



PETITIONS, MEMORIALS AND COMMUNICATIONS

ORDER OF RESOLUTIONS

Res. 216-00: Provides for the acquisition of private property, being portions of Tax Map Keys (3)7-5-017;005, 7-5-019:001, 7-5-019:038, 7-5-019:040 and 7-5-02:001, situate at Waiaha 1st, Puapuaanui 1st and Kahului 1st and 2nd, District of North Kona, County and State of Hawai'i, for the Ali'i Highway mauka-makai connector road.

Re: Comm. 671  
Intr. by: Mr. Chung (B/R)  
Filed: FC-253

Res. 239-00: Deletes an Equipment Operator III and creates a Laborer II position. {Highways Division, Department of Public Works.}

Re: Comm. 723  
Intr. by: Mr. Chung  
Approved: FC-255

Res. 240-00: Authorizes the Mayor to enter into a multi-year agreement to lease two (2) copy machines for the Office of Housing and Community Development.

Re: Comm. 728  
Intr. by: Mr. Chung  
Approved: FC-256

Res. 241-00: Authorizes the sale, in fee simple, of Lot 6 of "Crossroads" situate at  
(Draft 2) Lanihau 1st, North Kona, Hawai'i.  
{TMK: (3)7-5-04:63; 43,562 square feet - Maryl Group, Inc. }

Re: Comm. 730.003  
Intr. by: Mr. Chung (B/R)  
Approved: FC-257

Res. 247-00: Authorizes the Mayor, on behalf of the County of Hawai'i, to execute a contract for a voting and vote counting system for the State of Hawai'i Office of Elections, the County of Hawai'i, the City and County of Honolulu, the County of Kaua'i and the County of Maui.

Re: Comm. 752  
Intr. by: Mr. Chung  
Waived: FC

Res. 248-00: Authorizes the appropriation and use of prior year funds resulting from the execution of a supplemental agreement for a computer system and Legislative History Database for the Office of the County Clerk and County Council.

{To cover the unanticipated cost of leasing and servicing the statewide "precinct count" voting equipment and cover the increased cost of temporary assignments; appropriates \$45,500 to the following Clerk accounts: Elections-Other Current Expenses-Miscellaneous Contractual Services (\$45,000) and Council Salary & Wages-Miscellaneous (\$500).}

Re: Comm. 753  
Intr. by: Mr. Chung  
Waived: FC

Res. 249-00: Authorizes the funding increase of Special Counsel Contracts for William Silva, et al., v. County of Hawai'i et al., Civil No. 97-622 (Hilo).

{Contract Numbers 96327, 96326 and 99055 (\$540,000).}

Re: Comm. 754  
Intr. by: Mr. Chung (B/R)  
Waived: FC

Res. 250-00: Authorizes the County of Hawai'i to enter into an agreement with the United States of America, pursuant to HRS 46-7, for a Federal Equitable Sharing Agreement.

{ Police Department-provides equitable share of forfeited cash, property and proceeds for investigations the Department was a participant. }

Re: Comm. 755  
Intr. by: Mr. Chung  
Waived: FC

## BILLS FOR ORDINANCES

Bill 210: Amends Ordinance No. 99-41 of the County of Hawai'i adopted on April 12, 1000, relating to the issuance of general obligation bonds for the purpose of Financing Various Public Improvements for the County of Hawai'i.

{Adds the construction of a mauka-makai road to connect Ali'i Drive to Queen Ka'ahumanu Highway in Kailua-Kona (\$3,000,000).}

Re: Comm. 671  
Intr. by: Mr. Chung (B/R)  
Filed: FC-254

Bill 235: Amends Ordinance 99-70, as amended, the Operating Budget for the Fiscal Year ending June 30, 2000.

{Increases revenues in the Federal Grants - Federal Transit Administration account by \$299,971; and appropriates same to the Federal Transit Administration account.}

Re: Comm. 717  
Intr. by: Mr. Chung  
Approved: FC-258

Bill 238: Amends Chapter 24 (Traffic Schedule), of the Hawai'i County Code 1983 (1995 Edition), relating to Traffic Regulations.

{Kukuau Street - proposed 25 mile per hour limit}

Re: Comm. 731  
Intr. by: Mr. Yagong  
Approved: PWPC-77

Bill 239: Amends Section 25-8-33 (City of Hilo Zone Map), Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code, by changing the district classification from Single Family Residential (RS-10) to General Commercial (CG-7.5) at Waiakea, South Hilo, Hawai'i, covered by Tax Map Key 2-2-20:11.

{Thomas C. Chen, applicant}

Re: Comm. 733  
Intr. by: Ms. Leithead-Todd  
Approved: PC-95

Bill 246: Amends Ordinance No. 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, Solid Waste account by \$200,000; and appropriates same to the Landfills, Other Current Expenses, Solid Waste account. }

Re: Comm. 756  
Intr. by: Mr. Chung  
Waived: FC

ORDER OF THE DAY

Bill 83: Amends Chapter 19 of the Hawai'i County Code 1983 (1995 Edition),  
(Draft 3) relating to deferred or Roll Back Tax on the Owner of Agricultural Lands.  
{Exempts deferred or roll back taxes on agricultural dedicated lands when the authorized government agency changes the land use classification to urban or rural districts or when lots of less than 5 acres are created and the conditions of dedication are continued or have been completed; and ensures that deferred or roll back taxes upon breach of dedication would be up to 10 years for a 10-year dedication and up to 20 years for a 20-year dedication. }

Re: Comm. 290.004  
Intr. by: Mr. Yagong  
1st Reading: April 5, 2000  
Deferred: April 19, 2000

Bill 203: Amends Chapter 24, of the Hawaii County Code 1983 (1995 Edition), relating to Vehicles and Traffic.  
{Pualani Street/Wikolia Street - four way stop. }

Re: Comm. 653  
Intr. by: Mr. Yagong  
1st Reading: April 19, 2000

Bill 224: Amends Ordinance 99-71, as amended, relating to Public Improvements and Financing Thereof for the Fiscal Year July 1, 1999 to June 30, 2000.  
{Increases the POLICE DEPARTMENT - Microwave Relocation and System Renovation account from \$6,960,000 to \$8,000,000; funds for this increased appropriation of \$1,040,000 shall be provided from General Obligation Bonds, Capital Projects Fund-Fund Balance and/or Other Sources accounts (\$1,040,000).}

Re: Comm. 699  
Intr. by: Mr. Chung  
1st Reading: April 19, 2000

Bill 226:  
(Draft 2) Amends Section 25-8-2 (North and South Kona Zone Map), Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code, by changing the district classification from Agricultural (A-20a) to Agricultural (A-10a) at Kaloko, North Kona, Hawai'i, covered by Tax Map Key 7-3-26:19.  
{Morton Associates Holdings, applicant}

Re: Comm. 702.001  
Intr. by: Ms. Leithead-Todd (B/R)  
1st Reading: April 19, 2000

Bill 227: Amends the State Land Use Boundaries Map, H-7 for the County of Hawai'i, by changing the district classification from the Agricultural to the Urban District at Kalaoa 4th, North Kona, Hawai'i, covered by Tax Map Key 7-3-005:98.  
{Keven H. and Patricia D. Rinkenbach, applicant}

Re: Comm. 703  
Intr. by: Ms. Leithead-Todd (B/R)  
1st Reading: April 19, 2000

Bill 228:  
(Draft 2) Amends Section 25-8-3 (North Kona 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 (RS-15) at Kalaoa 4th, North Kona, Hawai'i, covered by Tax Map Key 7-3-005:98.  
{Keven H. and Patricia D. Rinkenbach, applicant}

Re: Comm. 703.001  
Intr. by: Ms. Leithead-Todd  
1st Reading: April 19, 2000

Bill 232: Amends Ordinance No. 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 - COPS Alcohol Prevention account by \$5,568; and appropriates same to the COPS Alcohol Prevention account.}

Re: Comm. 707  
Intr. by: Mr. Chung  
1st Reading: April 19, 2000

Bill 233: Amends Ordinance 99-70, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2000.  
{Increases revenues in the Federal Grants - PA-Local Law Enforcement Block Grant account by \$99,718; and appropriates same to the Local Law Enforcement Block Grant account.}

Re: Comm. 711  
Intr. by: Mr. Chung  
1st Reading: April 19, 2000

Bill 234: Amends Ordinance 99-70, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2000.  
{Increases appropriation in the Federal Grant - Rebuild America account by \$8,000; and appropriates same to the Rebuild America account.}

Re: Comm. 714  
Intr. by: Mr. Chung  
1st Reading: April 19, 2000

Bill 236: Amends Ordinance 99-41 of the County of Hawai'i adopted on  
(Draft 2) April 12, 1999, relating to the issuance of general obligation bonds for the purpose of financing various public improvements for the County of Hawai'i.

{Adds the following projects: Puainako Extension (\$3,200,000), Upper Waiakea Stream Flood Control Improvements (\$900,000), Paniolo Drive Sidewalk Improvements (\$200,000); redirects \$4,000,000 in ADA Compliance projects to Dept. of Parks & Recreation - ADA Compliance (\$2,000,000) and Dept. of Public Works - ADA Compliance (\$2,000,000); and deletes the following projects: Puainako Street Extension (\$200,000), Kaumana Drive Improvements (\$800,000) and Waianuenue Drive Road & Bikeway Improvements (\$2,000,000).}

Re: Comm. 719.002  
Intr. by: Mr. Chung  
1st Reading: April 19, 2000

Bill 241: 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 of \$2,209,500 in the following accounts: Federal - Block Grant (\$2,201,000) and Block Grant Program Income (\$8,500); and appropriates to the following General Fund accounts: Care-A-Van Vehicles (\$50,000), Fire Truck - Acquisition (\$300,000), Ookala Gym Annex (250,000), Residential Rehab. Program (\$300,000), Removal of Architectural Barriers (\$909,500), and Administration/Planning/Fair Housing (\$400,000).}

Re: Comm. 735  
Intr. by: Ms. Pisicchio  
1st Reading: April 19, 2000

Bill 242: 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 of \$1,263,000 in the following accounts: Federal Grants - 2000 Home Program (\$963,000) and HOME Program Income (\$300,000); and appropriates to the following General Fund accounts: Kurtistown Self-Help Housing (-\$135,000), Hualalai Elderly Housing Project (\$500,000), Tenant Based Rent Assistance (\$460,000), Kea'au Elderly Housing Project (\$200,000), Hale Ulu Hoi III - Rehabilitation (\$175,000) and OHCD Administration (\$63,000).}

Re: Comm. 736  
Intr. by: Ms. Pisticchio  
1st Reading: April 19, 2000

Bill 243: 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 Transfer From General Fund account by \$139,807; and appropriates to the following Golf Course Fund accounts: Golf Course - Salaries & Wages (\$129,872) and FICA Employer Share - Golf Course (\$9,935).}

Re: Comm. 738  
Intr. by: Mr. Chung  
1st Reading: April 19, 2000

REPORTS

FINANCIAL REPORT: Monthly Financial Status Report for the month ended March 30, 2000.

- HSEDC Rept. 6: (C-468.008) The Committee on Human Services and Economic Development recommends that Communication 468.002 and all related communications be filed. Further, requests the Legislative Auditor's Office draft the following proposed amendments to the Hawai'i County Code: 1) Establish the Finance Department as the central repository of all executed real property instruments (leases, rental agreements, licenses, permits, memorandums of agreement; 2) Require the Finance Director to submit an annual tenancy report to the Council that lists all tenants of county property whether by written agreement or not, the type of agreement, the term, the fees, and verification that the tenant has complied with the terms and conditions of any contract; 3) Place the Council at the end of the negotiation process in a manner providing legislative control as found in other counties; and 4) State the minimum conditions that should be included in a written agreement pursuant to a collaborative consultation with the Finance Director, Corporation Counsel, and other personnel who have been involved in county land management.
- HSEDC Rept. 7: (C-667.050) The Committee on Human Services and Economic Development approves the recommendations contained in Communication 667.050, with the proviso that amendments to the funding recommendations proposed by Councilmember Bobby Jean Leithead-Todd, along with any amendments drafted by other Councilmembers, will be prepared in writing and distributed to Councilmembers for their review no later than two days prior to the next meeting of the Hawai'i County Council on May 3, 2000;
- and
- Comm. 667.054: From Judy Graham, Program Director for Hawai'i Island YWCA, dated April 17, 2000.
- PC Rept. 96: (C-732) The Committee on Planning recommends the approval of the appointment of Pamela H. Hons to the Hawai'i County Water Commission to serve a term to end on December 31, 2004.

## 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. 748:        EXECUTIVE SESSION - WILLIAM SILVA, ET. AL., CIVIL  
NO. 97-622 (HILO)  
From Assistant Corporation Counsel Ted H.S. Hong, dated  
April 18, 2000.

## OTHER BUSINESS

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

## ANNOUNCEMENTS

MONDAY, MAY 15, 2000

COUNCIL	9:00 a.m.	COUNCILROOM
COUNCIL PUBLIC HEARING (REAL PROPERTY TAX RATES)	5:00 p.m.	COUNCILROOM

TUESDAY, MAY 16, 2000

COMMITTEES	TBA	COUNCILROOM
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THURSDAY, MAY 25, 2000

COUNCIL PUBLIC HEARING (REAL PROPERTY TAX RATES)	6:00 p.m.	KONA SURF HOTEL KING KAMEHAMEHA BALLROOM
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THURSDAY, JUNE 1, 2000

COMMITTEES	TBA	COUNCILROOM
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FRIDAY, JUNE 2, 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)  
Wednesday, May 3, 2000, at 6 p.m.; Sunday, May 7, 2000, at 9 a.m.; and Wednesday, May 10, 2000, at 6 p.m.