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OFFICE OF THE
COUNTY CLERK

COUNCIL OF THE COUNTY OF MAUI

AGENDA

Regular Council Meeting of September 25, 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 VICE-CHAIR YUKI LEI SUGIMURA

PLEDGE OF ALLEGIANCE

TESTIMONY ON CEREMONIAL RESOLUTIONS

CEREMONIAL RESOLUTIONS:

NO. 26-151 "EXTENDING HEARTFELT CONDOLENCES AND DEEPEST SYMPATHY TO THE FAMILY OF THE LATE MICHELLE L. SANTOS"

Adopted

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

NO. 26-25 COUNCIL CHAIR LEE, transmitting a proposed amendment to Resolution 26-129, CD1, entitled "REFERRING TO THE MAUI PLANNING COMMISSION A PROPOSED BILL TO AMEND THE KIHEI-MAKENA COMMUNITY PLAN AND WEST MAUI COMMUNITY PLAN AND A PROPOSED BILL TO CHANGE THE ZONING FOR CERTAIN A-1 AND A-2 APARTMENT DISTRICT PROPERTIES IN THE SEA LEVEL RISE EXPOSURE AREA, A SPECIAL FLOOD HAZARD AREA, OR THE SHORELINE SETBACK AREA".

Filed

NO. 26-26 DEPUTY CORPORATION COUNSEL, transmitting a proposed amendment to Resolution 26-146, entitled "AUTHORIZING SETTLEMENT OF *MICHAEL MULLALLEY V. COUNTY OF MAUI*, DISABILITY COMPENSATION DIVISION CASE 7-2023-306985".

Approved

COMMITTEE REPORTS:**HOUSING AND LAND USE COMMITTEE:**

NO. 26-67 Recommending **FIRST READING** of Bill 85, CD1 (2026), to amend the Comprehensive Zoning Ordinance by allowing the planning commissions' public hearing notices to be published in any suitable publication with countywide circulation and repealing requirements that the notices be published in a newspaper.

Passed

NO. 26-68 Recommending **ADOPTION** of Resolution 26-129, CD1, to refer to the Maui Planning Commission a proposed bill to amend the Kihei-Makena Community Plan and West Maui Community Plan, and a proposed bill to change the zoning for A-1 and A-2 Apartment District properties in the Sea Level Rise Exposure Area, a Special Flood Hazard Area, or the Shoreline Setback Area to the H-3 and H-4 Hotel Districts, respectively, to allow for continued Transient Vacation Rental uses. The included properties are:

Adopted

- a. Makani A Kai, 300 Hauoli Street, Mā'alaea;
- b. Maalaea Banyans, 190 Hauoli Street, Mā'alaea;
- c. Waipuilani, 1002 South Kihei Road, Kīhei;
- d. Kihei Bay Surf, 715 South Kihei Road, Kīhei;

- e. Leinaala, 998 South Kihei Road, Kīhei;
- f. Koa Resort II, 811 South Kihei Road, Kīhei;
- g. Kihei Resort, 777 South Kihei Road, Kīhei;
- h. Kihei Bay Vista, 679 South Kihei Road, Kīhei;
- i. Hale Mahialani, 7 Kaiau Place, Kīhei;
- j. Kamaole One, 2230 South Kihei Road, Kīhei;
- k. Hale Ili Ili, 2172 Ilili Road, Kīhei;
- l. Punahoa Beach Condominiums, 2142 Ilili Road, Kīhei;
- m. Hale Kai O'Kihei, 1310 Uluniu Road, Kīhei;
- n. Leilani Kai, 1226 Uluniu Road, Kīhei;
- o. Kihei Garden Estates, 1299 Uluniu Road, Kīhei;
- p. Waiohuli Beach Hale, 49 West Lipoa Street, Kīhei;
- q. Kihei Villa, 2135 South Kihei Road, Kīhei;
- r. Shores of Maui, 2075 South Kihei Road, Kīhei;
- s. Kihei Parkshore, 2037 South Kihei Road, Kīhei;
- t. Kanoe Apartments, 2050 Kanoe Street, Kīhei;
- u. Kahana Reef, 4471 Lower Honoapiilani Road, Lahaina;
- v. Makani Sands, 3765 Lower Honoapiilani Road, Lahaina;
- w. Kaleialoha, 3785 Lower Honoapiilani Road, Lahaina;
- x. Lokelani, 3833 Lower Honoapiilani Road, Lahaina;
- y. Hale Ono Loa, 3823 Lower Honoapiilani Road, Lahaina;
- z. Pikake, 3701 Lower Honoapiilani Road, Lahaina;
- aa. Mahinahina Beach, 4007 Lower Honoapiilani Road, Lahaina;
- bb. Polynesian Shores, 3975 Lower Honoapiilani Road, Lahaina;
- cc. Noelani, 4095 Lower Honoapiilani Road, Lahaina;
- dd. Hale Kai I, 3695 Lower Honoapiilani Road, Lahaina;
- ee. Pu'unoa Beach Estates, 45 Kai Pali Place, Lahaina; and
- ff. Lahaina Roads, 1403 Front Street, Lahaina.

WATER AND INFRASTRUCTURE COMMITTEE:

NO. 26-69

Passed

Recommending **FIRST READING** of Bill 97, CD1 (2026), to authorize the Mayor to enter into an intergovernmental agreement between the Department of Water Supply and the State Department of Hawaiian Home Lands to develop three water wells on DHHL's lands in Waiohuli, Maui, and provide a license in perpetuity to the County for the use of DHHL's water system improvements.

RESOLUTIONS:

NO. 26-147

Discharged from GREAT,
Adopted

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

NO. 26-152

Adopted

"AUTHORIZING ACCEPTANCE OF THE DONATION OF PLAYGROUND EQUIPMENT FROM KABOOM! AND UNITED AIRLINES TO THE DEPARTMENT OF PARKS AND RECREATION, UNDER SECTION 3.56.030, MAUI COUNTY CODE"

NO. 26-153 "ESTABLISHING A SISTER-CITY RELATIONSHIP WITH THE CITY OF
LAOAG, CAPITAL OF ILOCOS NORTE, PHILIPPINES"

Adopted

NO. 26-154 "REFERRING TO THE MAUI PLANNING COMMISSION PROPOSED
BILLS TO RECLASSIFY THE STATE LAND USE DISTRICT, AMEND THE
MAKAWAO-PUKALANI-KULA COMMUNITY PLAN, AND CHANGE THE
ZONING FOR 8.037 ACRES SITUATED AT MAKAWAO, HAWAI'I, TAX MAP
KEYS (2) 2-4-008:032, (2) 2-4-008:043, AND A PORTION OF
(2) 2-4-008:001 (SEABURY HALL)"

Adopted,
as amended,
PAF issued

~~BEED~~

NO. 26-155 "AUTHORIZING THE FIRST AMENDMENT TO GRANT AGREEMENT FOR
A LEASE OF COUNTY REAL PROPERTY AND TO GRANT THE FIRST
AMENDMENT TO LEASE TO MAUI YOUTH AND FAMILY
SERVICES, INC., FOR PROPERTY LOCATED IN MAKAWAO, HAWAI'I,
IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP
KEYS (2) 2-5-004-006 AND (2) 2-5-004-005 UNDER SECTIONS 3.40.200
AND 3.36.090, MAUI COUNTY CODE"

Adopted

~~BEED~~

NO. 26-156 "AUTHORIZING THE FIRST AMENDMENT TO GRANT AGREEMENT FOR
A LICENSE OF COUNTY REAL PROPERTY AND TO GRANT THE FIRST
AMENDMENT TO LICENSE, TO ALOHA HOUSE, INC. FOR PROPERTY
LOCATED IN MAKAWAO, HAWAI'I, IDENTIFIED FOR REAL PROPERTY
TAX PURPOSES AS TAX MAP KEY (2) 2-5-004:005 UNDER
SECTIONS 3.40.200 AND 3.36.090, MAUI COUNTY CODE"

Adopted

ORDINANCES:

BILL NO. 124 (2026) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR
TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT
WITH THE COUNTY OF KAUA'I FOR MUTUAL AID AND
ASSISTANCE RELATED TO HURRICANE LOWELL"

Passed

BILL NO. 125 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL
YEAR 2027 BUDGET, RELATING TO AN INCREASE IN THE
GRANT APPROPRIATION FOR THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY OF \$1,457,065"

Passed

BILL NO. 126 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL
YEAR 2027 BUDGET, RELATING TO NEW CONDITIONAL
LANGUAGE FOR GRASSROOTS MINISTRIES INC. AND
KIPAHULU COMMUNITY ASSOCIATION FOR \$7,500 EACH"

Passed

BILL NO. 127 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2027 BUDGET, RELATING TO AN INCREASE THE GRANT APPROPRIATION FOR THE VICTIM/WITNESS ASSISTANCE PROGRAM OF \$95,202"

Passed

~~BFED~~ BILL NO. 128 (2026) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2027 BUDGET, RELATING TO \$3,000,000 FOR COUNTYWIDE WATER UPGRADES AND REPLACEMENTS, STATE REVOLVING LOAN FUND"

Passed

~~BFED~~ BILL NO. 129 (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 DRINKING WATER STATE REVOLVING FUND FOR VARIOUS WATER SUPPLY PROJECTS, FISCAL YEAR 2027 BUDGET ORDINANCE"

Passed, as amended,
PAF issued

~~BFED~~ BILL NO. 130 (2026) - "A BILL FOR AN ORDINANCE AMENDING TITLES 2, 12, 14, 16, 18, AND 20, MAUI COUNTY CODE, ON REPAYMENT OF FEE WAIVERS FOR AFFORDABLE HOUSING"

Passed

SECOND AND FINAL READING:

~~(DRIP)~~ BILL NO. 163, CD1 (2025) - "A BILL FOR AN ORDINANCE TO AMEND THE MAUI ISLAND PLAN'S DIRECTED GROWTH MAP C5 (PULEHU ROAD) BY INCLUDING WITHIN THE URBAN GROWTH BOUNDARY, A 163.443-ACRE PORTION OF A PARCEL IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEY (2) 3-8-006:004-0005, KAHULUI, HAWAII"

Passed

~~(DRIP)~~ BILL NO. 164, CD1 (2025) - "A BILL FOR AN ORDINANCE TO AMEND THE WAILUKU-KAHULUI COMMUNITY PLAN DESIGNATION FROM AGRICULTURE TO BUSINESS/MULTI-FAMILY FOR A 163.443-ACRE PORTION OF A PARCEL IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEY (2) 3-8-006:004-0005, SITUATED AT KAHULUI, HAWAII"

Passed

~~(WAI)~~ BILL NO. 117 (2026) - "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"

Passed

- ~~(BFED)~~ BILL NO. 118 (2026) - "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"
Passed
- ~~(BFED)~~ 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
- ~~(BFED)~~ 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 HAWAI'I, DEPARTMENT OF HEALTH FOR RURAL HEALTH TRANSFORMATION PROGRAM"
Passed
- ~~(*BFED)~~ 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

UNFINISHED BUSINESS:**RESOLUTIONS:**

- NO. 26-146 "AUTHORIZING SETTLEMENT OF *MICHAEL MULLALLEY V. COUNTY OF MAUI*, DISABILITY COMPENSATION DIVISION CASE 7-2023-306985"
Adopted, as amended
(PAF not needed, see CC No. 26-26)

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.