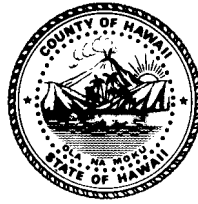


JAMES Y. ARAKAKI  
*Chairman & Presiding Officer*

AL SMITH  
*Vice Chairman*



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

## COUNTY COUNCIL

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

### 44th Session

## ORDER OF BUSINESS

Hawai'i County Council  
Hilo, Hawai'i

September 7, 2000  
9:00 a.m.

CALL TO ORDER

ROLL CALL

INVOCATION

The Reverend Toshio Murakami of the Honpa Hongwanji Hilo Betsuin

APPROVAL OF MINUTES

July 26 and August 9, 2000

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

PETITIONS, MEMORIALS AND COMMUNICATIONS

ORDER OF RESOLUTIONS

Res. 307-00: Accepts the Dedication of Roadway Lot within Kawai'ani Grove, Unit II, from William V. Brilhante, Tax Map Key (3)2-4-079:036 (Portion) formerly Tax Map Key (3)2-4-079:033 (Portion), to the County of Hawai'i.

Re: Comm. 881  
Intr. by: Mr. Yagong  
Approved: PWPC-113

Res. 308-00: Authorizes the County of Hawai'i to enter into an agreement with the State of Hawai'i, pursuant to HRS 46-7, for a Career Criminal Prosecution Grant.  
{Funding for expenses to prosecute crimes of career criminals.}

Re: Comm. 883  
Intr. by: Mr. Chung  
Approved: FC-320

Res. 309-00: 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.  
{Funding for expenses to assist victims and witnesses in the judicial process.}

Re: Comm. 884  
Intr. by: Mr. Chung  
Approved: FC-321

Res. 310-00: Authorizes the County of Hawai'i to enter into an agreement with the United States of America, pursuant to HRS 46-7, for a Juvenile Accountability Incentive Block Grant.  
(Draft 2)  
{Funding for expenses to provide support and purchase training services from community based organization(s) that will be part of accountability based sanctions for juvenile offenders and their parents and provide a means for victim restitution.}

Re: Comm. 885.001  
Intr. by: Mr. Chung  
Approved: FC-323

Res. 311-00: Authorizes the acceptance of a monetary donation, from Hawai'i  
(Draft 2) Police Athletic Federation.  
{Donation of \$500 for the Police Department's HI-PAL program.}

Re: Comm. 886.001  
Intr. by: Mr. Chung  
Approved: FC-325

Res. 312-00: Creates a Workers Compensation Specialist III position and a  
Personnel Clerk II position for the Workers Compensation Unit.  
{Division of Industrial Safety - Workers Compensation Unit.}

Re: Comm. 888  
Intr. by: Mr. Chung (B/R)  
Approved: FC-327

#### BILLS FOR ORDINANCES

Bill 289: 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 PUBLIC WORKS project: Public Safety Building Complex  
Cellblock Detention Facility (\$243,000); funds to be provided from  
General Obligation Bonds, Capital Projects Fund-Fund Balance and/or  
Other Sources (\$243,000).}

Re: Comm. 860  
Intr. by: Mr. Chung  
Negative: FC-316

Bill 299: Amends Ordinance No. 00-64, as amended, related to Public  
Improvements and Financing Thereof for the Fiscal Year July 1, 2000  
to June 30, 2001.  
{Adds the PARKS & RECREATION County Swimming Pools-  
Circulation System Improvements project (\$100,000); funds for this  
project to be provided by General Obligation Bonds, Capital Projects  
Fund-Fund Balance and/or Other Sources (\$100,000).}

Re: Comm. 875  
Intr. by: Mr. Chung  
Approved: FC-317

Bill 300: 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 PARKS & RECREATION Hawaiian Beaches Athletic Field project (\$250,000); funds to be provided from General Obligation Bonds, Capital Projects Fund-Fund Balance and/or Other Sources (\$250,000).}

Re: Comm. 880  
Intr. by: Mr. Smith  
Approved: FC-319

Bill 301:  
(Draft 2) Amends Chapter 15, Parks and Recreation, of the Hawai'i County Code 1983 (1995 Edition), relating to official names of County of Hawai'i Parks and Recreational Facilities.

{Deletes "Beach" from Isaac Hale Memorial Beach Park in Puna; adds cemeteries for the Hamakua, Kohala and Kona Districts.}

Re: Comm. 544.003  
Intr. by: Mr. Yagong  
Approved: PWPC-112

Bill 303: 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 \$198,247 in the Federal Grants - Juvenile Accountability Incentive Block Grant account; and appropriates same to the Juvenile Accountability Incentive Block Grant account.}

Re: Comm. 885  
Intr. by: Mr. Chung  
Approved: FC-322

Bill 304: Amends Ordinance 00-63, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2001.

{Appropriates \$500 in the Contribution from Private Source account; and appropriates same to the HI-PAL account.}

Re: Comm. 886  
Intr. by: Mr. Chung  
Approved: FC-324

Bill 305: Amends Chapter 2, Hawai'i County Code, as amended, relating to the  
(Draft 2) Code of Ethics.  
{Follows the language contained in the State Code of Ethics.}

Re: Comm. 887.001  
Intr. by: Ms. Leithead-Todd  
Amended: FC-326

#### ORDER OF THE DAY

Bill 276: Amends Chapter 19, of the Hawai'i County Code 1983 (1995 Edition),  
(Draft 2) relating to Real Property Taxes.  
{Add a new section to establish a method of valuation of the property of public utilities to enable the County to collect real property taxes from said utilities. Includes provisions relating to: the permissive use of values set forth in annual financial reports to the Public Utilities Commission; definitions; the use of the market approach to determine land values; real property comprising and outside plants; treatment of outside plant property with regard to liens and foreclosure.}

Re: Comm. 813.011  
Intr. by: Mr. Chung (B/R)  
1st Reading: August 23, 2000

Bill 290: 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 \$5,890 in the Federal Grants - Community Policing account; and appropriates same to the Community Policing account.}

Re: Comm. 861  
Intr. by: Mr. Chung  
1st Reading: August 23, 2000

Bill 291: Amends Ordinance No. 00-63, the Operating Budget for the County of  
Hawai'i for the Fiscal Year ending June 30, 2001.  
{Appropriates \$20,000 in the Federal Grants - Organized Crime Drug Enforcement Task Force account; and appropriates same to the Organized Crime Drug Enforcement Task Force account.}

Re: Comm. 862  
Intr. by: Mr. Chung  
1st Reading: August 23, 2000

Bill 292:  
(Draft 3) Amends Ordinance No. 96-104, which amended Ordinance No. 89-78 and No. 93-67, which reclassified lands from Single Family Residential (RS-7.5) to Multiple Family Residential (RM-1) zoned district at Kahaluu, North Kona, Hawai'i, covered by Tax Map Key 7-8-14:90.  
{Keauhou Sunset Corporation (formerly LURI Corporation), applicant.}

Re: Comm. 866.002  
Intr. by: Ms. Leithead-Todd  
1st Reading: August 23, 2000

Bill 293:  
(Draft 2) Amends Section 25-8-11 (Lalamilo-Puukapu Zone Map), Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code, by changing the District classification from Agricultural (A-40a) to Agricultural (A-5a) at Lanikepu, Waimea, South Kohala, Hawai'i, covered by Tax Map Key 6-2-1:91.  
{K.R.S. Development, Inc., applicant.}

Re: Comm. 867.001  
Intr. by: Ms. Leithead-Todd  
1st Reading: August 23, 2000

Bill 294: Amends Ordinance No. 99-76, which amended Ordinance No. 94-78, which reclassified lands from Unplanned (U) to Agricultural (A-1a) at Pu'uuanahulu Homesteads, North Kona, Hawai'i, covered by Tax Map Keys 7-1-05:9, 10, 22, 26, 28-34, 39, 40, 41, 58 & 59.  
{Big Island Country Club & Estates, applicant.}

Re: Comm. 868  
Intr. by: Ms. Leithead-Todd  
1st Reading: August 23, 2000

Bill 295: 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 PARKS & RECREATION project: County Parks Wastewater Facilities Upgrade (\$109,400); funds for this project shall be provided from State Grants Receivable (\$109,400).}

Re: Comm. 869  
Intr. by: Mr. Chung  
1st Reading: August 23, 2000

Bill 296: 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 \$30,250 in the State Grant - Treasury Division Equipment account; and appropriates same to the Treasury Division Equipment account.}

Re: Comm. 870  
Intr. by: Mr. Chung  
1st Reading: August 23, 2000

Bill 298: 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 \$57,336 in the Federal Grants - Violence Against Women account; and appropriates same to the Violence Against Women account.}

Re: Comm. 873  
Intr. by: Mr. Chung  
1st Reading: August 23, 2000

Bill 302: 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 in the County Housing Revolving Fund, Fund Balance from Prior Year Designated account (\$349,784.82); and appropriates to the following County Housing Revolving accounts: Mauna Kea Affordable Housing Revolving (\$54,056.87), Colony Associates Housing (\$3,391.88), Kona Op Partnership Housing (\$2,552.04), Kona Scenic Lands Housing (1,623.93), Hualalai Properties (\$1,594.60), Hualalai Colony 2 (\$4,515.14), Kalaoa Vista Subdivision (\$850.71), Kula Ridge Subdivision Phase 1 (\$1,685.10), Kealoha Subdivision (\$36,278.05), Kukio Projects (\$238,296.08), Hawai'i Land Partnership (\$4,940.42).}

Re: Comm. 882  
Intr. by: Ms. Pisicchio  
1st Reading: August 23, 2000

REPORTS

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

PWPC Rept. 114: (C-877) The Committee of Public Works & Parks recommends the approval of the nominations to the Hawai'i County Veterans Advisory Committee of Louis Kaoiwi to serve a term ending December 31, 2005, and Shigeru Ushijima to serve a term ending December 31, 2000.

FC Rept. 318: (C-878) The Committee on Finance is in accord with the purpose and intent of Communication No. 878 and recommends the approval of the 2001 HSCA Legislative Policy Statement.

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.)

OTHER BUSINESS

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

ANNOUNCEMENTS

TUESDAY, SEPTEMBER 19, 2000

TBA

WEDNESDAY, SEPTEMBER 20, 2000

COUNCIL

9:00 a.m.

COUNCILROOM

TUESDAY, OCTOBER 3, 2000

COMMITTEES

TBA

COUNCILROOM

WEDNESDAY, OCTOBER 4, 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, September 13, 2000, at 6 p.m.; Sunday, September 17, 2000, at 9 a.m.; and  
Wednesday, September 20, 2000, at 6 p.m.