

NOTICE OF PUBLICATION AND NOTICE OF PUBLIC HEARING

Notice is hereby given that the Council of the County of Kaua'i will hold a public hearing on Wednesday, May 8, 2019 at 5:00 p.m., or soon thereafter, at the Council Chambers, 4396 Rice Street, Suite 201, Līhu'e, on the following:

RECEIVED Bill No. 2739

A BILL FOR AN ORDINANCE RELATING TO CAPITAL IMPROVEMENTS AND FINANCING THEREOF FOR THE FISCAL YEAR JULY 1, 2019 TO JUNE 30, 2020 (*Fiscal Year 2019-2020 CIP Budget*)

'19 MAR 27 12:41

**CAPITAL FUND RESOURCES:**

OFFICE OF THE COUNTY CLERK COUNTY OF KAUAI

Bikeway Fund	\$50,577
Bond Fund	\$23,341,880
Development Fund	\$77,397
G.E. Tax Fund (CIP)	\$250,000
General Fund (CIP)	\$8,413,986
Highway Fund (CIP)	\$3,238,131
Sewer Trust Fund	\$142,470
Special Trust Fund for Parks & Playgrounds	\$631,809
<b>TOTAL</b>	<b>\$36,146,250</b>

Sections 1 and 2 of the Bill sets forth the estimated revenues of all funds for the Fiscal Year July 1, 2019 to June 30, 2020, and appropriates funds for expenditures during the same fiscal period as summarized hereinabove.

Sections 3-12 sets forth the procedures relative to these appropriations.

Date of Introduction: March 27, 2019

All interested persons who wish to present their comments may do so at the public hearing. Written testimony prior to the hearing would be appreciated. Written testimony can be submitted to the Office of the County Clerk, Council Services Division by mail, facsimile, or via E-mail to counciltestimony@kauai.gov. Copies of the proposed Ordinance are available at the Office of the County Clerk, Council Services Division.

(The Council Committee or Council may amend this Bill at its subsequent meetings. Meeting notices are posted at least six (6) days in advance at the Office of the County Clerk, Council Services Division and the public may also testify at any of these meetings.)

CERTIFICATE OF THE COUNTY CLERK

I hereby certify that the foregoing Bill No. 2739 was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on March 27, 2019, by the following vote:

AYES: Chock, Cowden, Evslin, Kagawa, Kualii, Kaneshiro	TOTAL - 6,
NOES: None	TOTAL - 0,
EXCUSED & NOT VOTING: Brun	TOTAL - 1.

Līhu'e, Hawai'i  
March 27, 2019

/s/ Jade K. Fountain-Tanigawa  
County Clerk, County of Kaua'i

**NOTE: SPECIAL ACCOMMODATIONS AND SIGN LANGUAGE INTERPRETERS 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, HAWAI'I 96766. TELEPHONE NO. (808) 241-4188. FACSIMILE NO. (808) 241-6349.**

(One Publication - The Garden Island - April 3, 2019)

**COUNTY OF KAUA'I  
CAPITAL BUDGET**

ORDINANCE NO. \_\_\_\_\_

BILL NO. 2739

**A BILL FOR AN ORDINANCE RELATING TO  
CAPITAL IMPROVEMENTS AND FINANCING THEREOF  
FOR THE FISCAL YEAR JULY 1, 2019 TO JUNE 30, 2020**

BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF KAUA'I, STATE OF HAWAII:

SECTION 1. The several amounts of Revenue Fund Balances, Special State Grant Funds, Special Trust Fund for Bikeway Fund, Bond Fund, Development Fund, G.E. Tax Fund (CIP), General Fund (CIP), Highway Fund (CIP), Sewer Trust Fund, and Special Trust Fund for Parks & Playgrounds, estimated for the Fiscal Year July 1, 2019 to June 30, 2020 are hereby provided and appropriated to the funds and for the purposes as set forth in SECTION 2:

BIKEWAY FUND	\$50,577
BOND FUND	\$23,341,880
DEVELOPMENT FUND	\$77,397
G.E. TAX FUND	\$250,000
GENERAL FUND	\$8,413,986
HIGHWAY FUND	\$3,238,131
SEWER TRUST FUND	\$142,470
SPECIAL TRUST FUND FOR PARKS & PLAYGROUNDS	\$631,809
TOTAL ALL FUNDS	<u>\$36,146,250</u>

SECTION 2. The several amounts of proposed expenditures as itemized in the Capital Budget for the County of Kaua'i for Fiscal Year July 1, 2019 to June 30, 2020 adopted pursuant to the provisions of the Kaua'i County Charter, are hereby appropriated to the several Capital Improvement Projects as enumerated below:

		Appropriation Balance 2/26/2019	Proposed Budget Ordinance	Appropriation Balance After Ordinance
<b>BIKEWAY FUND</b>				
Islandwide Bike/Pedestrian Path	W05182	50,577		50,577
<b>TOTAL BIKEWAY FUND</b>		<b>50,577</b>	<b>-</b>	<b>50,577</b>
<b>BOND FUND</b>				
'Aliomanu Road	W13004	612	(612)	-
'Aliomanu Road Improvements (Planning & Permitting)	W18012	1,123,569	(998,569)	125,000
800 MHz Radio System Upgrade Phase II	X14001	27,256		27,256
ADA Projects - Building Facilities	W08007	153	(153)	-
Adolescent Treatment & Healing Center	M18001	239,017		239,017
Alternate Energy Projects	D10106	20,060		20,060
Auto Shop Improvements	W13005	364,250		364,250
Biennial Bridge Inspections (County Match)	W96388	27,912	-	27,912
Black Pot Improvements (Design & Permitting)	R18007	-	100,000	100,000
Civic Center Roof Replacement	R18005	990	(990)	-
Collector Road Improvements	W18002	192,432		192,432
Collector Road Improvements	W18006	5,618		5,618
Comfort Station Improvements	R15116	64	(64)	-
Complete Streets Safety Improvements/Traffic Mitigation	W14009	10,596		10,596
Eiwa Street/LCC/HCB Site Improvements	W15100	18,484	(18,484)	-
Fuel Management System	W13007	65,364		65,364
Fuel Tanks Hanapēpē Baseyard	W17004	350,000		350,000
Hanapēpē Bridge Reconstruction (County Match)	W09007	98,905		98,905
Hanapēpē Road Resurfacing (County Match)	W12067	47,000		47,000
Hanapēpē Stadium Improvements	R17001	26,321		26,321
Hardy Street Improvement	W12020	7,282		7,282
HCB & LCC Site Improvements	W06029	2,266	(2,266)	-
Helicopter Hangar (Construction)	W18018	1,365,000		1,365,000
Islandwide Pool Improvements	R16000	21,555		21,555
Islandwide Road Safety Program	W18003	32,481		32,481
IT Infrastructure Improvements (Multi-phase)	X10006	3,484	70,000	73,484
Kalāheo Neighborhood Gym Roof	R18009	1,349,393		1,349,393
Kanaele Road Slope Stabilization	W09005	50,300		50,300
Kapa'a Police Sub-Station (Planning & Permitting)	W18013	507,000		507,000
Kapa'a Pool Restroom Reconstruction	R14002	80,000		80,000
Kapa'a Stadium Improvements	R18002	73,738		73,738
Kawaihau, Haua'ala, Mailihuna Complete Streets & Safety Improvements (County Match)	W10045	124,357		124,357
Kawaihau, Haua'ala, Mailihuna Complete Streets & Safety Improvements (County Match)	W19000	637,000		637,000
Kekaha Gardens Park	W06A44	18,716	(18,716)	-
KFD Helicopter Hangar Pad	F14001	235,067		235,067
Kīlauea / Kolo Road Improvements	W19001	200,000		200,000
Kōloa Fire Station Improvements	W12012	200,000		200,000
Kōloa Road Safety Improvements (County Match)	W12065	413		413
KPAL/Police Training Building/Multi-Purpose Room (Planning & Permitting)	W19005	300,000		300,000
KWMCH Improvements	R18008	1,000,000	(1,000,000)	-
KWMCH Improvements	W02226	142,604	(142,604)	-
Land Information Management System	X18001	1,750,000	750,000	2,500,000
Līhu'e Collection System CCTV	W19008	200,000		200,000
Lima Ola Onsite Phase I	H18001	5,890,000		5,890,000

		Appropriation Balance 2/26/2019	Proposed Budget Ordinance	Appropriation Balance After Ordinance
<b>BOND FUND (cont.)</b>				
Maluhia / Kōloa Improvements (County Match)	W19021	1,950,000		1,950,000
Materials Recovery Facility (MRF)	W13001	5,995		5,995
New Landfill & Resource Recovery Park Dev./Acquisition (Plans/Design)	W10037	1,916		1,916
Niumalu Bridge Replacement	W15104	50,000		50,000
Niumalu Bridge Replacement	W18014	650,000		650,000
North, East & South Shore Transit Feasibility Study	Z14002	12	(12)	-
NPDES Compliance	W13010	208,392		208,392
NPDES Compliance	W13A10	72,029		72,029
Oloheua Improvements (County Match)	W19002	400,000		400,000
Opaekea'a Bridge Replacement (County Match)	W10002	40,011		40,011
Opaekea'a Bridge Replacement (County Match)	W18015	652,449		652,449
Park ADA Bleachers Replacement	R10016	6,610	(6,610)	-
Payroll/Personnel	X10001	202,089	(202,089)	-
Payroll/Personnel	X19001	156,000	(156,000)	-
Planning, Zoning/Engineering System	X10002	70,586	(70,586)	-
Puhi Road Ph II (County Match)	W16004	205		205
Puhi Road Ph II (County Match)	W16A04	20,000		20,000
Puhi Road Ph II (County Match)	W18016	27,194		27,194
Rice Street Crossing Improvements	W10032	146,094		146,094
RPA Counter Renovations	W15105	8,377	(8,377)	-
Salt Pond Beach Park Facility Improvements	R12002	73,000		73,000
Salt Pond Beach Park Facility Improvements	R16001	50,000		50,000
Salt Pond Wastewater Improvements	W14005	134,213		134,213
Softball Field Pavilions	R13006	19,600	(19,600)	-
TIGER Grant Project (County Match)	W17TGR	164,260		164,260
Twin Reservoirs	W10A46	2,264		2,264
Veterans Cemetery Improvements	R10013	387,492	(300,000)	87,492
Wa'a Road Drainage Study	W14006	100,000		100,000
Wailua Golf Course Replace Existing Water Lines	R13009	20,000		20,000
Wailua Golf Course Replace Existing Water Lines	R13A09	14,455		14,455
Wailua Golf Course Replace Existing Water Lines	R13B09	9,072		9,072
Wailua Golf Course Replace Existing Water Lines	R13C09	36,473		36,473
Wailua NPDES Effluent Modification (Design)	W18011	1,339		1,339
Wailua SPS1 Rehabilitation	W19006	1,104		1,104
Wailua SPS3 Rehabilitation	W19007	2,676		2,676
Wailua WWTP Improvements/Renovation	W10014	17,908		17,908
Wailua WWTP Improvements/Renovation	W10A14	130,000		130,000
Waimea R-1 Water Distribution Sys. Improvements	W14078	30,993		30,993
Waimea WWTP R-1 (Design)	W18017	600,000		600,000
West Kaua'i Development Plan	Z18002	66,620		66,620
West Kaua'i Development Plan	Z18003	1,488		1,488
West Kaua'i Development Plan	Z18004	1,686		1,686
West Kaua'i Development Plan	Z19002	19	(19)	-
CIP Contingency Fund	*NEW*		225,000	225,000
IT HVAC Replacement	*NEW*		300,751	300,751
KFD Utilization and Operational Study	*NEW*		100,000	100,000
Sewer Collection System Upgrades	*NEW*		400,000	400,000
Wastewater Facility Plan Update	*NEW*		1,000,000	1,000,000
<b>TOTAL BOND FUND</b>		<b>23,341,880</b>	<b>-</b>	<b>23,341,880</b>
<b>DEVELOPMENT FUND</b>				
Kōloa/Po'ipū Intersection Improvements	W16009	28,750		28,750
Kōloa/Po'ipū Intersection Improvements	Z15105	6,500		6,500
Project Contingency	W08002	35,568		35,568
Wailua Area Bus Stop	T16100	6,579		6,579
<b>TOTAL DEVELOPMENT FUND</b>		<b>77,397</b>	<b>-</b>	<b>77,397</b>

		Appropriation Balance 2/26/2019	Proposed Budget Ordinance	Appropriation Balance After Ordinance
<b>G.E. TAX FUND</b>				
Bus Transit Facility Utilization Study	*NEW*		125,000	125,000
Expansion of Bus Facility	*NEW*		125,000	125,000
<b>TOTAL G.E. TAX FUND</b>		<b>-</b>	<b>250,000</b>	<b>250,000</b>
<b>GENERAL FUND</b>				
Adolescent Treatment & Healing Center	W10017	27,278		27,278
Adolescent Treatment & Healing Center	M18001	7,021		7,021
CFD-Po'ipū Road Multimodal Improvements	W13014	217,932		217,932
Habitat Conservation Plan	W08012	41,179		41,179
Host Community Benefits - Kekaha (\$2.38/ton x 91,425 - FY 2018 tonnage)	W09012	401,697	217,592	619,289
Host Community Benefits - Interest through 06/30/2018	W09012		6,967	6,967
Helicopter Hangar (Construction)	W18018	120,000		120,000
IT Infrastructure Improvements (Multi-phase)	X10006	11,315	275,000	286,315
Kapa'a Neighborhood Center Impv.	W07013	54,488		54,488
Kapule Counters Renovation (RPA/Planning)	W19105	150,000	(150,000)	-
Kīlauea / Kolo Road Improvements	W19001	50,000		50,000
KPAL/Police Training Building/Multi-Purpose Room (Planning & Permitting)	W19005	230,000		230,000
Līhu'e WWTP Improvements PH II	W17001	80,089		80,089
Park Improvement Waimea District	W96073	250		250
Planning, Zoning/Engineering System	X10002	2,181	(2,181)	-
Po'ipū Beach Improvements	R18014	6,216		6,216
Police Evidence Building	W18005	100,000	(100,000)	-
Regional Park Improvements	W06041	1,010	(1,010)	-
Seal Coat Kapa'a N/C & Pool Parking Lot	R12029	13,412	(13,412)	-
Waimea / Kekaha ADA Improvements	R18015	1,000,000		1,000,000
West Kaua'i Development Plan	Z18004	16,962		16,962
Historic County Building Security & Grounds Imprv.	*NEW*		300,000	300,000
HRMS, Payroll & Personnel	*NEW*		2,000,000	2,000,000
Inclusive Playground Development	*NEW*		400,000	400,000
Islandwide Playcourt Resurfacing	*NEW*		250,000	250,000
Islandwide Playground Equipment	*NEW*		500,000	500,000
IT Systems Countywide Evaluation, Design & Implementation	*NEW*		1,000,000	1,000,000
Skateboard Parks (Design & Development)	*NEW*		400,000	400,000
Wailua Emergency Manhole Upgrades	*NEW*		200,000	200,000
Wailua WWTP Improvements/Renovation	*NEW*		400,000	400,000
Wastewater Billing System Upgrades	*NEW*		200,000	200,000
<b>TOTAL GENERAL FUND</b>		<b>2,531,030</b>	<b>5,882,956</b>	<b>8,413,986</b>
<b>HIGHWAY FUND</b>				
Biennial Bridge Inspections	W96388	2,197	500,000	502,197
Comprehensive Road Maintenance Plan	W13011	36,067		36,067
Hanapēpē Bridge Pedestrian Walkway Replacement (County Match)	W12069	24,448		24,448
Hanapēpē Moi Road Pedestrian Safety Impv.	W17000	375,000		375,000
Hanapēpē Road Resurfacing (County Match)	W12067	15,940		15,940
Kapahi Bridge Replacement (County Match)	W05368	88,186	(50,000)	38,186
Maluhia / Kōloa Improvements (County Match)	W19021	853,700		853,700
Olohena Improvements (County Match)	W19002	760,000		760,000
Pu'uopae Bridge Replacement (County Match)	W10003	85,713		85,713
Pua Nani Road Drain Repair	W18004	20,309		20,309
Puhi Road Construction Ph I (County Match)	W12010	18,938		18,938

		Appropriation Balance 2/26/2019	Proposed Budget Ordinance	Appropriation Balance After Ordinance
<b>HIGHWAY FUND (cont.)</b>				
Resurfacing Various Collector Roads (County Match)	W07008	39,553		39,553
Speed Hump/Traffic Calming Program	W98364	68,080		68,080
County Bridge Inspections	*NEW*		400,000	400,000
<b>TOTAL HIGHWAY FUND</b>		<b>2,388,131</b>	<b>850,000</b>	<b>3,238,131</b>
<b>SEWER TRUST FUND</b>				
Wailua WWTP Improvements/Renovation	W10014	142,470		142,470
<b>TOTAL SEWER TRUST FUND</b>		<b>142,470</b>	<b>-</b>	<b>142,470</b>
<b>SPECIAL TRUST FUND FOR PARKS &amp; PLAYGROUNDS</b>				
<b>Waimea District:</b>				
Park Impv. Waimea Dist. Grant	W96073	1		1
<b>Total Waimea District</b>		<b>1</b>	<b>-</b>	<b>1</b>
<b>Kōloa District:</b>				
Kalāheo Gym Improvements	R15105	567		567
Park Impv. & Equip.: Kōloa Dist.	W93086	9,268		9,268
Park Impv. Grant, Kōloa Dist.	W96087	11,000		11,000
Parking Lot/Play Court Resurfacing	R15108	164,289		164,289
<b>Total Kōloa District</b>		<b>185,124</b>	<b>-</b>	<b>185,124</b>
<b>Līhu'e District:</b>				
Kamalani Playground Resurfacing	R18003	150,000		150,000
KWMCH Improvements	R18004	185,591	(185,591)	-
Līhu'e Park Improvement & Equipment	W93100	20	(20)	-
Līhu'e Stadium Baseball Field Improvements	R13013	26	(26)	-
Park Impv.: Līhu'e Dist. Grant	W96102	42,600		42,600
<b>Total Līhu'e District</b>		<b>378,237</b>	<b>(185,637)</b>	<b>192,600</b>
<b>Kawaihau District:</b>				
Kapa'a Soccer Field Improvements	R14009	36,823	(36,823)	-
Park Impv. & Equip. Kawaihau Dist.	W93116	8,049		8,049
Park Impv. Kawaihau Dist. Grant	W96118	30,000		30,000
Playground Improvements (Wailua Houselots & Homesteads)	R16003	19,245		19,245
<b>Total Kawaihau District</b>		<b>94,117</b>	<b>(36,823)</b>	<b>57,294</b>
<b>Hanalei District:</b>				
'Anini Beach Park Improvements	R16004	194,000		194,000
Park Impv. & Equip. Hanalei Dist.	W93383	2,790		2,790
Waioli Park Improvements	R17000	63,580	(63,580)	-
<b>Total Hanalei District</b>		<b>260,370</b>	<b>(63,580)</b>	<b>196,790</b>
<b>TOTAL FOR SPECIAL TRUST FUND FOR PARKS &amp; PLAYGROUNDS</b>		<b>917,849</b>	<b>(286,040)</b>	<b>631,809</b>
<b>TOTAL CAPITAL BUDGET</b>		<b>29,449,334</b>	<b>6,696,916</b>	<b>36,146,250</b>

SECTION 3. The Director of Finance shall be authorized to create accounts and project codes to define and detail project expenditures under the respective projects listed under SECTION 2. These expense accounts shall include salaries, fringe benefits, and other project-related costs.

The establishment of new projects, items, and/or accounts, or the transfer of moneys from one project to another project shall be by amendment to the Capital Budget Ordinance. The Director of Finance shall be authorized to transfer moneys between accounts within a project.

SECTION 4. The appropriation and authorization in SECTION 2 only includes design, plans, land purchases, site preparation, improvements to land, and construction. Planning funds and equipment appropriations may only be utilized for projects in SECTION 2 that specifically specify planning and equipment moneys being appropriated. Any change in the equipment appropriation in this Ordinance shall require County Council approval.

SECTION 5. No funds shall be expended for any Capital Improvement Projects other than those listed in SECTION 2, except funds that are encumbered in prior fiscal years for other projects. No funds shall be transferred or expended from any unappropriated surplus project contingency accounts without amendment to the Capital Budget Ordinance.

SECTION 6. Pursuant to the Kaua'i County Code 1987, as amended, Section 6-12.2(b) and (c), and Ordinance No. 641, all grant applications shall be submitted to the County Council for consideration of a grant award. This provision shall apply to all Departments or Agencies of the County of Kaua'i that are requesting grant funds from the Federal or State government, or any outside source. No payment shall be authorized or made, and no obligation incurred against the County, utilizing moneys from the Federal or State government, or any outside source, or in anticipation or receipt of such moneys, unless written approval is obtained from the County Council and an account is first established. This provision applies to all grants and Federal, State, or private financial assistance for emergency disaster relief.

If any provision of this proviso jeopardizes the receipt by the County of Kaua'i of any Federal grant-in-aid or other Federal allotment of moneys, such provision may, insofar as such receipt is jeopardized, be waived by the County Council upon the recommendation of the Mayor, pursuant to Ordinance No. 641.

SECTION 7. The County Engineer shall provide written quarterly status reports (September 30, 2019, December 31, 2019, March 31, 2020, and June 30, 2020) to the Mayor of each project contained in SECTION 2, which shall include:

- a. Construction schedules with milestone performance dates; and
- b. Budget appropriation including State and Federal matching funds versus actual cost, including the percentage difference, if any; and
- c. Any expenditures or encumbrances to date.

The Mayor shall submit the quarterly reports to the County Council no later than thirty (30) days after the close of the quarter.

SECTION 8. All contracts shall be in compliance with Act 90 (Session Laws of Hawai'i 2001) relating to privatization of government services.

SECTION 9. For all Capital Improvement Projects that utilize \$250,000 or more of County funds, construction signage indicating the name of the project, estimated cost of the project, project description, estimated start and completion dates, name of contractor, and contractor contact information shall be posted for public information purposes.

SECTION 10. Pursuant to Section 19.15(B) of the Charter of the County of Kaua'i and Ordinance No. 1021, there is hereby created a "G.E. Tax Fund CIP," for expenditures related to capital costs of public transportation systems and expenses in complying with the Americans with Disabilities Act of 1990 as allowed by law. The Director of Finance shall use Generally Accepted Accounting Principles and procedures in making such determination.

SECTION 11. If any provision of this Ordinance, or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable.

SECTION 12. This Ordinance shall take effect on July 1, 2019.

Introduced by:



ARRYL KANESHIRO

(By Request)

DATE OF INTRODUCTION:

Līhu'e, Kaua'i, Hawai'i

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CERTIFICATE OF THE COUNTY CLERK

I hereby certify that heretofore attached is a true and correct copy of Bill No. 2739, which was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on March 27, 2019, by the following vote:

FOR PASSAGE:	Chock, Cowden, Evslin, Kagawa, Kualii, Kaneshiro	TOTAL - 6,
AGAINST PASSAGE:	None	TOTAL - 0,
EXCUSED & NOT VOTING:	Brun	TOTAL - 1,
RECUSED & NOT VOTING:	None	TOTAL - 0.

Lihu'e, Hawai'i  
March 27, 2019



Jade K. Fountain-Tanigawa  
County Clerk, County of Kaua'i