

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*

18th Session

ORDER OF BUSINESS

Hawai'i County Council
Hilo, Hawai'i

August 29, 2001
9:00 a.m.

INVOCATION The Reverend Stu Hussey of First Church of Christ, Scientist, Hilo

CALL TO ORDER 9:08 a.m.

ROLL CALL All Present (Mr. Chung had to leave at 9:15 a.m.)

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES July 31, 2001 - approved with minor corrections

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

(Note: Please turn cell phones, pagers, and other mobile communications devices on silent mode.)

Comm. 316: 2002 HSAC LEGISLATIVE MATTERS - LEGISLATIVE PROGRAM
POLICY STATEMENT
 From Public Works & Intergovernmental Relations Committee Chairman
 Leningrad Elarionoff, dated August 16, 2001, requesting that memo from
 Jon Yoshimura, President of Hawai'i State Association of Counties, dated
 August 13, 2001, be waived to full Council, and requesting Council action
 and approval of the draft 2002 HSAC Legislative Program Policy
 Statement.

Waived: PWIRC

**ADOPTED Unanimously: Adopted the draft 2002 HSAC Legislative Program
Policy; and filed Comm. 316.**

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

ORDER OF RESOLUTIONS

Res. 104-01: Names streets in the County of Hawai'i, State of Hawai'i.
 (Draft 2) {Onouli Road, Konawaena Elementary School site, Onouli 1st,
 South Kona, Hawai'i, Tax Map Key: 8-1-4:36, 45 and 55. }

Re: Comm. 280
 Intr. by: Ms. Leithead-Todd
 Approved: PC-31

ADOPTED
**8 AYES: Councilmembers Elarionoff, Jacobson, Leithead-Todd, Pisicchio,
 Safarik, Tyler, Yagong and Chairman Arakaki;**
NOES: None.
1 ABSENT & EXCUSED: Councilmember Chung.

Res. 106-01: Authorizes the leasing of County lands for pastoral use as specified in
 the Hawai'i County Code, Chapter 2, Article 19.

Re: Comm. 282
 Intr. by: Mr. Yagong
 Filed: FC-100

RESOLUTION FILED; REPORT ADOPTED
Unanimously.

BILLS FOR ORDINANCES (FIRST READING)

Bill 61: Amends the State Land Use Boundaries Map, H-34 for the County of Hawai'i, by changing the district classification from the Urban to the Agricultural District at Kanahonua and Waikoekoe, Hamakua, Hawai'i, covered by Tax Map Key 4-8-06:Portions of 11 and 43.
{Royal Coast Resorts Corporation & Silverlink Holdings, Inc., applicant.}

Re: Comm. 221
Intr. by: Ms. Leithead-Todd
Approved: PC-34

PASSED 1ST READING; ADOPTED THE REPORT

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Chung.

Bill 62: Amends the State Land Use Boundaries Map, H-34 for the County of Hawai'i, by changing the district classification from the Urban to the Agricultural District at Kanahonua, Hamakua, Hawai'i, covered by Tax Map Key 4-8-06:Portions of 9 and 11.
{Royal Coast Resorts Corporation & Silverlink Holdings, Inc., applicant.}

Re: Comm. 221
Intr. by: Ms. Leithead-Todd
Approved: PC-35

PASSED 1ST READING; ADOPTED THE REPORT

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Chung.

Bill 63: Amends Section 25-8-15 (Hamakua District Zone Map), Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code, by changing the district classification from Single Family Residential (RS-15), Resort-Hotel (V-18 & V-43) and Agricultural (A-1a) to Agricultural (A-40a) at Waikoekoe and Kanahonua, Hamakua, Hawai'i, covered by Tax Map Key 4-8-06:43 and Portions of 9 and 11.
{Royal Coast Resorts Corporation & Silverlink Holdings, Inc., applicant.}

Re: Comm. 221
Intr. by: Ms. Leithead-Todd
Approved: PC-36

PASSED 1ST READING; ADOPTED THE REPORT

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Chung.

Bill 79: Amends the State Land Use Boundaries Map, H-14 for the County of Hawai'i, by changing the district classification from the Agricultural to the Rural District at Ouli, South Kohala, Hawai'i, covered by Tax Map Key: 6-2-11:23.
{Thomas and Mindy Mignanelli Family Trust, applicant}

Re: Comm. 279
Intr. by: Ms. Leithead-Todd
Approved: PC-32

PASSED 1ST READING; ADOPTED THE REPORT

7 AYES: Councilmembers Elarionoff, Leithead-Todd, Pisicchio, Safarik, Tyler, Yagong and Chairman Arakaki;

1 NO: Councilmember Jacobson.

1 ABSENT & EXCUSED: Councilmember Chung.

Bill 80: Amends Section 25-8-7 (North and South Kohala Districts 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 Residential
and Agricultural (RA-2a) at Ouli, South Kohala, Hawai'i, covered by Tax
Map Key 6-2-11:23.
{Thomas and Mindy Mignanelli Family Trust, applicant}

Re: Comm. 279.1
Intr. by: Ms. Leithead-Todd
Approved: PC-33

PASSED 1ST READING; ADOPTED THE REPORT

**7 AYES: Councilmembers Elarionoff, Leithead-Todd, Pisicchio,
Safarik, Tyler, Yagong and Chairman Arakaki;**

1 NO: . Councilmember Jacobson.

1 ABSENT & EXCUSED: Councilmember Chung.

Bill 82: Amends Chapter 18, of the Hawai'i County Code 1983 (1995 Edition),
relating to Public Transportation.
{Establishes bus fares between Hawaiian Ocean View Estates and
Kailua-Kona.}

Re: Comm. 285
Intr. by: Mr. Chung
Approved FC-101

PASSED 1ST READING; ADOPTED THE REPORT

**8 AYES: Councilmembers Elarionoff, Jacobson, Leithead-Todd, Pisicchio,
Safarik, Tyler, Yagong and Chairman Arakaki;**

NOES: None.

1 ABSENT & EXCUSED: Councilmember Chung.

Bill 84: An Ordinance to amend Ordinance 01-55, as amended, the Operating
Budget for the County of Hawai'i for the fiscal year ending
June 30, 2002.
{Increases revenues of \$230,011 in the Juvenile Accountability account;
and appropriates same to the Juvenile Accountability account.}

Re: Comm. 289
Intr. by: Mr. Chung
Approved FC-103

PASSED 1ST READING; ADOPTED THE REPORT

**8 AYES: Councilmembers Elarionoff, Jacobson, Leithead-Todd, Pisicchio,
Safarik, Tyler, Yagong and Chairman Arakaki;**

NOES: None. ABSENT & EXCUSED: Councilmember Chung.

ORDER OF THE DAY (SECOND OR FINAL READING)

Bill 244: Amends Chapter 19, of the Hawai'i County Code 1983 (1995 Edition),
(Draft 4) by amending Article 10, Section 19-75 relating to Real Property Tax Exemptions (Exemption, persons with impaired sight or hearing and persons totally disabled).

Re: Comm. 742.001(1998-2000); Comm. 290
Intr. by: Mr. Yagong
1st Reading: August 15, 2001

PASSED 2ND & FINAL READING

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

NOES: None.

1 ABSENT & EXCUSED: Councilmember Chung.

Bill 72: Amends the State Land Use Boundaries Map, H-66 for the County of Hawai'i, by changing the district classification from the Agricultural to the Rural District at Waiakea, South Hilo, covered by Tax Map Key 2-4-30:004.
{Imamura Family, et. al., applicant.}

Re: Comm. 253
Intr. by: Ms. Leithead-Todd
1st Reading: August 15, 2001

PASSED 2ND & FINAL READING

7 AYES: Councilmembers Elarionoff, Leithead-Todd, Pisicchio, Safarik, Tyler, Yagong and Chairman Arakaki;

1 NO: Councilmember Jacobson.

1 ABSENT & EXCUSED: Councilmember Chung.

Bill 73: Amends Section 25-8-33 (City of Hilo Zone Map), Article 8, Chapter 25
(Draft 4) (Zoning Code) of the Hawai'i County Code, by changing the district classification from Agricultural (A-3a) to Residential and Agricultural (RA-.5a) at Waiakea, South Hilo, covered by Tax Map Key 2-4-30:004. {Imamura Family, et. al., applicant.}

Re: Comm. 253.2
Intr. by: Ms. Leithead-Todd
1st Reading: August 15, 2001

PASSED 2ND & FINAL READING

7 AYES: Councilmembers Elarionoff, Leithead-Todd, Pisicchio, Safarik, Tyler, Yagong and Chairman Arakaki;
1 NO: Councilmember Jacobson.
1 ABSENT & EXCUSED: Councilmember Chung.

Bill 78: Amends Ordinance No. 01-55, as amended, the Operating Budget for the County of Hawai'i for the Fiscal Year ending June 30, 2002. {Increases revenues in the Synchro Swim Competition account by \$9,500; and appropriates same to the Synchro Swim Competition account.}

Re: Comm. 277
Intr. by: Mr. Chung
1st Reading: August 15, 2001

PASSED 2ND & FINAL READING

8 AYES: Councilmembers Elarionoff, Jacobson, Leithead-Todd, Pisicchio, Safarik, Tyler, Yagong and Chairman Arakaki;
NOES: None.
1 ABSENT & EXCUSED: Councilmember Chung.

REPORTS

FC Rept. 97: Recommends the confirmation of Ms. Susan T. Sulprizio to
(C-286) the Hawai'i County Pension Board.

REPORT ADOPTED UNANIMOUSLY

FC Rept. 98: Recommends the confirmation of Mr. J. William Sanborn to
(C-287) the Hawai'i County Salary Commission.

REPORT ADOPTED UNANIMOUSLY

REFERRALS FOR EXECUTIVE SESSION - NONE

(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 11, 2001

COMMITTEES	TBA	COUNCILROOM
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WEDNESDAY, SEPTEMBER 12, 2001

COUNCIL	9:00 a.m.	COUNCILROOM
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TUESDAY, SEPTEMBER 25, 2001

COUNCIL	9:00 a.m.	ROYAL KONA RESORT RESOLUTION ROOM 75-5852 ALII DRIVE, KAILUA-KONA
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WEDNESDAY, SEPTEMBER 26, 2001

COMMITTEES	TBA	COUNCILROOM
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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, September 5, 2001, at 6 p.m.; Sunday, September 9, 2001, at 10:30 a.m.; and Wednesday, September 12, 2001, at 6 p.m.