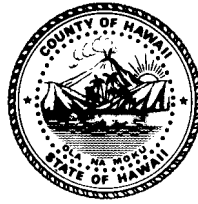


JAMES Y. ARAKAKI
Chairman & Presiding Officer

J. CURTIS TYLER, III
Vice Chairman



AARON S.Y. CHUNG
LENINGRAD ELARIONOFF
JULIE JACOBSON
BOBBY JEAN LEITHEAD-TODD
NANCY PISICCHIO
GARY SAFARIK
DOMINIC YAGONG

COUNTY COUNCIL

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

6th Session

ORDER OF BUSINESS

Hawai'i County Council
Hilo, Hawai'i

February 22, 2001
9:00 a.m.

INVOCATION

The Reverend Philip Kittle of the Haili Christian Church

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

December 20, 2000 (Deferred - February 5, 2001) &
January 10, 2001

PETITIONS, MEMORIALS, COMMUNICATIONS, CERTIFICATES OF MERIT AND EXPRESSIONS OF
CONDOLENCE

Comm. 119:

NOMINATIONS FOR 2001 HAWAI'I COUNTY
REAPPORTIONMENT COMMISSION

From Mayor Harry Kim, dated February 13, 2001.

Waived: PWIRC

Comm. 120: HIGHLIGHTS OF HSAC EXECUTIVE COMMITTEE MEETING OF
 FEBRUARY 9, 2001 AND RECOMMENDATIONS FOR COUNCIL
 ACTION

From HSAC Vice President J. Curtis Tyler, III, dated February 12, 2001.

Waived: PWIRC

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

ORDER OF RESOLUTIONS

Res. 23-01: Authorizes the payment of funds of a later fiscal year and more than
 (Draft 2) one fiscal year for a multi-year lease of real property.
 {Two-year lease for office space for the Fire Station in Na'alehu.}

Re: Comm. 57.3
 Intr. by: Mr. Chung
 Approved: FC-28

Res. 25-01: Commits to funding the cost items awarded to the Hawai'i Fire Fighters
 Association by arbitration, affecting fire fighters in Bargaining Unit 11 for
 the contract period July 11, 1999 through June 30, 2003;

Re: Comm. 68
 Intr. by: Mr. Chung
 Approved: FC-16

and

Comm. 68.1: From Finance Director William Takaba, dated February 6, 2001.

Res. 27-01: Recognizes March as National Women's History Month.
 (Draft 2)

Re: Comm. 73
 Intr. by: Mr. Arakaki & Ms. Leithead-Todd
 Approved: HSEDC-2

Res. 28-01: Creates a Director position and a Private Secretary position for the
 Department of Environmental Management.

Re: Comm. 78
 Intr. by: Mr. Chung
 Approved: FC-21

- Res. 29-01: Transfers/appropriates an appropriation out and from the designated fund account(s) and crediting same to a designated fund account(s).
{Transfers/appropriates \$48,540 out and from the Sewer Fund, Wastewater Pension Accumulation account; and credits same to the Transfer to General Fund account.}
- Re: Comm. 79
Intr. by: Mr. Chung
Approved: FC-22
- Res. 30-01: Authorizes the acceptance of a donation of three park benches for the Keikiland Playground from five families.
- Re: Comm. 80
Intr. by: Mr. Chung
Approved: FC-24
- Res. 32-01: Authorizes the payment of funds of a later fiscal year and of more than one fiscal year for a multi-year lease for a copy machine.
{Engineering Division - Department of Public Works.}
- Re: Comm. 85
Intr. by: Mr. Chung
Approved: FC-25
- Res. 33-01: Creates a Personnel Program Specialist position for the Department of Civil Service.
- Re: Comm. 86
Intr. by: Mr. Chung
Negative: FC-26
- Res. 34-01: Changes the time element of a Recreation Specialist II 1/2T to Full Time.
{Department of Parks & Recreation - provides for the ability to abide with the current Americans with Disabilities Act (ADA) recreation activities and programs serving children with special needs.}
- Re: Comm. 87
Intr. by: Mr. Chung
Approved: FC-27

Res. 43-01: Authorizes the Finance Director to negotiate with the Roman Catholic Church in the State of Hawai'i Office for Social Ministry for the sale of Lot 22, Pleasant Acres Subdivision.

Re: Comm. 99
Intr. by: Mr. Safarik
HCHA: January 24, 2001

Res. 44-01: Authorizes the Finance Director to negotiate with the Papa'aloa Housing Incorporated to lease the Papa'aloa Elderly Housing Project, and authorizing the Mayor to execute a regulatory agreement with Papa'aloa Housing Incorporated to operate the Papa'aloa Elderly Housing Project.

Re: Comm. 100
Intr. by: Mr. Safarik
HCHA: January 24, 2001

Res. 45-01: Housing Preservation Grant Program to provide low or zero interest loans to qualified families.
{Authorizes the Mayor to execute and submit the 2001 Housing Preservation Grant Pre-application.}

Re: Comm. 101
Intr. by: Mr. Safarik
HCHA: January 24, 2001

Res. 51-01: Transfers/appropriates revenues of \$4,100 out and from Clerk-Council Services, Other Current Expenses, Equipment Repairs/Maintenance account and appropriates same to Clerk-Council Services, Computer Equipment & Software account.
{Monies to purchase two network computer workstations to help the Kona Councilmembers' Office overcome a longstanding problem with connectivity.}

Re: Comm. 118
Intr. by: Mr. Tyler
Waived: FC

BILLS FOR ORDINANCES (FIRST READING)

Bill 195:
 (Draft 3) Amends Section 25-8-22 (Puna District Zone Map), Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code, by changing the district classification from Agricultural (A-20a) to Industrial-Commercial Mixed Use (MCX-20) at Kea'au, Puna, Hawai'i, covered by Tax Map Key 1-06-03:Portion of 7; {W.H. Shipman, Ltd., applicant.}

Re: Comm. 27.13
 Intr. by: Ms. Leithead-Todd (B/R)
 Approved: PC-9

and

Comm. 27.17: From Planning Committee Chair Bobby Jean Leithead-Todd, transmitting a proposed Draft 4 to Bill 195;
 and

Bill 195:
 (Draft 4) Amends Section 25-8-22 (Puna District Zone Map), Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code, by changing the district classification from Agricultural (A-20a) to Industrial-Commercial Mixed Use (MCX-20) at Kea'au, Puna, Hawai'i, covered by Tax Map Key 1-06-03:Portion of 7. {W.H. Shipman, Ltd., applicant; Draft 4 amends Condition K by explaining "financial assurance," by inserting "by bond or other means meeting with the approval of the director;" and Condition M by replacing the word "Connection" with "Connector," and explaining "financially assured" by inserting "by bond or other means meeting with the approval of the director."}

Bill 19: 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. {Establishes the following projects: TEA-21 Projects (Federal Aid) (\$2,900,000), and Local Road Improvements (\$2,900,000); funds for these projects to be provided from that portion of the Highway Fund which is designated as the Fuel Tax Increase Account No. 3104.06, and which consists of the increase fuel tax revenues created pursuant to Resolution Nos. 192-97 and 241-98 (\$5,800,000).}

Re: Comm. 75
 Intr. by: Mr. Chung
 Approved: FC-18

- Bill 20: 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.
{Increases the following PUBLIC WORKS appropriations: Puainako Street Extension [\$12,800,000] (\$22,300,000), and Puainako Street Extension (County Matching Funds) [\$3,600,000] (\$5,800,000); funds for this appropriation increase shall be provided from: Federal Grants Receivable (\$9,500,000) and General Obligation Bonds, Capital Projects Fund-Fund Balance and/or Other Sources (\$2,200,000).}
- Re: Comm. 76
Intr. by: Mr. Chung
Approved: FC-19
- Bill 21: 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 \$552,888 in the Federal Grants-Federal Transit Administration account; and appropriates same to the Federal Transit Administration account.}
- Re: Comm. 77
Intr. by: Mr. Chung
Approved: FC-20
- Bill 22: 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 or \$48,540 in the Transfer from Sewer Fund account; and appropriates same to the following accounts: Environmental Management - Salaries & Wages (\$43,540) and Environmental Management-Other Current Expenses (\$5,000).}
- Re: Comm. 79
Intr. by: Mr. Chung
Approved: FC-23
- Bill 23: Amends Chapter 24, of the Hawai'i County Code 1983 (1995 Edition), relating to Vehicles and Traffic.
{Passenger loading zone - Kapiolani Street.}
- Re: Comm. 81
Intr. by: Mr. Elarionoff
Approved: PWIRC-6

Bill 24:
(Draft 2)

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 Neighborhood Commercial (CN-10) at Waiakea, South Hilo, Hawai'i, covered by Tax Map Key 2-2-34:95.
{Bernard and Rita Soares, applicant. }

Re: Comm. 84.1
Intr. by: Ms. Leithead-Todd
Approved: PC-8

Bill 30:

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.
{Increases the following PUBLIC WORKS project appropriation: East/West Hawai'i Office Renovations, Phase II [\$6,000,000] (\$7,000,000); funds for this appropriation increase to be provided from General Obligation Bonds, Capital Projects Fund - Fund Balance and/or Other Sources (\$1,000,000). }

Re: Comm. 115
Intr. by: Mr. Chung
Waived: FC

Bill 31:

Authorizes the issuance of General Obligation Bonds of the County of Hawai'i for the purpose of financing various public improvements of the County of Hawai'i; fixing the form, denominations, and certain other details of such bonds and providing for their sale; and authorizing the issuance and sale of a like principal amount of general obligation bond anticipation notes in anticipation of the issuance and sale of such bonds and appropriating funds for the costs of the issuance of such bonds.
{ \$7,000,000 - One Pauahi Place and other Capital Projects. }

Re: Comm. 116
Intr. by: Mr. Chung
Waived: FC

ORDER OF THE DAY (SECOND OR FINAL 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
1st Reading: February 5, 2001

Bill 16: Amends Section 25-8-15 (Hamakua District Zone Map), Article 8,
(Draft 4) 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. 59.3
Intr. by: Ms. Leithead-Todd, (B/R)
1st Reading: February 5, 2001

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 Provision for Flood Disaster-FEMA accounts: General Fund (\$19,068), Highway Fund (\$242,168) and Sewer Fund (\$14,591); and appropriates same to the following Provision for Flood Disaster-FEMA accounts, General Fund (\$19,068), Highway Fund (\$242,168) and Sewer Fund (\$14,591).}

Re: Comm. 88
Intr. by: Mr. Chung
1st Reading: February 5, 2001

Bill 26: Amends Ordinance 00-64, as amended, relating to Public Improvements
(Draft 3) and Financing Thereof for the Fiscal Year July 1, 2000 to June 30, 2001.
{Adds the Flood Repairs-FEMA project (\$4,188,469); funds for this project shall be provided from Federal Grants Receivable (\$4,188,469.)}

Re: Comm. 88.3
Intr. by: Mr. Chung
1st Reading: February 5, 2001

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
 1st Reading: February 5, 2001

REPORTS

FINANCIAL REPORT: Monthly Financial Status Report from the Department of Finance for the month ended January 31, 2001.

FC Rept. 17: (C-71) The Committee on Finance recommends the approval of Mayor Harry Kim as State Deputy Director of Civil Defense of the County of Hawai'i.

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

THURSDAY, MARCH 8, 2001

COMMITTEES	TBA	COUNCILROOM
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FRIDAY, MARCH 9, 2001

COUNCIL	9:00 a.m.	COUNCILROOM
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MONDAY, MARCH 19, 2001

HUMAN SERVICES & ECONOMIC DEVELOPMENT COMMITTEE (BUDGET & PROGRAM REVIEW - NONPROFIT ORGANIZATIONS)	TBA	COUNCILROOM
COUNCIL (PUBLIC HEARING - OPERATING & CAPITAL BUDGETS)	5:00 p.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, February 28, 2001, at 6 p.m.; Sunday, March 4, 2001, at 9 a.m.; and Wednesday, March 7, 2001, at 6 p.m.