

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

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Council Services Division
4396 Rice Street, Suite 209
Lihu'e, Kaua'i, Hawai'i 96766

MEMORANDUM

May 18, 2022

TO: Derek S.K. Kawakami, Mayor
FROM: Arryl Kaneshiro, Council Chair **AK**
RE: **MAY 18, 2022 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its May 18, 2022 Council Meeting:

CONSENT CALENDAR:

C 2022-102 Communication (04/28/2022) from the Director of Human Resources, transmitting for Council information, the May 1, 2022 Vacancy Report, pursuant to Section 24 of Ordinance No. B-2021-877, relating to the Operating Budget of the County of Kaua'i for Fiscal Year 2021-2022. ***(Received for the Record.)***

COMMUNICATIONS:

C 2022-103 Communication (04/20/2022) from Council Vice Chair Chock and Councilmember DeCosta, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 8, Kaua'i County Code 1987, As Amended, Relating To Campgrounds, to allow Educational Camping in the Agricultural District for campers eighteen (18) years of age or younger via the Use Permit process. ***(Received for the Record.)***

C 2022-104 Communication (04/20/2022) from Councilmember Carvalho and Council Vice Chair Chock, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 8, Kaua'i County Code 1987, As Amended, Relating To Guest House, to increase the allowable square footage from 500 square feet to 800 square feet and to require that one off-street parking be provided for each Guest House. ***(Received for the Record.)***

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C 2022-105 Communication (04/25/2022) from the Housing Director, requesting Council approval to receive and expend funds from the American Rescue Plan Act (ARPA) Coronavirus State and Local Fiscal Recovery Funds (SLFRF), in the amount of \$5,000,000.00, which will be used to provide emergency rental assistance, housing stability services, or other related eligible services to County of Kaua'i residents. **(Approved.)**

C 2022-106 Communication (04/26/2022) from the Chief of Police and Mark Ozaki, Acting Assistant Chief of Police, requesting Council approval of unbudgeted equipment purchases using unexpended salaries, in the amounts of \$109,504.94 and \$19,423.19, respectively, for ten (10) Motorola Model APX 7000 portable radios and a Codan Portable Repeater, which are critical to improve police operational efficiency and fundamental to employee safety and accountability. **(Approved.)**

C 2022-107 Communication (05/02/2022) from the Chief of Police, requesting Council approval to receive and expend funds from the Hawai'i High Intensity Drug Trafficking Area (HIDTA) Program, in the amount of \$161,400.00, for the payment of overtime, renting of vehicles and aircraft, training, replacement of old equipment, and the purchase of new technology. **(Approved.)**

C 2022-108 Communication (05/02/2022) from the Director of Finance, requesting Council approval to accept the standard Indemnification, Services, and Default Administration terms as stated in the Standard Agreement with Stericycle, Inc. for records disposal services. **(Approved.)**

C 2022-109 Communication (05/04/2022) from the Director of Finance, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 5A, Sections 5A-3.4, 5A-6.1, 5A-6.4, 5A-12.1, 5A-12.3, 5A-12.7, and 5A-12.8, Kaua'i County Code 1987, As Amended, Relating To Real Property Taxes, requiring appellants to file with the County Board of Review before appealing to the State Tax Court. **(Received for the Record.)**

C 2022-110 Communication (05/04/2022) from the Director of Finance, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 5A, Section 9.2, Kaua'i County Code 1987, As Amended, Relating to Real Property Taxes, a housekeeping measure regarding assessments of golf courses, removing the requirement of the Real Property Assessment Division to account for "imparted value." **(Received for the Record.)**

C 2022-111 Communication (05/04/2022) from the Director of Human Resources, transmitting for Council consideration, the cost items for the Hawai'i Government Employees Association (HGEA) Bargaining Unit 2 for the period July 1, 2021 to June 30, 2025, pursuant to Hawai'i Revised Statutes (HRS) Section 89-11 and Kaua'i County Charter Section 19.13B. The terms of the Collective Bargaining Agreement were recently ratified by the of employees Bargaining Unit 2. **(Received for the Record.)**

C 2022-112 Communication (05/04/2022) from the Director of Human Resources, transmitting for Council consideration, the cost items for the Hawai'i Government Employees Association (HGEA) Bargaining Unit 3 for the period July 1, 2021 to June 30, 2025, pursuant to Hawai'i Revised Statutes (HRS) Section 89-11 and Kaua'i County Charter Section 19.13B. The terms of the Collective Bargaining Agreement were recently ratified by the employees of Bargaining Unit 3. ***(Received for the Record.)***

C 2022-113 Communication (05/04/2022) from the Director of Human Resources, transmitting for Council consideration, the cost items for the Hawai'i Government Employees Association (HGEA) Bargaining Unit 4 for the period July 1, 2021 to June 30, 2025, pursuant to Hawai'i Revised Statutes (HRS) Section 89-11 and Kaua'i County Charter Section 19.13B. The terms of the Collective Bargaining Agreement were recently ratified by the employees of Bargaining Unit 4. ***(Received for the Record.)***

C 2022-114 Communication (05/04/2022) from the Director of Human Resources, transmitting for Council consideration, the cost items for the Hawai'i Fire Fighters Association (HFFA) Bargaining Unit 11 for the period July 1, 2021 through June 30, 2025 based on an arbitrated award and in accordance with the procedures contained in Chapter 89, Hawai'i Revised Statutes (HRS), pursuant to HRS Section 89-11 and Kaua'i County Charter Section 19.13B. ***(Received for the Record.)***

C 2022-115 Communication (05/04/2022) from the Director of Human Resources, transmitting for Council consideration, the cost items for the Hawai'i Government Employees Association (HGEA) Bargaining Unit 13 for period July 1, 2021 to June 30, 2025 pursuant to Hawai'i Revised Statutes (HRS) Section 89-11 and Kaua'i County Charter Section 19.13B. The terms of the Collective Bargaining Agreement were recently ratified by the employees of Bargaining Unit 13. ***(Received for the Record.)***

CLAIMS:

C 2022-116 Communication (05/04/2022) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Timothy L. Oga, 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 2022-117 Communication (05/05/2022) from the County Clerk, transmitting a claim filed against the County of Kaua'i by David Booth, 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.)***

COMMITTEE REPORTS: APPROVED.

RESOLUTION:

Resolution No. 2022-17 – RESOLUTION APPROVING THE PROPOSED FISCAL YEAR 2022-2023 OPERATING BUDGET FOR THE HAWAII STATE ASSOCIATION OF COUNTIES (*Approved as Amended.*)

J. BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2859) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO CAMPGROUNDS (*Kaua'i County Council, Applicant*) (***Referred to the Planning Commission.***)

Proposed Draft Bill (No. 2860) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO GUEST HOUSE (*Kaua'i County Council, Applicant*) (***Referred to the Planning Commission.***)

Proposed Draft Bill (No. 2861) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, SECTIONS 5A-3.4, 5A-6.1, 5A-6.4, 5A-12.1, 5A-12.3, 5A-12.7, AND 5A-12.8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (***Approved on 1st Reading, Public Hearing scheduled for June 15, 2022, and referred to the Finance & Economic Development Committee.***)

Proposed Draft Bill (No. 2862) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, SECTION 9.2, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAXES (***Approved on 1st Reading, Public Hearing scheduled for June 15, 2022, and referred to the Finance & Economic Development Committee.***)

Proposed Draft Bill (No. 2863) – A BILL FOR AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT FOR BARGAINING UNIT 2 BETWEEN JULY 1, 2021 AND JUNE 30, 2025 (***Approved on 1st Reading, Public Hearing scheduled for June 15, 2022, and referred to the Committee of the Whole.***)

Proposed Draft Bill (No. 2864) – A BILL FOR AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT FOR BARGAINING UNIT 3 BETWEEN JULY 1, 2021 AND JUNE 30, 2025 (***Approved on 1st Reading, Public Hearing scheduled for June 15, 2022, and referred to the Committee of the Whole.***)

Proposed Draft Bill (No. 2865) – A BILL FOR AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT FOR BARGAINING UNIT 4 BETWEEN JULY 1, 2021 AND JUNE 30, 2025 (***Approved on 1st Reading, Public Hearing scheduled for June 15, 2022, and referred to the Committee of the Whole.***)

Proposed Draft Bill (No. 2866) – A BILL FOR AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT FOR BARGAINING UNIT 11 BETWEEN JULY 1, 2021 AND JUNE 30, 2025 (***Approved on 1st Reading, Public Hearing scheduled for June 15, 2022, and referred to the Committee of the Whole.***)

Proposed Draft Bill (No. 2867) – A BILL FOR AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT FOR BARGAINING UNIT 13 BETWEEN JULY 1, 2021 AND JUNE 30, 2025 (***Approved on 1st Reading, Public Hearing scheduled for June 15, 2022, and referred to the Committee of the Whole.***)

BILLS FOR SECOND READING:

Bill No. 2845, Draft 1 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, SECTION 5A-11.26, AND SECTION 5A-9.1(a), KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAX (*Tree Farm Development Exemption*) (***Approved as Amended.***)

Bill No. 2853 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 14, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE PLUMBING CODE (***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*)