



**A BILL FOR AN ORDINANCE**

RELATING TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION CAPITAL BUDGET FOR THE FISCAL YEAR JULY 1, 2016 TO JUNE 30, 2017.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. The revenues from the following sources estimated for the fiscal year July 1, 2016 to June 30, 2017 are hereby provided and appropriated for the purposes set forth in Section 2:

<b>FUND CODE</b>	<b>SOURCE OF FUNDS</b>	<b>AMOUNT</b>	<b>TOTAL</b>
<b>FEDERAL FUNDS</b>			
FG	Federal Grants Fund	\$265,200,000	\$265,200,000
<b>GENERAL OBLIGATION BONDS:</b>			
TF	Transit Improvement Bond Fund	\$1,612,681,800	\$1,612,681,800
<b>TRANSIT FUND:</b>			
TR	Transit Fund	\$280,002,000	\$280,002,000
<b>TOTAL ALL FUNDS</b>			<b>\$2,157,883,800</b>



**A BILL FOR AN ORDINANCE**

SECTION 2. The monies described in Section 1 for the fiscal year July 1, 2016 to June 30, 2017 are appropriated as indicated to the following projects and public improvements in the UTILITIES OR OTHER ENTERPRISES function. Nothing in this section shall be construed as restricting the allocation of monies among the work phase appropriations (e.g., planning, design, and construction).

PROJECT NUMBER	FUNCTIONS, PROGRAMS & PROJECTS	WORK PHASE	SOURCE OF FUNDS	TOTAL ALL FUNDS
<b>UTILITIES OR OTHER ENTERPRISES</b>				
<b>MASS TRANSIT</b>				
<b>HONOLULU AUTHORITY FOR RAPID TRANSPORTATION</b>				
2007005	HONOLULU HIGH CAPACITY TRANSIT PROJECT	1,000 L	265,199,000 FG	354,299,000
		12,623,000 P	19,808,200 TF	
	Plan, design, construct, inspect, relocate, acquire land, equipment, artwork and other costs for the Locally Preferred Alternative, including acquisition of right-of-ways and relocation of private utilities. At least \$12,000,000 shall be appropriated for planning studies necessary to facilitate the anticipated route extension of the Honolulu High Capacity Transit Project.	4,341,000 D	69,291,800 TR	
		207,213,000 C		
		1,000 I		
		1,000 R		
		1,000 E		
		130,117,000 X		
		1,000 A		
	AIRPORT SECTION GUIDEWAY AND STATION GROUP	1,000 L	749,763,600 TF	820,000,000
		1,000 P	70,236,400 TR	
	Plan, design, construct, inspect, relocate, acquire land, equipment, artwork and other costs for the Airport Section Guideway and Station Group of the Locally Preferred Alternative.	1,000 D		
		819,992,000 C		
		1,000 I		
		1,000 R		
		1,000 E		
		1,000 X		
		1,000 A		
	CITY CENTER SECTION GUIDEWAY AND STATION GROUP	1,000 L	673,261,500 TF	743,497,900
		1,000 P	70,236,400 TR	
	Plan, design, construct, inspect, relocate, acquire land, equipment, artwork and other costs for the City Center Section Guideway and Station Group of the Locally Preferred Alternative.	1,000 D		
		743,489,900 C		
		1,000 I		
		1,000 R		
		1,000 E		
		1,000 X		
		1,000 A		
	PEARL HIGHLANDS PARKING GARAGE AND BUS TERMINAL	1,000 L	169,847,500 TF	240,083,900
		1,000 P	70,236,400 TR	
	Plan, design, construct, inspect, relocate, acquire land, equipment, artwork and other costs for the Pearl Highlands Parking Garage and Bus Terminal of the Locally Preferred Alternative.	1,000 D		
		240,075,900 C		
		1,000 I		
		1,000 R		
		1,000 E		
		1,000 X		
		1,000 A		
	HART PROJECT ADJUSTMENTS ACCOUNT	3,000 X	1,000 FG	3,000
			1,000 TF	
	Funding for any project cost exceeding the estimate for land acquisition, planning, design, construction, inspection, equipment, relocation, artwork and other costs for projects included in the HART Capital Budget.		1,000 TR	



**A BILL FOR AN ORDINANCE**

PROJECT NUMBER	FUNCTIONS, PROGRAMS & PROJECTS	WORK PHASE	SOURCE OF FUNDS	TOTAL ALL FUNDS
	TOTAL UTILITIES OR OTHER ENTERPRISES	\$2,157,883,800	\$2,157,883,800	\$2,157,883,800

UTILITIES OR OTHER ENTERPRISES

SOURCE OF FUNDS

FG Federal Grants Fund	\$265,200,000
TF Transit Improvement Bond Fund	1,612,681,800
TR Transit Fund	280,002,000

TOTAL SOURCE OF FUNDS \$2,157,883,800

WORK PHASE

L Land	\$4,000
P Planning	12,626,000
D Design	4,344,000
C Construction	2,010,770,800
I Inspection	4,000
E Equipment	4,000
R Relocation	4,000
X Other	130,123,000
A Art	4,000

TOTAL WORK PHASES \$2,157,883,800



---

## A BILL FOR AN ORDINANCE

---

### SECTION 3. General Provisos.

(a) As used in this Ordinance:

"Authority" means the Honolulu Authority for Rapid Transportation.

"Council" means the Council of the City and County of Honolulu.

"Government" means the federal government, the State government, the government of any other state, any political subdivision of any state, or any quasi-governmental entity.

(b) Limited purpose monies. The Authority may receive monies whose use is specified or otherwise limited by the monies' source from: (1) any governmental or quasi-governmental agency; (2) any private source including monetary gifts whose use is specified by the donor; or (3) any combination thereof. When such monies are received, the Authority shall maintain special funds or accounts showing the monies so received and specifying the purposes for which they have been received and held.

All such monies specified in Section 2 of this ordinance are appropriated in the amounts and for the purposes set forth, and all expenditures shall be made as provided by law. All other such monies not specified in Section 2 of this ordinance and which are limited purpose monies are hereby appropriated and may be expended by the Authority for their permitted limited purposes.

The Authority shall report to the Council no later than 30 days after June 30 detailing, for the capital budget fiscal year just ended, the amount of any excess monies received, and the function, program, and project to which the monies have been allotted for expenditure.

(c) At the close of each quarter, the Authority shall submit to the Council a Statement of Cash Balances by Fund showing for each quarter for each individual fund the cash balance at the start of the accounting period and the cash balance at the end of the period.

(d) Any appropriation authorized in this ordinance or any amendment thereto shall be valid for the fiscal year July 1, 2016 to June 30, 2017 and 12 months thereafter. Any part of such appropriation which is not expended or encumbered shall lapse on June 30, 2018.

(e) If any portion of this ordinance or the application thereof to any person or circumstance is held to be invalid for any reason, the Council hereby declares that the remainder of this ordinance and all other provisions thereof shall not be affected thereby. If any portion of a specific appropriation is held to be invalid for any reason, the remaining portion shall be independent of the invalid portion and such remaining portion shall be expended to fulfill the objectives of such appropriation to the extent possible.

(f) No monies shall be expended by the Authority for any purpose from the transit fund or transit improvement bond fund, unless such monies are first appropriated by the Council.



---

## A BILL FOR AN ORDINANCE

---

(g) The project number is included for accounting purposes only. If there is a conflict between the number and the project title in this ordinance, the project title shall prevail.

SECTION 4. The detailed Statement of Revenues and Surplus contained in the Executive Operating Program for the Fiscal Year July 1, 2016 to June 30, 2017, as transmitted to the Council in the Executive Program and Budget for the Fiscal Year 2017, Volume 1 (Operating Program and Budget), and as amended in any Executive Operating Program amendments, is hereby incorporated by reference and adopted as an integral part of this ordinance. The detailed Statement of Revenues and Surplus contained therein may be further amended regarding any applicable fund by any amendment to the Executive Operating Budget ordinance, Executive Capital Budget ordinance, Legislative Budget ordinance, Honolulu Authority for Rapid Transportation Operating Budget ordinance, or Honolulu Authority for Rapid Transportation Capital Budget ordinance. In case of any conflict between the substantive provisions of the Executive Operating Program as transmitted and this ordinance or the above budget amendments, the provisions of this ordinance and any of the above budget amendments shall prevail.

### SECTION 5. HART Project Adjustments Account.

The funds provided from the HART Project Adjustments Account may be expended for any excess in contract prices(s) or project cost when the contract price(s) or the project cost exceeds the City's estimate for land acquisition, planning, design, construction, inspection, relocation, equipment, artwork and providing for miscellaneous costs. The City Council's approval by resolution is required when the cumulative sum provided to a project from the Project Adjustments Account during a fiscal year exceeds either the lesser of \$100,000 or 10 percent of the budgeted amount.

Whenever a project's contract is executed for an amount less than the project's appropriation, only that amount that is excess within that phase shall be transferred to the Project Adjustments Account. The Authority shall report all transactions to and/or from the account to the City Council within 30 days from the date the transfer was approved.

SECTION 6. As required by Ordinance 16-1, no more than \$4.815 billion in surcharge moneys may be expended for the mass transit project. Additionally, no more than \$6.831 billion in total revenues may be expended for the mass transit project.

SECTION 7. The amendments to the Honolulu Authority for Rapid Transportation Capital Budget ordinance, as attached hereto, are hereby incorporated by reference and adopted as an integral part of this ordinance.



**A BILL FOR AN ORDINANCE**

---

SECTION 8. This ordinance takes effect on July 1, 2016.

INTRODUCED BY:

Ernest Martin (BR)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

DATE OF INTRODUCTION

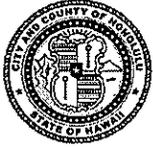
March 3, 2016  
Honolulu, Hawaii

APPROVED AS TO FORM AND LEGALITY

\_\_\_\_\_  
Deputy Corporation Counsel

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2016

\_\_\_\_\_  
KIRK CALDWELL, Mayor  
City and County of Honolulu

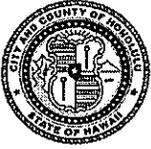


**A BILL FOR AN ORDINANCE**

**AMENDMENTS TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION CAPITAL BUDGET**

CD1 Amendments = Plain Text; FD1 Amendment = *Italic Text*

<u>FUNCTION/PROGRAM/PROJECT</u>	<u>AMENDMENT</u>	<u>AMOUNT</u>	<u>PH</u>	<u>AMOUNT</u>	<u>FD</u>
<b>UTILITIES OR OTHER ENTERPRISES</b>					
MASS TRANSIT					
HONOLULU AUTHORITY FOR RAPID TRANSPORTATION					
2007005 HONOLULU HIGH CAPACITY TRANSIT PROJECT	Increase funding and amend description to read as follows: Plan, design, construct, inspect, relocate, acquire land, equipment and artwork for the Locally Preferred Alternative. <u>At least \$244,000,000 shall be appropriated for planning studies necessary to facilitate the anticipated route expansion of the Honolulu High Capacity Transit project.</u>	\$244,000,000	P	\$244,000,000	TF
2007005 HONOLULU HIGH CAPACITY TRANSIT PROJECT	<i>Amend funding and amend description to read as follows: Plan, design, construct, inspect, relocate, acquire land, equipment, [and] artwork and other costs for the Locally Preferred Alternative[.], including acquisition of right-of-ways and relocation of private utilities. At least [\$244,000,000] \$12,000,000 shall be appropriated for planning studies necessary to facilitate the anticipated route extension of the Honolulu High Capacity Transit project.</i>	1,000 (232,000,000) 160,000,000 1,000 1,000 1,000 (5,000) 1,000	L P C I R E X A	210,509,000 (305,490,800) 22,981,800	FG TF TR
<b>AIRPORT SECTION GUIDEWAY AND STATION GROUP</b>	<i>Add project. Add description to read as follows: Plan, design, construct, inspect, relocate, acquire land, equipment, artwork and other costs for the Airport Section Guideway and Station Group of the Locally Preferred Alternative.</i>	1,000 1,000 1,000 819,992,000 1,000 1,000 1,000 1,000 1,000	L P D C I R E X A	749,763,600 70,236,400	TF TR
<b>CITY CENTER SECTION GUIDEWAY AND STATION GROUP</b>	<i>Add project. Add description to read as follows: Plan, design, construct, inspect, relocate, acquire land, equipment, artwork and other costs for the City Center Section Guideway and Station Group of the Locally Preferred Alternative.</i>	1,000 1,000 1,000 743,489,900 1,000 1,000 1,000 1,000 1,000	L P D C I R E X A	673,261,500 70,236,400	TF TR



**A BILL FOR AN ORDINANCE**

**AMENDMENTS TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION CAPITAL BUDGET**

CD1 Amendments = Plain Text; FD1 Amendment = *Italic Text*

FUNCTION/PROGRAM/PROJECT	AMENDMENT	AMOUNT	PH	AMOUNT	FD
PEARL HIGHLANDS	<i>Add project. Add description to read as follows:</i>	1,000	L	169,847,500	TF
PARKING GARAGE AND BUS TERMINAL	<i>Plan, design, construct, inspect, relocate, acquire land, equipment, artwork and other costs for the Pearl Highlands Parking Garage and Bus Terminal of the Locally Preferred Alternative.</i>	1,000	P	70,236,400	TR
		1,000	D		
		240,075,900	C		
		1,000	I		
		1,000	R		
		1,000	E		
		1,000	X		
		1,000	A		
HART PROJECT	<i>Add project. Add description to read as follows:</i>	3,000	X	1,000	FG
ADJUSTMENTS ACCOUNT	<i>Funding for any project cost exceeding the estimate for land acquisition, planning, design, construction, inspection, equipment, relocation, artwork and other costs for projects included in the HART capital budget.</i>			1,000	TF
				1,000	TR

**SECTION 3.**

Amend language in Section 3 to read as follows: (c) At the close of each quarter, the Authority shall submit to the Council a Statement of Cash [Receipts and Disbursements] Balances by Fund showing for each quarter for each individual fund the cash balance at the start of the accounting period [, the cash receipts and disbursements during the period,] and the cash balance [at the end of the month of each month of the quarter covered by the report.] at the end of the period.

**NEW SECTION.**

Add new Section 5 to read as follows: "SECTION 5. The amendments to the Honolulu Authority for Rapid Transportation Capital Budget ordinance, as attached hereto, are hereby incorporated by reference and adopted as an integral part of this ordinance."

**NEW SECTION.**

Add new Section 5 to read as follows:

"SECTION 5. HART Project Adjustments Account.

The funds provided from the HART Project Adjustments Account may be expended to pay for any excess in contract price(s) or project cost when the contract price(s) or the project cost exceeds the City's estimate for land acquisition, planning, design, construction, inspection, relocation, equipment, artwork and providing for miscellaneous costs. The City Council's approval by resolution is required when the cumulative sum provided to a project from the Project Adjustments Account during a fiscal year exceeds either the lesser of \$100,000 or 10 percent of the budgeted amount.

Whenever a project's contract is executed for an amount less than the project's appropriation, only that amount that is excess within that phase, shall be transferred to the Project Adjustments Account. The Authority shall report all transactions to and/or from the account to the City Council within 30 days from the date the transfer was approved."

Add new Section 6 to read as follows:

"SECTION 6. As required by Ordinance 16-1, no more than \$4.815 billion in surcharge moneys may be expended for the mass transit project. Additionally, no more than \$6.831 billion in total revenues may be expended for the mass transit project."

- END OF BILL -