STATUS

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OFFICE OF THE
COUNTY CLERK

COUNCIL OF THE COUNTY OF MAUI

AGENDA

Regular Council Meeting of May 2, 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

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website: http://co.maui.hi.us/Archive.aspx?AMID=226
e-mail: county.clerk@mauicounty.us

ROLL CALL

OPENING REMARKS:

COUNCILMEMBER TAMARA PALTIN

PLEDGE OF ALLEGIANCE

TESTIMONY ON CEREMONIAL RESOLUTIONS

CEREMONIAL RESOLUTIONS:

Reso 25-101 "RECOGNIZING MAY 2025 AS COMMUNITY ACTION MONTH IN THE COUNTY OF MAUI AND CONGRATULATING MAUI ECONOMIC OPPORTUNITY, INC., THE COUNTY'S ONLY COMMUNITY ACTION AGENCY, ON THEIR 60TH ANNIVERSARY"
Adopted

Reso 25-102 "EXTENDING CONDOLENCES TO THE FAMILY AND FRIENDS OF THE LATE CIVIC LEADER JONATHAN STARR"
Adopted

PRESENTATION OF WRITTEN OR ORAL TESTIMONY

RESOLUTIONS:

GREAT **Reso 25-99** "AUTHORIZING SETTLEMENT OF MELISSA MAGONIGLE vs. COUNTY OF MAUI POLICE DEPARTMENT, ET AL.; CIVIL FILE 2CCV-23-0000030"

[redacted] **Reso 25-100** "AUTHORIZING A GRANT OF LEASE OF COUNTY REAL PROPERTY TO A NĀ HALE KŪPUNA LESSEE (4310 LOWER HONOAPI'ILANI ROAD, LAHAINA, HAWAI'I"
Adopted

Reso 25-103 "APPOINTING PA'ELE KIAKONA TO THE BOARD OF WATER SUPPLY"
Adopted

Reso 25-104 "OPPOSING THE INCREASE IN SHIPPING COSTS PROPOSED BY YOUNG BROTHERS"
Adopted, as amended

[redacted] **Reso 25-105** "SUPPORTING THE COUNTY'S INTENT TO ACQUIRE REAL PROPERTY IN KAUNAKAKAI, MOLOKAI, HAWAI'I AND TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH MOLOKA'I HERITAGE TRUST FOR THE ACQUISITION OF REAL PROPERTY USED BY THE COUNTY AND OTHER LANDS OF VITAL INTEREST TO MOLOKAI"
Adopted

Reso 25-106 "RECOGNIZING 2025 AS THE YEAR OF OUR COMMUNITY FORESTS"
Adopted

BFED **Reso 25-107** "AUTHORIZING THE ACQUISITION OF REAL PROPERTY CONSISTING OF 4,163 SQUARE FEET IDENTIFIED AS TAX MAP KEY NO. (2) 3-4-017:027 SITUATED AT WAILUKU, MAUI, HAWAII, FOR AN AMOUNT NOT TO EXCEED $3,200,000.00"

ORDINANCES:

GREAT **Bill 55 (2025)** "A BILL FOR AN ORDINANCE AMENDING SECTION 2.56.010, MAUI COUNTY CODE, RELATING TO THE CODE OF ETHICS, VIOLATION - PENALTY"

WAI **Bill 56 (2025)** "A BILL FOR AN ORDINANCE AMENDING SECTION 14.10.010, MAUI COUNTY CODE, TO ESTABLISH NEW WATER RATES FOR PRESERVATION AND RESTORATION OF NATIVE SPECIES HABITATS"

[redacted] **Bill 57 (2025)** "A BILL FOR AN ORDINANCE TO AMEND CHAPTER 3.34, MAUI COUNTY CODE, TO ESTABLISH A VOLUNTARY DEED RESTRICTION PROGRAM"

Passed, as amended

The purpose of this bill is to enable open-market homes to be converted to deed-restricted properties, preserving the properties for local residents and the workforce while addressing the growing housing challenges in Maui County.

BFED **Bill 58 (2025)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; DEPARTMENT OF FINANCE, COUNTYWIDE COSTS, REIMBURSEMENT TO THE GENERAL FUND FOR PROJECTS DISQUALIFIED FROM TAX-EXEMPT BOND ISSUANCE"

[redacted] **Bill 59 (2025)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF HOUSING, WEST MAUI COMMUNITY PLAN AREA, OTHER PROJECTS, GENERAL FUND, KOMOHANA HALE APARTMENTS REBUILD; AND APPENDIX C, DEPARTMENT OF HOUSING, WEST MAUI COMMUNITY PLAN AREA, KOMOHANA HALE APARTMENTS REBUILD"

passed

[redacted] **Bill 60 (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, COUNTYWIDE, WATER FUND - RESTRICTED; APPENDIX A, PART II, GENERAL EXCISE TAX FUND; AND APPENDIX C, DEPARTMENT OF MANAGEMENT, COUNTYWIDE AND DEPARTMENT OF WATER SUPPLY, COUNTYWIDE"

passed

This bill proposes to amend the Fiscal Year 2025 Budget to increase the appropriation for wastewater repairs related to the August 2023 Wildfires in the amount of $1,443,000.

Bill 61 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF PUBLIC WORKS, COUNTYWIDE, GOVERNMENT FACILITIES, BOND FUND, COUNTYWIDE DPW BASEYARD FACILITIES PROGRAM; AND APPENDIX C, DEPARTMENT OF PUBLIC WORKS, COUNTYWIDE, DPW BASEYARD FACILITIES PROGRAM"

passed

This bill proposes to amend the Fiscal Year 2025 Budget to increase the appropriation under Capital Improvement Projects, Department of Public Works, Countywide, Government Facilities, Bond Fund, Countywide DPW Baseyard Facilities Program by $4,200,000.

Bill 62 (2025) "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 5659, BILL 62, CD1 (2024), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF PUBLIC WORKS)"

passed

This bill proposes to amend Ordinance No. 5659, to increase the appropriation for the DPW Baseyard Facilities Program by $4,200,000.

BFED **Bill 63 (2025)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF MANAGEMENT, WAILUKU-KAHULUI COMMUNITY PLAN AREA, GOVERNMENT FACILITIES, BOND FUND ACQUISITION OF 105 NORTH MARKET STREET BUILDING AND PROPERTY; AND APPENDIX C, DEPARTMENT OF MANAGEMENT, WAILUKU-KAHULUI COMMUNITY PLAN AREA, ACQUISITION OF 105 NORTH MARKET STREET BUILDING AND PROPERTY"

BFED **Bill 64 (2025)** "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 5659, BILL NO. 62, CD1 (2024), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF MANAGEMENT)"

The purpose of this bill is to add a new appropriation for acquisition of 105 North Market Street, Wailuku, in the amount of $3,250,000.

Bill 65 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR BUSINESS DEVELOPMENT AND TECHNOLOGY, SOUTH MAUI ECONOMIC DEVELOPMENT, ENVIRONMENTAL, AND CULTURAL PROGRAMS"

passed

Bill 66 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR BUSINESS DEVELOPMENT AND TECHNOLOGY, WAILUKU ECONOMIC DEVELOPMENT, ENVIRONMENTAL, AND CULTURAL PROGRAMS"

passed

Bill 67 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, DEPARTMENT OF HOUSING, DEPARTMENT OF HOUSING URBAN DEVELOPMENT EMERGENCY HOUSING VOUCHERS"

Filed

Bill 68 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR BUSINESS DEVELOPMENT AND TECHNOLOGY, SPORTS AND EVENTS PROMOTION; AND GRANTS AND DISBURSEMENTS FOR CULTURE, ARTS, AND TOURISM, CULTURE AND ARTS PROGRAM"

passed

Bill 69 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR WATER AND ENVIRONMENTAL RESOURCE PROTECTION, DEPARTMENT OF MANAGEMENT, OFFICE OF RECOVERY PROGRAM"

passed

Bill 70 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF MANAGEMENT, DEPARTMENT OF WATER SUPPLY; AND APPENDIX C, DEPARTMENT OF MANAGEMENT, DEPARTMENT OF WATER SUPPLY, FIRE FLOW IMPROVEMENTS TO WATER SYSTEM"

passed

Bill 71 (2025) "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 5659, BILL NO. 62, CD1 (2024), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF MANAGEMENT AND DEPARTMENT OF WATER SUPPLY"

passed

ORDINANCES - SECOND AND FINAL READING:

Bill 51 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET 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"

Passed

Bill 52 (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, COUNTYWIDE AND APPENDIX C, DEPARTMENT OF WATER SUPPLY, COUNTYWIDE"

Passed

([redacted]) Bill 53 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET 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, HALAU HULA KAULUOKALA, INC. AND HALAU KEKUAOKALA 'AU 'ALA 'ILIAHI, INC."

Passed

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.