



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
23RD SESSION
WEDNESDAY, APRIL 20, 2016
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 noon to 2 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 or 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 20, 2016

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

1. CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 22nd Session

ORDER OF BUSINESS
Wednesday, April 20, 2016

2. ORDER OF THE DAY

APPOINTMENTS – RESOLUTIONS

PUBLIC HEALTH, SAFETY AND WELFARE

CR-88

Resolution 16-14

Relating to the appointment of Max S.Y. Hannemann to serve on the Fire Commission of the City and County of Honolulu.

ADOPTION

ORDER OF BUSINESS
Wednesday, April 20, 2016

PUBLIC HEARING/SECOND READING

PUBLIC HEALTH, SAFETY AND WELFARE

CR-87

Bill 24, CD1

Relating to refuse. (Addressing the illegal disposal of refuse.)

PASS SECOND READING, AS AMENDED

BUDGET

CR-112

Bill 13, CD1

Relating to the Legislative Budget for the Fiscal Year July 1, 2016 to June 30, 2017.

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 20, 2016

BUDGET (Cont'd.)

CR-113

Bill 14, CD1

Relating to the Executive Operating Budget and Program for the Fiscal Year July 1, 2016 to June 30, 2017.

PASS SECOND READING, AS AMENDED

CR-114

Bill 15, CD1

Relating to the Executive Capital Budget and Program for the Fiscal Year July 1, 2016 to June 30, 2017.

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 20, 2016

BUDGET (Cont'd.)

CR-115

Bill 16, CD1

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, 2017, 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, AS AMENDED

CR-116

Bill 18, CD1

Relating to the Honolulu Authority for Rapid Transportation Operating Budget for the Fiscal Year July 1, 2016 to June 30, 2017.

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 20, 2016

BUDGET (Cont'd.)

CR-117

Bill 19, CD1

Relating to the Honolulu Authority for Rapid Transportation Capital Budget for the Fiscal Year July 1, 2016 to June 30, 2017.

PASS SECOND READING, AS AMENDED

CR-118

Bill 20, CD1

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, 2017, 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, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 20, 2016

BUDGET (Cont'd.)

CR-97

Bill 21, CD1

Relating to real property tax relief. (Providing real property tax relief to certain homeowners.)

PASS SECOND READING, AS AMENDED

ZONING AND PLANNING

CR-84

Bill 62 (2015), CD1

To rezone land situated at Ewa Beach, Oahu, Hawaii. (Applicant: Haseko (Ewa), Inc.) (Deadline: 9/15/16)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 20, 2016

ZONING AND PLANNING (Cont'd.)

CR-85

Bill 63 (2015)

Amending portions of boundaries of the Special Management Area Map for Ewa, Oahu, Hawaii to reflect the proposed development of an enclosed lagoon rather than a marina with direct access to the Pacific Ocean.

PASS SECOND READING

TRANSPORTATION

CR-107

Bill 23

Relating to special transit service. (Clarifying the provision of supplemental special transit services for persons requiring special transit services for medical reasons.)

PASS SECOND READING

PUBLIC HEARING/RESOLUTION

BUDGET

CR-119

Resolution 16-61

Determining the Real Property Tax Rates for the City and County of Honolulu for the Fiscal Year July 1, 2016 to June 30, 2017.

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 adopt the Resolution fixing the real property rates for the Fiscal Year July 1, 2016 to June 30, 2017 at a meeting to be held on Wednesday, June 1, 2016, in the Council Chamber, Honolulu Hale.

ORDER OF BUSINESS
Wednesday, April 20, 2016

THIRD READING

BUDGET

CR-96

Bill 2, CD2

Relating to real property tax relief for properties used for low income rental housing. (Providing real property tax relief for certain properties that are used as low-income rental housing.)

PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, April 20, 2016

FIRST READING

Bill 26 (Budget)

Relating to collection and disposal charges. (Supporting and promoting recycling activities.)

PASS FIRST READING

Bill 27 (Zoning and Planning)

Relating to incentives for accessory dwelling units production. (Temporarily exempting “accessory dwelling units,” as defined in Section 21-10.1, from certain fees and to permanently exempt accessory dwelling units from the requirement to provide or dedicate land for park and playground purposes.)

PASS FIRST READING

Bill 28 (Zoning and Planning)

Relating to public housing in transit-oriented development special districts. [Amending the provisions of the Land Use Ordinance (LUO) pertaining to transit-oriented development (TOD) Special Districts and Interim Planned Development-Transit (IPD-T) permits.]

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, April 20, 2016

Bill 29 (Public Works, Infrastructure and Sustainability)

Relating to bulky wastes. (Clarifying procedures for the collection of bulky wastes.)

PASS FIRST READING

Bill 30 (Budget)

Relating to the Honolulu Zoo. (Creating a Honolulu Zoo Fund to provide the Honolulu Zoo with a dedicated and sustainable source of funding)

PASS FIRST READING

Bill 31 (Public Works, Infrastructure and Sustainability)

Relating to infrastructure. (Providing expressly that the City may construct infrastructure improvements in neighborhoods solely with City funds.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, April 20, 2016

Bill 32

(Transportation)

Relating to transportation network companies. (Addressing the regulation of transportation network company services and drivers.)

PASS FIRST READING

Bill 33

(Executive Matters and Legal Affairs)

Relating to shopping carts. (Improving public health and safety by reducing the number of abandoned shopping carts on public and private property.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, April 20, 2016

RESOLUTIONS

PUBLIC HEALTH, SAFETY AND WELFARE

CR-89

Resolution 16-73

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

CR-90

Resolution 16-75

Relating to the acceptance of a gift to the City from the Honolulu Firefighters Foundation for various Honolulu Fire Department projects and events.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 20, 2016

PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-91

Resolution 16-59

Relating to the acceptance of a gift to the City from the Friends of Honolulu Parks and Recreation.

FOR ADOPTION

CR-92

Resolution 16-65, CD1

Relating to the acceptance of a gift to the City from the Kauai Museum, Club at Kukuiula, Royal Order of Kamehameha Kaumualii Chapter and Southshore Hotel Association for travel to Lihue, Kauai to perform at a celebration honoring kupuna at Prince Kuhio Park in Hoai, Koloa, Kauai on June 18, 2016.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 20, 2016

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-93

Resolution 16-80

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. CV 10-00087 LEK-RLP.

FOR ADOPTION

BUDGET

CR-98

Resolution 16-58

Approving the sale of surplus City properties, Parcels 1 and 2, area 9,440 square feet, located along Kamehameha Highway, Hauula, Tax Map Key Nos. 5-4-017:015 and 5-4-017:018.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 20, 2016

BUDGET (Cont'd.)

CR-99

Resolution 16-62

Requesting the City to work with the State to establish a collaborative funding process by which service providers and developers may apply for homeless assistance or homeless housing funds through a single combined application.

FOR ADOPTION

CR-100

Resolution 16-69, CD1

Supporting the removal of restrictive covenants relating to use of lands at Aloha Stadium.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 20, 2016

BUDGET (Cont'd.)

CR-101

Resolution 16-70, CD1

Approving and authorizing the Mayor or the Mayor's designee to enter into a development agreement between the City and County of Honolulu and Halewaiolu Senior Development, LLC, for the development of a senior affordable rental project and community center at 1331-1347 River Street (TMK (1) 1-7-006:012).

FOR ADOPTION

Resolution 16-70, CD1, Proposed FD1
(Submitted by Chair Martin)

CR-102

Resolution 16-72, CD1

Authorizing the Mayor, the Director of the Department of Community Services, or the director's designee to enter into an intergovernmental agreement with the State of Hawaii, Department of Human Services, Office of Youth Services (OYS), to continue funding of the Juvenile Justice Center.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 20, 2016

BUDGET (Cont'd.)

CR-103

Resolution 16-76, CD1

Approving the City and County of Honolulu's Twenty-Second (22nd) Year Action Plan for Community Development Block Grant, HOME Investment Partnerships, Emergency Solutions Grants and Housing Opportunities for Persons with AIDS program funds, and authorizing its submittal to the U.S. Department of Housing and Urban Development.

FOR ADOPTION

Resolution 16-76, CD1, Proposed FD1
(Submitted by Chair Martin)

CR-104

Resolution 16-79

Authorizing an ad hoc committee of three councilmembers to investigate the matter of the annual evaluation of the City Auditor.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 20, 2016

ZONING AND PLANNING

CR-105

Resolution 16-52, CD1

Approving a conceptual plan for a Planned Development-Resort project for the redevelopment of 1.05 acres with a mixed-use retail, hotel, and residential project in Waikiki, Oahu. (Applicant: MK Development Consulting, LLC) (Deadline: 4/24/16)

FOR ADOPTION

Resolution 16-52, CD1, Proposed FD1
(Submitted by Councilmember Ozawa)

CR-106

Resolution 16-54, CD1

Proposing an amendment to Chapter 21, Revised Ordinances of Honolulu 1990 (The Land Use Ordinance), as amended, relating to joint development.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 20, 2016

TRANSPORTATION

CR-108

Resolution 16-71

Approving new City involved work elements for inclusion in the Federal Fiscal Year 2017 Overall Work Program.

FOR ADOPTION

CR-109

Resolution 16-77

Authorizing the filing of a Transportation Investment Generating Economic Recovery ("TIGER") grant application with the U.S. Department of Transportation ("USDOT") for the Honolulu Urban Bus Circulator System Project.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, April 20, 2016

TRANSPORTATION (Cont'd.)

CR-110

Resolution 16-83, CD1

Accepting a gift to the City and County of Honolulu from the American Psychiatric Association Foundation for travel expenses to attend the Stepping Up Summit.

FOR ADOPTION

Resolution 16-83, CD1, Proposed FD1
(Submitted by Chair Martin)

Accepting a gift to the City and County of Honolulu from the Council of State Governments Justice Center for travel expenses to attend the Stepping Up Summit.

BUSINESS, ECONOMIC DEVELOPMENT & TOURISM

CR-111

Resolution 16-78, CD1

Encouraging and supporting the Nagorno-Karabakh Republic's continuing efforts to guarantee its citizens those rights inherent in a free and independent society and urging the President and Congress of the United States to support the international community's efforts to reach a just and lasting solution to security issues in the South Caucasus Region.

FOR ADOPTION

3. BALANCE OF COMMITTEE REPORTS

ZPCR-86 Resolution 15-206, granting a Special Management Area Use Permit and Shoreline Setback Variance for the Hoakalei Master Plan update improvements project. Granting a 120-day extension of time. (Deadline: 4/26/16 + 120 days)

EMLACR-94 To request for authorization to settle a claim made by Rong Liu against the City and County of Honolulu.

EMLACR-95 To request authorization to settle two cases against the City and County of Honolulu entitled Enchanted Lake Residents Association v. City and County of Honolulu et al., Civil No. 12-1-3064-12 (VLC) and John Kelly, et al. v. City and County of Honolulu, et al., Civil No. 12-1-3100-12 (VLC).

FOR ADOPTION _____

ORDER OF BUSINESS
Wednesday, April 20, 2016

4. UNFINISHED BUSINESS

5. NEW BUSINESS

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