

STATUS



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OFFICE OF THE
COUNTY CLERK

COUNCIL OF THE COUNTY OF MAUI

AGENDA

Regular Council Meeting of July 24, 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 Holopono 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:

COUNCILMEMBER KEANI RAWLINS-FERNANDEZ

PLEDGE OF ALLEGIANCE

PRESENTATION OF WRITTEN OR ORAL TESTIMONY**COUNTY COMMUNICATIONS:**

- NO. 26-23 COUNCILMEMBER PALTIN, transmitting a proposed amendment to Resolution 26-110, CD1, entitled "REFERRING TO THE MAUI PLANNING COMMISSION A PROPOSED BILL TO AMEND THE KIHEI-MAKENA COMMUNITY PLAN, PA'IA-HA'IKU COMMUNITY PLAN, AND WEST MAUI COMMUNITY PLAN AND A PROPOSED BILL TO CHANGE THE ZONING FOR CERTAIN TIMESHARE, LEASEHOLD, AND OTHER PROPERTIES IN THE A-1 AND A-2 APARTMENT DISTRICTS".
- Filed, passed
- NO. 26-24 COUNCILMEMBER COOK, transmitting a proposed amendment to Resolution 26-110, CD1, entitled "REFERRING TO THE MAUI PLANNING COMMISSION A PROPOSED BILL TO AMEND THE KIHEI-MAKENA COMMUNITY PLAN, PA'IA-HA'IKU COMMUNITY PLAN, AND WEST MAUI COMMUNITY PLAN AND A PROPOSED BILL TO CHANGE THE ZONING FOR CERTAIN TIMESHARE, LEASEHOLD, AND OTHER PROPERTIES IN THE A-1 AND A-2 APARTMENT DISTRICTS".
- Filed, passed

COMMITTEE REPORTS:**AGRICULTURE, DIVERSIFICATION, ENVIRONMENT, AND PUBLIC TRANSPORTATION COMMITTEE:**

- NO. 26-54 Recommending **FIRST READING** of Bill 95 (2026), to promote Maui Bus ridership by expanding eligibility for the fare-free bus pass program and authorizing the Director of Transportation to suspend enforcement of fares for special events or emergencies for up to 14 days in a fiscal year.
- Adopted

GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE:

- NO. 26-55 Recommending **ADOPTION** of Resolution 26-99, requiring special counsel Marr Jones & Wang LLP, to transmit all written settlement offers in *Leo Caires v. County of Maui, et al.*, Civil File 2CCV-26-0000138, to the Council via attorney-client-privileged communication for appropriate action under Section 3.16.020, Maui County Code, and send all invoices to the Office of Council Services for review and approval for payment.
- Adopted

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. 26-56

Adopted,
as amended:

- NUH's verbal amendment passed
- TP's ASF passed
- TC's ASF passed

Recommending **ADOPTION** of Resolution 26-110, CD1, to refer to the Maui Planning Commission a proposed bill to amend the Kihei-Makena Community Plan, Pa'ia-Ha'iku Community Plan, and West Maui Community Plan, and a proposed bill to change the zoning for properties to allow for continued Transient Vacation Rental use. The bills include: 1) properties with a mix of Timeshare and Transient Vacation Rental uses; 2) properties with all units being legally permitted Timeshare units; 3) leasehold properties; 4) properties with single ownership; and 5) properties with variances allowing continued Transient Vacation Rental use. The included properties are:

- a. Kuau Plaza, 777 Hana Highway, Pā'ia, Hawai'i;
- b. Hono Kai, 280 Hauoli Street, Mā'alaea, Hawai'i;
- c. Kana'i A Nalu, 250 Hauoli Street, Mā'alaea, Hawai'i;
- d. Lauloa Maalaea, 100 Hauoli Street, Mā'alaea, Hawai'i;
- e. Maalaea Kai, 70 Hauoli Street, Mā'alaea, Hawai'i;
- f. Milowai-Ma'alaea, 50 Hauoli Street, Mā'alaea, Hawai'i;
- g. Maui Sunset, 1032 South Kihei Road, Kīhei, Hawai'i;
- h. Maui Schooner, 980 South Kihei Road, Kīhei, Hawai'i;
- i. Maui Hill, 2881 South Kihei Road, Kīhei, Hawai'i;
- j. My Waii Beach Cottage, 2128 Ilili Road, Kīhei, Hawai'i;
- k. Wailea Inn, 2141 Ilili Road, Kīhei, Hawai'i;
- l. Indo Lotus Beach House, 2216 South Kihei Road, Kīhei, Hawai'i;
- m. 2131 Ilili Road, Kīhei, Hawai'i;
- n. 1194 Uluniu Road, Kīhei, Hawai'i;
- o. 1178 Uluniu Road, Kīhei, Hawai'i;
- p. Villa Moana, 1158 Uluniu Road, Kīhei, Hawai'i;
- q. Aloha Villas, 1338 Uluniu Road, Kīhei, Hawai'i;
- r. 1444 Halama Street, Kīhei, Hawai'i;
- s. 1440 Halama Street, Kīhei, Hawai'i;
- t. Kapu Townhouse, 69 West Kapu Place, Kīhei, Hawai'i;
- u. Waiohuli Beach Duplex, 64 West Lipoa Street, Kīhei, Hawai'i;
- v. 1470 Halama Street, Kīhei, Hawai'i;
- w. Kahana Outrigger, 4521 Lower Honoapiilani Road, Lahaina, Hawai'i, identified for Real Property Tax purposes as Tax Map Keys (2) 4- 3- 005:020, 021, and 031;
- x. Kahana Village, 4531 Lower Honoapiilani Road, Lahaina, Hawai'i;
- y. Lahaina Beach Club, 3711 Lower Honoapiilani Road, Lahaina, Hawai'i;
- z. Hono Koa, 3801 Lower Honoapiilani Road, Lahaina, Hawai'i;
- aa. Hale Mahina Beach Resort, 3875 Lower Honoapiilani Road, Lahaina, Hawai'i;
- bb. Kuleana, 3959 Lower Honoapiilani Road, Lahaina, Hawai'i, identified for Real Property Tax purposes as Tax Map Keys (2) 4-3-008:004 and 005;
- cc. Paki Maui III, 3615 Lower Honoapiilani Road, Lahaina, Hawai'i;
- dd. Paki Maui I & II, 3601 Lower Honoapiilani Road, Lahaina, Hawai'i;
- ee. Maui Sands I, 3559 Lower Honoapiilani Road, Lahaina, Hawai'i, identified for Real Property Tax purposes as Tax Map Key (2) 4- 4- 001:052;
- ff. Maui Sands II, also known as Maui Sands Seaside, 3559 Lower Honoapiilani Road, Lahaina, Hawai'i, identified for Real Property Tax purposes as Tax Map Key (2) 4-4-001:071;

gg. Hale Kaanapali, 45 Kai Ala Drive, Kā'anapali, Hawai'i; and
 hh. Ka'anapali Royal, 2560 Kekaa Drive, Kā'anapali, Hawai'i

NO. 26-57

Adopted

Recommending ADOPTION of Resolution 26-111, CD1, to refer to the Maui Planning Commission a proposed bill to amend the Hana Community Plan, Kihei-Makena Community Plan, and West Maui Community Plan, and a proposed bill to change the zoning for properties operating like hotels in the A-1 and A-2 Apartment Districts to allow for continued Transient Vacation Rental uses. The properties affected are:

- a. Wailea Ekahi I, II, and III, 3300 Wailea Alanui Drive, Wailea, Hawai'i, identified for Real Property Tax purposes as Tax Map Keys (2) 2- 1- 008:060, 064, and 065;
- b. Wailea Ekolu, 10 Wailea Ekolu Place, Wailea, Hawai'i;
- c. The Palms at Wailea I, 3200 Wailea Alanui Drive, Wailea, Hawai'i;
- d. Kamaole Sands, 2695 South Kihei Road, Kihei, Hawai'i;
- e. Luana Kai, 940 South Kihei Road, Kihei, Hawai'i;
- f. Papakea, 3543 Lower Honoapiilani Road, Lahaina, Hawai'i;
- g. Mahina Surf, 4057 Lower Honoapiilani Road, Lahaina, Hawai'i;
- h. Maui Eldorado, 2661 Kekaa Drive, Kā'anapali, Hawai'i; and
- i. Hana Kai Maui, 4865 Uakea Road, Hāna, Hawai'i.

RESOLUTIONS:

NO. 26-118

Cancelled

"AUTHORIZING THE ACQUISITION OF A CONDOMINIUM UNIT IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEY (2) 4-3-006-036:0012 LOCATED IN LAHAINA, HAWAII, FOR AN AMOUNT NOT TO EXCEED \$383,000, EXCLUSIVE OF CLOSING COSTS AND EXPENSES, UNDER SUBSECTION 3.44.015(C), MAUI COUNTY CODE"

NO. 26-119

Adopted

"APPROVING COST ITEMS FOR EMPLOYEES INCLUDED IN BARGAINING UNIT 15, HAWAII GOVERNMENT EMPLOYEES ASSOCIATION FOR FISCAL YEARS 2026, 2027, 2028, AND 2029"

NO. 26-120

Adopted

"APPROVING COST ITEMS FOR EMPLOYEES EXCLUDED FROM BARGAINING UNIT 15, HAWAII GOVERNMENT EMPLOYEES ASSOCIATION FOR FISCAL YEARS 2026, 2027, 2028, AND 2029"

NO. 26-121

Adopted

"AUTHORIZING ACCEPTANCE OF THE DONATION OF 40 NEW BMX BICYCLES FROM MAUI BICYCLING LEAGUE TO THE DEPARTMENT OF PARKS AND RECREATION, UNDER SECTION 3.56.030, MAUI COUNTY CODE"

GREAT

NO. 26-122

GREAT referrral

"AUTHORIZING SETTLEMENT OF *BAO NGOC TRAN* vs. *COUNTY OF MAUI; ET AL.*; CIVIL CASE 2CCV-24-0000844"

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- WAI** NO. 26-123 "AUTHORIZING A WAIVER UNDER SECTION 2.50.060, MAUI COUNTY CODE, FROM THE REQUIREMENTS OF CODE SECTION 2.50.040, TO ALLOW FOR THE USE OF CERTAIN TYPES OF HERBICIDES IN VARIOUS LOCATIONS ON COUNTY PROPERTY"
- WAI referral
- NO. 26-124 "APPROVING FOR INCLUSION IN THE 2027 MAUI COUNTY COUNCIL LEGISLATIVE PACKAGE A STATE BILL RELATING TO AFFORDABLE HOUSING"
- Adopted
- NO. 26-125 "APPROVING FOR INCLUSION IN THE 2027 HAWAII STATE ASSOCIATION OF COUNTIES LEGISLATIVE PACKAGE A STATE BILL RELATING TO AFFORDABLE HOUSING"
- Adopted
- NO. 26-126 "APPROVING FOR INCLUSION IN THE 2027 MAUI COUNTY COUNCIL LEGISLATIVE PACKAGE A STATE BILL RELATING TO RESIDENTIAL PROPERTY"
- Adopted
- NO. 26-127 "APPROVING FOR INCLUSION IN THE 2027 HAWAII STATE ASSOCIATION OF COUNTIES LEGISLATIVE PACKAGE A STATE BILL RELATING TO RESIDENTIAL PROPERTY"
- Adopted

RESOLUTIONS - SECOND AND FINAL READING:

- ~~(GREAT)~~ NO. 25-216 "PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, RELATED TO STANDARDIZING DEADLINES REGARDING VOTER INITIATIVE, RECALL, AND CHARTER AMENDMENT"
- Adopted
- ~~(GREAT)~~ NO. 25-217, CD1 "PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, ON THE COMPUTATION OF TIME"
- Adopted
- ~~(GREAT)~~ NO. 26-61, FD1 "PROPOSING AN AMENDMENT TO THE CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, RELATED TO THE PROCESSING OF CLAIMS"
- Adopted
- ~~(GREAT)~~ NO. 26-85 "PROPOSING AN AMENDMENT TO THE PREAMBLE OF THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, REMOVING THE ENGLISH TRANSLATION OF THE HAWAII STATE MOTTO"
- Adopted

- ~~(GREAT)~~ NO. 26-88, CD1 "PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, ON THE LANGUAGE OF SECTION 9-9 APPROPRIATIONS AND CHANGES"
Adopted
- ~~(GREAT)~~ NO. 26-93, CD1, FD1 "PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, TO SIMPLIFY THE APPOINTMENT PROCESS FOR BOARDS AND COMMISSIONS AND DISSOLVE THE INDEPENDENT NOMINATION BOARD"
Adopted
- ~~(GREAT)~~ NO. 26-95, CD1, FD1 "PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, TO ALLOW REAPPOINTMENT OF MEMBERS OF THE BOARD OF ETHICS FOR ONE SUCCESSIVE TERM"
Adopted

ORDINANCES:

- ~~WAI~~ BILL NO. 97 (2026) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE DEPARTMENT OF HAWAIIAN HOME LANDS ON THE DEVELOPMENT AND DEDICATION OF WAIHOHULI WELLS"
Cancelled
- ADEPT** BILL NO. 98 (2026) - "A BILL FOR AN ORDINANCE AMENDING TITLE 22, MAUI COUNTY CODE, ESTABLISHING A FOOD AND NUTRITION SECURITY PLAN"
ADEPT referral

ORDINANCES - SECOND AND FINAL READING:

- ~~(WAT)~~ BILL NO. 68, CD1 (2026) - "A BILL FOR AN ORDINANCE AMENDING TITLE 10, ARTICLE II, MAUI COUNTY CODE, ON SPECIAL PARKING REGULATIONS"
Passed
- ~~(BFED)~~ BILL NO. 73, CD1, FD1 (2026) - "A BILL FOR AN ORDINANCE AMENDING SECTION 3.36.020, MAUI COUNTY CODE, ON RULES, POLICIES, AND PROCEDURES FOR THE MAUI COUNTY GRANTS PROGRAM"
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.