

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*

45th Session

ORDER OF BUSINESS

Hawai'i County Council
Hilo, Hawai'i

September 20, 2000
9:00 a.m.

CALL TO ORDER

ROLL CALL

INVOCATION Kahu Henry Kahalehili of Glad Tidings Church

APPROVAL OF MINUTES

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

PETITIONS, MEMORIALS AND COMMUNICATIONS

ORDER OF RESOLUTIONS

- [Res. 313-00](#): Authorizes the acceptance of carpet for the Edith Kanakaole Multi-Purpose Stadium.
{Department of Parks & Recreation - Ho'olulu Complex.}
- Re: [Comm. 890](#)
Intr. by: Mr. Chung
Approved: [FC-328](#)
- [Res. 314-00](#): Authorizes the installation of convex mirrors within County Rights-of-Way.
(Draft 2)
{Police Department - convex mirror installation permits to improve sight distances.}
- Re: [Comm. 896.001](#)
Intr. by: Mr. Yagong
Approved: [PWPC-116](#)
- [Res. 315-00](#): Changes the time elements of a Lifeguard I (Pool) 2/5T to full-time and a Lifeguard I (Pool) 1/2T to 3/5T.
{Department of Parks & Recreation - Kawamoto Pool.}
- Re: [Comm. 897](#)
Intr. by: Mr. Chung
Approved: [FC-331](#)
- [Res. 316-00](#): Authorizes the County of Hawai'i to enter into an agreement with the State of Hawai'i, Department of Business, Economic Development and Tourism, pursuant to HRS Section 46-8, for an Energy Coordinator Program.
{Funds to implement an Energy Program for the County of Hawai'i for the purpose of increasing the efficiency of energy use in County facilities as well as advance the use of renewable energy resources on the Big Island.}
- Re: [Comm. 898](#)
Intr. by: Mr. Chung
Approved: [FC-332](#)

[Res. 318-00](#): Authorizes the acceptance of a donation of a Miniature Horse.
{Department of Parks & Recreation - Panaewa Zoo.}

Re: [Comm. 909](#)
Intr. by: Mr. Chung
Approved: [FC-334](#)

[Res. 319-00](#): Creates seven (7) Fire Fighter positions for new Volcano EMS Unit;

Re: [Comm. 910](#)
Intr. by: Mr. Chung
Waived: FC

and

[Comm. 910.002](#): From Finance Committee Chairman Aaron Chung, dated September 6, 2000, requesting Res. 319-00 be waived from Finance Committee to Council for immediate action.

BILLS FOR ORDINANCES

[Bill 257](#): Amends Chapter 21, Article 4, Hawai'i County Code 1983 (1995 Edition) by adding a new section to authorize the shutoff of water service by the Department of Water Supply to enforce collection of sewer user fees, and amending Chapter 21, Article 4, Section 21-32, Hawai'i County Code 1983 (1995 Edition) by adding a new subsection to authorize the Chief Engineer to order the shutoff of water service to enforce collection of sewer user fees and providing for Administrative review of said order;

Re: [Comm. 775](#)
Intr. by: Mr. Yagong (B/R)
Negative: [FC-278](#)
Deferred: June 21 & July 7, 2000

and

[Comm. 775.001](#): From Corporation Counsel Richard Wurdeman, dated June 23, 2000;
and

[Comm. 775.002](#): From Councilmember Yagong, dated September 7, 2000, transmitting a memo from Department of Water Supply Manager Milton Pavao.

[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](#)
Deferred: September 7, 2000

and

[Comm. 860.001](#): From Building Division Chief Stanley Takemura, dated September 7, 2000.

[Bill 306](#): Amends Ordinance No. 00-64, as amended, relating to Public Improvements and Financing Thereof for the Fiscal Year July 21, 2000, to June 30, 2001.
{Re-establishes the PUBLIC WORKS, H m kua District, Ahualoa Road (Old Mamalahoa Highway) project (\$150,000); funds for this project shall be provided from Fuel Taxes.}

Re: [Comm. 892](#)
Intr. by: Mr. Yagong
Filed: [FC-329](#)

[Bill 307](#): 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 \$5,900 in the State Grant - Physical Activity Web Page/Resource Guide account; and appropriates same to the Physical Activity Web Page/Resource Guide account.}

Re: [Comm. 893](#)
Intr. by: Mr. Chung
Approved: [FC-330](#)

[Bill 308](#): Amends Ordinance 00-63, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2001. {Appropriates \$49,000 in the State Grant - Miloli'i Water/Fire System Improvement account; and appropriates same to the Miloli'i Water/Fire System Improvement account.}

Re: [Comm. 902](#)
Intr. by: Mr. Chung
Approved: [FC-333](#)

[Bill 309](#): Amends Chapter 24 of the Hawai'i County Code of 1983, as amended, relating to Vehicles and Traffic; {Prohibits the use of coasters, roller skates, roller blades, skateboards and other similar devices in all public areas located on the Waiakea Peninsula, makai of Kamehameha Avenue-Kalaniana'ole Avenue from the Wailoa River estuary to the site of the former Reeds Bay Restaurant.}

Re: [Comm. 903.001](#)
Intr. by: Ms. Leithead-Todd (B/R)
Approved: [PWPC-115](#)

and

[Comm. 903.002](#): From Mark McNett, dated September 6, 2000.

[Bill 310](#): Amends Ordinance No. 97-79, which reclassified lands from Unplanned (U) to Village Commercial (CV-7.5) zoned district at Kahaluu, North Kona, Hawai'i, covered by Tax Map Key 7-8-10:94. {Kamehameha Investment Corporation, applicant.}

Re: [Comm. 906](#)
Intr. by: Ms. Leithead-Todd
Approved: [PC-112](#)

[Bill 312](#): Amends the State Land Use Boundaries Map, H-8 for the County of Hawai'i, by changing the district classification from the Agricultural to the Urban District at K 'ek 'e 2nd, South Kona, Hawai'i, covered by Tax Map Key 8-1-3:Portions of 34 and 50. {Central Kona Land, LLC., applicant.}

Re: [Comm. 908](#)
Intr. by: Ms. Leithead-Todd
Approved: [PC-113](#)

[Bill 313:](#)
[\(Draft 2\)](#)

Ordinance amending Section 25-8-4 (South Kona Zone Map), Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code, by changing the district classification from Agricultural (A-1a and A-5a) to Single Family Residential (RS-10) at K 'ek 'e 2nd, South Kona, Hawai'i, covered by Tax Map Key 8-1-3:Portions of 34 and 50. {Central Kona Land, LLC., applicant.}

Re: [Comm. 908.001](#)
Intr. by: Ms. Leithead-Todd
Approved: [PC-114](#)

ORDER OF THE DAY

[Bill 276:](#)
[\(Draft 3\)](#)

Amends Chapter 19, of the Hawai'i County Code 1983 (1995 Edition), relating to Real Property Taxes.

{Adds 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. Adds an in lieu of assessment provision allowing a public utility to pay the County a real property tax of such rate percent of its gross income each year in a manner set forth in the measure.}

Re: [Comm. 813.015](#)
Intr. by: Mr. Chung (B/R)
1st Reading: August 23, 2000
Deferred: September 7, 2000

[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
1st Reading: September 7, 2000

[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
1st Reading: September 7, 2000

[Bill 301](#): 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.
([Draft 3](#))
{Deletes "Beach" from the name of Isaac Hale Memorial Beach Park in Puna; adds cemetery names for the H m kua, Kohala and Kona District cemeteries.}

Re: [Comm. 544.004](#)
Intr. by: Mr. Yagong
1st Reading: September 7, 2000

[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
1st Reading: September 7, 2000

[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
1st Reading: September 7, 2000

REPORTS

FINANCIAL REPORT:

Monthly Financial Status Report from the Department of Finance for the month ended July 31, 2000.

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, OCTOBER 3, 2000

TBA

WEDNESDAY, OCTOBER 4, 2000

COUNCIL

9:00 a.m.

COUNCILROOM

TUESDAY, OCTOBER 17, 2000

COMMITTEES

TBA

COUNCILROOM

WEDNESDAY, OCTOBER 18, 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 TDD's 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 27, 2000, at 6 p.m.; Sunday, October 1, 2000, at 9 a.m.; and
Wednesday, October 4, 2000, at 6 p.m.