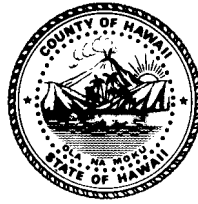


JAMES Y. ARAKAKI
Chairman & Presiding Officer

AL SMITH
Vice Chairman



AARON S.Y. CHUNG
LENINGRAD ELARIONOFF
JULIE JACOBSON
BOBBY JEAN LEITHEAD-TODD
NANCY PISICCHIO
J. CURTIS TYLER, III
DOMINIC YAGONG

COUNTY COUNCIL

*County of Hawai'i
Hawai'i County Building
25 Aupuni Street
Hilo, Hawai'i 96720*

42nd Session

ORDER OF BUSINESS

Hawai'i County Council
Hilo, Hawai'i

August 9, 2000
9:00 a.m.

CALL TO ORDER

ROLL CALL

INVOCATION

Pastor Alex Pacheco of the New Hope Church of Hilo

APPROVAL OF MINUTES

June 21, 2000

Deferred: July 26, 2000

STATEMENTS FROM THE PUBLIC ON ITEMS LISTED ON THE ORDER OF BUSINESS

PETITIONS, MEMORIALS AND COMMUNICATIONS

ORDER OF RESOLUTIONS

Res. 280-00: Creates a Motor Vehicle Registration Clerk I for the Department of Finance, Treasury Division, for West Hawai'i;

Re: Comm. 842
Intr. by: Mr. Chung
Approved: FC-295

and

Comm. 842.001: From Acting Finance Director Dixie Kaetsu, dated July 26, 2000.

Res. 281-00: Authorizes the acceptance of a donation of an "Ojizo-Sama" statue; {Lili'uokalani Gardens - Dept. of Parks & Recreation. }

Re: Comm. 844
Intr. by: Mr. Arakaki
Approved: FC-296

and

Comm. 844.001: From Council Chairman James Y. Arakaki, transmitting a proposed Draft 2 to Resolution 281-00;

and

Res. 281-00: Authorizes the acceptance of a donation of an "Ojizo-Sama" statue; (Draft 2) {Lili'uokalani Gardens - Dept. of Parks & Recreation. }

Res. 282-00: Approves the establishment of a Sister-City Relationship between Sumoto City (Awaji Island), Japan and the County of Hawai'i.

Re: Comm. 848
Intr. by: Mr. Chung
Approved: FC-297

Res. 283-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-4-008:014, situate at Kukuau 1st, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension;

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-93
1st of 2 Readings

and

Comm. 851.001: From Deputy Corporation Counsel Gerald Takase, dated July 26, 2000.

Res. 284-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-006:002, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-94
1st of 2 Readings

Res. 285-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-061:037, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-95
1st of 2 Readings

Res. 286-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-061:036, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-96
1st of 2 Readings

Res. 287-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-061:035, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-97
1st of 2 Readings

Res. 288-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-061:034, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-98
1st of 2 Readings

Res. 289-00: Provides for the acquisition of private property, being portions of Tax Map Key (3)2-5-061:074, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-99
1st of 2 Readings

Res. 290-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-061:075, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-100
1st of 2 Readings

Res. 291-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-061:076, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-101
1st of 2 Readings

Res. 292-00: Provides for the acquisition of private property, being portions of Tax Map Key (3)2-5-061:078, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-102
1st of 2 Readings

Res. 293-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-061:079, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-103
1st of 2 Readings

Res. 294-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-046:001, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-104
1st of 2 Readings

Res. 295-00: Provides for the acquisition of private property, being portions of Tax Map Key (3)2-5-046:009, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-105
1st of 2 Readings

Res. 296-00: Provides for the acquisition of private property, being portions of Tax Map Key (3)2-5-046:007, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-106
1st of 2 Readings

Res. 297-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-045:014, situate at Kukuau 2nd, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-107
1st of 2 Readings

Res. 298-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-045:001, situate at Kaumana, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-108
1st of 2 Readings

Res. 299-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-044:001, situate at Kaumana, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-109
1st of 2 Readings

Res. 300-00: Provides for the acquisition of private property and easements, being portions of Tax Map Key (3)2-5-055:045, situate at Kaumana, District of South Hilo, County and State of Hawai'i, for the Puainako Street Extension.

Re: Comm. 851
Intr. by: Mr. Yagong
Approved: PWPC-110
1st of 2 Readings

Res. 301-00: Creates a School Crossing Guard hourly temporary position for Ernest B. De Silva Elementary School.

Re: Comm. 853
Intr. by: Ms. Leithead-Todd
Approved: FC-298

Res. 302-00: Creates two (2) School Crossing Guards hourly temporary positions for Kealakehe Elementary and Intermediate Schools.

Re: Comm. 854
Intr. by: Mr. Chung
Approved: FC-299

Res. 303-00: Authorizes the Office of the Mayor to enter into an agreement with the State Department of the Attorney General Crime Prevention and Justice Assistance Division, pursuant to HRS 46-7, for a Domestic Violence Training Grant.

Re: Comm. 855
Intr. by: Mr. Chung
Approved: FC-301

Res. 305-00: Authorizes the Mayor to negotiate and execute an agreement with Parker Ranch Foundation Trust, to satisfy Condition 1 of LUC Docket No. A86-601 and Condition (E) of Ordinance No. 96-117.

Re: Comm. 872
Intr. by: Ms. Pisicchio
HCHA: July 26, 2000

BILLS FOR ORDINANCES

Bill 184: Amends Chapter 2, Article 15, Hawai'i County Code 1983 (1995 Edition), relating to Campaign Contributions.
{Limits Council Member action on measures that concern individuals and businesses that contributed \$100 or more to the campaign fund of the voting member; and makes it illegal for elected officials to have any business interest in a company that does more than \$500 of business per year with the County.}

Re: Comm. 584
Intr. by: Ms. Jacobson
Filed: FC-304

[Bill 269](#): Amends Chapter 21 of the Hawai'i County Code 1983 (1995 Edition), relating to Wastewater Service Charge Rates.
{Proposed fee increases.}

Re: [Comm. 796](#)
Intr. by: Ms. Leithead-Todd (B/R)
Negative: [FC-281](#)
Deferred: July 7, 2000

Bill 279: An Ordinance to amend Ordinance No. 00-63, as amended, the
(Draft 2) Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2001.

{Appropriates \$6,227.24 in the Contribution from Private Source account; and appropriates same to the Fire Protection - Rescue Equipment account.}

Re: Comm. 837.001
Intr. by: Mr. Chung
Approved: FC-292

Bill 280: Amends Ordinance No. 00-63, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2001. {Appropriates \$15,000 in the Federal Grant - Sobriety Checkpoint Expansion account; and appropriates same to the Sobriety Checkpoint Expansion account.}

Re: Comm. 838
Intr. by: Mr. Chung
Approved: FC-293

Bill 281: Amends Ordinance No. 00-63, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2001. {Appropriates \$6,140 in the State Grants - DARE/DOE account; and appropriates same to the DARE/DOE account.}

Re: Comm. 840
Intr. by: Mr. Chung
Approved: FC-294

Bill 282: Amends the State Land Use Boundaries Map, H-14 for the County of Hawai'i, by changing the district classification from the Agricultural to the Rural District at Ouli, South Kohala, Hawai'i covered by Tax Map Key 6-2-11:36. {Susan & Sheldon Spencer, applicants.}

Re: Comm. 843
Intr. by: Ms. Leithead-Todd
Approved: PC-107

Bill 283:
(Draft 3) Amends Section 25-8-7 (North and South Kohala District Zone Map), Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code, by changing the district classification from Agricultural (A-5a) to Residential and Agricultural (RA-2a) at Ouli, South Kohala, Hawai'i, covered by Tax Map Key 6-2-11:36. {Susan and Sheldon Spencer, applicants.}

Re: Comm. 843.002
Intr. by: Ms. Leithead-Todd
Approved: PC-108

Bill 284: Amends Chapter 24, of the Hawai'i County Code 1983 (1995 Edition), relating to Vehicles & Traffic.
{Proposed 35 mph speed limit - Ka'iminani Drive.}

Re: Comm. 845
Intr. by: Mr. Tyler
Approved: PWPC-92

Bill 285: Amends Ordinance No. 00-63, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year June 30, 2001.
{Appropriates \$19,500 in the Federal Grants - Domestic Violence Training account; and appropriates same to the Domestic Violence Training account.}

Re: Comm. 855
Intr. by: Mr. Chung
Approved: FC-300

Bill 286: Amends Ordinance No. 00-64, as amended, relating to Public Improvements and Financing Thereof for the Fiscal Year July 1, 2000 to June 30, 2001.
{Adds the following PUBLIC WORKS project: Kilauea Corridor Traffic Signal Upgrade - Federal (\$1,600,000); funds for this project shall be provided from Federal Grants Receivable (\$1,600,000).}

Re: Comm. 856
Intr. by: Mr. Chung
Negative: FC-302

Bill 287: Amends Ordinance No. 00-64, as amended, relating to Public Improvements and Financing Thereof for the Fiscal Year July 1, 2000 to June 30, 2000.
{Adds the following PUBLIC WORKS project: Kinoole Corridor Traffic Signal Upgrade - Federal (\$1,600,000); funds for this project shall be provided from Federal Grants Receivable (\$1,600,000).}

Re: Comm. 857
Intr. by: Mr. Chung
Approved: FC-303

Bill 297: Amends Ordinance No. 00-63, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2001. {Increases revenues of \$40,000 in the Federal Grants, 2000 Housing Preservation Grants account; and appropriates same to the 2000 Housing Preservation account.}

Re: Comm. 871
Intr. by: Ms. Pisicchio
HCHA: 07/26/00

ORDER OF THE DAY

Res. 271-00: Provides for the acquisition of private property, being a portion of Tax Map Key (3)2-2-027-044, situate at Waiakea, District of South Hilo, County and State of Hawai'i, for the improvements at the intersection of Lanikaula and Manono Streets.

Re: Comm. 814
Intr. by: Mr. Yagong (B/R)
Approved: PWPC-89
2nd of 2 Readings

Bill 277: Amends Chapter 24, of the Hawai'i County Code 1983 (1995 Edition) relating to Vehicles and Traffic. {Eliminates parking meter zones in downtown Hilo.}

Re: Comm. 820
Intr. by: Ms. Leithead-Todd
1st Reading: July 26, 2000

Bill 278: Amends Ordinance No. 91-27, which reclassified lands from Open (O) to Village Commercial (CV-10) at Keahuolu, North Kona, Hawai'i covered by Tax Map Key 7-4-15:5 (Portion). {Liliuokalani Trust, applicant}

Re: Comm. 821
Intr. by: Ms. Leithead-Todd
1st Reading: July 26, 2000

REPORTS

REFERRALS FOR EXECUTIVE SESSION

(The purpose of the meeting is to consult with Corporation Counsel relating to matters involving potential County liability, as authorized by Sections 92-4 and 92-5, HRS.)

Comm. 850: EXECUTIVE SESSION - CLAIM OF KAWAMATA FARMS/KENTFIELD OKAMOTO
From Deputy Corporation Counsel Steven Christensen, dated July 11, 2000.

Deferred: July 26, 2000

Comm. 863: EXECUTIVE SESSION - CLAIM OF SADAO KOGA
From Deputy Corporation Counsel Steven Christensen, dated July 20, 2000.

OTHER BUSINESS

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

ANNOUNCEMENTS

TUESDAY, AUGUST 22, 2000

COMMITTEES TBA COUNCILROOM

WEDNESDAY, AUGUST 23, 2000

COUNCIL 9:00 a.m. COUNCILROOM

WEDNESDAY, SEPTEMBER 6, 2000

COMMITTEES TBA COUNCILROOM

THURSDAY, SEPTEMBER 7, 2000

COUNCIL 9:00 a.m. COUNCILROOM

STATEMENTS FROM THE PUBLIC

ADJOURNMENT

(Note: B/R, as listed next to the name of an Introducer, signifies that the Councilmember has agreed to introduce legislation "By Request" and on behalf of the requesting party; however, it does not necessarily signify their support of or opposition to the proposal.)

The meeting place is accessible for persons with physical disabilities. Persons who need special accommodations to attend this meeting should call 961-8255. Persons using TDDs may call 961-8521. Those desiring to speak on matters listed on the Order of Business must register at the County Clerk's Office prior to the convening of the meeting. Copies may be viewed at the Hawai'i County Services Office at 75-5706 Kuakini Highway, Suite 103, Kailua-Kona, Hawai'i 96740; at the Office of the County Clerk at 25 Aupuni Street, Hilo, Hawai'i 96720; and the County Council's Kona Branch Office at 77-6399 Nalani Street, Suite 104, Kailua-Kona, Hawai'i 96740.

Government Access Television: Hilo (Channel 9); Kona (Channel 12)
Wednesday, August 16, 2000 at 6 p.m.; Sunday, August 20, 2000 at 9 a.m.; and
Wednesday, August 23, 2000 at 6 p.m.