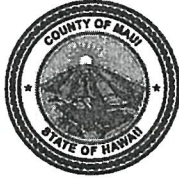


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OFFICE OF THE
COUNTY CLERK

COUNCIL OF THE COUNTY OF MAUI

AGENDA

Regular Council Meeting of February 6, 2026
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: 80 Hau'oli Road, Hāna, (808) 866-4488

South Maui: MEDB Building, 1305 North Holocono St., Ste. 4A, 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

West Maui: 60 Kenai Street, Lahaina

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

website: <https://mauicounty.portal.civicclerk.com>

e-mail: county.clerk@mauicounty.us

ROLL CALL

OPENING REMARKS:

COUNCILMEMBER NOHELANI U'U-HODGINS

PLEDGE OF ALLEGIANCE

TESTIMONY ON CEREMONIAL RESOLUTIONS**CEREMONIAL RESOLUTIONS:**NO. 26-43adopted 8ayes
1 exc. KB

"CONGRATULATING THE KAMEHAMEHA SCHOOLS MAUI FOOTBALL TEAM FOR WINNING THE 2025 FIRST HAWAIIAN BANK/HAWAII HIGH SCHOOL ATHLETIC DIVISION II STATE FOOTBALL CHAMPIONSHIP"

PRESENTATION OF WRITTEN OR ORAL TESTIMONY**COUNTY COMMUNICATIONS:**NO. 26-3 -File 8ayes
1 exc. KB

COUNCILMEMBER PALTIN, transmitting a proposed amendment to Bill 15, FD1 (2026), entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 16.25, MAUI COUNTY CODE, ON FACTORY-BUILT HOUSING IN THE LAHAINA BURN ZONE".

COMMITTEE REPORTS:**BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT COMMITTEE:**NO. 26-6pass - 8ayes
1st 1 exc. KB
RdgRecommending **FIRST READING** of Bill 2, CD1 (2026), to amend Section 2.56.080, Maui County Code, on setting salaries for the Board of Ethics' Executive Director and Legal Counsel and staff positions by:

- Transferring authority to set the salary for the Executive Director and Legal Counsel from the Council to the Board;
- Transferring authority to set the salaries for other Board of Ethics staff positions from the Council to the Executive Director and Legal Counsel;
- Establishing an attorney pay scale that matches the pay scale for Deputies Corporation Counsel and Deputies Prosecuting Attorney;
- Establishing a paralegal pay scale; and
- Authorizing part-time staff positions.

WATER AND INFRASTRUCTURE COMMITTEE:NO. 26-7pass - 8ayes
1st 1 exc. KB
RdgRecommending **FIRST READING** of Bill 176, CD1 (2025), to authorize the Mayor to enter into an intergovernmental agreement with the State of Hawai'i, Department of Land and Natural Resources to delineate the State and County's respective responsibilities for the maintenance of Pi'i'iholo, Olinda, and Ala Luana Roads, located in the vicinity of the Waihou Spring Forest Reserve, for an initial term of 10 years.

RESOLUTIONS:NO. 26-16*adopt 8 ayes
1 exc KB*

"AUTHORIZING ACCEPTANCE OF A DONATION OF \$5,000 FROM JOHN AND FRANCINE PAXSON TO KAUNOA SENIOR SERVICES, UNDER SECTION 3.56.030, MAUI COUNTY CODE"

NO. 26-17*adopt 8 ayes
as amended 1 exc. KB*

"AUTHORIZING ACCEPTANCE OF THE DONATION OF OLUKAI FOOTWEAR TO THE DEPARTMENT OF FIRE AND PUBLIC SAFETY, OCEAN SAFETY DIVISION, UNDER SECTION 3.56.030, MAUI COUNTY CODE"

NO. 26-40*adopt 8 ayes
1 exc. KB*

"APPOINTING FAITH CHASE AS AN ALTERNATE ON THE HĀNA ADVISORY COMMITTEE TO THE MAUI PLANNING COMMISSION"

NO. 26-41*adopt 8 ayes
as amended 1 exc. KB*

"APPROVING EXEMPTIONS FROM, AND MODIFICATIONS TO, THE REQUIREMENTS OF CHAPTER 3.35, MAUI COUNTY CODE, FOR THE KEHALANI APARTMENTS PROJECT"

NO. 26-42*adopt 8 ayes
1 exc. KB*

"APPROVING THE REDISTRIBUTION OF AFFORDABLE HOUSING GRANT FUNDS FROM CATHOLIC CHARITIES HOUSING DEVELOPMENT CORPORATION TO HALE PILINA I LP, FOR THE HALE PILINA AFFORDABLE RENTAL HOUSING PROJECT, UNDER SECTION 3.35.070(A)(5), MAUI COUNTY CODE"

ORDINANCES:BILL NO. 21 (2026) -*PASS 1st 8 ayes
1 exc. KB*

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, INCREASING ESTIMATED REVENUES, CARRYOVER/SAVINGS, GENERAL FUND BY \$180,000, CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF THE PROSECUTING ATTORNEY, WAILUKU-KAHULUI COMMUNITY PLAN AREA, GOVERNMENT FACILITIES, INCREASE APPROPRIATION FOR 24 NORTH CHURCH STREET BUILDING RENOVATIONS BY \$180,000, AND APPENDIX C, DEPARTMENT OF THE PROSECUTING ATTORNEY, WAILUKU-KAHULUI COMMUNITY PLAN AREA, UPDATE PROJECT DESCRIPTION AND INCREASE APPROPRIATION FOR 24 NORTH CHURCH STREET BUILDING RENOVATIONS BY \$180,000"

BILL NO. 22 (2026) -*pass 1st 8 ayes
lexc. km*

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, INCREASING ESTIMATED REVENUES, CARRYOVER/SAVINGS, GENERAL FUND BY \$314,341, DEPARTMENT OF MANAGEMENT, BOARD OF ETHICS PROGRAM, INCREASE CATEGORY A - SALARIES BY \$314,341"

BILL NO. 23 (2026) -*pass 1st 8 ayes
lexc kb*

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, APPENDIX A, PART I, DEPARTMENT OF AGRICULTURE, STATE OF HAWAII, DEPARTMENT OF AGRICULTURE, NEW APPROPRIATION OF \$10,000,000"

BILL NO. 24 (2026) -*pass 1st 8 ayes
lexc*

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, APPENDIX A, PART I, DEPARTMENT OF THE PROSECUTING ATTORNEY, STATE OF HAWAII, DEPARTMENT OF HEALTH - OPIOID SETTLEMENT, NEW APPROPRIATION OF \$886,633"

BILL NO. 25 (2026) -*pass 1st 8 ayes
lexc.*

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, INCREASING ESTIMATED REVENUES, CARRYOVER/SAVINGS, GENERAL FUND BY \$54,434, DEPARTMENT OF CORPORATION COUNSEL, LEGAL SERVICES PROGRAM, INCREASE EQUIVALENT PERSONNEL BY 1.0 AND INCREASE CATEGORY A - SALARIES BY \$54,434"

BILL NO. 26 (2026) -*pass 1st 8 ayes
lexc. kb*

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, INCREASING CARRYOVER/SAVINGS, GENERAL FUND BY \$75,000, DEPARTMENT OF 'ŌIWI RESOURCES, INCREASE APPROPRIATION FOR CATEGORY B - OPERATIONS & EQUIPMENT BY \$75,000"

SECOND AND FINAL READING:~~(PUB)~~ BILL NO. 12 (2026) -*pass
2nd final 8 ayes
lexc. km*

"A BILL FOR AN ORDINANCE AMENDING SECTION 3.48.410, MAUI COUNTY CODE, ON DEADLINES FOR FILING CLAIMS FOR REAL PROPERTY EXEMPTIONS"

- ~~(DRIP)~~ BILL NO. 15, FD1 (2026) - "A BILL FOR AN ORDINANCE AMENDING CHAPTER 16.25, MAUI COUNTY CODE, ON FACTORY-BUILT HOUSING IN THE LAHAINA BURN ZONE"
pass 2nd final 8 ayes
as amended 1 exc. KB
- ~~(BRED)~~ BILL NO. 18 (2026) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE OFFICE OF THE AUDITOR, STATE OF HAWAII FOR AUDITING SERVICES"
pass 2nd final 8 ayes
1 exc. KB
- ~~(BRED)~~ BILL NO. 19 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, APPENDIX A, PART I, DEPARTMENT OF 'ŌIWI RESOURCES, HISTORIC PRESERVATION FUND (U.S. NATIONAL PARK SERVICE), NEW APPROPRIATION OF \$2,000,000"
pass 2nd final 8 ayes
1 exc. KB
- ~~(BRED)~~ BILL NO. 20 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, APPENDIX A, PART I, DEPARTMENT OF MANAGEMENT, U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA), SEWER OVERFLOW AND STORMWATER MUNICIPAL GRANT (OSG), NEW APPROPRIATION OF \$750,000"
pass 2nd final 8 ayes
1 exc. KB

UNFINISHED BUSINESS:**ORDINANCES:**

- ~~(DRIP)~~ BILL NO. 17 (2026) - "A BILL FOR AN ORDINANCE REPEALING CHAPTER 9.40, MAUI COUNTY CODE, ON SOCIAL HOST LIABILITY"
pass 1st rdg

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.