

MINUTES

COMMITTEE OF THE WHOLE

January 3, 2007

A meeting of the Committee of the Whole of the Council of the County of Kaua'i, State of Hawai'i, was called to order by Councilmember Ronald Kouchi, Chair, at the Historic County Building, Room 201, Lihu'e, Kaua'i, on Wednesday, January 3, 2007, at 7:37 p.m., after which the following members answered the call of the roll:

Honorable Ronald Kouchi
Honorable Bill "Kaipo" Asing
Honorable Tim Bynum
Honorable Jay Furfaro
Honorable Shaylene Iseri-Carvalho
Honorable Mel Rapozo
Honorable JoAnn A. Yukimura

Minutes of the November 15, 2006 Committee of the Whole Meeting.

Upon motion duly made by Councilmember Iseri-Carvalho, seconded by Councilmember Yukimura, and unanimously carried, Minutes of the November 15, 2006 Committee of the Whole Meeting was approved.

The Committee proceeded on its agenda items as shown in the following:

EXECUTIVE SESSION: Pursuant to Haw. Rev. Stat. ("H.R.S.") §92-7(a), the Council may, when deemed necessary, hold an executive session on any agenda item without written public notice if the executive session was not anticipated in advance. Any such executive session shall be held pursuant to H.R.S. §92-4 and shall be limited to those items described in H.R.S. §92-5(a). (*Confidential reports on file in the County Attorney's Office and/or the County Clerk's Office. Discussions held in Executive Session are closed to the public.*)

ES-243 Pursuant to Haw.Rev.Stat. §§92-4 and 92-5(a)(4) and (6), the purpose of this executive session is for the Council to consult with the County Attorney regarding the powers, duties, privileges, immunities and/or liabilities of the Council and the County as they relate to any right of entry necessary for the repair of the Kapaia Swinging Bridge.
[This item was deferred.]

RONALD KOUCHI, COMMITTEE OF THE WHOLE CHAIR: On ES-243 which is the Kapaia Swinging Bridge, we have written questions that were sent out on December 7, 2006 from Councilmember Rapozo. Unfortunately, we don't have

Donald here. I think he went to take back the previous message, so I'd like to have this item deferred. Can we have a motion to that effect?

Upon motion duly made by Councilmember Furfaro, seconded by Councilmember Iseri-Carvalho, and unanimously carried, ES-243 was deferred.

ES-245 Pursuant to Haw.Rev.Stat. §§92-4 and 92-5(a)(4), the purpose of this executive session is for the Office of the County Attorney and the Administration to provide a Council briefing on legal issues regarding the bike path pavilions. This consultation involves consideration of the powers, duties, privileges, immunities and/or liabilities of the Council and the County as they relate to this agenda item.
[Received for the record.]

Mr. Kouchi: On ES-245, I am proud to report that this was in case we needed today to have Executive Session regarding the bikepath pavilions. As the Chair of this Committee, he did a great job of making sure that the discussion occurred during the open session, so he has made a motion to receive.

Upon motion duly made by Councilmember Rapozo, seconded by Councilmember Iseri-Carvalho, and unanimously carried, ES-245 was received for the record.

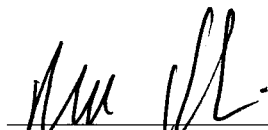
There being no further business, the meeting was adjourned at 7:38 p.m.

Respectfully submitted,



Lisa Ishibashi
Council Services Assistant

APPROVED at the Committee Meeting held on January 24, 2007:



RONALD KOUCHI
Chair, Committee of the Whole