



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

ORDER OF RESOLUTIONS

Res. 18-01: Authorizes a grant of easement for retaining wall purposes at Kaloko, District of North Kona, Island, County and State of Hawai'i, Tax Map Key No. (3)7-3-051:Portion of Kanalani Street, to Pacific Jetstream, LLC.

Re: Comm. 51.1
Intr. by: Mr. Tyler
Approved: FC-12

ADOPTED

9 AYES: Councilmembers Chung, Elarionoff, Jacobson, Leithead-Todd, Pisicchio, Safarik, Tyler, Yagong and Chairman Arakaki

NOES: None

Res. 19-01: Authorizes the County of Hawai'i to enter into an agreement with the State of Hawai'i FY 1999 State Domestic Equipment Program Grant Funds. {Funds to mitigate the consequences of a weapons of mass destruction threat to the State of Hawai'i.}

Re: Comm. 53
Intr. by: Mr. Chung
Approved: FC-14

ADOPTED

7 AYES: Councilmembers Chung, Elarionoff, Jacobson, Safarik, Tyler, Yagong and Chairman Arakaki

NOES:None

2 ABSENT & EXCUSED: Councilmembers Leithead-Todd and Pisicchio

Res. 22-01: Creates a Clerk II position for the Office of the Prosecuting Attorney. (Draft 2)

Re: Comm. 56.1
Intr. by: Mr. Chung
Approved: FC-15

AMENDED TO DRAFT 3 & ADOPTED

9 AYES: Councilmembers Chung, Elarionoff, Jacobson, Leithead-Todd, Pisicchio, Safarik, Tyler, Yagong and Chairman Arakaki

NOES: None

Res. 31-01: Transfers/appropriates an appropriation out and from the Designated Fund account(s) and credits same to a Designated Fund account(s).  
 {Transfers/appropriates \$50,000 out and from the Parks Roadside Beautification, Other Current Expenses account; and appropriates same to the Parks Roadside Beautification Equipment account. }

Re: Comm. 65  
 Intr. by: Mr. Chung  
 Waived: FC

ADOPTED

9 AYES: Councilmembers Chung, Elarionoff, Jacobson, Leithead-Todd, Pisicchio, Safarik, Tyler, Yagong and Chairman Arakaki

NOES: None

BILLS FOR ORDINANCES (FIRST READING)

Bill 15: 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 revenues of \$120,000 in the Federal Grants-State Defense Domestic Equipment Program account; and appropriates same to the Civil Defense Domestic Equipment Program account. }

Re: Comm. 53  
 Intr. by: Mr. Chung  
 Approved: FC-13

PASSED 1ST READING

7 AYES: Councilmembers Chung, Elarionoff, Jacobson, Safarik, Tyler, Yagong and Chairman Arakaki

NOES: None

2 ABSENT & EXCUSED: Councilmembers Leithead-Todd and Pisicchio

Bill 16: Amends Section 25-8-15 (Hamakua District Zone Map), Article 8, (Draft 2) Chapter 25 (Zoning Code) by changing the district classification from Single Family Residential (RS-15) and Resort-Hotel (V-43) to Resort-Hotel (V-25) at Waikoekoe and Kanahonua, Hamakua, Hawai'i, covered by Tax Map Key 4-8-6:3, 13 and Portion of 44;  
 {Trees of Kukuihaele, LLC, applicant. }

Re: Comm. 59.1  
 Intr. by: Ms. Leithead-Todd, (B/R)  
 Approved: PC-7

and

Comm. 59.2: From Planning Committee Chair Bobby Jean Leithead-Todd, transmitting a proposed Draft 3 to Bill 16; Draft 3 inserts a new Condition E which states "Aside from routine maintenance purposes, any removal of the existing stand of eucalyptus and banyan trees shall be subject to the

submittal and acceptance of a detailed landscaping plan by the Planning Director;" renumbers the remaining conditions; amends the fair share contributions (based on Resort factors); and inserts a new Section 3 which states "The conditions contained in Section 3 of Ordinance No. 94-63 shall not apply to properties covered by this ordinance;"

and

Bill 16:  
(Draft 3)

Amends Section 25-8-15 (Hamakua District Zone Map), Article 8, Chapter 25 (Zoning Code) by changing the district classification from Single Family Residential (RS-15) and Resort-Hotel (V-43) to Resort-Hotel (V-25) at Waikoekoe and Kanahonua, Hamakua, Hawai'i, covered by Tax Map Key 4-8-6:3, 13 and Portion of 44.  
{Trees of Kukuihaele, LLC, applicant.}

**AMENDED TO DRAFT 4 &  
PASSED 1ST READING**

**7 AYES:** Councilmembers Chung, Elarionoff, Leithead-Todd, Picicchio, Safarik, Yagong and Chairman Arakaki

**2 NOES:** Councilmembers Jacobson and Tyler

Bill 25: Amends Ordinance 00-63, as amended, the Operating Budget for the County of Hawaii for the Fiscal Year ending June 30, 2001.  
 {Appropriates revenues of \$275,827 in the following accounts: 3302.68 Provision for Flood Disaster-FEMA, General (\$19,068), 3302.69 Provision for Flood Disaster-FEMA, Highway (\$242,168), and 3302.70 Provision for Flood Disaster-FEMA, Sewer (\$14,591); and appropriates same to the following accounts: 010-911-5912.97 Provision for Flood Disaster-FEMA, General, 020-911-5912.98 Provision for Flood Disaster-FEMA, Highway and 030-911-5912.99 Provision for Flood Disaster-FEMA, Sewer.}

Re: Comm. 88

Intr. by: Mr. Chung

Waived: FC

**PASSED 1ST READING**

9 AYES: Councilmembers Chung, Elarionoff, Jacobson, Leithead-Todd, Pisciocchio, Safarik, Tyler, Yagong and Chairman Arakaki

NOES: None

Bill 26: Amends Ordinance 00-64, as amended, relating to Public Improvements and Financing Thereof for the Fiscal Year July 1, 2000 to June 30, 2001.  
 {Adds the Flood Repairs-FEMA project (\$17,694,452); funds for this project shall be provided from Federal Grants Receivable (\$17,694,452.)}

Re: Comm. 88

Intr. by: Mr. Chung

Waived: FC

**AMENDED TO DRAFT 3 &**

**PASSED 1ST READING**

9 AYES: Councilmembers Chung, Elarionoff, Jacobson, Leithead-Todd, Pisciocchio, Safarik, Tyler, Yagong and Chairman Arakaki

NOES: None

Bill 27: Amends Ordinance 00-63, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2001.  
 {Increases revenues of \$200,000 in the Federal Grants-Juvenile Accountability account and appropriates same to the Juvenile Accountability account.}

Re: Comm. 89

Intr. by: Mr. Chung

Waived: FC

**PASSED 1ST READING**

9 AYES: Councilmembers Chung, Elarionoff, Jacobson, Leithead-Todd, Pisciocchio, Safarik, Tyler, Yagong and Chairman Arakaki

NOES: None

## ORDER OF THE DAY (SECOND OR FINAL READING)

Bill 1: 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: Kuakini Highway (Palani-Hualalai) Improvements - Federal project (\$800,000); funds to be provided from Federal Grants Receivable (\$800,000). }

Re: Comm. 3

Intr. by: Mr. Tyler

PASSED 2ND & FINAL READING 1st Reading: January 24, 2001

9 AYES: Councilmembers Chung, Elarionoff, Jacobson, Leithead-Todd, Pisciocchio, Safarik, Tyler, Yagong and Chairman Arakaki

NOES: None

Bill 14: Amends Section 25-8-8 (Upolu Point - Kaauhuhu Homesteads 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 Family Agricultural (FA-3a) at Kahei, North Kohala, Hawai'i covered by Tax Map Key 5-5-1:22.  
{ Robert & Virginia Karpovich, applicant. }

Re: Comm. 47

Intr. by: Ms. Leithead-Todd (B/R)

PASSED 2ND & FINAL READING 1st Reading: January 24, 2001

9 AYES: Councilmembers Chung, Elarionoff, Jacobson, Leithead-Todd, Pisciocchio, Safarik, Tyler, Yagong and Chairman Arakaki

NOES: None

Bill 18: Amends Section 25-8-17 (Haina-Honokaa-Kukuihaele 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 Kaa Homesteads, Hamakua, Hawai'i, covered by Tax Map Key 4-5-03:24 and 124.  
{ Dorothy Souza, applicant. }

Re: Comm. 61

Intr. by: Ms. Leithead-Todd (B/R)

PASSED 2ND & FINAL READING 1st Reading: January 24, 2001

9 AYES: Councilmembers Chung, Elarionoff, Jacobson, Leithead-Todd, Pisciocchio, Safarik, Tyler, Yagong and Chairman Arakaki

NOES: None

## REPORTS

FC Rept. 11:                    Recommends the acceptance of the post-audit Financial Report of the  
APPROVED                    County of Hawai'i for the Fiscal Year ended June 30, 2000, and  
AS AMENDED                Management Letter dated October 6, 2000, as prepared by KPMG Peat  
Marwick.

## 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. 74:                    EXECUTIVE SESSION - CLAIM OF RODNEY AND  
CONCUR W/                REGINA JARDINE; DAMAGE TO 1973 VOLKSWAGEN; DATE OF  
CORP COUNSEL        INCIDENT: AUGUST 30, 2000  


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From Deputy Corporation Counsel Steven Christensen, dated  
January 19, 2001.

Comm. 83:                    EXECUTIVE SESSION - GILSON V. JOHNSTON, CIVIL NO. 99-031K  
CONCUR W/                From Deputy Corporation Counsel Glenn Shiigi, dated January 25, 2001.  
CORP COUNSEL

## OTHER BUSINESS

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

## ANNOUNCEMENTS

TUESDAY, FEBRUARY 6, 2001

PUBLIC WORKS & INTER- GOVERNMENTAL AFFAIRS COMMITTEE	9:00 a.m.	COUNCILROOM
HUMAN SERVICES & ECONOMIC DEVELOPMENT COMMITTEE	9:30 a.m.	COUNCILROOM
FINANCE COMMITTEE	10:00 a.m.	COUNCILROOM
PLANNING COMMITTEE	1:30 p.m.	COUNCILROOM

WEDNESDAY, FEBRUARY 7, 2001

PUBLIC WORKS & INTER- GOVERNMENTAL RELATIONS COMMITTEE (WORKSHOP - BILL 225, STREETS & SIDEWALKS CODE REVISION)	10:00 a.m.	COUNCILROOM
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WEDNESDAY, FEBRUARY 21, 2001

COMMITTEES

TBA

COUNCILROOM

THURSDAY, FEBRUARY 22, 2001

COUNCIL

9:00 a.m.

COUNCILROOM

STATEMENTS FROM THE PUBLIC

ADJOURNMENT - 4:06 p.m.

(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, February 14, 2001, at 6 p.m.; Sunday, February 18, 2001, at 9 a.m.; and Wednesday, February 21, 2001, at 6 p.m.