

**COUNTY COUNCIL**

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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**

January 12, 2022

**TO:** Derek S.K. Kawakami, Mayor  
**FROM:** Arryl Kaneshiro, Council Chair **AK**  
**RE:** **JANUARY 12, 2022 COUNCIL MEETING RECAP**

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This is to inform you of the action taken by the Council at its January 12, 2022 Council Meeting:

**CONSENT CALENDAR:**

C 2022-01 Communication (12/03/2021) from the Hawai'i State Association of Counties (HSAC) President, transmitting for Council approval, HSAC's slate of officers for the HSAC Executive Committee for the term beginning January 1, 2022 and ending no later than January 31, 2023, pursuant to Section 5 of the HSAC Bylaws of the Hawai'i State Association of Counties, Inc. ***(Received for the Record.)***

**COMMUNICATIONS:**

C 2022-02 Communication (12/07/2021) from the Director of Human Resources, requesting Council approval of the indemnification provisions contained in the Department of Education Application for Use of School Buildings, Facilities, or Grounds, including but not limited to: Kapa'a Elementary School, King Kaumuali'i Elementary School, Elsie H. Wilcox Elementary School, Chiefess Kamakahahei Middle School, Kaua'i High School, and Waimea High School, for recruitment testing/examination purposes in calendar year 2022. ***(Approved.)***

C 2022-03 Communication (12/14/2021) from the Housing Director, requesting Council approval to perform the following:

- a. Exercise the County of Kaua'i's first right to repurchase a residential unit at 4227 Kanikele Street, Kīlauea, Hawai'i, 96754, Kīlauea Estates, Tax Map Key (TMK): (4) 5-2-023-016-001, for a purchase price of not more than \$358,777.00, based on the payoff calculation in the Calculation of the Formula Price;
- b. Leasehold resale of 4227 Kanikele Street, Kīlauea, Hawai'i, 96754, Kīlauea Estates, for not more than \$358,777.00; and
- c. Authorize the County Clerk to sign legal documents related to the acquisition and resale transactions. ***(Approved.)***

C 2022-04 Communication (12/16/2021) from the Fire Chief, requesting Council approval to accept a donation from Walter & Tina Marie Panzirer via the Friends of the Kaua'i Fire Department of eight (8) Physio-Control Lucas 3 Chest Compression Devices with service agreement and indemnification provisions, valued at \$134,891.44, to be used by Kaua'i Fire Department personnel. ***(Approved with thank-you letter to follow.)***

C 2022-05 Communication (12/17/2021) from the Executive on Aging, requesting Council approval to receive and expend Federal funds, in the amount of \$5,051.00 for the Fiscal Year 2022, and to indemnify the State Executive Office on Aging, for the Nutrition Services Incentive Program (NSIP) provision of congregate and home-delivered meals. ***(Approved.)***

C 2022-06 Communication (12/17/2021) from Councilmember Evslin and Councilmember Chock, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 19, Kaua'i County Code 1987, As Amended, Relating To Public Parks And Recreation, And Chapter 22, Kaua'i County Code 1987, As Amended, Relating To General Provisions Relating To Public Health, Safety And Welfare. ***(Received for the Record.)***

C 2022-07 Communication (12/21/2021) from Director of Parks & Recreation, transmitting for Council consideration, A Bill For An Ordinance Amending Section 19-1.9, Kaua'i County Code 1987, As Amended, Relating To Schedule Of Fees And Deposits, and transmitting for Council approval, a Resolution Designating Black Pot Beach Park, Lydgate Beach Park, And Po'ipū Beach Park As Managed Parking Zones Subject To Parking Fees, to establish managed parking zones and fees for non-residents at the aforementioned County parks. ***(Received for the Record.)***

LEGAL DOCUMENT:

C 2022-08 Communication (12/15/2021) from the Acting County Engineer, recommending Council approval of the Property Adjustment Agreement with Niu Pia Land Company for the Kaua'i Shores Property, to provide parking tire stops (bumpers) to mitigate the potential impact of the shared-use path immediately adjacent to the property situated at Tax Map Key (TMK) No. (4) 4-3-002:012, Kapa'a, Kaua'i, Hawai'i. The improvements will be built using Federal Highway Administration funds.

- Property Adjustment Agreement (***Approved.***)

CLAIMS:

C 2022-09 Communication (12/06/2021) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Kahealani Kolo, for damage to a vehicle and 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.***)

C 2022-10 Communication (12/20/2021) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Dan Suess, 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.***)

RESOLUTIONS:

Resolution No. 2022-01 – RESOLUTION APPROVING THE HAWAII STATE ASSOCIATION OF COUNTIES SLATE OF OFFICERS FOR CALENDAR YEAR 2022 (***Approved.***)

Resolution No. 2022-02 – RESOLUTION DESIGNATING BLACK POT BEACH PARK, LYDGATE BEACH PARK, AND PO'IPŪ BEACH PARK AS MANAGED PARKING ZONES SUBJECT TO PARKING FEES (***Approved.***)

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2842) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 19, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO PUBLIC PARKS AND RECREATION, AND CHAPTER 22, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO GENERAL PROVISIONS RELATING TO PUBLIC HEALTH, SAFETY AND WELFARE (***Approved on 1<sup>st</sup> Reading, Public Hearing scheduled for February 9, 2022, and referred to the Parks & Recreation / Transportation Committee.***)

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Proposed Draft Bill (No. 2843) – A BILL FOR AN ORDINANCE AMENDING SECTION 19-1.9, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO SCHEDULE OF FEES AND DEPOSITS (*Approved on 1<sup>st</sup> Reading, Public Hearing scheduled for February 9, 2022, and referred to the Parks & Recreation / Transportation 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*)