

COUNTY COUNCIL

Arryl Kaneshiro, Chair
Ross Kagawa, Vice Chair
Arthur Brun
Mason K. Chock
Felicia Cowden
Luke A. Evslin
KipuKai Kualii



OFFICE OF THE COUNTY CLERK

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Council Services Division

4396 Rice Street, Suite 209
Lihue, Kauai, Hawaii 96766

On March 16, 2020, Governor David Y. Ige issued a Supplementary Emergency Proclamation related to COVID-19 which suspended Chapter 92 of the Hawai'i Revised Statutes (HRS), relating to Public Agency Meetings and Records (also known as the Sunshine Law). Governor Ige continued the suspension of Chapter 92 with his Sixth Supplementary Emergency Proclamation dated April 25, 2020. On May 5, 2020, Governor Ige issued his Seventh Supplementary Emergency Proclamation amending his earlier suspension of Chapter 92. The suspension of Chapter 92 was subsequently continued in his Eighth (May 18, 2020), Ninth (June 10, 2020), and Tenth (July 17, 2020) Supplementary Emergency Proclamations. Chapter 92 of the HRS was suspended to the extent necessary in order to enable boards to conduct business in-person or through remote technology without any board members or members of the public physically present in the same location. Boards shall consider reasonable measures to allow public participation consistent with social distancing practices, such as providing notice of meetings, allowing the submission of written testimony on items which have been posted on an agenda, providing board packets available electronically, live streaming of meetings, and posting minutes of meetings online. Furthermore, if a board has the staffing, technological, and other resources to hold a secure video teleconference (video and audio), it must in good faith, attempt to provide the public with the opportunity to observe the meeting as it happens, and provide an opportunity to deliver oral testimony. No board deliberation or action shall be invalid, if such good faith efforts to implement remote technology for public observations and comments do not work.

The meetings of the Kauai County Council will be conducted as follows until further notice:

- Meetings will be noticed pursuant to HRS Chapter 92.
- The meeting will be closed to the public to be consistent with social distancing practices.
- Councilmembers and/or resource individuals may appear via remote technology.
- The meeting will be live streamed and also available as an archived meeting after completion, at www.kauai.gov/webcastmeetings. Captions will be provided. Please note video production services or enhancements will not be available.
- Written testimony may be submitted on any agenda item and is appreciated at least one (1) hour prior to the meeting. Written testimony may be submitted to counciltestimony@kauai.gov, sent via facsimile to 241-6349, or mailed to the Office of the County Clerk, Council Services Division at 4396 Rice Street, Suite 209, Lihue, Hawaii 96766. Any testimony received after this time will be incorporated into the record as appropriate.
- Oral testimony will be taken at the beginning of the meeting on any agenda item via the Zoom remote technology platform and it shall be the responsibility of the testifier to ensure that the Zoom software is downloaded **prior** to the meeting. Anyone interested in providing oral testimony shall provide a request to the Office of the County Clerk, Council Services Division at least one (1) hour prior to the meeting to cokcouncil@kauai.gov or by calling (808) 241-4188. This request shall include your name, telephone number, E-mail address, and the specific agenda item(s) that you will be testifying on. After oral testimony has been taken, members of the public should continue watching the meeting via the live stream link found at www.kauai.gov/webcastmeetings.
- Minutes of meetings will be completed pursuant to HRS Chapter 92 and posted to the Council's website upon completion and approval.

**COMMITTEE MEETING NOTICE AND AGENDA
WEDNESDAY, AUGUST 5, 2020**

8:30 A.M. OR SOON THEREAFTER

COUNCIL CHAMBERS

**HISTORIC COUNTY BUILDING
4396 RICE STREET, SUITE 201
LIHU'E, KAUA'I, HAWAII 96766**

A. PUBLIC WORKS & VETERANS SERVICES COMMITTEE

1. [PWVS 2020-02](#) Communication (07/06/2020) from Committee Chair Kagawa, requesting the presence of the Acting County Engineer, to provide a briefing on concerns related to the Solid Waste Division's overtime and the managerial efforts being made to reduce overtime costs.

B. PARKS & RECREATION / TRANSPORTATION COMMITTEE

1. [PRT 2020-01](#) Communication (07/07/2020) from Councilmember Cowden, requesting the presence of the Director of Parks & Recreation, to provide a briefing on the erosion damage occurring to the Ke Ala Hele Makalae multi-use path, including the location of current damage, anticipated damage, estimated repair and mitigation costs, future mitigation strategy, and respective timelines.

C. PLANNING COMMITTEE

1. [Bill No. 2794](#) A BILL FOR AN ORDINANCE AMENDING CHAPTER 10, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO ENFORCEMENT, LEGAL PROCEDURES, AND PENALTIES (*Public hearing held on July 22, 2020*)

D. HOUSING & INTERGOVERNMENTAL RELATIONS COMMITTEE

1. Minutes of the July 8, 2020 Housing & Intergovernmental Relations Committee Meeting.
2. Minutes of the July 22, 2020 Housing & Intergovernmental Relations Committee Meeting.

E. PUBLIC SAFETY & HUMAN SERVICES COMMITTEE

1. [PSHS 2020-02](#) Communication (07/24/2020) from Committee Chair Cowden, requesting the presence of the Housing Director, the Director of Parks & Recreation, the Chief of Police, the Emergency Management Administrator, and the Executive on Transportation, to provide a briefing regarding “Hale Kōkua” initiatives to assist the houseless and emergency shelter resources.

F. COMMITTEE OF THE WHOLE

1. Minutes of the July 8, 2020 Committee of the Whole Meeting.
2. Minutes of the July 22, 2020 Committee of the Whole Meeting.
3. [COW 2020-07](#) Communication (07/10/2020) from Councilmember Kagawa, requesting the presence of the Mayor and the Managing Director, to provide a briefing to discuss what each County department/agency is doing to address pension spiking.

G. EXECUTIVE SESSION: *Pursuant to Hawai'i Revised Statutes (HRS) §92-7(a), the Council may, when deemed necessary, hold an Executive Session on any agenda item without written public notice if the Executive Session was not anticipated in advance. Any such Executive Session shall be held pursuant to HRS §92-4 and shall be limited to those items described in HRS §92-5(a). (Confidential reports on file at the Office of the County Attorney and/or the Office of the County Clerk. Discussions held in Executive Session are closed to the public.)*

H. NOTE: IF YOU NEED AN AUXILIARY AID/SERVICE, OTHER ACCOMMODATION DUE TO A DISABILITY, OR AN INTERPRETER FOR NON-ENGLISH SPEAKING PERSONS, PLEASE CONTACT THE OFFICE OF THE COUNTY CLERK, COUNCIL SERVICES DIVISION AT (808) 241-4188 OR COKCOUNCIL@KAUAI.GOV AS SOON AS POSSIBLE. REQUESTS MADE AS EARLY AS POSSIBLE WILL ALLOW ADEQUATE TIME TO FULFILL YOUR REQUEST.

UPON REQUEST, THIS NOTICE IS AVAILABLE IN ALTERNATE FORMATS SUCH AS LARGE PRINT, BRAILLE, OR ELECTRONIC COPY.

***TO VIEW MEETINGS OR MEETING ARCHIVES, PLEASE VISIT: WWW.KAUAI.GOV/WEBCASTMEETINGS.**