

**COUNTY COUNCIL**

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**OFFICE OF THE COUNTY CLERK**

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**Council Services Division**  
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**MEMORANDUM**

December 2, 2021

**TO:** Derek S.K. Kawakami, Mayor  
**FROM:** Arryl Kaneshiro, Council Chair **AK**  
**RE:** **DECEMBER 1, 2021 COUNCIL MEETING RECAP**

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This is to inform you of the action taken by the Council at its December 1, 2021 Council Meeting:

**CONSENT CALENDAR:**

C 2021-255 Communication (11/16/2021) from the Director of Finance and the Managing Director, transmitting for Council information, the Condition of the County Treasury Statement quarterly report as of August 26, 2021. ***(Received for the Record.)***

C 2021-256 Communication (11/17/2021) from the Housing Director, transmitting for Council consideration, A Resolution Amending Resolution No. 49 (1986), As Amended By Resolution No. 12-91 (1991), and Resolution No. 2008-39 (2008), Relating To Records Disposal Policy, to amend the County Records Disposal Policy to permit the disposal of Section 8 program records after three (3) years in accordance with the United States Department of Housing and Urban Development laws. The current County Records Policy requires the Housing Agency to store these records for seven (7) years. ***(Received for the Record.)***

C 2021-257 Communication (11/19/2021) from Council Chair Kaneshiro, transmitting for Council consideration, a proposed Resolution amending Resolution No. 2021-45, confirming the Mayoral reappointment of Donna A. Apisa (Business) to the Planning Commission – Term ending 12/31/2024, due to an inadvertent error. ***(Received for the Record.)***

COMMUNICATIONS:

C 2021-258 Communication (10/07/2021) from the Chief of Police, Deputy Chief of Police, and Bryson Ponce, Assistant Chief of Police, Investigative Services Bureau, requesting Council approval of a Right-of-Entry Permit allowing the Kaua'i Police Department to enter Grove Farm Company lands to safely detonate a suspected improvised explosive device should the need arise, and to indemnify Grove Farm Company, Incorporated. **(Approved.)**

C 2021-259 Communication (11/09/2021) from Mason K. Chock, Hawai'i State Association of Counties (HSAC) President, transmitting for the Kaua'i County Council's consideration, the following proposals to be included in the 2022 HSAC Legislative Package, which were approved by the HSAC Executive Committee on October 26, 2021:

- A Bill For An Act Relating To Unlawful Chop Shop Activity (*County of Maui*)
- A Bill For An Act Relating To The Coastal Zone Management Act (*County of Maui*)
- A Bill For An Act Relating To Climate Change Mitigation (*County of Maui*)
- A Bill For An Act Relating To Lifeguards (*HSAC Executive Committee*)
- A Bill For An Act Relating To Traffic Fines (*City & County of Honolulu*)
- A Bill For An Act Relating To Juneteenth Day (*HSAC Executive Committee*)
- A Bill For An Act Relating To County Transient Accommodations Tax (*HSAC Executive Committee*)
- A Bill For An Act Relating To Motor Vehicle Registration (*County of Hawai'i*) **(Received for the Record.)**

C 2021-260 Communication (11/09/2021) from the Fire Chief and the Managing Director, requesting agenda time for a presentation from Emergency Services Consulting International on the Kaua'i Fire Department Operational and Utilization Study. **(Received for the Record.)**

C 2021-261 Communication (11/10/2021) from Bryson Ponce, Assistant Chief of Police, Investigative Services Bureau, requesting Council approval to accept a donation from Malama Pono Health Services of sixty (60) pieces of NARCAN (Naloxone HCL) Nasal Spray 4mg, valued at \$7,500.00, to assist in reducing opioid overdose mortality. **(Approved with thank-you letter to follow.)**

C 2021-262 Communication (11/15/2021) from the Chief of Police, Deputy Chief of Police, and Bryson Ponce, Assistant Chief of Police, Investigative Services Bureau, requesting Council approval to accept and expend Hawai'i High Intensity Drug Trafficking Area (HIDTA) discretionary funding from the Office of National Drug Control Policy, in an additional amount of \$11,105.00 for a new award total of \$158,530.00, to send an officer to the statewide D.A.R.E. Training on O'ahu and Prevention related supplies, such as drug prevention videos, media, and D.A.R.E. training in schools. **(Approved.)**

C 2021-263 Communication (11/15/2021) from the Clerk of the Planning Commission, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 8, Kaua'i County Code 1987, As Amended, Relating To The Comprehensive Zoning Ordinance, And Chapter 22, Kaua'i County Code 1987, As Amended, Relating To Public Health, Safety And Welfare. ***(Received for the Record.)***

C 2021-264 Communication (11/17/2021) from the Executive on Transportation, requesting Council approval to dispose of the following government records, pursuant to Hawai'i Revised Statutes (HRS) Section 46-43 and Resolution No. 2008-39 (2008), as amended, which have been kept for over seven (7) years and no longer of use or value:

- Fuel Documents (Fuel Receipts from July 2012 to June 2013; Fuel Audit Documents from 2006-2013);
- Payroll Registers (Pay registers and back-up documents from July 2009 to February 2014);
- Accounts Payable Documents (Shop Accounts Payable documents and reports from July 2012 to June 2013);
- Audit Documents (Accrual Calendars from 2008 to July 2012; Payroll Audit Documents from July 2010 to June 2011; Leave Request Audit from July 2012 to June 2013; AEA Quarter/Annual Reports from July 2009 to June 2010; AEA Quarter/Annual Reports from July 2010 to June 2011); and
- Payroll Documents (Timesheets, half sheets (Leave of Absence and Overtime Selections), Daily Change Forms from July 2011 to June 2012). ***(Approved.)***

CLAIMS:

C 2021-265 Communication (11/10/2021) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Robert A. Zelkovsky, 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 2021-266 Communication (11/18/2021) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Joe Duronslet, 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 2021-267 Communication (11/19/2021) from the County Clerk, transmitting a claim filed against the County of Kaua'i by GEICO Insurance, as subrogee for Janell M. Ephan, 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 REPORT: **APPROVED.**

RESOLUTIONS:

Resolution No. 2021-47 – RESOLUTION ADOPTING THE 2021 INTEGRATED SOLID WASTE MANAGEMENT PLAN UPDATE FOR THE COUNTY OF KAUAI **(Approved as Amended.)**

Resolution No. 2021-48 – RESOLUTION AMENDING RESOLUTION NO. 49 (1986), AS AMENDED BY RESOLUTION NO. 12-91 (1991), AND RESOLUTION NO. 2008-39 (2008), RELATING TO RECORDS DISPOSAL POLICY **(Approved.)**

Resolution No. 2021-49 – RESOLUTION AMENDING RESOLUTION NO. 2021-45 CONFIRMING MAYORAL REAPPOINTMENT TO THE PLANNING COMMISSION *(Donna A. Apisa – Business)* **(Approved.)**

Resolution No. 2021-50 – RESOLUTION APPROVING PROPOSALS FOR INCLUSION IN THE 2022 HAWAII STATE ASSOCIATION OF COUNTIES LEGISLATIVE PACKAGE **(Approved.)**

BILL FOR FIRST READING:

Proposed Draft Bill (No. 2834) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE COMPREHENSIVE ZONING ORDINANCE, AND CHAPTER 22, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO PUBLIC HEALTH, SAFETY AND WELFARE **(Approved as Amended on 1<sup>st</sup> Reading, Public Hearing scheduled for January 12, 2022, and referred to the Planning Committee.)**

BILL FOR SECOND READING:

Bill No. 2838 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO TRANSIENT ACCOMMODATIONS *(Kauai County Council, Applicant)* *(ZA-2021-2 – Planning Commission Recommendation)* **(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)*