

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*

10th Session

ORDER OF BUSINESS

Hawai'i County Council
Hilo, Hawai'i

April 18, 2001
9:00 a.m.

INVOCATION	Reverend Al Soliven of the Hilo Alliance Church (cancelled due to illness) Pastor Ward Kanakaole of Keaukaha New Hope Christian Fellowship
CALL TO ORDER	9:10 a.m.
ROLL CALL	All present; Ms. Leithead-Todd in at 10:00 a.m.
PLEDGE OF ALLEGIANCE	
APPROVAL OF MINUTES	February 22, 2001 (deferred, April 4, 2001) and March 9, 2001 Approved, as amended
PETITIONS, MEMORIALS, COMMUNICATIONS, CERTIFICATES OF MERIT AND EXPRESSIONS OF CONDOLENCE	
STATEMENTS FROM THE PUBLIC ON ITEMS LISTED ON THE ORDER OF BUSINESS	

ORDER OF RESOLUTIONS

Res. 60-01: Transfers/appropriates an appropriation out and from the designated fund account(s) and credits same to a designated fund account(s).
{Transfers \$20,833.34 out and from the Boys & Girls Club of Hilo account and credits same to the Boys & Girls Club of Hawai'i account; provides for the qualifying organization to administer the Smart Moves Program.}

Re: Comm. 136
Intr. by: Ms. Picicchio
Approved: HSEDC-5

ADOPTED

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

Res. 65-01: Creates a Personnel Program Specialist position for the Department of Civil Service.
{Position to serve as the principal advisor and technical resource for the County Departments and agencies on all matters pertaining to EEO/AA and ADA.}

Re: Comm. 161
Intr. by: Mr. Chung
Approved: FC-57

ADOPTED

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

NOES: None

2 ABSENT & EXCUSED: Councilmembers Chung and Leithead-Todd

Res. 66-01: Changes the time element of a County Physician 1/2T to Full Time.

Re: Comm. 162
Intr. by: Mr. Chung
Approved: FC-58

ADOPTED

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

Res. 67-01: Amends Salary Ordinance No. 00-65 to delete the time element of the County Physician and Assistant County Physician classes of work.

Re: Comm. 163
Intr. by: Mr. Chung
Approved: FC-59

ADOPTED

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

BILLS FOR ORDINANCES (FIRST READING)

Bill 45: 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 Keauhou 1st, North Kona, Hawai'i, covered by Tax Map Key 7-8-11:Portion of 8.
{Kamehameha Investment Corporation, applicant.}

Re: Comm. 159
Intr. by: Ms. Leithead-Todd
Approved: PC-19

PASSED 1ST READING

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

1 NO: Councilmember Jacobson

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

Bill 46: Amends Section 25-8-3 (North Kona Zone Map), Article 8, Chapter 25 (Draft 3) (Zoning Code) of the Hawai'i County Code, by changing the district classification from Agricultural (A-5a) to Single Family Residential (RS-15) at Keauhou 1st, North Kona, Hawai'i, covered by Tax Map Key 7-8-11:Portion of 8.
{Kamehameha Investment Corporation, applicant.}

Re: Comm. 159.2
Intr. by: Ms. Leithead-Todd
Approved: PC-20

PASSED 1ST READING

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

1 NO: Councilmember Jacobson

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

Bill 47: Amends Ordinance 00-63, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2001.
{Appropriates revenues of \$5,000 in the State Grants - Local Emergency Planning Committee account; and appropriates same to the Local Emergency Planning Committee account.}

Re: Comm. 160
Intr. by: Mr. Chung
Approved: FC-56

PASSED 1ST READING

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

ORDER OF THE DAY (SECOND OR FINAL READING)

Bill 32: Amends Section 25-8-22 (Puna District Zone Map), Article 8, Chapter 25
(Draft 2) (Zoning Code) of the Hawai'i County Code, by changing the district classification from Open (O) and Agricultural (A-1a) to Family Agricultural (FA-2a) at Kapoho and Halekamahina, Puna, Hawai'i, covered by Tax Map Key 1-4-73:27.
(Joshua K. Leo, applicant)

Re: Comm. 125.1
Intr. by: Ms. Leithead-Todd
1st Reading: April 4, 2001

PASSED 2ND & FINAL READING

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

Bill 40: Amends Ordinance 00-63, as amended, the Operating Budget for the County of Hawai'i for the fiscal year ending June 30, 2001, by appropriating \$880,000 in the Fund Balance from Previous Year Account, Highway Fund; and appropriates to the following Highway Fund accounts: Traffic Division Equipment (\$40,000), Street Lights (\$100,000), Highway Maintenance Administration - Other Current Expenditures (\$140,000), Roadside Maintenance Services (\$200,000), and Trans to Cap Project Fund - Highways (\$400,000).

Re: Comm. 150
Intr. by: Mr. Chung
1st Reading: April 4, 2001

PASSED 2ND & FINAL READING

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

Bill 41: Amends Ordinance 00-63, as amended, the Operating Budget for the County of Hawai'i for the fiscal year ending June 30, 2001, by appropriating \$150,000 in the Federal Grant - Community Empowerment Organization account; and appropriates same to the Community Empowerment Org account.

Re: Comm. 151
Intr. by: Mr. Chung
1st Reading: April 4, 2001

PASSED 2ND & FINAL READING

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

Bill 42: Amends Ordinance 00-63, as amended, the Operating Budget for the County of Hawai'i for the fiscal year ending June 30, 2001, by appropriating \$56,204.65 in the Fund Balance From Previous Year Account, Park Dedication Fund; and appropriates same to the Transfer to Capital Project - Park Dedication Account.

Re: Comm. 152
Intr. by: Mr. Elarionoff
1st Reading: April 4, 2001

PASSED 2ND & FINAL READING

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

Bill 43: Amends Ordinance 00-64, as amended, relating to Public Improvements and Financing Thereof for the Fiscal Year July 1, 2000 to June 30, 2001, by adding the Parks & Recreation: Waimea Trails and Greenways - Park Dedication project by \$56,204.65; fund for this project shall be provided from the Park Dedication Fund.

Re: Comm. 152
Intr. by: Mr. Elarionoff
1st Reading: April 4, 2001

PASSED 2ND & FINAL READING

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Leithead-Todd

REPORTS

FC Rept. 48: The Committee on Finance recommends the confirmation of the
(C-154) appointment of Ms. Jeanne Yagi to the Hawai'i County Civil Service
APPROVED Commission to serve a term to end December 31, 2005.

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. 144.1: EXECUTIVE SESSION - UPW VS. COUNTY OF HAWAI'I ,
ET AL, CIVIL NO. 98-244
 From Corporation Counsel Lincoln S.T. Ashida, dated April 6, 2001.
CONCUR W/RECOMMENDATION OF CORPORATION COUNSEL
- Comm. 185: EXECUTIVE SESSION - L.T.M. CORPORATION, DBA
DEFERRED CIVIL-MECHANICAL CONTRACTORS VS. COUNTY OF
HAWAI'I; CIV. NO. 00-1-0163
 From Corporation Counsel Lincoln Ashida, dated April 10, 2001.

OTHER BUSINESS

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

ANNOUNCEMENTS

TUESDAY, MAY 1, 2001

PUBLIC WORKS & INTER- GOVERNMENTAL RELATIONS COMMITTEE	9:00 a.m.	COUNCILROOM
FINANCE COMMITTEE	10:00 a.m.	COUNCILROOM
PARKS & ENVIRONMENTAL MANAGEMENT COMMITTEE	1:00 p.m.	COUNCILROOM
PLANNING COMMITTEE	2:00 p.m.	COUNCILROOM
HUMAN SERVICES & ECONOMIC DEVELOPMENT COMMITTEE	3:00 p.m.	COUNCILROOM

WEDNESDAY, MAY 2, 2001

COUNCIL	9:00 a.m.	COUNCILROOM
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TUESDAY, MAY 15, 2001

COMMITTEES	TBA	COUNCILROOM
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WEDNESDAY, MAY 16, 2001

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

THURSDAY, MAY 17, 2001

COUNCIL	6:00 p.m.	KING KAMEHAMEHA'S
(PUBLIC HEARING - REAL PROPERTY TAX RATES)		KONA BEACH HOTEL
		CONFERENCE ROOM 4

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: Channel 52 (Hilo and Kona)
Wednesday, April 25, 2001, at 6 p.m.; Sunday, April 29, 2001, at 9 a.m.; and Wednesday, May 2, 2001, at 6 p.m.