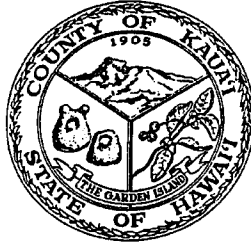


COUNTY COUNCIL

Mel Rapozo, Chair
Ross Kagawa, Vice Chair
Arthur Brun
Mason K. Chock
Arryl Kaneshiro
Derek S.K. Kawakami
JoAnn A. Yukimura



OFFICE OF THE COUNTY CLERK

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

Telephone: (808) 241-4188
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Council Services Division
4396 Rice Street, Suite 209
Līhu'e, Kaua'i, Hawai'i 96766

MEMORANDUM

February 22, 2018

TO: Bernard P. Carvalho, Jr., Mayor
FROM: Mel Rapozo, Council Chair *MR*
RE: **FEBRUARY 21, 2018 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its February 21, 2018 Council Meeting:

CONSENT CALENDAR:

C 2018-41 Communication (01/30/2018) from the Director of Finance, transmitting for Council information, the Periods 1 through 5 Financial Reports – Detailed Budget Reports, Statements of Revenues (Estimated and Actual), Statements of Expenditures and Encumbrances, and Revenue Reports as of November 30, 2017, pursuant to Section 21 of Ordinance No. B-2017-821, relating to the Operating Budget of the County of Kaua'i for Fiscal Year 2017-2018. *(Received for the Record.)*

C 2018-42 Communication (02/05/2018) from Councilmember Yukimura, transmitting for Council consideration, a Resolution Amending Resolution No. 2017-02 And Resolution No. 2017-51, Relating To The Rules Of The Council Of The County Of Kaua'i For The Organization Of Committees And The Transaction Of Business. *(Received for the Record.)*

C 2018-43 Communication (02/13/2018) from Council Chair Rapozo, transmitting for Council consideration, a Resolution Opposing The Change Of Public, Education, And Governmental Programming Channel Numbers By Spectrum. *(Received for the Record.)*

COMMUNICATIONS:

C 2018-32 Communication (01/04/2018) from the Housing Director, requesting Council approval to decline the repurchase of property located at 5047 Kula Road, Kapa'a, Hawai'i, Tax Map Key (TMK) No. (4) 4-1-013-023, and grant the owner a one-year waiver of the buyback provision to allow for the market sale of the property by the owner. *(The Council voted not to approve the Housing Agency's request to decline the repurchase of the unit.)*

Council Meeting Follow-up Memorandum to the Mayor

February 22, 2018

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C 2018-44 Communication (01/22/2018) from the Chief of Police, requesting Council approval to receive and expend Federal funds for the Sexual Assault Nurse Examiner (SANE) Exams and Supportive Funding and DNA Analysis programs, in the amount of \$48,462.00, which will be used to continue law enforcement efforts to assist in sexual assault investigations and crimes through agency collaboration, and approval to indemnify the State of Hawai'i Department of Attorney General for the term commencing November 1, 2017 to June 30, 2018. ***(Approved.)***

C 2018-45 Communication (01/29/2018) from Michael A. Dahilig, Clerk of the Planning Commission, transmitting the Planning Commission's recommendation to amend Chapter 8, Kaua'i County Code 1987, as amended, Relating to the Comprehensive Zoning Ordinance, to provide a process for existing farm worker housing to obtain "farm worker housing use permits." ***(Received for the Record.)***

C 2018-46 Communication (01/31/2018) from the Executive on Aging, requesting Council approval to apply for, receive, and expend grant funding awarded by the Corporation for National and Community Service to the County of Kaua'i, Agency on Elderly Affairs, Kaua'i Retired and Senior Volunteer Program (RSVP) from April 1, 2018 to March 31, 2021, in the amount of \$62,847.00 with carry-over funds from the previous year of \$4,000.00 for a total of \$66,847.00, to assist Kaua'i RSVP in carrying out the national service program as authorized by the Domestic Volunteer Service Act of 1973, as amended (42 U.S.C. Chapter 22). ***(Approved.)***

C 2018-47 Communication (01/31/2018) from the Executive on Aging, requesting Council approval, to apply for, receive, and expend funds, in the amount of \$138,184.00, and to indemnify the State Executive Office on Aging for the Healthy Aging Contract for 2018, which will be used towards EnhanceFitness and Better Choices Better Health workshops, commencing January 2, 2018 through December 31, 2018. ***(Approved.)***

C 2018-48 Communication (02/02/2018) from the Acting County Engineer, requesting Council approval, to apply for, receive, and expend State grant funds, in the amount of \$45,000.00, to be used by the Department of Public Works, Solid Waste Division, to support Electronic Waste Recycling for this Fiscal Year, approval is also requested to indemnify the State Department of Health. ***(Approved.)***

C 2018-49 Communication (02/05/2018) from the Director of Economic Development, requesting Council approval to apply for, receive, and expend funds in the amount of \$236,000.00, from the State of Hawai'i Department of Agriculture (HDOA), for the survey of irrigation pipeline easements, engineering and design, irrigation supplies, and installation of the irrigation system pipeline for the Kilauea Community Agriculture Center. ***(Received for the Record.)***

C 2018-50 Communication (02/05/2018) 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 Kauaʻi, Kapaʻa, and Waimea High Schools in providing summer internship programs for students to work on Kauaʻi farms, ranches, and agriculture-related businesses. ***(Received for the Record.)***

C 2018-51 Communication (02/06/2018) from the Director of Finance, transmitting for Council consideration, proposed emergency ordinance amendments to the Fiscal Year 2017-2018 Operating and CIP Budgets, to increase funding to complete permanent repairs to the Pua Nani Street storm drain. ***(Received for the Record.)***

C 2018-52 Communication (02/06/2018) from Council Chair Rapozo, transmitting for Council consideration, a proposal to amend Chapter 8, Kauaʻi County Code 1987, as amended, relating to additional dwelling units on other than residentially zoned lots. ***(Received for the Record.)***

C 2018-53 Communication (02/09/2018) from Councilmember Chock, requesting Council consideration, for the public release of the following County Attorney opinion relating to Tax Increment Financing:

- County Attorney Opinion dated February 2, 2018
(Tracking No. 18-0059)
(Approved.)

CLAIMS:

C 2018-54 Communication (01/29/2018) from the County Clerk, transmitting a claim filed against the County of Kauaʻi by Taytralyn Nuivo, for loss of wages and related personal expenses, pursuant to Section 23.06, Charter of the County of Kauaʻi. ***(Referred to the Office of the County Attorney for disposition and/or report back to the Council.)***

C 2018-55 Communication (02/08/2018) from the County Clerk, transmitting a claim filed against the County of Kauaʻi by GEICO Insurance as subrogee for Amanda Mixon, for damage to her vehicle, pursuant to Section 23.06, Charter of the County of Kauaʻi. ***(Referred to the Office of the County Attorney for disposition and/or report back to the Council.)***

COMMITTEE REPORTS: APPROVED.

RESOLUTIONS:

Resolution No. 2018-07 – RESOLUTION AMENDING RESOLUTION NO. 2017-02 AND RESOLUTION NO. 2017-51, RELATING TO THE RULES OF THE COUNCIL OF THE COUNTY OF KAUAI FOR THE ORGANIZATION OF COMMITTEES AND THE TRANSACTION OF BUSINESS (*Motion to Approve Failed; Received for the Record.*)

Resolution No. 2018-08 – RESOLUTION OPPOSING THE CHANGE OF PUBLIC, EDUCATION, AND GOVERNMENTAL PROGRAMMING CHANNEL NUMBERS BY SPECTRUM (*Approved.*)

EMERGENCY BILLS:

Proposed Draft Bill (No. 2691) – AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. B-2017-821, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2017 THROUGH JUNE 30, 2018, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND AND HIGHWAY FUND (*Pua Nani Road Drain Repair – Operating Budget*) (*Approved.*)

Proposed Draft Bill (No. 2692) – AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. B-2017-822, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2017 THROUGH JUNE 30, 2018, BY REVISING THE AMOUNTS ESTIMATED IN THE HIGHWAY FUND-CIP (*Pua Nani Road Drain Repair – CIP Budget*) (*Approved.*)

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2675) – A BILL FOR AN ORDINANCE TO AMEND CHAPTER 8, KAUAI COUNTY CODE 1987, RELATING TO THE COMPREHENSIVE ZONING ORDINANCE (*Farm Worker Housing Use Permits*) (*Approved on 1st reading, Public Hearing scheduled for March 28, 2018, and referred to the Planning Committee.*)

Proposed Draft Bill (No. 2693) – A BILL FOR AN ORDINANCE AMENDING SUBSECTION 8-15.1(d), KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO ADDITIONAL DWELLING UNIT ON OTHER THAN RESIDENTIALLY ZONED LOTS (*Amended on 1st reading; Referred to the Planning Commission.*)

BILLS FOR SECOND READING:

Bill No. 2682, Draft 1 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2017-821, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUA‘I, STATE OF HAWAI‘I, FOR THE FISCAL YEAR JULY 1, 2017 THROUGH JUNE 30, 2018, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*Parks & Recreation Improvements (Operating Budget)*) **(Approved.)**

Bill No. 2683 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2017-822, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUA‘I, STATE OF HAWAI‘I, FOR THE FISCAL YEAR JULY 1, 2017 THROUGH JUNE 30, 2018, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND-CIP (*Parks & Recreation Improvements (CIP Budget)*) **(Approved.)**

Bill No. 2684 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2017-821, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUA‘I, STATE OF HAWAI‘I, FOR THE FISCAL YEAR JULY 1, 2017 THROUGH JUNE 30, 2018, BY REVISING THE AMOUNTS ESTIMATED IN THE HIGHWAY FUND (*Maluhia, Kōloa, and Olohena Collector Roads (Operating Budget)*) **(Approved.)**

Bill No. 2685 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2017-822, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUA‘I, STATE OF HAWAI‘I, FOR THE FISCAL YEAR JULY 1, 2017 THROUGH JUNE 30, 2018, BY REVISING THE AMOUNTS ESTIMATED IN THE HIGHWAY FUND-CIP (*Maluhia, Kōloa, and Olohena Collector Roads (CIP Budget)*) **(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*)