

COUNTY COUNCIL

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Felicia Cowden
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MEMORANDUM

May 9, 2019

TO: Derek S.K. Kawakami, Mayor
FROM: Arryl Kaneshiro, Council Chair *AK*
RE: **MAY 8, 2019 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its May 8, 2019 Council Meeting:

CONSENT CALENDAR:

C 2019-97 Communication (04/25/2019) from the Hawai'i State Association of Counties (HSAC) President, transmitting for Council approval, HSAC's slate of officers for the HSAC Executive Committee and Board of Director nominations for the National Association of Counties (NACo) and the Western Interstate Region (WIR) for the 2019-2020 term, pursuant to Section 5, Section 5A, and Section 5C of the Bylaws of the Hawai'i State Association of Counties, Inc. *(Received for the Record.)*

COMMUNICATIONS:

C 2019-96 Communication (04/09/2019) from the Director of Finance, transmitting for Council information, the Third Quarter Statement of Equipment Purchases for Fiscal Year 2018-2019, pursuant to Section 17 of Ordinance No. B-2018-841, relating to the Operating Budget of the County of Kaua'i for Fiscal Year 2018-2019. *(Received for the Record.)*

C 2019-98 Communication (05/01/2019) from the Acting Director of Human Resources, transmitting for Council information, the May 1, 2019 Vacancy Report, pursuant to Section 24 of Ordinance No. B-2018-841, relating to the Operating Budget of the County of Kaua'i for the Fiscal Year 2018-2019. *(Received for the Record.)*

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C 2019-65 Communication (03/11/2019) from the Salary Commission, transmitting for the Council's information and consideration, the Salary Commission's Resolution No. 2019-1, Relating to the Salaries of Certain Officers and Employees of the County of Kaua'i, which was adopted by the Salary Commission at its March 7, 2019 meeting.

- Salary Commission Resolution No. 2019-1
(Received for the Record.)

C 2019-99 Communication (04/11/2019) from Michael M. Contrades, then Acting Chief of Police, requesting Council approval to accept and utilize a vehicle forfeited through the Asset Forfeiture Program, which will replace a vehicle (2002 Toyota Corolla, Vehicle Identification Number (VIN) #1NXBR12E62Z648558) that was assigned to the Vice Section. *(Approved.)*

C 2019-100 Communication (04/16/2019) from Ka'aina S. Hull, Clerk of the Planning Commission, transmitting the Planning Commission's recommendation to amend Chapter 8, Kaua'i County Code 1987, as amended, relating to Residential Development Standards. *(Received for the Record.)*

C 2019-101 Communication (04/17/2019) from the Prosecuting Attorney, requesting Council approval to apply for, receive, and expend State funds in the amount of \$74,434.00, and approval to indemnify the State of Hawai'i, Department of the Attorney General, for the Kaua'i Victim Witness Assistance Program 20-VW-03 for the period of July 1, 2019 through June 30, 2021. *(Approved.)*

C 2019-102 Communication (04/23/2019) from Councilmember Cowden, requesting Council approval to accept a donation from the Russian Center New York for travel-related expenses (estimated value of between \$2,000.00-\$3,000.00) to participate in a peace conference as part of a delegation from the United States of America to Vologda, Russia, with a mission to foster a constructive atmosphere that encourages conversation and collaboration on a multitude of issues between the United States of America and Russia with particular interest in Russian Fort Elizabeth/Pa'ula'ula on the west side of Kaua'i. *(Received for the Record.)*

C 2019-103 Communication (04/26/2019) from the Director of Finance, transmitting for Council consideration, A Bill For An Ordinance Amending Section 5A-5.1, Kaua'i County Code 1987, As Amended, Relating To Real Property Tax Liens And Foreclosures, to collect fees associated with the release of a lien. *(Received for the Record.)*

C 2019-104 Communication (04/26/2019) from the Executive on Aging, requesting Council approval to receive and expend Federal Funds in the amount of \$586,436.00 from the State Executive Office on Aging, which will be used for the provision of Title III services of the Older Americans Act, for the 2019 Federal fiscal year that began October 1, 2018 through September 30, 2019. Indemnification of the State Executive Office on Aging is also requested. *(Approved.)*

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C 2019-105 Communication (04/30/2019) from Councilmember Cowden, requesting the presence of the Director of Parks & Recreation and the Deputy County Engineer, to provide a briefing on the work being performed at Black Pot Beach Park. ***(Received for the Record.)***

C 2019-106 Communication (05/01/2019) from Councilmember Evslin and Councilmember Chock, transmitting for Council consideration, a Proposed Draft Bill relating to the Real Property Tax-Affidavit Requirement for Long-Term Affordable Rentals. ***(Received for the Record.)***

C 2019-107 Communication (05/02/2019) from Adam P. Roversi, Deputy County Attorney, requesting Council approval of the indemnification provision contained in the Lot 155 Exclusive Right-of-Entry Agreement between the County of Kaua'i and Patricia Wilcox Sheehan, for the purpose of expanding Black Pot Beach Park for public park purposes following final Land Court approval of a proposed subdivision affecting Tax Map Key Nos. (4) 5-5-01:002, 033, 034, and 049. ***(Approved.)***

LEGAL DOCUMENT:

C 2019-108 Communication (05/02/2019) from the Deputy County Engineer, recommending Council approval of the following Right-of-Entry Agreements to authorize County entry onto private property for purposes of repaving and reconstruction work on Maluhia Road and Kōloa Road:

- Right-of-Entry Agreement by and between the County of Kaua'i and McBryde Sugar Company, LLC, Series T and Floyd Libre, Tax Map Key (TMK) Nos. (4) 2-7-003:013 and (4) 2-7-003:015;
 - Right-of-Entry Agreement by and between the County of Kaua'i and DWI Properties Family, LP, TMK No. (4) 2-8-005:002;
 - Right-of-Entry Agreement by and between the County of Kaua'i and Grove Farm Company, Inc., TMK No. (4) 2-8-005:006;
 - Right-of-Entry Agreement by and between the County of Kaua'i and Eric A. Knudsen Trust, TMK No. (4) 2-8-001:005; and
 - Right-of-Entry Agreement by and between the County of Kaua'i and Po'ipū Ranch, LLC., TMK No. (4) 2-8-001:002
- (Approved.)***

CLAIM:

C 2019-109 Communication (04/23/2019) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Leslie M. Hashimoto, for loss of his 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.)***

COMMITTEE REPORT: APPROVED.

RESOLUTIONS:

Resolution No. 2019-33 – RESOLUTION AUTHORIZING SPEED CUSHIONS ON A PORTION OF WEKE ROAD AND AMENDING SECTION 4 OF RESOLUTION NO. 2008-21, HANALEI DISTRICT, COUNTY OF KAUAI *(Received for the Record.)*

Resolution No. 2019-34 – RESOLUTION APPROVING THE HAWAII STATE ASSOCIATION OF COUNTIES SLATE OF OFFICERS FOR FISCAL YEAR 2020 *(Approved.)*

Resolution No. 2019-35 – RESOLUTION APPROVING NOMINEES TO THE NATIONAL ASSOCIATION OF COUNTIES BOARD OF DIRECTORS AND NOMINEES TO THE WESTERN INTERSTATE REGION BOARD OF DIRECTORS FOR FISCAL YEAR 2020 *(Received for the Record.)*

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2749) – A BILL FOR AN ORDINANCE AMENDING SUBSECTION 8-1.5 AND SUBSECTION 8-4.3, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO DEVELOPMENT STANDARDS WITHIN THE RESIDENTIAL DISTRICT *(County of Kauai Planning Department, Applicant) (Approved on 1st reading, Public Hearing scheduled for June 13, 2019, and referred to the Planning Committee.)*

Proposed Draft Bill (No. 2750) – A BILL FOR AN ORDINANCE AMENDING SECTION 5A-5.1, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAX LIENS AND FORECLOSURES *(Approved on 1st reading, Public Hearing scheduled for June 13, 2019, and referred to the Finance & Economic Development Committee.)*

Proposed Draft Bill (No. 2751) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAX *(Approved on 1st reading, Public Hearing scheduled for June 13, 2019, 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)*