STATUS

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OFFICE OF THE
COUNTY CLERK

COUNCIL OF THE COUNTY OF MAUI

AGENDA

Regular Council Meeting of June 6, 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
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ROLL CALL

OPENING REMARKS:

COUNCILMEMBER KEANI RAWLINS-FERNANDEZ

PLEDGE OF ALLEGIANCE

PRESENTATION OF WRITTEN OR ORAL TESTIMONY

COMMITTEE REPORTS:

Budget, Finance, and Economic Development Committee

Pass 1st CR 25-27 Recommending **FIRST READING** of Bill 18, CD2 (2025), to establish a pay range and pay scales for Board of Ethics' staff.

CR 25-28 Recommending **FIRST READING** of Bill 58, CD1 (2025), to amend the Fiscal Year 2025 Budget by: 1) amending Section 2, Estimated Revenues, by increasing Carryover/Savings from the General Fund by $5,790,476; 2) amending Section 3.b.6.g, Department of Finance, Countywide Costs, by adding a new appropriation, entitled "Reimbursement to the General Fund for Projects Disqualified from Tax-Exempt Bond Issuance," in the amount of $5,790,476; and 3) adjusting the totals accordingly.

Pass 1st

CR 25-29 Recommending the following:

Pass 1st

1. **FIRST READING** of Bill 63, CD1 (2025), to amend the Fiscal Year 2025 Budget by: 1) amending Section 2, Estimated Revenues, by increasing the Bond/Lapsed Bond by $3,250,000; 2) amending Section 4.c.3.a., Department of Management, Wailuku-Kahului Community Plan Area, Government Facilities, by adding a new appropriation for Bond Fund, entitled "Acquisition of 105 North Market Street Building and Property," in the amount of $3,250,000; 3) adjusting the totals accordingly, and 4) amending Appendix C - Capital Improvement Projects, Department of Management, Wailuku-Kahului Community Plan Area, by adding a new project and project description, entitled "Acquisition of 105 North Market Street Building and Property," in the amount of $3,250,000;

Pass 1st

2. **FIRST READING** of Bill 64, CD1 (2025), to amend the Fiscal Year 2025 General Obligation Bond Authorization Ordinance by adding an appropriation for the Department of Management, Wailuku-Kahului Community Plan Area, Other Projects, entitled "Acquisition of 105 North Market Street Building and Property," in the amount of $3,250,000; and

Adopt

3. **ADOPTION** of Resolution 25-107 to authorize the acquisition of 4,163 square feet of real property located at 105 North Market Street, Wailuku, Maui, Hawai'i, for an amount not to exceed $3,200,000.

Disaster Recovery, International Affairs, and Planning Committee

Pass 1st

CR 25-30 Recommending **FIRST READING** of Bill 39, CD1 (2025), to amend Subsection 3.68.030(A), Maui County Code, to update an obsolete Fire Code reference for civil fines.

Government Relations, Ethics, and Transparency Committee

Adopt

CR 25-31 Recommending **ADOPTION** of Resolution 25-79, CD1, authorizing settlement of *Kamalani T. Uehara v. County of Maui, Department of Water Supply, et al.*, Civil 2CCV-21-0000378.

With reference to this agenda item, one or more executive meetings are anticipated in accordance with Section 92 5(a)(4), Hawai'i Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee; and Section 92-5(a)(8), Hawai'i Revised Statutes, to deliberate or make a decision upon a matter that requires the consideration of information that must be kept confidential under State or Federal law, or a court order.

RESOLUTIONS:

Refer to WAI

Reso 25-122 "AUTHORIZING THE ACCEPTANCE OF A DONATION OF A PARCEL AT 644 LĀNA'I AVENUE AND A PARCEL AT SEVENTH STREET, LĀNA'I CITY, LĀNA'I, HAWAI'I, IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEYS (2) 4-9-011:018 AND (2) 4-9-011:019, RESPECTIVELY, FROM FIRST HAWAIIAN BANK, UNDER SECTION 3.44.015(D), MAUI COUNTY CODE"

Adopt, as amended.

Reso 25-123 "APPOINTMENT OF A MEMBER TO THE MAUI COUNTY CULTURAL RESOURCES COMMISSION"

File ~~Adopt, as amended.~~

Reso 25-124 "APPOINTMENT OF A MEMBER TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES FOR THE COUNTY OF MAUI"

Refer to GREAT.

Reso 25-125 "APPOINTMENT OF MEMBERS TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES FOR THE COUNTY OF MAUI"

Refer to GREAT

Reso 25-126 "APPOINTMENT OF A MEMBER TO THE INDEPENDENT NOMINATION BOARD FOR THE COUNTY OF MAUI"

Adopt

Reso 25-127 "AUTHORIZING THE ACCEPTANCE OF THE KAPALUA RESORT ASSOCIATION'S DONATION OF LABOR FOR IMPROVING D.T. FLEMING BEACH PARK, UNDER CHAPTER 3.56, MAUI COUNTY CODE"

GREAT

Reso 25-128 "AUTHORIZING SETTLEMENT OF *CONSERVATION COUNCIL FOR HAWAI'I AND AMERICAN BIRD CONSERVANCY v. HAWAIIAN ELECTRIC COMPANY, INC. AND MAUI ELECTRIC COMPANY LTD. AND COUNTY OF MAUI*, CIVIL 1:24-cv-00494-MWJS-WRP"

Reso 25-129 "AUTHORIZING THE ACQUISITION OF 1.724 ACRES IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEYS (2) 4-6-027:027, 029, 030 AND 041; (2) 4-6-027:026, 028, 033, AND 040; AND (2) 4-6-016:041, SITUATED AT LAHAINA, MAUI, HAWAII, FOR UP TO $1,950,000, EXCLUSIVE OF CLOSING COSTS AND EXPENSES, UNDER SUBSECTION 3.44.015(C), MAUI COUNTY CODE"

WAI

Reso 25-130 "AUTHORIZING THE ADOPTION OF THE OFFICIAL PAID PARKING ZONE MAPS INCORPORATED BY REFERENCE IN SECTION 10.77.010, MAUI COUNTY CODE ESTABLISHMENT OF PAID PARKING ZONES"

WAI

Reso 25-131 "AUTHORIZING ACCEPTANCE OF A DONATION OF $700 FROM MAPTRAVEL CO., LTD., SPONSOR OF MIZUSHIMA BLUE BEER TO HELP WITH RECOVERY FROM THE AUGUST 8, 2023 MAUI WILDFIRES, UNDER SECTION 3.56.030, MAUI COUNTY CODE"

Adopted.

Reso 25-132 "REFERRING TO THE MAUI PLANNING COMMISSION PROPOSED BILLS TO AMEND THE MAUI ISLAND PLAN'S DIRECTED GROWTH MAP C5 (PULEHU ROAD), TO AMEND THE WAILUKU-KAHULUI COMMUNITY PLAN DESIGNATION FROM AGRICULTURE TO BUSINESS/MULTI-FAMILY, AND TO CHANGE THE ZONING FROM AGRICULTURAL DISTRICT TO M-1 LIGHT INDUSTRIAL DISTRICT, FOR A 166.511-ACRE PORTION OF A PARCEL IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEY (2) 3-8-006:004-0005, SITUATED AT KAHULUI, MAUI, HAWAI'I (HO'ONANI VILLAGE)"

Adopt, as amended.

ORDINANCES:

Bill 77 (2025) "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY AUTHORIZING THE USE OF COUNTY PROPERTY FOR A TEMPORARY HOUSING PROJECT"

Pass 1st as amended.

The purpose of this bill is FEMA is proposing to install 4 temporary housing units on County property, located at 767 Luakini Street, Lahaina, which was the former site of County's Crossroads Apartments.

Bill 78 (2025) "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM AGRICULTURAL DISTRICT TO R-2 RESIDENTIAL DISTRICT FOR PROPERTY SITUATED AT 1550 NUKUNA PLACE, WAILUKU, MAUI, HAWAII, TAX MAP KEY (2) 3-6-007:010"

HLU

Bill 79 (2025) "A BILL FOR AN ORDINANCE AMENDING CHAPTER 10.77, MAUI COUNTY CODE, RELATING TO THE ESTABLISHMENT OF PAID PARKING ZONES IN WAILUKU TOWN AND AT SOUTH MAUI COUNTY BEACHES"

WAI

ORDINANCES - SECOND AND FINAL READING:

Bill 73 (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, WEST MAUI ECONOMIC DEVELOPMENT, ENVIRONMENTAL, AND CULTURAL PROGRAMS, KAIĀULU INITIATIVES"

Pass 2nd

Bill 74 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, OFFICE OF THE MAYOR, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF RECLAMATION"

Pass 2nd

UNFINISHED BUSINESS:

Bill 49, CD1 (2025) "A BILL FOR AN ORDINANCE AMENDING SECTION 2.08.060, MAUI COUNTY CODE, ON SALARIES IN THE OFFICE OF COUNCIL SERVICES"

Pass 1st, as amended.

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.