

**KAUA'I COUNTY COUNCIL  
MEETING NOTICE AND AGENDA  
FRIDAY, FEBRUARY 16, 2024  
8:30 A.M. OR SOON THEREAFTER  
COUNCIL CHAMBERS, HISTORIC COUNTY BUILDING  
4396 RICE STREET, SUITE 201, LIHU'E, KAUA'I, HAWAI'I 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. MINUTES of the following meetings of the Council:

1. January 18, 2024 Council Meeting
2. January 31, 2024 Council Meeting

E. INTERVIEWS:

## 1. FIRE COMMISSION:

- [Lorilee L. Almarza](#) – Term ending 12/31/2026
- [Jeffrey A. Murray](#) – Term ending 12/31/2026

## 2. CIVIL SERVICE COMMISSION:

- [Robert B. Crowell](#) – Term ending 12/31/2025

F. COMMUNICATIONS:

1. [C 2024-30](#) Communication (01/22/2024) from the County Engineer, requesting approval of the indemnification provisions to items 9, 10, and 12 contained in the Letter of Agreement for health services rendered by Kaua'i Medical Clinic to the County of Kaua'i, Department of Public Works – Wastewater Management Division, for use of services for new employees for respirator evaluations.
2. [C 2024-31](#) Communication (01/25/2024) from the Executive on Aging, requesting Council approval to receive and expend Federal funds, for the first and second allotment in the amount of \$15,903.00, Fiscal Year 2024, and to indemnify the State Executive Office on Aging, for the Nutrition Services Incentive Program (NSIP) provision of congregate and home-delivered meals.
3. [C 2024-32](#) Communication (01/26/2024) from the Executive on Aging, requesting Council approval to apply for, receive and expend Federal grant funding awarded by the Corporation for National and Community Service to the County of Kaua'i, Agency on Elderly Affairs, Kaua'i Retired and Senior Volunteer Program (RSVP) for the three-year period of April 1, 2024 to March 31, 2027, in the amount of \$77,500.00 for the first year, including a one-time mainland travel allotment of \$2,500.00 for the RSVP Director to attend the AmeriCorps annual convention, and \$75,000.00 for the next year, combined with annual matching County funds in the amount of \$167,332.00, to assist Kaua'i RSVP in carrying out the national service program as authorized by the National and Community Service Act of 1990, as amended (42 U.S.C. 12501 et seq.), and the Domestic Volunteer Service Act of 1973, as amended (42 U.S.C. 5001).

4. [C 2024-33](#) Communication (02/01/2024) from the County Engineer, requesting Council approval to dispose of various records, pursuant to Hawai'i Revised Statutes (HRS) Section 46-43 and Resolution No. 2021-48 (2021), which have been kept for over seven (7) years and are no longer of use or value. (*List of various records to be disposed of on file in the Office of the County Clerk.*)
5. [C 2024-34](#) Communication (02/02/2024) from Councilmember Bulosan, transmitting for Council consideration, A Bill For An Ordinance Adding A New Article To Chapter 6, Kaua'i County Code 1987, As Amended, Relating To General Provisions Relating To Finance. (***See Proposed Draft Bill (No. 2912)***)

#### G. LEGAL DOCUMENT:

1. [C 2024-35](#) Communication (02/01/2024) from the County Engineer, requesting Council approval of a Dedication Deed, from BBCP Kukui'ula Infrastructure, LLC to the County of Kaua'i, for land dedicated for public beach parking in the Boyden's Pond area, pursuant to Ordinance No. PM-2004-370, located at Tax Map Key (TMK) No. (4) 2-6-019-028.
  - Dedication Deed

#### H. CLAIMS:

1. [C 2024-36](#) Communication (01/05/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Allstate Insurance Company as subrogee of Jeffrey Aguinaldo, for vehicle damage, pursuant to Section 23.06, Charter of the County of Kaua'i.
2. [C 2024-37](#) Communication (01/25/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Hawaiian Telcom, for damage to their property, pursuant to Section 23.06, Charter of the County of Kaua'i.
3. [C 2024-38](#) Communication (01/29/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by National Tropical Botanical Garden, for damage to their property, pursuant to Section 23.06, Charter of the County of Kaua'i.
4. [C 2024-39](#) Communication (01/30/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Carol Kimura, for damage to her property, pursuant to Section 23.06, Charter of the County of Kaua'i.

I. BILL FOR FIRST READING:

1. [Proposed Draft Bill \(No. 2912\)](#) – A BILL FOR AN ORDINANCE ADDING A NEW ARTICLE TO CHAPTER 6, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO GENERAL PROVISIONS RELATING TO FINANCE

J. 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.)*

K. ADJOURNMENT.