

STATUS



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OFFICE OF THE
COUNTY CLERK

COUNCIL OF THE COUNTY OF MAUI

AGENDA

Regular Council Meeting of April 17, 2025
9:00 a.m.

Meeting Site: Online via Teams: <http://tinyurl.com/2p9zhjr2>

Phone testimony: 1-808-977-4067, code 234 794 559#
In-Person Testimony and Viewing: Council Chamber, Kalana O Maui Building, 8th Floor,
200 South High Street, Wailuku, Hawai'i

Courtesy Live Broadcast:
Akakū – Maui Community Media, Channel 53

COURTESY TESTIMONY SITES – COUNCIL RESIDENCY AREA OFFICES:

East Maui: Hāna Community Center, 5091 Uakea Road, Hāna, (808) 248-7513

South Maui: MEDB Building, 1305 North Holopono St., Ste. 9, Kihei, (808) 793-0012

Moloka'i: Moloka'i District Complex, 100 Ainoa Street, Kaunakakai, (808) 553-3888

Lāna'i: 814 Fraser Avenue, Lāna'i City, (808) 565-7094

Makawao-Ha'ikū-Pā'ia: Heritage Hall, 401 Baldwin Ave., Ste. 102, Pā'ia, (808) 793-0099

Subject to change and staffing availability without notice. Visit mauicounty.us for more information.

website: <http://co.maui.hi.us/Archive.aspx?AMID=226>

e-mail: county.clerk@mauicounty.us

ROLL CALL

OPENING REMARKS:

COUNCILMEMBER SHANE SINENCI

PLEDGE OF ALLEGIANCE

TESTIMONY ON CEREMONIAL RESOLUTIONS

CEREMONIAL RESOLUTIONS:

Reso 25-91 "CONGRATULATING THE SEABURY HALL BOYS BASKETBALL TEAM FOR
Adopted WINNING THE DIVISION II STATE TITLE AT THE 2025 STATE BASKETBALL
CHAMPIONSHIPS"

Reso 25-92 "RECOGNIZING APRIL 2025 AS CHILD ABUSE PREVENTION MONTH IN MAUI
Adopted COUNTY AND THE ROLE OF PREVENTION IN LONG-TERM RECOVERY AND
RESILIENCE FOR MAUI COUNTY'S 'OHANA AND WORKFORCE"

Reso 25-93 "HONORING WALTER RITTE FOR HIS LIFETIME OF ADVOCACY,
Adopted, LEADERSHIP, AND DEDICATION TO THE PEOPLE AND 'ĀINA OF HAWAII"
as amended

PRESENTATION OF WRITTEN OR ORAL TESTIMONY

COUNTY COMMUNICATIONS:

CC 25-4 COUNCIL CHAIR LEE, transmitting an amendment to Resolution 25-85, entitled
Filed "AMENDING RESOLUTION 22-193, CD1, FD1, TO ALLOW THE DIRECTOR OF
HOUSING TO EXTEND TIME DEADLINES FOR COMMENCEMENT OF
CONSTRUCTION AND COMPLETION OF KUIKAHI VILLAGE WORKFORCE
HOUSING PROJECT"

CC 25-5 COUNCILMEMBER PALTIN, relating to a report by Councilmembers on the State
Filed of Hawai'i Commission on Water Resource Management Lahaina Community
Meeting of April 7, 2025, held at the Lahainaluna High School Cafeteria.

COMMITTEE REPORTS:

Budget, Finance, and Economic Development Committee

CR 25-25 Recommending **FIRST READING** of Bill 18, CD1 (2025), to establish pay
Re-commit scales for the Board of Ethics' Executive Director, Investigator, and
to BFED Administrative Assistant positions.

RESOLUTIONS:

- Reso 25-87 "AUTHORIZING THE TRANSFER OF AN UNENCUMBERED APPROPRIATION
Discharged BALANCE WITHIN THE DEPARTMENT OF POLICE, FISCAL YEAR 2025
from BFED, BUDGET"
Adopted.
- Reso 25-94 "APPROVING THE APPOINTMENT OF TIARE K.C. DEL CASTILLO AS
Adopted LEGISLATIVE ANALYST IN THE OFFICE OF COUNCIL SERVICES"

ORDINANCES:

Bill 15 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET
Discharged FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; DEPARTMENT OF
from BFED, FINANCE, COUNTYWIDE COSTS; AND CAPITAL IMPROVEMENT PROJECTS,
Filed DEPARTMENT OF MANAGEMENT, COUNTYWIDE"

Bill 51 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET
Adopted FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; CAPITAL
IMPROVEMENT PROJECTS, DEPARTMENT OF PUBLIC WORKS,
COUNTYWIDE, ROAD IMPROVEMENTS, GENERAL FUND, COUNTYWIDE
TRAFFIC AND SAFETY PROGRAM, AND APPENDIX C, DEPARTMENT OF
PUBLIC WORKS, COUNTYWIDE, COUNTYWIDE TRAFFIC AND SAFETY
PROGRAM"

The purpose of this bill is to amend the Fiscal Year 2025 Budget to increase the appropriation for Appendix C, Department of Public Works, Countywide, Countywide Traffic and Safety Program by \$99,671.

Bill 52 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET
Adopted FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; CAPITAL
IMPROVEMENT PROJECTS, DEPARTMENT OF WATER SUPPLY,
COUNTYWIDE AND APPENDIX C, DEPARTMENT OF WATER SUPPLY,
COUNTYWIDE"

The purpose of this bill is to amend the Fiscal Year 2025 Budget to add a new project and project description entitled "Lead and Copper Rule Revision Compliance" in the amount of \$63,846.

Bill 53 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET
Adopted FOR THE COUNTY OF MAUI, OFFICE OF THE MAYOR, ECONOMIC
DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR
BUSINESS DEVELOPMENT AND TECHNOLOGY, KAHULUI ECONOMIC
DEVELOPMENT, ENVIRONMENTAL, AND CULTURAL PROGRAMS, HĀLAU
HULA KAULUOKALĀ AND HĀLAU KEKUAOKALA 'AU 'ALA 'ILIAHI"

The purpose of this bill is to delete the condition for Kaahumanu Society, delete the condition for Maui High Band Booster Club, add new conditional language for Hālau Hula Kauluokalā in the amount of \$15,000, and Hālau Kekuaokala 'au 'ala 'iliahi in the amount of \$15,000.00.

SECOND AND FINAL READING:

- ~~(GREAT)~~ Bill 3, CD1, FD1 (2024) "A BILL FOR AN ORDINANCE AMENDING SECTION 2.56.060, MAUI COUNTY CODE, RELATING TO FINANCIAL DISCLOSURE STATEMENTS"

Passed *The purpose of this bill is to: (1) implement Section 10-3 of the Revised Charter of the County of Maui (1983), as amended, approved by the electorate at the 2022 General Election, and update the procedure for the filing of financial disclosure statements; and (2) increase security for County election officials.*
- ~~(HUB)~~ Bill 3, FD1 (2025) "A BILL FOR AN ORDINANCE TO RATIFY ORDINANCE 5702 (2024), AMENDING THE LĀNA'I COMMUNITY PLAN FOR 268.349 ACRES LOCATED IN LĀNA'I CITY, LĀNA'I, HAWAII, IDENTIFIED AS TAX MAP KEYS (2) 4-9-001:021, 024, 030; (2) 4-9-002:001 (POR.), 061 (PORS.); (2) 4-9-018:002 (PORS.), 003 (PORS.), 005; AND (2) 4-9-021:009 (LĀNA'I PROJECT DISTRICT 2 (KŌ'ELE))"

Passed *The purpose of this is to ratify Ordinance 5702 (2024), which granted a Community Plan Amendment for 268.349 acres of real property located in Lāna'i, Hawai'i, by adding acreage, removing existing acreage, and adjusting the specific land uses within the Lāna'i Community Plan designation.*
- ~~(WAT)~~ Bill 16 (2025) "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII, DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS, HAWAII OCCUPATIONAL SAFETY AND HEALTH DIVISION, FOR THE SETTLEMENT OF ALLEGED VIOLATIONS AT THE KIHEI WASTEWATER RECLAMATION FACILITY"

Passed
- ~~(WAT)~~ Bill 19, CD1 (2025) "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE U.S. GEOLOGICAL SURVEY FOR A GROUNDWATER AVAILABILITY STUDY IN WEST MAUI"

Passed
- ~~(WAT)~~ Bill 28, CD1 (2025) "A BILL FOR AN ORDINANCE AMENDING CHAPTER 16.29, MAUI COUNTY CODE, RELATING TO FLOOD HAZARD AREAS"

Passed *The purpose of this bill is to allow additional flood-prone areas not delineated on the Federal Management Agency's flood insurance rate map to be included within the special flood hazard areas.*
- ~~(BFD)~~ Bill 33, CD1 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART II, AFFORDABLE HOUSING FUND, KAIAULU NAPILI"

Passed *The purpose of this bill is to amend the Fiscal Year 2025 Budget by adding a new condition for up to \$650,000 to be used for a grant to A0746 Lahaina, L.P., for pre-development costs for the Kaiaulu O Napili Affordable Housing Project.*

UNFINISHED BUSINESS:

RESOLUTIONS:

~~(BFED)~~ Reso 25-80 "AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, UNITED STATES OF AMERICA, FOR A GRANT UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM"
 Adopted

~~(BFED)~~ Reso 25-85 "AMENDING RESOLUTION NO. 22-193, CD1, FD1, TO ALLOW THE DIRECTOR OF HOUSING TO EXTEND TIME DEADLINES FOR COMMENCEMENT OF CONSTRUCTION AND COMPLETION OF KUIKAHI VILLAGE WORKFORCE HOUSING PROJECT"
 Adopted,
 as amended

SECOND AND FINAL READING:

~~(BFED)~~ Bill 37, CD1 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF WATER SUPPLY; APPENDIX A, PART II, GENERAL EXCISE TAX FUND; AND APPENDIX C, DEPARTMENT OF MANAGEMENT AND DEPARTMENT OF WATER SUPPLY"
 Passed

The purpose of this bill is to amend the Fiscal Year 2025 Budget to reflect the transfer of \$25,000,000 from the General Excise Tax Fund to the Water Fund-Restricted for the following projects: \$10,000,000 for Water Supply Infrastructure Repairs and Replacements in wildfire-impacted areas (GET Fund), \$10,000,000 for Integration of Public and Private Water Systems (GET Fund), and \$5,000,000 for Kamole Water Treatment Plant Filter Replacement (GET Fund).

~~(BFED)~~ Bill 38 (2025) "A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.100, MAUI COUNTY CODE, RELATING TO GENERAL EXCISE AND USE TAX SURCHARGE"
 Passed

The purpose of this bill is amend Chapter 3.100, Maui County Code, to: a) Clarify that 80 percent of all funds derived from the County's General Excise and Use Tax Surcharge will be deposited into the General Excise Tax Fund and 20 percent will be deposited into the General Excise Tax Fund - Department of Hawaiian Home Lands; and b) Provide for funding for water-related projects from either fund to be transferred to the Department of Water Supply for the duration of the project and for remaining funds to be re-deposited in the appropriate fund at the conclusion of the project.

BOARD PACKETS, as defined in Section 92-7.5, HRS, will be electronically posted as soon as practicable.

ORAL TESTIMONY. For more information on testifying, please visit <https://www.mauicounty.us/teams/>

Oral testimony on any agenda item will be accepted at the beginning of the meeting and prior to Council's deliberation on each section of the agenda. Testimony must pertain to items on the agenda.

In the meeting controls at the top of the Teams screen, select RAISE YOUR HAND. Staff will add your name to the testifier list and will lower your hand. You may check your place in line by accessing the Testifier Log, with the link posted in Chat. When it is your turn to testify, staff will call your name and will allow you to unmute your video and microphone. State your name, if you choose to do so, and also identify the item number(s) on which you wish to testify.

To testify via phone, please call in to the phone number and enter the meeting ID noted on the first page of this agenda. Follow the instructions provided on the call to raise your hand to be added to the testifier list. When it is your turn to testify, the Clerk will call the last four digits of the testifier's phone number. You will be able to unmute yourself when called to testify.

Each testifier will be allowed to speak for up to three minutes on each item. The time limits for testimony may be modified, if the modification is initiated by the presiding officer and approved by a majority of the Council; provided that a modification would apply equally to all testifiers and all items. No further oral testimony by the testifier on the item shall be permitted. An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify. If the connection between any testifier and the video conference is lost, the meeting will still continue.

If a meeting participant wishes to testify anonymously, log in to the meeting with "anonymous" as your name and virtually raise your hand as described above.

DECORUM. Any person who behaves in a manner that disrupts, disturbs, or impedes the orderly conduct of any Council meeting can, at the discretion of the presiding officer or a majority of present Council members, be ejected or banned from Council meetings. If participating remotely, participants may be muted or dropped from the meeting for breaking decorum. Examples of disruptive behavior include, but are not limited to: heckling, shouting, use of profanity, threatening or slanderous remarks made to any member of the Council, staff, or general public. Use of the chat feature is restricted to County use only. It shall be considered a breach of decorum for members of the public to use the Chat.

WRITTEN TESTIMONY may be submitted by e-mail to county.clerk@mauicounty.us, by fax to (808) 270-7171, or to the Office of the County Clerk, 200 South High Street, Ste. 708, Wailuku, Hawai'i, 96793. Written testimony should be received at least 24 hours prior to the meeting; except if a meeting will be held on a Monday, written testimony should be received by noon on the business day preceding the meeting. While the Council requests that written testimony be submitted as noted, testimony submitted after that date and time will still be accepted. Members of the public interested in information about offering testimony on an agenda item may contact the Office of the County Clerk at (808) 270-7748 prior to the meeting.

INTERRUPTION IN VIDEO/AUDIO. This meeting is being conducted in accordance with Section 92-3.7, HRS. Nothing said in the meeting or included in the agenda is intended to create obligations in excess of those required under Section 92-3.7, HRS. If Teams connectivity affecting quorum is lost, Council will be in recess. It will not be considered a loss of quorum unless connectivity cannot be restored within 30 minutes. If the Teams connection is prematurely terminated, for whatever reason, please log back into the same link. If connectivity affecting quorum cannot be restored within 30 minutes, the meeting will automatically reconvene the following Tuesday at 9 a.m., using the same virtual connections, unless the Council announces a different date and time.

If any Courtesy Testimony Site loses its connection to the meeting, the meeting will continue without that location, irrespective of whether a Councilmember is participating from that site.

If Akakū prematurely ceases broadcasting the meeting, the meeting will continue via interactive conference technology and a recording will include archived meeting videos.

DISABILITY ACCESS. Anyone requesting an auxiliary aid or service or other accommodation due to a disability should contact the County Clerk as soon as possible prior to the meeting date at (808) 270-7748 or county.clerk@mauicounty.us and allow for adequate time to fulfill the request.