

**COUNTY COUNCIL**

Mel Rapozo, Chair  
KipuKai Kualii, Vice Chair  
Addison Bulosan  
Bernard P. Carvalho, Jr.  
Felicia Cowden  
Bill DeCosta  
Ross Kagawa



**OFFICE OF THE COUNTY CLERK**

Jade K. Fountain-Tanigawa, County Clerk  
Lyndon M. Yoshioka, Deputy County Clerk

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**Council Services Division**  
4396 Rice Street, Suite 209  
Lihue, Kauai, Hawaii 96766

**MEMORANDUM**

December 20, 2023

TO: Derek S.K. Kawakami, Mayor

FROM: KipuKai Kualii, Council Vice Chair *acac*

RE: **DECEMBER 20, 2023 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its December 20, 2023 Council Meeting:

**CONSENT CALENDAR:**

C 2023-258 Communication (10/30/2023) from the Mayor, transmitting for Council consideration and confirmation, the following Mayoral appointments to the various Boards and Commissions for the County of Kauai:

a. Board of Ethics

- Amber K. Mokuahi – Term ending 12/31/2025

b. Charter Review Commission

- Jan TenBruggencate – Term ending 12/31/2025  
*(Received for the Record.)*

C 2023-259 Communication (11/03/2023) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Piikea Keyes-Saiki to the Civil Service Commission – Term ending 12/31/2026. *(Received for the Record.)*

C 2023-260 Communication (11/17/2023) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Christopher A. White to the Board of Review – Term ending 12/31/2025. *(Received for the Record.)*

C 2023-261 Communication (11/22/2023) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Jody H.K. Kjeldsen to the Board of Review – Term ending 12/31/2026. *(Received for the Record.)*

C 2023-262 Communication (12/01/2023) from Council Chair Rapozo, transmitting for Council consideration, a Resolution Appointing Bernard P. Carvalho, Jr. As Representative And Bill DeCosta As The Alternate To The Executive Committee Of The Hawai'i State Association Of Counties. *(Received for the Record.)*

COMMUNICATIONS:

C 2023-263 Communication (11/30/2023) from the Chief of Police and Paul N. Applegate, Acting Assistant Chief, requesting Council approval to accept a donation from Operation Underground Railroad (a nationally recognized nonprofit organization focused on assisting Law Enforcement with combating child sex trafficking and sexual exploitation) for a GrayShift® GrayKey, valued at \$11,734.60, and the indemnification included in the end user license terms, which will enable Kaua'i Police Department investigators to extract encrypted or otherwise inaccessible data from both iOS (Apple iPhones) and Android (Samsung, et cetera) devices. *(Approved with thank-you letter to follow.)*

C 2023-264 Communication (12/05/2023) from the County Engineer, requesting Council approval of the indemnification provision in the General Conditions and Special Provisions of the Application to Operate or Transport Oversize and/or Overweight Vehicles and Loads Over State Highways, by and between the County of Kaua'i and the State of Hawai'i Department of Transportation Highways Division, which will allow the Department of Public Works to transport oversized and/or overweight vehicles and loads across State highways.

- Application to Operate or Transport Oversize and/or Overweight Vehicles and Loads Over State Highways  
*(Approved.)*

C 2023-265 Communication (12/07/2023) from the County Attorney, requesting Council approval of the indemnification provisions in the RISKWORLD 2024 Registration Terms and Conditions and End User License Agreement, the program will be used to educate the attorney and staff who have been assigned risk management responsibilities. *(Approved.)*

C 2023-266 Communication (12/13/2023) from the County Clerk, requesting Council approval to purchase a replacement vehicle (Ford Explorer), in the amount of approximately \$60,000, using funding from existing accounts, as the current vehicle is in disrepair and is approximately fifteen years old. *(Approved.)*

LEGAL DOCUMENT:

C 2023-267 Communication (12/04/2023) from the County Engineer, recommending Council approval of a Quitclaim Deed involving Tax Map Keys (TMKs) (4) 5-2-19:Road (por.) and (4) 5-2-09:Road (por.), to grant County property to the State of Hawai'i Department of Transportation to construct a new one-lane roundabout in Kilauea Town at the intersection of Kūhiō Highway and Kolo Road and Kalamania Road, to improve safety and alleviate congestion.

- Quitclaim Deed  
**(Approved.)**

CLAIM:

C 2023-268 Communication (12/01/2023) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Jas. W. Glover Ltd., for damage to their vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the Office of the County Attorney for disposition and/or report back to the Council.)***

COMMITTEE REPORTS: **APPROVED.**

RESOLUTIONS:

Resolution No. 2023-82 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BOARD OF ETHICS (*Amber K. Mokuahi*) **(Approved.)**

Resolution No. 2023-83 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CHARTER REVIEW COMMISSION (*Jan TenBruggencate*) **(Approved.)**

Resolution No. 2023-84 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CIVIL SERVICE COMMISSION (*Piieka Keyes-Saiki*) **(Approved.)**

Resolution No. 2023-85 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BOARD OF REVIEW (*Christopher A. White*) **(Approved.)**

Resolution No. 2023-86 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BOARD OF REVIEW (*Jody H.K. Kjeldsen*) **(Approved.)**

Resolution No. 2023-87 – RESOLUTION APPOINTING BERNARD P. CARVALHO, JR. AS REPRESENTATIVE AND BILL DECOSTA AS THE ALTERNATE TO THE EXECUTIVE COMMITTEE OF THE HAWAII STATE ASSOCIATION OF COUNTIES **(Approved.)**

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memorandum presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: KCT Department Heads (*Via Email*)  
KCT CCs (*Via Email*)  
Council Services Staff (*Via Email*)