



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

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## ORDER OF BUSINESS

REGULAR MEETING  
CITY COUNCIL CHAMBER  
6TH SESSION  
WEDNESDAY, APRIL 22, 2015  
10 A.M.

### SPEAKER REGISTRATION

Persons wishing to testify are requested to register by 10 a.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>;
- b. By faxing to 768-3826 your name, phone number and subject matter;
- c. By filling out the registration form in person; or
- d. By calling 768-3825 or 768-3813.

Persons who have not registered to testify by 10 a.m. will be given an opportunity to speak on an item following oral testimonies of the registered speakers.

Each speaker shall not have anyone else read their statement and is limited to:

- a. three-minute presentation on Public Hearing, New Business and Sunshined items;
- b. one-minute presentation on all other items.

### WRITTEN TESTIMONY

Written testimony may be faxed to 768-3826 or transmitted via the internet at <http://www.honolulu.gov/ccl-testimony-form.html> for distribution at the meeting.

If submitted, written testimonies, including the testifier's address, e-mail address and phone number, may be posted by the City Clerk and available to the public on the City's DocuShare Website.

**The Council will recess from 12:30 p.m. to 1:30 p.m.**

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Accommodations are available upon request to persons with disabilities, please call 768-3825 or 768-3813 or send an email to [potto1@honolulu.gov](mailto:potto1@honolulu.gov) or [vchung@honolulu.gov](mailto:vchung@honolulu.gov) at least three working days prior to the meeting.

The Meeting is viewable by: (1) internet live streaming through <http://olelo.granicus.com/MediaPlayer.php?publishid=92>; (2) televised live broadcast on Olelo TV Channel 54; or (3) after the meeting, viewable at <http://www.honolulu.gov/council/cclmeetings/ccl-archived-meetings-agendas.html>. Copies of older meeting videos may be requested by calling the City Clerk's Office at 768-5822, charges may apply.

Honorary Certificates will be presented at 9 a.m.

ORDER OF BUSINESS  
Wednesday, April 22, 2015

**PLEDGE OF ALLEGIANCE**

**MESSAGE OF ALOHA**

**1. CALL TO ORDER – 10 A.M.**

Roll Call

Introduction of Guests

Approval of Minutes of the 4th Session

ORDER OF BUSINESS  
Wednesday, April 22, 2015

**2. ORDER OF THE DAY**

**PERMITTED INTERACTION GROUP REPORT**

CC-118

From Council Chair Ernest Martin, submitting the Permitted Interaction Group Report pursuant to Resolution 15-19, CD1 which established a Permitted Interaction Group of councilmembers to investigate Federal funding for City programs and projects.

**APPOINTMENTS – RESOLUTIONS**

PUBLIC HEALTH, SAFETY AND WELFARE

CR-98

Resolution 15-53

Relating to the reappointment of James Shigeo Wataru to serve on the Fire Commission of the City and County of Honolulu.

ADOPTION

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BUDGET

CR-109

Resolution 15-54

Relating to the appointment of Edward M. Joseph to serve on the Board of Review III for real property tax appeals of the City and County of Honolulu.

ADOPTION

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PUBLIC WORKS, INFRASTRUCTURE & SUSTAINABILITY

CR-113

Resolution 15-52

Relating to the appointment of Dana Kapua'ala Sproat to serve on the Board of Water Supply of the City and County of Honolulu.

ADOPTION

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

**NEW BUSINESS**

Resolution 15-51

Relating to the appointment of Dr. Glenn A. Medeiros to serve on the Commission on Culture and the Arts of the City and County of Honolulu.

FOR ACTION

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

**PUBLIC HEARING/SECOND READING**

BUDGET

CR-107

Bill 11, CD1

Relating to advertising in City parks. (Allowing limited advertising in City parks.)

PASS SECOND READING, AS AMENDED

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CR-123

Bill 12, CD1

Relating to the Legislative Budget for the Fiscal Year July 1, 2015 to June 30, 2016.

PASS SECOND READING, AS AMENDED

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CR-124

Bill 13, CD1

Relating to the Executive Operating Budget and Program for the Fiscal Year July 1, 2015 to June 30, 2016.

PASS SECOND READING, AS AMENDED

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

BUDGET (Cont'd)

CR-125

Bill 14, CD1

Relating to the Executive Capital Budget and Program for the Fiscal Year July 1, 2015 to June 30, 2016.

PASS SECOND READING, AS AMENDED

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CR-126

Bill 15

Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated in the Capital Budget Ordinance of said City and County for the Fiscal Year ending June 30, 2016, and specified in said ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the General Improvement Bond Fund, the Highway Improvement Bond Fund, Solid Waste Improvement Bond Fund, or the Housing Development Special Fund.

PASS SECOND READING

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CR-127

Bill 17

Relating to the Honolulu Authority for Rapid Transportation Operating Budget for the Fiscal Year July 1, 2015 to June 30, 2016.

PASS SECOND READING

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

BUDGET (Cont'd)

CR-128

Bill 18

Relating to the Honolulu Authority for Rapid Transportation Capital Budget and Program for the Fiscal Year July 1, 2015 to June 30, 2016.

PASS SECOND READING

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CR-129

Bill 19

Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated for the Honolulu Authority for Rapid Transportation Capital Budget projects in the Honolulu Authority for Rapid Transportation Capital Budget and Program Ordinance for the Fiscal Year ending June 30, 2016, and specified in said Ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the Transit Improvement Bond Fund.

PASS SECOND READING

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

ZONING AND PLANNING

CR-119

Bill 6, CD1

Relating to public sidewalks. (Amending the law relating to sitting or lying on public sidewalks in areas zoned for commercial and business activities.)

PASS SECOND READING, AS AMENDED

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Bill 6, CD1, Proposed FD1 (Submitted by Chair Martin)

**PUBLIC HEARING/RESOLUTION**

**BUDGET**

CR-130

Resolution 15-64

Determining the Real Property Tax Rates for the City and County of Honolulu for the Fiscal Year July 1, 2015 to June 30, 2016.

ADOPT COMMITTEE REPORT AND REFER THE RESOLUTION TO THE COMMITTEE ON BUDGET

<u>Class</u>	<u>Tax Rate Per \$1,000 Net Taxable Real Property</u>
(A) residential	\$ 3.50
(B) hotel and resort	12.90
(C) commercial	12.40
(D) industrial	12.40
(E) agricultural	5.70
(F) preservation	5.70
(G) public service	0.00
(H) vacant agricultural	8.50
(I) residential A	6.00

The foregoing schedule of rates is for consideration at the public hearing. The final tax rates may be higher or lower than the rates reflected above.

Advance notice is given that the Council may pass on third reading the Resolution fixing the real property rates for the Fiscal Year July 1, 2015 to June 30, 2016 at a meeting to be held on Wednesday, June 3, 2015, in the Council Chamber, Honolulu Hale.

ORDER OF BUSINESS  
Wednesday, April 22, 2015

**THIRD READING**

BUDGET

CR-41

Bill 75 (2014), CD1

Relating to a Regional Park Fund. (Creating a Patsy T. Mink Central Oahu Regional Park Fund.)

PASS THIRD READING

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ZONING AND PLANNING

CR-118

Bill 4, CD1

To rezone land situated at Waialua, Oahu, Hawaii. (Rezoning land from AG-1 Restricted Agricultural District to AG-2 General Agricultural District with a 25-foot height limit.) (Applicant: Galapia/Nitahara Waialua Properties) (Deadline: 4/30/15)

PASS THIRD READING

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

**SECOND READING**

**BUDGET**

Bill 24

Relating to car sharing. (Establishing a program in connection with the public transit system to improve the mobility of Honolulu residents by providing support and regulation to car-sharing organizations.)

PASS SECOND READING

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

**FIRST READING**

Bill 25 (Budget)

Relating to the Honolulu Zoo. (Allowing limited sponsorship of Honolulu Zoo exhibits or facilities.)

PASS FIRST READING

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Bill 26 (Budget)

Relating to the Honolulu Zoo. (Allowing limited advertising in Honolulu Zoo exhibits or facilities.)

PASS FIRST READING

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Bill 27 (Budget)

Relating to the minimum real property tax. (Amending the minimum real property tax.)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

Bill 28

(Budget)

Relating to real property tax exemptions. (Amending the exemption for historic residential real property dedicated for preservation)

PASS FIRST READING

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Bill 29

(Budget)

Relating to the real property tax exemption for child care centers. (Amending the real property tax exemption for child care centers.)

PASS FIRST READING

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Bill 30

(Budget)

Relating to the real property tax exemption for credit unions. (Amending the real property tax exemption for credit unions.)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

Bill 31

(Budget)

Relating to real property taxation of agricultural lands.  
(Amending the dedication of lands for agricultural use.)

PASS FIRST READING

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Bill 32

(Budget)

Relating to real property taxation. (Amending the  
determination of the rate for properties in the "Residential A"  
real property tax classification.)

PASS FIRST READING

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Bill 33

(Budget)

Relating to real property taxation. (Amending the definition of  
the "Residential A" real property tax classification.)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

Bill 34

(Budget)

Relating to real property taxation of commercial properties. (Adding "Commercial A" as a new general real property class and providing language defining such properties.)

PASS FIRST READING

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Bill 35

(Budget)

Relating to real property taxation of transient accommodations. (Adding a "Transient accommodations" class of real property for tax purposes.)

PASS FIRST READING

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Bill 36

(Budget)

Relating to real property tax exemptions for homes. (Amending certain real property tax exemptions for homes.)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

Bill 37

(Budget)

Relating to real property tax assessments. (Refining the requirements for the assessment of real property.)

PASS FIRST READING

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Bill 38

(Budget)

Relating to real property tax exemptions. (Refining the requirements for reporting that an owner of certain tax exempt real property ceases or will cease to qualify for the exemption.)

PASS FIRST READING

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Bill 39

(Budget)

Relating to real property tax deadlines. (Clarifying the requirements regarding the deadlines for documents and remittances required by Chapter 8 of the Revised Ordinances of Honolulu.)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

Bill 40

(Budget)

Relating to the Waipio Peninsula Soccer Park Fund.  
(Creating a Waipio Peninsula Soccer Park fund.)

PASS FIRST READING

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Bill 41

(Budget)

Relating to valuation of solar energy and solar water heating improvements for real property tax purposes. (Specifying that the value of solar powered energy improvements and solar powered water heating improvements are not assessed for real property taxation purposes.)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

**RESOLUTIONS**

PUBLIC HEALTH, SAFETY AND WELFARE

CR-99

Resolution 15-70

Relating to the acceptance of a gift to the City for the Honolulu Police Department to receive 50 tickets valued at \$5,000 (\$100 per person) from the Honolulu Police Community Foundation (HPCF) for attendance at the HPCF's 8th Annual Honolulu's Finest Dinner.

FOR ADOPTION

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CR-100

Resolution 15-73

Relating to the acceptance of a gift to the City from The 200 Club to fund the Honolulu Fire Department's Manager, Fire Fighter, and Civilian Employees of the Year awards.

FOR ADOPTION

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CR-101

Resolution 15-76

Relating to the acceptance of a gift to the City from Hawaii Stage and Lighting Rentals, Inc., for the 2015 Police Week Memorial Service.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-102

Resolution 15-68

Adopting the reorganization plan submitted by the Mayor relating to Department of Transportation Services of the City and County of Honolulu.

FOR ADOPTION

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CR-103

Resolution 15-80

Urging the Honolulu Authority for Rapid Transportation to televise its meetings via Olelo or other publicly accessible media.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

BUDGET

CR-112

Resolution 15-74

Accepting a gift to the City and County of Honolulu from the Association of Government Accountants for travel expenses to Kansas City, Missouri.

FOR ADOPTION

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CR-110

Resolution 15-60

Requesting the Director of Parks and Recreation to establish an advisory committee to recommend expenditures from the Waipio Soccer Complex Fund/Account.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

PUBLIC WORKS, INFRASTRUCTURE & SUSTAINABILITY

CR-114

Resolution 15-84, CD1

Requesting the Board of Water Supply, State Department of Health, United States Environmental Protection Agency, and United States Navy to expeditiously implement recommendations of the Red Hill Fuel Storage Facility Task Force.

FOR ADOPTION

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Resolution 15-84, CD1, Proposed FD1 (Submitted by Councilmember Fukunaga)

ORDER OF BUSINESS  
Wednesday, April 22, 2015

TRANSPORTATION

CR-121

Resolution 15-79, CD1

Requesting the Honolulu Authority for Rapid Transportation to voluntarily meet regularly with City and State leaders to provide and report on rail construction, financial, revenue and budgetary updates.

FOR ADOPTION

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CR-122

Resolution 15-85

Authorizing the City and County Department of Transportation Services (DTS) to enter into an intergovernmental agreement with the Department of Health, Tobacco Settlement Project Office, State of Hawaii to provide funding for the purpose of capacity building through training opportunities for the City staff to implement complete streets principles and include design elements into projects and programs.

FOR ADOPTION

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Resolution 15-85, Proposed FD1 (Submitted by Councilmember Manahan)

Authorizing the Director of the Department of Transportation Services or the Director's designee to execute an intergovernmental agreement for the State of Hawaii Department of Health, Tobacco Settlement Project Office, to provide funding for the training of Department of Transportation Services staff in complete streets principles and design elements.

**3. BALANCE OF COMMITTEE REPORTS**

EMLACR-104 Request to enter into consent decree with the United States Environmental Protection Agency.

EMLACR-105 To request authorization to settle a case against the City and County of Honolulu entitled, Jennings Pacific, LLC. v. City and County of Honolulu; Civil No. 13-1-0518-02 (KKS).

EMLACR-106 To request authorization to settle a case against the City and County of Honolulu entitled, Maria Ishikawa, et al. v. City and County of Honolulu; Civil No. 13-1-2797-10 (KTN).

PWISCR-115 Cancellation of Drainage Easement 7 and Flowage Easement 8; and approval and acceptance of Grant of Drainage Easement 7-A and Grant of Flowage Easement 8-A. (Mokulele Drive). (D-120)

ZPCR-120 Deed conveying Child Care Center Lot 19583-A for a future child care center in Ewa (Ewa by Gentry). (D-174)

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, April 22, 2015

**4. UNFINISHED BUSINESS**

**5. NEW BUSINESS CONTINUED**

Resolution 15-94

Urging the City Administration to establish a Chinese garden within Foster Botanical Garden to commemorate the 150<sup>th</sup> anniversary of the birth of Dr. Sun Yat Sen.

FOR ACTION

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**6. COMMITTEE OF THE WHOLE/EXECUTIVE SESSION**

Pursuant to Council Rule 12A and the Hawaii Revised Statutes Section 92-4 and Section 92-5(a)(4), the Council will resolve itself into a Committee of the Whole to consult with its attorneys in executive session on questions and issues on matters pertaining to the Council's powers, duties, privileges, immunities and/or liabilities, and may resolve itself into a Committee of the Whole to consult with its attorneys on other claims and matters pertaining to the Council's powers, duties, privileges, immunities and/or liabilities.

**7. ANNOUNCEMENTS**

**8. ADJOURNMENT**