

**COUNCIL MEETING NOTICE AND AGENDA
WEDNESDAY, AUGUST 17, 2016
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. July 20, 2016 Council Meeting

E. CONSENT CALENDAR:

1. [C 2016-181](#) Communication (08/05/2016) from the Housing Director, transmitting for Council consideration, the County Housing Agency's 201H-38 (Hawaii Revised Statutes) Exemption Application for the Lima Ola Workforce Housing Project and related improvements on County-owned lands in 'Ele'ele, Kaua'i, for the development of affordable housing for Kaua'i residents. **(See Resolution No. 2016-53)**

2. [C 2016-182](#) Communication (08/05/2016) from Council Chair Rapozo, transmitting for Council consideration, a Resolution Reaffirming Council Policy To Acquire Land For The Development Of Affordable Housing. **(See Resolution No. 2016-54)**

F. COMMUNICATIONS:

1. [C 2016-183](#) Communication (07/28/2016) from the Planning Director, transmitting the Planning Commission's recommendation to amend Chapter 8, Subsection 8-15.1(d)(7), Kaua'i County Code 1987, as amended, to amend the recertification deadline from February 15, 2017 to December 30, 2016 for property owners holding an Additional Dwelling Unit (ADU) facilities clearance form to construct an ADU on other than residentially zoned land. *(Copies of the Draft Ordinance for Zoning Amendment (ZA-2016-5), Director's Report, and Excerpt of Minutes from the July 26, 2016 Planning Commission Meeting, on file in the County Clerk's Office.) (See Proposed Draft Bill (No. 2636))*

2. [C 2016-184](#) Communication (07/29/2016) from the Mayor, requesting agenda time for representatives of Smith Dawson & Andrews, Inc., to present a recap of the services and activities they provided to the County of Kaua'i during the past year as part of their professional services contract.

G. CLAIM:

1. [C 2016-185](#) Communication (08/02/2016) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Debra K. Signaigo, for partial reimbursement of her water bill, pursuant to Section 23.06, Charter of the County of Kaua'i.

H. COMMITTEE REPORT:

1. PUBLIC WORKS / PARKS & RECREATION COMMITTEE:

- a. **CR-PWPR 2016-10:** on PWPR 2016-09 Communication (07/29/2016) from Council Chair Rapozo, requesting the presence of the Managing Director, Acting County Engineer, and Planning Director, to discuss the Lihu'e Town Core Project and the Transportation Investment Generating Economic Recovery (TIGER) Grant Project, as well as the citizens' petition against the project area affecting Malae Street and Puaole Street to Ho'olako Street in Lihu'e. **[Received for the Record.]**

I. RESOLUTIONS:

1. [Resolution No. 2016-53](#) – RESOLUTION APPROVING THE LIMA OLA WORKFORCE HOUSING PROJECT PURSUANT TO SECTION 201H-38, HAWAII REVISED STATUTES

2. [Resolution No. 2016-54](#) – RESOLUTION REAFFIRMING COUNCIL POLICY TO ACQUIRE LAND FOR THE DEVELOPMENT OF AFFORDABLE HOUSING

J. BILL FOR FIRST READING:

1. [Proposed Draft Bill \(No. 2636\)](#) – A BILL FOR AN ORDINANCE AMENDING SUBSECTION 8-15.1(d)(7), KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO ADDITIONAL DWELLING UNITS (*County of Kaua'i, Applicant*)

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 in the County Attorney's Office and/or the County Clerk's Office. Discussions held in Executive Session are closed to the public.)

1. ES-865 Pursuant to Hawai'i Revised Statutes (HRS) Sections 92-4, 92-5(a)(4), and Kaua'i 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 regarding the claim filed against the County of Kaua'i by Randal Miyashiro of Kalani Construction, Inc. 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.
2. ES-866 Pursuant to Hawai'i Revised Statutes (HRS) Sections 92-4 and 92-5(a)(4), and Kaua'i County Charter Section 3.07(E), the Office of the County Attorney requests an Executive Session with the Council, to provide the Council with a briefing and request authority for a possible settlement proposal in a claim filed by DTRIC Insurance as subrogee of Cale Akana and related matters. This briefing and consultation involves consideration of the powers, duties, privileges, immunities, and/or liabilities of the Council and the County as they relate to this agenda item.

L. ADJOURNMENT.

M. 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, LĪHUʻE, KAUAʻI, HAWAIʻI 96766. TELEPHONE NO. (808) 241-4188. FACSIMILE NO. (808) 241-6349.

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