

**COUNCIL MEETING NOTICE AND AGENDA
WEDNESDAY, FEBRUARY 5, 2020
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. CONSENT CALENDAR:

1. [C 2020-42](#) Communication (01/22/2020) from the Director of Finance, transmitting for Council information, the Second Quarter Statement of Equipment Purchases for Fiscal Year 2019-2020, pursuant to Section 17 of Ordinance No. B-2019-856, relating to the Operating Budget of the County of Kaua'i for Fiscal Year 2019-2020.

E. COMMUNICATIONS:

1. [C 2020-43](#) Communication (12/24/2019) from Bryson Ponce, Assistant Chief of Police, Investigative Services Bureau, requesting Council approval to receive and expend funding, in the amount of \$119,754.00, from the State of Hawai'i Department of the Attorney General, 2018 Justice Assistance Grant (JAG) for Forensic Science Technology Improvement, which will be used for the procurement of a new three-dimensional laser scene scanner. Approval to indemnify the State of Hawai'i and the State of Hawai'i Department of the Attorney General is also requested.
 - Contract by and through the Attorney General, State of Hawai'i, and the Kaua'i Police Department (Project Number 18-DJ-10)

2. [C 2020-44](#) Communication (01/09/2020) from the Chief of Police, requesting Council approval to receive and expend funding, in the amount of \$25,100.00, from the 2019 Paul Coverdell Forensic Science Improvement Grants Program, for the Kaua'i Police Department Crime Scene and Laboratory Unit (CSLU), to procure and retain the services of an accreditation mentor to provide guidance towards its goal of applying for professional accreditation by the end of 2020.

3. [C 2020-45](#) Communication (01/17/2020) from Bryson Ponce, Assistant Chief of Police, Investigative Services Bureau, requesting Council approval to indemnify Life Technologies Corporation for a three (3) year maintenance contract and per sample disposable supplies for the Kaua'i Police Department's (KPD) RapidDNA system, to allow KPD to procure maintenance and annual calibration services to ensure that the system is running properly, results are accurate, and retain admissibility in the judicial process; disposable supplies are needed for the operation of the instrument and are solely manufactured and available through Life Technology Corporation.

4. [C 2020-46](#) Communication (01/23/2020) from the Director of Economic Development, requesting Council approval to apply for, receive, and expend funds in the amount of \$25,000.00, from the State Department of Labor and Industrial Relations (DLIR), to work with the Department of Education (DOE) – Natural Resources Pathway and Future Farmers of America (FFA) programs at Kaua'i, Kapa'a, and Waimea High Schools in providing summer internship programs for students to work on Kaua'i farms, ranches, and agriculture-related businesses.

5. [C 2020-47](#) Communication (01/23/2020) from Roy Asher, Assistant Chief of Police, Administrative & Technical Bureau, requesting Council approval, to accept a donation from the Panasonic Corporation, of four (4) model CF-33 "Toughbook" Mobile Data Terminal (MDT) units, valued at \$15,144.00, to be used by the Kaua'i Police Department for field testing to determine the feasibility of its continued usage in support of police operations.

F. CLAIMS:

1. [C 2020-48](#) Communication (01/22/2020) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Lissa M. Lang, for damage to her vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i.
2. [C 2020-49](#) Communication (01/24/2020) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Jonel Tafiti, for damage to her vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i.

G. 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-1020 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 for settlement authority in the matter of Regina Kaulukukui v. County of Kaua'i Police Department, et al., Civil No. 15-1-00158 (Fifth Circuit Court), 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.
2. ES-1021 Pursuant to Hawai'i Revised Statutes (HRS) Sections 92-4 and 92-5(a)(2), and (4), the purpose of this Executive Session is to consider matters that require confidentiality under state law, to wit, the hiring of a County Auditor, including interviewing any candidates, and terms and conditions of employment. The further purpose of this Executive Session is to meet with the Council's legal counsel on questions and issues relating to the Council's powers, duties, privileges, immunities, and/or liabilities as it relates to this agenda item.

H. ADJOURNMENT.

- I. 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 in 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. 2768](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO RESIDENTIAL DEVELOPMENT STANDARDS FOR ACCESSES AND DRIVEWAYS (*County of Kauai, Applicant*) (ZA-2020-4)
2. [Bill No. 2769](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 15A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE KAUAI COUNTY FIRE CODE

- J. NOTE: IF YOU NEED AN AUXILIARY AID/SERVICE, OTHER ACCOMMODATION DUE TO A DISABILITY, OR AN INTERPRETER FOR NON-ENGLISH SPEAKING PERSONS, PLEASE CONTACT THE OFFICE OF THE COUNTY CLERK, COUNCIL SERVICES DIVISION AT (808) 241-4188 OR COKCOUNCIL@KAUAI.GOV AS SOON AS POSSIBLE. REQUESTS MADE AS EARLY AS POSSIBLE WILL ALLOW ADEQUATE TIME TO FULFILL YOUR REQUEST.

UPON REQUEST, THIS NOTICE IS AVAILABLE IN ALTERNATE FORMATS SUCH AS LARGE PRINT, BRAILLE, OR ELECTRONIC COPY.

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