

**KAUA'I COUNTY COUNCIL
MEETING NOTICE AND AGENDA
WEDNESDAY, OCTOBER 15, 2025
8:30 A.M. OR SOON THEREAFTER
COUNCIL CHAMBERS, HISTORIC COUNTY BUILDING
4396 RICE STREET, SUITE 201, LĪHU'Ē, 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; 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. 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 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, 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 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. September 17, 2025 Council Meeting
2. September 24, 2025 Council Meeting

E. INTERVIEW:

1. BOARD OF ETHICS:

- [Chloe Waipa](#) (*Ex-Officio*) – Term ending 12/31/2027

F. CONSENT CALENDAR:

1. [C 2025-203](#) Communication (10/02/2025) from the Director of Finance, transmitting for Council information, the First Quarter Statement of Equipment Purchases for Fiscal Year (FY) 2025-2026, pursuant to Section 22 of Ordinance No. B-2025-905, as amended, relating to the Operating Budget of the County of Kauaʻi for FY 2025-2026.
2. [C 2025-204](#) Communication (10/08/2025) from the County Attorney, transmitting for Council consideration, a Resolution Repealing Resolution No. 18 (1991) And Authorizing The County Attorney To Investigate, Settle, And Pay Claims Against The County Of Kauaʻi. (***See Resolution No. 2025-37***)

G. COMMUNICATIONS:

1. [C 2025-205](#) Communication (09/22/2025) from the Director of Parks & Recreation, requesting Council approval to accept a donation from NanoTech 2000 of their Palm Tree Weevil Killer (PTWK) product in an effort to mitigate the Coconut Rhinoceros Beetles (CRBs) at Wailua Golf Course, with a total estimated value of \$600.00, which will be tested on fifteen (15) coconut trees, is environmentally friendly, and will last for multiple years for mature trees.
2. [C 2025-206](#) Communication (09/23/2025) from the Director of Parks & Recreation, requesting Council approval to receive and expend appropriations from the State Legislature of 2025, in the amount of \$11,500,000.00, of capital improvement funds, to be used for the Hanapēpē Stadium improvements (\$3,500,000.00) and the Vidinha Stadium improvements (\$8,000,000.00).

3. [C 2025-207](#) Communication (09/23/2025) from the Emergency Management Administrator, requesting Council approval to receive and expend a supplement to United States Department of Homeland Security (DHS) recurring grant funds, via the State of Hawai'i Department of Defense – Hawai'i Emergency Management Agency (HI-EMA), in the amount of \$2,500.00 for the Fiscal Year 2024 Emergency Management Performance Grant, which will support emergency management programs and inter-island travel expenses for Kaua'i Emergency Management Agency (KEMA) staff and partners to attend training and exercise activities.
4. [C 2025-208](#) Communication (09/23/2025) from Makana A. Rivera, Assistant Chief of Police, Support Services Bureau, requesting Council approval of the indemnification provisions contained in the State of Hawai'i Department of Education (DOE) Application for Use of School Buildings, Facilities, or Grounds, in order for the Kaua'i Police Department (KPD), on occasion, to use DOE grounds for events, including but not limited to promotions and the Kaua'i Police Activities League's sporting events and other related activities in calendar years 2025 through 2030.
5. [C 2025-209](#) Communication (09/25/2025) from the County Clerk, requesting Council approval of the Hawai'i State Public Library's Conditions For The Use Of State Library Facilities, to allow the Elections Division to set up ballot return identification envelope drop boxes at the Princeville, Kapa'a, and Hanapēpē Public Libraries during the 2026 Primary and General Elections.
6. [C 2025-210](#) Communication (09/30/2025) from Darren D. Rose, Assistant Chief of Police, Police Operations Bureau, requesting Council approval to receive and expend Federal funds, in the amount of \$583,298.94, from the recurring National Highway Traffic Safety Administration (NHTSA) grant to be used towards the following four (4) primary traffic related functions: Traffic Records, Impaired Driving and Youth Deterrence, Selective Traffic Enforcement Program (STEP), and Occupant Protection, to include purchase of training, overtime, and equipment expenses, for the period of October 1, 2025 through September 30, 2026.

7. [C 2025-211](#) Communication (10/01/2025) from the Director of Human Resources, transmitting for Council consideration, the cost items for the State of Hawai'i Organization of Police Officers (SHOPO) Bargaining Unit 12 for the period July 1, 2025 through June 30, 2029, based on an arbitrated award and in accordance with the procedures contained in Chapter 89, Hawai'i Revised Statutes (HRS), pursuant to HRS Section 89-11 and Kaua'i County Charter Section 19.13B. (*Arbitration Panel's Award and Decision for Bargaining Unit 12 on file in the Office of the County Clerk.*) (***See Proposed Draft Bill (No. 2975)***)
8. [C 2025-212](#) Communication (10/01/2025) from Makana A. Rivera, Assistant Chief of Police, Support Services Bureau, requesting Council approval to receive and expend State funds, not to exceed \$12,000.00, from the State of Hawai'i, Department of Health, Alcohol and Drug Abuse Division, as reimbursement for the enforcement of Hawai'i Revised Statutes (HRS) Section 712-1258, prohibiting tobacco sales to minors via Memorandum of Agreement 2025-PB-002 effective September 1, 2025 through August 31, 2026.
9. [C 2025-213](#) Communication (10/01/2025) from the Director of Finance, requesting Council approval to accept travel-related reimbursed expenses from the International Association of Assessing Officers (IAAO) for the County of Kaua'i Real Property Tax Manager to attend the 2025 IAAO Fall Leadership Days Meeting, which will be held in Kansas City, Missouri, on November 7–8, 2025. The meeting ensures that the County remains at the forefront of industry standards and best practices, provides networking with others, gains insights into the latest trends and developments in the field, and fosters relationships that can lead to future collaborations.
10. [C 2025-214](#) Communication (10/01/2025) from the Director of Finance, requesting Council approval of the acceptance of terms contained within the T-Tech Application Service Agreement which integrates with the existing System Innovators software to facilitate Automated Clearing House (ACH) payments through the County of Kaua'i online payment portal. This application will be used by multiple departments, including Fire Prevention, Liquor Control, Parks and Recreation, Building, Planning, Real Property, and the Kaua'i Police Department.

11. [C 2025-215](#) Communication (10/01/2025) from the Director of Finance, 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.)*
12. [C 2025-216](#) Communication (10/01/2025) from the Executive on Aging, requesting Council approval to receive and expend additional State funds, in the amount of \$501,067.00, and to indemnify the State Executive Office on Aging, to be used by the County of Kaua'i, Agency on Elderly Affairs for the Kūpuna Care Program, to provide case management services, adult day care, assisted transportation, chore services, homemaker services, Kūpuna care transportation, personal care, home-delivered meals, respite care, and caregiver support services, for the period of July 1, 2022 through June 30, 2026.
13. [C 2025-217](#) Communication (10/01/2025) from the County Engineer, requesting Council approval to purchase unbudgeted equipment of a Smith and Loveless Dry Well Maintenance Lift Unit, due to an unanticipated mechanical failure of an existing elevator that provides access to the dry well at the Wailua Coco Palms Sewer Pump Station, at a cost of approximately \$290,000.00. The equipment will replace the existing elevator, which is obsolete, and parts to repair the existing elevator are no longer available.
14. [C 2025-218](#) Communication (10/02/2025) from Darren D. Rose, Assistant Chief of Police, Police Operations Bureau, requesting Council approval of the indemnification provision contained in the Notability Terms of Use Agreement, to allow the Kaua'i Police Department (KPD) Traffic Safety Section and Crisis Negotiation Team to use the software for digital note-taking and as a productivity application that supports efficient operations and collaboration.
15. [C 2025-219](#) Communication (10/02/2025) from Councilmember Holland and Council Vice Chair Kualii, transmitting for Council consideration, A Bill For An Ordinance To Establish A New Article 29, Chapter 22, Kaua'i County Code 1987, As Amended, Relating To Disposable Bodyboard Reduction, to define and prohibit the sale, rental, or distribution of disposable bodyboards within the County of Kaua'i. ***(See Proposed Draft Bill (No. 2976))***

16. [C 2025-220](#) Communication (10/03/2025) from Council Chair Rapozo, requesting the presence of the County Engineer, to provide a briefing relating to the Po'ipū Road Safety and Mobility Project, specifically, the proposed removal of trees along Po'ipū Road.
17. [C 2025-221](#) Communication (10/03/2025) from Council Chair Rapozo, transmitting for Council consideration, A Bill For An Ordinance Amending Ordinance No. B-2025-905, As Amended, Relating To The Operating Budget Of The County Of Kaua'i, State Of Hawai'i, For The Fiscal Year July 1, 2025 Through June 30, 2026, By Revising The Amounts Estimated In The General Fund, and A Bill For An Ordinance Amending Ordinance No. B-2025-906, As Amended, Relating To The Capital Budget Of The County Of Kaua'i, State Of Hawai'i, For The Fiscal Year July 1, 2025 Through June 30, 2026, By Revising The Amounts Estimated In The General Fund – CIP, for improvements to the Wailua Golf Course cart path. ***(See Proposed Draft Bill (No. 2977) and Proposed Draft Bill (No. 2978))***

H. LEGAL DOCUMENT:

1. [C 2025-222](#) Communication (10/01/2025) from the Planning Director, requesting Council acceptance and approval of a Dedication Deed, from Kilauea Ohana Plateau, LLC to the County of Kaua'i, land donation of seven (7) lots, two (2) roadways, and one (1) multi-use path lot, located at Tax Map Key (TMK) No. (4) 5-2-005:058, TMK No. (4) 5-2-005:059, and TMK No. (4) 5-2-005:023:
- Dedication Deed (Roadway Lot A)
 - Dedication Deed (Path Lot 1)

I. CLAIMS:

1. [C 2025-223](#) Communication (09/19/2025) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Delfin C. Castillo, for vehicle damage and personal injuries, pursuant to Section 23.06, Charter of the County of Kaua'i.
2. [C 2025-224](#) Communication (09/19/2025) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Feliciano Alcantara, for personal property damage, pursuant to Section 23.06, Charter of the County of Kaua'i.

3. [C 2025-225](#) Communication (09/26/2025) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Keith Arakaki, for vehicle damage, pursuant to Section 23.06, Charter of the County of Kaua'i.

J. RESOLUTION:

1. [Resolution No. 2025-37](#) – RESOLUTION REPEALING RESOLUTION NO. 18 (1991) AND AUTHORIZING THE COUNTY ATTORNEY TO INVESTIGATE, SETTLE, AND PAY CLAIMS AGAINST THE COUNTY OF KAUA'I

K. BILLS FOR FIRST READING:

1. [Proposed Draft Bill \(No. 2975\)](#) – A BILL FOR AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT FOR BARGAINING UNIT 12 BETWEEN JULY 1, 2025 AND JUNE 30, 2029

2. [Proposed Draft Bill \(No. 2976\)](#) – A BILL FOR AN ORDINANCE TO ESTABLISH A NEW ARTICLE 29, CHAPTER 22, KAUA'I COUNTY CODE 1987, AS AMENDED, RELATING TO DISPOSABLE BODYBOARD REDUCTION

3. [Proposed Draft Bill \(No. 2977\)](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2025-905, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUA'I, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2025 THROUGH JUNE 30, 2026, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*Wailua Golf Course Cart Path Operating Budget*–\$445,000.00)

4. [Proposed Draft Bill \(No. 2978\)](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2025-906, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUA'I, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2025 THROUGH JUNE 30, 2026, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND – CIP (*Wailua Golf Course Cart Path General Fund – CIP*–\$445,000.00)

L. 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.)*

M. ADJOURNMENT.

N. 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. 2972](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 16, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE TRAFFIC CODE (*Electric Bicycles*)
2. [Bill No. 2974](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 23, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE REGULATION OF BUSINESS AND TRADES (*Taxicab Rates for Touring or Chartered Time*)