

COUNCIL MEETING NOTICE AND AGENDA
WEDNESDAY, APRIL 8, 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 2020-104](#) Communication (03/18/2020) from the Council Chair Kaneshiro, transmitting for Council consideration, a Resolution appointing Ross Kagawa as Kaua‘i’s representative and Mason K. Chock as the alternate to the Executive Committee of the Hawai‘i State Association of Counties (HSAC). (*See Resolution No. 2020-23*)

2. [C 2020-105](#) Communication (03/18/2020) from Council Chair Kaneshiro, transmitting for Council consideration, the nomination of Councilmember KipuKai Kualii as a Director on the National Association of Counties (NACo) Board of Directors. (*See Resolution No. 2020-24*)

E. COMMUNICATIONS:

1. [C 2020-106](#) Communication (03/08/2020) from Bryson Ponce, Assistant Chief of Police, Investigative Services Bureau, recommending Council approval to enter into a contract for Project No. 18-DJ-03; receive and expend Federal funds for the Statewide Multi-Jurisdictional Drug Task Force (SMDTF), in the amount of \$43,436.00, which will be used to continue law enforcement efforts to reduce drug threats and drug related crimes through agency collaboration; and indemnify the State of Hawai‘i Department of the Attorney General for the term commencing January 1, 2020 to December 31, 2020.

- SMDTF Contract for Project No. 18-DJ-03

2. [C 2020-107](#) Communication (03/27/2020) from the Director of Finance and Budget Administrator, transmitting for Council consideration, A Bill For An Ordinance Amending Ordinance No. B-2019-856, As Amended, Relating To The Operating Budget Of The County Of Kaua'i, State Of Hawai'i, For The Fiscal Year July 1, 2019 Through June 30, 2020, By Revising The Amounts Estimated In The G.E. Tax Fund, to account for an estimated revenue shortfall of (\$2,000,000.00), due to the anticipated decrease in general excise tax surcharge collections as a result of the ongoing events and broad impacts of COVID-19. ***(See Proposed Draft Bill (No. 2791))***

3. [C 2020-108](#) Communication (03/27/2020) from Troy K. Tanigawa, Acting County Engineer, requesting Council approval to apply for, receive, and expend United States Department of Transportation (USDOT) Better Utilizing Investments to Leverage Development (BUILD) Grant funding up to an estimated total project cost of \$23,000,000.00, for the Po'ipū Road Mobility and Safety Project, and indemnify the United States Department of Transportation Federal Highway Administration and Hawai'i Department of Transportation, if awarded.

F. CLAIM:

1. [C 2020-109](#) Communication (03/19/2020) from the County Clerk, transmitting a claim filed against the County of Kaua'i by DTRIC Insurance Company, Limited, on behalf of Alison Okada, for damage to her vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i.

G. RESOLUTIONS:

1. [Resolution No. 2020-23](#) – RESOLUTION APPOINTING ROSS KAGAWA AS REPRESENTATIVE AND MASON K. CHOCK AS THE ALTERNATE TO THE EXECUTIVE COMMITTEE OF THE HAWAII STATE ASSOCIATION OF COUNTIES

2. [Resolution No. 2020-24](#) – RESOLUTION NOMINATING COUNCILMEMBER KIPUKAI KUALI'I AS A DIRECTOR ON THE NATIONAL ASSOCIATION OF COUNTIES BOARD

H. BILL FOR FIRST READING:

1. [Proposed Draft Bill \(No. 2791\)](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2019-856, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2019 THROUGH JUNE 30, 2020, BY REVISING THE AMOUNTS ESTIMATED IN THE G.E. TAX FUND (*G.E. Tax Surcharge Reduction (COVID-19) – (\$2,000,000.00)*)

I. 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.)*

J. ADJOURNMENT.

K. PUBLIC HEARING NOTE: Pursuant to the Supplementary Emergency Proclamation dated March 16, 2020, issued by Governor David Y. Ige, all meetings of the Council will be closed to the public consistent with social distancing practices. The public hearing will be read into the record and testimony may be submitted in writing to counciltestimony@kauai.gov; via facsimile to (808) 241-6349; or mailed to the Office of the County Clerk, Council Services Division at 4396 Rice Street, Suite 209, Lihue, Hawaii 96766. The Council will convene into a public hearing on the following item(s) on this meeting date and will reconvene the Council Meeting to complete any unfinished business thereafter.

*[*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. 2777](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO DEFINITIONS (*County of Kauai Planning Department, Applicant*) (ZA-2016-3)
2. [Bill No. 2778](#) – A BILL FOR AN ORDINANCE AMENDING SECTION 8-4.3(d), KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO DEVELOPMENT STANDARDS FOR RESIDENTIAL STRUCTURES NOT INVOLVING THE SUBDIVISION OF LAND (*County of Kauai Planning Department, Applicant*) (ZA-2020-13)

- L. 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.