

**COUNCIL MEETING NOTICE AND AGENDA
WEDNESDAY, FEBRUARY 20, 2019
8:30 A.M. OR SOON THEREAFTER**

COUNCIL CHAMBERS
HISTORIC COUNTY BUILDING
4396 RICE STREET, SUITE 201
LIHU'E, KAUA'I, HAWAII 96766

A. MEETING CALLED TO ORDER.

B. ROLL CALL.

C. APPROVAL OF AGENDA.

D. MINUTES of the following meeting of the Council:

1. January 23, 2019 Council Meeting
2. February 6, 2019 Council Meeting

E. INTERVIEWS:

1. BOARD OF WATER SUPPLY:

- [Kurt S. Akamine](#) – Term ending 12/31/2021

2. CHARTER REVIEW COMMISSION:

- [Lori K. Koga](#) – Term ending 12/31/2021

3. SALARY COMMISSION:

- [Leland K. Kahawai](#) – Term ending 12/31/2021

F. CONSENT CALENDAR:

1. [C 2019-38](#) Communication (01/06/2019) from the Deputy County Engineer, transmitting for Council consideration, a Resolution Establishing Traffic Lane Modifications And Parking Restrictions On A Portion Of Kamali'i Street; Establishing Turn Restrictions On Lili'uokalani Street At Kahe Street; And Establishing A Time Limit Parking Zone On Kahe Street. *(See Resolution No. 2019-19)*

2. [C 2019-39](#) Communication (01/25/2019) from the Mayor, transmitting for Council consideration and confirmation, the following Mayoral appointments to the various Boards and Commissions for the County of Kaua'i:
- a. Board of Water Supply
 - Elesther Calipjo – Term ending 12/31/2021
 - b. Civil Service Commission
 - Beth Ann Tokioka – Term ending 12/31/2021
 - c. Fire Commission
 - Jennie Heatley Chahanovich – Term ending 12/31/2021 (***See Resolution No. 2019-20, Resolution No. 2019-21, and Resolution No. 2019-22***)
3. [C 2019-40](#) Communication (01/28/2019) from Council Chair Kaneshiro, providing written disclosure of a possible conflict of interest and recusal relating to the Mayoral appointment of Elesther Calipjo to serve on the Board of Water Supply, as Mr. Calipjo is a member of his immediate family.

G. COMMUNICATIONS:

1. [C 2019-41](#) Communication (01/25/2019) from the Director of Finance, transmitting for Council consideration, proposed amendments to:
- Section 2, Ordinance No. 891, relating to Authorizing the Issuance of General Obligation Bonds of the County of Kaua'i for the Purpose of Financing Certain Bonds of the County; Fixing or Authorizing the Fixing of the Form, Denominations, and Certain Other Details of Such Bonds and Providing for the Sale of Such Bonds to the Public; and
 - Section 2, Ordinance No. 1019, relating to Authorizing the Issuance of General Obligation Bonds of the County of Kaua'i for the Purpose of Financing Certain Public Improvements; Fixing or Authorizing the Fixing of the Form, Denominations, and Certain Other Details of Such Bonds and Providing for the Sale of Such Bonds to the Public; Authorizing the Issuance and Sale of Bond Anticipation Notes; and Providing for Other Matters and Actions Pertaining to the Issuance and Sale of the Bonds. (***See Proposed Draft Bill (No. 2736) and Proposed Draft Bill (No. 2737)***)

2. [C 2019-42](#) Communication (02/05/2019) from the Deputy Fire Chief, requesting Council approval, to accept a donation from the Kaua'i Lifeguard Association (KLA) of one (1) new 2019 Kawasaki "Mule," valued at \$12,748.69, which will benefit the Ocean Safety Bureau's lifeguard operation at Salt Pond Beach Park.

3. [C 2019-43](#) Communication (02/08/2019) from the Director of Parks & Recreation, requesting Council approval to reprioritize unexpended funds in the Special Projects Account, of approximately \$345,000.00, for the purchase of up to eight (8) riding mowers (replacing mowers in the Waimea District, Kōloa District, West Beautification, Līhu'e District, Lydgate District, and Hanalei District) and two (2) utility carts (replacing the utility carts assigned to the Veteran's Cemetery and Kawaihau District/Bike Path).

H. LEGAL DOCUMENT:

1. [C 2019-44](#) Communication (02/06/2019) from the Deputy County Engineer, recommending Council approval of the following:
 - Dedication Deed by Grove Farm Land Corp., conveying to the County of Kaua'i Lot 1516 Kolo'pa Street extension, Līhu'e, Kaua'i, Hawai'i, Tax Map Key (TMK) No. (4) 3-3-010-049 (por.) for roadway purposes; and
 - Dedication Deed by ABP Hokulei, LLC, a Hawai'i Limited Liability Company, conveying to the County of Kaua'i Lot 1546-H and Lot 1546-K Līhu'e, Kaua'i, Hawai'i, Tax Map Key (TMK) No. (4) 3-3-003-055 and TMK No. (4) 3-3-003-057, respectively, for roadway and utility purposes.

I. RESOLUTIONS:

1. [Resolution No. 2019-19](#) – RESOLUTION ESTABLISHING TRAFFIC LANE MODIFICATIONS AND PARKING RESTRICTIONS ON A PORTION OF KAMALI'I STREET; ESTABLISHING TURN RESTRICTIONS ON LILI'UOKALANI STREET AT KAHE STREET; AND ESTABLISHING A TIME LIMIT PARKING ZONE ON KAHE STREET

2. [Resolution No. 2019-20](#) – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BOARD OF WATER SUPPLY (*Elesther Calipjo*)

3. [Resolution No. 2019-21](#) – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CIVIL SERVICE COMMISSION (*Beth Ann Tokioka*)

4. [Resolution No. 2019-22](#) – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE FIRE COMMISSION (*Jennie Heatley Chahanovich*)

J. BILLS FOR FIRST READING:

1. [Proposed Draft Bill \(No. 2736\)](#) – A BILL FOR AN ORDINANCE TO AMEND SECTION 2, ORDINANCE NO. 891, AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF KAUAI FOR THE PURPOSE OF FINANCING CERTAIN PUBLIC IMPROVEMENTS AND REFUNDING CERTAIN BONDS OF THE COUNTY; FIXING OR AUTHORIZING THE FIXING OF THE FORM, DENOMINATIONS, AND CERTAIN OTHER DETAILS OF SUCH BONDS AND PROVIDING FOR THE SALE OF SUCH BONDS TO THE PUBLIC

2. [Proposed Draft Bill \(No. 2737\)](#) – A BILL FOR AN ORDINANCE TO AMEND SECTION 2, ORDINANCE NO. 1019, AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF KAUAI FOR THE PURPOSE OF FINANCING CERTAIN PUBLIC IMPROVEMENTS; FIXING OR AUTHORIZING THE FIXING OF THE FORM, DENOMINATIONS, AND CERTAIN OTHER DETAILS OF SUCH BONDS AND PROVIDING FOR THE SALE OF SUCH BONDS TO THE PUBLIC; AUTHORIZING THE ISSUANCE AND SALE OF BOND ANTICIPATION NOTES; AND PROVIDING FOR OTHER MATTERS AND ACTIONS PERTAINING TO THE ISSUANCE AND SALE OF THE BONDS

K. EXECUTIVE SESSION: *Pursuant to Hawai'i Revised Statutes (HRS) §92-7(a), the Council may, when deemed necessary, hold an Executive Session on any agenda item without written public notice if the Executive Session was not anticipated in advance. Any such Executive Session shall be held pursuant to HRS §92-4 and shall be limited to those items described in HRS §92-5(a). (Confidential reports on file at the Office of the County Attorney and/or the Office of the County Clerk. Discussions held in Executive Session are closed to the public.)*

1. ES-979 Pursuant to Hawai'i Revised Statutes (HRS) Sections 92-4 and 92-5(a)(4), and Kauai County Charter Section 3.07(E), on behalf of the Council, the Office of the County Attorney requests an Executive Session with the Council to provide the Council with a briefing, discussion, and consultation regarding the Quarterly Report on Pending and Denied Claims. This briefing and consultation involves the consideration of the powers, duties, privileges, immunities, and/or liabilities of the Council and the County as they relate to this agenda item. (*Deferred February 6, 2019*)

L. ADJOURNMENT.

- M. PUBLIC HEARING NOTE: If the Council is not finished with this meeting by approximately 1:30 p.m., it will recess for a public hearing on the following. After the public hearing, the Council will reconvene to complete any unfinished business.

*[*For complete information, including a summary of the item, please refer to the official Notice of Public Hearing. The official Notice of Public Hearing has been published, posted on the bulletin board, and filed at the Office of the County Clerk as required by law. Notwithstanding this Council Agenda, the Council may hold a public hearing on any item which has been posted in advance in compliance with the Sunshine Law.]*

For a copy of the notice, please go to: <http://www.kauai.gov/Council/PublicHearings>

1. [Bill No. 2733](#) – A BILL FOR AN ORDINANCE AMENDING ZONING DESIGNATION IN KAPAHI, KAUA'I (*Baird Family Limited Partnership, Applicant*) (ZA-2018-1)

- N. NOTE: SPECIAL ACCOMMODATIONS AND SIGN LANGUAGE INTERPRETER AND INTERPRETERS FOR NON-ENGLISH SPEAKING PERSONS ARE AVAILABLE UPON REQUEST FIVE (5) DAYS PRIOR TO THE MEETING DATE, TO THE COUNTY CLERK, 4396 RICE STREET, SUITE 209, LĪHU'E, KAUA'I, HAWAII 96766. TELEPHONE NO. (808) 241-4188. FACSIMILE NO. (808) 241-6349.

*TO VIEW MEETINGS OR MEETING ARCHIVES, PLEASE VISIT: WWW.KAUAI.GOV/WEBCASTMEETINGS.