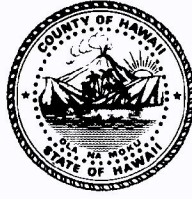


HOLEKA GORO INABA
Chair & Presiding Officer

DENNIS "FRESH" ONISHI
Vice Chair



MICHELLE M. GALIMBA
JAMES E. HUSTACE
JENN KAGIWADA
MATT KĀNEALI'I-KLEINFELDER
ASHLEY L. KIERKIEWICZ
HEATHER L. KIMBALL
REBECCA VILLEGAS

COUNTY COUNCIL

*County of Hawai'i
Hawai'i County Building
25 Aupuni Street
Hilo, Hawai'i 96720*

51st Session

West Hawai'i Civic Center
74-5044 Ane Keohokālole Highway, Building A
Kailua-Kona, Hawai'i

October 21, 2026

9:00 a.m.

The Hilo Council Chambers at the Hawai'i County Building, 25 Aupuni Street, will be closed.

Public attendance via Courtesy Site is available at the following locations:

- **Ocean View Community Association, 92-8924 Leilani Circle;**
- **Pāhoa Council Office, 15-2879 Pāhoa Village Road; and**
- **Waimea Council Office, Parker Square, 65-1279 Kawaihae Road, Suite 109.**

If a Courtesy Site is unavailable and/or participation is disrupted, the scheduled meeting will continue.

Oral Public Testimony via Zoom: To provide oral testimony via Zoom, email councilremotetestimony@hawaiiicounty.gov or call (808) 961-8255 to complete the registration process and obtain meeting login information. Please contact our office to register by 12:00 noon, **Tuesday, October 20, 2026.**

Submitting Written Testimony: To ensure timely delivery to Council Members prior to the meeting, written testimony must be submitted no later than 12:00 noon on **Tuesday, October 20, 2026**, by: (1) email to counciltestimony@hawaiiicounty.gov; (2) facsimile to (808) 961-8912; or (3) mail to the County Clerk's Office in Hilo at 25 Aupuni Street, Hilo, Hawai'i, 96720. All written testimony, regardless of time of receipt, will be made part of the permanent record. Please submit separate testimony for each item.

INVOCATION

Rabbi Levi Gerlitzky of Chabad Jewish Center

ORDER OF BUSINESS

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

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

STATEMENTS FROM THE PUBLIC ON AGENDA ITEMS

Pursuant to HRS §92-3, oral testimony may be provided entirely at the beginning of the meeting, or immediately preceding the agenda item being opened for deliberation by the Council.

(NOTE: COUNCIL MAY TAKE A LUNCH BREAK CLOSE TO THE NOON HOUR)

APPROVAL OF MINUTES

July 23, 2026
August 5, 2026

REPORTS

GOEAC-164
(Comm. 1107):

NOMINATION OF ANNETTE AIONA TO THE MERIT APPEALS BOARD

Requires Council
Confirmation by:

October 31, 2026 (Section 13-4(k),
Hawai'i County Charter)

ORDER OF RESOLUTIONS

Res. 694-26: AUTHORIZES THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO RECEIVE A GRANT FOR THE KUKUIOLA SUPPORTIVE HOUSING PROJECT IN NORTH KONA
Allows for the receipt of \$1,892,000 in federally-derived funds to assist with the planning, design, and construction of the Kukuiola Supportive Housing project.

Reference: Comm. 1094
Intr. by: Council Member Kāneali‘i-Kleinfelder (B/R)
Approve: FC-187
Companion: Bill 198

Res. 707-26: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO ACTION 4 ANIMALS HAWAII FOR ITS COMMUNITY DOG WELLNESS PROGRAM
Transfers \$3,000 from the Clerk-Council Services – Contingency Relief account (Council District 1); and credits to the Department of Research and Development, Business Development account.

Reference: Comm. 1113
Intr. by: Council Member Kimball

Res. 708-26: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO HIKI OLA FOR ITS LAU NĀ MAKA HUI COMMUNITY MEETINGS
Transfers \$4,000 from the Clerk-Council Services – Contingency Relief account (Council District 8); and credits to the Department of Research and Development, Other Current Expenses account.

Reference: Comm. 1115
Intr. by: Council Member Inaba

Res. 709-26: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO THE ISLAND OF HAWAI'I YMCA FOR THEIR KEEP THE LIGHTS ON: SAFE NIGHTS AT THE YMCA PROJECT

Transfers \$1,000 from the Clerk-Council Services – Contingency Relief account (Council District 4); and credits to the Department of Liquor Control, Public Programs account.

Reference: Comm. 1116
Intr. by: Council Member Kierkiewicz

Res. 710-26: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO FRIENDS OF HALE 'OLUEA CLUBHOUSE FOR ITS COMMUNITY MENTAL HEALTH RESOURCE EVENT

Transfers \$5,000 from the Clerk-Council Services – Contingency Relief account (Council District 4); and credits to the Department of Parks and Recreation, Culture and Education Other Current Expenses account.

Reference: Comm. 1117
Intr. by: Council Member Kierkiewicz

Res. 711-26: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO THE GG FOUNDATION FOR THE "MAHALO TEACHERS" EVENT

Transfers \$1,000 from the Clerk-Council Services – Contingency Relief account (Council District 4); and credits to the Department of Liquor Control, Public Programs account.

Reference: Comm. 1118
Intr. by: Council Member Kierkiewicz

Res. 712-26: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO 'O KA 'Ū KĀKOU FOR THE 3RD ANNUAL KALO FESTIVAL, KĀNIWALA KALO O KA 'Ū
Transfers \$5,050 from the Clerk-Council Services – Contingency Relief account (Council District 6); and credits to the Department of Parks and Recreation, Administration Other Current Expenses account.

Reference: Comm. 1119
Intr. by: Council Member Galimba

Res. 713-26: TRANSFERS/APPROPRIATES AN APPROPRIATION OUT AND FROM A DESIGNATED FUND ACCOUNT AND CREDITS SAME TO A DESIGNATED FUND ACCOUNT TO PROVIDE A GRANT TO NORTH KOHALA COMMUNITY RESOURCE CENTER TO ASSIST WITH EXPENSES FOR THE KOHALA RESILIENCE HUB'S 2026 KEIKI CHRISTMAS TOY DRIVE
Transfers \$1,000 from the Clerk-Council Services – Contingency Relief account (Council District 9); and credits to the Department of Liquor Control, Public Programs account.

Reference: Comm. 1120
Intr. by: Council Member Hustace

Res. 715-26: AUTHORIZES THE PAYMENT OF FUNDS OF LATER FISCAL YEARS TO ENTER INTO A MULTI-YEAR LEASE AGREEMENT FOR TWO MULTIFUNCTION COPY MACHINES TO BE USED BY THE OFFICE OF THE CORPORATION COUNSEL
Authorizes the Mayor to enter into a five-year lease agreement with an approximate annual cost of \$9,600, to be used in the department's Hilo and Kona offices.

Reference: Comm. 1124
Intr. by: Council Member Kāneali'i-Kleinfelder (B/R)
Waived: FC

BILLS FOR ORDINANCES (FIRST READING)

Bill 147: AMENDS CHAPTER 2 AND CHAPTER 25 OF THE HAWAI'I COUNTY
(Draft 2) CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO TRANSIENT
ACCOMMODATIONS

Establishes operational standards and use regulations for hosted and un-hosted transient vacation rentals (TVRs); allows hosted TVRs as a permitted use in the single-family residential, double-family residential, multiple-family residential, residential-commercial mixed use, resort-hotel, neighborhood commercial, general commercial, village commercial, special Downtown Hilo commercial zoning districts; allows hosted TVRs as a permitted use in certain agricultural zoning districts under certain conditions; allows un-hosted TVRs as a permitted use in the resort-hotel, general commercial, village commercial, and special Downtown Hilo commercial zoning districts; allows un-hosted TVRs in certain areas of the neighborhood commercial or residential zoning districts under certain conditions.

Reference: Comm. 806.15
Intr. by: Council Member Kimball
Negative: PCPLUED-15 (Due to a vote of 4-ayes,
5-noes)

Comm. 806.9: ; *and*
From Council Member Heather L. Kimball, dated September 1, 2026, transmitting a document entitled "B&B Hosting Scenarios in SLU Agricultural District."

Bill 154: AMENDS CHAPTER 25, ARTICLES 1, 5, AND 7, OF THE HAWAI'I COUNTY
(Draft 2) CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO COMMERCIAL
PARKING LOTS AND GARAGES

Removes commercial parking lots and garages as a permitted use in the general, industrial-commercial mixed, limited industrial, and general industrial zoning districts; allows commercial parking lots and garages in the resort-hotel zoning district with a use permit; makes other housekeeping amendments.

Reference: Comm. 866.7
Intr. by: Council Members Inaba and Villegas
Approve: PCPLUED-16

Bill 186: AMENDS THE STATE LAND USE DISTRICT BOUNDARIES MAP BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL TO URBAN AT WAIKŌLOA, SOUTH KOHALA, HAWAI'I, COVERED BY A PORTION OF TAX MAP KEY: 6-8-002:016

Reference: Comm. 1025
 Negative: LAAC-47 (Due to a vote of 3-ayes, 5-noes, 1-absent)

; and
 Bill 187: AMENDS SECTION 25-8-14 (WAIKŌLOA VILLAGE DISTRICT ZONE MAP),
 (Draft 4) ARTICLE 8, CHAPTER 25 (ZONING CODE) OF THE HAWAI'I COUNTY CODE (2016 EDITION, AS AMENDED), BY CHANGING THE DISTRICT CLASSIFICATION FROM RESIDENTIAL AND AGRICULTURAL – 1 ACRE (RA-1A) AND OPEN (O) TO MULTIPLE-FAMILY RESIDENTIAL – 1,500 SQUARE FEET (RM-1.5), FAMILY AGRICULTURAL – 1 ACRE (FA-1A), AGRICULTURAL – 10 ACRES (A-10A), AND OPEN (O) AT WAIKŌLOA, SOUTH KOHALA, HAWAI'I, COVERED BY A PORTION OF TAX MAP KEY: 6-8-002:016 (Applicant: Waikoloa Green LLC) (Area: 14.868 Acres)

The Leeward Planning Commission forwards its favorable recommendation for this amendment to the State Land Use Boundaries Map for the requested change of zone, which would allow the applicant to develop a 400-unit multiple-family housing complex with a clubhouse and related improvements. The property is located at the southeast side of Pua Melia Street, approximately 810 feet south of its intersection with Waikōloa Road.

Reference: Comm. 1025.22
 Intr. by: Council Member Kimball (B/R)
 Negative: LAAC-48 (Due to a vote of 3-ayes, 5-noes, 1-absent)

Bill 193: AMENDS CHAPTER 2, ARTICLE 25, SECTION 2-137, OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO APPROPRIATION OF FUNDS TO NONPROFIT ORGANIZATIONS

Specifies that nonprofit organizations whose governing board members receive compensation for their governance duties are ineligible to receive County grant funds.

Reference: Comm. 1074
 Intr. by: Council Members Inaba and Kimball
 Approve: GOEAC-165

- Bill 195: AMENDS CHAPTER 19 OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO THE NONDEDICATED AGRICULTURE USE ASSESSMENT
Extends the sunset date of the nondedicated agricultural use assessment by one year.
- Reference: Comm. 1076
Intr. by: Council Member Onishi
Negative: FC-188 (Due to a vote of 1-aye, 7-noes, 1-absent)
- Bill 196: AMENDS ORDINANCE NO. 26-44, THE OPERATING BUDGET OF THE COUNTY OF HAWAI'I FOR THE FISCAL YEAR ENDING JUNE 30, 2027
Appropriates revenues in State Grants – Coffee Berry Borer/Coffee Leaf Rust Pesticide Subsidy Program account (\$150,000) and appropriates the same to the Coffee Berry Borer/Coffee Leaf Rust Pesticide Subsidy Program account.
- Reference: Comm. 1081
Intr. by: Council Member Kāneali'i-Kleinfelder (B/R)
Approve: FC-189
- Bill 197: AMENDS CHAPTER 19, ARTICLE 7, OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO A TEMPORARY REAL PROPERTY TAX AMNESTY FOR CERTAIN HOSTED TRANSIENT VACATION RENTALS
Establishes a tax amnesty for properties that have existing vacation rentals in violation of the restrictions of the homeowner class; requires either ceasing the rental activity or properly registering the rental activity without being assessed rollback taxes, penalties, and interest.
- Reference: Comm. 1082
Intr. by: Council Member Kimball
Negative: FC-190 (Due to a vote of 4-ayes, 3-noes, 2-absent)

Bill 198: AMENDS ORDINANCE NO. 26-44, AS AMENDED, THE OPERATING BUDGET OF THE COUNTY OF HAWAI'I FOR THE FISCAL YEAR ENDING JUNE 30, 2027

Appropriates revenues in the Federal Grants – Kukuiola Supportive Housing Project account (\$1,892,000) and appropriates the same to the Kukuiola Supportive Housing Project account. Funds will be used to assist with the planning, design, and construction of the Kukuiola Supportive Housing project.

Reference: Comm. 1094
Intr. by: Council Member Kāneali'i-Kleinfelder (B/R)
Approve: FC-191
Companion: Res. 694-26

Bill 199: AMENDS CHAPTER 14 OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), BY ADDING A NEW ARTICLE RELATING TO THE ESTABLISHMENT OF A HISTORIC PLACE MARKER PROGRAM

Requires the Planning Department to administer a historic place marker program; requires the Department of Public Works to install and maintain historic place markers; requires the Department of Research and Development to support the program through research and outreach; requires the submission of a historic place marker implementation plan within one year; and requires the installation of all historic place markers within six months thereafter.

Reference: Comm. 1095
Intr. by: Council Members Kierkiewicz and Inaba
Approve: PCHSW-12

Bill 200: AMENDS CHAPTER 14 OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), BY ADDING A NEW ARTICLE RELATING TO THE ESTABLISHMENT OF A MO'OLELO INTERPRETATION PROGRAM

Allows "interpretative installations" on County property.

Reference: Comm. 1096
Intr. by: Council Member Kierkiewicz
Approve: PCHSW-13

Bill 201: AMENDS ORDINANCE NO. 26-45, RELATING TO PUBLIC IMPROVEMENTS AND FINANCING THEREOF FOR THE FISCAL YEAR ENDING JUNE 30, 2027

Adds the Mass Transit Agency Kailua-Kona Hub and Park & Ride Facility project (\$5,000,000) to the Capital Budget. Funds for this project shall be provided from General Obligation Bonds, Capital Projects Fund – Fund Balance and/or other Sources.

Reference: Comm. 1108
 Intr. by: Council Member Kāneali'i-Kleinfelder (B/R)
 Approve: FC-192
 Note: Requires 2/3 vote of the entire membership to amend, pursuant to Section 10-6(e), Hawai'i County Charter

ORDER OF THE DAY (SECOND OR FINAL READING)

Bill 191: AMENDS CHAPTER 10, ARTICLE 1, SECTION 10-8 OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO EROSION AND SEDIMENTATION CONTROL

(Draft 3) Establishes administrative enforcement provisions for violations of Chapter 10, including increased fines of up to \$1,000 per day.

Reference: Comm. 1058.4
 Intr. by: Council Member Inaba
 First Reading: October 7, 2026

Bill 192: AMENDS CHAPTER 19, ARTICLE 11, SECTION 19-90 OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO REAL PROPERTY TAX

(Draft 3) Extends the requirement to appropriate residential tier-two and tier-three property tax revenue to housing and homelessness programs until 2029; requires that monies be used to award grants that address housing and homelessness.

Reference: Comm. 1059.6
 Intr. by: Council Member Inaba
 First Reading: October 7, 2026

REFERRALS FOR EXECUTIVE SESSION

Comm. 1123: DENIS A. GIBO, ET AL. VS. COUNTY OF HAWAI'I, ET AL.; CASE NO.: 3CCV-21-0000198
From Deputy Corporation Counsel Ryan K. Thomas dated October 2, 2026, requesting an attorney-client confidential discussion to consult with the Council regarding the above-entitled matter, including settlement discussion.

The Council anticipates convening an executive meeting regarding the above matter, pursuant to Section 92-5(a)(4), for the purpose of consulting with Council's attorney on questions and issues pertaining to the Council's powers, duties, privileges, immunities, and liabilities. A 2/3 vote pursuant to Hawai'i Revised Statutes, Section 92-4, and Rule Nos. 2 and 10 of the Rules of Procedure of the County Council is necessary to hold an executive meeting.

OTHER BUSINESS

(Including but not limited to reconsideration of vetoed items, if any, or reconsideration of actions on agenda items.)

ANNOUNCEMENTS**ADJOURNMENT**

Note: B/R, when listed next to the name of an Introducer, signifies that the Council Member has agreed to introduce legislation "By Request" on behalf of the requesting party. It does not necessarily signify support of or opposition to the proposal.

Live Stream of County Council Meetings: To view the live stream of this meeting, at the scheduled meeting start time, type the following into the address bar of the browser:
https://www.youtube.com/channel/UCJNalwg4OoK7a_7nGnEtGPA.

If you need an auxiliary aid/service or other accommodation due to a disability, call (808) 961-8255 as soon as possible, preferably by **October 19, 2026**. If a response is received after this date, every effort will be made to obtain the auxiliary aid/service or accommodation, but there is no guarantee the request can be filled. Upon request, this notice is available in alternate formats such as large print, Braille, or electronic copy.

Agenda items are available on the County website at www.hawaiicounty.gov. Click on Council Records to navigate to current agendas. For any questions, please contact Council Services at (808) 961-8255.