GOVERNANCE, ETHICS, AND TRANSPARENCY COMMITTEE

Council of the County of Maui

Items List

(as of June 21, 2020)

website: http://mauicounty.us/prl/

VOTING MEMBERS

Michael J. Molina, Chair

Keani N.W. Rawlins-Fernandez, Vice-Chair

Riki Hokama

Tasha Kama

Kelly Takaya. King

Alice L. Lee

Tamara Paltin

Shane M. Sinenci

Yuki Lei K. Sugimura

REMOTE TESTIMONY SITES

Hana
Council District Office
Hana Community Center
5091 Uakea Road
Hana, Hawaii

Lanai
Council District Office
Lanai Community Center
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Lanai City, Hawaii

Molokai
Council District Office
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Committee Staff: Shelly Espeleta and Pauline Martins

TESTIMONY

For information on testifying please visit **www.MauiCounty.us/how-to-testify** or contact the Office of Council Services.

If written testimony is submitted at the meeting site, 16 copies are requested to ensure distribution at the meeting.

DISABILITY ACCESS

People with disabilities requiring special accommodations should contact the Office of Council Services at least three working days prior to the meeting date.

LIVE CABLECAST

Available on Akaku: Maui Community Media, Channel 53.

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

GET-1 APPOINTMENT AND REMOVAL OF ADMINISTRATIVE HEADS OF DEPARTMENTS

GET-2 NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS

Sub-item (24) COUNCIL ON AGING

Sub-item (25) BOARD OF ETHICS

MORE ➔

Sub-item (26) CONSERVATION PLANNING COMMITTEE

Sub-item (36) URBAN DESIGN REVIEW BOARD

Sub-item (39) REAL PROPERTY TAX REVIEW BOARD

Sub-item (40) BOARD OF WATER SUPPLY

Sub-item (41) COST OF GOVERNMENT COMMISSION

GET-3 HAWAII STATE ASSOCIATION OF COUNTIES (HSAC)

GET-4 MAUI COUNTY LEGISLATIVE PACKAGE

GET-5 URGING THE GOVERNOR OF THE STATE OF HAWAII AND THE HAWAII STATE LEGISLATURE TO HAVE THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THROUGH ITS STATE HISTORIC PRESERVATION DIVISION AND DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT, PROACTIVELY ADMINISTER AND ENFORCE CHAPTER 6E, HAWAII REVISED STATUTES, RELATING TO PRESERVATION OF HISTORIC PROPERTIES AND NATIVE HAWAIIAN BURIALS

GET-6 AMENDMENTS TO THE RULES OF THE COUNCIL

Sub-item (1) ORAL TESTIMONY

GET-7 REDESIGN OF THE COUNCIL CHAMBER

GET-8 CHRISTOPHER SALEM V. ALAN ARAKAWA, ET AL., CIVIL 15-00384 LEK-KSC

GET-9 PERFORMANCE AUDIT OF THE DEPARTMENT OF LIQUOR CONTROL

GET-10 PROPOSED CHARTER AMENDMENTS

Sub-item (1) APPOINTMENT OF TEMPORARY ADMINISTRATIVE HEADS

Sub-item (2) FREQUENCY OF COUNCIL MEETINGS

Sub-item (4) CHANGING THE DEPARTMENT OF HOUSING AND HUMAN CONCERNS TO THE DEPARTMENT OF HOUSING, AND ESTABLISHING A DEPARTMENT OF HUMAN CONCERNS

Sub-item (7) ESTABLISHING SHORTER LIFETIME TERM LIMITS FOR COUNCIL MEMBERS BY LIMITING THE NUMBER OF TERMS A PERSON MAY SERVE ON THE COUNCIL TO TWO FOUR-YEAR TERMS

Sub-item (8) CONFLICTING INTERPRETATIONS OF THE CHARTER

Sub-item (9) RETENTION AND TERMINATION OF SPECIAL COUNSEL

Sub-item (10) ALLOW ATTORNEYS WITHIN THE OFFICE OF COUNCIL SERVICES TO SERVE AS LEGAL REPRESENTATIVES OF THE COUNCIL AND ITS MEMBERS

Sub-item (11) CHARTER COMMISSION

Sub-item (13) TERM LIMITS FOR COUNCIL MEMBERS

Sub-item (14) OFFICE OF COUNCIL SERVICES STAFF

Sub-item (15) ESTABLISHING A DEPARTMENT OF AGRICULTURE

Sub-item (16) ALLOW THE COUNCIL TO APPOINT SEVEN MEMBERS OF THE PLANNING COMMISSIONS

GET-11 LITIGATION MATTERS

Sub-item (2) **STATUS AND SETTLEMENT AUTHORIZATION:** OCEAN RESORT VILLAS VACATION OWNERS ASSOCIATION, ET AL. V. COUNTY OF MAUI, ET AL., CIVIL 13-1-0848(2)

Sub-item (6) **STATUS AND SETTLEMENT AUTHORIZATION:** DOUGLAS LEONE, ET AL. V. COUNTY OF MAUI, ET AL.; CIVIL 07-1-0496(2)

Sub-item (10) **SETTLEMENT AUTHORIZATION:** COUNTY OF MAUI V. RICK MARKHAM, ET AL.; CIVIL 17-1-0393(2)

Sub-item (18) **SETTLEMENT AUTHORIZATION:** SPIRIT OF ALOHA TEMPLE, ET AL. V. COUNTY OF MAUI, ET AL.; CIVIL 14-00535 SOM-WRP

Sub-item (22) **SETTLEMENT AUTHORIZATION:** BACON UNIVERSAL CO., INC.; CLAIM 30192754170-0001

Sub-item (23) **STATUS:** A CHARGE OF DISCRIMINATION FILED WITH THE HAWAII CIVIL RIGHTS COMMISSION AND FEDERAL EQUAL EMPLOYMENT OPPORTUNITY COMMISSION ON OCTOBER 5, 2018 UNDER EQUAL EMPLOYMENT OPPORTUNITY COMMISSION 486-2018-00541

Sub-Item (28) **SPECIAL COUNSEL AUTHORIZATION:** TO ADVISE AND REPRESENT THE MAUI COUNTY COUNCIL RELATED TO INTERPRETATION OF THE CHARTER OF THE COUNTY OF MAUI REGARDING LEGISLATIVE AND EXECUTIVE AUTHORITY

Sub-item (31) **SETTLEMENT AUTHORIZATION:** ALYSSA TOTH; CLAIM 30166871707-0003

Sub-Item (32) **SPECIAL COUNSEL AUTHORIZATION:** TO ADVISE AND REPRESENT THE MAUI COUNTY COUNCIL IN THE CASE OF MCKELVEY V. VICTORINO

Sub-Item (33) **SETTLEMENT AUTHORIZATION:** NORIYOSHI MAKABE AND MASAMI MAKABE, AS CO-CONSERVATORS OF HAYATO MAKABE, AN INCAPACITATED PERSON V. DEPARTMENT OF PARKS AND RECREATION, ET AL.; CIVIL 18-1-0346(1)

Sub-item (35) **SETTLEMENT AUTHORIZATION:** COUNTY OF MAUI V. RICK MARKHAM, ET AL.; CIVIL 17-1-0384(2)

Sub-item (36) **STATUS:** COURTLANDT GATES V. COUNTY OF MAUI; CIVIL 2CCV-20-0000111

Sub-Item (37) **SETTLEMENT AUTHORIZATION:** PERLITA CASINO; CLAIM 30193234263-0001

Sub-Item (39) **SETTLEMENT AUTHORIZATION:** AVID AMIRI, INDIVIDUALLY AND AS TRUSTEE OF THE DEUTSCHE INTERNATIONAL TRUST II V. COUNTY OF MAUI, CIVIL 19-CV-00373

Sub-item (43) **STATUS AND SETTLEMENT AUTHORIZATION:** JEANNE M. BERRY V. KILOHANA WAENA CORPORATION, ET AL.; CIVIL 17-1-0175(2)

Sub-item (46) **STATUS AND SPECIAL COUNSEL AUTHORIZATION:** LITIGATION AGAINST OPIOID MANUFACTURERS AND DISTRIBUTORS

GET-12 **ESTABLISHING GUIDELINES FOR SISTER CITY AND FRIENDSHIP CITY RELATIONSHIPS**

GET-13 **ESTABLISHING A SISTER-CITY RELATIONSHIP WITH SAN CRISTOBAL (CHATHAM) ISLAND – GALAPAGOS, REPUBLIC OF THE ECUADOR**

GET-14 **KALANA O MAUI CAMPUS EXPANSION, PHASE 1A**

GET-15 **CONTRACTS AND GRANTS**

Sub-item (4) MARCH 2017

Sub-item (5) APRIL 2017

Sub-item (6) JUNE 2017

Sub-item (14) JUNE 2016

GET-16 **CONSTITUTIONALITY OF TRANSIENT ACCOMMODATIONS BROKERS COLLECTING TAXES**

GET-17 **COST OF GOVERNMENT COMMISSION COMPLIANCE LOSSES AND RISK MANAGEMENT PRACTICES**

GET-18 **MATTERS WITHIN THE COMMITTEE'S SUBJECT-MATTER JURISDICTION**

Sub-item (1) PRE-BUDGET SESSION PRESENTATION (DEPARTMENT OF POLICE)

Sub-item (2) PRE-BUDGET SESSION PRESENTATION (DEPARTMENT OF LIQUOR CONTROL)

Sub-item (3) PRE-BUDGET SESSION PRESENTATION (DEPARTMENT OF THE CORPORATION COUNSEL)

Sub-item (4) PRE-BUDGET SESSION PRESENTATION (DEPARTMENT OF FIRE AND PUBLIC SAFETY)

Sub-item (5) PRE-BUDGET SESSION PRESENTATION (DEPARTMENT OF PERSONNEL SERVICES)

Sub-item (6) PRE-BUDGET SESSION PRESENTATION (DEPARTMENT OF THE PROSECUTING ATTORNEY)

Sub-item (7) PRESENTATION ON ELECTIONS BY MAIL-IN BALLOT PROCESS

GET-19 **BANK OF AMERICA'S COMMITMENT TO PROVIDE MORTGAGES FOR NATIVE HAWAIIANS ON HAWAIIAN HOME LANDS**

GET-22 **SECURITY MEASURES AT THE KALANA O MAUI CAMPUS**

GET-23 **MAYOR'S ABILITY TO APPOINT DISAPPROVED DEPARTMENT HEADS AS INTERIM DEPARTMENT HEADS**

GET-25 **AMENDING CHAPTER 2.56, MAUI COUNTY CODE, RELATING TO BOARD OF ETHICS ADVISORY OPINIONS**

GET-26 **HAWAII WILDLIFE FUND, ET AL. V. COUNTY OF MAUI, CIVIL 12-00198 SOM BMK, U.S. SUPREME COURT DOCKET 18-260**

GET-27 **ADDING PERSONNEL IN THE DEPARTMENT OF MANAGEMENT, INFORMATION AND TECHNOLOGY SERVICES PROGRAM**

GET-28 **ACTIVITY GOALS AND MEASURES IN THE DEPARTMENT OF FIRE AND PUBLIC SAFETY**

GET-30 **COUNTING EVERY RESIDENT OF MAUI COUNTY AND THE IMPACT OF THE 2020 U.S. CENSUS**

GET-31 **DESIGNATION OF A COUNCILMEMBER TO SERVE ON THE CONSERVATION PLANNING COMMITTEE**

GET-32 **FISCAL AUDIT OF THE MAUI COUNTY COUNCIL**

GET-33 **RETENTION AND TERMINATION OF SPECIAL COUNSEL**

GET-34	**AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL TO ADVISE AND REPRESENT THE MAUI COUNTY COUNCIL RELATED TO INTERPRETATION OF THE CHARTER OF THE COUNTY OF MAUI REGARDING LEGISLATIVE AND EXECUTIVE AUTHORITY**
GET-38	**REVISED RECORDS DISPOSITION SCHEDULE FOR THE DEPARTMENT OF POLICE PURSUANT TO SECTION 46-43, HAWAII REVISED STATUTES**
GET-41	**WEST MAUI COMMUNITY PLAN ADVISORY COMMITTEE**
GET-42	**AMENDING SECTION 2.82.040, MAUI COUNTY CODE, RELATING TO CONSERVATION PLANNING COMMITTEE**
GET-46	**OPERATIONAL AND BUDGETARY REVIEW OF DEPARTMENT OF POLICE**
GET-47	**OPERATIONAL AND BUDGETARY REVIEW OF DEPARTMENT OF LIQUOR CONTROL**
GET-48	**USE OF THE TERM "POLICE" EXCLUSIVELY BY THE DEPARTMENT OF POLICE**
GET-49	**CAMERAS IN COUNCIL CHAMBER**
GET-50	**CIVIC ENGAGEMENT VIDEO**
GET-51	**PUBLIC OUTREACH FOR PROPOSED CHARTER AMENDMENTS**
GET-52	**CRIMINAL OFFENSES AGAINST SENIORS**

GET-53 PLANNING DIRECTOR'S AND OTHER OFFICIALS' AUTHORITY TO SETTLE, COMPROMISE, OR OTHERWISE RESOLVE VIOLATIONS OF THE MAUI COUNTY CODE RELATED TO ADMINISTRATION RULES AND PERMITS

GET-54 EFFECTS OF THE CORONAVIRUS PANDEMIC

P.S. The following items have been reported out of Committee and the item numbers have been intentionally omitted: 1(1), 1(2)1, 1(3)1, 1(3)2, 1(4), 1(5), 1(6)1, 1(6)2, 1(7)1, 1(7)2, 1(8), 1(9)1, 1(9)2, 1(10), 1(11), 2(1)1, 2(1)2, 2(1)3, 2(2), 2(3), 2(4), 2(5)1, 2(5)2, 2(6), 2(7), 2(8), 2(9), 2(10), 2(11)1, 2(11)2, 2(12), 2(13), 2(14)1, 2(14)2, 2(14)3, 2(15), 2(16), 2(17), 2(18), 2(19), 2(20), 2(21), 2(22), 2(23), 2(24), 2(25), 2(27), 2(28), 2(29), 2(30)1, 2(30)2, 2(31)1, 2(31)2, 2(32), 2(33), 2(34), 2(35), 3(1), 4(1), 6(2), 6(3), 10(3), 10(5), 10(6), 10(12), 11(1), 11(2)1, 11(3),11(4), 11(5), 11(7), 11(8), 11(9), 11(10)1, 11(10)2, 11(11), 11(12), 11(13), 11(14), 11(15), 11(16), 11(17), 11(19), 11(20), 11(21), 11(23)1, 11(24), 11(25), 11(26), 11(27), 11(29), 11(30)1, 11(30)2, 11(34), 11(38), 11(47), 11(51), 19(1), 20, 21, 24, 26(1), 29, 35, 36, 37, 39, 40, 43, 44, and 45. Item numbers 2(42), 3(2), 4(2), 6(4), 10(18), 11(40)-11(42), 11(44)-11(45), 11(47)-11(50), 15(1)-15(3), 15(7)-15(13), and 18(8) have not yet been assigned.

get:getitems:pm