

COUNCIL OF THE COUNTY OF MAUI

A G E N D A

Regular Meeting of February 2, 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 JO ANNE JOHNSON

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTION

E. CEREMONIAL RESOLUTION:

NO. _____ - "CONGRATULATING KING KEKAULIKE HIGH SCHOOL ON CAPTURING THE FIRST HAWAIIAN BANK DIVISION II STATE FOOTBALL CHAMPIONSHIP"

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONYG. MINUTES:

NONE

H. COMMITTEE REPORTS:

NONE

I. COMMUNICATIONS:1. COUNTY COMMUNICATIONS:NO. 07-43 - DIRECTOR OF FINANCE, transmitting 73 contracts for September 2006.NO. 07-44 - DIRECTOR OF FINANCE, transmitting 49 contracts for October 2006.NO. 07-45 - DIRECTOR OF FINANCE, transmitting 45 contracts for November 2006.

NO. 07-46 - COUNCIL CHAIR, relating to County Communication No. 06-295, relating to the establishment of a permit procedure, fee schedule, and regulations for the operation of weddings in County parks, informing of his intention to entertain the following motions:

1. A motion that the Budget and Finance Committee be DISCHARGED from consideration of County Communication No. 06-295;
2. A motion that County Communication No. 06-295 be REFERRED to the Public Works and Facilities Committee; and
3. A motion that this communication be FILED.

NO. 07-47 - CHAIR, WATER RESOURCES COMMITTEE, relating to County Communication No. 07-42, relating to a proposed resolution entitled "SUPPORTING THE PETITION TO DESIGNATE NA WAI EHA AS A SURFACE WATER MANAGEMENT AREA", informing of her intention to offer the following motions:

1. A motion that the Water Resources Committee be DISCHARGED from further consideration of County Communication No. 07-42;
2. A motion that the requirement of committee referral and recommendation be WAIVED;
3. A motion that the proposed resolution be ADOPTED; and
4. A motion that this communication be FILED.

1. COUNTY COMMUNICATIONS (continued):

- NO. 07-48 - COUNCILMEMBER JOHNSON, transmitting a proposed resolution entitled "URGING SUPPORT OF HOUSE BILL NO. 1756 (2007) AND SENATE BILL NO. 1818 (2007), RELATING TO COUNTY CONCESSIONS".
- NO. 07-49 - COUNCILMEMBER MATEO, transmitting a proposed resolution entitled "URGING SUPPORT OF HOUSE BILL NO. 1950 (2007), RELATING TO HOUSING".
- NO. 07-50 - DIRECTOR OF FINANCE, transmitting a copy of a report of short term investments for the quarter ended December 31, 2006.
- NO. 07-51 - CHIEF OF POLICE, responding to questions relating to the expenditure of forfeiture funds in conjunction with the 800 MHz Radio System.
- NO. 07-52 - CHAIR, SALARY COMMISSION, informing of an increase in the salary of the Director of Liquor Control.
- NO. 07-53 - CHAIR, SALARY COMMISSION, informing of increases in the salaries of directors and deputies of various departments.
- NO. 07-54 - COUNCILMEMBER BAISA, relating to the matter of the General Plan Update.
- NO. 07-55 - DIRECTOR OF FINANCE, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO A SUPPLEMENTAL AGREEMENT TO MEMORANDUM OF AGREEMENT WITH THE STATE OF HAWAII, DEPARTMENT OF HEALTH".
- NO. 07-56 - COUNCILMEMBER MATEO, relating to the matter of the Hawaii Superferry.
- NO. 07-57 - COUNCIL CHAIR, relating to the matter of bicycle tour operations.

1. COUNTY COMMUNICATIONS (continued):

- NO. 07-58 - COUNCIL CHAIR, relating to County Communication No. 05-255, from the Director of Public Works and Environmental Management, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 19.510.010, MAUI COUNTY CODE, PERTAINING TO APPLICATION AND PROCEDURES".
- NO. 07-59 - COUNCILMEMBER BAISA, informing of receiving a complaint about the Building Code not allowing homeowners to erect yurts on their property.
- NO. 07-60 - DIRECTOR OF PUBLIC WORKS AND ENVIRONMENTAL MANAGEMENT, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 8.04, MAUI COUNTY CODE, PERTAINING TO REFUSE COLLECTION AND LANDFILLS".
- NO. 07-61 - DIRECTOR OF PUBLIC WORKS AND ENVIRONMENTAL MANAGEMENT, transmitting a proposed resolution entitled "INDEMNIFYING THE STATE OF HAWAII PURSUANT TO A CONTRACT FOR GOODS AND SERVICE FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM".
- NO. 07-62 - DIRECTOR OF PUBLIC WORKS AND ENVIRONMENTAL MANAGEMENT, transmitting a proposed resolution entitled "ACCEPTING DEDICATION OF A ROAD WIDENING LOT FOR THE MALAIHI AG SUBDIVISION, PURSUANT TO SECTION 3.44.015, MAUI COUNTY CODE".
- NO. 07-63 - DIRECTOR OF PUBLIC WORKS AND ENVIRONMENTAL MANAGEMENT, transmitting a proposed resolution entitled "ACCEPTING DEDICATION OF A ROAD WIDENING LOT FOR THE J. P. TAVARES - MAKAWAO AVENUE SUBDIVISION, PURSUANT TO SECTION 3.44.015, MAUI COUNTY CODE".
- NO. 07-64 - DIRECTOR OF PUBLIC WORKS AND ENVIRONMENTAL MANAGEMENT, transmitting a copy of the United States Environmental Protection Agency/State Department of Health Consent Decree Quarterly Progress Report No. 30, October 2006 through December 2006.

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.