

COUNTY COUNCIL

Mel Rapozo, Chair
KipuKai Kualii, Vice Chair
Addison Bulosan
Bernard P. Carvalho, Jr.
Felicia Cowden
Bill DeCosta
Ross Kagawa



OFFICE OF THE COUNTY CLERK

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Council Services Division
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Lihu'e, Kaua'i, Hawai'i 96766

MEMORANDUM

February 1, 2024

TO: Derek S.K. Kawakami, Mayor
FROM: KipuKai Kualii, Council Vice Chair *JK.K.*
RE: **JANUARY 31, 2024 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its January 31, 2024 Council Meeting:

CONSENT CALENDAR:

C 2024-18 Communication (01/11/2024) from Councilmember Cowden, transmitting for Council consideration, a Resolution Establishing One-Way Traffic On Ho'onā Road, Kōloa District, County Of Kaua'i. ***(Received for the Record.)***

C 2024-19 Communication (01/17/2024) from Councilmember Kagawa, transmitting for Council consideration, a Resolution Urging The Hawai'i State Legislature And The Hawai'i Department Of Health To Create Subsidies And Amended Rules For Cesspool Conversions And Related Building Requirements. ***(Received for the Record.)***

C 2024-20 Communication (01/23/2024) from the Planning Director, transmitting for Council consideration, a Resolution Supporting The Approval Of The Ka Lei Momi Kapa'a Affordable Housing Project Pursuant To The Third Proclamation Relating To Affordable Housing Issued By The Governor Of The State Of Hawai'i. ***(Received for the Record.)***

COMMUNICATIONS:

C 2024-21 Communication (01/10/2024) from the Chief of Police, requesting Council approval of the indemnification provision contained in the Magnet Forensics' End User License Agreement, to allow the Kaua'i Police Department (KPD) authorized software use and access to Magnet Forensics' digital forensics software updates. ***(Approved.)***

Council Meeting Follow-up Memorandum to the Mayor

February 1, 2024

Page 2

C 2024-22 Communication (01/12/2024) from the Emergency Management Administrator, requesting Council approval to receive and expend United States Department of Homeland Security (DHS) grant funds, via the State of Hawai'i Department of Defense – Hawai'i Emergency Management Agency (HI-EMA), in the amount of \$150,000.00 with a 50% cost-match, for the Fiscal Year 2023 Emergency Management Performance Grant, which will support an existing Kaua'i Emergency Management Agency (KEMA) staff position (Emergency Management Staff Specialist), which supports day-to-day prevention, protection, mitigation, response, and recovery activities. **(Approved.)**

C 2024-23 Communication (01/17/2024) from the Prosecuting Attorney, requesting Council approval to apply for, receive, and expend Federal funds for the Domestic Violence Prosecution Unit for Fiscal Year 2023 STOP Violence Against Women Act (VAWA) formula grant, in the amount of \$50,379.00, and to indemnify the State of Hawai'i Department of the Attorney General, to support a 0.65 Full-Time Equivalent (FTE) Deputy Prosecuting Attorney and supplies, for the anticipated period of June 1, 2024 to January 31, 2025. **(Approved.)**

C 2024-24 Communication (01/18/2024) from the Executive on Aging, requesting Council approval to receive and expend Federal funds, in the amount of \$174,098.00, and to indemnify the State Executive Office on Aging, for the provision of Title III services of the Older Americans Act, which includes supportive services, congregate meals, home-delivered meals, preventive health programs, and the National Family Caregiver Support Program, for the Federal Fiscal Year 2024. This award is through September 30, 2025. **(Approved.)**

C 2024-25 Communication (01/19/2024) from Council Chair Rapozo, requesting the presence of the Managing Director, to provide a briefing regarding Ordinance No. B-2023-892, relating to Capital Improvements and financing thereof for the Fiscal Year July 1, 2023 to June 30, 2024, including an update on project timelines and progress. **(Referred to the February 21, 2024 Committee of the Whole Meeting.)**

C 2024-26 Communication (01/23/2024) from the Prosecuting Attorney, requesting Council approval to lease office space located at 4331 Rice Street, Līhu'e, Hawai'i 96766, for a minimum of three (3) years effective March 1, 2024 to March 31, 2027, using unexpended Department budget funds up to the amount of \$150,000.00. The space will house a minimum of three (3) staff members and support the E Ho'i I Ka Piko Program and Life's Choices. **(Approved.)**

CLAIMS:

C 2024-27 Communication (01/08/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Wenjiu Liu, for wrongful arrest and malicious prosecution, 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 2024-28 Communication (01/08/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by William K.A. Rodrigues-Kaiwa, for vehicle damage, 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 2024-29 Communication (01/18/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Nancy Vail, for vehicle damage, 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.

RESOLUTIONS:

Resolution No. 2024-05 – RESOLUTION ESTABLISHING ONE-WAY TRAFFIC ON HO'ONĀ ROAD, KŌLOA DISTRICT, COUNTY OF KAUA'I ***(Approved.)***

Resolution No. 2024-06 – RESOLUTION URGING THE HAWAII STATE LEGISLATURE AND THE HAWAII DEPARTMENT OF HEALTH TO CREATE SUBSIDIES AND AMENDED RULES FOR CESSPOOL CONVERSIONS AND RELATED BUILDING REQUIREMENTS ***(Approved.)***

Resolution No. 2024-07 – RESOLUTION SUPPORTING THE APPROVAL OF THE KA LEI MOMI KAPA'A AFFORDABLE HOUSING PROJECT PURSUANT TO THE THIRD PROCLAMATION RELATING TO AFFORDABLE HOUSING ISSUED BY THE GOVERNOR OF THE STATE OF HAWAII ***(Approved.)***

BILL FOR SECOND READING:

Bill No. 2911 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2023-891, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUA'I, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2023 THROUGH JUNE 30, 2024, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND *(Fire Engine #5, Kalāheo Replacement - \$1,000,000.00)* ***(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 Email)*
KCT CCs *(Via Email)*

Council Meeting Follow-up Memorandum to the Mayor
February 1, 2024
Page 4

Council Services Staff (*Via Email*)