

**KAUA'I COUNTY COUNCIL
MEETING NOTICE AND AGENDA
WEDNESDAY, OCTOBER 29, 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 meeting of the Council:

1. October 15, 2025 Public Hearing re: Bill No. 2972 and Bill No. 2974

E. INTERVIEW:

1. KAUA'I HISTORIC PRESERVATION REVIEW COMMISSION:

- [Juliet Souza](#) (*At-Large*) – Partial term ending 12/31/2026

F. CONSENT CALENDAR:

1. [C 2025-226](#) Communication (09/05/2025) from the Mayor, transmitting for Council consideration and confirmation, the appointment of Chloe Waipa (*Ex-Officio*) to the Board of Ethics – Term ending 12/31/2027. (***See Resolution No. 2025-38***)
2. [C 2025-227](#) Communication (10/10/2025) from Mark L. Bradbury, Deputy County Attorney, transmitting for Council information, the Quarterly Report on Settled Claims filed against the County of Kaua'i from July 1, 2025 through September 30, 2025.

G. COMMUNICATIONS:

1. [C 2025-228](#) Communication (10/09/2025) from the County Engineer and the Planning Director, requesting Council approval to receive and expend Safe Routes to School (SRTS) special program funds from the Hawai'i State Department of Transportation (HDOT), in the amount of \$2,000,000.00, for the Kalāheo SRTS project, which enables and encourages children to walk and bicycle to school.
2. [C 2025-229](#) Communication (10/13/2025) from the County Engineer, requesting Council approval to accept reimbursements from the Hawai'i Local Technical Assistance Program (LTAP), for travel-related expenses incurred as a result of attending various off-island training events sponsored by the United States (U.S.) Department of Transportation, Federal Highway Administration (FHWA), during Fiscal Year 2026. Reimbursements are estimated to range between \$150.00 to \$350.00 per person per travel day.
3. [C 2025-230](#) Communication (10/13/2025) from the Mayor, submitting for Council confirmation, the appointment of Tyler Saito as the County Attorney, effective November 3, 2025 at 9:00 a.m.

4. [C 2025-231](#) Communication (10/14/2025) from the Emergency Management Administrator, requesting Council approval to apply for, receive, and expend recurring United States Department of Homeland Security (DHS) grant funds, via the State of Hawai'i Department of Law Enforcement – Hawai'i Emergency Management Agency (HI-EMA), in the amount of \$150,000.00 with a 50% cost-match, for the Fiscal Year 2025 Emergency Management Performance Grant, to be used for one (1) existing Kaua'i Emergency Management Agency (KEMA) staff position (Emergency Management Staff Officer) that supports day-to-day prevention, protection, mitigation, response, and recovery activities, along with travel for "preparedness" trainings and exercises that County of Kaua'i staff are offered to attend, and the purchase of equipment to allow the Emergency Operations Center (EOC) to continue to operate uninterrupted.

5. [C 2025-232](#) Communication (10/15/2025) from the Housing Director, requesting Council approval to dispose of various records, pursuant to Hawai'i Revised Statutes (HRS) Section 46-43 and Resolution No. 2021-48 (2021), as amended, which have been kept for over seven (7) years and are no longer of use or value, and include Finance and Accounting records, which have been retained for more than seven (7) years, and Section 8 Housing Choice Voucher Program records, which have been retained for at least three (3) years. *(List of various records to be disposed of on file in the Office of the County Clerk.)*

6. [C 2025-233](#) Communication (10/16/2025) from the Director of Parks & Recreation, requesting Council approval to accept a donation from NanoTech 2000 of their Acoustic Detector product in an effort to mitigate the Coconut Rhinoceros Beetles (CRBs) as part of a trial program at Wailua Golf Course, with a total estimated value of \$600.00, which will be used to identify infestations.

H. CLAIMS:

1. [C 2025-234](#) Communication (10/09/2025) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Kristine Brodie, for vehicle damage, pursuant to Section 23.06, Charter of the County of Kaua'i.

2. [C 2025-235](#) Communication (10/17/2025) from the County Clerk, transmitting a claim filed against the County of Kauaʻi by Wade Tanaka, for vehicle damage and loss of use, pursuant to Section 23.06, Charter of the County of Kauaʻi.
3. [C 2025-236](#) Communication (10/21/2025) from the County Clerk, transmitting a claim filed against the County of Kauaʻi by State Farm Mutual Automobile Ins Co. as subrogee of Rogerland Dela Cruz, for vehicle damage, pursuant to Section 23.06, Charter of the County of Kauaʻi.

I. COMMITTEE REPORTS:

1. PUBLIC WORKS & VETERANS SERVICES COMMITTEE:

- a. **CR-PWVS 2025-04:** on Bill No. 2972 A BILL FOR AN ORDINANCE AMENDING CHAPTER 16, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE TRAFFIC CODE (*Electric Bicycles*) **[Approved.]**

2. PLANNING COMMITTEE:

- a. **CR-PL 2025-12:** on Bill No. 2965, Draft 1 A BILL FOR AN ORDINANCE AMENDING CHAPTER 10, ARTICLE 3, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE WEST KAUAI COMMUNITY PLAN IMPLEMENTING ORDINANCE (2020) (*County of Kauaʻi Planning Department, Applicant*) (ZA-2025-6) (*Kāʻawanui – West Kauaʻi Community Plan Amendment*) **[Approved as Amended.]**
- b. **CR-PL 2025-13:** on Bill No. 2966, Draft 1 A BILL FOR AN ORDINANCE AMENDING “KAUAI KĀKOU – KAUAI COUNTY GENERAL PLAN” (2018) RELATING TO A PARCEL LOCATED IN MAKAWELI, KAUAI (*County of Kauaʻi Planning Department, Applicant*) (GPA-2025-3) (*Kāʻawanui – General Plan Amendment*) **[Approved.]**

- c. **CR-PL 2025-14:** on Bill No. 2967, Draft 1 A BILL FOR AN ORDINANCE AMENDING THE STATE LAND USE DISTRICT BOUNDARY RELATING TO A PARCEL LOCATED IN MAKAWELI, KAUA'I (*County of Kaua'i Planning Department, Applicant*) (A-2025-3) (*Kā'awanui – State Land Use Amendment*) **[Approved.]**
- d. **CR-PL 2025-15:** on Bill No. 2968, Draft 1 A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUA'I COUNTY CODE 1987, AS AMENDED, RELATING TO ZONING BOUNDARIES IN MAKAWELI AND WAHIAWA, KAUA'I (*County of Kaua'i Planning Department, Applicant*) (ZA-2025-10) **[Approved as Amended.]**

3. FINANCE & ECONOMIC DEVELOPMENT COMMITTEE:

- a. **CR-FED 2025-19:** on Bill No. 2974 A BILL FOR AN ORDINANCE AMENDING CHAPTER 23, KAUA'I COUNTY CODE 1987, AS AMENDED, RELATING TO THE REGULATION OF BUSINESS AND TRADES (*Taxicab Rates for Touring or Chartered Time*) **[Approved.]**

4. COMMITTEE OF THE WHOLE:

- a. **CR-COW 2025-06:** on COW 2025-04 Communication (08/25/2025) from the Managing Director, requesting agenda time for a briefing from Smith Garson (formerly Smith Dawson & Andrews, Inc.), Washington D.C. consultants, to provide a recap of the services and activities provided to the County during the past year as a part of their professional services contract. **[Received for the Record.]**

J. RESOLUTION:

1. [Resolution No. 2025-38](#) – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BOARD OF ETHICS (*Chloe Waipa – Ex-Officio*)

K. BILLS FOR SECOND READING:

1. [Bill No. 2965, Draft 2](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 10, ARTICLE 3, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE WEST KAUAI COMMUNITY PLAN IMPLEMENTING ORDINANCE (2020) (*County of Kauai Planning Department, Applicant*) (ZA-2025-6) (*Kāʻawanui – West Kauai Community Plan Amendment*) (See also CR-PL 2025-12; the Planning Committee recommended approval as amended to Bill No. 2965, Draft 2 on October 22, 2025.)

2. [Bill No. 2966, Draft 1](#) – A BILL FOR AN ORDINANCE AMENDING “KAUAI KAKOU – KAUAI COUNTY GENERAL PLAN” (2018) RELATING TO A PARCEL LOCATED IN MAKAWELI, KAUAI (*County of Kauai Planning Department, Applicant*) (GPA-2025-3) (*Kāʻawanui – General Plan Amendment*) (See also CR-PL 2025-13; the Planning Committee recommended approval on second and final reading.)

3. [Bill No. 2967, Draft 1](#) – A BILL FOR AN ORDINANCE AMENDING THE STATE LAND USE DISTRICT BOUNDARY RELATING TO A PARCEL LOCATED IN MAKAWELI, KAUAI (*County of Kauai Planning Department, Applicant*) (A-2025-3) (*Kāʻawanui – State Land Use Amendment*) (See also CR-PL 2025-14; the Planning Committee recommended approval on second and final reading.)

4. [Bill No. 2968, Draft 2](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO ZONING BOUNDARIES IN MAKAWELI AND WAHIAWA, KAUAI (*County of Kauai Planning Department, Applicant*) (ZA-2025-10) (See also CR-PL 2025-15; the Planning Committee recommended approval as amended to Bill No. 2968, Draft 2 on October 22, 2025.)

5. [Bill No. 2972](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 16, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE TRAFFIC CODE (*Electric Bicycles*) (See also CR-PWVS 2025-04; the Public Works & Veterans Services Committee recommended approval on second and final reading.)

6. [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*) (See also CR-FED 2025-19; the Finance & Economic Development Committee recommended approval on second and final reading.)

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.)

1. ES-1154 Pursuant to Hawai'i Revised Statutes (HRS) Sections 92-4 and 92-5(a)(4), and Kaua'i County Charter Section 3.07(E), on behalf of the Council, the Office of the County Attorney requests an Executive Session with the Council to provide the Council with a briefing, discussion, and consultation regarding the Quarterly Report on Pending and Denied Claims. 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.
2. ES-1155 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 to obtain settlement authority of Darryl Perry vs. County of Kaua'i, et al., Case No. 19-1-0113 and related matters. The 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.

M. ADJOURNMENT.