

COUNTY COUNCIL
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Mason K. Chock, Vice Chair
Bernard P. Carvalho, Jr.
Felicia Cowden
Bill DeCosta
Luke A. Evslin
KipuKai Kualii'i



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Lihu'e, Kaua'i, Hawai'i 96766

MEMORANDUM

June 16, 2022

TO: Derek S.K. Kawakami, Mayor
FROM: Arryl Kaneshiro, Council Chair *AK*
RE: **JUNE 15, 2022 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its June 15, 2022 Council Meeting:

CONSENT CALENDAR:

C 2022-128 Communication (05/12/2022) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Lauren O'Leary to the Civil Service Commission – Term ending 12/31/2024. *(Received for the Record.)*

C 2022-129 Communication (05/17/2022) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Tom Shigemoto to the Board of Water Supply – Term ending 12/31/2024. *(Received for the Record.)*

C 2022-130 Communication (06/01/2022) from Councilmember Evslin and Council Vice Chair Chock, transmitting for Council consideration, a Resolution for a Charter Amendment Relating To The Housing Development Fund, which proposes to earmark a certain percentage of certified real property tax revenues to the Housing Development Fund for the purpose of affordable housing. *(Received for the Record.)*

COMMUNICATIONS:

C 2022-131 Communication (05/11/2022) from Councilmember Cowden, requesting the presence of Thomas Williams, Executive Director, State of Hawai'i Employees' Retirement System (ERS), to provide a briefing on the following:

- A basic overview and history of the ERS;
- The overall financial state of the ERS;
- The investment emphasis of the ERS;
- A 5-year performance timeline of our investments and an evaluation of the inflationary impacts on the dollar over the same period; and
- A future financial outlook of the ERS' investments based on current and future inflationary pressures, investment concerns, and downward trends. *(Received for the Record.)*

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C 2022-132 Communication (05/20/2022) from the Deputy Director of Parks & Recreation, transmitting for Council consideration, a Bill For An Ordinance Amending Chapter 23, Article 4, Kaua'i County Code 1987, As Amended, Relating To County Business Licenses, clarifying that a County license is not required for peddlers and concessionaires. ***(Received for the Record.)***

C 2022-133 Communication (05/26/2022) from the Executive on Aging, requesting Council approval to receive and expend State funds, in the amount of \$26,247.00, and to indemnify the State Executive Office on Aging, to be used by the County of Kaua'i, Agency on Elderly Affairs to support the functions of the provision of the Aging and Disability Resource Center (ADRC) and be used for staff development, outreach, awareness, marketing, education, and collaboration with the No Wrong Door (NWD) Network, for the period June 1, 2020 through May 31, 2025. ***(Approved.)***

C 2022-134 Communication (05/27/2022) from the Executive on Aging, requesting Council approval to receive and expend State funds, in the amount of \$200,651.00, and to indemnify the State Executive Office on Aging, to be used for the provision of Kūpuna Care, which includes case management, adult day care, assisted transportation, attendant care, kūpuna care transportation, personal care, and home-delivered meals, for the period July 1, 2019 through to June 30, 2025. ***(Approved.)***

C 2022-135 Communication (05/27/2022) from the Executive on Aging, requesting Council approval to receive and expend Federal funds, in the amount of \$17,901.00 for the third allotment, of the Fiscal Year 2022 Nutrition Services Incentive Program (NSIP) provision of congregate and home-delivered meals (total amount of funds including the previous approved awards is \$29,360.00), and to indemnify the State Executive Office on Aging. ***(Approved.)***

C 2022-136 Communication (06/01/2022) from the Acting County Engineer, requesting Council approval to apply for and receive a technical assistance Waste to Energy (WTE) grant from the Department of Energy, valued between \$6,000 to \$12,500, to address knowledge gaps, specific challenges, decision-making considerations, planning, and project implementation strategies related to WTE. ***(Approved.)***

C 2022-137 Communication (06/02/2022) from the Emergency Management Administrator, requesting Council approval of the indemnification and attorneys' fees provisions in the Fourth Amendment of the License Agreement between the County of Kaua'i and Bank of Hawai'i, Trustee of the Kukuiolono Park Trust Estate for the County's 800 MHz Radio site at Kukuiolono Park, for the period July 1, 2022 to June 30, 2027. ***(Approved.)***

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C 2022-138 Communication (06/07/2022) from Councilmember Evslin and Councilmember Chock, transmitting for Council consideration, a Bill For An Ordinance Amending Chapter 5A, Kaua'i County Code 1987, As Amended, Relating To Real Property Tax, proposing to amend the "Residential Investor" and "Vacation Rental" tax rate classifications to incentivize long-term rentals and to shift some of the financial burden of funding government services to those more capable of paying. ***(Received for the Record.)***

CLAIM:

C 2022-139 Communication (05/24/2022) from the County Clerk, transmitting a claim filed against the County of Kaua'i by GEICO Insurance as Subrogee for Mikala Jacqueline Naoe, 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.)***

COMMITTEE REPORTS: APPROVED.

RESOLUTIONS:

Resolution No. 2022-20 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CIVIL SERVICE COMMISSION *(Lauren O'Leary)* ***(Approved.)***

Resolution No. 2022-21 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BOARD OF WATER SUPPLY *(Tom Shigemoto)* ***(Approved.)***

Resolution No. 2022-22 – RESOLUTION PROPOSING A CHARTER AMENDMENT RELATING TO A HOUSING DEVELOPMENT FUND ***(Public Hearing scheduled for July 20, 2022, and referred to the August 3, 2022 Council Meeting.)***

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2871) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 23, ARTICLE 4, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO COUNTY BUSINESS LICENSES ***(Approved on 1st Reading, Public Hearing scheduled for July 20, 2022, and referred to the Finance & Economic Development Committee.)***

Proposed Draft Bill (No. 2872) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAX *(Tiered Residential Investor & Vacation Rental Tax Classifications)* ***(Approved on 1st Reading, Public Hearing scheduled for July 20, 2022, and referred to the Finance & Economic Development Committee.)***

BILLS FOR SECOND READING:

Bill No. 2854 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO ALL-HAZARD STATEWIDE OUTDOOR WARNING SIREN SYSTEMS (*County of Kauai Planning Department, Applicant*) (ZA-2022-2) (**Approved.**)

Bill No. 2855 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO WAREHOUSES IN THE COMMERCIAL GENERAL ZONING DISTRICT (*County of Kauai Planning Department, Applicant*) (ZA-2022-3) (**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*)