



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
24TH SESSION
WEDNESDAY, MAY 4, 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 12:30 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 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 OIelo 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, May 4, 2016

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

1. CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 23rd Session

ORDER OF BUSINESS
Wednesday, May 4, 2016

2. ORDER OF THE DAY

FINAL REPORT ON EVALUATION OF THE CITY AUDITOR

CC-135

From Councilmembers Carol Fukunaga, Ann Kobayashi, and Joey Manahan submitting the Final Report pursuant to Resolution 16-79 which authorized three councilmembers to investigate the matter of the annual evaluation of the City Auditor.

ORDER OF BUSINESS
Wednesday, May 4, 2016

PUBLIC HEARING/SECOND READING

BUDGET

CR-139

Bill 30, CD1

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

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, May 4, 2016

ZONING AND PLANNING

CR-146

Bill 27, CD1

Amending Chapter 14, Chapter 18, and Chapter 22, Revised Ordinances of Honolulu 1990, as amended, relating to incentives for accessory dwelling units production. (Providing incentives to stimulate the creation of accessory dwelling units, in order to increase the number of affordable rental units and to help alleviate Honolulu's housing shortage.)

PASS SECOND READING, AS AMENDED

CR-147

Bill 28

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 SECOND READING

ORDER OF BUSINESS
Wednesday, May 4, 2016

THIRD READING

PUBLIC HEALTH, SAFETY AND WELFARE

CR-120

Bill 24, CD1

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

PASS THIRD READING

Bill 24, CD1, Proposed FD1
(Submitted by Councilmember Pine)

ORDER OF BUSINESS
Wednesday, May 4, 2016

FIRST READING

Bill 34 (Budget)

Relating to the use of public school lands. (Facilitating the State Department of Education's use of existing public school lands owned by the City and County of Honolulu.)

PASS FIRST READING

Bill 35 (Budget)

Relating to the real property tax credit for low income homeowners. (Modifying the requirements regarding the real property tax credit for low-income homeowners.)

PASS FIRST READING

Bill 36 (Budget)

Relating to private transportation services and drivers. [Establishing regulations applicable to private transportation services drivers, including creation of a central database of information pertaining to drivers of private transportation services (including both taxicab companies and transportation network companies), to ensure the health and well-being of their passengers and that the drivers operate in a safe manner.]

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, May 4, 2016

RESOLUTIONS

PUBLIC HEALTH, SAFETY AND WELFARE

CR-122

Resolution 16-84

Relating to the acceptance of a gift to the City for the Honolulu Police Department to receive 40 tickets valued at \$4,000 (\$100 per person) from the Honolulu Police Community Foundation (HPCF) for attendance at the HPCF's 9th Annual Honolulu's Finest Dinner.

FOR ADOPTION

CR-123

Resolution 16-89

Relating to the acceptance of a gift to the City for the Honolulu Police Department to receive four tickets valued at \$428 (\$107 per person) from the Hawaiian Electric Company for attendance at the Honolulu Police Community Foundation's 9th Annual Honolulu's Finest Dinner.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2016

PUBLIC HEALTH, SAFETY AND WELFARE (Cont'd.)

CR-121

Resolution 16-26, CD1

Urging the City Administration and State to support the establishment of a mental health crisis center to coordinate services and care for people with mental illnesses.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2016

PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-124

Resolution 16-86

Relating to the acceptance of a gift to the City from the family of Maureen Burke.

FOR ADOPTION

CR-126

Resolution 16-94

Relating to the acceptance of a gift to the City from the family and friends of Larry "Waves" Cosby.

FOR ADOPTION

CR-127

Resolution 16-95

Relating to the acceptance of a gift to the City from the family of Donovan and Jamie Smith.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2016

PARKS, COMMUNITY AND CUSTOMER SERVICES (Cont'd.)

CR-128

Resolution 16-96

Relating to the acceptance of a gift to the City from the family and friends of Robert W. Dunn.

FOR ADOPTION

CR-129

Resolution 16-97

Relating to the acceptance of a gift to the City from the family of Esther Diaz Poor.

FOR ADOPTION

CR-130

Resolution 16-102

Relating to the acceptance of a gift to the City from Jeff Gere.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2016

PARKS, COMMUNITY AND CUSTOMER SERVICES (Cont'd.)

CR-131

Resolution 16-103

Relating to the acceptance of a gift to the City from the Honolulu Marathon Association.

FOR ADOPTION

CR-125

Resolution 16-91

Placing a memorial sculpture, bench and plaque at Kapiolani Park honoring Lita Cook.

FOR ADOPTION

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-132

Resolution 15-322, CD1

Urging all government entities to balance military presence with environmental, residential, and cultural concerns and consider lessons learned throughout history, including lessons learned in Honolulu, when evaluating the facility expansion in Henoko, Okinawa and the concentration of military forces in any country outside of the United States.

FOR ADOPTION

CR-133

Resolution 16-60

Requesting the Honolulu Police Department and the Department of the Prosecuting Attorney to jointly review and make any necessary improvements to their arrest and prosecution procedures in “driving under the influence” cases.

FOR ADOPTION

CR-134

Resolution 16-82

Providing for the acquisition of land for public use, to wit: public recreational facilities, situate at Kahuku, Koolauloa, Oahu, Hawaii, and determining and declaring the necessity of the acquisition thereof by eminent domain.

LAID OVER AND BE PUBLISHED

ORDER OF BUSINESS
Wednesday, May 4, 2016

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-135

Resolution 16-109

To request additional funds for Contract No. SC-COR-1400106 to continue the services of Edgcomb Law Group LLP as special deputy corporation counsel for the City and County of Honolulu to represent the City and County of Honolulu in legal proceedings arising out of the National Pollutant Discharge Elimination System Permit Reapplication Process.

FOR ADOPTION

BUDGET

CR-140

Resolution 16-88

Relating to transfer of funds. (Department of Budget and Fiscal Services)

FOR ADOPTION

CR-141

Resolution 16-92

Requesting an update from the City's Department of Enterprise Services regarding the Honolulu Zoo parking lot operations.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2016

BUDGET (Cont'd.)

CR-142

Resolution 16-99

Authorizing the Director of the Department of Transportation Services or the director's designee to apply for, and accept and expend, Federal Highway Administration funds authorized by 23 CFR Part 652 and other Federal statutes administered by the Federal Highway Administration for secure bicycle storage shelters.

FOR ADOPTION

CR-143

Resolution 16-100

Authorizing the Director of the Department of Transportation Services or the director's designee to apply for, and accept and expend, Federal Highway Administration funds authorized by 23 CFR Part 652 and other Federal statutes administered by the Federal Highway Administration for Bikeshare Hawaii stations and bicycle purchases, Date Street Bikeway Bridge, Haleiwa Road multi-use path, and photovoltaic lighting and real-time signage at various bus stops.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2016

BUDGET (Cont'd.)

CR-144

Resolution 16-101, CD1

Authorizing the Mayor or the Mayor's designee to apply for Veterans Affairs Supportive Housing (VASH) vouchers and to enter into an intergovernmental agreement related thereto.

FOR ADOPTION

CR-145

Resolution 16-104

Relating to real property tax compromises.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2016

ZONING AND PLANNING

CR-149

Resolution 15-311

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

FOR ADOPTION

CR-151

Resolution 16-74

Granting a Special Management Area Use Permit for St. Augustine By-The-Sea Church to construct a new St. Damien and St. Marianne Cope Museum; demolish and replace an existing parish hall with a new multi-purpose building with parking, parish hall, office and storage spaces; and appurtenant site improvements. (Applicant: St. Augustine By-The-Sea Church) (Deadline: 5/17/16)

FOR ADOPTION

CR-152

Resolution 16-85

Adopting a revision to the Public Infrastructure Map for the Ewa Development Plan Area, Kapolei, Oahu, Hawaii.

FOR ADOPTION

3. BALANCE OF COMMITTEE REPORTS

EMLACR-136 To request authorization to settle a case against the City and County of Honolulu entitled Eric Reiny, et al. v. City and County of Honolulu, et al., Civil No. 10-1-0517-03 KKS.

EMLACR-137 To request authorization to settle a case against the City and County of Honolulu entitled Hawaiian Telcom, Inc. v. City and County of Honolulu, Civil No. 14-1-0428 KKS.

EMLACR-138 To request authorization to settle a case against the City and County of Honolulu entitled Constance Loewe, et al. v. City and County of Honolulu, Civil No. 10-1-0857-03 VLC.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2016

4. UNFINISHED BUSINESS

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 Councilmember Fukunaga)

ORDER OF BUSINESS
Wednesday, May 4, 2016

5. NEW BUSINESS

D-227 & D-283

From the Department of Design and Construction, requesting consideration of Deed conveying roadway Lots 16240, 16241, 16242 and 16243; Grant of Flowage Easement 8650; Grant of Drain Easement 8628; and Grant of Sewer Easements 8615, 8616, 8617, 8618, 8623, 8624 and 8629 for public use in Ewa. (Ocean Pointe Subdivision Area III B)

FOR ACTION

Resolution 16-110

Relating to the acceptance of a gift to the City from the AED Institute of America, Inc.

FOR ACTION

ORDER OF BUSINESS
Wednesday, May 4, 2016

FOR EXTENSION OF TIME ONLY

D-293

From the Department of Planning and Permitting, requesting a 240-day extension of time on:

Bill 74 (2015), relating to the Transit-Oriented Development Special District. (Deadline: 5/16/16 + 240 days)

Bill 75 (2015), relating to miscellaneous Land Use Ordinance amendments. (Deadline: 5/16/16 + 240 days)

Bill 76 (2015), to rezone land situated at Waipahu, Oahu, Hawaii. (Deadline: 5/16/16 + 240 days)

FOR ACTION

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