

COUNTY COUNCIL

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MEMORANDUM

February 29, 2024

TO: Derek S.K. Kawakami, Mayor
FROM: Mel Rapozo, Council Chair 
RE: **FEBRUARY 28, 2024 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its February 28, 2024 Council Meeting:

CONSENT CALENDAR:

C 2024-40 Communication (01/22/2024) from the Mayor, transmitting for Council consideration and confirmation, the following Mayoral appointments to the Fire Commission for the County of Kaua'i:

- a. Lorilee L. Almarza – Term ending 12/31/2026
- b. Jeffrey A. Murray – Term ending 12/31/2026
(Received for the Record.)

C 2024-41 Communication (01/26/2024) from the Mayor, transmitting for Council consideration and confirmation, Mayoral appointee Robert B. Crowell to the Civil Service Commission – Term ending 12/31/2025. ***(Received for the Record.)***

C 2024-42 Communication (02/05/2024) from the County Engineer, transmitting for Council consideration, a Resolution Authorizing The Mayor Or The Director Of Finance Of The County Of Kaua'i To Enter Into An Intergovernmental Agreement With The State Of Hawai'i, Department Of Health For A Loan From The State Water Pollution Control Revolving Fund For The Wailua SPS #3 Rehabilitation, Project No. C150055-06. ***(Received for the Record.)***

COMMUNICATIONS:

C 2024-43 Communication (02/16/2024) from Council Chair Rapozo, transmitting for Council consideration, a Resolution Urging The 2024 Hawai'i State Legislature To Oppose Senate Bill 3335, Senate Draft 1, Relating To Cannabis. ***(Received for the Record.)***

C 2024-44 Communication (02/05/2024) from the Housing Director, requesting Council approval to accept a donation from the Affordable Housing Coalition of Kaua'i, a Hawai'i nonprofit, of up to \$90,000.00, to be used for the purposes laid out in Kaua'i County Code Section 6, Article 9 (Housing Development Fund) such as the development of housing units, the acquisition of land for affordable housing development, and the administration of the County's limited equity leasehold program. ***(Approved.)***

C 2024-45 Communication (02/08/2024) from Councilmember Kagawa, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 19, Article 3, Section 19-3.2, Kaua'i County Code 1987, As Amended, Relating to Playing Fees At The Wailua Golf Course, reducing the playing fees during Twilight hours. ***(Received for the Record.)***

C 2024-46 Communication (02/09/2024) from the Fire Chief, requesting Council approval to purchase non-budgeted equipment of a two thousand (2,000) gallon Water Tender Wildland Firefighting Apparatus from Account No. 001-1102-566.05-03 in the amount of \$500,000.00, to enhance the Kaua'i Fire Department's capabilities in responding to Wildfire Mitigation efforts and marks the second step in achieving a goal of strategically situating three (3) Water Tenders across the island geographically. ***(Approved.)***

C 2024-47 Communication (02/12/2024) from the Housing Director, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 7A, Article 9, Kaua'i County Code 1987, As Amended, Relating To Government Assistance For Workforce Housing, adding a new subsection to implement a Residential Workforce Housing Credit System, providing a new non-governmental source of financing for affordable housing while simultaneously providing additional pathways to generate market rate housing more quickly. ***(Received for the Record.)***

C 2024-48 Communication (02/12/2024) from the Housing Director, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 7A, Article 5, Kaua'i County Code 1987, As Amended, Relating To Housing Eligibility And Selection, by adding provisions authorizing the Housing Agency to approve the use of various preferences to prioritize amongst otherwise eligible Home-buyer list participants. ***(Received for the Record.)***

C 2024-49 Communication (02/12/2024) from the Director of the Department of Human Resources, requesting Council approval of the indemnification provisions contained in the Cooperative Personnel Services (CPS) HR Consulting's Test Rental and Use Agreement, to be used for development of civil service promotional tests. ***(Approved.)***

C 2024-50 Communication (02/16/2024) from Council Chair Rapozo, requesting the presence of Tyler Kimura, Partner, Spire Hawai'i, LLP., to provide an overview of the work and findings as it relates to the performance audit conducted on the County's Disaster Related Procurement. ***(Received for the Record.)***

CLAIMS:

C 2024-51 Communication (02/05/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Sunny Akaji, for damage to her 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.)***

C 2024-52 Communication (02/13/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Ashley Conner, for damages relating to the emotional distress of her child, 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 REPORT: **APPROVED.**

RESOLUTIONS:

Resolution No. 2024-08 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE FIRE COMMISSION (*Lorilee L. Almarza*) ***(Approved.)***

Resolution No. 2024-09 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE FIRE COMMISSION (*Jeffrey A. Murray*) ***(Approved.)***

Resolution No. 2024-10 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CIVIL SERVICE COMMISSION (*Robert B. Crowell*) ***(Approved.)***

Resolution No. 2024-11 – RESOLUTION AUTHORIZING THE MAYOR OR THE DIRECTOR OF FINANCE OF THE COUNTY OF KAUA'I TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII, DEPARTMENT OF HEALTH FOR A LOAN FROM THE STATE WATER POLLUTION CONTROL REVOLVING FUND FOR THE WAILUA SEWAGE PUMP STATION (SPS) #3 REHABILITATION, PROJECT NO. C150055-06 ***(Approved.)***

Resolution No. 2024-12 – RESOLUTION URGING THE 2024 HAWAII STATE LEGISLATURE TO OPPOSE SENATE BILL 3335, SENATE DRAFT 1, RELATING TO CANNABIS ***(Amended to Resolution No. 2024-12, Draft 1) (Council Absence, Tie Vote (Council Absence or Recusal); Pursuant to Council Rule No. 5(e), the item shall be made the Special Order of the Day at the March 13, 2024 Council Meeting.)***

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2913) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 19, ARTICLE 3, SECTION 19-3.2, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO PLAYING FEES AT THE WAILUA GOLF COURSE ***(Approved on 1st Reading, Public Hearing scheduled for March 27, 2024, and referred to the Parks & Recreation / Transportation Committee.)***

Proposed Draft Bill (No. 2914) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 7A, ARTICLE 9, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO GOVERNMENT ASSISTANCE FOR WORKFORCE HOUSING ***(Approved on 1st Reading, Public Hearing scheduled for March 27, 2024, and referred to the Housing & Intergovernmental Relations Committee.)***

Proposed Draft Bill (No. 2915) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 7A, ARTICLE 5, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO HOUSING ELIGIBILITY AND SELECTION ***(Approved on 1st Reading, Public Hearing scheduled for March 27, 2024, and referred to the Housing & Intergovernmental Relations 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 Email)*
KCT CCs *(Via Email)*
Council Services Staff *(Via Email)*