



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

ERNEST Y. MARTIN
CHAIR & PRESIDING OFFICER
IKAIKA ANDERSON
VICE CHAIR
RON MENOR
FLOOR LEADER
BRANDON J. C. ELEFANTE
CAROL FUKUNAGA
ANN H. KOBAYASHI
JOEY MANAHAN
TREVOR OZAWA
KYMBERLY MARCOS PINE

JOURNAL

REGULAR MEETING
6TH SESSION
WEDNESDAY, APRIL 22, 2015

CITY COUNCIL CHAMBER
3RD FLOOR, HONOLULU HALE
HONOLULU, HAWAII 96813

Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.

CALL TO ORDER

Pursuant to adjournment, the regular meeting of the City Council was called to order by the Chair and Presiding Officer, Ernest Y. Martin, at 11:06 a.m.

ROLL CALL

Roll call showed the following Councilmembers present:

Councilmembers Anderson, Elefante, Fukunaga, Kobayashi, Manahan, Menor, Ozawa, Pine, Martin - 9.

INTRODUCTION OF GUESTS

Leigh Wai Doo

Councilmember Menor recognized former Councilmember Leigh Wai Doo.

Danny Matteo

Council Chair Martin recognized Danny Matteo, County Clerk for the County of Maui and a former Chair of the Maui County Council.

APPROVAL OF MINUTES

Councilmember Anderson moved that the Minutes of the 4th Session (March 11, 2015) be approved, subject to corrections by Councilmembers within 30 days. Seconded by Councilmember Pine.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

ORDER OF THE DAY

PRESENTATION

PERMITTED INTERACTION GROUP REPORT

COUNCIL COMMUNICATION 118

March 24, 2015 – 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.

Councilmember Anderson stated that pursuant to Hawaii Revised Statutes, Section 92-2.5(b)(1) and Resolution 15-19, CD1, adopted by the Council on February 18, 2015, Council Chair Martin and Councilmembers Manahan, Elefante, and Ozawa were authorized to investigate Federal funding for City programs and projects.

The following individuals testified:

1. Tom Berg (M-1151) (comments)
2. John Bond, Kanehili Cultural Hui (M-1202) (comments)
3. Natalie Iwasa (comments)

Council Chair Martin announced that the committee's report was being presented as Council Communication 118.

ADOPTION

RESOLUTION 15-53 – COMMITTEE REPORT 98

RESOLUTION RELATING TO THE REAPPOINTMENT OF JAMES SHIGEO WATARU TO SERVE ON THE FIRE COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Menor moved that Committee Report 98 and Resolution 15-53 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Councilmember Menor thanked Mr. Wataru for his willingness to continue serving on the Fire Commission and asked for the members support of the Resolution.

Councilmember Elefante noted for the record that he filed a Disclosure of Interest Statement with the City Clerk's Office (CC-121).

Committee Report 98 and Resolution 15-53 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA, PINE, MARTIN – 9.

NOES: None.

Chair Martin recognized and congratulated Mr. Wataru on his reappointment.

Related communication:

M-1203 The Chamber of Commerce of Hawaii

ADOPTION

RESOLUTION 15-54 – COMMITTEE REPORT 109

RESOLUTION 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.

Councilmember Kobayashi moved that Committee Report 109 and Resolution 15-54 be adopted. Seconded by Councilmember Manahan.

There was no public testimony.

Councilmember Kobayashi thanked Mr. Joseph for his willingness to serve on the Tax Appeals Board and she urged the councilmembers support on the measure.

Committee Report 109 and Resolution 15-54 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

Chair Martin recognized and congratulated Mr. Joseph on his appointment.

ADOPTION

RESOLUTION 15-52 – COMMITTEE REPORT 113

RESOLUTION RELATING TO THE APPOINTMENT OF DANA KAPUA'ALA SPROAT TO SERVE ON THE BOARD OF WATER SUPPLY OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Fukunaga moved that Committee Report 113 and Resolution 15-52 be adopted. Seconded by Councilmember Anderson.

The following individual testified:

Ernest Lau, Board of Water Supply (D-223) (support)

Councilmember Fukunaga noted that she received many testimonies and urged the councilmembers support on the measure.

Committee Report 113 and Resolution 15-52 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

Chair Martin recognized and congratulated Ms. Sproat on her appointment.

NEW BUSINESS

ADOPTION

RESOLUTION 15-51

RESOLUTION 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.

Resolution 15-51 was waived to the Council floor by the Chair of the Parks, Community and Customer Services Committee.

Councilmember Anderson moved that Resolution 15-51 be adopted. Seconded by Councilmember Menor.

There was no public testimony.

Dr. Medeiros stated that he looks forward to serving the community in this capacity.

Council Chair Martin stated that Dr. Medeiros will be a welcome addition to the Commission.

Councilmember Menor noted Dr. Medeiros' accomplishments throughout the years and stated that he strongly supported the measure.

Councilmember Pine clarified that she waived the Resolution directly to the floor for adoption because of Dr. Medeiros' reputation in the community and that he will be a great asset to the Commission. She stated her support for the measure.

Resolution 15-51 was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

Chair Martin recognized and congratulated Dr. Medeiros on his appointment.

Related communications:

CC-138 Councilmember Kymberly Pine
MM-19 Mayor Kirk Caldwell

PUBLIC HEARING/SECOND READING
BILL 11, CD1 – COMMITTEE REPORT 107

A BILL FOR AN ORDINANCE RELATING TO ADVERTISING IN CITY PARKS.

Councilmember Kobayashi moved that Committee Report 107 be adopted and Bill 11 pass second reading, as amended to CD1. Seconded by Councilmember Manahan.

The following individuals testified:

1. Barbra Armentrout (comments)
2. Rose Pou (oppose)

Committee Report 107 was adopted and Bill 11, CD1 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

M-1204 Frannie Demapan
M-1205 Matthew Kaaihue

PUBLIC HEARING/SECOND READING
BILL 12, CD1 – COMMITTEE REPORT 123

A BILL FOR AN ORDINANCE RELATING TO THE LEGISLATIVE BUDGET FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016.

Councilmember Kobayashi moved that Committee Report 123 be adopted and Bill 12 pass second reading, as amended to CD1. Seconded by Councilmember Manahan.

The following individual testified:

Natalie Iwasa (comments)

Councilmember Elefante voiced his concerns about adding a Housing Policy Coordinator position to the Legislative Budget and indicated that the position should be included in the Administration's budget.

Council Chair Martin reminded the members of the importance and seriousness of the housing issue. He asked that the members of the Committee on Budget be mindful of their stance on the issue going forward.

Committee Report 123 was adopted and Bill 12, CD1 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

PUBLIC HEARING/SECOND READING
BILL 13, CD1 – COMMITTEE REPORT 124

A BILL FOR AN ORDINANCE RELATING TO THE EXECUTIVE OPERATING BUDGET AND PROGRAM FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016.

Councilmember Kobayashi moved that Committee Report 124 be adopted and Bill 13 pass second reading, as amended to CD1. Seconded by Councilmember Manahan.

The following individuals testified:

1. Shelly Nakasone, CORP Advisory Committee, NB #35 (M-1206) (support)
2. Natalie Iwasa (comments)
3. Darin Uesugi, Wahiawa Community Based Development Organization (support)
4. Choon James (M-1207) (comments)

Councilmember Kobayashi thanked the members for their assistance and participation in the first draft of the budget. She stated that as the Committee on Budget further reviews the budget, the Committee will address the Council's priorities with respect to affordable housing, public safety and grants for non-profits.

Councilmember Menor noted for the record that he filed a Disclosure of Interest Statement with the City Clerk's office (CC-150).

Committee Report 124 was adopted and Bill 13, CD1 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

Related communications:

M-1152 Brittney Higuchi, Surfrider Spirit Sessions
M-1153 Tony Kwak, Surfrider Spirit Sessions
M-1154 Cynthia Derosier, Surfrider Spirit Sessions
M-1190 Dr. Benjamin Vine, Surfrider Spirit Sessions
M-1191 Dan Mitsuda, Surfrider Spirit Sessions
M-1198 Dick Poirier
M-1208 Ron Romano, United States Tennis Association Hawaii Pacific
M-1209 Kristine Yoo Nakamatsu
M-1210 Carl T. Watanabe, Oahu Babe Ruth League
M-1211 Frank DeGiacomo, Animal Haven
P-4 Kaululaau Ontai, et al.

PUBLIC HEARING/SECOND READING
BILL 14, CD1 – COMMITTEE REPORT 125

A BILL FOR AN ORDINANCE RELATING TO THE EXECUTIVE CAPITAL BUDGET AND PROGRAM FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016.

Councilmember Kobayashi moved that Committee Report 125 be adopted and Bill 14 pass second reading, as amended to CD1. Seconded by Councilmember Manahan.

The following individuals testified:

1. Natalie Iwasa (comments)
2. Marvin Iseke (comments)
3. Choon James (comments)

Committee Report 125 was adopted and Bill 14, CD1 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

PUBLIC HEARING/SECOND READING
BILL 15 – COMMITTEE REPORT 126

A BILL FOR AN ORDINANCE 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.

Councilmember Kobayashi moved that Committee Report 126 be adopted and Bill 15 pass second reading. Seconded by Councilmember Manahan.

There was no public testimony.

Committee Report 126 was adopted and Bill 15 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

PUBLIC HEARING/SECOND READING
BILL 17 – COMMITTEE REPORT 127

A BILL FOR AN ORDINANCE RELATING TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION OPERATING BUDGET FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016.

Councilmember Kobayashi moved that Committee Report 127 be adopted and Bill 17 pass second reading. Seconded by Councilmember Manahan.

The following individuals testified:

1. Richard DeConti (oppose)
2. Barbra Armentrout (comments)
3. Natalie Iwasa (comments)
4. Karen Murray (comments)
5. Choon James (comments)

Council Chair Martin clarified that the Council is authorized to amend and approve or disapprove the HART budget.

Committee Report 127 was adopted and Bill 17 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

Related communications:

M-1192 General Contractors Association
M-1214 Tyler Dos Santos-Tam, Hawai'i Construction Alliance
M-1215 Nolan Moriwaki, IUBAC Local # 1 Masons Union
M-1216 Ricky Tamashiro, IUBAC Masons Union Local # 1

PUBLIC HEARING/SECOND READING
BILL 18 – COMMITTEE REPORT 128

A BILL FOR AN ORDINANCE RELATING TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION CAPITAL BUDGET AND PROGRAM FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016.

Councilmember Kobayashi moved that Committee Report 128 be adopted and Bill 18 pass second reading. Seconded by Councilmember Manahan.

The following individual testified:

Natalie Iwasa (comments)

Committee Report 128 was adopted and Bill 18 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

M-1192 General Contractors Association
M-1214 Tyler Dos Santos-Tam, Hawai'i Construction Alliance
M-1215 Nolan Moriwaki, IUBAC Local # 1 Masons Union
M-1216 Ricky Tamashiro, IUBAC Masons Union Local # 1

PUBLIC HEARING/SECOND READING
BILL 19 – COMMITTEE REPORT 129

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.

Councilmember Manahan moved that Committee Report 129 be adopted and Bill 19 pass second reading. Seconded by Councilmember Ozawa.

The following individuals testified:

1. Natalie Iwasa (comments)

Councilmember Anderson concurred with Ms. Iwasa that the Council does have the authority to amend the HART budget and if deemed necessary, amendments will be made by the Council.

Council Chair Martin clarified that a bond float will not be issued unless it is approved by the Council. There is a process that HART must follow in order to request to float bonds.

2. Cynthia Frith, Time Out Honolulu (comments)

Councilmember Kobayashi clarified that amendments to the HART budget have been made in the past by the Committee on Budget; however, this Bill will allow HART to float General Obligation bonds equal to the aggregate amounts appropriated in their Capital budget.

Committee Report 129 was adopted and Bill 19 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MENOR, OZAWA,
PINE, MARTIN – 8.

NOES: KOBAYASHI – 1.

Related communications:

M-1192 General Contractors Association
M-1214 Tyler Dos Santos-Tam, Hawai'i Construction Alliance
M-1215 Nolan Moriwaki, IUBAC Local # 1 Masons Union
M-1216 Ricky Tamashiro, IUBAC Masons Union Local # 1

PUBLIC HEARING/SECOND READING
BILL 6, CD1 – COMMITTEE REPORT 119

A BILL FOR AN ORDINANCE RELATING TO PUBLIC SIDEWALKS.

The following amendment was posted on the agenda:

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

Councilmember Anderson moved that Committee Report 119 be adopted and Bill 6 pass second reading, as amended to CD1. Seconded by Councilmember Ozawa.

Councilmember Anderson moved that the Bill be amended to FD1. Seconded by Councilmember Ozawa. The FD1 amendment makes the following changes:

- A. Adds a new subsection (h) to ROH Section 29-_.1 (“Declaration of legislative intent — Purpose”) regarding expanded sidewalk areas, and includes reference to expanded sidewalk areas in ROH Section 29-_.2 (“Prohibition—Exceptions—Citations”).

- B. Amends ROH Section 29-_.2(d) to add a new definition of “expanded sidewalk area” and amend the definition of “public sidewalk” to read as follows:

“Expanded sidewalk area” means the unpaved public property immediately abutting a sidewalk that extends 10 feet from the edge of the sidewalk farthest from the roadway.”

“Public sidewalk” means a publicly owned or maintained “sidewalk,” defined in Section 29-1.1, and includes a “replacement sidewalk” as defined in that section. Where the property line adjacent to a sidewalk is not clearly established, then for purposes of this article, the sidewalk is deemed to extend 10 feet from the curb line or pavement of the roadway.”

- C. Adds new “Kapalama” street segments described as:

- Kohou Street beginning at the intersection of Kohou Street/Olomea Street and ending at the intersection of Kohou Street/Kalani Street, and
- Kokea Street beginning at the intersection of Kokea Street/Olomea Street and ending at the southern terminus of Kokea Street.

Specifies that the sit-lie prohibition also applies to expanded sidewalk areas along the Kapalama street segments, and attaches a map of the Kapalama street segments as Exhibit 15.

- D. Extends the “Downtown” zone to include the area bounded by South Vineyard Street, Punchbowl Street, South Beretania Street and Pali Highway; and revises Exhibit 2 (Downtown map) to reflect the change.
- E. Amends Section 4 of the Bill to reference revised Exhibit 2 (Downtown map) and new Exhibit 15 (Kapalama map).
- F. Makes miscellaneous technical and non-substantive amendments.

The following individuals testified:

1. Judy Lind, Kukui Childrens Foundation (M-1107) (M-1144) (comments)

In response to Councilmember Pine, Ms. Lind asked that their office building and its occupants be given the same safeguards as the buildings that are only one block away.

2. David Atcheson (M-1155) (oppose)
3. Sylvia Young, Hawaii USA Federal Credit Union (M-1212) (support)
4. Rochelle Baltazar (oppose)
5. David Cannell (M-1213) (comments)
6. Rose Pou (support)
7. Barbra Armentrout (comments)
8. H. Doug Matsuoka (oppose)
9. Karen Murray (oppose)
10. Choon James (comments)

Councilmember Manahan stated that based on his concerns of the conditions in the Kapalama Canal area, he will be supporting the amendment. He encouraged the other councilmembers to support the amendment.

Councilmember Elefante stated that he will be voting against the measure going forward.

Councilmember Pine stated that she will be voting against the measure.

Councilmember Kobayashi stated that although each councilmember has put their best efforts forward into solving the issues, it is very difficult to coordinate the solutions. Therefore, money was included in the Legislative budget for the position of two individuals to assist with this matter.

Councilmember Menor noted for the record that he filed a Disclosure of Interest Statement with the City Clerk's office (CC-149).

Councilmember Anderson stated his firm support of seeking a temporary location for housing. He asked for the councilmembers support on the measure.

Councilmember Fukunaga stated her support for the amendment and hopes that a meaningful action plan can be devised to include temporary transitional housing as well as permanent supportive housing to meet the needs of the unsheltered individuals and families.

Council Chair Martin voiced his concerns on the measure and stated that he will be proposing a Committee Draft amendment to the Legislative budget asking for an amount equal to the amount that was approved last year (about \$32 million).

Bill 6, CD1 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Committee Report 119 was adopted and Bill 6, CD1, FD1 passed second reading.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA,
MARTIN – 7.

NOES: ELEFANTE, PINE – 2.

RECESS/RECONVENE

At 1:10 p.m., the Chair called for a recess as noted on the agenda. With 6 members present (Excused: Anderson, Pine, Ozawa – 3), the Chair reconvened the meeting at 1:47 p.m.

PUBLIC HEARING

RESOLUTION 15-64 – COMMITTEE REPORT 130

RESOLUTION DETERMINING THE REAL PROPERTY TAX RATES FOR THE CITY AND COUNTY OF HONOLULU FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016.

Councilmember Kobayashi moved that Committee Report 130 be adopted and Resolution 15-64 be referred back to the Committee on Budget. Seconded by Councilmember Manahan.

The following individuals testified:

1. Darla Devera, Hawaii Vacation Rental Owners Association (M-1224) (General comment)
2. Natalie Iwasa (General comment)
3. Rob Burns (Oppose)
4. Barbra Armentrout (General comment)

Committee Report 130 was adopted and Resolution 15-64 was referred back to the Committee on Budget.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA, MARTIN – 8.

NOES: None.

ABSENT: PINE – 1.

Related communications:

M-1113	Einar and Katie Nyborg
M-1114	Carolyn Hiatt
M-1115	Lucille da Silva
M-1116	Heather Kunz, Hawaii Vacation Rental Owners Association
M-1117	Lillie McAfee
M-1118	Mike Jackson
M-1225	Eva Larson, Hawaii Vacation Rental Owners Association
M-1226	Fred Larson, Hawaii Vacation Rental Owners Association
M-1227	A. Larson, Hawaii Vacation Rental Owners Association
M-1228	Will Ward, Hawaii Vacation Rental Owners Association
M-1229	Sara Fabres, Hawaii Vacation Rental Owners Association
M-1230	Andy Iuliano, Hawaii Vacation Rental Owners Association
M-1231	Wyatt Elder, Hawaii Vacation Rental Owners Association
M-1232	Nancy Sweet, Hawaii Vacation Rental Owners Association
M-1233	Tara Sweet, Hawaii Vacation Rental Owners Association
M-1234	James Elder, Hawaii Vacation Rental Owners Association
M-1235	Doreen Furtado, Hawaii Vacation Rental Owners Association

THIRD READING

BILL 75 (2014), CD1 – COMMITTEE REPORT 41

A BILL FOR AN ORDINANCE RELATING TO A REGIONAL PARK FUND.

Councilmember Kobayashi moved that Committee Report 41 be adopted and Bill 75 (2014), CD1 pass third reading. Seconded by Councilmember Manahan.

The following individuals testified:

1. Shelly Nakasone, CORP Advisory Committee & Neighborhood Board 35 (M-1230) (Support)

Councilmember Menor commended Ms. Nakasone for her tireless advocacy for and testimony on Bill 75 (2014), CD1.

2. Nelson Koyanagi, Department of Budget and Fiscal Services (D-238) (Oppose)

In response to Councilmember Elefante, Director Koyanagi stated that special funds are charged a Central Administrative Service Expense (CASE)—a percentage charged to each special fund—and that the Patsy T. Mink Central Oahu Regional Park Fund would be subject to a CASE.

3. Natalie Iwasa (Oppose)

Councilmember Elefante reiterated his opposition to Bill 75 (2014), CD1. He echoed the concerns of Director Koyanagi that the measure sets a bad precedent of establishing special funds for individual parks.

Councilmember Ozawa spoke in support of Bill 75 (2014), CD1. He noted that the Patsy T. Mink Central Oahu Regional Park is a well-rounded facility utilized for many activities (i.e., biking, soccer, and family outings).

Chair Martin thanked Councilmember Menor and commended Ms. Nakasone for her diligent and passionate support of Bill 75 (2014), CD1. He noted his understanding of the concerns raised by Councilmember Elefante and the Administration; however, he warned them to be prepared for additional special funds that are being proposed.

Committee Report 41 was adopted and Bill 75 (2014), CD1 passed third reading.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA,
 MARTIN – 7.
NOES: ELEFANTE – 1.
ABSENT: PINE – 1.

Related communications:

M-1193 Dick Poirier
M-1208 Ron Romano, United States Tennis Association Hawaii Pacific
M-1210 Carl T. Watanabe, Oahu Babe Ruth League

THIRD READING

BILL 4, CD1 – COMMITTEE REPORT 118

A BILL FOR AN ORDINANCE TO REZONE LAND SITUATED AT WAIALUA, OAHU, HAWAII.

Councilmember Anderson moved that Committee Report 118 be adopted and Bill 4, CD1 pass third reading. Seconded by Councilmember Ozawa.

The following individual testified:

Rose Pou (Oppose)

Committee Report 118 was adopted and Bill 4, CD1 passed third reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, MARTIN – 8.
NOES: None.
ABSENT: PINE – 1.

SECOND READING

BILL 24

A BILL FOR AN ORDINANCE RELATING TO CAR SHARING.

Councilmember Kobayashi moved that Bill 24 pass second reading. Seconded by Councilmember Manahan.

The following individuals testified:

1. Walter Rosenkranz, Car2Go (M-1194) (Support)
2. Joslyn Bantilan, EAN Holdings (M-1238) (Support)
3. Barbra Armentrout (General comment)

Bill 24 passed second reading and was referred back to the Committee on Budget.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA, MARTIN – 8.

NOES: None.

ABSENT: PINE – 1.

Related communications:

CC-139	Councilmember Ann Kobayashi
M-1109	John LeBlanc
M-1110	Lori McCarney
M-1111	Matthew Nickel
M-1112	Tom McLaughlin
M-1119	Ryan Ozawa
M-1120	Stephanie Chang
M-1121	Raytan Vares
M-1122	Siobhan Solomon
M-1123	Benjamin E. Trevino, Bikeshare Hawaii
M-1124	Theodore Peck
M-1145	Lynn M. Haff
M-1146	Asia Yeary
M-1149	Marsha Johnson
M-1158	Jordan Ozaki
M-1159	Ben Robinson
M-1160	Jenn Lieu
M-1161	Ed Oshiro

M-1162 Brooke Wilson, The Pacific Resource Partnership
M-1163 Caterine Picardo
M-1195 Shiloh Swanson
M-1196 Erica Yamauchi

FIRST READING

BILL 25

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE HONOLULU ZOO.

Councilmember Anderson moved that Bill 25 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. Rose Pou (Oppose)
2. Barbra Armentrout (General comment)

Bill 25 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 26

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE HONOLULU ZOO.

Councilmember Anderson moved that Bill 26 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. Barbra Armentrout (General comment)
2. Rose Pou (Oppose)

Bill 26 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 27

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE MINIMUM REAL PROPERTY TAX.

Councilmember Anderson moved that Bill 27 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. Jim McMahon, Office of Hawaiian Affairs (M-1239) (Oppose)
2. Natalie Iwasa (General comment)

Bill 27 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communication:

M-1240 Wayne Goo

FIRST READING

BILL 28

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAX EXEMPTIONS.

Councilmember Anderson moved that Bill 28 pass first reading. Seconded by Councilmember Menor.

The following individual testified:

Natalie Iwasa (Support)

Bill 28 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 29

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE REAL PROPERTY TAX EXEMPTION
FOR CHILD CARE CENTERS.

Councilmember Anderson moved that Bill 29 pass first reading. Seconded by
Councilmember Menor.

The following individual testified:

Natalie Iwasa (Support)

Councilmember Anderson (CC-154) stated that he filed a Disclosure of Interest Statement
with the City Clerk's Office.

Bill 29 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 30

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE REAL PROPERTY TAX EXEMPTION FOR CREDIT UNIONS.

Councilmember Anderson moved that Bill 30 pass first reading. Seconded by Councilmember Menor.

The following individual testified:

Natalie Iwasa (Support)

Chair Martin (CC-172), Councilmembers Elefante (CC-146), Anderson (CC-155), Pine (CC-153), Menor (CC-145), Kobayashi (CC-152) and Manahan (CC-151) stated that they filed Disclosure of Interest Statements with the City Clerk's Office.

Bill 30 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 31

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION OF AGRICULTURAL LANDS.

Councilmember Anderson moved that Bill 31 pass first reading. Seconded by Councilmember Menor.

The following individual testified:

Rose Pou (Support)

Bill 31 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 32

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Anderson moved that Bill 32 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. Natalie Iwasa (General comment)
2. Barbra Armentrout (General comment)

Bill 32 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

- | | |
|--------|---|
| M-1164 | Tara Sweet, Hawaii Vacation Rental Owners Association |
| M-1165 | Will Ward, Hawaii Vacation Rental Owners Association |
| M-1166 | James Elder, Hawaii Vacation Rental Owners Association |
| M-1167 | Andy Iuliano, Hawaii Vacation Rental Owners Association |
| M-1168 | Doreen Furtado, Hawaii Vacation Rental Owners Association |
| M-1169 | Wyatt Elder, Hawaii Vacation Rental Owners Association |
| M-1170 | Sara Fabres, Hawaii Vacation Rental Owners Association |
| M-1171 | Nancy Sweet, Hawaii Vacation Rental Owners Association |
| M-1241 | Suzanne Young, Honolulu Board of Realtors |

FIRST READING

BILL 33

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Anderson moved that Bill 33 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. Nancy Sweet, Hawaii Vacation Rental Owners Association (M-1172) (Oppose)
2. Rob Burns, Hawaii Vacation Rental Owners Association (M-1242) (Oppose)
3. Richard DeLeon (M-1244) (Oppose)
4. Darla Devera, Hawaii Vacation Rental Owners Association (M-1245) (Oppose)
5. Natalie Iwasa (General comment)

Bill 33 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

M-1125	Einar and Katie Nyborg
M-1126	Carolyn Hiatt
M-1127	Lucille da Silva
M-1128	Heather Kunz, Hawaii Vacation Rental Owners Association
M-1129	Lillie McAfee
M-1130	Mike Jackson
M-1173	Will Ward
M-1174	James Elder
M-1175	Tara Sweet
M-1176	Andy Iuliano
M-1177	Doreen Furtado
M-1178	Wyatt Elder
M-1179	Sara Fabres
M-1243	Heather Botelho
M-1246	Eva Larson, Hawaii Vacation Rental Owners Association
M-1247	Fred Larson, Hawaii Vacation Rental Owners Association
M-1248	A. Larson, Hawaii Vacation Rental Owners Association

M-1249 Faith Burns
M-1250 Hanakaulani Holt Thompson, Hawaii Vacation Rental Owners Association
M-1251 Melanie Fox

FIRST READING

BILL 34

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION OF COMMERCIAL PROPERTIES.

Councilmember Anderson moved that Bill 34 pass first reading. Seconded by Councilmember Menor.

The following individual testified:

Natalie Iwasa (Oppose)

Bill 34 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

FIRST READING

BILL 35

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION OF TRANSIENT ACCOMMODATIONS.

Councilmember Anderson moved that Bill 35 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. Nancy Sweet, Hawaii Vacation Rental Owners Association (M-1180) (Oppose)
2. Rob Burns, Hawaii Vacation Rental Owners Association (M-1252) (Oppose)
3. Darla Devera, Hawaii Vacation Rental Owners Association (M-1253) (Oppose)
4. Richard DeLeon (M-1254) (Oppose)

Bill 35 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

M-1131 Sandy Simonian, Hawaii Vacation Rental Owners Association
M-1132 Einar and Katie Nyborg
M-1133 Pollyanna Fisher-Pool
M-1134 Kathleen Raskowsky
M-1135 Carolyn Hiatt
M-1136 Lucille da Silva
M-1137 Thomas Welch
M-1138 Heather Kunz, Hawaii Vacation Rental Owners Association
M-1139 Lillie McAfee
M-1140 Michael Newman
M-1141 Tadd Hiatt, Hawaii Vacation Rental Owners Association
M-1147 Carol Sutherland
M-1181 Will Ward
M-1182 Sara Fabres
M-1183 Tara Sweet
M-1184 James Elder
M-1185 Nancy Sweet
M-1186 Andy Iuliano
M-1187 Wyatt Elder
M-1188 Doreen Furtado
M-1189 Nancy Sweet
M-1197 A. Larson, Hawaii Vacation Rental Owners Association
M-1255 Eva Larson, Hawaii Vacation Rental Owners Association
M-1256 Fred Larson, Hawaii Vacation Rental Owners Association
M-1257 Stu Simmons
M-1258 David Langen
M-1259 Unite Here Local 5
M-1260 Faith Burns
M-1261 Richard E. Hagstrom
M-1262 Hanakaulani Holt Thompson, Hawaii Vacation Rental Owners Association
M-1263 Lisa Marten
M-1264 Charles Prentiss
M-1265 Melanie Fox

M-1266 Heather Botelho
M-1274 Michele (roblarranch@sbcglobal.net)

FIRST READING

BILL 36

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAX EXEMPTIONS FOR HOMES.

Councilmember Anderson moved that Bill 36 pass first reading. Seconded by Councilmember Menor.

The following individual testified:

Natalie Iwasa (General comment)

Bill 36 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 37

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAX ASSESSMENTS.

Councilmember Anderson moved that Bill 37 pass first reading. Seconded by Councilmember Menor.

The following individual testified:

Natalie Iwasa (General comment)

Bill 37 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 38

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAX EXEMPTIONS.

Councilmember Anderson moved that Bill 38 pass first reading. Seconded by Councilmember Menor.

There was no public testimony.

Bill 38 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 39

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAX DEADLINES.

Councilmember Anderson moved that Bill 39 pass first reading. Seconded by Councilmember Menor.

The following individual testified:

Natalie Iwasa (Support)

Bill 39 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 40

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE WAIPIO PENINSULA SOCCER PARK FUND.

Councilmember Anderson moved that Bill 40 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. Shelly Nakasone (M-1267) (Support)
2. Sean Richardson (Support)
3. Darla Devera (Support)
4. Sergio Bolioli (Support)
5. Natalie Iwasa (Oppose)

Councilmember Elefante stated that he had the same concerns that he raised for Bill 75 (2014), CD1 and that he would be voting in support of Bill 40 with reservations.

Councilmember Ozawa stated that the City promised that the user fees would go into a special fund and it is prudent policy to honor the promise and not pick and choose which funds should be created.

Bill 40 passed first reading.

AYES: ANDERSON, ELEFANTE*, FUKUNAGA, KOBAYASHI, MANAHAN,
MENOR, OZAWA, PINE, MARTIN – 9.

NOES: None.

*Councilmember Elefante voted aye with reservations.

Related communications:

D-239 Nelson H. Koyanagi, Jr., Department of Budget and Fiscal Services
M-1268 Scott Keopuhiwa, Hawaii Youth Soccer Association
M-1269 Michele "Bud" Nagamine, University of Hawai'i Women's Soccer Team

FIRST READING

BILL 41

(Budget)

A BILL FOR AN ORDINANCE RELATING TO VALUATION OF SOLAR ENERGY AND SOLAR WATER HEATING IMPROVEMENTS FOR REAL PROPERTY TAX PURPOSES.

Councilmember Anderson moved that Bill 41 pass first reading. Seconded by Councilmember Menor.

There was no public testimony.

Bill 41 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

ADOPTION

RESOLUTION 15-70 – COMMITTEE REPORT 99

RESOLUTION 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.

Councilmember Menor moved that Committee Report 99 and Resolution 15-70 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 99 and Resolution 15-70 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-73 – COMMITTEE REPORT 100

RESOLUTION 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.

Councilmember Menor moved that Committee Report 100 and Resolution 15-73 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 100 and Resolution 15-73 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-76 – COMMITTEE REPORT 101

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM HAWAII STAGE AND LIGHTING RENTALS, INC., FOR THE 2015 POLICE WEEK MEMORIAL SERVICE.

Councilmember Menor moved that Committee Report 101 and Resolution 15-76 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 101 and Resolution 15-76 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-68 – COMMITTEE REPORT 102

RESOLUTION ADOPTING THE REORGANIZATION PLAN SUBMITTED BY THE MAYOR RELATING TO DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Ozawa moved that Committee Report 102 and Resolution 15-68 be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Committee Report 102 and Resolution 15-68 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-80 – COMMITTEE REPORT 103

RESOLUTION URGING THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION TO TELEVISIONIZE ITS MEETINGS VIA OLELO OR OTHER PUBLICLY ACCESSIBLE MEDIA.

Councilmember Ozawa moved that Committee Report 103 and Resolution 15-80 be adopted. Seconded by Councilmember Fukunaga.

The following individuals testified:

1. Rose Pou (Support)
2. Natalie Iwasa (Support)

Councilmember Ozawa stated that he proposed Resolution 15-80 to provide real transparency of the Honolulu Authority for Rapid Transportation (HART) meetings. He thanked councilmembers and the HART Board for their support of the measure.

Committee Report 103 and Resolution 15-80 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

Related communication:

M-1105 Lynne Matusow

ADOPTION

RESOLUTION 15-74 – COMMITTEE REPORT 112

RESOLUTION ACCEPTING A GIFT TO THE CITY AND COUNTY OF HONOLULU FROM THE ASSOCIATION OF GOVERNMENT ACCOUNTANTS FOR TRAVEL EXPENSES TO KANSAS CITY, MISSOURI.

Councilmember Kobayashi moved that Committee Report 112 and Resolution 15-74 be adopted. Seconded by Councilmember Manahan.

There was no public testimony.

Committee Report 112 and Resolution 15-74 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

ADOPTION

RESOLUTION 15-60 – COMMITTEE REPORT 110

RESOLUTION REQUESTING THE DIRECTOR OF PARKS AND RECREATION TO ESTABLISH AN ADVISORY COMMITTEE TO RECOMMEND EXPENDITURES FROM THE WAIPIO SOCCER COMPLEX FUND/ACCOUNT.

Councilmember Kobayashi moved that Committee Report 110 and Resolution 15-60 be adopted. Seconded by Councilmember Manahan.

There was no public testimony.

Committee Report 110 and Resolution 15-60 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

M-1270 Shelly Nakasone

M-1268 Scott Keopuhiwa, Hawaii Youth Soccer Association

M-1269 Michele “Bud” Nagamine, University of Hawai‘i Women’s Soccer Team

ADOPTION

RESOLUTION 15-84, CD1, FD1 – COMMITTEE REPORT 114

RESOLUTION REQUESTING THE BOARD OF WATER SUPPLY, STATE DEPARTMENT OF HEALTH (DOH), UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, AND UNITED STATES NAVY TO EXPEDITIOUSLY IMPLEMENT RECOMMENDATIONS OF THE RED HILL FUEL STORAGE FACILITY TASK FORCE.

The following amendment was posted on the agenda:

Resolution 15-84, CD1, Proposed FD1

(Note: The above version was not considered.)

The following amendment was handcarried to the meeting:

Resolution 15-84, CD1, Proposed FD1 (OCS2015-0339/4/21/2015 4:32 PM)

Councilmember Fukunaga moved that Committee Report 114 and Resolution 15-84, CD1 be adopted. Seconded by Councilmember Anderson.

Councilmember Elefante moved that the Resolution be amended to the handcarried FD1 (OCS2015-0339/4/21/2015 4:32 PM). Seconded by Councilmember Fukunaga. The FD1 amendment:

1. Adds a 5th WHEREAS clause to read as follows:

WHEREAS, the Council has strong concerns regarding the number of delays in the release of the Administrative Order on Consent (AOC) documents between the DOH, EPA and the U.S. Navy for public review and comment; now, therefore

2. Amends the first BE IT FURTHER RESOLVED clause to read as follows:

BE IT FURTHER RESOLVED that:

- (1) The U.S. Navy is strongly urged to immediately fortify containment of the twenty tanks at Red Hill and clean-up the existing groundwater contamination under the facility to protect Oahu's groundwater. The U.S. Navy is also urged to consider additional protective measures and tank integrity improvements to reinforce the Red Hill Fuel Storage Facility, as needed;
 - (2) The BWS, DOH, EPA, and the U.S. Navy are urged to install additional groundwater monitoring wells and increase the frequency of all monitoring and sampling activities at the Red Hill Fuel Storage Facility to enhance petroleum detection in the monitoring wells;
 - (3) The DOH, EPA and the U.S. Navy are urged to expeditiously complete and release the AOC documents for public review and comment; and
 - (4) The DOH, EPA and U.S. Navy are urged to finalize a negotiated agreement for the Red Hill Storage Facility that includes a plan for the Navy's cleanup of Red Hill and protection of drinking water resources, provides for the appropriate reporting of future releases of petroleum, minimizes the threat of future releases, and includes enforcement measures for noncompliance with the terms of the agreement;
3. Makes technical and non-substantive changes.

The following individual testified:

Ernest Lau, Board of Water Supply (D-224) (Support)

Councilmember Fukunaga noted that the State Legislature is currently considering legislation expressing support for the recommendations contained in the Task Force report and Resolution 15-84, CD1, FD1 adds the City's support in sending a very strong message of support to Hawaii's Congressional delegation. She stated that the main responsibility for containment to shield the facility and protect Hawaii's water supply falls on the Federal government.

Councilmember Elefante urged councilmembers to support Resolution 15-84, CD1, FD1. He thanked Councilmember Fukunaga for introducing the measure. He stated that it is important for the City to work with the Navy and the DOH to ensure that the AOC moves forward, that community concerns are addressed, and that the recommendations of the Task Force are implemented in order to protect Oahu's water resource.

Resolution 15-84, CD1 was amended to FD1 (OCS2015-0339/4/21/2015 4:32 PM).

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Council Rule 19.E relating to 48-hour notice was waived.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN - 9.

NOES: None.

Committee Report 114 and Resolution 15-84, CD1, FD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-79, CD1 – COMMITTEE REPORT 121

RESOLUTION 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.

Councilmember Manahan moved that Committee Report 121 and Resolution 15-79, CD1 be adopted. Seconded by Councilmember Kobayashi.

The following individual testified:

Rose Pou (Support)

Committee Report 121 and Resolution 15-79, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communication:

M-1106 Lynne Matusow

ADOPTION

RESOLUTION 15-85, FD1 – COMMITTEE REPORT 122

RESOLUTION 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.

The following amendment was posted on the agenda:

Resolution 15-85, Proposed FD1

Councilmember Manahan moved that Committee Report 122 and Resolution 15-85 be adopted. Seconded by Councilmember Kobayashi.

Councilmember Manahan moved that the Resolution be amended to FD1. Seconded by Councilmember Kobayashi. The FD1 amendment:

- A. Amends the title and text to designate the Director of Transportation Services or the Director's designee as the City official authorized to execute the agreement, and to clarify the description of the agreement.

- B. In the second WHEREAS clause, specifies up to \$15,000.00 as the amount of the funding and incorporates by reference the Memorandum of Agreement as Exhibit A.
- C. Revises the BE IT RESOLVED clause to provide Council approval of the Memorandum of Agreement.
- D. Adds a BE IT FURTHER RESOLVED clause to provide Council authorization for the Director of Transportation Services or the Director's designee to execute the Memorandum of Agreement.
- E. Provides that a copy of the Resolution be delivered to the Director of the State Department of Health (in addition to the Director of Transportation Services).
- F. Makes miscellaneous technical and non-substantive amendments.

There was no public testimony.

Resolution 15-85 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

Committee Report 122 and Resolution 15-85, FD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

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)

Councilmember Anderson moved that the Balance of Committee Reports, as listed above, be adopted. Seconded by Councilmember Menor.

There was no public testimony.

Councilmember Elefante (CC-128) stated that he filed a Disclosure of Interest Statement with the City Clerk's Office for EMLACR-105.

The Balance of Committee Reports was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA, PINE, MARTIN – 9.
NOES: None.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS CONTINUED

ADOPTION RESOLUTION 15-94

RESOLUTION URGING THE CITY ADMINISTRATION TO ESTABLISH A CHINESE GARDEN WITHIN FOSTER BOTANICAL GARDEN TO COMMEMORATE THE 150TH ANNIVERSARY OF THE BIRTH OF DR. SUN YAT SEN.

Councilmember Anderson moved that Resolution 15-94 be adopted. Seconded by Councilmember Menor.

The following individuals testified:

1. Leigh Wai Doo (Support)
2. Michele Nekota, Department of Parks and Recreation (D-232) (Support)

Councilmember Fukunaga urged members to support Resolution 15-94. She noted that as former Councilmember Doo pointed out, a significant portion of Chinatown was included in the expansion of Foster Botanical Gardens, and incorporating an Asian garden within Foster Botanical Gardens would be an opportunity to commemorate the 150th anniversary of the birth of Dr. Sun Yat Sen.

Resolution 15-94 was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

M-1142 Howard Lum, Lum Sai Ho Tong
M-1143 Lucien Wong, Dr. Sun-Yat Sen Hawaii Foundation
M-1148 Jeffrey Lau
M-1271 Jeffrey Lau
M-1272 Steven Ai
M-1273 Senator Suzanne N. J. Chun Oakland, Senate District 13

SUNSHINE/ADOPTION
RESOLUTION 15-100

RESOLUTION AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR AND, IF APPROVED, ACCEPT AND EXPEND FUNDS FROM THE UNITED STATES DEPARTMENT OF LABOR (USDOL) FOR EMPLOYMENT SERVICES TO COURT-INVOLVED YOUTH AND TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE UNITED STATES DEPARTMENT OF LABOR FOR SAID FUNDS.

Resolution 15-100 was waived to the Council floor by the Chair of the Budget Committee.

Pursuant to HRS Section 92-7, the Sunshine Law, Councilmember Anderson moved that Resolution 15-100 be added to the agenda. Seconded by Councilmember Menor.

Resolution 15-100 was added to the agenda.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN - 9.

NOES: None.

Councilmember Anderson moved that Resolution 15-100 be adopted. Seconded by Councilmember Menor.

Director Gary Nakata, Department of Community Services (DCS), stated that:

- ◆ The DCS sincerely appreciates the City Council considering Resolution 15-100 on such short notice.
- ◆ The DCS learned of the grant on March 23, secured the partnerships required to fulfill the grant requirements, worked on the application, and submitted the package to the City Council on April 6.
- ◆ The application is for a \$1 million grant which will help 132 individuals stay out of jail and stay off the streets and must be submitted to the United States Department of Labor by April 23.
- ◆ The DCS has taken measures to ensure continued vigilance in seeking the availability of Federal funding for future grant applications.

There was no public testimony.

Resolution 15-100 was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN - 9.

NOES: None.

Related communications:

CC-144 Councilmember Kobayashi
D-196 Gary K. Nakata, Department of Community Services

COMMITTEE OF THE WHOLE/EXECUTIVE SESSION

There was no Executive Session.

ANNOUNCEMENTS

Councilmember Pine thanked everyone for their support and gifts. She noted that her daughter, Alionora, which means compassion and sympathy, is doing very well. She thanked Councilmember Menor for continuing negotiations on Bill 58 (2014), CD1 to establish an Adopt-a-Park Program.

ADJOURNMENT

At 3:22 p.m., Councilmember Anderson moved that the Council stand adjourned until Wednesday, May 6, 2015, at 10 a.m. Seconded by Councilmember Menor and there being no objections from the 9 members present, it was so ordered by the Chair.

Respectfully submitted,



GLENN TAKAHASHI
Acting City Clerk

po/vc

DATE APPROVED:

June 3, 2015