

KAUA'I COUNTY COUNCIL
MEETING NOTICE AND AGENDA
WEDNESDAY, AUGUST 14, 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 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. SPECIAL ORDER OF THE DAY:

1. [Bill No. 2914, Draft 3](#) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 7A, ARTICLE 9, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO GOVERNMENT ASSISTANCE FOR WORKFORCE HOUSING (*Deferred July 10, 2024*)

E. CONSENT CALENDAR:

1. [C 2024-158](#) Communication (07/18/2024) from the Director of Finance, transmitting for Council information, the following reports:
- a. County of Kaua'i Bond Summary of General Long-Term Debt: Rollforward for Fiscal Year 2024;
 - b. County of Kaua'i Bond Supplemental Summary of General Long-Term Debt Amount Outstanding as of June 30, 2024; and
 - c. Excluded County of Kaua'i Bond Supplemental Summary of Long-Term Debt Amount Outstanding as of June 30, 2024: CFD No. 2008-1 (Kukui'ula Development Project) Special Tax Bonds, Series 2019, and Series 2022.

F. COMMUNICATIONS:

1. [C 2024-159](#) Communication (07/22/2024) from the County Attorney, 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, and have been kept for over two (2) years and the original verified to be on file with the Judiciary of the State of Hawai'i and the Courts of the United States. (*List of various records to be disposed of on file in the Office of the County Clerk.*)
2. [C 2024-160](#) Communication (08/01/2024) from the Director of Economic Development, requesting Council approval to apply for, receive, and expend United States Department of Transportation Federal Highway Administration Charging and Fueling Infrastructure Discretionary Grant Program (CFI Program) funds, in the amount of \$400,000.00, and to accept matching funds from the Hawai'i State Energy Office and the Ulupono Initiative, to be used for the installation of up to eleven (11) Level 2 public charging stations at the Lihu'e Civic Center.

3. [C 2024-161](#) Communication (08/07/2024) from the County Clerk, transmitting for Council consideration, A Bill For An Ordinance Amending Ordinance No. B-2024-896, As Amended, Relating To The Operating Budget Of The County Of Kaua'i, State Of Hawai'i, For The Fiscal Year July 1, 2024 Through June 30, 2025, By Revising The Amounts Estimated In The General Fund. (*See Proposed Draft Bill (No. 2930)*)

G. CLAIM:

1. [C 2024-162](#) Communication (07/29/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Dallas McCurley, for property damage, pursuant to Section 23.06, Charter of the County of Kaua'i.

H. COMMITTEE REPORTS:

1. PUBLIC WORKS & VETERANS SERVICES COMMITTEE:

- a. **CR-PWVS 2024-07:** on PWVS 2024-06 Communication (07/12/2024) from Council Chair Rapozo, requesting the presence of the County Engineer and the Environmental Services Manager, to provide a briefing regarding the landfill and Request for Proposals (RFPs) for waste-to-energy. **[Received for the Record.]**

2. FINANCE & ECONOMIC DEVELOPMENT COMMITTEE:

- a. **CR-FED 2024-02:** on FED 2024-02 Communication (06/06/2024) from Councilmember Bulosan, requesting the presence of the Director of Economic Development and Steven Bond-Smith, Assistant Professor with the Economic Research Organization at the University of Hawai'i (UHERO), to provide a briefing regarding the annual Kaua'i Economic Outlook Summary for 2024. **[Received for the Record.]**

I. BILL FOR FIRST READING:

1. [Proposed Draft Bill \(No. 2930\)](#) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2024-896, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2024 THROUGH JUNE 30, 2025, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (*Additional Costs For Fiscal Year 2023 ACFR – \$70,000.00*)

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.)*

1. ES-1133 Pursuant to Hawai'i Revised Statutes (HRS) Sections 92-4 and 92-5(a)(4), and Kauai County Charter Section 3.07(E), the Office of the County Attorney requests an Executive Session with the Council, to provide Council with a briefing and request authority for a possible settlement proposal in a claim filed by Allstate Insurance Company a/s/o Jeffrey Aguinaldo 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.

K. ADJOURNMENT.