



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

## COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS

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### **Voting Members:**

Trevor Ozawa, Chair  
Carol Fukunaga, Vice-Chair  
Ikaika Anderson  
Brandon J.C. Elefante  
Ann H. Kobayashi  
Joey Manahan  
Ernest Y. Martin  
Ron Menor  
Kymberly Marcos Pine

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## **AGENDA**

REGULAR MEETING  
COMMITTEE MEETING ROOM  
TUESDAY, FEBRUARY 9, 2016  
1:00 P.M.

### **SPEAKER REGISTRATION**

Persons wishing to testify are requested to register by 1:00 p.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>
- b. By faxing to 768-3827 your name, phone number and the agenda item;
- c. By filling out a registration form in person; or
- d. By calling 768-3817.

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

Each speaker is limited to one-minute presentation.

### **WRITTEN TESTIMONY**

Written testimony may be faxed to 768-3827 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.

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Accommodations are available upon request to persons with disabilities, please call 768-3817 or send an email to [ltam@honolulu.gov](mailto:ltam@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?publish\\_id=92](http://olelo.granicus.com/MediaPlayer.php?publish_id=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.

**FOR APPROVAL**

MINUTES OF JANUARY 12, 2016 MEETING

**FOR ACTION**

1. **RESOLUTION 16-8 – ESTABLISHMENT AND ENFORCEMENT OF RESIDENTIAL AND COMMERCIAL NOISE STANDARDS.** Urging the Hawaii State Legislature to enact legislation directing the State Department of Health to adopt administrative rules for the establishment and enforcement of residential and commercial noise standards. (deferred action on 1/12/16)

**FOR DISCUSSION**

2. **EMPLOYEES' RETIREMENT SYSTEM (ERS) DISABILITY APPLICATION PROCESS AFFECTING CITY EMPLOYEES**

**EXECUTIVE SESSION**

The Committee anticipates going into Executive Session pursuant to Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), to consult in a closed meeting with the attorneys for the Council Executive Matters and Legal Affairs Committee on questions and issues pertaining to claims and other matters on the Council's powers, duties, privileges, immunities and/or liabilities.

3. Resolution to request additional funds for Contract No. SC-COR-1300045 to continue the services of Chung & Ikehara as Special Counsel for the City and County of Honolulu to represent Defendants Ralstan Tanaka and Colby Kashimoto in a legal action entitled Sergeant Shermon Dean Dowkin, et al. v. the City and County of Honolulu, et al., Civil No. CV10-00087 LEK-RLP.
4. Resolution to request additional funds for Contract No. SC-COR-1300044 to continue the services of Ayabe Chong Nishimoto Sia & Nakamura as Special Counsel for the City and County of Honolulu to represent Defendant City and County of Honolulu in a legal action entitled Sergeant Shermon Dean Dowkin, et al. v. the City and County of Honolulu, et al., Civil No. CV10-00087 LEK-RLP.

Committee on Executive Matters and Legal Affairs Agenda  
Tuesday, February 9, 2016

5. Resolution to request additional funds for Contract No. SC-COR-1300060 to continue the services of the Law Offices of Cary T. Tanaka as Special Counsel for the City and County of Honolulu to represent Defendants Wayne Fernandez and Dan Kwon in a legal action entitled Sergeant Shermon Dean Dowkin, et al. v. the City and County of Honolulu, et al., Civil No. CV10-00087 LEK-RLP.
6. Resolution to request additional funds for Contract No. SC-COR-1600040 to continue the services of McCorrison Miller Mukai MacKinnon LLP as Special Deputy Corporation Counsel for the City and County of Honolulu to represent Defendant City and County of Honolulu in a legal action entitled Tabatha Martin, et al. v. City and County of Honolulu, Civil No. CV15-00363 HG-KSC.
7. To request authorization to settle a case against the City and County of Honolulu entitled Tabatha Martin, et al v. City and County of Honolulu, Civil No. CV15-00363 HG-KSC.

TREVOR OZAWA, Chair  
Committee on Executive Matters and  
Legal Affairs