

Aaron S.Y. Chung  
*Chair*

Gary Safarik  
*Vice Chair*



James Y. Arakaki, *Member*  
Leningrad Elarionoff, *Member*  
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Bob Jacobson, *Member*  
Joe Reynolds, *Member*  
Michael C. Tulang, *Member*  
J. Curtis Tyler, III, *Member*

**HAWAI'I COUNTY COUNCIL  
COMMITTEE ON FINANCE  
21st Session**

**DATE:** October 7, 2003 (Tuesday)  
**PLACE:** Councilroom  
**TIME:** 10:00 a.m.

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

**CALL TO ORDER**

**STATEMENTS FROM THE PUBLIC ON ITEMS ON THE AGENDA**

**REFERRALS**

- Comm. 12.10: MARIJUANA ERADICATION MISSION REPORTS FOR THE MONTH OF AUGUST 2003  
From Assistant and Acting Police Chief Charles M. Chai, Jr., dated September 16, 2003, transmitting the above report of a marijuana eradication mission conducted on August 18-22, 2003, in East Hawai'i, as required by Resolution 46-01. The attached reports indicate the number of plants eradicated and the number of complaints received from the public, the type of complaint and the complaint disposition.
- Comm. 21.80: FINAL REPORT - RURAL FIRE ASSISTANCE GRANT  
From the Hawai'i County Fire Department, dated August 19, 2003, submitting the above report in compliance with Ordinance No. 02-76, Section 7(1).
- Comm. 21.81: FINAL REPORT - LOCAL EMERGENCY PLANNING COMMITTEE (LEPC) GRANT  
From the Hawai'i County Fire Department, dated August 19, 2003, submitting the above report in compliance with Ordinance No. 02-76, Section 7(1).
- Comm. 21.82: FINAL REPORT - VOLUNTEER FIRE ASSISTANCE GRANT  
From the Hawai'i County Fire Department, dated August 19, 2003, submitting the above report in compliance with Ordinance No. 02-76, Section 7(1).

- Comm. 21.83: FINAL REPORT - HILO SHIPPERS' WHARF TRUST GRANT  
From Executive on Aging Alan Parker, dated September 16, 2003, submitting the above report in compliance with Ordinance No. 02-76, Section 7(1).
- Comm. 21.84: FINAL REPORT - KUPUNA CARE SERVICES GRANT  
From Executive on Aging Alan Parker, dated September 12, 2003, submitting the above report in compliance with Ordinance No. 02-76, Section 7(1).
- Comm. 21.85: FINAL REPORT - AREA PLAN ON AGING GRANT  
From Executive on Aging Alan Parker, dated September 12, 2003, submitting the above report in compliance with Ordinance No. 02-76, Section 7(1).
- Comm. 21.86: FINAL REPORT - SENIOR EMPLOYMENT PROGRAM GRANT  
From Executive on Aging Alan Parker, dated September 16, 2003, submitting the above report in compliance with Ordinance No. 02-76, Section 7(1).
- Comm. 223:  
(Bill 102) AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 30, HAWAII COUNTY CODE 1983 (1995 EDITION) RELATING TO GIFTS AND DONATIONS (to establish a clear process for accepting land, including lava land)  
From Legislative Auditor Constance R. Kiriu, dated April 23, 2003, transmitting the above bill and a "Donation of Land and Lava Land Taxing Policy Paper." The bill and paper are products of several meetings held with the administration on the current taxing policy of certain lands and the desire by some landowners to donate their land because of the taxes due to the County. The paper provides a status report of the lands to be donated, real property tax data relating to lands inundated or surrounded by the Kilauea lava flow, and a chronology of the work performed on the subject matter. After much discussion that considered fairness, setting precedence and employee workload, it was concluded that there should be no change to the current taxing policy.
- Comm. 223.1: From Council Chairman James Y. Arakaki, dated September 5, 2003, transmitting a copy of a letter from Esther Rian, dated August 7, 2003, who hopes to hear that the County Council has established a policy of accepting land donated by property owners.

**Note: Communication 462 (Res. 150-97) (1997) through Comm. 713.3 (2002), listed on pages 3 and 4, are referrals that were not placed on an agenda or were deferred pending formulation of a policy relating to the donation of real property to the County.**

- Comm. 462:  
(Res. 150-97)  
(1997)      RESOLUTION AUTHORIZING THE ACCEPTANCE OF A DONATION OF  
REAL PROPERTY FROM BARBARA STONE  
TMK (3) 1-1-116-005 (51,972 SQUARE FEET)  
From Corporation Counsel Richard D. Wurdeman, dated August 21, 1997,  
transmitting the above resolution.  
*(Note: This communication and Resolution were deferred at the September 16, 1997  
Finance Committee meeting.)*
- Comm. 2:  
(2000)      REQUEST OF KIMBERLEY BAIRD TO DONATE LAND  
From Kimberley Baird, dated September 1, 2000, requesting to turn property which  
is under lava to the County of Hawai'i.  
*(Note: This communication was referred to the Finance Committee on November 8,  
2000.)*
- Comm. 713:  
(2002)      DONATION OF REAL PROPERTY TO COUNTY OF HAWAI'I FROM TETSUO  
AND TOSHIE MAYAMOTO  
From Tetsuo and Toshie Miyamoto, dated July 30, 2002, donating land to the County  
of Hawai'i, recognized as TMK: 3-1-2-12-23.  
*(Note: This communication was deferred at the September 10, 2002 Finance  
Committee meeting.)*
- Comm. 713.1:  
(2002)      From Finance Director William Takaba, dated September 6, 2002, stating that  
according to the Civil Defense Agency, the parcel owned by Tetsuo and  
Toshie Miyamoto, TMK: 3-1-2-12-23, is inundated with lava, is in a remote area, and  
cannot be located without performing a survey. Since the County has no use for it,  
the Administration does not support acceptance of the donation.  
*(Note: This communication was circulated at the September 10, 2002 Finance  
Committee meeting.)*
- Comm. 713.3:  
(2002)      Copy of letter to Tetsuo and Toshie Miyamoto, from Finance Committee Chair  
Aaron S.Y. Chung, dated August 21, 2002, requesting a copy of their recorded  
subject deed, for their property (TMK: (3) 1-2-12:23) which they wish to donate to  
the County. Copy of deed for the proposed real property donation in Kalapana  
Vacation Lots is attached.  
*(Note: This communication was referred to the Finance Committee on  
September 18, 2002.)*

*(Note: Comm. 713.2 continues on the next page.)*

- Comm. 713.2:  
(2002) PROCEDURE FOR ACCEPTANCE OF LAVA INUNDATED PROPERTY  
From Legislative Auditor Assistant Susan Caseria, dated September 5, 2002, stating on August 21, 2002, a meeting to discuss a procedure for donated lands took place with Finance Director William Takaba, Deputy Finance Director Nancy Crawford, Assistant Corporation Counsel Gerald Takase, Deputy Corporation Counsel Ivan Torigoe, Property Management Specialist Stanley Iwamoto, Budget Administrator Gary Takamura, Legislative Auditor Connie Kiriū, and Ms. Caseria. States headway on several matters was made; however, seven areas of unanswered questions are listed. Also contains background information on acceptance of lava inundated lands and concerns of Councilmembers regarding their acceptance. Since 1996, requests for such donations have been left in abeyance or filed. States more requests may be forthcoming due to the increase in the minimum property tax. *(Note: This communication was circulated at the September 10, 2002 Finance Committee meeting.)*
- Comm. 352:  
(Res. 106-03) RESOLUTION AUTHORIZING THE ACCEPTANCE OF A MONETARY DONATION OF \$1,000 TO THE HAWAI‘I POLICE DEPARTMENT (from the Hawai‘i Police Athletic Federation); and
- (Bill 149) AN ORDINANCE TO AMEND ORDINANCE NO. 03-91, AS AMENDED, THE OPERATING BUDGET FOR THE COUNTY OF HAWAI‘I FOR THE FISCAL YEAR ENDING JUNE 30, 2004 (by appropriating the \$1,000 monetary donation into the Police Department's HI-PAL OCE account)  
From Finance Director William Takaba, dated September 19, 2003, transmitting the above resolution and bill. The funds will be used for the Hawai‘i County Police Department's Hawai‘i Island Police Activities League (HI-PAL) program.
- Comm. 353:  
(Res. 107-03) RESOLUTION AUTHORIZING THE ACCEPTANCE OF A MONETARY DONATION OF \$750 TO THE HAWAI‘I COUNTY FIRE DEPARTMENT (from Wal-Mart Hilo); and
- (Bill 150) AN ORDINANCE TO AMEND ORDINANCE NO. 03-91, AS AMENDED, THE OPERATING BUDGET FOR THE COUNTY OF HAWAI‘I FOR THE FISCAL YEAR ENDING JUNE 30, 2004 (by appropriating the \$750 monetary donation into the Fire Protection OCE account)  
From Finance Director William Takaba, dated September 19, 2003, transmitting the above resolution and bill. These funds, donated as part of Wal-Mart Hilo's community involvement program, will be used towards the purchase of educational materials to be distributed to the public in commemoration of Fire Prevention Week in October and of Emergency Medical Services (EMS) Week, in May 2004.

- Comm. 354:  
(Res. 108-03) RESOLUTION AUTHORIZING THE ACCEPTANCE OF NINETEEN THOUSAND DOLLARS (\$19,000) FROM THE HAWAI'I ALLIANCE FOR COMMUNITY ECONOMIC DEVELOPMENT FOR THE HAWAI'I COUNTY RESOURCE CENTER (from the Hawai'i Alliance for Community Based Economic Development); and
- (Bill 151) AN ORDINANCE TO AMEND ORDINANCE NO. 03-91, AS AMENDED, THE OPERATING BUDGET FOR THE COUNTY OF HAWAI'I FOR THE FISCAL YEAR ENDING JUNE 30, 2004 (by appropriating the \$19,000 to the Hawai'i County Resource Center account)  
From Finance Director William Takaba, dated September 19, 2003, transmitting the above resolution and bill. These funds will be used towards the administering and the operating of the Hawai'i County Resource Center.
- Comm. 355:  
(Res. 109-03) RESOLUTION CREATING THREE (3) POLICE RADIO DISPATCHER III (TEMPORARY) POSITIONS FOR THE HAWAI'I COUNTY POLICE DEPARTMENT  
From Finance Director William Takaba, dated September 19, 2003, transmitting the above resolution. The creation of these positions for the Communications Dispatch Section will allow the department to temporarily compensate employees who take on the added responsibility of providing training and close supervision to the entry level dispatchers as well as providing refresher training for newly hired Radio Dispatcher II positions or remedial training as needed.
- Comm. 356:  
(Bill 152) AN ORDINANCE TO AMEND ORDINANCE NO. 03-91, AS AMENDED, THE OPERATING BUDGET FOR THE COUNTY OF HAWAI'I FOR THE FISCAL YEAR ENDING JUNE 30, 2004 (by appropriating the in-lieu fees and interests income of \$276,111.98 from the fund balance account of the County Housing Revolving Fund to the individual accounts)  
From Finance Director William Takaba, dated September 19, 2003, transmitting the above bill. The funds will be maintained separately and will be expended in accordance to the requirements of their respective housing agreements.
- Comm. 357:  
(Bill 153) AN ORDINANCE AMENDING ORDINANCE NO. 03-90, AS AMENDED, RELATING TO PUBLIC IMPROVEMENTS AND FINANCING THEREOF FOR THE FISCAL YEAR JULY 1, 2003 TO JUNE 30, 2004 (by adding Isaac Hale Beach Park Expansion and Improvement project for \$520,824)  
From Finance Director William Takaba, dated September 19, 2003, transmitting the above bill. This project includes new restroom facilities, picnic areas, ADA parking, boat parking area and lighting. These funds are being provided by the National Park Service, through the State Department of Land and Natural Resources, Division of State Parks.

- Comm. 358:  
(Bill 154) AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF HAWAI'I TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT FOR A STATE WATER POLLUTION CONTROL REVOLVING FUND LOAN FOR WASTEWATER PUBLIC IMPROVEMENT PROJECTS; AND AUTHORIZING THE ISSUANCE OF \$20,000,000 GENERAL OBLIGATION BONDS OF THE COUNTY OF HAWAI'I FOR THE PURPOSE OF FINANCING QUALIFIED WASTEWATER PUBLIC IMPROVEMENTS OF THE COUNTY OF HAWAI'I  
From Finance Director William Takaba, dated September 23, 2003, transmitting the above bill. Pursuant to the County Procedures Manual for Participation in the Hawai'i State Revolving Fund Loan Program, prepared by the Wastewater Branch of the Hawai'i Department of Health in April 1994, part of the loan process requires a "resolution or ordinance passed by the County Council which authorizes the SRF loan application and identifies the dedicated source(s) of revenue (i.e., general obligation bonds) which will fund the project and repayment of the loan with interest." The Council's authorization of the issuance of general obligation bonds will serve as a pledge of its general obligation authority as security for repayment of the loan and interest.
- Comm. 359:  
(Res. 110-03) RESOLUTION AUTHORIZING THE APPROPRIATION AND USE OF PRIOR YEAR FUNDS RESULTING FROM THE CANCELLATION OF A PURCHASE ORDER  
From Finance Director William Takaba, dated September 23, 2003, transmitting the above resolution. A purchase order for tennis court materials, issued during the last fiscal year, was canceled due to volunteers not being able to complete a resurfacing project for the tennis courts at the Old Kona Airport. These funds will be used to purchase materials for other ongoing Friends of the Park projects during this fiscal year.
- Comm. 360:  
(Bill 155) AN ORDINANCE AMENDING ORDINANCE NO. 03-90, AS AMENDED, RELATING TO PUBLIC IMPROVEMENTS AND FINANCING THEREOF FOR THE FISCAL YEAR JULY 1, 2003 TO JUNE 30, 2004 (by adding the Kalaniana'ole Interceptor Sewer Rehabilitation project for \$1,000,000)  
From Finance Director William Takaba, dated September 25, 2003, transmitting the above bill. Last fiscal year, Ordinance No. 03-81 appropriated this project for \$5,000,000 with the source of funds coming from the State Revolving Fund (SRF). An additional \$1 million is being appropriated as estimates received indicate that the project cost may exceed the original appropriation.

## STATEMENTS FROM THE PUBLIC/ADJOURNMENT

The meeting place is accessible for persons with physical disabilities. Persons who need special accommodations to attend this meeting should call 961-8245 by **October 3, 2003**. Persons using TDDs may call 961-8521.

(Copies of this agenda and the communications are posted and filed at the County Clerk's Office, 25 Aupuni St., Hilo; the Office of the Mayor, 75-5706 Kuakini Highway, Suite 103, Kailua-Kona; and the Kona Councilmembers' Office, 77-6399 Nalani St., Suite 104, Kailua-Kona. For further information, please call 961-8245. Those wishing to testify, please register with the County Clerk's staff prior to the convening of the meeting. If possible, submit fifteen (15) written copies of the testimony to staff prior to the convening of the meeting.)

VIEWING OF MEETINGS ON GOVERNMENT ACCESS TELEVISION - Channel 52 (Hilo/Kona)  
Parks & Environmental Management Committee and Finance Committee meetings - Tuesdays, October 14 and 21, 2003, at 8:30 p.m.; Human Services & Economic Development Committee and Planning Committee meetings - Thursdays, October 16 and 23, 2003, at 8:30 p.m.; and all four Committee meetings - Sunday, October 26, 2003, at 10:30 a.m.