

## COUNTY COUNCIL

Arryl Kaneshiro, Chair  
Mason K. Chock, Vice Chair  
Bernard P. Carvalho, Jr.  
Felicia Cowden  
Bill DeCosta  
Luke A. Evslin  
KipuKai Kualii



## OFFICE OF THE COUNTY CLERK

Jade K. Fountain-Tanigawa, County Clerk  
Scott K. Sato, Deputy County Clerk

Telephone: (808) 241-4188  
Facsimile: (808) 241-6349  
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**Council Services Division**  
4396 Rice Street, Suite 209  
Lihue, Kauai, Hawaii 96766

On March 16, 2020, Governor David Y. Ige issued a Supplementary Emergency Proclamation related to COVID-19 which suspended Chapter 92 of the Hawai'i Revised Statutes (HRS), relating to Public Agency Meetings and Records (also known as the Sunshine Law). Governor Ige continued the suspension of Chapter 92 with his Sixth Supplementary Emergency Proclamation dated April 25, 2020. On May 5, 2020, Governor Ige issued his Seventh Supplementary Emergency Proclamation amending his earlier suspension of Chapter 92. The suspension of Chapter 92 was subsequently continued through additional Supplementary Emergency Proclamations, the most recent being his Sixteenth Supplementary Emergency Proclamation dated November 23, 2020. Chapter 92 of the HRS was suspended to the extent necessary in order to enable boards to conduct business in-person or through remote technology without any board members or members of the public physically present in the same location. Boards shall consider reasonable measures to allow public participation consistent with social distancing practices, such as providing notice of meetings, allowing the submission of written testimony on items which have been posted on an agenda, providing board packets available electronically, live streaming of meetings, and posting minutes of meetings online. Furthermore, if a board has the staffing, technological, and other resources to hold a secure video teleconference (video and audio), it must in good faith, attempt to provide the public with the opportunity to observe the meeting as it happens, and provide an opportunity to deliver oral testimony. No board deliberation or action shall be invalid, if such good faith efforts to implement remote technology for public observations and comments do not work.

The meetings of the Kauai County Council will be conducted as follows until further notice:

- Meetings will be noticed pursuant to HRS Chapter 92.
- The meeting will be closed to the public to be consistent with social distancing practices.
- Councilmembers and/or resource individuals may appear via remote technology.
- The meeting will be live streamed and also available as an archived meeting after completion, at [www.kauai.gov/webcastmeetings](http://www.kauai.gov/webcastmeetings). Captions will be provided. Please note video production services or enhancements will not be available.
- Written testimony may be submitted on any agenda item and is appreciated at least one (1) hour prior to the meeting. Written testimony may be submitted to [counciltestimony@kauai.gov](mailto:counciltestimony@kauai.gov), sent via facsimile to 241-6349, or mailed to the Office of the County Clerk, Council Services Division at 4396 Rice Street, Suite 209, Lihue, Hawaii 96766. Any testimony received after this time will be incorporated into the record as appropriate.
- Oral testimony will be taken at the beginning of the meeting on any agenda item via the Zoom remote technology platform and it shall be the responsibility of the testifier to ensure that the Zoom software is downloaded **prior** to the meeting. Anyone interested in providing oral testimony shall provide a request to the Office of the County Clerk, Council Services Division at least one (1) hour prior to the meeting to [cokcouncil@kauai.gov](mailto:cokcouncil@kauai.gov) or by calling (808) 241-4188. This request shall include your name, telephone number, E-mail address, and the specific agenda item(s) that you will be testifying on. After oral testimony has been taken, members of the public should continue watching the meeting via the live stream link found at [www.kauai.gov/webcastmeetings](http://www.kauai.gov/webcastmeetings).
- Minutes of meetings will be completed pursuant to HRS Chapter 92 and posted to the Council's website upon completion and approval.

**COUNCIL MEETING NOTICE AND AGENDA**  
**WEDNESDAY, DECEMBER 16, 2020**  
**8:30 A.M. OR SOON THEREAFTER**  
COUNCIL CHAMBERS  
HISTORIC COUNTY BUILDING  
4396 RICE STREET, SUITE 201  
LĪHU‘E, KAUA‘I, HAWAII 96766

A. MEETING CALLED TO ORDER.

B. ROLL CALL.

C. APPROVAL OF AGENDA.

D. MINUTES of the following meetings of the Council:

1. November 18, 2020 Council-Elect Meeting
2. November 25, 2020 Council Meeting
3. December 1, 2020 Inaugural Meeting

E. INTERVIEW:

1. LIQUOR CONTROL COMMISSION:

- [Leland K. Kahawai](#) – Term ending 12/31/2022

F. CONSENT CALENDAR:

1. [C 2021-02](#)      Communication (10/28/2020) from Darcie Yukimura, Chair of the Committee on the Status of Women, requesting that the Kaua‘i County Council join efforts that support gender equality principles in COVID-19 recovery initiatives. **(See Resolution No. 2021-04)**
2. [C 2021-03](#)      Communication (11/25/2020) from the Housing Director, transmitting for Council consideration, a Resolution To Receive And Expend A Special Allocation Of Grant Funds From The Department Of Housing And Urban Development, United States of America, Authorized By The Coronavirus Aid, Relief, And Economic Security Act (CARES Act) Of 2020 (Public Law 116-136). **(See Resolution No. 2021-05)**
3. [C 2021-04](#)      Communication (12/02/2020) from Council Chair Kaneshiro, transmitting for Council consideration, a Resolution appointing Mason K. Chock as Kaua‘i’s representative and Bernard P. Carvalho, Jr., as alternate to the Executive Committee of the Hawai‘i State Association of Counties (HSAC). **(See Resolution No. 2021-06)**

4. [C 2021-05](#) Communication (12/02/2020) from Councilmember Cowden, transmitting for Council consideration, a Resolution Amending Resolution No. 2021-02 Relating To The Rules Of The Council Of The County Of Kaua'i For The Organization Of Committees And The Transaction Of Business. (*See Resolution No. 2021-07*)

#### G. COMMUNICATIONS:

1. [C 2021-06](#) Communication (11/24/2020) from the Executive on Aging, requesting Council approval to receive and expend a total of \$384,285.00 in State General Funds for Fiscal Year 2021, and to indemnify the State Executive Office on Aging; funds will be used for the provision of Kūpuna Care Services, which includes adult day care, case management, home-delivered meals, assisted transportation, homemaker services, personal care, and kūpuna care transportation costs.
2. [C 2021-07](#) Communication (11/30/2020) from the Chief of Police and Bryson Ponce, Assistant Chief of Police, Investigative Services Bureau, requesting Council approval to accept and expend Hawai'i High Intensity Drug Trafficking Area (HIDTA) discretionary funding from the Office of National Drug Control Policy, in the amount of \$147,425.00, for payment of overtime, renting vehicles, training, replacement of old equipment, and the purchase of new technology.
3. [C 2021-08](#) Communication (12/02/2020) from the Chief of Police and Bryson Ponce, Assistant Chief of Police, Investigative Services Bureau, recommending Council approval to enter into a Memorandum of Agreement (MOA) with the American Society of Crime Laboratory Directors (ASCLD) Domestic Accreditation Task Force, to seek international accreditation of the Kaua'i Police Department Crime Scene and Laboratory Unit, and to indemnify, hold harmless, and defend the ASCLD, its elected officials, officers, employees, and agents from and for any and all losses, claims, actions, judgments for damages, or injury to persons or property, and losses and expenses caused or incurred by or arising out of the tortious conduct of the ASCLD or its elected officials, officers, employees, or agents.
  - Memorandum of Agreement Between the Kaua'i Police Department (KPD) and the American Society of Crime Laboratory Directors (ASCLD) Regarding the ASCLD Domestic Accreditation Task Force (ADATF) and the KPD Crime Scene and Laboratory Unit (CSLU)

4. [C 2021-09](#) Communication (12/02/2020) from the Director of Economic Development, requesting Council approval to indemnify Leidos, Inc. and the State of Hawai'i pursuant to Hawai'i Energy's Application Terms and Conditions, as the County moves to request a rebate for the installation of five (5) dual level II networked electronic vehicle chargers, which were recently installed at the Lihue Civic Center. The rebate is through Hawai'i Energy and would provide \$4,500.00 per dual charging unit, for a total of \$22,500.00.
5. [C 2021-10](#) Communication (12/03/2020) from the Executive on Aging, requesting Council approval to receive and expend a total of \$137,636.00 in State General Funds for State Fiscal Year 2021, and to indemnify the State Executive Office on Aging; funds will be used for the provision of Kūpuna Care and to support Aging and Disability Resource Center (ADRC) operations, which includes staff development, outreach, awareness, education, and collaboration with the No Wrong Door (NWD) Network.
6. [C 2021-11](#) Communication (12/03/2020) from the Emergency Management Administrator, requesting Council approval to receive and expend State funds, in the amount of \$150,000.00, for the Fiscal Year 2020, from the United States Department of Homeland Security, via the State of Hawai'i Department of Defense – Hawai'i Emergency Management Agency, to be used to support two (2) existing Kaua'i Emergency Management Agency staff positions who are necessary to support day-to-day prevention, protection, mitigation, response, and recovery activities.
7. [C 2021-12](#) Communication (12/03/2020) from the Emergency Management Administrator, requesting Council approval to receive and expend State funds, in the amount of \$457,626.46, from the State of Hawai'i, via Act 9, Session Laws of Hawai'i 2020, for disaster relief and mitigation, as a result of the heavy rains and flooding that occurred in April 2018.
8. [C 2021-13](#) Communication (12/03/2020) from the Chief of Police and Elliott Ke, Assistant Chief of Police, requesting Council approval to receive and expend State funds, not to exceed \$10,000.00, from the State of Hawai'i, Department of Health, Alcohol and Drug Abuse Division, as reimbursement for the enforcement of Hawai'i Revised Statutes (HRS) Section 709-908 prohibiting tobacco sales to minors via Memorandum of Agreement 2019-PB-002 Modification 1 effective August 31, 2020 through August 30, 2021.

9. [C 2021-14](#) Communication (12/09/2020) from the Acting County Engineer, transmitting for Council consideration, A Bill For An Ordinance To Amend Chapter 15, Article 1, Kaua'i County Code 1987, As Amended, Relating To Floodplain Management, to update Flood Insurance Rate Maps (FIRM) as required by the Federal Emergency Management Agency (FEMA), to ensure regulations meet the minimum requirements of the National Flood Insurance Program (NFIP), which will be effective February 26, 2021. ***(See Proposed Draft Bill (No. 2816))***

#### H. LEGAL DOCUMENT:

1. [C 2021-15](#) Communication (11/16/2020) from the Housing Director, recommending Council approval of the following legal documents required by the HOME Investment Partnerships Program (HOME) and the National Housing Trust Fund (HTF) Program, and authorize the County Clerk to sign on behalf of the County Council:
- Amendment to Declaration of Covenants and Restrictions by the County of Kaua'i (Declarant) and Kalepa Village Partners (Developer), a Hawai'i Limited Partnership, by its General Partner Kaua'i Housing Development Corporation, LLC a Hawai'i Limited Liability Company, by its Manager Kaua'i Housing Development Corporation, a Hawai'i nonprofit Corporation, for Kalepa Village Phase 2B, Tax Map Key (TMK) No. (4) 3-8-002-023, Lihu'e, Kaua'i, Hawai'i (HOME);
  - Declaration of Covenants and Restrictions by the County of Kaua'i (Declarant) and Kaua'i Economic Opportunity, Incorporated (Recipient), a Hawai'i nonprofit Corporation, for Transitional and Emergency Shelter, TMK No. (4) 3-8-005:001 (HOME);
  - Declaration of Covenants and Restrictions by the County of Kaua'i (Declarant) and Koa'e Workforce Housing LP (Developer), a Hawai'i Limited Partnership, for Koa'e Makana TMK No. (4) 2-6-004:019 (HOME); and
  - Declaration of Covenants and Restrictions by the County of Kaua'i (Declarant) and Koa'e Workforce Housing LP (Developer), a Hawai'i Limited Partnership, for Koa'e Makana TMK No. (4) 2-6-004:019 (HTF).

#### I. CLAIM:

1. [C 2021-16](#) Communication (11/20/2020) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Joseph P. Kua, for damage to his vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i.

J. COMMITTEE REPORTS:1. PARKS & RECREATION / TRANSPORTATION COMMITTEE:

- a. **CR-PRT 2020-02:** on Bill No. 2805 A BILL FOR AN ORDINANCE AMENDING CHAPTER 19, ARTICLE 1, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO PUBLIC PARKS AND RECREATION [**Approved as Amended.**]

2. COMMITTEE OF THE WHOLE:

- a. **CR-COW 2020-23:** on COW 2020-01 Communication (02/25/2020) from Council Chair Kaneshiro, requesting the presence of the Mayor, to provide a briefing on the County's Administrative Policy prohibiting disposable plastics on County property, to include, but not be limited to, the Administration's plan to educate employees and members of the public, the enforcement mechanism, the consequences for violation, and the exceptions for compliance, et cetera. [**Received for the Record.**]
- b. **CR-COW 2020-24:** on Bill No. 2806 A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-866, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*Parks & Recreation RAIN20 Event* – \$660,000.00) [**Approved.**]
- c. **CR-COW 2020-25:** on Bill No. 2807 A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-866, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*Transient Accommodations Tax Revenue Reduction (Half Year)* – \$7,467,500.00) [**Approved.**]

- d. **CR-COW 2020-26:** on Bill No. 2808 A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-866, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUA'I, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*General Fund Unassigned Fund Balance (Ho'olako/Ka'ana Parcel Improvements) – \$1,400,000.00*) **[Approved.]**
- e. **CR-COW 2020-27:** on Bill No. 2809 A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-867, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUA'I, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE BOND FUND AND GENERAL FUND-CIP (*Ho'olako/Ka'ana Parcel Improvements Defunding – \$4,500,000.00*) **[Approved.]**
- f. **CR-COW 2020-28:** on Bill No. 2810 A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-866, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUA'I, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*HGEA Retroactive Raises – Grant-Funded Positions*) **[Approved.]**

- g. **CR-COW 2020-29:** on Bill No. 2811 A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-866, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*COVID-19 Funding For 2021 – \$2,000,000.00*) [**Approved as Amended.**]
- h. **CR-COW 2020-30:** on Bill No. 2812 A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-867, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE BOND FUND AND GENERAL FUND-CIP (*HRMS, Payroll & Personnel System – \$1,335,000.00*) [**Approved.**]

#### K. RESOLUTIONS:

1. [Resolution No. 2021-04](#) – RESOLUTION SUPPORTING AND URGING EQUITY, INCLUSION, AND SOCIAL AND ECONOMIC JUSTICE PRINCIPLES IN COVID-19 RELATED RECOVERY INITIATIVES
2. [Resolution No. 2021-05](#) – RESOLUTION TO RECEIVE AND EXPEND A SPECIAL ALLOCATION OF GRANT FUNDS FROM DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, UNITED STATES OF AMERICA, AUTHORIZED BY THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT) OF 2020 (PUBLIC LAW 116-136)
3. [Resolution No. 2021-06](#) – RESOLUTION AMENDING RESOLUTION NO. 2020-23, RELATING TO APPOINTING A REPRESENTATIVE AND ALTERNATE TO THE EXECUTIVE COMMITTEE OF THE HAWAII STATE ASSOCIATION OF COUNTIES



4. [Resolution No. 2021-07](#) – RESOLUTION AMENDING RESOLUTION NO. 2021-02 RELATING TO THE RULES OF THE COUNCIL OF THE COUNTY OF KAUAI FOR THE ORGANIZATION OF COMMITTEES AND THE TRANSACTION OF BUSINESS

L. BILL FOR FIRST READING:

1. [Proposed Draft Bill \(No. 2816\)](#) – A BILL FOR AN ORDINANCE TO AMEND CHAPTER 15, ARTICLE 1, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO FLOODPLAIN MANAGEMENT

M. BILLS FOR SECOND READING:

1. [Bill No. 2805, Draft 1](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 19, ARTICLE 1, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO PUBLIC PARKS AND RECREATION (*See also CR-PRT 2020-02; the Parks & Recreation / Transportation Committee recommended approval of Bill No. 2805, Draft 1 on November 25, 2020.*)

2. [Bill No. 2806](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-866, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*Parks & Recreation RAIN20 Event – \$660,000.00*) (*See also CR-COW 2020-24; the Committee of the Whole recommended approval on second and final reading.*)

3. [Bill No. 2807](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-866, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*Transient Accommodations Tax Revenue Reduction (Half Year) – \$7,467,500.00*) (*See also CR-COW 2020-25; the Committee of the Whole recommended approval on second and final reading.*)

4. [Bill No. 2808](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-866, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*General Fund Unassigned Fund Balance (Ho'olako/Ka'ana Parcel Improvements) – \$1,400,000.00*) (*See also CR-COW 2020-26; the Committee of the Whole recommended approval on second and final reading.*)

5. [Bill No. 2809](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-867, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE BOND FUND AND GENERAL FUND-CIP (*Ho'olako/Ka'ana Parcel Improvements Defunding – \$4,500,000.00*) (See also CR-COW 2020-27; the Committee of the Whole recommended approval on second and final reading.)

6. [Bill No. 2810](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-866, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*HGEA Retroactive Raises – Grant-Funded Positions*) (See also CR-COW 2020-28; the Committee of the Whole recommended approval on second and final reading.)

7. [Bill No. 2811, Draft 1](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-866, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*COVID-19 Funding For 2021 – \$2,000,000.00*) (See also CR-COW 2020-29; the Committee of the Whole recommended approval of Bill No. 2811, Draft 1 on November 25, 2020.)

8. [Bill No. 2812](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2020-867, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2020 THROUGH JUNE 30, 2021, BY REVISING THE AMOUNTS ESTIMATED IN THE BOND FUND AND GENERAL FUND-CIP (*HRMS, Payroll & Personnel System – \$1,335,000.00*) (See also CR-COW 2020-30; the Committee of the Whole recommended approval on second and final reading.)

N. EXECUTIVE SESSION: Pursuant to Hawaii 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-1037 Pursuant to Hawaii Revised Statutes (HRS) Sections 92-4 and 92-5(a)(4), and Kauai 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 Joseph Pimental, Jr. v. Puamelekule Sagocio, et al., Civil No. 17-1-0107 (Fifth Circuit Court). 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.

O. ADJOURNMENT.

- P. PUBLIC HEARING NOTE: Pursuant to Governor David Y. Ige's COVID-19 Supplementary Emergency Proclamations, the most recent being his Sixteenth Supplementary Emergency Proclamation dated November 23, 2020, 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, Līhu'e, Hawai'i 96766. Oral testimony will be taken via the Zoom remote technology platform and it shall be the responsibility of the testifier to ensure that the Zoom software is downloaded **prior** to the meeting. Anyone interested in providing oral testimony shall provide a request to the Office of the County Clerk, Council Services Division at least one (1) hour prior to the meeting to cokouncil@kauai.gov or by calling (808) 241-4188. This request shall include your name, telephone number, E-mail address, and the specific agenda item(s) that you will be testifying on. After oral testimony has been taken, members of the public should continue watching the meeting via the live stream link found at [www.kauai.gov/webcastmeetings](http://www.kauai.gov/webcastmeetings).

The Council will convene into a public hearing on the following item(s) on this meeting date and will convene/reconvene the Council/Committee Meeting 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. 2813](#) – A BILL FOR AN ORDINANCE TO AMEND CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE COMPREHENSIVE ZONING ORDINANCE (*County of Kauai Planning Department, ZA-2020-14*) (*Shoreline Setback And Coastal Protection*)
2. [Bill No. 2814](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (*Residential Investor Assessed Value Reduction*)
3. [Bill No. 2815](#) – A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS OF THE COUNTY OF KAUAI FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING GENERAL OBLIGATION BONDS AND NOTES; FIXING OR AUTHORIZING THE FIXING OF THE FORM, DENOMINATIONS, AND CERTAIN OTHER DETAILS OF SUCH REFUNDING BONDS AND PROVIDING FOR THE SALE OF SUCH BONDS TO THE PUBLIC; PROVIDING FOR THE RETIREMENT OF THE BONDS TO BE REFUNDED; AND AUTHORIZING THE TAKING OF OTHER ACTIONS RELATING TO THE ISSUANCE AND SALE OF THE REFUNDING BONDS AND THE RETIREMENT OF THE BONDS TO BE REFUNDED

Q. 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](http://WWW.KAUAI.GOV/WEBCASTMEETINGS).