

COUNTY COUNCIL

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



OFFICE OF THE COUNTY CLERK

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MEMORANDUM

March 29, 2018

TO: Bernard P. Carvalho, Jr., Mayor
FROM: Mel Rapozo, Council Chair *MR*
RE: MARCH 28, 2018 COUNCIL MEETING RECAP

This is to inform you of the action taken by the Council at its March 28, 2018 Council Meeting:

CONSENT CALENDAR:

C 2018-82 Communication (02/12/2018) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Charles P. Stack to the Charter Review Commission – Partial Term ending 12/31/2019. *(Received for the Record.)*

COMMUNICATIONS:

C 2018-83 Communication (02/22/2018) from the Chief of Police, requesting Council approval to accept Hawai'i High Intensity Drug Trafficking Area (HIDTA) discretionary funding from the Office of National Drug Control Policy, in the amount of \$147,000.00, to be used in obtaining technical communication/wireless equipment. *(Approved.)*

C 2018-84 Communication (3/16/2018) from Council Chair Rapozo and Council Vice Chair Kagawa, transmitting for Council consideration, proposals to amend the Fiscal Year 2018 Operating and Capital Improvement Projects Budgets to fund the acquisition of a coastal property located at Tax Map Key (TMK) No. (4) 5-5-001:002 (por.) in Hanalei at a cost of \$5,600,000.00, utilizing funds from the Public Access, Open Space, Natural Resources Preservation Fund account. *(Received for the Record.)*

C 2018-85 Communication (03/21/2018) from Council Chair Rapozo, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 23, Kaua'i County Code 1987, As Amended, Relating To Taxicabs. *(Received for the Record.)*

C 2018-86 Communication (03/21/2018) from the Office of the County Attorney, on behalf of the Council, requests authority to approve settlement regarding the claim filed by Troy K. Tanigawa, Department of Public Works, and related matters. ***(Approved settlement authority up to fifty thousand five hundred sixty-eight dollars and ninety-nine cents (\$50,568.99), contingent upon the County Attorney's validation of the claim and supporting documentation.)***

LEGAL DOCUMENT:

C 2018-87 Communication (03/16/2018) from the County Attorney, recommending Council approval of the following:

- Warranty Deed from the Apartment Owners of the Villas at Puali, conveying a roadway lot (Lot 1854) Tax Map Key (TMK) No. (4) 3-3-003:039 (por.), Līhu'e, Kaua'i, Hawai'i, for roadway purpose;
- Grant of Easements from the Association of Apartment Owners of the Villas at Puali, conveying easements to the County of Kaua'i, Tax Map Key (TMK) No. (4) 3-3-003:039 (por.), Līhu'e, Kaua'i, Hawai'i for access and utility purposes, a bus stop, and drainage purposes;
- Grant of Easements from Grove Farm Properties, Inc., conveying easements to the County of Kaua'i, Tax Map Key (TMK) No. (4) 3-3-018:009, Līhu'e, Kaua'i, Hawai'i, for access, utility, and drainage purposes.
(Approved.)

CLAIMS:

C 2018-88 Communication (03/16/2018) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Andrea Laymon Turner, for damages to her vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the Office of the County Attorney for disposition and/or report back to the Council.)***

C 2018-89 Communication (03/22/2018) from the Deputy County Clerk, transmitting a claim filed against the County of Kaua'i by Troy K. Tanigawa, for reimbursement of attorney's fees / expenses, pursuant to Section 23.05 and/or 23.06, Charter of the County of Kaua'i. ***(Received for the Record.)***

COMMITTEE REPORTS: APPROVED.

RESOLUTION:

Resolution No. 2018-15 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CHARTER REVIEW COMMISSION *(Charles P. Stack)*
(Approved.)

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2701) – A BILL FOR AN 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 PUBLIC ACCESS, OPEN SPACE, NATURAL RESOURCES PRESERVATION FUND (*Hanalei Coastal Property Acquisition (Operating Budget) – \$5,600,000.00*) (*Approved on 1st reading, Public Hearing scheduled for April 25, 2018, and referred to the Budget & Finance Committee.*)

Proposed Draft Bill (No. 2702) – A BILL FOR AN 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 PUBLIC ACCESS, OPEN SPACE, NATURAL RESOURCES PRESERVATION FUND – CIP (*Hanalei Coastal Property Acquisition (CIP Budget) – \$5,600,000.00*) (*Approved on 1st reading, Public Hearing scheduled for April 25, 2018, and referred to the Budget & Finance Committee.*)

Proposed Draft Bill (No. 2703) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 23, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO TAXICABS (*Approved on 1st reading, Public Hearing scheduled for April 25, 2018, and referred to the Budget & Finance Committee.*)

BILLS FOR SECOND READING:

Bill No. 2688 – A BILL FOR AN 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 IN THE LIQUOR FUND (*Department of Liquor Control – Radio Equipment - \$35,000*) (*Approved.*)

Bill No. 2689 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 23, SECTION 23-3.1, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO PEDDLING AT COUNTY PARKS, PLAYGROUNDS, OTHER FACILITIES, AND BEACHES (*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*)