

COUNCIL OF THE COUNTY OF MAUI  
**BUDGET AND FINANCE COMMITTEE**

November 17, 2006

**Committee**

**Report No.**      06-143

Honorable Chair and Members  
of the County Council  
County of Maui  
Wailuku, Maui, Hawaii

Chair and Members:

Your Budget and Finance Committee, having met on October 31, 2006, makes reference to County Communication No. 06-245, from the Budget Director, transmitting the following:

1. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2007 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES, THE DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL MANAGEMENT, TOTAL OPERATING APPROPRIATIONS, AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)".

The purpose of the proposed bill is to increase the Carryover/Savings in the Solid Waste Fund by \$282,000 and increase the appropriation for the Landfill Disposal Program - Solid Waste Fund by \$282,000 for fines related to the Central Maui and Lanai landfills.

2. A "Certification of Additional Revenues for Fiscal Year 2007" dated September 29, 2006, pursuant to Section 9-9.1, Revised Charter of the County of Maui (1983), as amended.

The document certifies that \$282,000 of additional carryover/savings is available from the Solid Waste Fund.

Your Committee notes that the Fiscal Year (FY) 2006 Budget appropriation of \$281,625 for claims, settlements, and judgments relating to the Central Maui and Lanai landfills lapsed on July 1, 2006.

Your Committee further notes that Ordinance No. 3394, Bill No. 41 (2006) and Ordinance No. 3395, Bill No. 42 (2006) authorized the Mayor to enter into intergovernmental agreements with the State of Hawaii for the settlement of alleged violations at the Central Maui and Lanai landfills.

COUNCIL OF THE COUNTY OF MAUI  
**BUDGET AND FINANCE COMMITTEE**

November 17, 2006  
Page 2

**Committee**  
**Report No.**      06-143

At its meeting, your Committee met with the Budget Director, the Director of Finance, the Director of Public Works and Environmental Management, and a Deputy Corporation Counsel.

There was no public testimony.

The Budget Director stated that the FY 2006 Budget appropriation for claims, settlements and judgments was not expended or encumbered because the ordinances authorizing the Mayor to enter into intergovernmental agreements were not passed before the end of FY 2006. He further stated that the proposed bill recognizes the increase in carryover/savings in the FY 2007 Budget and establishes an appropriation in the Landfill Disposal Program – Solid Waste Fund for these fines.

Your Committee voted to recommend the passage of the proposed bill and filing of the communication.

Your Budget and Finance Committee RECOMMENDS the following:

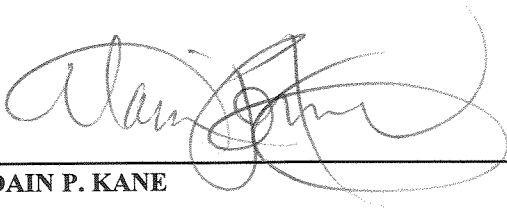
1. That Bill No. \_\_\_\_\_ (2006), attached hereto, entitled “A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2007 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES, THE DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL MANAGEMENT, TOTAL OPERATING APPROPRIATIONS, AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)”, be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication No. 06-245 be FILED.

Adoption of this report is respectfully requested.

COUNCIL OF THE COUNTY OF MAUI  
**BUDGET AND FINANCE COMMITTEE**

November 17, 2006  
Page 3

Committee  
Report No. 06-143

  
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DAIN P. KANE Chair

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DANNY A. MATEO Member

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G. RIKI HOKAMA Vice-Chair

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MICHAEL J. MOLINA Member

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MICHELLE ANDERSON Member

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JOSEPH PONTANILLA Member

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ROBERT CARROLL Member

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CHARMAINE TAVARES Member

\_\_\_\_\_  
JO ANNE JOHNSON Member

ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_ (2006)

A BILL FOR AN ORDINANCE AMENDING  
THE FISCAL YEAR 2007 BUDGET FOR THE  
COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES,  
THE DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL MANAGEMENT, TOTAL  
OPERATING APPROPRIATIONS, AND TOTAL APPROPRIATIONS (OPERATING AND  
CAPITAL IMPROVEMENT PROJECTS)

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Ordinance No. 3390, Bill No. 37 (2006), as amended, "Fiscal Year 2007 Budget", Section 2, is hereby amended as it pertains to the Estimated Revenues by increasing Carryover/Savings Solid Waste Fund in the amount of \$282,000, to read as follows:

"ESTIMATED REVENUES

FROM TAXES, FEES AND ASSESSMENTS:

Real Property Taxes	\$194,138,436
Circuit Breaker Adjustment	(\$1,300,000)
Charges for Current Services	\$79,353,825
Transient Accommodations Tax	\$20,150,000
Public Service Company Tax	\$5,200,000
Licenses/Permits/Others	\$21,060,342
Fuel and Franchise Taxes	\$17,837,778
Special Assessments	\$11,914,000
Other Intergovernmental	\$30,047,123

FROM OTHER SOURCES:

Interfund Transfers	\$31,390,430
Bond/Lapsed Bond	\$31,715,000
Carryover/Savings:	
General Fund	\$23,729,588
Wastewater Fund	\$1,318,854
Highway Fund	\$3,632,396
Solid Waste Fund	[\$1,857,460] <u>\$2,139,460</u>
Golf Fund	\$0
Liquor Fund	\$591,866
Bikeway Fund	\$6,577
Water Supply Fund	<u>\$5,132,821</u>

TOTAL ESTIMATED REVENUES

[\$477,776,496]

\$478,058,496"

SECTION 2. Ordinance No. 3390, Bill No. 37 (2006), as amended, "Fiscal Year 2007 Budget", is hereby amended as it pertains to Section 3.B.14, Department of Public Works and Environmental Management, by increasing the appropriation in the amount of \$282,000 for the Landfill Disposal Program - Solid Waste Fund, to read as follows:

"FUNCTIONS AND PROGRAMS	APPROPRIATIONS
14. Department of Public Works and Environmental Management	
a. Administration Program - General Fund	\$443,776
(1) Provided, that disbursement for salaries and premium pay is limited to 6.0 equivalent personnel.	
b. Engineering Program - General Fund	\$1,803,428
(1) Provided, that disbursement for salaries and premium pay is limited to 28.6 equivalent personnel.	
c. Special Maintenance Program - General Fund	\$3,258,969
(1) Provided, that disbursement for salaries and premium pay is limited to 10.8 equivalent personnel.	
(2) Provided, that the Baldwin Beach House is not occupied, and disbursement for maintenance and security shall not exceed \$40,000.	
d. Development Services Administration Program - General Fund	\$2,475,743
(1) Provided, that disbursement for salaries and premium pay is limited to 42.8 equivalent personnel.	
e. Abandoned Vehicle, Scrap Metal, and White Goods Program - General Fund	\$2,830,408
(1) Provided, that disbursement for salaries and premium pay is limited to 2.0 equivalent personnel.	
f. Administration Program - Highway Fund	\$449,688
(1) Provided, that disbursement for salaries and premium pay is limited to 6.0 equivalent personnel.	
(2) Contribution to General Fund - ERS and FICA	\$1,387,084
(3) Contribution to General Fund - Health Fund	\$1,009,237
(4) Contribution to General Fund	\$1,294,854
(5) Contribution for Bikeway Fund	\$268,423
(6) Debt Service	\$1,787,149
(7) Administrative Overhead Charge	\$1,568,976
g. Road, Bridge and Drainage Maintenance - Highway Fund	\$7,877,344
(1) Provided, that disbursement for salaries and premium pay is limited to 113.0 equivalent personnel.	

h. Traffic Management Program - Highway Fund		\$1,332,195
(1) Provided, that disbursement for salaries and premium pay is limited to 15.0 equivalent personnel.		
i. Garage Services - Highway Fund		\$2,273,954
(1) Provided, that disbursement for salaries and premium pay is limited to 30.0 equivalent personnel.		
j. Administration and Engineering Program - Wastewater Fund		\$1,801,127
(1) Provided, that disbursement for salaries and premium pay is limited to 15.3 equivalent personnel.		
(2) Contribution to General Fund - ERS and FICA		\$1,100,922
(3) Contribution to General Fund - Health Fund		\$797,396
(4) Debt Service		\$11,041,100
(5) Administrative Overhead Charge		\$1,547,463
k. Wastewater Reclamation Facilities Program - Wastewater Fund		\$15,118,563
(1) Provided, that disbursement for salaries and premium pay is limited to 92.0 equivalent personnel.		
l. Administration Program - Solid Waste Fund		\$1,007,217
(1) Provided, that disbursement for salaries and premium pay is limited to 9.0 equivalent personnel.		
(2) Contribution to General Fund - ERS and FICA		\$786,997
(3) Contribution to General Fund - Health Fund		\$563,874
(4) Debt Service		\$3,517,993
(5) Administrative Overhead Charge		\$1,362,220
m. Landfill Disposal Program - Solid Waste Fund	[\$8,165,519]	<u>\$8,447,519</u>
(1) Provided, that disbursement for salaries and premium pay is limited to 30.0 equivalent personnel.		
(2) Hana Landfill Land Acquisition State Special Use Permit		
n. Residential Collection Program - Solid Waste Fund		\$2,551,528
(1) Provided, that disbursement for salaries and premium pay is limited to 44.0 equivalent personnel.		
o. Diversion Program - Solid Waste Fund		\$1,309,814
(1) Provided, that disbursement for salaries and premium pay is limited to 1.8 equivalent personnel.		
(2) Temporary Material Recovery Facility (MRF)		\$450,000"

SECTION 3. The Total Operating Appropriations is amended to reflect an increase in the amount of \$282,000, to read as follows:

"TOTAL OPERATING APPROPRIATIONS	[\$364,859,373]	<u>\$365,141,373"</u>
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SECTION 4. The Total Appropriations (Operating and Capital Improvement Projects) is amended to reflect an increase in the amount of \$282,000, to read as follows:

"TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)	[\$477,776,496]	<u>\$478,058,496"</u>
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SECTION 5. Material to be replaced is bracketed. New material is underscored. In printing this ordinance, the County Clerk need not include the brackets, the bracketed materials or the underscoring.

SECTION 6. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:



TRACI FUJITA VILLAROSA  
First Deputy Corporation Counsel

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CERTIFICATION OF ADDITIONAL  
REVENUES FOR FISCAL YEAR 2007

I, ALAN M. ARAKAWA, Mayor of the County of Maui, State of Hawaii, pursuant to Section 9-9.1 of the Revised Charter of the County of Maui (1983), as amended, do hereby certify that there is available for appropriation revenue received from anticipated sources but in excess of the budget estimates for Fiscal Year 2007. The amount available for appropriation is:

From the Carryover/Savings:

Solid Waste Fund	\$282,000.00
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ALAN M. ARAKAWA  
Mayor, County of Maui

STATE OF HAWAII            )  
  ) SS.  
COUNTY OF MAUI         )

On this 29<sup>th</sup> day of September, 2006, before me appeared Alan M. Arakawa, to me personally known, who being by me duly sworn did say that he is the Mayor of the County of Maui, a political subdivision of the State of Hawaii, and that the seal affixed to the foregoing instrument is the lawful seal of the said County of Maui, and that the said instrument was signed and sealed on behalf of said County of Maui pursuant to Section 9-18 of the Charter of the County of Maui; and the said ALAN M. ARAKAWA acknowledged the said instrument to be the free act and deed of said County of Maui.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Kelii P. Nahooikaika  
**Kelii P. Nahooikaika**  
Notary Public, State of Hawaii  
My commission expires: 4/30/10

L.S.