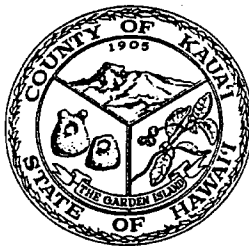


**COUNTY COUNCIL**

Arryl Kaneshiro, Chair  
Mason K. Chock, Vice Chair  
Bernard P. Carvalho, Jr.  
Felicia Cowden  
Bill DeCosta  
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**

April 21, 2021

**TO:** Derek S.K. Kawakami, Mayor  
**FROM:** Arryl Kaneshiro, Council Chair *AK*  
**RE:** APRIL 21, 2021 COUNCIL MEETING RECAP

This is to inform you of the action taken by the Council at its April 21, 2021 Council Meeting:

**CONSENT CALENDAR:**

C 2021-95 Communication (03/19/2021) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointments to various Boards and Commissions for the County of Kauai:

- a. Liquor Control Commission
  - Lorna A. Nishimitsu – Term ending 12/31/2023
- b. Planning Commission
  - Gerald T. Ako (*Labor*) – Term ending 12/31/2023 (***Received for the Record.***)

C 2021-96 Communication (04/06/2021) from the Director of Finance, transmitting for Council information, the Period 8 Financial Reports – Statement of Revenues, Statement of Expenditures and Encumbrances, Revenue Report, and Detailed Budget Report as of February 28, 2021, pursuant to Section 21 of Ordinance No. B-2020-866, relating to the Operating Budget of the County of Kauai for Fiscal Year 2020-2021. (***Received for the Record.***)

C 2021-97 Communication (04/06/2021) from Mark L. Bradbury, Deputy County Attorney, transmitting for Council information, the Quarterly Report on Settled Claims filed against the County of Kauai from January 1, 2021 through March 31, 2021. (***Received for the Record.***)

Council Meeting Follow-up Memorandum to the Mayor

April 21, 2021

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C 2021-98 Communication (04/12/2021) from Councilmember Cowden, providing written disclosure of a possible conflict of interest and recusal relating to C 2021-87 and ES-1050, as these items involve a stipulation agreement that she was a party to. ***(Received for the Record.)***

C 2021-99 Communication (04/14/2021) from Councilmember Evslin and Councilmember DeCosta, transmitting for Council consideration, a Resolution Supporting Digital Equity And Urging Development Of Broadband Infrastructure To Bolster COVID-19 Recovery And Foster Economic Development. ***(Received for the Record.)***

COMMUNICATIONS:

C 2021-100 Communication (04/06/2021) from the Executive on Transportation, requesting Council approval to apply for, receive, and expend a Fiscal Year 2021 Federal Transit Administration (FTA) Section 5339(c) Low or No Emission (Low-No) Bus Program competitive grant, in the amount of \$2,550,000.00, and to indemnify the FTA. The 5339(c) grant will provide eighty-five percent (85%) of the cost to replace three (3) diesel-powered buses, which have exceeded their useful service lives with three (3) electric-powered buses. ***(Approved.)***

C 2021-101 Communication (04/07/2021) from the Fire Chief, requesting Council approval to accept a donation of five (5) Custom Surf Rescue Boards, valued at \$10,563.00, from the Kaua'i Lifeguard Association (KLA), on behalf of the friends and family of Zachary Rose. ***(Approved with thank-you letter to follow.)***

CLAIMS:

C 2021-102 Communication (03/25/2021) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Arnold A. Lane, for damage to his 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 2021-103 Communication (03/29/2021) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Makai Water Service's, LLC, for damage to 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.)***

C 2021-104 Communication (03/31/2021) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Leslie A. Burgermyer, for damage 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 2021-105 Communication (04/05/2021) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Wendy Nishida, for damage 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.)***

**COMMITTEE REPORTS: APPROVED.**

**RESOLUTIONS:**

Resolution No. 2021-13 – RESOLUTION AUTHORIZING THE ACQUISITION OF EASEMENT INTERESTS IN LAND REQUIRED FOR PUBLIC USE, TO WIT: THE PEDESTRIAN AND BICYCLE PATH THAT CONSTITUTES PART OF THE COUNTY'S PUBLIC PARK SYSTEM, WAIPOULI, DISTRICT OF PUNA, COUNTY OF KAUA'I, HAWAII, AND DECLARING THE NECESSITY OF THE ACQUISITION THEREOF BY EMINENT DOMAIN ***(Approved.)***

Resolution No. 2021-18 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE LIQUOR CONTROL COMMISSION ***(Lorna A. Nishimitsu) (Approved.)***

Resolution No. 2021-19 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE PLANNING COMMISSION ***(Gerald T. Ako – Labor) (Approved.)***

Resolution No. 2021-20 – RESOLUTION SUPPORTING DIGITAL EQUITY AND URGING DEVELOPMENT OF BROADBAND INFRASTRUCTURE TO BOLSTER COVID-19 RECOVERY AND FOSTER ECONOMIC DEVELOPMENT ***(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)*