50th Session

ORDER OF BUSINESS

Hawai‘i County Building
25 Aupuni Street
Hilo, Hawai‘i

October 3, 2018

9:00 a.m.

(Note: Please turn all communication devices to silent mode.)

INVOCATION
Pastor Mark Zier of Christ Lutheran Church

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE
PETITIONS, MEMORIALS, CERTIFICATES OF MERIT, AND EXPRESSIONS OF CONDOLENCE

STATEMENTS FROM THE PUBLIC ON AGENDA ITEMS

(NOTE: COUNCIL MAY TAKE A LUNCH BREAK CLOSE TO THE NOON HOUR.)

APPROVAL OF MINUTES
September 21, 2016
September 5, 2018

COMMUNICATIONS

ORDER OF RESOLUTIONS

Res. 679-18: AUTHORIZES THE ACCEPTANCE OF A DONATION OF TWO BUSES FROM THE MAUI COUNTY DEPARTMENT OF TRANSPORTATION
Accepts a 2004 ADI double deck bus and a 2014 Chevrolet bus, which would be used by the Mass Transit Agency to provide island-wide transportation.

Reference: Comm. 1055
Intr. by: Ms. David (B/R)
Approve: FC-139

The Natural Energy Laboratory of Hawaii‘i Authority seeks a variance from a requirement that ground signs be no more than eight square feet in area, for a sign that would measure 79 square feet, with a maximum lettering size of 13 inches.

Reference: Comm. 1058
Intr. by: Ms. David (B/R)
Approve: PWPRC-50
**Res. 683-18:** TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PURCHASE FITNESS EQUIPMENT FOR THE PĀHOA DISTRICT PARK

Transfers $6,500 from the Clerk-Council Services – Contingency Relief account (Council District 4); and credits to the Department of Parks and Recreation, Recreation Division Equipment account.

Reference: Comm. 1065
Intr. by: Ms. O’Hara

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**Res. 684-18:** TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO THE FRIENDS OF THE FUTURE TO SUPPORT THE 2018 HAWAI‘I ISLAND WOMEN’S LEADERSHIP SUMMIT

Transfers $1,000 from the Clerk-Council Services – Contingency Relief account (Council District 1); and credits to the Office of the Prosecuting Attorney, Committee on Status of Women account.

Reference: Comm. 1066
Intr. by: Ms. Poindexter

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**Res. 685-18:** TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO THE BIG ISLAND RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL TO ASSIST WITH EXPENSES RELATED TO THE 2018 HAWAI‘I ISLAND VETERANS DAY PARADE

Transfers $1,000 from the Clerk-Council Services – Contingency Relief account (Council District 1); and credits to the Office of the Prosecuting Attorney, Other Current Expenses account.

Reference: Comm. 1067
Intr. by: Ms. Poindexter
Res. 686-18: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO THE HAWAI’I COUNTY ECONOMIC OPPORTUNITY COUNCIL FOR THE PURCHASE OF CITRIC ACID TO CONTROL THE COQUI FROG INFESTATION IN COUNCIL DISTRICT 6
Transfers $2,000 from the Clerk-Council Services – Contingency Relief account (Council District 6); and credits to the Department of Research and Development, Agriculture Other Current Expenses account.
Reference: Comm. 1068
Intr. by: Ms. David

Res. 687-18: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO THE HAWAI’I COUNTY ECONOMIC OPPORTUNITY COUNCIL FOR THE PURCHASE OF CITRIC ACID TO CONTROL COQUI FROGS IN COUNCIL DISTRICT 8
Transfers $2,000 from the Clerk-Council Services – Contingency Relief account (Council District 8); and credits to the Department of Research and Development, Agriculture Other Current Expenses account.
Reference: Comm. 1069
Intr. by: Ms. Eoff

Res. 688-18: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO THE HAWAI’I COUNTY ECONOMIC OPPORTUNITY COUNCIL FOR THE PURCHASE OF CITRIC ACID TO CONTROL COQUI FROGS IN COUNCIL DISTRICT 7
Transfers $2,500 from the Clerk-Council Services – Contingency Relief account (Council District 7); and credits to the Department of Research and Development, Agriculture Other Current Expenses account.
Reference: Comm. 1070
Intr. by: Mr. Kanuha
Res. 689-18: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PURCHASE A LINE TAPING MACHINE FOR THE DEPARTMENT OF PARKS AND RECREATION’S PARK FACILITIES IN THE HILO AREA
Transfers $320 from the Clerk-Council Services – Contingency Relief account (Council District 3); and credits to the Department of Parks and Recreation, Friends of the Park account.

Reference: Comm. 1071
Intr. by: Ms. Lee Loy

Res. 696-18: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO PROJECT VISION HAWAI‘I TO PURCHASE A MOBILE HYGIENE UNIT TO BE USED AT DISASTER RELIEF LOCATIONS AND TRANSITIONAL MICRO-HOUSING UNITS
Transfers $2,000 from the Clerk-Council Services – Contingency Relief account (Council District 6); and credits to the Department of Parks and Recreation, Administration Other Current Expenses account.

Reference: Comm. 1081
Intr. by: Ms. David

Res. 697-18: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO PROJECT VISION HAWAI‘I TO PURCHASE A MOBILE HYGIENE UNIT TO BE USED AT DISASTER RELIEF LOCATIONS AND HOMELESS ENCAMPMENTS
Transfers $3,000 from the Clerk-Council Services – Contingency Relief account (Council District 8); and credits to the Department of Parks and Recreation, Administration Other Current Expenses account.

Reference: Comm. 1082
Intr. by: Ms. Eoff
Res. 698-18: AUTHORIZES THE ACCEPTANCE OF A DONATION OF RESPIRATOR MASKS TO THE COUNTY OF HAWAI‘I
Donated by HPM Building Supply, this donation of 2,095 respirator masks was distributed to the Puna, Ka‘ū, and Hilo districts due to volcanic ash emitted during the recent Kīlauea eruption.

Reference: Comm. 1084
Intr. by: Ms. David (B/R)
Waived: FC

Res. 699-18: AUTHORIZES THE ACCEPTANCE OF A DONATION OF RESPIRATOR MASKS TO THE COUNTY OF HAWAI‘I
Donated by ʻOhana Health Plan, this donation of 12,000 respirator masks was distributed to the Puna, Ka‘ū, and Hilo districts due to volcanic ash emitted during the recent Kīlauea eruption.

Reference: Comm. 1085
Intr. by: Ms. David (B/R)
Waived: FC

Res. 700-18: AUTHORIZES THE ACCEPTANCE OF A DONATION OF RESPIRATOR MASKS TO THE COUNTY OF HAWAI‘I
Donated by 3M Hawai‘i, this donation of 98,000 respirator masks was distributed to the Puna, Ka‘ū, and Hilo districts due to volcanic ash emitted during the recent Kīlauea eruption.

Reference: Comm. 1086
Intr. by: Ms. David (B/R)
Waived: FC

Res. 701-18: AUTHORIZES THE ACCEPTANCE OF A DONATION OF RESPIRATOR MASKS TO THE COUNTY OF HAWAI‘I
Donated by Stanley B. Palms of Bucoda, Washington, in memory of Florence Keuapuni Naeole, this donation of 150 HDX N95 respirator masks and 120 3M brand particulate respirator masks was distributed to the Puna community due to volcanic ash emitted during the recent Kīlauea eruption.

Reference: Comm. 1087
Intr. by: Ms. David (B/R)
Waived: FC
BILLS FOR ORDINANCES (FIRST READING)


Increases revenues in the Federal Grants – Housing Choice Voucher Program account ($170,000); and appropriates the same to the Voucher Rental Subsidies account for a total appropriation of $18,895,000. Funds would be used for the Housing Assistance Payment subsidies.

Reference:  Comm. 1059
Intr. by:  Ms. David (B/R)
Approve:  FC-140


Increases revenues in the Federal Grants – Hawai‘i County Police Department (HCPD) Data Grant account ($40,000); and appropriates the same to the HCPD Data Grant account for a total appropriation of $56,520. Funds would be used to purchase ten mobile data terminal Toughbook computers.

Reference:  Comm. 1088
Intr. by:  Ms. David (B/R)
Waived:  FC


Increases revenues in the Federal Grants – Distracted Driving Project account ($4,200); and appropriates the same to the Distracted Driving Project account for a total appropriation of $62,200. Funds would be used to increase the number of citations issued for driving while operating an electronic mobile device.

Reference:  Comm. 1089
Intr. by:  Ms. David (B/R)
Waived:  FC
**Bill 195:** AMENDS ORDINANCE NO. 18-68, AS AMENDED, THE OPERATING BUDGET FOR THE COUNTY OF HAWAI‘I FOR THE FISCAL YEAR ENDING JUNE 30, 2019

Increases revenues in the Federal Grants – Hawai‘i County Police Department (HCPD) Traffic Investigation Program account ($34,340); and appropriates the same to the HCPD Traffic Investigation Program account for a total appropriation of $105,840. Funds would be used to increase the number of officers trained in advanced traffic accident reconstruction and other traffic-crash related courses.

Reference: Comm. 1090
Intr. by: Ms. David (B/R)
Waived: FC

**Bill 196:** AMENDS ORDINANCE NO. 18-68, AS AMENDED, THE OPERATING BUDGET FOR THE COUNTY OF HAWAI‘I FOR THE FISCAL YEAR ENDING JUNE 30, 2019

Increases revenues in the Federal Grants – Occupant Protection Program account ($11,000); and appropriates the same to the Occupant Protection Program account for a total appropriation of $90,000. Funds would be used to increase the number of seatbelt and child restraint citations issued and to purchase 35 tint meters and a canopy tent.

Reference: Comm. 1091
Intr. by: Ms. David (B/R)
Waived: FC

**Bill 197:** AMENDS ORDINANCE NO. 18-68, AS AMENDED, THE OPERATING BUDGET FOR THE COUNTY OF HAWAI‘I FOR THE FISCAL YEAR ENDING JUNE 30, 2019

Increases revenues in the Federal Grants – High Intensity (HI) Impact Grant account ($126,624); and appropriates the same to the HI Impact Grant account for a total appropriation of $308,624. Funds would be used to combat the methamphetamine drug problem in Hawai‘i County by conducting sting operations and training police officers in the enforcement of these drug-related cases.

Reference: Comm. 1092
Intr. by: Ms. David (B/R)
Waived: FC
**Bill 198:**

Increases revenues in the Reimburse Debt Service – Department of Water Supply account ($201,422); and appropriates the same to the General Serial Bond Redemption – County account for a total appropriation of $28,857,753. Funds would be used to pay off the department’s Happy Homes United States Department of Agriculture Loan No. 9.

Reference: Comm. 1093
Intr. by: Ms. David (B/R)
Waived: FC

**ORDER OF THE DAY (SECOND OR FINAL READING)**

**Bill 182:**
AMENDS CHAPTER 36, ARTICLE 1, ARTICLE 4, AND ARTICLE 5, OF THE HAWAI‘I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO MAXIMUM COUNCIL DISTRICT DEVIATION IN ANY REDISTRICTING PLAN

Amends Section 36-6 and Section 36-8 by increasing the maximum council district deviation from 4.99 percent to 5.99 percent for any proposed Council District, and repeals Section 36-9, Alternate Plan Requirements.

Reference: Comm. 1034
Intr. by: Ms. O’Hara
First Reading: September 19, 2018

**Bill 184:**

Appropriates revenues in the Federal Grants – Local Justice Assistance Grant (JAG) Program account ($113,387); and appropriates the same to the Local JAG Program account. Funds would be used by the Hawai‘i County Police Department to purchase a driving simulator for its Emergency Vehicle Operator Course as well as remedial training of employees involved in traffic collisions.

Reference: Comm. 1038
Intr. by: Ms. David (B/R)
First Reading: September 19, 2018

Increases revenues in the State Grants – Glass Recycling Program account ($5,854); and appropriates the same to the Glass Recycling Program – State account, for a total appropriation of $117,730. Funds would be used by the Department of Environmental Management to offset a portion of the cost of glass collection and reuse.

Reference: Comm. 1040
Intr. by: Ms. David (B/R)
First Reading: September 19, 2018

Bill 187: PROVIDES FOR THE COST OF PUBLIC SEWER SYSTEM IMPROVEMENTS IN “IMPROVEMENT DISTRICT NO. 20 – LONO KONA SUBDIVISION,” DISTRICT OF NORTH KONA, COUNTY OF HAWAI‘I, FIXES THE PORTION OF THE COST TO BE ASSESSED AGAINST BENEFITED ASSESSMENT UNITS, ADOPTS FINAL ASSESSMENT ROLL, IMPOSES ASSESSMENT LIEN AGAINST EACH ASSESSMENT UNIT ASSESSED ACCORDING TO THE ASSESSMENT, PROVIDES FOR PAYMENT OF ASSESSMENTS IN INSTALLMENTS, AND AUTHORIZES FURTHER ACTIONS BY THE DIRECTOR OF FINANCE

Creates a special fund to be known as “Improvement District No. 20 – Lono Kona Subdivision,” into which the funds for the costs of the improvements and all money collected by the Director of Finance for assessments levied by this ordinance shall be placed (the total estimated cost of the authorized improvements in the Improvement District is $2,437,000).

Reference: Comm. 1061
Intr. by: Ms. David (B/R)
First Reading: September 19, 2018

Appropriates revenues in the State Grants – Waimea Needs Assessment account ($10,000); and appropriates the same to the Waimea Needs Assessment account. Funds would be used by the Department of Research and Development to support a needs-assessment of the Waimea agricultural sector to be used in the development of a master plan of the Kamuela Vacuum Cooperative.

Reference: Comm. 1063
Intr. by: Ms. David (B/R)
First Reading: September 19, 2018

REPORTS

PC-72 (Comm. 1057): NOMINATION OF CHRIS CACKLEY TO THE NORTH KOHALA COMMUNITY DEVELOPMENT PLAN ACTION COMMITTEE

Requires Council Confirmation by: October 13, 2018 (Section 13-4(l), Hawai‘i County Charter)

EMC-7 (Comm. 1056): NOMINATION OF DEE FULTON TO THE ENVIRONMENTAL MANAGEMENT COMMISSION

Requires Council Confirmation by: October 13, 2018 (Section 13-4(l), Hawai‘i County Charter)

REFERRALS FOR EXECUTIVE SESSION
A 2/3 vote pursuant to Hawai‘i Revised Statutes, Section 92-4, and Rule Nos. 2 and 10 of the Rules of Procedure of the County Council is necessary to hold an executive meeting.

OTHER BUSINESS
(包括但不限于考虑否决事项，如果有，或者对议程上行动的重新考虑。)

ANNOUNCEMENTS

ADJOURNMENT

Note: B/R, when listed next to the name of an Introducer, signifies that the Council Member has agreed to introduce legislation “By Request” on behalf of the requesting party. It does not necessarily signify support of or opposition to the proposal.
The meeting places are accessible for persons with disabilities. Persons who need special accommodations for this meeting should call 961-8255 by **October 1, 2018**. Relay users please call 711(961-8255) to contact our office.

**Public attendance via courtesy site** is available at the following locations until 4:30 p.m. or later in the event public testimony has not been completed:
- **Kona Council Office**, West Hawai‘i Civic Center, 74-5044 Ane Keohokālole Highway, Building A;  
- **Pāhoa Council Office**, 15-2879 Pāhoa Village Road; and  

**Public attendance via courtesy site** is also available at the following locations until public testimony has been completed:
- **Nā‘ālehu State Office Building**, 95-5669 Māmalahoa Highway; and  
- **Old Kohala Courthouse**, 54-3900 Akoni Pule Highway, Kapa‘au.

If, due to unanticipated circumstances, the courtesy site is unavailable and/or participation is disrupted, the scheduled meeting will continue.

**Live stream of County Council Meetings:** Council meetings are available for live viewing. Click on Council Meetings on the County’s homepage at [http://www.hawaiicounty.gov](http://www.hawaiicounty.gov).

Copies of this agenda and items listed on the agenda are available on the County Clerk-Council web page at [http://www.hawaiicounty.gov/lb-council-meeting](http://www.hawaiicounty.gov/lb-council-meeting). For further information, please call 961-8255.

**Submitting Written Testimony:** Those submitting written testimony at the meeting should bring **fourteen (14)** copies for distribution. Public testimony may also be submitted **before 12:00 noon on the business day prior to the meeting:** (1) by mail to the County Clerk’s Office in Hilo at 25 Aupuni Street, Hilo, Hawai‘i, 96720; (2) by facsimile to (808) 961-8912; or (3) by email to counciltestimony@hawaiicounty.gov. Please submit separate testimony for each item.

**Submitting Video Testimony:** Those submitting video testimony may email a complete web address (url) to videotestimony@hawaiicounty.gov before **12:00 noon on the business day prior to the meeting**. The email shall indicate the appropriate Committee or Council meeting, the meeting date, agenda item (communication, bill, resolution or report number), and number of testifiers on the video submittal. **Each video submittal shall be limited to a single agenda item.** Video submittals may contain up to three individual testifiers and shall each be up to three minutes in length. Video testimony will not be played during the meeting; however, it will be distributed to Council Members prior to the meeting. The Office of the County Clerk reserves the right to refuse testimony containing inappropriate content or that is not in compliance with Council Rule 13 (Public Statements and Testimony).

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