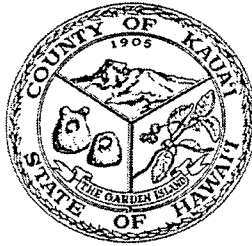


COUNTY COUNCIL
Mel Rapozo, Chair
Ross Kagawa, Vice Chair
Mason K. Chock
Gary L. Hooser
Arryl Kaneshiro
KipuKai Kualii
JoAnn A. Yukimura



OFFICE OF THE COUNTY CLERK

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

Telephone (808) 241-4188
Fax (808) 241-6349
Email cokcouncil@kauai.gov

Council Services Division
4396 Rice Street, Suite 209
Lihu'e, Kaua'i, Hawai'i 96766

MEMORANDUM

January 14, 2016

TO: Bernard P. Carvalho, Jr., Mayor
FROM: Mel Rapozo, Council Chair *MR*
RE: **JANUARY 13, 2016 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its January 13, 2016 Council Meeting:

CONSENT CALENDAR:

C 2016-02 Communication (12/07/2015) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Kevin T. Mince to the Police Commission – Term ending 12/31/2018. *(Received for the Record.)*

C 2016-03 Communication (12/08/2015) from Council Chair Rapozo, transmitting for Council consideration and confirmation, the reappointment of Dorothea K. Hayashi to the Public Access, Open Space, Natural Resources Preservation Fund Commission (Hanapēpē – 'Ele'ele) – Term ending 12/31/2018. *(Received for the Record.)*

C 2016-04 Communication (12/28/2015) from the Mayor, transmitting for Council consideration and confirmation, the following Mayoral reappointments to the various Boards and Commissions for the County of Kaua'i:

- a. Board of Ethics
 - Addison C. Bulosan – Term ending 12/31/2018
- b. Board of Review
 - Dorothy R. Bekeart – Term ending 12/31/2018

c. Board of Water Supply

- Sherman Tsuyoshi Shiraishi – Term ending 12/31/2018

d. Charter Review Commission

- Cheryl A. Stiglmeier – Term ending 12/31/2018

e. Civil Service Commission

- Karen S. Matsumoto – Term ending 12/31/2018

f. Cost Control Commission

- Laurie Lynn Koike Yoshida – Term ending 12/31/2018

g. Fire Commission

- Clifton J. Miranda – Term ending 12/31/2018
- Thomas M. Nizo – Term ending 12/31/2018
- Bradley M. Maruyama – Term ending 12/31/2018

h. Kaua'i Historic Preservation Review Commission

- *Anne K. Schneider – Term ending 12/31/2018
- **Althea Kalei Lovell Arinaga (Archaeology) – Term ending 12/31/2018
- **Lawrence Chaffin, Jr. (At-Large) – Term ending 12/31/2018

i. Liquor Control Commission

- Pauline D. Ventura – Term ending 12/31/2018

j. Planning Commission

- Louis E. Abrams (Business) – Term ending 12/31/2018

k. Police Commission

- Mary K. Hertog – Term ending 12/31/2018

l. Public Access, Open Space, Natural Resources Preservation Fund Commission

- *Karen K. Ono – Term ending 12/31/2018
- **Theodore Kawahinehelelani Blake (Kōloa – Po'ipū – Kalāheo) – Term ending 12/31/2018
- **Dorothea K. Hayashi (Hanapēpē – 'Ele'ele) – Term ending 12/31/2018

m. Salary Commission

- Jo Ann Shimamoto – Term ending 12/31/2018

*Mayoral Reappointment; Council confirmation not needed

**Council Reappointment

(Received for the Record.)

C 2016-05 Communication (01/05/2016) from Council Chair Rapozo, transmitting for Council consideration and confirmation, the reappointment of Theodore Kawahinehelelani Blake to the Public Access, Open Space, Natural Resources Preservation Fund Commission (Kōloa – Po‘ipū – Kalāheo) – Term ending 12/31/2018. ***(Received for the Record.)***

COMMUNICATIONS:

C 2016-01 Communication (12/07/2015) from the Director of Finance, transmitting for Council information, the Second Quarter Statement of Equipment Purchases for Fiscal Year 2015-2016, pursuant to Section 17 of Ordinance No. B-2015-796, the Operating Budget of the County of Kaua‘i for Fiscal Year 2015-2016. ***(Referred to the January 21, 2016 Budget & Finance Committee Meeting.)***

C 2016-06 Communication (11/30/2015) from the County Engineer, transmitting for Council consideration, amendments to Chapter 14, Kaua‘i County Code 1987, as amended, relating to the Plumbing Code for adoption of the 2012 Uniform Plumbing Code based on the State Building Code Council’s recommendation to assure minimum health and safety standards for plumbing work. ***(Received for the Record.)***

C 2016-07 Communication (11/30/2015) from the County Engineer, transmitting for Council consideration, amendments to Chapter 13, Kaua‘i County Code 1987, as amended, relating to the Electrical Code for adoption of the National Electrical Code, 2014 Edition based on the State Building Code Council’s recommendation to assure minimum health and safety standards for electrical work. ***(Received for the Record.)***

C 2016-08 Communication (12/03/2015) from the Director of Economic Development, transmitting for Council approval and authorization to:

1. Receive funds from the State Division of Vocational Rehabilitation (DVR); and

2. Expend funds for the County of Kaua'i Workforce Innovation and Opportunity Act (WIOA) / Division of Vocational Rehabilitation Summer Youth Employment Program, subject to availability via the Title 4 – WIOA / DVR Federal grant, for an estimated total of \$161,120 for a three-year contract, for the County of Kaua'i to conduct a Summer Youth Employment Program for vocational rehabilitation participants (with special needs) with subsidized summer jobs to acquire work experience in a safe environment in addition to helping them develop good work habits. ***(Approved for an estimated total of \$161,120.)***

C 2016-09 Communication (12/14/2015) from Councilmember Hooser, transmitting for Council consideration, amendments to Chapter 3, Kaua'i County Code 1987, as amended, by adding a new Article 6 relating to the Registration of Lobbyists, to comply with Article 14 of the Hawai'i State Constitution by requiring lobbyists to register with the County of Kaua'i, disclose the amount of money used by lobbyists to influence government decision-making, and identify themselves as lobbyists prior to testifying before the County Council or County agencies. ***(Received for the Record.)***

C 2016-10 Communication (12/23/2015) from the Civil Defense Manager, requesting Council approval to accept a donation of a 2007 Enclosed Cargo Utility Trailer from the State of Hawai'i Department of Defense, valued at \$25,017.93, for the Kaua'i Fire Department's search and rescue operations. ***(Approved with thank-you letter to follow.)***

C 2016-11 Communication (01/04/2016) from Councilmember Chock, requesting agenda time to present the final report of the County Manager Sub-Committee of the Committee of the Whole pursuant to Resolution No. 2015-50. ***(Received for the Record.)***

C 2016-12 Communication (01/06/2016) from Council Chair Rapozo, requesting the presence of the Planning Director, to provide the Council with a briefing and an update on the Planning Department's enforcement efforts relating to the Visitor Destination Area (VDA), Transient Vacation Rental (TVR), and Homestay Ordinances. ***(Received for the Record.)***

C 2016-13 Communication (01/07/2016) from Council Chair Rapozo, transmitting for Council consideration, a Resolution Supporting The Findings And Recommendations Provided In The Final Report Submitted By The State-County Functions Working Group (TAT). ***(Received for the Record.)***

CLAIMS:

C 2016-14 Communication (12/21/2015) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Gordon Lee, for damage to his personal property, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

C 2016-15 Communication (12/22/2015) from the Deputy County Clerk, transmitting a claim filed against the County of Kaua'i by Farmers Insurance Hawai'i, as subrogee of David Yukimura, for damage to his vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

C 2016-16 Communication (12/28/2015) from the Deputy County Clerk, transmitting a claim filed against the County of Kaua'i by Kay-Marie Y. Constantino-Berry, for damage to her vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

C 2016-17 Communication (12/29/2015) from the Deputy County Clerk, transmitting a claim filed against the County of Kaua'i by Leonita B. Mendoza, for personal injury, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

COMMITTEE REPORTS: **APPROVED.**

RESOLUTIONS:

Resolution No. 2016-01 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE POLICE COMMISSION (*Kevin T. Mince*) ***(Approved.)***

Resolution No. 2016-02 – RESOLUTION CONFIRMING COUNCIL REAPPOINTMENT TO THE PUBLIC ACCESS, OPEN SPACE, NATURAL RESOURCES PRESERVATION FUND COMMISSION (*Dorothea K. Hayashi – Hanapēpē – 'Ele'ele*) ***(Approved.)***

Resolution No. 2016-03 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE BOARD OF ETHICS (*Addison C. Bulosan*) ***(Approved.)***

Resolution No. 2016-04 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE BOARD OF REVIEW (*Dorothy R. Bekeart*) ***(Approved.)***

Resolution No. 2016-05 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE BOARD OF WATER SUPPLY (*Sherman Tsuyoshi Shiraishi*) (**Approved.**)

Resolution No. 2016-06 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE CHARTER REVIEW COMMISSION (*Cheryl A. Stiglmeier*) (**Approved.**)

Resolution No. 2016-07 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE CIVIL SERVICE COMMISSION (*Karen S. Matsumoto*) (**Approved.**)

Resolution No. 2016-08 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE COST CONTROL COMMISSION (*Laurie Lynn Koike Yoshida*) (**Approved.**)

Resolution No. 2016-09 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE FIRE COMMISSION (*Clifton K. Miranda*) (**Approved.**)

Resolution No. 2016-10 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE FIRE COMMISSION (*Thomas M. Nizo*) (**Approved.**)

Resolution No. 2016-11 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE FIRE COMMISSION (*Bradley M. Maruyama*) (**Approved.**)

Resolution No. 2016-12 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE LIQUOR CONTROL COMMISSION (*Pauline D. Ventura*) (**Received for the Record.**)

Resolution No. 2016-13 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE PLANNING COMMISSION (*Louis E. Abrams – Business*) (**Deferred.**)

Resolution No. 2016-14 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE POLICE COMMISSION (*Mary K. Hertog*) (**Approved.**)

Resolution No. 2016-15 – RESOLUTION CONFIRMING COUNCIL REAPPOINTMENT TO THE PUBLIC ACCESS, OPEN SPACE, NATURAL RESOURCES PRESERVATION FUND COMMISSION (*Theodore Kawahinehelelani Blake – Kōloa – Po'ipū – Kalāheo*) (**Deferred.**)

Resolution No. 2016-16 – RESOLUTION CONFIRMING MAYORAL REAPPOINTMENT TO THE SALARY COMMISSION (*Jo Ann Shimamoto*) ***(Approved.)***

Resolution No. 2016-17 – RESOLUTION SUPPORTING THE FINDINGS AND RECOMMENDATIONS PROVIDED IN THE FINAL REPORT SUBMITTED BY THE STATE-COUNTY FUNCTIONS WORKING GROUP (TAT) ***(Approved.)***

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2612) – A BILL FOR AN ORDINANCE TO AMEND CHAPTER 14, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE PLUMBING CODE ***(Approved on 1st reading, Public Hearing scheduled for February 10, 2016 at 1:30 p.m., and referred to the Public Works / Parks & Recreation Committee.)***

Proposed Draft Bill (No. 2613) – A BILL FOR AN ORDINANCE TO AMEND CHAPTER 13 OF THE KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE ELECTRICAL CODE ***(Approved as Amended on 1st reading, Public Hearing scheduled for February 10, 2016 at 1:30 p.m., and referred to the Public Works / Parks & Recreation Committee.)***

Proposed Draft Bill (No. 2614) – A BILL FOR AN ORDINANCE TO AMEND CHAPTER 3, KAUAI COUNTY CODE 1987, AS AMENDED, BY ADDING A NEW ARTICLE 6, RELATING TO THE REGISTRATION OF LOBBYISTS ***(Approved on 1st reading, Public Hearing scheduled for February 10, 2016 at 1:30 p.m., and referred to the Committee of the Whole.)***

BILLS FOR SECOND READING:

Bill No. 2604, Draft 1 – A BILL FOR AN ORDINANCE TO ESTABLISH A NEW ARTICLE IN THE KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO BARKING DOG NUISANCE ***(Approved as Amended to Bill No. 2604, Draft 2.)***

Bill No. 2607, Draft 1 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2015-797, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2015 THROUGH JUNE 30, 2016, BY REVISING THE AMOUNTS ESTIMATED IN THE DEVELOPMENT FUND (*Kōloa/Po'ipū Intersection Improvements, Po'ipū Realty Partners, LLC – \$41,000*) ***(Approved.)***

Bill No. 2608, Draft 1 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2015-797, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2015 THROUGH JUNE 30, 2016, BY REVISING THE AMOUNTS ESTIMATED IN THE DEVELOPMENT FUND (*Kōloa/Po'ipū Intersection Improvements, Kiahuna Fairways, LLC – \$47,750*) (**Approved.**)

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memorandum presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: KCT Department Heads (*Via E-mail*)
KCT CCs (*Via E-mail*)
Council Services Staff (*Via E-mail*)