

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*

29th Session

ORDER OF BUSINESS

Hawai'i County Council
Hilo, Hawai'i

Thursday, January 20, 2000
9:00 a.m.

CALL TO ORDER

ROLL CALL

INVOCATION

Reverend Daien Soga of the Puna Hongwanji Mission

APPROVAL OF MINUTES

December 1 and 15, 1999

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

PETITIONS, MEMORIALS AND COMMUNICATIONS

Comm. 573: APPOINTMENT - HAWAI'I COUNTY BOARD OF APPEALS
From Mayor Stephen K. Yamashiro, dated December 6, 1999,
submitting the nomination of Gerald K. Yamada to serve a term
ending December 31, 2004.

Waived: PC
Deferred: January 5, 2000

Comm. 575: APPOINTMENT - HAWAI'I COUNTY PLANNING COMMISSION
From Mayor Stephen K. Yamashiro, dated December 6, 1999,
submitting the nomination of Earl K. Fujikawa to serve a term ending
December 31, 2004.

Waived: PC
Deferred: January 5, 2000

ORDER OF RESOLUTIONS

Res. 185-99: Authorizes the abandonment and disposition of a portion of the Old
Government Road situate at Makapala, North Kohala, Hawai'i;

Re: Comm. 569
Intr. by: Mr. Yagong
Approved: PWPC-60

and

Comm. 569.001: From Executive Assistant Glenn Y. Taguchi, dated January 5, 2000.

Res. 188-99: Authorizes the grant of easement for waterline easement at Paauilo,
District of Hamakua, Island, County and State of Hawai'i, Tax Map
Key No. (3)4-3-18:54, to the Water Commission of the County of
Hawai'i.

Re: Comm. 579
Intr. by: Mr. Chung
Approved: PWPC-61

Res. 189-99: Names streets in the County of Hawai'i, State of Hawai'i.
(Draft 3) (Kiolaka'a-Kea' Homesteads Subdivision, Ka'u - Kiolaka'a Road }

Re: Comm. 581.002
Intr. by: Ms. Leithead-Todd
Approved: PC-78

Res. 192-2K: Names streets in the County of Hawai'i, State of Hawai'i.
(Draft 2) {Ouli Mutual Self Help Subdivision, South Kohala - Haleola Place
and Haleola Street. }

Re: Comm. 597.001
Intr. by: Ms. Leithead-Todd
Approved: PC-79

Res. 193-2K: Names streets in the County of Hawai'i, State of Hawai'i.
(Draft 2) {Francolin Place Subdivision, South Kohala - Manu'aihue Place. }

Re: Comm. 598.001
Intr. by: Ms. Leithead-Todd
Approved: PC-80

Res. 194-2K: Names streets in the County of Hawai'i, State of Hawai'i.
(Draft 2) {Kalani Estates Subdivision, South Kohala - Makana Aloha Place. }

Re: Comm. 599.001
Intr. by: Ms. Leithead-Todd
Approved: PC-81

Res. 195-2K: Names streets in the County of Hawai'i, State of Hawai'i.
(Draft 2) {Kamaaina Eight Subdivision, North Kona - Huliko'a Drive. }

Re: Comm. 600.001
Intr. by: Ms. Leithead-Todd
Approved: PC-82

Res. 200-2K: Authorizes the County of Hawai'i to enter into an agreement with the State of Hawai'i, pursuant to HRS 46-7, for a Victim Witness Assistance Program grant.
{Negotiated Agreement for Grant Contract Number 99-VW-4 with the State Department of the Attorney General.}

Re: Comm. 613
Intr. by: Mr. Chung
Waived: FC

BILLS FOR ORDINANCES

Bill 162: Amends Chapter 24, of the Hawaii County Code 1983 (1995 Edition), relating to Vehicles and Traffic.
{Pualani Street – convert to through street.}

Re: Comm. 539
Intr. by: Mr. Yagong
Approved: PWPC-58
Deferred: January 5, 2000

Bill 173: Amends Ordinance 99-70, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2000.
{Increases revenues in the Fund Balance from Previous Year account, Sewer Fund, by \$1,260,828; appropriates same to the following Sewer Fund accounts: Wastewater - Salaries & Wages (\$54,597), Wastewater - Other Current Expenses (\$150,000), Wastewater - Equipment (\$210,000) and Replacement Reserve Account (\$846,231).}

Re: Comm. 551
Intr. by: Mr. Chung
Approved: FC-188
Deferred: January 5, 2000

Bill 174: Amends Ordinance 99-70, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2000.
{Increases revenues in the Fund Balance from Previous Year account, Vehicle Disposal Fund, by \$226,000; appropriates same to the Vehicle Disposal - Other Current Expenses account (\$226,000).}

Re: Comm. 552
Intr. by: Mr. Chung
Approved: FC-189
Deferred: January 5, 2000

Bill 182: Amends Chapter 24, of the Hawai'i County Code 1983 (1995 Edition),
(Draft 2) relating to Vehicles and Traffic.
{Kahoa Street, South Hilo, fronting Honolii Beach - proposed parking prohibition during certain hours.}

Re: Comm. 578.001
Intr. by: Mr. Yagong
Approved: PWPC-62

Bill 187: Amends Chapter 24, of the Hawai'i County Code 1983 (1995 Edition),
relating to Vehicles and Traffic.
{Parking in loading and unloading zones.}

Re: Comm. 592
Intr. by: Mr. Yagong
Approved: PWPC-63

Bill 188: Amends Chapter 24, of the Hawai'i County Code 1983 (1995 Edition),
(Draft 2) relating to Vehicles and Traffic.
{Kilauea Avenue, South Hilo, at Waiakeawaena School - adjust parking restrictions and passenger loading zones.}

Re: Comm. 593.001
Intr. by: Mr. Yagong
Approved: PWPC-64

Bill 189: Amends the State Land Use Boundaries Map, H-25 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 6-2-11:11.
{Michael C. and Betty Jo Williams, applicant}

Re: Comm. 596
Intr. by: Ms. Leithead-Todd
Approved: PC-83

Bill 190: Amends Section 25-8-7 (North and South Kohala District Zone Map),
(Draft 2) 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 6-2-11:11.
{Michael C. and Betty Jo Williams, applicant}

Re: Comm. 596.001
Intr. by: Ms. Leithead-Todd
Approved: PC-84

Bill 191: Amends Chapter 24, of the Hawai'i County Code 1983 (1995 Edition), creating one-way traffic pattern on Kapiolani Street on specified holidays being Christmas Eve, Christmas Day, Good Friday, Holy Saturday and Easter Sunday, relating to Vehicles and Traffic.

Re: Comm. 602
Intr. by: Mr. Yagong
Approved: PWPC-65

ORDER OF THE DAY

Bill 170: Amends Ordinance 99-70, as amended, the Operating Budget for the County of Hawaii for the Fiscal Year ending June 30, 2000.
{Appropriates revenues in the Federal Grant – Big Island Traffic Safety Awareness Program account by \$31,400; appropriates same to the Big Island Traffic Safety Awareness Program account. }

Re: Comm. 543
Intr. by: Mr. Chung
1st Reading: January 5, 2000

Bill 172: Amends Ordinance 99-70, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2000.
(Draft 2) {Increases revenues in the Fund Balance from Previous Year account, Solid Waste Fund, by \$1,122,000; and appropriates to the following Solid Waste- accounts: Salaries & Wages (\$232,000), Other Current Expenses (\$100,000), Equipment (\$500,000); and to the following Puuanahulu Landfill accounts: Salaries & Wages (\$40,000) and Other Current Expenses (\$250,000). }

Re: Comm. 550.002
Intr. by: Mr. Chung (B/R)
1st Reading: January 5, 2000

Bill 175: Amends Ordinance 99-70, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2000.
{Appropriates revenues in the State Grants - Area Plan on Aging account by \$20,363; appropriates same to the Area Plan on Aging account. }

Re: Comm. 553
Intr. by: Mr. Chung
1st Reading: January 5, 2000

Bill 176: Amends Ordinance 99-70, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2000.
{Increases revenues in the Contribution from Private Source account by \$20,000; appropriates same to the Home Delivered Meals - Private account. }

Re: Comm. 554
Intr. by: Mr. Chung
1st Reading: January 5, 2000

Bill 178: Amends Section 25-8-3 (North Kona Zone Map), Article 8, Chapter 25 (Zoning Code) of the Hawaii County Code, by changing the district classification from Resort (V), Multiple Family Residential (RM-3 and RM-10), Village Commercial (CV-10) and Open (O) to Project District at Kaupulehu, North Kona, Hawaii, covered by Tax Map Key 7-2-10:1, Portion of 2, 8, 9; 7-2-12:2.
{Kaupulehu Makai Venture, applicant}

Re: Comm. 565
Intr. by: Ms. Leithead-Todd
1st Reading: January 5, 2000

Bill 179: Amends Section 25-8-3 (North Kona Zone Map), Article 8,
(Draft 4) Chapter 25 (Zoning Code) of the Hawai'i County Code, by changing the district classification from Open to Project District at Kukio 2nd and Maniniowali, Hawai'i, covered by Tax Map Key 7-2-4:18.
(Manini'owali Equity Co., LLC, applicant)

Re: Comm. 566.003
Intr. by: Ms. Leithead-Todd
1st Reading: January 5, 2000

Bill 183: Amends Ordinance 99-70, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2000.
{Increases revenues in the Federal Grants - Kokua Ka'u Juvenile Delinquency Prevention account by \$10,000; appropriates same to the Kokua Ka'u Juvenile Delinquency Prevention account.}

Re: Comm. 582
Intr. by: Ms. Jacobson
1st Reading: January 5, 2000

REPORTS

REFERRALS FOR EXECUTIVE SESSION

Comm. 549.001: EXECUTIVE SESSION - PERREIRA, FERGERSTROM,
TAVARES, ROWE & PAIVA V. COUNTY OF HAWAI'I, ET AL.
CIVIL NOS. 98-83 THROUGH 98-87 (CONSOLIDATED)

From Deputy Corporation Counsel Steven Christensen, dated
January 6, 2000.

Comm. 588: EXECUTIVE SESSION - PAUL ABILEY VS. CRISTETA LUIS,
ET AL., CIVIL NO. 99-186

From Deputy Corporation Counsel Joseph K. Kamelamela, dated
December 14, 1999.

Deferred: January 5, 2000

OTHER BUSINESS

ANNOUNCEMENTS

TUESDAY, FEBRUARY 1, 2000

PUBLIC WORKS & PARKS

COMMITTEE	9:00 a.m.	COUNCILROOM
FINANCE COMMITTEE	10:30 a.m.	COUNCILROOM
HUMAN SERVICES & ECONOMIC DEVELOPMENT COMMITTEE	1:00 p.m.	COUNCILROOM
PLANNING COMMITTEE	2:30 p.m.	COUNCILROOM

WEDNESDAY, FEBRUARY 2, 2000

COUNCIL	9:00 a.m.	COUNCILROOM
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THURSDAY, FEBRUARY 10, 2000

PLANNING COMMITTEE	9:00 a.m.	COUNCILROOM
WORKSHOP (BILL 276 - SUBDIVISION CODE)		

TUESDAY, FEBRUARY 15, 2000

COMMITTEES	TBA	COUNCILROOM
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WEDNESDAY, FEBRUARY 16, 2000

COUNCIL	9:00 a.m.	COUNCILROOM
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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)
Sunday, January 23, 2000 at 9 a.m.; and Wednesday, January 26, 2000 at 6 p.m.