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OFFICE OF THE COUNTY CLERK
Jade K. Fountain-Tanigawa, County Clerk
Lyndon M. Yoshioka, Deputy County Clerk

Telephone: (808) 241-4188
Facsimile: (808) 241-6349
Email: cokcouncil@kauai.gov

Council Services Division
4396 Rice Street, Suite 209
Līhu'e, Kaua'i, Hawai'i 96766

MEMORANDUM

September 26, 2024

TO: Derek S.K. Kawakami, Mayor
FROM: KipuKai Kualī'i, Council Vice Chair *KipuKai Kualī'i*
RE: **SEPTEMBER 25, 2024 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its September 25, 2024 Council Meeting:

COMMUNICATIONS:

C 2024-182 Communication (07/30/2024) from the Mayor, requesting agenda time for a briefing from 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 part of their professional services contract. ***(Received for the Record.)***

C 2024-183 Communication (08/26/2024) from the Prosecuting Attorney, requesting Council approval to receive and expend State funds in the amount of \$10,000.00, from the Hawai'i State Rural Health Association (HSRHA), to cover travel expenses and the production and distribution costs of an educational and informational video about the dangers of fentanyl and how to administer Naloxone. ***(Approved.)***

C 2024-184 Communication (08/29/2024) from the Fire Chief, requesting approval of the indemnification provision contained in the Newport Laminates Conditions of Sale for all Towers, to purchase two (2) prefabricated lifeguard towers from Newport Laminates, Inc., which will be used by the Ocean Safety Bureau. ***(Approved.)***

C 2024-185 Communication (08/30/2024) from the Director of Parks & Recreation, requesting Council approval to receive and expend appropriations from the State Legislature of 2024, in the amount of \$1,650,000.00, of capital improvement funds, to be used for design and construction for resurfacing of the tennis and basketball courts at the Kekaha Faye Park, resurfacing of the basketball courts at the Waimea Athletic Field, and resurfacing of the tennis courts at the Hanapēpē Stadium Park. ***(Approved.)***

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C 2024-186 Communication (08/30/2024) from the Director of Parks & Recreation, transmitting for Council consideration, a Bill For An Ordinance To Amend Ordinance No. B-2024-897, As Amended, Relating To The Capital 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 CIP, reallocating funds the Islandwide Playcourt Resurfacing to Kekaha Faye Park, Waimea Athletic Field, and Hanapēpē Stadium Park Resurfacing. *(Received for the Record.)*

C 2024-187 Communication (09/03/2024) from the Executive on Aging, requesting Council approval to receive and expend State funds, in the amount of \$535,000.00, and to indemnify the State Executive Office on Aging, to be used for the provision of Kūpuna Care, which includes case management, adult day care, assisted transportation, chores, homemaker services, Kūpuna care transportation, personal care, home-delivered meals, respite care, and caregiver support services for the period July 1, 2019 through June 30, 2025. *(Approved.)*

C 2024-188 Communication (09/03/2024) from the Executive on Aging, requesting Council approval to receive and expend State funds, in the amount of \$37,000.00, and to indemnify the State Executive Office on Aging, to be used by the County of Kaua'i, Agency on Elderly Affairs to support the functions of the Aging and Disability Resource Center (ADRC) and be used for staff development, outreach, awareness, education, and collaboration with the No Wrong Door (NWD) Network, for the period June 1, 2024 through May 31, 2025. *(Approved.)*

C 2024-189 Communication (09/04/2024) from the Executive on Aging, requesting Council approval to apply for, receive, and expend Year 2 of 3 Year grant funding awarded by the Corporation for National and Community Service to the County of Kaua'i, Agency on Elderly Affairs, Kaua'i Retired and Senior Volunteer Program (RSVP) for the period of April 1, 2025 to March 31, 2026, in the amount of \$77,500.00 per year, combined with matching County funds in the amount of \$183,903.00, to assist Kaua'i RSVP in carrying out the national service program as authorized by the Domestic Volunteer Service Act of 1973, as amended (42 U.S.C., Chapter 22). *(Approved.)*

C 2024-190 Communication (09/09/2024) from the County Engineer, requesting Council approval of the indemnification provisions contained in the Conservation District Use Permit (CDUP) KA-3926 for the Nāwiliwili-Ahukini Shared-Use Path Project made by and between the County of Kaua'i and the State of Hawai'i, Board of Land and Natural Resources (BLNR), which is required for the development of path segments within the Limited Subzone of the State Land Use (SLU) Conservation District. *(Approved.)*

C 2024-191 Communication (09/10/2024) from the Director of Finance, requesting Council approval of the indemnification provisions contained in the Zoom Terms and Service, which provides video conferencing tools for users to connect online for meetings, webinars, and live chat. ***(Approved.)***

C 2024-192 Communication (09/10/2024) from the Director of Finance, requesting Council approval of the Granicus LLC Subscription Agreement and Terms & Conditions associated with GovMeetings and LiveCast Encoder services, which provides streaming and captioning for the Kaua'i County Council and the Planning Commission meetings. ***(Approved.)***

C 2024-193 Communication (09/10/2024) from the Director of Finance, requesting Council approval of the indemnification provision contained in the Adobe Software End User License Agreement, which provides the County with document management software. ***(Approved.)***

C 2024-194 Communication (09/11/2024) from the Prosecuting Attorney, requesting Council approval to receive and expend State funds in the amount of \$100,000.00, from the State of Hawai'i, Department of Health, Alcohol and Drug Abuse Division (ADAD), Strategic Prevention Framework – Partnership for Success grant, which will support prevention programs and coordinate prevention coalitions in Kaua'i County and allow staff to attend off-island conferences. ***(Approved.)***

C 2024-195 Communication (09/13/2024) from Elliott K. Ke, Assistant Chief of Police, Police Operations Bureau, requesting Council approval to accept and expend recurring State funds in the amount of \$201,306.00, which funds three (3) Emergency Services Dispatcher positions, with a total anticipated amount for the Fiscal Year of \$805,224.00, Hawai'i Department of Health, Emergency Medical Services & Injury Prevention System Branch, for the contract period of July 1, 2024 to June 30, 2025. ***(Approved.)***

C 2024-196 Communication (09/13/2024) from Council Chair Rapozo, requesting the presence of the County Engineer and the Department of Hawaiian Home Lands (DHHL), to provide a briefing regarding residential and wastewater development plans for the Lihu'e and Wailua areas. ***(Received for the Record.)***

C 2024-197 Communication (09/13/2024) from Jason D. Overmyer, Lieutenant, Patrol Operations Bureau, requesting Council approval to receive and expend Federal funds, in the amount of \$591,576.26, 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 equipment, training, and overtime expense, for the period of October 1, 2024 through September 30, 2025. ***(Approved.)***

LEGAL DOCUMENTS:

C 2024-198 Communication (09/03/2024) from the Housing Director, recommending Council approval of a Right-of-Entry permit for development of Phase II of the successful Kealaula Supportive Housing Project for Homeless Families and indemnification, between the County of Kaua'i and the State of Hawai'i Department of Land and Natural Resources (DLNR) of lands encumbered under Governor's Executive Order (EO) No. 4663 situated at Tax Map Key (TMK) No. (4) 3-8-005:002 (por.), Nāwiliwili, Kaua'i, Hawai'i, expanding the project by approximately twenty-four (24) units, completing a new sewer line and pump station, and constructing an eight-foot chain link fence between the new housing project and the DLNR Division of Forestry and Wildlife's baseyard, to maintain security for facilities and equipment.

- Issuance of Construction Right-of-Entry Permit (*Approved.*)

C 2024-199 Communication (09/17/2024) from the County Engineer, recommending Council approval to enter into a Memorandum of Agreement (MOA) with the State of Hawai'i Department of Transportation (HDOT) Harbors Division, to obtain eleven (11) sections of the Superferry Ramp, which will be repurposed for constructing temporary bridges where necessary and appropriate, estimated value of \$135,000.00.

- Memorandum of Agreement for work to be performed by Department of Transportation, Harbors, as part of S70160 Removal of Superferry Ramp Nāwiliwili Harbor, Kaua'i, Hawai'i (*Approved.*)

CLAIM:

C 2024-200 Communication (09/16/2024) from the County Clerk, transmitting a claim filed against the County of Kaua'i by State Farm Mutual Automobile Insurance Company as subrogee for Michal Nakashima, for vehicle damage, 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.*)

BILL FOR FIRST READING:

Proposed Draft Bill (No. 2934) – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2024-897, AS AMENDED, RELATING TO THE CAPITAL BUDGET OF THE COUNTY OF KAUA'I, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2024 THROUGH JUNE 30, 2025, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND CIP (*Kekaha Faye Park, Waimea Athletic Field, and Hanapēpē Stadium Park – \$1,650,000.00*) (*Approved on 1st Reading, Public Hearing scheduled for October 23, 2024, and referred to the Committee of the Whole.*)

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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*)