

SPECIAL COUNCIL MEETING

MAY 13, 2009

The Special Council Meeting of the Council of the County of Kaua'i was called to order by the Council Chair at the Council Chambers, Historic County Building, 4396 Rice Street, Room 201, Lihū'e, Kaua'i, on Wednesday, May 13, 2009 at 8:37 a.m., after which the following members answered the call of the roll:

Honorable Dickie Chang
Honorable Jay Furfaro
Honorable Daryl W. Kaneshiro
Honorable Lani T. Kawahara
Honorable Derek S. K. Kawakami
Honorable Bill "Kaipo" Asing, Council Chair

EXCUSED: Honorable Tim Bynum

APPROVAL OF AGENDA:

Mr. Kawakami moved for approval of the agenda as circulated, seconded by Mr. Chang, and unanimously carried.

Chair Asing: Can we have the first item please?

PETER A. NAKAMURA, COUNTY CLERK: The first matter for approval is communication C 2009-171.

C 2009-171 Communication (05/04/2009) from the Director of Economic Development, requesting Council approval to apply for, receive, and expend the following U.S. Department of Energy EECBG (Energy Efficiency and Conservation Block Grant) funds through grant applications to the U.S. Department of Agriculture's Natural Resource Conservation Service, pursuant to the American Recovery and Reinvestment Act of 2009 (ARRA), and requesting indemnification relating to the County's receipt of these funds:

- 1) \$267,900 grant funds from the Department of Energy which the Administration will be applying to fund a photovoltaic power (PV) system for the new Keālia Fire Station. (Direct formula grant)
- 2) \$576,000 in ARRA grant funds from the Department of Agriculture's Natural Resources Conservation Service which the Administration will be applying to fund a 64 kW photovoltaic power system for the Lihū'e Civic Center's Pi'ikoi Building. (Competitive grant)
- 3) \$600,000 in ARRA grant funds from the Department of Agriculture's Natural Resources Conservation Service which the Administration will be applying to fund a lighting retrofit of County facilities from T-8 lamps to super T-8 lamps, T-5 lamps and/or LED lamps. (Competitive grant):

Mr. Kawakami moved to approve C 2009-171, seconded by Mr. Kaneshiro, and unanimously carried.

Chair Asing: Next item please?

Mr. Nakamura: The second grant for approval is C 2009-172.

C 2009-172 Communication (05/04/2009) from the Prosecuting Attorney, requesting Council approval to apply for, receive, and expend the following Byrne Justice Assistance Grant (JAG), pursuant to the American Recovery and Reinvestment Act of 2009 (ARRA), and requesting indemnification of the State of Hawai'i, Department of Attorney General, to establish the Drug Prosecution Unit (DPU) in the amount of \$117,000 which will be expended on salaries, fringe benefits, training, and office supplies for the Office of the Prosecuting Attorney. These funds will be expended for the unit from July 1, 2009 to June 30, 2010: Mr. Furfaro moved to approve C 2009-172, seconded by Mr. Kaneshiro.

Ms. Kawahara: Are they here to... I have a question for the Prosecutor's Office.

Chair Asing: Okay, you have some questions?

Ms. Kawahara: I just wanted to check.

Chair Asing: Okay, with that, the rules are suspended.

There being no objections, the rules were suspended.

Ms. Kawahara: Thank you Chair. This one is to establish a drug prosecution unit?

JAMIE CHONG, GRANTS COORDINATOR, PROSECUTING ATTORNEY'S OFFICE:
Yes.

Ms. Kawahara: And is this for a new position, one salary position?

Ms. Chong: Yes.

Ms. Kawahara: And then after this expires on June 2010, would the County pick up another position to...

Ms. Chong: Currently, we would continue looking for grant funds.

Ms. Kawahara: Okay, and this is an annual... this is an ARRA, so it might not be an annual one.

Ms. Chong: But the JAG program also has a local solicitation that they do every year, so this would be one of the number 1 grants that we would go for, for this unit.

Ms. Kawahara: Okay. Do you have a... okay, that is good enough. Thank you.

Chair Asing: Thank you. With that, I would like to call the meeting back to order.

The meeting was called back to order, and proceeded as follows:

Chair Asing: Any further discussion? If not, all those in favor say aye.

The motion to approve C 2009-172 was then put, and unanimously carried.

Chair Asing: Next item please?

Mr. Nakamura: On page 2 of the Council's agenda for approval is C 2009-173.

C 2009-173 Communication (05/04/2009) from the Prosecuting Attorney, requesting Council approval to apply for, receive, and expend the following Byrne Justice Assistance Grant (JAG), pursuant to the American Recovery and Reinvestment Act of 2009 (ARRA), and requesting indemnification of the State of Hawai'i, Department of Attorney General, to establish the Domestic Violence Prosecution Unit (DVPU) in the amount of \$72,000 which will be expended on salaries, fringe benefits, training, and office supplies for the Office of the Prosecuting Attorney. These funds will be expended for the unit from July 1, 2009 to June 30, 2010: Mr. Furfaro moved to approve C 2009-173, seconded by Mr. Chang.

Chair Asing: With that, I would like to suspend the rules.

There being no objections, the rules were suspended.

Chair Asing: Any questions Lani?

Ms. Kawahara: You know what, I am going to have the same questions for all three (3) of them whether they are going to be... they are new positions and whether they are going to have to be funded.

Chair Asing: Okay, the rules are suspended now.

There being no objections, the rules were suspended.

Ms. Chong: For both the domestic violence and the property crime, these units have already been established. They already have positions and the current people in the positions have been there for a couple of years. Again, we would again continue looking for grant funding through the JAG program.

Ms. Kawahara: Okay, thank you.

Chair Asing: Thank you. The meeting is called back to order.

The meeting was called back to order, and proceeded as follows:

Chair Asing: Any further discussion? If not, all those in favor say aye.

The motion to approve C 2009-173 was then put, and unanimously carried.

Chair Asing: Next item please?

Mr. Nakamura: The last grant for approval is C 2009-174.

C 2009-174 Communication (05/04/2009) from the Prosecuting Attorney, requesting Council approval to apply for, receive, and expend the following Byrne Justice Assistance Grant (JAG), pursuant to the American Recovery and Reinvestment Act of 2009 (ARRA), and requesting indemnification of the State of Hawai'i, Department of Attorney General, to establish the Property Crime Prosecution Unit (PCPU) in the amount of \$122,000 which will be expended on salaries, fringe benefits, and office supplies for the Office of the Prosecuting Attorney. These funds will be expended for the unit from December 1, 2009 to November 30, 2010: Mr. Furfaro moved to approve C 2009-174, seconded by Mr. Chang.

Chair Asing: With that, Lani, do you have any questions?

There being no objections, the rules were suspended.

Ms. Kawahara: With this same thing, these... all these are for positions and then... the (inaudible)... I wanted to ask the... so while the new money coming in for positions, none of these were available with the... to do with VOCA, would that be right?

Ms. Chong: No, these are... VOCA is completely separate.

Ms. Kawahara: Totally different, okay. I just wanted to confirm that. Okay, thank you.

Mr. Kaneshiro: I have just one small question.

Chair Asing: Yes, go ahead.

Mr. Kaneshiro: You have enough funds from... because I see this starting from December 1, 2009 to November 30, 2010, so in the current budget, you have enough funds.

Ms. Chong: We do have enough funds. We also currently do have a grant that goes all the way to November 30, so therefore, we have... we started the funding on December 1.

Mr. Kaneshiro: Alright, thank you.

Chair Asing: Thank you. I'd like to call the meeting back to order.

The meeting was called back to order, and proceeded as follows:

Chair Asing: Any further discussion? If not, let me just say, Councilmembers, you know, this is an age old problem. When I say age old problem, we encourage the departments to look for grants, so that we can get services. And it is the age old problem of you seek out grants, you get the grants, and whether you continue with the program is dependent upon whether you can get grants or not. If you cannot get grants, then you will come to the Council and ask for money, and it is now decision making time for the Council on whether we think that it is, you know, in our best interest to retain these types of services and we can afford it. If we cannot afford it, then simply we will stop the program, but it is something that we always encourage the departments to do to go out and look for grants and try to get additional services to the County. With that, any further discussion? Councilmember Furfaro?

Mr. Furfaro: This is kind of a follow up on your comments Mr. Chair. For the freshman members of the Council, there is a grant summary report available to us through the Administration, and in my first time on the Council seven (7) years ago, I was really surprised at the amounts that we administer through our operating programs... it is... well, we recently approved a \$206 million Operating Budget and CIP, and almost 40% of our other income actually comes from grant opportunities that the Chair has pointed out. But I did want to share with you that there is a record and history of grants kept by the Administration and I want to acknowledge all departments that pursue those amounts. Thank you Mr. Chair.

Chair Asing: Thank you. With that, any further discussion? If not, all those in favor say aye?

The motion to approve C 2009-174 was then put, and unanimously carried.

Chair Asing: The meeting is now adjourned.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 8:45 a.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Peter A. Nakamura', with a long horizontal line extending to the right.

PETER A. NAKAMURA
County Clerk