

**KAUA'I COUNTY COUNCIL**  
**MEETING NOTICE AND AGENDA**  
**TUESDAY, MARCH 25, 2025**  
**8:30 A.M. OR SOON THEREAFTER**  
COUNCIL CHAMBERS, HISTORIC COUNTY BUILDING  
4396 RICE STREET, SUITE 201, LĪHU'E, KAUA'I, HAWAII 96766

MEETING INFORMATION:

- **Oral Testimony:** Accepted in-person at the Council Chambers.
- **Written Testimony:** May be submitted for 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. Emails are due no later than 12:00 Noon the business 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 meeting of the Council:

1. February 26, 2025 Council Meeting

E. CONSENT CALENDAR:

1. [C 2025-71](#) Communication (03/11/2025) from the Director of Finance, transmitting for Council information, the County of Kaua'i 2025 Real Property Assessment List pursuant to Section 5A-2.2, Kaua'i County Code 1987, as amended. *(2025 Real Property Assessment List on file in the Office of the County Clerk.)*
2. [C 2025-72](#) Communication (03/13/2025) from the Director of Human Resources, transmitting for Council information, the March 15, 2025 Human Resources Report (Vacancy Report and Recruitment Status Report), pursuant to Section 24 of Ordinance No. B-2024-896, relating to the Operating Budget of the County of Kaua'i for Fiscal Year 2024-2025.
3. [C 2025-73](#) Communication (03/14/2025) from the Director of Finance, transmitting for Council information, supplemental real property tax revenue information pertaining to the estimated reduction in real property tax revenues resulting from the Home Preservation Tax Limitation and Very Low Income Tax Credit relief measures, which have been factored in with the existing real property tax rates, and based on the certified Real Property Assessment List for Fiscal Year 2026.

F. COMMUNICATIONS:

1. [C 2025-74](#) Communication (03/07/2025) from the Acting Assistant Chief, requesting Council approval of the indemnification provisions contained in the Island School's Application for Use of School Buildings, Facilities, or Grounds, for the use of the Kaua'i Police Department's, Kaua'i Police Activities League (KPAL) program to host the Mayor's Youth Track Meet.
2. [C 2025-75](#) Communication (03/10/2025) from the Director of Economic Development, requesting Council approval of the indemnification clause and cost of litigation provisions included in the State of Hawai'i Department of Agriculture General Terms and Conditions Sections 7 and 8, to be used for continued culling activities of the Rose Ringed Parakeet, high-density netting for farm use, and to hire a data/communications consultant to help with research and translation of data collected from the online location surveys. Approval to receive and expend funding in the amount of up to \$300,000.00.

3. [C 2025-76](#) Communication (03/11/2025) from the Prosecuting Attorney, requesting Council approval to apply for, receive, and expend Federal funds in the amount of \$104,000.00, and to indemnify the State of Hawai'i, Department of the Attorney General, to support a 0.50 Full-Time Equivalent (FTE) Deputy Prosecuting Attorney who will work with the Kaua'i Police Department's Vice Investigators and focus fifty percent (50%) of their time on methamphetamine trafficking and opioid-focused prosecution, and to cover fringe benefit costs and office supplies. The anticipated contract date is for the period of July 1, 2025 through June 30, 2026.
4. [C 2025-77](#) Communication (03/11/2025) from the Prosecuting Attorney, requesting Council approval to receive and expend Federal funds, in the amount of \$32,428.00, from the Edward J. Byrne Memorial Justice Assistance Grant (JAG) Fiscal Year 2024 Local Solicitation Grant, to support training for Deputy Prosecuting Attorneys and Kaua'i Police Department officers, and to purchase office supplies. The grant will cover expenses for the time period of October 1, 2023 through September 30, 2027.
5. [C 2025-78](#) Communication (03/11/2025) from Joshua Uyehara, Chair of the Salary Commission, and the Members of the Salary Commission, transmitting for Council information, Salary Commission Resolution No. 2025-1, Relating to the Salaries of Certain Officers and Employees of the County of Kaua'i, which was adopted by the Salary Commission at its March 13, 2025 meeting.
  - Salary Commission Resolution No. 2025-1
6. [C 2025-79](#) Communication (03/11/2025) from the Executive on Aging, requesting Council approval to receive and expend donations from nine (9) various sources, in the amount of \$775.00 for Fiscal Year 2025, for the Home-Delivered Meals Program, to help offset the costs of the meals served. The provision of Home-Delivered Meals Service aims to maintain or improve *kūpuna* nutritional status, social well-being, and ability to remain in the community.

7. [C 2025-80](#) Communication (03/13/2025) from Ka‘āina S. Hull, Clerk of the Planning Commission, transmitting for Council consideration, A Bill For An Ordinance Amending Chapter 8, Kaua‘i County Code 1987, As Amended, Relating To Commercial Use Of Parks Facilities. (*Copies of the Draft Ordinance for Zoning Amendment (ZA-2025-7); Planning Commission’s Agenda dated March 11, 2025; Director’s Report dated February 26, 2025; Supplement #1 to the Director’s Report dated March 5, 2025; Supplement #2 to the Director’s Report dated March 10, 2025; and Agency Comments, on file in the Office of the County Clerk.*) (***See Proposed Draft Bill (No. 2951)***)
8. [C 2025-81](#) Communication (03/14/2025) from the Director of Finance, requesting Council approval to receive and expend State of Hawai‘i, Department of Transportation, Hawai‘i Road Usage Charge (HiRUC) funds, in the amount of \$25,000.00, to support the initial phase of creating a State-developed Application Programming Interface (API) with the current cashiering system for motor vehicle and driver license applications.
9. [C 2025-82](#) Communication (03/14/2025) from the Mayor, transmitting his Fiscal Year 2025-2026 Budget Message, along with the proposed Operating Budget, Capital Improvement Projects (CIP) Budget, and Schedule of Charges and Fees. (*Detailed Line Item Budget on file in the Office of the County Clerk.*) (***See Proposed Draft Bill (No. 2949), Proposed Draft Bill (No. 2950), and the proposed Fiscal Year 2025-2026 Real Property Tax Rate Resolution No. 2025-21***)
10. [C 2025-83](#) Communication (03/14/2025) from the County Engineer, requesting Council approval to apply for, receive, and expend the State of Hawai‘i, Department of Health (DOH) funds, via Memorandum of Agreement (MOA), in the amount of \$45,000.00, to fund educational efforts to promote the eWaste recycling through the County’s website, news releases, radio advertising, new advertising, flyers, and various outreach events and activities, as well as program administration.

#### G. CLAIMS:

1. [C 2025-84](#) Communication (03/06/2025) from the County Clerk, transmitting a claim filed against the County of Kaua‘i by Jennifer Delp, for vehicle damage, pursuant to Section 23.06, Charter of the County of Kaua‘i.

2. [C 2025-85](#) Communication (03/12/2025) from the County Clerk, transmitting a claim filed against the County of Kauaʻi by Christina Warner, for vehicle damage, pursuant to Section 23.06, Charter of the County of Kauaʻi.

#### H. RESOLUTION:

1. [Resolution No. 2025-21](#) – RESOLUTION ESTABLISHING THE REAL PROPERTY TAX RATES FOR THE FISCAL YEAR JULY 1, 2025 TO JUNE 30, 2026 FOR THE COUNTY OF KAUAʻI

#### I. BILLS FOR FIRST READING:

1. [Proposed Draft Bill \(No. 2942\)](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO COMMERCIAL USE OF PARKS FACILITIES (*Referred to the Planning Commission on January 29, 2025*)

2. [Proposed Draft Bill \(No. 2949\)](#) – A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET AND FINANCING THEREOF FOR THE FISCAL YEAR JULY 1, 2025 TO JUNE 30, 2026 (*Fiscal Year 2025-2026 Operating Budget*)

3. [Proposed Draft Bill \(No. 2950\)](#) – A BILL FOR AN ORDINANCE RELATING TO CAPITAL IMPROVEMENTS AND FINANCING THEREOF FOR THE FISCAL YEAR JULY 1, 2025 TO JUNE 30, 2026 (*Fiscal Year 2025-2026 CIP Budget*)

4. [Proposed Draft Bill \(No. 2951\)](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO COMMERCIAL USE OF PARKS FACILITIES (*Kauaʻi County Council, Applicant*) (ZA-2025-07 – *Planning Commission Recommendation*)

J. EXECUTIVE SESSION: Pursuant to Hawaiʻi 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.)

1. ES-1143 Pursuant to Hawai'i Revised Statutes (HRS) Sections 92-4 and 92-5(a)(4), and Kaua'i County Charter Section 3.07(E), the Office of the County Attorney requests an Executive Session with the Council, to provide the Council with a briefing and request authority for a possible settlement regarding United Public Workers, AFSCME, Local 646, AFL-CIO vs. County of Kaua'i, County Transportation Agency, Grievance Case No. UPW #0646-0000-2024.0086. This briefing and consultation involves consideration of the powers, duties, privileges, immunities, and/or liabilities of the Council and the County as they relate to this agenda item.

#### K. ADJOURNMENT.

- L. PUBLIC HEARING: The Council will convene a public hearing on the following item(s) on this meeting date at approximately 8:30 a.m., or soon thereafter, and will convene or reconvene the Council Meeting thereafter. For complete information, including a summary of the item(s), please refer to the official Notice of Public Hearing, which has been published, posted on the bulletin board, filed in the Office of the County Clerk, and is available at <https://www.kauai.gov/Government/Council/Public-Hearing-Notices-Minutes>.
  1. [Bill No. 2943](#) – A BILL FOR AN ORDINANCE TO ESTABLISH A NEW ARTICLE 7, CHAPTER 20, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO CRIMINAL TRESPASS ONTO COUNTY LANDS
  2. [Bill No. 2944](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 5A, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAX (*New tax classification "Long-Term Affordable Rental"*)