CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL **32 (2012), CD2**

A BILL FOR AN ORDINANCE

RELATING TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION CAPITAL BUDGET AND PROGRAM FOR THE FISCAL YEAR JULY 1, 2012 TO JUNE 30, 2013.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. The revenues from the following sources estimated for the fiscal year July 1, 2012 to June 30, 2013 are hereby provided and appropriated for the purposes set forth in Section 2:

FUND CODE	SOURCE OF FUNDS	AMOUNT	TOTAL
	GENERAL OBLIGATION BONDS:		
TF	Transit Improvement Bond Fund	$ 291,584,960	$ 291,584,960
	TRANSIT FUND:		
TR	Transit Fund	$ 200,000,000	$ 200,000,000
	TOTAL ALL FUNDS		**$ 491,584,960**

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SECTION 2. The monies described in Section 1 for the fiscal year July 1, 2012 to June 30, 2013 are appropriated as indicated to the following projects and public improvements in the UTILITIES OR OTHER ENTERPRISES function. Nothing in this section shall be construed as restricting the allocation of monies among the work phase appropriations (e.g., planning, design, and construction).

PROJECT NUMBER	FUNCTIONS, PROGRAMS & PROJECTS	WORK PHASE		SOURCE OF FUNDS		TOTAL ALL FUNDS
	UTILITIES OR OTHER ENTERPRISES					
	MASS TRANSIT					
	HONOLULU AUTHORITY FOR RAPID TRANSPORTATION					
2007005	HONOLULU HIGH CAPACITY TRANSIT PROJECT	34,651,200	L	291,584,960	TF	491,584,960
		8,054,800	P			
	Plan, design, construct, inspect, relocate, acquire land and equipment for the Locally Preferred Alternative. Monies from the Transit Improvement Bond Fund shall not be encumbered or expended until a Full Funding Grant Agreement is fully executed for the Honolulu High Capacity Transit Project.	113,395,890	D	200,000,000	TR	
		225,981,770	C			
		50,647,920	I			
		55,556,510	E			
		3,296,870	R			
	TOTAL UTILITIES OR OTHER ENTERPRISES	**$ 491,584,960**		**$ 491,584,960**		**$ 491,584,960**

A BILL FOR AN ORDINANCE

PROJECT NUMBER	FUNCTIONS, PROGRAMS & PROJECTS	WORK PHASE	SOURCE OF FUNDS	TOTAL ALL FUNDS
	UTILITIES OR OTHER ENTERPRISES			
	SOURCE OF FUNDS			
	TF Transit Improvement Bond Fund	291,584,960		
	TR Transit Fund	200,000,000		
	TOTAL SOURCE OF FUNDS	$ 491,584,960		
	WORK PHASE			
	L Land	34,651,200		
	P Planning	8,054,800		
	D Design	113,395,890		
	C Construction	225,981,770		
	I Inspection	50,647,920		
	E Equipment	55,556,510		
	R Relocation	3,296,870		
	X Other	-		
	TOTAL WORK PHASES	$ 491,584,960		

A BILL FOR AN ORDINANCE

SECTION 3. General Provisos.

(a) As used in this Ordinance:

"Authority" means the Honolulu Authority for Rapid Transportation.

"Council" means the Council of the City and County of Honolulu.

"Government" means the federal government, the State government, the government of any other state, any political subdivision of any state, or any quasi-governmental entity.

(b) At the close of the each quarter, the Authority shall submit to the Council a Statement of Cash Receipts and Disbursements showing for each quarter for each individual fund the cash balance at the start of the accounting period, the cash receipts and disbursements during the period, and the cash balance at the end of the month.

(c) Any appropriation authorized in this ordinance or any amendment thereto shall be valid for the fiscal year 2013 and twelve months thereafter. Any part of such appropriation which is not expended or encumbered shall lapse on June 30, 2014.

(d) If any portion of this ordinance or the application thereof to any person or circumstance is held to be invalid for any reason, the Council hereby declares that the remainder of this ordinance and all other provisions thereof shall not be affected thereby. If any portion of a specific appropriation is held to be invalid for any reason, the remaining portion shall be independent of the invalid portion and such remaining portion shall be expended to fulfill the objectives of such appropriation to the extent possible.

(e) Monies from the Transit Improvement Bond Fund shall not be encumbered or expended until a Full Funding Grant Agreement is fully executed for the Honolulu High Capacity Transit Project.

(f) No monies shall be expended by the Honolulu Authority for Rapid Transportation for any purpose from the Transit Fund or Transit Improvement Bond Fund, unless such monies are first appropriated by the City Council.

(g) The project number is included for accounting purposes only. If there is a conflict between the number and the project title in this ordinance, the project title shall prevail.

A BILL FOR AN ORDINANCE

SECTION 4. The detailed Statement of Revenues and Surplus contained in the Executive Operating Program for the Fiscal Year July 1, 2012 to June 30, 2013, as transmitted to the Council in the Executive Program and Budget for the Fiscal Year 2013, Volume 1 (Operating Program and Budget), and as amended in any Executive Operating Program amendments, is hereby incorporated by reference and adopted as an integral part of this ordinance. The detailed Statement of Revenues and Surplus contained therein may be further amended regarding any applicable fund by any amendment to the Executive Operating Budget ordinance, Executive Capital Budget ordinance, Legislative Budget ordinance, Operating Budget ordinance for the Honolulu Authority for Rapid Transportation, or Capital Budget ordinance for the Honolulu Authority for Rapid Transportation. In case of any conflict between the substantive provisions of the Executive Operating Program as transmitted and this ordinance or the above budget amendments, the provisions of this ordinance and any of the above budget amendments shall prevail.

SECTION 5. The Amendments to the HART Capital Budget ordinance, as attached hereto, are hereby incorporated by reference and adopted as an integral part of this ordinance.

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A BILL FOR AN ORDINANCE

SECTION 6. This Ordinance shall take effect on July 1, 2012.

INTRODUCED BY:

Ann Kobayashi

DATE OF INTRODUCTION:

March 15, 2012
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20___.

PETER B. CARLISLE, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL 32 (2012), CD2

A BILL FOR AN ORDINANCE

AMENDMENTS TO HART CAPITAL BUDGET

FUNCTION/PROGRAM/PROJECT	AMENDMENT	AMOUNT	PH	AMOUNT	FD
UTILITIES OR OTHER ENTERPRISES					
MASS TRANSIT					
HONOLULU AUTHORITY FOR RAPID TRANSPORTATION					
2007005 HONOLULU HIGH CAPACITY TRANSIT PROJECT	Delete bond fund monies	($17,325,600)	L	($291,584,960)	TF
		($6,112,820)	P		
		($13,395,890)	D		
		($200,000,000)	C		
		($25,323,960)	I		
		($27,778,255)	E		
		($1,648,435)	R		
2007005 HONOLULU HIGH CAPACITY TRANSIT PROJECT	**Restore bond fund monies and amend proviso to read as follows: "Plan, design, construct, inspect, relocate, acquire land and equipment for the Locally Preffered Alternative. Monies from the Transit Improvement Bond Fund shall not be <u>encumbered or</u> expended until a Full Funding Grant Agreement is fully executed for the Honolulu High Capacity Transit Project."**	**$17,325,600**	**L**	**$291,584,960**	**TF**
		$6,112,820	**P**		
		$13,395,890	**D**		
		$200,000,000	**C**		
		$25,323,960	**I**		
		$27,778,255	**E**		
		$1,648,435	**R**		

SECTION 3. GENERAL PROVISOS

Add language to subsection 3 (e): "(e) Monies from the Transit Improvement Bond Fund shall not be <u>encumbered or</u> expended until a Full Funding Grant Agreement is fully executed for the Honolulu High Capacity Transit Project."