COUNTY COUNCIL
County of Hawai‘i
Hawai‘i County Building
25 Aupuni Street
Hilo, Hawai‘i 96720

20th Session

ORDER OF BUSINESS

West Hawai‘i Civic Center
74-5044 Ane Keohokālole Highway, Building A
Kailua-Kona, Hawai‘i

August 19, 2015
9:00 a.m.

(Note: Please turn cell phones, pagers, and other mobile communication devices on silent mode.)

INVOCATION
Pastor Jason Meechan of Kona Faith Center

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

Serving the Interests of the People of Our Island
Hawai‘i County is an Equal Opportunity Provider and Employer.
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

COMMUNICATIONS

Comm. 414: REQUESTS THE ACCEPTANCE OF A DONATION OF TEN MULTI-FUNCTION LIGHT EMITTING DIODE HEADLAMPS, WITH A COMBINED VALUE OF $225.90

From Finance Director Deanna Sako, dated July 31, 2015. Donated by the Daniel Sayre Memorial Foundation, for use by the Volcano Volunteer Fire Station.

Waived: FC

ORDER OF RESOLUTIONS

Res. 234-15: AUTHORIZES THE PAYMENT OF FUNDS OF A LATER FISCAL YEAR AND OF MORE THAN ONE FISCAL YEAR FOR A MULTI-YEAR LEASE FOR ONE COPIER FOR THE OFFICE OF MANAGEMENT

Authorizes the Mayor to enter into a four-year lease agreement for a copier at an approximate cost of $250 per month.

Reference: Comm. 393
Intr. by: Ms. Eoff
Approve: FC-31

Res. 240-15: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO HOPE SERVICES HAWAI‘I, INC., TO PURCHASE BUNK BEDS FOR THE KIHEI PUA EMERGENCY HOMELESS SHELTER IN EAST HAWAI‘I

Transfers/appropriates $10,000 out and from the Clerk-Council Services – Contingency Relief account (Council District 5); and credits the same to the Office of the Prosecuting Attorney, Prosecuting Attorney Other Current Expenses, Miscellaneous Contract Services account (Hope Services Hawai‘i, Inc. – Kihei Pua Emergency Homeless Shelter Bunk Beds). Funds would be used to purchase 12 bunk beds.

Reference: Comm. 404
Intr. by: Mr. Paleka
**Res. 241-15:** TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO REIMBURSE THE DEPARTMENT OF PARKS AND RECREATION FOR THE PURCHASE OF A BANNER

Transfers/appropriates $178.12 out and from the Clerk-Council Services – Contingency Relief account (Council District 3); and credits the same to the Department of Parks and Recreation, Elderly Activities Division Special Programs Other Current Expenses, Printing account (3x7 Banner). Funds would be used to pay for a Summer Festival banner.

Reference: [Comm. 405](#)
Intr. by: Mr. Onishi

**Res. 242-15:** 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 HAWAIʻI NATIONAL GUARD VOLUNTEER SUPPORT ORGANIZATION, INC., TO ASSIST WITH TRANSPORTATION EXPENSES FOR THE HAWAIʻI ISLAND STARBASE PROGRAM DURING THE 2015–2016 SCHOOL YEAR

Transfers/appropriates $2,000 out and from the Clerk-Council Services – Contingency Relief account (Council District 3); and credits the same to the Office of the Prosecuting Attorney, Prosecuting Attorney Other Current Expenses, Miscellaneous Contract Services account (Hawaiʻi National Guard Volunteer Support Organization, Inc. – STARBASE Program).

Reference: [Comm. 406](#)
Intr. by: Mr. Onishi

**Res. 243-15:** TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO PUNA COMMUNITY MEDICAL CENTER FOR EQUIPMENT AND MATERIALS

Transfers/appropriates $10,000 out and from the Clerk-Council Services – Contingency Relief account (Council District 5); and credits the same to the Department of Research and Development, Hawaiʻi County Resource Center, Miscellaneous Contract Services account (Puna Community Medical Center).

Reference: [Comm. 407](#)
Intr. by: Mr. Paleka
Res. 244-15: TRA?NFER/S APPROPRIATES AN APPROPRIATION OUT AND FROM THE DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO THE HILO HIGH SCHOOL FOUNDATION FOR THE 15TH ANNIVERSARY SUMOTO CITY VISIT
Transfers/appropriates $3,000 out and from the Clerk-Council Services – Contingency Relief account (Council District 2); and credits the same to the Department of Liquor Control, Public Programs, Miscellaneous Contract Services account (15th Anniversary Sumoto City Visit). Funds would be used for programs and activities for the Sumoto City students’ visit in August 2015.

Reference: Comm. 408
Intr. by: Mr. Chung

Res. 245-15: TRA?NFER/S 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 FOR EXPENSES RELATING TO THE 2015 BARRIO FIESTA
Transfers/appropriates $5,000 out and from the Clerk-Council Services – Contingency Relief account (Council District 4); and credits the same to the Department of Research and Development, Hawai‘i County Resource Center, Miscellaneous Contract Services account (Big Island Resource Conservation and Development Council). Funds would be used to pay for expenses for the 2015 Barrio Fiesta to be held on October 3, 2015.

Reference: Comm. 409
Intr. by: Mr. Ilagan

Res. 246-15: TRA?NFER/S 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 FOR EXPENSES RELATING TO THE 2015 FILIPINO AMERICAN HERITAGE MONTH (FAHM) CELEBRATION AND BARRIO FIESTA
Transfers/appropriates $5,000 out and from the Clerk-Council Services – Contingency Relief account (Council District 1); and credits the same to the Department of Research and Development, Hawai‘i County Resource Center, Miscellaneous Contract Services account (Big Island Resource Conservation and Development Council). Funds would be used to pay for expenses relating to the 2015 FAHM Celebration and Barrio Fiesta scheduled for the month of October.

Reference: Comm. 410
Intr. by: Ms. Poindexter
**Res. 247-15:** AUTHORIZES THE PAYMENT OF FUNDS OF A LATER FISCAL YEAR AND OF MORE THAN ONE FISCAL YEAR FOR A MULTI-YEAR LEASE FOR ONE MULTIFUNCTION COPY MACHINE FOR THE OFFICE OF THE COUNTY CLERK, ELECTIONS DIVISION

Authorizes the Mayor to enter into a five-year lease agreement for a multifunction copy machine at an approximate cost of $225 per month.

Reference: Comm. 411
Intr. by: Mr. Kanuha
Waived: FC

**Res. 248-15:** AUTHORIZES THE ACCEPTANCE OF A DONATION OF AN ALL-TERRAIN VEHICLE AND TRAILER TO THE HAWAI‘I FIRE DEPARTMENT

Donated by the Daniel Sayre Memorial Foundation, with a combined value of $19,538.08.

Reference: Comm. 416
Intr. by: Ms. Eoff
Waived: FC

**Res. 249-15:** PROPOSES AN AMENDMENT TO THE COUNTY OF HAWAI‘I GENERAL PLAN, IN ACCORDANCE WITH THE GENERAL PLAN COMPREHENSIVE REVIEW PROCESS, RELATING TO GEOTHERMAL RESOURCES DEVELOPMENT

Proposes the following amendments to the General Plan: 1) The relevant Hawai‘i County Planning Commission should have the authority to regulate future geothermal development in Hawai‘i County subject to state law; 2) Additional development of geothermal resources should mitigate impacts to people by the use of best available control technology; and 3) Additional development of geothermal resources that are not part of the previously approved Geothermal Resource Permit 2 production facilities should avoid urban areas zoned for residential use.

Reference: Comm. 417
Intr. by: Mr. Ilagan
Waived: PC
Res. 250-15: PROPOSES AN AMENDMENT TO THE COUNTY OF HAWAI‘I GENERAL PLAN, IN ACCORDANCE WITH THE GENERAL PLAN COMPREHENSIVE REVIEW PROCESS, RELATING TO: 1) MASS TRANSIT; 2) OPEN SPACES; 3) SENSITIVE NATURAL AND CULTURAL RESOURCES; AND 4) HISTORIC TRAILS

Proposes the following amendments to the General Plan: 1) Mass Transit – Include island-wide review of existing transit system, consider Mass Transit Master Plan if completed in time, and depict route systems on both island-wide and smaller area maps, by geographic location; 2) Open Spaces – Compilation of island-wide inventory and include current and projected open space on both an island-wide and smaller area maps by geographical location; 3) Sensitive Natural and Cultural Resources – Protection of public trust resources must be considered in all County land use policies and decisions; and 4) Historic Trails – Development of a formal public access program with consideration for existing trails and potential trails, connections, and extensions to be coordinated with appropriate State and Federal agencies.

Reference: Comm. 418
Intr. by: Ms. Eoff
Waived: PC

Res. 251-15: PROPOSES AN AMENDMENT TO THE COUNTY OF HAWAI‘I GENERAL PLAN, IN ACCORDANCE WITH THE GENERAL PLAN COMPREHENSIVE REVIEW PROCESS, RELATING TO ROADWAYS IN SOUTH HILO

Proposes the following amendments to the General Plan: 1) Remove section 14.3.5.2.2, relating to South Hilo, that recommends focusing commercial development in the Waiakea Houselots area along Kekūanāo‘a, Pi‘ilani, Manono, and Lanikaula Streets; and 2) Remove ten future collector roads shown on the South Hilo District Transportation-Roadways map, currently included as Figure 48.

Reference: Comm. 420
Intr. by: Mr. Onishi
Waived: PC
BILLS FOR ORDINANCES (FIRST READING)

The Windward and Leeward Planning Commissions forward their favorable recommendations for this amendment.

Reference: Comm. 398
Intr. by: Greggor Ilagan (B/R)
Approve: PC-24

Appropriates revenues in the Asset Forfeitures – State account ($200,000); and appropriates the same to the Asset Forfeitures – State account. The appropriation is necessary for the Police Department to receive State Asset Forfeiture funds.

Reference: Comm. 412
Intr. by: Ms. Eoff
Waived: FC

Increases revenues in the State Grants – Coastal Zone Management account ($16,258); and appropriates the same to the Coastal Zone Management – Other Current Expenses account. Funds would be used for costs related to increased wages of public employees providing contract work and for performance of additional services.

Reference: Comm. 413
Intr. by: Ms. Eoff
Waived: FC
Appropriates revenues in the State Grants – Fall Prevention/Home Safety Program account ($3,360); and appropriates the same to the Fall Prevention/Home Safety Program account. Funds would be used by the Hawai‘i Fire Department to conduct home safety assessments with individuals identified as at-risk for falls and to refer individuals to prevention services.

Reference: Comm. 415
Intr. by: Ms. Eoff
Waived: FC

ORDER OF THE DAY (SECOND OR FINAL READING)

Bill 62 (Draft 2): INITIATES AN AMENDMENT TO ARTICLE VI, CHAPTER 3, SECTION 6-3.4, OF THE HAWAI‘I COUNTY CHARTER (2014), RELATING TO COUNTY BANDS
Removes language specifying that bandmasters and band employees are appointed and exempt from civil service laws and classifications.

Reference: Comm. 357.2
Intr. by: Mr. Onishi
First Reading: August 5, 2015

Bill 63: AMENDS ORDINANCE NO. 15-58, AS AMENDED, RELATING TO PUBLIC IMPROVEMENTS AND FINANCING THEREOF FOR THE FISCAL YEAR JULY 1, 2015, TO JUNE 30, 2016
Adds the Public Works Kapi‘olani Street Extension, Mohouli Street to Lanikāula Street project for $500,000 to the Capital Budget. Funds for the project shall be provided from General Obligation Bonds, Capital Projects Fund - Fund Balance and/or Other Sources ($500,000). Funds would be used towards increased construction costs from unforeseen circumstances such as the discovery of unsuitable ground materials found while performing clearing, grubbing, and subgrade preparation work.

Reference: Comm. 362
Intr. by: Ms. Eoff
First Reading: August 5, 2015
Note: Requires 2/3 vote of the entire membership to amend, pursuant to Section 10-6(e), Hawai‘i County Charter

Appropriates revenues in the Transfer from General Fund account ($6,706.26); and appropriates the same to the Lōkahi Treatment Center account (Grant to the Lōkahi Treatment Center – District 4). Funds would be used for the rental of office space in the Pāhoa Village Center.

Reference: Comm. 400
Intr. by: Ms. Eoff
First Reading: August 5, 2015

REPORTS


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
(Including but not limited to consideration of vetoed items, if any, or reconsideration of actions on agenda items.)

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 August 17, 2015. 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:

- County Council Room, Hawai‘i County Building, 25 Aupuni Street, First Floor, Room 1401; and
- Waimea Council Office, Holomua Center, 64-1067 Māmalahoa Highway, Suite 5.
Public attendance via courtesy site is also available at the following locations until public testimony has been completed:

- County Facility (former Bank of Hawai‘i Building), 54-3888 Akoni Pule Highway, Kohala;
- Nāʻālehu State Office Building, 95-5669 Māmalahoa Highway, Nāʻālehu; and
- Pāhoa Neighborhood Facility, 15-2710 Kauhale Street.

If for technical or other unanticipated circumstances the video and/or audio connection cannot be made or 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 Council-Clerk 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 e-mail to counciltestimony@hawaiicounty.gov. **Please submit separate testimony for each item.**

**Submitting Video Testimony:** Those submitting video testimony may e-mail a complete web address (url) to videotestimony@hawaiicounty.gov **before 12:00 noon on the business day prior to the meeting.** The e-mail 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).

**Viewing of Meetings on Government Access Television - Channel 55:**

Wednesdays, August 26 and September 2, 2015, at 6 p.m.; Fridays, August 28 and September 4, 2015, at 12 p.m.; and Sundays, August 30 and September 6, 2015, at 9 a.m. (These airtimes are subject to preemption by broadcasts from the State Legislature, and are subject to change by Na Leo ‘O Hawai‘i. Please check the current legislative broadcast schedule on the Na Leo ‘O Hawai‘i website at [http://www.naleo.tv/tv-schedules/channel-55/](http://www.naleo.tv/tv-schedules/channel-55/).)

### UPCOMING MEETINGS

**TUESDAY, SEPTEMBER 1, 2015**

**COMMITTEES**  |  **TBA**  |  **COUNCIL ROOM - HILO**  
25 Aupuni Street
WEDNESDAY, SEPTEMBER 2, 2015

COUNCIL 9:00 A.M. COUNCIL ROOM - HILO
25 Aupuni Street

TUESDAY, SEPTEMBER 15, 2015

COMMITTEES TBA WEST HAWAIʻI CIVIC CENTER
74-5044 Ane Keohokālole Highway
Building A

WEDNESDAY, SEPTEMBER 16, 2015

COUNCIL 9:00 A.M. WEST HAWAIʻI CIVIC CENTER
74-5044 Ane Keohokālole Highway
Building A