

COUNTY COUNCIL

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MEMORANDUM

November 3, 2022

TO: Derek S.K. Kawakami, Mayor
FROM: Arryl Kaneshiro, Council Chair **AK**
RE: **NOVEMBER 2, 2022 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its November 2, 2022 Council Meeting:

CONSENT CALENDAR:

C 2022-247 Communication (08/30/2022) from the Mayor, transmitting for Council consideration and confirmation, the appointment of Glenda Nogami Streufert to the Planning Commission (At-Large) – Term ending 12/31/2024. ***(Received for the Record.)***

C 2022-248 Communication (09/16/2022) from the Mayor, transmitting for Council consideration and confirmation, the appointment of Paul Endo to the Liquor Control Commission – Term ending 12/31/2024. ***(Received for the Record.)***

C 2022-249 Communication (10/11/2022) from the Director of Finance, transmitting for Council information, the First Quarter Statement of Equipment Purchases for Fiscal Year 2022-2023, pursuant to Section 22 of Ordinance No. B-2022-866, as amended, relating to the Operating Budget of the County of Kaua'i for Fiscal Year 2022-2023. ***(Received for the Record.)***

C 2022-250 Communication (10/20/2022) from the Acting County Engineer, transmitting for Council consideration, a Resolution Establishing No-Parking Zones Along Po'ipū Road And Repealing Resolution No. 2011-34, Resolution No. 2011-57, Resolution No. 2013-62, And Resolution No. 2020-38 In Their Entirety, Kōloa District, County Of Kaua'i. ***(Received for the Record.)***

C 2022-251 Communication (10/20/2022) from the Acting County Engineer, transmitting for Council consideration, a Resolution Establishing A Roundabout At The Intersection Of Kawaihau Road, Hau‘a‘ala Road, And Mailihuna Road; Establishing Crosswalks On Kawaihau Road, Hau‘a‘ala Road, Mailihuna Road, Kolohala Road, And Pelehū Road; Establishing A Left Turn Only Lane On Kawaihau Road, Restricting Left Turn Movements To Kawaihau Road, Establishing Bus Stops On Kawaihau Road, Amending Resolution Nos. 64 (1952), 68 (1952), 138 (1954), And 65 (1952); And Repealing Resolution Nos. 2001-048 And 2011-060 In Their Entirety, Kawaihau District, County Of Kaua‘i. ***(Received for the Record.)***

C 2022-252 Communication (10/20/2022) from the Acting County Engineer, transmitting for Council consideration a Resolution Establishing Roundabouts At The Intersections Of Po‘ipū Road And Kōloa Road; Po‘ipū Road, Lāwa‘i Road, And Ala Kalanikaumaka; Po‘ipū Road And Kiahuna Plantation Drive; And Po‘ipū Road, Ala Kinoiki, And Pe‘e Road; Establishing Crosswalks On Po‘ipū Road, Kōloa Road, Waikomo Road, Pa‘anau Road, Ala Kalanikaumaka, Lāwa‘i Road, Kūkona A La‘a Street, Kāpili Road, Kiahuna Plantation Drive, Hoaka Street, Ho‘owili Road, Kīpuka Street, Ala Kinoiki, Pe‘e Road, Loke Road, And Keleka Road; Establishing A Two-Way Left-Turn Lane And Left-Turn-Only Lanes On Po‘ipū Road; Establishing Right-Turn-Only And Left-Turn-Only Lanes On Kāpili Road And Ho‘owili Road; Prohibiting Left Turn Movements From A Private Driveway To Po‘ipū Road; Establishing Bike Lanes On Po‘ipū Road; Establishing Bus Stops On Po‘ipū Road; Establishing A Stop Sign On Hoaka Street, Amending Resolution 64 (1952); And Repealing Resolution Nos. 49 (1957), 67-93, And 2010-41 In Their Entirety Kōloa District, County Of Kaua‘i. ***(Received for the Record.)***

COMMUNICATIONS:

C 2022-253 Communication (09/28/2022) from the Chief of Police and Bryson Ponce, Assistant Chief of Police, Investigative Services Bureau, requesting Council approval to receive and expend recurring Federal funds, in the amount of \$38,442.00, from the Edward J. Byrne Memorial Justice Assistance Grant (JAG) Project No. 20-DJ-03, and to indemnify the State of Hawai‘i, Department of the Attorney General. Funding will be used for drug-related investigations. ***(Approved.)***

C 2022-254 Communication (10/13/2022) from the County Attorney, requesting authorization to expend funds up to \$50,000.00 to retain Special Counsel to represent the County of Kaua‘i in general civil litigation matters or to provide specialized legal guidance. The representation will include cases in Federal Court, the State Courts, administrative contested cases, agency hearings, and arbitrations. ***(Approved.)***

C 2022-255 Communication (10/17/2022) from Keola Siu, First Deputy Prosecuting Attorney, requesting Council approval to receive and expend funds, in the amount of \$5,000.00, from the Hawai'i State Rural Health Association (HSRHA), Hawai'i Opioid & Prevention Program. These funds will be awarded to the County of Kaua'i's Life's Choices Program, and will be used to implement a pilot program addressing jail re-entry to reduce recidivism, through June 1, 2023. ***(Approved.)***

C 2022-256 Communication (10/18/2022) from the Fire Chief, requesting Council approval to apply for, receive, and expend Community Wildlife Defense Grant funds in the amount of \$85,800.00, from the Hawai'i Wildlife Management Organization and the Division of Forestry, for the planning and update of a new Community Wildfire Protection Plan for the island of Kaua'i. ***(Approved.)***

C 2022-257 Communication (10/20/2022) from the Housing Director, requesting Council approval to receive and expend Transit Oriented Development (TOD) Capital Improvement Project (CIP) Planning funds, in the amount of \$800,000.00, from the State Office of Planning and Sustainable Development. These funds will be used to conduct a series of community engagement and planning meetings, and to complete the required predevelopment studies such as environmental assessments, cultural and historical impact surveys, and preliminary engineering studies for the Waimea 400 Affordable Housing Master Plan (\$425,000.00) and the Kilauea Affordable Housing Master Plan (\$375,000.00). ***(Approved.)***

C 2022-258 Communication (10/20/2022) from the Deputy Director of Planning, transmitting the Public Access, Open Space, Natural Resources Preservation Fund Commission's recommendation, A Bill For An Ordinance Amending Ordinance No. B-2022-886, As Amended, Relating To The Operating Budget Of The County Of Kaua'i, State Of Hawai'i, For The Fiscal Year July 1, 2022 Through June 30, 2023, By Revising The Amounts Estimated In The Public Access, Open Space, Natural Resources Preservation Fund. ***(Received for the Record.)***

CLAIMS:

C 2022-259 Communication (10/18/2022) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Presley Wann, for vehicle damage, 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 2022-260 Communication (10/21/2022) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Calvin B. Soares, for damage to his personal property, 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.)***

COMMITTEE REPORTS: APPROVED.

RESOLUTIONS:

Resolution No. 2022-49 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE PLANNING COMMISSION (*Glenda Nogami Streufert – At-Large*) (***Approved.***)

Resolution No. 2022-50 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE LIQUOR CONTROL COMMISSION (*Paul Endo*) (***Approved.***)

Resolution No. 2022-51 – RESOLUTION ESTABLISHING NO-PARKING ZONES ALONG PO'IPŪ ROAD AND REPEALING RESOLUTION NO. 2011-34, RESOLUTION NO. 2011-57, RESOLUTION NO. 2013-62, AND RESOLUTION NO. 2020-38 IN THEIR ENTIRETY KŌLOA DISTRICT, COUNTY OF KAUA'I (***Received for the Record.***)

Resolution No. 2022-52 – RESOLUTION ESTABLISHING A ROUNDABOUT AT THE INTERSECTION OF KAWAIHAU ROAD, HAU'A'ALA ROAD, AND MAILIHUNA ROAD; ESTABLISHING CROSSWALKS ON KAWAIHAU ROAD, HAU'A'ALA ROAD, MAILIHUNA ROAD, KOLOHALA ROAD, AND PELEHŪ ROAD; ESTABLISHING A LEFT TURN ONLY LANE ON KAWAIHAU ROAD, RESTRICTING LEFT TURN MOVEMENTS TO KAWAIHAU ROAD, ESTABLISHING BUS STOPS ON KAWAIHAU ROAD, AMENDING RESOLUTION NOS. 64 (1952), 68 (1952), 138 (1954), AND 65 (1952); AND REPEALING RESOLUTION NOS. 2001-048 AND 2011-060 IN THEIR ENTIRETY, KAWAIHAU DISTRICT, COUNTY OF KAUA'I (***Approved.***)

Resolution No. 2022-53 – RESOLUTION ESTABLISHING ROUNDABOUTS AT THE INTERSECTIONS OF PO'IPŪ ROAD AND KŌLOA ROAD; PO'IPŪ ROAD, LĀWA'I ROAD, AND ALA KALANIKAUMAKA; PO'IPŪ ROAD AND KIAHUNA PLANTATION DRIVE; AND PO'IPŪ ROAD, ALA KINOIKI, AND PE'E ROAD; ESTABLISHING CROSSWALKS ON PO'IPŪ ROAD, KŌLOA ROAD, WAIKOMO ROAD, PA'ANAU ROAD, ALA KALANIKAUMAKA, LĀWA'I ROAD, KŪKONA A LA'A STREET, KĀPILI ROAD, KIAHUNA PLANTATION DRIVE, HOAKA STREET, HO'OWILI ROAD, KĪPUKA STREET, ALA KINOIKI, PE'E ROAD, LOKE ROAD, AND KELEKA ROAD; ESTABLISHING A TWO-WAY LEFT-TURN LANE AND LEFT-TURN-ONLY LANES ON PO'IPŪ ROAD; ESTABLISHING RIGHT-TURN-ONLY AND LEFT-TURN-ONLY LANES ON KĀPILI ROAD AND HO'OWILI ROAD; PROHIBITING LEFT TURN MOVEMENTS FROM A PRIVATE DRIVEWAY TO PO'IPŪ ROAD; ESTABLISHING BIKE LANES ON PO'IPŪ ROAD; ESTABLISHING BUS STOPS ON PO'IPŪ ROAD; ESTABLISHING A STOP SIGN ON HOAKA STREET, AMENDING RESOLUTION 64 (1952); AND REPEALING RESOLUTION NOS. 49 (1957), 67-93, AND 2010-41 IN THEIR ENTIRETY KŌLOA DISTRICT, COUNTY OF KAUA'I (***Approved.***)

BILL FOR FIRST READING:

Proposed Draft Bill (No. 2890) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2022-886, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2022 THROUGH JUNE 30, 2023, BY REVISING THE AMOUNTS ESTIMATED IN THE PUBLIC ACCESS, OPEN SPACE, NATURAL RESOURCES PRESERVATION FUND (*OSC Waipā Foundation Acquisition of Halulu Fishpond*) (***Approved on 1st Reading, Public Hearing scheduled for December 14, 2022, and referred to the Committee of the Whole.***)

BILLS FOR SECOND READING:

Bill No. 2860 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO GUEST HOUSE (***Approved.***)

Bill No. 2873, Draft 3 – A BILL FOR AN ORDINANCE ADDING A NEW ARTICLE TO CHAPTER 15, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO BUILDING AND CONSTRUCTION REGULATIONS) (***Approved.***)

Bill No. 2877 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8 (COMPREHENSIVE ZONING ORDINANCE), CHAPTER 12 (BUILDING CODE), AND CHAPTER 13 (ELECTRICAL CODE), KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO ELECTRIC VEHICLE CHARGING INFRASTRUCTURE REQUIREMENTS FOR PARKING (***Approved.***)

Bill No. 2887 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2022-886, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2022 THROUGH JUNE 30, 2023, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*Real Property Tax Tiered Software-\$150,000*) (***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*)