



**RESOLUTION**

APPROVING THE GRANT OF SUBSURFACE EASEMENT A TO THE KAMEHAMEHA SCHOOLS WITHIN A PORTION OF THE CITY'S KAWAIAHAO STREET, TMK: 2-1-032.

WHEREAS, Section 46-66, Hawaii Revised Statutes, as amended, (HRS) authorizes each county, subject to council approval, to grant, sell, or otherwise dispose of any easement for particular purposes in perpetuity by direct negotiation or otherwise, subject to reverter to such county upon the termination or abandonment of the specific purpose for which the easement was granted, including easements for any governmental or public utility purpose; and

WHEREAS, the Kamehameha Schools ("KS") is requesting a subsurface easement within the City's Kawaiahao Street for its telecommunication and electrical lines to connect between its existing Kawaiahao Plaza and the new Kawaiahao Plaza Annex; and

WHEREAS, the Director, Department of Budget and Fiscal Services, has recommended the granting of a perpetual nonexclusive subsurface easement to KS for its telecommunication and electrical purposes for the total easement fee of \$5,300, based on an appraisal done by the Department of Design and Construction; and

WHEREAS, the nonexclusive subsurface easement is designated as Easement A, with an area of 200 square feet, within a portion of the City's Kawaiahao Street, identified as TMK: 2-1-032, as shown colored in yellow on the map attached as Exhibit A and which is attached hereto and by reference made a part hereof; and

WHEREAS, the various City agencies, including the Departments of Transportation Services and Facility Maintenance, have no objections to the granting of Easement A; and

WHEREAS, the grant of the above-described non-exclusive subsurface easement will be in accordance with Section 46-66, HRS; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu, that it approves the grant of the above-described perpetual nonexclusive easement to KS; and

BE IT FURTHER RESOLVED that the grant of easement be in accordance with the recommendations of the Director, Department of Budget and Fiscal Services, and/or designee, and with all applicable laws and City policies; and

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**RESOLUTION**

BE IT FURTHER RESOLVED by the Council of the City and County of Honolulu that is approves the deposit of the easement fee of \$5,300 in the reserve for fiscal stability fund; and

BE IT FURTHER RESOLVED that the Director, Department of Budget and Fiscal Services, and/or designee shall be authorized to sign the easement and other necessary documents; and

BE IT FINALLY RESOLVED that the Clerk be directed to transmit a certified copy of this resolution to the Director, Department of Budget and Fiscal Services.

INTRODUCED BY:

*[Handwritten signature]*  
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(br)

Councilmembers

DATE OF INTRODUCTION:

**SEP 19 2013**

Honolulu, Hawaii



CITY COUNCIL  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII  
CERTIFICATE

**RESOLUTION 13-226**

Introduced: 09/19/13 By: ERNEST MARTIN (BR)

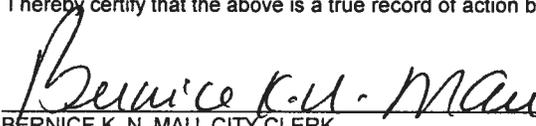
Committee: PUBLIC WORKS AND  
SUSTAINABILITY

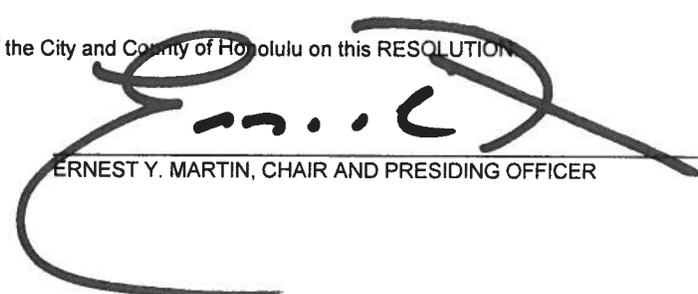
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WITHIN A PORTION OF THE CITY'S KAWAIAHAO STREET, TMK: 2-1-032.

Voting Legend: \* = Aye w/Reservations

09/25/13	PUBLIC WORKS AND SUSTAINABILITY	RESOLUTION DEFERRED IN COMMITTEE.
10/30/13	PUBLIC WORKS AND SUSTAINABILITY	CR-349 – RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION.
11/13/13	COUNCIL	CR-349 AND RESOLUTION 13-226 WERE ADOPTED. 8 AYES: ANDERSON, CHANG, HARIMOTO, KOBAYASHI, MANAHAN, MARTIN, MENOR, PINE. 1 ABSENT: FUKUNAGA.

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.

  
BERNICE K. N. MAU, CITY CLERK

  
ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER