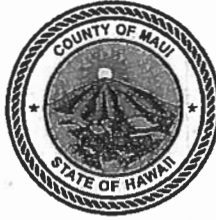


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COUNCIL OF THE COUNTY OF MAUI

AGENDA

Regular Council Meeting of September 4, 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:

VICE-CHAIR YUKI LEI SUGIMURA

PLEDGE OF ALLEGIANCE

TESTIMONY ON CEREMONIAL RESOLUTIONS**CEREMONIAL RESOLUTIONS:**

NO. 26-148 "RECOGNIZING SEPTEMBER 2026 AS CHILDHOOD CANCER AWARENESS MONTH IN MAUI COUNTY"

Adopted.

PRESENTATION OF WRITTEN OR ORAL TESTIMONY**COMMITTEE REPORTS:****GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE:**

NO. 26-65

Adopted.

Recommending **ADOPTION** of Resolution 26-131, authorizing additional compensation, in the amount of \$250,000, for a total compensation not to exceed \$450,000, to ES&A, Inc., A Law Corporation, as special counsel to continue representing Scott Martin, a Department of Fire and Public Safety employee, in *Chelsie Evans, Individually and as the Personal Representative of the Estate of Tre' Pu'uwaita'ahiaolopakaamelehuanani Evans-Dumaran, Deceased, v. Scott Martin*, Civil 2CCV-24-0000034.

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.

NO. 26-66

Adopted

Recommending **ADOPTION** of Resolution 26-132, CD1, authorizing additional compensation, in the amount of \$75,000, for total compensation not to exceed \$1,000,000, to Kobayashi Sugita & Goda, LLP, as special counsel to continue representing the County of Maui and County officers in their official capacities, in *Christopher Salem v. County of Maui, et al.*, Civil 2CCV-21-0000048.

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:

NO. 26-141

Discharged / Adopted

"AUTHORIZING SETTLEMENT OF GERSHOM SLONIM V. COUNTY OF MAUI, UNITED STATES DISTRICT COURT CASE 26-CV-00231-DKW-RT"

~~GREAT~~

NO. 26-146

tabled.

"AUTHORIZING SETTLEMENT OF MICHAEL MULLALLEY V. COUNTY OF MAUI, DISABILITY COMPENSATION DIVISION CASE 7-2023-306985"

~~GREAT~~

NO. 26-147

Referred

"AUTHORIZING SETTLEMENT OF KATHLEEN PLATT vs. COUNTY OF MAUI, ET AL.; CIVIL CASE 2CCV-25-0003688"

NO. 26-149

Adopted.

"AUTHORIZING THE ACQUISITION OF CONDOMINIUM UNITS IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEY (2) 4-6-013:015, CPR 0001 AND 0002, IN LAHAINA, HAWAII, FOR AN AMOUNT UP TO \$850,000, UNDER SUBSECTION 3.44.015(C), MAUI COUNTY CODE"

NO. 26-150

Not adopted.

"URGING THE ADMINISTRATION TO IMPLEMENT THE MANAGED SAFE OVERNIGHT PARKING PROJECT, AND TO TAKE IMMEDIATE ACTION TO ADDRESS URGENT PUBLIC SAFETY CONCERNS ON PULEHU ROAD AND HANSEN ROAD"

ORDINANCES:

BILL NO. 116 (2026) -

Referred to WAI.

"A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII SCHOOL FACILITIES AUTHORITY TO PROVIDE TEMPORARY WASTEWATER SERVICE FROM THE WAILUKU/KAHULUI WASTEWATER TREATMENT FACILITY TO THE NEW CENTRAL MAUI SCHOOL"

BILL NO. 117 (2026) -

Passed 1st.

"A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL PROJECT PARTNERSHIP AGREEMENT WITH THE DEPARTMENT OF THE ARMY FOR THE IAO STREAM, MAUI, HAWAII, FLOOD RISK MANAGEMENT PROJECT, INSTALLATION OF EARLY OR FLOOD WARNING SYSTEM"

✓BILL NO. 118 (2026) -

Passed 1st

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2027 BUDGET, RELATING TO NEW CONDITIONAL LANGUAGE FOR OPERATIONAL EXPENSES FOR FIRE HAZARD REMOVAL FOR \$319,905"

✓BILL NO. 119 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2027 BUDGET, RELATING TO NEW CONDITIONAL LANGUAGE FOR OFFICE OF THE MAYOR, GRANTS DIVISION PROGRAM, EAST MAUI RESIDENCY AREA FUNDS"
Passed 1st

✓BILL NO. 120 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2027 BUDGET, RELATING TO A NEW APPROPRIATION FOR A GRANT OF \$250,000 FROM THE STATE OF HAWAII, DEPARTMENT OF HEALTH FOR RURAL HEALTH TRANSFORMATION PROGRAM"
Passed 1st

~~HLV~~ BILL NO. 121 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE ENERGY CODE AND THE COMPREHENSIVE ZONING ORDINANCE ON ELECTRIC-VEHICLE PARKING"
Referred to WAI.

✓BILL NO. 122 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2027 BUDGET, RELATING TO NEW CONDITIONAL LANGUAGE FOR HURRICANE LALA WEATHER EVENT FOR \$10,000,000"
Passed 1st.

ORDINANCES - SECOND AND FINAL READING:

(ADEPT) BILL NO. 98, CD1 (2026) - "A BILL FOR AN ORDINANCE ESTABLISHING A NEW CHAPTER 22.03, MAUI COUNTY CODE, FOR A FOOD AND NUTRITION SECURITY PLAN"
Passed.

(BFED) BILL NO. 101, CD1 (2026) - "A BILL FOR AN ORDINANCE AMENDING CHAPTER 5.16, MAUI COUNTY CODE, ON TAXICAB BAGGAGE AND EQUIPMENT CHARGES"
Passed.

(WAI) BILL NO. 110 (2026) - "A BILL FOR AN ORDINANCE TO AMEND CHAPTER 10.56A, MAUI COUNTY CODE, TO ESTABLISH A LOADING ZONE ON KAOHU STREET, WAILUKU, HAWAII"
Passed.

(BFED) BILL NO. 111 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2027 BUDGET, RELATING TO NEW CONDITIONAL LANGUAGE FOR HAWAIIAN KAMALI'I, INC. IN THE AMOUNT OF \$30,000"
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.