

**KAUA'I COUNTY COUNCIL  
MEETING NOTICE AND AGENDA  
WEDNESDAY, DECEMBER 20, 2023  
8:30 A.M. OR SOON THEREAFTER**

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

MEETING INFORMATION:

- **Oral Testimony:** Accepted in-person at the Council Chambers.
- **Written Testimony:** May be submitted before any meeting via: email to [counciltestimony@kauai.gov](mailto:counciltestimony@kauai.gov); fax to (808) 241-6349; mail to the Office of the County Clerk, Council Services Division at 4396 Rice Street, Suite 209, Līhu'e, Hawai'i, 96766; or hand-delivery at Suite 209 during regular business hours (7:45 a.m. to 4:30 p.m., Monday through Friday, excluding holidays).
- **Courtesy Livestream, Video, and Minutes:** Meeting livestream (recorded video to follow) is available at [www.kauai.gov/Government/Council/Webcast-Meetings](http://www.kauai.gov/Government/Council/Webcast-Meetings). If the courtesy livestream is unavailable for any reason, the meeting will proceed. Meeting minutes will be completed pursuant to Hawai'i Revised Statutes (HRS) Chapter 92 and electronically posted at [www.kauai.gov/Government/Council](http://www.kauai.gov/Government/Council) following Council approval.
- **Courtesy Remote Oral Testimony:** This is not a remote meeting pursuant to HRS Section 92-3.7. The option of remote oral testimony is offered as a courtesy only. To register, testifiers shall sign up via emailing [remote.signup@kauai.gov](mailto:remote.signup@kauai.gov), indicating the agenda item(s) they would like to provide testimony on. Registration emails are due no later than 12:00 Noon the day prior to the meeting. Those who timely register will receive remote testimony access and instructions via reply email. Those wishing to view the meeting but not provide testimony will be directed to the courtesy livestream (via the website link above). If the courtesy remote testimony access is unavailable for any reason, the meeting will proceed.
- **Additional Note for Both Methods of Oral Testimony:** Generally, each agenda item is addressed (and oral testimony received) in the order listed in the agenda; however, agenda items may occur out of order without notice and oral testimony is not accepted for completed agenda items. Those seeking the guaranteed ability to testify should report: (1) in-person, and (2) by the meeting start time.
- **For Further Assistance:** 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](mailto: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.

A. MEETING CALLED TO ORDER.

B. ROLL CALL.

C. APPROVAL OF AGENDA.

D. INTERVIEW:

## 1. LIQUOR CONTROL COMMISSION:

- [Chad K. Pacheco](#) – Term ending 12/31/2025

E. CONSENT CALENDAR:

1. [C 2023-258](#) Communication (10/30/2023) from the Mayor, transmitting for Council consideration and confirmation, the following Mayoral appointments to the various Boards and Commissions for the County of Kaua'i:
  - a. Board of Ethics
    - Amber K. Mokuahi – Term ending 12/31/2025
  - b. Charter Review Commission
    - Jan TenBruggencate – Term ending 12/31/2025  
*(See Resolution No. 2023-82 and Resolution No. 2023-83)*
2. [C 2023-259](#) Communication (11/03/2023) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Piikea Keyes-Saiki to the Civil Service Commission – Term ending 12/31/2026. *(See Resolution No. 2023-84)*
3. [C 2023-260](#) Communication (11/17/2023) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Christopher A. White to the Board of Review – Term ending 12/31/2025. *(See Resolution No. 2023-85)*
4. [C 2023-261](#) Communication (11/22/2023) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Jody H.K. Kjeldsen to the Board of Review – Term ending 12/31/2026. *(See Resolution No. 2023-86)*
5. [C 2023-262](#) Communication (12/01/2023) from Council Chair Rapozo, transmitting for Council consideration, a Resolution Appointing Bernard P. Carvalho, Jr. As Representative And Bill DeCosta As The Alternate To The Executive Committee Of The Hawai'i State Association Of Counties. *(See Resolution No. 2023-87)*

F. COMMUNICATIONS:

1. [C 2023-263](#) Communication (11/30/2023) from the Chief of Police and Paul N. Applegate, Acting Assistant Chief, requesting Council approval to accept a donation from Operation Underground Railroad (a nationally recognized nonprofit organization focused on assisting Law Enforcement with combating child sex trafficking and sexual exploitation) for a GrayShift® GrayKey, valued at \$11,734.60, and the indemnification included in the end user license terms, which will enable Kaua'i Police Department investigators to extract encrypted or otherwise inaccessible data from both iOS (Apple iPhones) and Android (Samsung, et cetera) devices.
  
2. [C 2023-264](#) Communication (12/05/2023) from the County Engineer, requesting Council approval of the indemnification provision in the General Conditions and Special Provisions of the Application to Operate or Transport Oversize and/or Overweight Vehicles and Loads Over State Highways, by and between the County of Kaua'i and the State of Hawai'i Department of Transportation Highways Division, which will allow the Department of Public Works to transport oversized and/or overweight vehicles and loads across State highways.
  - Application to Operate or Transport Oversize and/or Overweight Vehicles and Loads Over State Highways
  
3. [C 2023-265](#) Communication (12/07/2023) from the County Attorney, requesting Council approval of the indemnification provisions in the RISKWORLD 2024 Registration Terms and Conditions and End User License Agreement, the program will be used to educate the attorney and staff who have been assigned risk management responsibilities.
  
4. [C 2023-266](#) Communication (12/13/2023) from the County Clerk, requesting Council approval to purchase a replacement vehicle (Ford Explorer), in the amount of approximately \$60,000, using funding from existing accounts, as the current vehicle is in disrepair and is approximately fifteen years old.

G. LEGAL DOCUMENT:

1. [C 2023-267](#) Communication (12/04/2023) from the County Engineer, recommending Council approval of a Quitclaim Deed involving Tax Map Keys (TMKs) (4) 5-2-19:Road (por.) and (4) 5-2-09:Road (por.), to grant County property to the State of Hawai'i Department of Transportation to construct a new one-lane roundabout in Kīlauea Town at the intersection of Kūhiō Highway and Kolo Road and Kalamania Road, to improve safety and alleviate congestion.
  - Quitclaim Deed

H. CLAIM:

1. [C 2023-268](#) Communication (12/01/2023) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Jas. W. Glover Ltd., for damage to their vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i.

I. COMMITTEE REPORTS:1. PUBLIC WORKS & VETERANS SERVICES COMMITTEE:

- a. **CR-PWVS 2023-04:** on PWVS 2023-04 Communication (11/14/2023) from Committee Chair DeCosta, requesting the presence of the County Engineer, the Planning Director, the Department of Water Manager & Chief Engineer, and the State Department of Health Wastewater Branch, to provide an informational briefing regarding the residential building permit process. **[Received for the Record.]**

2. PARKS & RECREATION / TRANSPORTATION COMMITTEE:

- a. **CR-PRT 2023-06:** on PRT 2023-04 Communication (11/22/2023) from Councilmember Kagawa, requesting the presence of the Director of Parks & Recreation, to provide an update on the status of the Hanapēpē Soccer Field and of the Tennis & Pickle Ball Courts islandwide, to include but not be limited to, the status of the wind screens, surface repair, and any temporary improvements. **[Received for the Record.]**

**3. PUBLIC SAFETY & HUMAN SERVICES COMMITTEE:**

- a. **CR-PSHS 2023-05:** on PSHS 2023-04 Communication (11/22/2023) from Committee Chair Cowden, requesting the presence of Robert Lau, Manager of the Emergency Medical Services & Injury Prevention System Branch, to provide a briefing regarding parameters of the emerging new Request For Proposals (RFP) for ambulance service for Kaua'i, priorities of the State Department of Health, and priorities of the County for the provision of Emergency Medical Services (ambulance services) on island. **[Received for the Record.]**

**J. RESOLUTIONS:**

1. [Resolution No. 2023-82](#) – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BOARD OF ETHICS (*Amber K. Mokuahi*)
2. [Resolution No. 2023-83](#) – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CHARTER REVIEW COMMISSION (*Jan TenBruggencate*)
3. [Resolution No. 2023-84](#) – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CIVIL SERVICE COMMISSION (*Piikea Keyes-Saiki*)
4. [Resolution No. 2023-85](#) – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BOARD OF REVIEW (*Christopher A. White*)
5. [Resolution No. 2023-86](#) – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BOARD OF REVIEW (*Jody H.K. Kjeldsen*)
6. [Resolution No. 2023-87](#) – RESOLUTION APPOINTING BERNARD P. CARVALHO, JR. AS REPRESENTATIVE AND BILL DECOSTA AS THE ALTERNATE TO THE EXECUTIVE COMMITTEE OF THE HAWAII STATE ASSOCIATION OF COUNTIES

K. 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.)*

L. ADJOURNMENT.