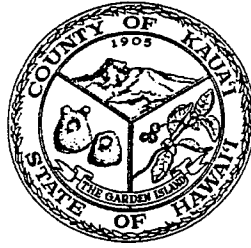


COUNTY COUNCIL

Arryl Kaneshiro, Chair
Ross Kagawa, Vice Chair
Arthur Brun
Mason K. Chock
Felicia Cowden
Luke A. Evslin
KipuKai Kualii



OFFICE OF THE COUNTY CLERK

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

Telephone: (808) 241-4188
Facsimile: (808) 241-6349
E-mail: cokcouncil@kauai.gov

Council Services Division
4396 Rice Street, Suite 209
Lihu'e, Kauai, Hawaii 96766

MEMORANDUM

July 9, 2020

TO: Derek S.K. Kawakami, Mayor
FROM: Arryl Kaneshiro, Council Chair *AK*
RE: **JULY 8, 2020 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its July 8, 2020 Council Meeting:

CONSENT CALENDAR:

C 2020-172 Communication (06/08/2020) from the Director of Finance, transmitting for Council information, the Period 10 Financial Reports – Statement of Revenues, Statement of Expenditures and Encumbrances, Revenue Report, and Detailed Budget Report as of April 30, 2020, pursuant to Section 21 of Ordinance No. B-2019-856, relating to the Operating Budget of the County of Kauai for Fiscal Year 2019-2020. *(Received for the Record.)*

C 2020-173 Communication (06/10/2020) from Council Chair Kaneshiro, providing written disclosure of a possible conflict of interest and recusal relating to C 2020-169, regarding a Right-of-Entry Agreement to construct and/or repair portions of Puhi Road for sidewalks and grading, as well as for construction related to the Puhi Road drainage system, as he is employed by Grove Farm Company, Inc. *(Received for the Record.)*

C 2020-174 Communication (06/23/2020) from the Director of Finance, transmitting for Council information, the Period 11 Financial Reports – Statement of Revenues, Statement of Expenditures and Encumbrances, Revenue Report, and Detailed Budget Report as of May 31, 2020, pursuant to Section 21 of Ordinance No. B-2019-856, relating to the Operating Budget of the County of Kauai for Fiscal Year 2019-2020. *(Received for the Record.)*

COMMUNICATIONS:

C 2020-175 Communication (06/17/2020) from Bryson Ponce, Assistant Chief of Police, Investigative Services Bureau, requesting Council approval of the indemnity provision within the Paul Coverdell Forensic Science Improvement Grant contract (request to apply for, receive, and expend grant funds approved during the February 5, 2020 Council Meeting), which will provide funding from the State of Hawai'i Department of the Attorney General to prepare for ANSI-ASQ National Accreditation Board (ANAB) in the forensic disciplines of Crime Scene Investigation and Friction Ridge Collection and Enhancement. *(Approved.)*

C 2020-176 Communication (06/18/2020) from Councilmember Evslin and Councilmember Chock, transmitting for Council consideration, a Proposed Draft Bill to amend Chapter 5A, Article 11, Kaua'i County Code 1987, as amended, relating to Real Property Tax. *(Received for the Record.)*

C 2020-177 Communication (06/22/2020) from the Managing Director, requesting Council approval to accept and expend additional Emergency Use funding in the amount of \$38,542,373.54 from the State of Hawai'i pursuant to Act 12, Session Laws of Hawai'i 2018 as amended by Act 35, Session Laws of Hawai'i 2019, for disaster relief and mitigation measures, as a result of the heavy rains and flooding that occurred in April 2018. *(Approved.)*

C 2020-178 Communication (06/24/2020) from the County Attorney, requesting Council approval to indemnify and hold harmless, the eHawaii.gov entities from claims of third parties arising out of the use of the services or materials provided. The agreement will provide free access to the Bureau of Conveyances LandShark Platform in order to review deeds of conveyances, grants of easements, rights of entries, mortgage releases, land leases, infrastructure agreements, and etcetera. *(Approved.)*

C 2020-179 Communication (06/29/2020) from the Managing Director, requesting Council approval to apply for and receive Federal funds from the Federal Emergency Management Agency (FEMA) in an amount not to exceed \$2,000,000.00 for the reimbursement of expenditures related to the COVID-19 pandemic disaster. *(Approved.)*

C 2020-180 Communication (06/30/2020) from the Managing Director, requesting agenda time for a briefing and discussion concerning the expenditure of \$650,000.00 in emergency moneys (from the \$2,000,000.00 previously appropriated by the Council) for the construction of additional permanent supportive housing units at Kealaula on Pua Loke. *(Received for the Record.)*

LEGAL DOCUMENTS:

C 2020-181 Communication (06/10/2020) from the Emergency Management Administrator, recommending Council approval of an Issuance of Immediate Construction and Management Right-of-Entry Permit and the indemnification provision contained therein, by and between the County of Kaua'i and the State of Hawai'i Department of Land and Natural Resources, for a parcel located at Tax Map Key (TMK) No. (4) 5-8-012:009, Wainiha, Hanalei, Kaua'i, to allow for the County's contractor to proceed with the construction of the infrastructure for the Set Aside to the County of Kaua'i for a proposed site for community gatherings, baseyard operations, storage, and public parking.

- Issuance of an Immediate Construction and Management Right-of-Entry Permit (*Approved.*)

C 2020-182 Communication (06/15/2020) from the Acting County Engineer, recommending Council approval, of a Limited Right-of-Entry Permit and associated terms between the County of Kaua'i and the State of Hawai'i Department of Hawaiian Home Lands (DHHL), to allow for the removal of approximately fifteen (15) cubic yards of sand from the Anahola river mouth area situated at Tax Map Key (TMK) Nos. (4) 4-8-12:10 (por.) and (4) 4-8-18:028 and 029 (por.), for the placement of sand bags to repair erosion along 'Aliomanu Road in Anahola.

- Limited Right-of-Entry Permit (*Approved.*)

COMMITTEE REPORTS: APPROVED.

BILL FOR FIRST READING:

Proposed Draft Bill (No. 2795) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAX (*Mixed Use Tax Exemption*) (*Approved on 1st Reading, Public Hearing scheduled for August 5, 2020, and referred to the Finance & Economic Development Committee.*)

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*)