

STATUS



RECEIVED

2026 MAY 29 PM 5: 22

OFFICE OF THE
COUNTY CLERK

COUNCIL OF THE COUNTY OF MAUI

AGENDA

Regular Council Meeting of June 5, 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 Kenui 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:

COUNCIL CHAIR ALICE LEE

PLEDGE OF ALLEGIANCE

PRESENTATION OF WRITTEN OR ORAL TESTIMONY

COUNTY COMMUNICATIONS:NO. 26-14

✓

COUNCIL VICE-CHAIR SUGIMURA, transmitting a proposed amendment to Bill 55, CD1, FD1 (2026), entitled "A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET FOR THE COUNTY OF MAUI FOR THE FISCAL YEAR JULY 1, 2026, TO JUNE 30, 2027".

The proposed amendment relates to the Department of Water Supply Water Fund.

NO. 26-15

✓

BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT CHAIR SUGIMURA, transmitting a proposed amendment to Bill 55, CD1, FD1 (2026), entitled "A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET FOR THE COUNTY OF MAUI FOR THE FISCAL YEAR JULY 1, 2026, TO JUNE 30, 2027".

The proposed amendment relates to clarifying prior year appropriations of the Open Space Fund.

NO. 26-16

✓

BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT CHAIR SUGIMURA, transmitting a proposed amendment to Bill 55, CD1, FD1 (2026), entitled "A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET FOR THE COUNTY OF MAUI FOR THE FISCAL YEAR JULY 1, 2026, TO JUNE 30, 2027".

The proposed amendment relates to adding a requirement for transfers involving the General Excise Tax Fund.

NO. 26-17

✓

COUNCIL VICE-CHAIR SUGIMURA, transmitting a proposed amendment to Bill 76, CD1 (2026), entitled "A BILL FOR AN ORDINANCE AMENDING TITLE 14, ARTICLE 1, MAUI COUNTY CODE, ON THE WATER SYSTEM DEVELOPMENT FEE".

The proposed amendment relates to the Water System Development Fee.

NO. 26-18

Filed

BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT CHAIR SUGIMURA, transmitting a proposed amendment to Resolution 25-53, CD1, entitled "AUTHORIZING THE ACQUISITION OF 0.41 ACRES OF REAL PROPERTY IDENTIFIED AS TAX MAP KEY (2) 3-3-001:034, SITUATED AT WAILUKU, HAWAII, FOR AN AMOUNT NOT TO EXCEED \$480,000".

COMMITTEE REPORTS:**BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT COMMITTEE:**NO. 26-26

Recommending the following:

Revise CP

pass on 1st rdg

(non substantive amend - remove "S" from Arts)

1. **FIRST READING** of Bill 70, CD1 (2026), to amend the Fiscal Year 2026 Budget, by: 1) increasing Estimated Revenues for Bond/Lapsed Bond by \$4,000,000; 2) adding a new Capital Improvement Project appropriation, entitled "Hālau of 'Ōiwi Arts," in the amount of \$4,000,000; 3) adjusting the totals accordingly; and 4) adding the project and description to Appendix C; and

- pass 1st reading
(same nonsubstantive
change)
2. **FIRST READING** of Bill 80 (2026), to amend the Fiscal Year 2026 general obligation bond authorization ordinance by adding an appropriation for the Department of Management, Wailuku-Kahului Community Plan Area, Government Facilities, entitled "Hālau of 'Ōiwi Arts," in the amount of \$4,000,000.

NO. 26-27 Recommending **FIRST READING** of Bill 69 (2026), to provide flexibility in the disbursement process for County monetary grants by allowing advance disbursements, installment payments, or both, based on determination of need by the granting agency.

pass 1st

NO. 26-28 Recommending **FIRST READING** of Bill 83, CD1 (2026), to amend the Fiscal Year 2026 Budget, by: 1) adding a Sewer Fund appropriation in the amount of \$372,933 entitled "Transfer to the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund for Tax Map Key (2) 3-8-005:023"; 2) decreasing the Department of Environmental Management, Wastewater Operations Program, Sewer Fund, Category B – Operations and Equipment, by \$372,933; and 3) increasing Appendix A, Part II, Anticipated Revenues for FY 2026, and Total for FY 2026, for the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund by \$372,933.

pass 1st

NO. 26-29 Recommending the following:

- File
1. **FIRST READING** of Bill 102, CD1 (2025), to amend the Fiscal Year 2026 Budget, Appendix A, Part II, Special Purpose Revenues – Schedule of Revolving/Special Funds, Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund, by: 1) adding a \$500,000 appropriation for the acquisition of 104A Lower Waiehu Beach Road in Wailuku, Hawai'i; and 2) deleting the prior year \$1,300,000 appropriation for the acquisition of 131 Shaw Street in Lahaina, Hawai'i; and
- File
2. **ADOPTION** of Resolution 25-53, CD1, to authorize the acquisition of vacant land consisting of 0.41 acres located at 104A Lower Waiehu Beach Road, Wailuku, Hawai'i, for \$480,000 plus expenses.

GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE:

NO. 26-30 Recommending **ADOPTION** of Resolution 26-82, CD1, authorizing an increase of \$240,000 in compensation for the employment of special counsel Meyers Nave, A Professional Corporation, for total compensation up to \$740,000. Meyers Nave was employed to represent the County of Maui as a defendant in current and anticipated legal actions relating to the August 2023 wildfires.

Adopt Reso

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.

HOUSING AND LAND USE COMMITTEE:NO. 26-31*pass 1st as revised*

Recommending **FIRST READING** of Bill 88, CD1 (2026), to amend the Comprehensive Zoning Ordinance to establish the H-3 and H-4 Hotel Districts, which would be reserved for units or structures that had been in the A-1 and A-2 Apartment Districts, respectively, and where Transient Vacation Rentals had been permitted uses.

NO. 26-32*adopt Reso*

Recommending **ADOPTION** of Resolution 26-68, CD1, to refer to the planning commissions a proposed bill to require an agricultural lot's subdivider to provide notice of the intent to subdivide to lessees of the lot or portion of the lot.

RESOLUTIONS:NO. 26-96*adopt Reso*

"AUTHORIZING ACCEPTANCE OF A DONATION OF THE USE OF THREE ALERTWEST PORTABLE CAMERA TRAILERS FROM HAWAIIAN ELECTRIC COMPANY, INC., UNDER SECTION 3.56.030, MAUI COUNTY CODE"

NO. 26-97*adopt Reso*

"AUTHORIZING ACCEPTANCE OF A DONATION OF SOCCER BALLS FROM FWC2026 US INC., TO THE COUNTY OF MAUI, UNDER SECTION 3.56.030, MAUI COUNTY CODE"

NO. 26-98*adopt Reso*

"AUTHORIZING THE TRANSFER OF AN UNENCUMBERED APPROPRIATION BALANCE WITHIN THE DEPARTMENT OF PUBLIC WORKS, FISCAL YEAR 2026 BUDGET, UNDER SECTION 9-10(2) OF THE REVISED CHARTER OF THE COUNTY OF MAUI (1983) AS AMENDED"

ORDINANCES:**HLU**BILL NO. 89 (2026) -

"A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM THE AGRICULTURAL DISTRICT TO THE RURAL DISTRICT FOR A 6.097-ACRE PORTION OF TAX MAP KEY (2) 2-7-007:008, HAMAKUALOA, HAWAII"

HLUBILL NO. 90 (2026) -

"A BILL FOR AN ORDINANCE TO CHANGE THE PA'IA-HA'IKU COMMUNITY PLAN, (1995) AS AMENDED, LAND USE DESIGNATION FROM AGRICULTURE TO PUBLIC/QUASI-PUBLIC FOR A 6.097-ACRE PORTION OF TAX MAP KEY (2) 2-7-007:008, HAMAKUALOA, HAWAII"

HLUBILL NO. 91 (2026) -

"A BILL FOR AN ORDINANCE TO CHANGE THE ZONING FROM THE AGRICULTURAL DISTRICT TO THE P-1, PUBLIC/QUASI-PUBLIC DISTRICT FOR A 6.097-ACRE PORTION OF TAX MAP KEY (2) 2-7-007:008, HAMAKUALOA, HAWAII"

BILL NO. 92 (2026) -*pass 1st rdg*

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, APPENDIX A, PART I, OFFICE OF THE MAYOR, NEW GRANT APPROPRIATION FROM THE STATE OF HAWAII DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, KONA LOW BUSINESS RECOVERY GRANT PROGRAM IN THE AMOUNT OF \$500,000"

BILL NO. 93 (2026) -*pass 1st rdg*

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET FOR THE COUNTY OF MAUI, OFFICE OF THE MAYOR, ADMINISTRATION PROGRAM, DELETE STEWARDSHIP AND MAINTENANCE OF COUNTY-OWNED LAND BY \$300,000, CAPITAL IMPROVEMENT PROJECTS, EMERGENCY MANAGEMENT AGENCY, WAILUKU-KAHULUI COMMUNITY PLAN AREA, OTHER PROJECTS, GENERAL FUND, NEW APPROPRIATION FOR CENTRAL MAUI CRITICAL WILDFIRE CORRIDOR FENCING FOR \$300,000, AND APPENDIX C, EMERGENCY MANAGEMENT AGENCY, WAILUKU-KAHULUI COMMUNITY PLAN AREA, NEW APPROPRIATION FOR CENTRAL MAUI CRITICAL WILDFIRE CORRIDOR FENCING FOR \$300,000"

SECOND AND FINAL READING:~~(BRED)~~ BILL NO. 55, CD1, FD1 (2026) -*pass 2nd Final
as revised*

"A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET FOR THE COUNTY OF MAUI FOR THE FISCAL YEAR JULY 1, 2026, TO JUNE 30, 2027"

~~(BRED)~~ BILL NO. 56, CD1, FD1 (2026) -*pass 2nd Final*

"A BILL FOR AN ORDINANCE RELATING TO THE CAPITAL PROGRAM FOR THE FISCAL YEAR ENDING JUNE 30, 2027"

~~(BRED)~~ BILL NO. 57, CD1 (2026) -*pass 2nd Final*

"A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE OF ONE HUNDRED AND NINETY-THREE MILLION FOUR HUNDRED AND FIFTY-THREE THOUSAND FOUR HUNDRED DOLLARS (\$193,453,400) AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI FOR THE PURPOSE OF PROVIDING FUNDS TO PAY ALL OR A PART OF THE COST OF APPROPRIATIONS FOR PUBLIC IMPROVEMENTS OF AND FOR THE COUNTY OF MAUI; FIXING THE FORM, DENOMINATIONS AND CERTAIN OTHER FEATURES OF SUCH BONDS AND PROVIDING FOR THEIR SALE; AUTHORIZING THE DIRECTOR OF FINANCE TO DETERMINE CERTAIN DETAILS OF THE BONDS; AUTHORIZING THE ISSUANCE AND SALE OF A LIKE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BOND ANTICIPATION NOTES IN ANTICIPATION OF THE

ISSUANCE AND SALE OF SUCH BONDS; AUTHORIZING THE ISSUANCE OF REFUNDING GENERAL OBLIGATION BONDS OF THE COUNTY; AND PROVIDING FOR OTHER ACTIONS RELATED TO THE ISSUANCE, SALE, AND DELIVERY OF SAID BONDS"

~~(DPED)~~ BILL NO. 58, CD1 (2026) - "A BILL FOR AN ORDINANCE DETERMINING THAT PART OF THE PROCEEDS OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI HERETOFORE ISSUED IS IN EXCESS OF THE AMOUNTS REQUIRED FOR THE PURPOSES FOR WHICH SUCH BONDS WERE INITIALLY ISSUED, OR MAY OR SHOULD NOT BE APPLIED TO THOSE PURPOSES, AND DIRECTING SUCH PROCEEDS TO OTHER PUBLIC IMPROVEMENTS OR AUTHORIZED PURPOSES OF THE COUNTY OF MAUI"

PASS 2nd Final

~~(DPED)~~ BILL NO. 59, CD1 (2026) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT FOR A LOAN FROM THE STATE OF HAWAII'S WATER POLLUTION CONTROL REVOLVING FUND FOR VARIOUS WASTEWATER PROJECTS, FISCAL YEAR 2027 BUDGET ORDINANCE"

PASS 2nd Final

~~(DPED)~~ BILL NO. 60, CD1 (2026) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT FOR A LOAN FROM THE STATE OF HAWAII'S WATER POLLUTION CONTROL REVOLVING FUND FOR VARIOUS WATER SUPPLY PROJECTS, FISCAL YEAR 2027 BUDGET ORDINANCE"

PASS 2nd Final

~~(DPED)~~ BILL NO. 62, CD1 (2026) - "A BILL FOR AN ORDINANCE AMENDING SECTIONS 3.54.020, 3.54.025, 3.55.020, AND 3.55.030, MAUI COUNTY CODE, RELATING TO RECYCLING PROGRAMS, THE SOLID WASTE MANAGEMENT FUND, AND THE ENVIRONMENTAL PROTECTION AND SUSTAINABILITY FUND"

PASS 2nd Final

~~(DPED)~~ BILL NO. 63, CD1 (2026) - "A BILL FOR AN ORDINANCE AMENDING SECTIONS 3.38.010 AND 3.38.020, MAUI COUNTY CODE, ON RENAMING THE HAWAIIAN CULTURAL RESTORATION REVOLVING FUND AND USING THE FUNDS TO EXPAND THE LAHAINA ROYAL COMPLEX AREA"

PASS 2nd Final

~~(DPED)~~ BILL NO. 64, CD1 (2026) - "A BILL FOR AN ORDINANCE AMENDING TITLE 3, MAUI COUNTY CODE, ESTABLISHING ELECTRIC VEHICLE CHARGING FEES"

PASS 2nd Final

- ~~(BYPASSED)~~ BILL NO. *76*, CD1 (2026) - "A BILL FOR AN ORDINANCE AMENDING TITLE 14, ARTICLE 1, MAUI COUNTY CODE, ON THE WATER SYSTEM DEVELOPMENT FEE"
PASS 2nd Final as revised
- ~~(BYPASSED)~~ BILL NO. *86* (2026) - "A BILL FOR AN ORDINANCE AMENDING SUBSECTIONS 2.97.150(A) AND 16.25.109.2, MAUI COUNTY CODE, ON FEE WAIVERS"
PASS 2nd Final
- ~~(BYPASSED)~~ BILL NO. *87* (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, APPENDIX A, PART II, HIGHWAY BEAUTIFICATION, ABANDONED VEHICLE, AND TOURISM-RELATED TRAFFIC CONGESTION REVOLVING FUND, INCREASE DISBURSEMENT FOR SALARIES AND PREMIUM PAY BY \$50,000, DECREASE DISBURSEMENT FOR OPERATIONS OR SERVICES BY \$50,000, VEHICLE DISPOSAL FEE FUND, INCREASE DISBURSEMENT FOR SALARIES AND PREMIUM PAY BY \$14,607, DECREASE DISBURSEMENT FOR OPERATIONS OR SERVICES BY \$14,607"
PASS 2nd Final

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.