COUNTY COUNCIL

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

15th Session

ORDER OF BUSINESS

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

June 3, 2015
9:00 a.m.

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

INVOCATION

Pastor Bob Tominaga of Thy Word Ministries

CALL TO ORDER

ROLL CALL

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

STATEMENTS FROM THE PUBLIC ON AGENDA ITEMS (9:00 A.M.)

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

APPROVAL OF MINUTES

COMMUNICATIONS

ORDER OF RESOLUTIONS

**Res. 190-15:** TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM THE DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT FOR THE PURCHASE OF TABLE TENNIS SUPPLIES FOR THE KEKUAOKALANI GYMNASIUM

Transfers/appropriates $2,000 out and from the Clerk-Council Services – Contingency Relief account (Council District 7); and credits the same to the Department of Parks and Recreation, Recreation Division Other Current Expenses, Educational-Recreational-Scientific S account (Table Tennis Supplies).

Reference: Comm. 314
Intr. by: Mr. Kauha

**Res. 191-15:** COMMITS TO FUNDING THE COST ITEMS AGREED UPON BY THE EMPLOYERS AND THE HAWAI‘I GOVERNMENT EMPLOYEES ASSOCIATION (HGEA) UNITS 02, 03, 04 AND EMPLOYEES EXCLUDED FROM THOSE UNITS FOR THE CONTRACT PERIOD JULY 1, 2015, THROUGH JUNE 30, 2017

Cost items are across-the-board increases, step movements, change in stand-by compensation, and lump sum payments for an approximate cost to the County of $6,167,311.

Reference: Comm. 316
Intr. by: Ms. Eoff
Waived: FC
Res. 192-15: AUTHORIZES THE ACCEPTANCE OF A MONETARY DONATION OF $17,586.55 TO THE DEPARTMENT OF RESEARCH AND DEVELOPMENT
Donated by the Honorable Masamichi Miyawaki, Mayor of the Yurihama Prefecture of Japan, on behalf of his government, to be used for the benefit of the residents of Lower Puna who were affected by the June 27th lava flow.

Reference: Comm. 318
Intr. by: Ms. Eoff
Waived: FC

Res. 193-15: AUTHORIZES THE OFFICE OF THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS (DLIR), PURSUANT TO HAWAI‘I REVISED STATUTES SECTION 46-7, FOR A WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA) GRANT
Provides $1,521,232 from DLIR to the Office of Housing and Community Development’s WIOA program to assist adults, dislocated workers, and youth to increase their employment retention, earnings, skills, and literacy.

Reference: Comm. 319
Intr. by: Ms. Eoff
Waived: FC

Res. 194-15: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM THE DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT FOR IMPROVEMENTS TO PARK FACILITIES IN COUNCIL DISTRICT 3
Transfers/appropriates $400.73 out and from the Clerk-Council Services – Contingency Relief account (Council District 3); and credits the same to the Department of Parks and Recreation, Transfer to Capital Project Fund-General account (Discretionary Projects-Council District 3).

Reference: Comm. 320
Intr. by: Mr. Onishi
**Res. 195-15:** TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM THE DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT FOR AN ADDITIONAL STREET LIGHT ON KING AVENUE

Transfers/appropriates $2,500 out and from the Clerk-Council Services – Contingency Relief account (Council District 3); and credits the same to the Department of Public Works, Transfer to Capital Project Fund-General account (Street Light Installations Islandwide – King Avenue). Funds would be used for a light fixture and an electrical connection for King Avenue in Hilo.

Reference: Comm. 321
Intr. by: Mr. Onishi

**Res. 196-15:** TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM THE DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT FOR PARK IMPROVEMENTS IN COUNCIL DISTRICT 5

Transfers/appropriates $15,500 out and from the Clerk-Council Services – Contingency Relief account (Council District 5); and credits the same to the Department of Parks and Recreation, Transfer to Capital Project Fund-General account (Discretionary Projects – Council District 5).

Reference: Comm. 322
Intr. by: Mr. Paleka

**Res. 197-15:** APPROVES THE HAWA‘I STATE ASSOCIATION OF COUNTIES (HSAC) EXECUTIVE COMMITTEE SLATE FOR FISCAL YEAR 2015-2016

Requests the Council’s approval of the following slate of HSAC Executive Committee Members and their alternates for the term beginning July 1, 2015: Michael P. Victorino, President (Gladys C. Baisa, Alternate); Dennis “Fresh” Onishi, Vice President (Daniel K. Paleka, Jr., Alternate); J. Ikaika Anderson, Secretary (Joey Manahan, Alternate); and Mel Rapozo, Treasurer (Ross Kagawa, Alternate).

Reference: Comm. 323
Intr. by: Mr. Onishi
Waived: GREDC
AUTHORIZES THE ACCEPTANCE OF A MONETARY DONATION OF $100 TO THE DEPARTMENT OF PARKS AND RECREATION
Donated by Annie Y. Tanaka to be used for Memorial Day festivities at the West Hawai`i Veterans Cemetery.

Reference: Comm. 324
Intr. by: Ms. Eoff
Waived: FC

AUTHORIZES THE OFFICE OF THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE UNIVERSITY OF HAWAI'I OFFICE OF RESEARCH SERVICES IN HILO
Provides $90,000 from the Research and Development Department to support the development of renewable energy systems and emerging designs of distributed energy on the Island of Hawai‘i.

Reference: Comm. 326
Intr. by: Ms. Eoff
Waived: FC

AUTHORIZES THE MAYOR TO ENTER INTO A MULTI-YEAR MANAGEMENT AND SOCIAL SUPPORT SERVICES AGREEMENT FOR THE KALOKO HOUSING PROGRAM, NĀ KAHUA HALE O ULU WINI AS OFFERED THROUGH A REQUEST FOR PROPOSALS DATED APRIL 15, 2015
Authorizes the Mayor to enter into a three-year agreement with the option of two one-year extensions to hire a contractor to provide property management and social support services.

Reference: Comm. 327
Intr. by: Ms. Eoff
Waived: FC
Res. 201-15: AUTHORIZES THE OFFICE OF THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF HAWAIʻI DEPARTMENT OF AGRICULTURE (HDOA), PURSUANT TO HAWAIʻI REVISED STATUTES SECTION 46-7, FOR A COFFEE BERRY BORER PESTICIDE SUBSIDY GRANT

Provides $450,000 from HDOA to the Research and Development Department to offer subsidies to farmers who purchase pesticides to combat the coffee berry borer.

Reference: Comm. 329
Intr. by: Ms. Eoff
Waived: FC

BILLS FOR ORDINANCES (FIRST READING)


Increases revenues in the Federal Grants – Housing Choice Voucher Program account ($500,000); and appropriates the same to the Voucher Rental Subsidies account. Funds would be used towards rental assistance for eligible program participants.

Reference: Comm. 317
Intr. by: Ms. Eoff
Waived: FC


Appropriates revenues in the Private – Miscellaneous Private Contributions account ($17,586.55); and appropriates the same to the Miscellaneous Private Contributions account. Funds donated by Sister City Yurihama Prefecture (Japan) would be used for the benefit of the residents of Lower Puna who were affected by the June 27th lava flow.

Reference: Comm. 318
Intr. by: Ms. Eoff
Waived: FC

Increases revenues in the Federal Grants – Workforce Innovation and Opportunity Act (WIOA) account ($1,521,232); and appropriates the same to the following accounts: WIOA – Administration Planning 2015-16 ($152,121); WIOA – Adult Program 2015-16 ($495,316); WIOA – Dislocated Worker Program 2015-16 ($405,276); and WIOA – Youth Program 2015-16 ($468,519). Funds would be used to assist adults, dislocated workers, and youth to increase their employment retention, earnings, skills, and literacy.

Reference: Comm. 319
Intr. by: Ms. Eoff
Waived: FC


Amends the Hawai‘i County Code to reflect the provisions of the WIOA, which supersedes the Workforce Investment Act of 1998 and amends the Adult Education and Family Literacy Act, the Wagner-Peyser Act, and the Rehabilitation Act of 1973, to take effect on July 1, 2015.

Reference: Comm. 325
Intr. by: Ms. Eoff
Waived: FC


Authorizes the issuance up to $99,750,000 in general obligation bonds, which includes $750,000 for the cost of issuance, for those public improvement projects authorized under Ordinance No. 14-82 (Capital Budget for Fiscal Year 2014-2015).

Reference: Comm. 328
Intr. by: Ms. Eoff
Waived: FC

Appropriates revenues in the State Grant – Coffee Berry Borer Pesticide Subsidy Program account ($450,000); and appropriates the same to the Coffee Berry Borer Pesticide Subsidy Program account. Funds would be used to offer subsidies to farmers who purchase pesticides to combat the coffee berry borer.

Reference:  Comm. 329
Intr. by: Ms. Eoff
Waived: FC


Increases revenues in the Transfer from General Fund account ($5,000); and appropriates the same to The Food Basket Inc., Miscellaneous Contract Services account (grant to The Food Basket, Inc. – District 8). Funds would be used towards warehouse improvements and equipment at Na Kahuā Hale O Uluwini.

Reference:  Comm. 331
Intr. by: Ms. Eoff
Waived: FC

ORDER OF THE DAY (SECOND OR FINAL READING)

Bill 35:  ADOPTS A PAY PLAN FOR PERSONS EMPLOYED BY THE COUNTY OTHER THAN THOSE WHOSE PAY IS OTHERWISE PROVIDED FOR, DESIGNATES PAYROLL PERIODS, PAY DAYS, PRESCRIBES REQUIREMENTS WITH RESPECT TO OFFICIAL FIDELITY BONDS, AND REPEALS ORDINANCE NO. 14-84 AND ALL AMENDMENTS THERETO, SAID ORDINANCE TO BE KNOWN AS THE SALARY ORDINANCE OF 2015

Incorporates the scheduled increase to minimum wage effective January 1, 2016, into the proposed Salary Ordinance of 2015.

Reference:  Comm. 205
Intr. by: Ms. Eoff
First Reading: April 15, 2015
Postponed: May 6, 2015

(Note: There is a pending motion by Ms. Eoff and duly seconded by Ms. David to approve Bill 35.)

(Comms. 205.2 and 205.3 continue on the next page.)
; and

Comm. 205.2: From Council Member Greggor Ilagan, dated May 13, 2015, transmitting proposed amendments to Bill 35.

; and

Comm. 205.3: From Council Member Greggor Ilagan, dated May 13, 2015, transmitting a proposed amendment to Bill 35.


Names the beach park located at Kohanaiki, North Kona, the “Kohanaiki Beach Park.”

Reference: Comm. 284
Intr. by: Ms. Eoff
First Reading: May 19, 2015


Appropriates revenues in the State Grants – Abandoned Motor Vehicle Tires account ($45,000); and appropriates the same to the Abandoned Motor Vehicle Tires. Funds would be used towards abandoned motor vehicle tire disposal fees and to assist programs that promote the removal of these tires.

Reference: Comm. 298
Intr. by: Ms. Eoff
First Reading: May 19, 2015


Increases revenues in the State Grants – Department of Health – Tobacco Sting Grant account ($12,000); and appropriates the same to the Department of Health – Tobacco Sting Grant. Funds would be used to prevent the sale of tobacco to minors.

Reference: Comm. 299
Intr. by: Ms. Eoff
First Reading: May 19, 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 June 1, 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:

- Kona Council Office, West Hawai‘i Civic Center, 74-5044 Ane Keohokālole Highway, Building A;
- 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;
- Nā‘ālehu State Office Building, 95-5669 Māmalahoa Highway, Nā‘ālehu;
- 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.

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. 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, June 10 and 17, 2015 (to follow the viewing of the June 1, 2015, meeting scheduled to start at 6 p.m.); Fridays, June 12 and 19, 2015 (to follow the viewing of the June 1, 2015, meeting scheduled to start at 12 p.m.); and Sundays, June 14 and 21, 2015 (to follow the viewing of the June 1, 2015, meeting scheduled to start 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/.)

UPCOMING MEETINGS

MONDAY, JUNE 15, 2015
COMMITIES TBA
WEST HAWAI‘I CIVIC CENTER
74-5044 Ane Keohokālole Highway
Building A

TUESDAY, JUNE 16, 2015
COUNCIL 9:00 A.M.
WEST HAWAI‘I CIVIC CENTER
74-5044 Ane Keohokālole Highway
Building A

TUESDAY, JUNE 30, 2015
COMMITIES TBA
COUNCIL ROOM - HILO
25 Aupuni Street

WEDNESDAY, JULY 1, 2015
COUNCIL 9:00 A.M.
COUNCIL ROOM - HILO
25 Aupuni Street