposed resolution entitled "SUPPORTING THE PETITION TO DESIGNATE NA WAI EHA AS A SURFACE WATER MANAGEMENT AREA".

2. GENERAL COMMUNICATIONS:

NONE

J. RESOLUTION:

- NO. _____ - "ESTABLISHING THE STANDING COMMITTEES OF THE COUNCIL, DEFINING THEIR DUTIES, AND APPOINTING THEIR MEMBERS"

K. ORDINANCES - SECOND AND FINAL READING:

NONE.

L. UNFINISHED BUSINESS:

ORDINANCES - SECOND AND FINAL READING:

BILL NO. 80 (2006) - "A BILL FOR AN ORDINANCE AMENDING TITLE 14, MAUI COUNTY CODE, RELATING TO IMPACT FEES FOR TRAFFIC AND ROADWAY IMPROVEMENTS IN HANA, MAUI, HAWAII"

BILL NO. 81 (2006) - "A BILL FOR AN ORDINANCE AMENDING TITLE 14, MAUI COUNTY CODE, RELATING TO IMPACT FEES FOR TRAFFIC AND ROADWAY IMPROVEMENTS IN PAIA-HAIKU, MAUI, HAWAII"

BILL NO. 82 (2006) - "A BILL FOR AN ORDINANCE AMENDING TITLE 14, MAUI COUNTY CODE, RELATING TO IMPACT FEES FOR TRAFFIC AND ROADWAY IMPROVEMENTS IN MAKAWAO-PUKALANI-KULA, MAUI, HAWAII"

BILL NO. 83 (2006) - "A BILL FOR AN ORDINANCE AMENDING TITLE 14, MAUI COUNTY CODE, RELATING TO IMPACT FEES FOR TRAFFIC AND ROADWAY IMPROVEMENTS IN WAILUKU-KAHULUI, MAUI, HAWAII"

BILL NO. 84 (2006) - "A BILL FOR AN ORDINANCE AMENDING CHAPTER 5.22, MAUI COUNTY CODE, RELATING TO BICYCLE TOUR BUSINESS"

BILL NO. 85 (2006) - "A BILL FOR AN ORDINANCE AMENDING SECTION 2.40.030, REPEALING CHAPTER 12.17, AND AMENDING TITLE 20, MAUI COUNTY CODE, RELATING TO OUTDOOR LIGHTING STANDARDS"

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.