



A BILL FOR AN ORDINANCE

RELATING TO RENTAL ASSISTANCE.

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

SECTION 1. Purpose. The purpose of this ordinance is to modify requirements concerning the rental assistance fund.

SECTION 2. Section 6-45.2 Revised Ordinances of Honolulu 1990, as amended, is amended to read as follows:

**"Sec. 6-45.2 Funding.**

- (a) There shall be deposited into the rental assistance fund all net receipts from the Hale Pauahi parking structure. This fund shall pay for expenses related to the operation and maintenance of the Hale Pauahi parking structure that are not within the scope of the parking [concessionaire] concession, for any assessments attributable to the parking unit of the Hale Pauahi Association of Owners, and for monthly rental assistance payments to a landlord on behalf of an eligible applicant, as defined herein.
- (b) Unless designated by resolution for deposit into the reserve for fiscal stability fund, there may be deposited into the rental assistance fund net proceeds from the leasing or sale of any property interest in a city affordable housing project.
- (c) There shall be deposited into the rental assistance fund such additional monies as may be appropriated for that purpose."

SECTION 3. Section 6-45.4 Revised Ordinances of Honolulu 1990, as amended, is amended to read as follows:

**"Sec. 6-45.4 Eligibility for assistance.**

- (a) An eligible applicant is defined as any single person or family: (1) who [has been] (A) may be displaced from a city-assisted housing project sold or leased by the city, [(A)] (B) has been displaced by governmental action, fire or natural disaster, [(B)] (C) has been determined to be homeless as defined in the rules, or [(C)] (D) has been selected for placement in a city-assisted housing project[.]; and (2) whose total income, by number in the household does not exceed 80 percent of the median income for the city as determined by HUD.



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- (b) Applicants receiving assistance under the federal Section 8 existing housing program, the state rent supplement program or living in government-subsidized housing projects are ineligible for assistance.
- (c) Assistance shall be given in the following order of priority:
  - (1) Applicants displaced as a result of governmental action[;] and applicants who are current tenants in a city affordable housing project at the time that it is sold by the city or leased by the city to a new lessor and who, without rental assistance, may be displaced by rent increases implemented by the buyer or new lessor;
  - (2) Applicants displaced as a result of fire or natural disaster;
  - (3) Applicants determined to be "homeless" as defined in the rules;
  - (4) Applicants selected for placement in city-assisted housing projects."

SECTION 4. Section 6-45.5 Revised Ordinances of Honolulu 1990, as amended, is amended to read as follows:

**"Sec. 6-45.5 Expenditures.**

All expenditures from this fund shall be for [purposes authorized herein based on appropriations in the operating budget ordinance.] rental assistance payments to or on behalf of eligible applicants, for administration of the rental assistance program and for such other purposes as may be authorized in appropriations from the rental assistance fund made in the operating budget ordinance. During any fiscal year, no more than five percent of the monies appropriated from the rental assistance fund may be used for administrative expenses."

SECTION 5. Section 6-45.6 Revised Ordinances of Honolulu 1990, as amended, is amended to read as follows:

**"Sec. 6-45.6 Administration.**

The [department of housing and community development (DHCD)] department of budget and fiscal services shall be responsible for the administration of the rental assistance fund and, pursuant to HRS Chapter 91, shall adopt uniform rules for the administration of this fund, including but not limited to, establishing criteria and procedures for determining eligibility of [tenants,] applicants and the amounts and



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duration of rental assistance [requirements.] payments. The department of budget and fiscal services shall not delegate this responsibility to any other city department or public or private agency without approval, by resolution, by the city council."

SECTION 6. Ordinance material to be repealed is bracketed. New ordinance material is underscored. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the brackets, the bracketed material or the underscoring.



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SECTION 7. This ordinance shall take effect upon its approval.

INTRODUCED BY:

Ernest Martin

Ann Kobayashi

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DATE OF INTRODUCTION:

October 10, 2012  
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
Deputy Corporation Counsel

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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KIRK CALDWELL, Mayor  
City and County of Honolulu