COUNTY COUNCIL

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

30th Session

ORDER OF BUSINESS

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

January 6, 2016
9:00 a.m.

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

INVOCATION
Pastor Charles Kama of New Hope Hilo, Hawai‘i

CALL TO ORDER

ROLL CALL

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

STATEMENTS FROM THE PUBLIC ON AGENDA ITEMS

(Note: Council may take a lunch break close to the noon hour.)

APPROVAL OF MINUTES

February 8, 2015
December 2, 2015

COMMUNICATIONS

ORDER OF RESOLUTIONS

Res. 354-16: 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 PUNA COMMUNITY MEDICAL CENTER FOR THE MEDIVAN FEASIBILITY DEMONSTRATION PROJECT

Transfers $10,000 from the Clerk-Council Services – Contingency Relief account (Council District 4); and credits to the Research and Development, Hawai‘i County Resource Center account.

Reference: Comm. 583
Intr. by: Mr. Ilagan

Res. 355-16: 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 NATIONAL GUARD YOUTH CHALLENGE ACADEMY FOUNDATION TO ASSIST WITH EXPENSES RELATED TO TRANSPORTATION FOR THE HAWAI‘I ISLAND STARBASE PROGRAM DURING THE 2015-2016 SCHOOL YEAR

Transfers $1,200 from the Clerk-Council Services – Contingency Relief account (Council District 6); and credits to the Office of the Prosecuting Attorney, Other Current Expenses account.

Reference: Comm. 584
Intr. by: Ms. David
Res. 356-16: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT FOR THE ROOF REPLACEMENT PROJECT AT THE NAS SWIMMING POOL FACILITY
Transfers $16,000 from the Clerk-Council Services – Contingency Relief account (Council District 3); and credits to the Parks and Recreation, Friends of the Park account.

Reference: Comm. 587
Intr. by: Mr. Onishi

Res. 359-16: 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 PĀHOA SCHOOLS SUPPORT FOUNDATION FOR A COMMUNITY SERVICE PROJECT DAY
Transfers $1,000 from the Clerk-Council Services – Contingency Relief account (Council District 4); and credits to the Office of the Prosecuting Attorney, Other Current Expenses account.

Reference: Comm. 591
Intr. by: Mr. Ilagan

Res. 361-16: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO BIG ISLAND SUBSTANCE ABUSE COUNCIL TO DEFRAY THE COST OF PURCHASING A STORAGE CONTAINER FOR THERAPEUTIC GARDEN EQUIPMENT AND SUPPLIES
Transfers $2,500 from the Clerk-Council Services – Contingency Relief account (Council District 5); and credits to the Liquor Control, Public Programs account.

Reference: Comm. 593
Intr. by: Mr. Paleka
Res. 363-16: AUTHORIZES THE OFFICE OF THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF HAWAI‘I DEPARTMENT OF AGRICULTURE (DOA), AGRICULTURAL RESOURCE MANAGEMENT DIVISION, PURSUANT TO HAWAI‘I REVISED STATUTES SECTION 46-7, TO DONATE A VEHICLE TO THE STATE AGRICULTURAL RESOURCE MANAGEMENT DIVISION

Donates one dump truck to DOA to maintain the Waimea and Honoka’a-Pa‘auilo Irrigation Systems.

Reference: Comm. 595
Intr. by: Ms. Eoff
Waived FC

Res. 365-16: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO HOSPICE OF HILO TO PURCHASE LAPTOPS AND SOFTWARE TO IMPROVE PATIENT CARE AND SERVICES

Transfers $3,500 from the Clerk-Council Services – Contingency Relief account (Council District 5); and credits to the Office of Aging, Other Current Expenses account.

Reference: Comm. 602
Intr. by: Mr. Paleka

Res. 369-16: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO PA‘A PONO MILOLI‘I TO ASSIST MILOLI‘I FISHING VILLAGE WITH ADDRESSING THE DENGUE OUTBREAK

Transfers $5,000 from Transfers $5,000 from the Clerk-Council Services – Contingency Relief account (Council District 6); and credits to the Civil Defense Agency, Miscellaneous Contract Services account. Funds would be used to purchase materials and supplies to reduce and eliminate breeding mosquitoes, promote the “Fight the Bite” campaign, and engage in other measures to prevent dengue fever in the Miloli’i Fishing Village.

Reference: Comm. 614
Intr. by: Ms. David
BILLS FOR ORDINANCES (FIRST READING)

Bill 120:  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 Lower Puna Lava Response Projects – Federal Emergency Management Agency (FEMA) project for $10 million to the Capital Budget. Funds for this project shall be provided from Federal Grants Receivable ($10 million). Funds would be used towards reimbursable expenditures incurred for the FEMA portion of the June 27, 2014, Lava Flow on the northeast flank of Puʻu Oʻo.

Reference:  Comm. 596
Intr. by:  Ms. Eoff
Waived:  FC
Note:  Requires 2/3 vote of the entire membership to amend, pursuant to Section 10-6(e), Hawaiʻi County Charter

Bill 121:  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
Reappropriates lapsed fuel tax funds from previous years to the Capital Budget. Funds shall be provided from the Fuel Tax Increase 12-14 account ($2,070,063.90), and would be used for the projects listed in Exhibit A.

Reference:  Comm. 597
Intr. by:  Ms. Eoff
Waived:  FC
Note:  Requires 2/3 vote of the entire membership to amend, pursuant to Section 10-6(e), Hawaiʻi County Charter

Appropriates revenues in the Fund Balance from Previous Year – Reserved account ($136,056.48); and appropriates the same to the Transfer to Capital Projects Fund – Highway account. These excess fuel tax revenues collected in Fiscal Year 2014-2015 would be used by the Department of Public Works, Highways Division.

Reference:  Comm. 598
Intr. by:  Ms. Eoff
Waived:  FC
ORDER OF THE DAY (SECOND OR FINAL READING)


Authorizes the acquisition of a portion of Lot 25, as delineated in Exhibit 1, to widen Kuauli Road and construct right and left turn lanes.

Reference: Comm. 578
Intr. by: Mr. Paleka
First Reading: December 14, 2015
Note: Second of two required readings, Section 101-13, Hawai‘i Revised Statutes

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 January 4, 2016. 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; and
- Waimea Council Office, Holomua Center, 64-1067 Māmalahoa Highway, Suite 5.

Public attendance via courtesy site is also available at the following location until public testimony has been completed or 4:30 p.m., whichever comes first:

- Conference Room adjacent to Hisaoka Gymnasium, Kamehameha Park Complex, 54-382 Kamehameha Park Road, Kapa‘au.
Public attendance via courtesy site is also available at the following locations until public testimony has been completed:

- Nāʻālehu State Office Building, 95-5669 Māmalaha 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.

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, Hawaiʻi, 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, January 13 and 20, 2016, at 6 p.m.; Fridays, January 15 and 22, 2016, at 12 p.m.; and Sundays, January 17 and 24, 2016, at 9 a.m. (These airtimes are subject to preemption by broadcasts from the State Legislature, and are subject to change by Na Leo ʻO Hawaiʻi. Please check the current legislative broadcast schedule on the Na Leo ʻO Hawaiʻi website at http://www.naleo.tv/tv-schedules/channel-55/.)