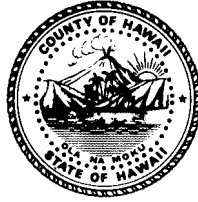


J Yoshimoto
Chair

Brenda Ford
Vice Chair



Stacy K. Higa, *Member*
Pete Hoffmann, *Member*
Donald Ikeda, *Member*
Bob Jacobson, *Member*
Emily I. Naeole, *Member*
K. Angel Pilago, *Member*
Dominic Yagong, *Member*

**HAWAI'I COUNTY COUNCIL
COMMITTEE ON PUBLIC SAFETY AND
PARKS AND RECREATION
5th Session**

DATE: July 9, 2007 (Monday)

PLACE: Councilroom
Ben Franklin Building
333 Kīlauea Ave., 2nd Floor
Hilo, Hawai'i

TIME: 8:45 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. 444.1:](#) MARIJUANA ERADICATION MISSION REPORT FOR THE MONTH OF MAY 2007
From Police Chief Lawrence K. Mahuna, dated May 31, 2007, transmitting the above report of mission conducted on May 19, 2007 in East Hawai'i. The report indicates the number of plants eradicated.
- [Comm. 507:](#) ORDINANCE AMENDING CHAPTER 7 OF THE HAWAI'I COUNTY CODE 1983 (2005 EDITION, AS AMENDED), CIVIL DEFENSE, RELATING TO LOITERING (adds a *mens rea*, or state of mind, element or "knowingly" to sections 7-9 and 7-10 to be in compliance with Hawai'i Appellate Court ruling; and replaces all occurrences of the words tidal wave with tsunami)
[\(Bill 124\)](#)
From Deputy Corporation Counsel Craig Masuda, dated June 4, 2007, transmitting the above bill. States that due to the Hawai'i Appellate Court ruling, *State v. Keawemauhili*, municipal ordinances that are of a level of offense greater than a violation notice a specific state of mind or *mens rea*. Sections 7-9 and 7-10 Hawai'i County Code are petty misdemeanors which are of a level of offense greater than a violation. This bill further amends tidal wave to tsunami as a housekeeping measure.

ADJOURNMENT

The meeting place is accessible for persons with disabilities. Persons who need special accommodations for this meeting should call 961-8245 by **July 5, 2007**. Persons using TDDs may call 961-8521.

Copies of this agenda and items listed on the agenda are available at the at the County Clerk's Office, 333 Kīlauea Avenue, Hilo; the Office of the Mayor, 75-5706 Kuakini Highway, Suite 103, Kailua-Kona; the Kona Councilmembers' Office, Kailua Trade Center, 75-5706 Hanama Place, Suite 109, Kailua-Kona; and at the Waimea Council Members' Office at the Holomua Center, 64-1067 Māmalahoa Highway, Suite 5, Waimea, Hawai'i. For further information, please call 961-8245.

Videoconferencing is available at the following locations:

- Kona Council Office at the Kailua Trade Center; and
- Waimea Council Office at the Holomua Center.

If for technical or other unanticipated circumstances the video connection cannot be made and/or is disrupted, the scheduled meeting will continue.

Submitting Testimony: Those wishing to testify in person must register with the County Clerk's staff. Those testifying in person and submitting written testimony at the meetings should bring **fifteen (15)** copies of the testimony for distribution. Testimony may also be submitted (1) by mail to the County Clerk's Office in Hilo at 25 Aupuni St., Hilo, Hawai'i, 96720; (2) by facsimile to (808) 961-8912; or (3) by e-mail to counciltestimony@co.hawaii.hi.us. **Please submit separate testimony for each item.** For testimonies received via e-mail or fax, copies will be distributed at the meeting when transmitted in a timely manner. All oral and written testimony will be made a part of the public record.

Notice to Lobbyists: If you are a lobbyist, you must register with the Hawai'i County Clerk within five days of becoming a lobbyist {Article 15, §2-91.3(b), Hawai'i County Code}. A lobbyist means "any individual engaged for pay or other consideration who spends more than five hours in any month or \$275 in any six-month period for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials." {Article 15, §2-91.3(a)(6), Hawai'i County Code}. Registration forms and expenditure report documents are available at the Office of the County Clerk-Council, 333 Kīlauea Avenue, Hilo.

Viewing of Meetings on Government Access Television - Channel 52:

Public Works & Intergovernmental Relations, Public Safety and Parks & Recreation and Finance Committee meetings - Tuesdays, July 17 & 24, 2007, at 8:30 p.m.; Planning Committee meeting - Thursdays, July 19 & 26, 2006, at 8:30 p.m.; and all four Committee meetings - Sun., July 29, 2007, at 10:30 a.m.