

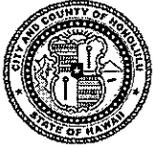
A BILL FOR AN ORDINANCE

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:

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



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
UTILITIES OR OTHER ENTERPRISES				
MASS TRANSIT				
<u>HONOLULU AUTHORITY FOR RAPID TRANSPORTATION</u>				
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 207,213,000 C 1,000 I 1,000 R 1,000 E 130,117,000 X 1,000 A	69,291,800 TR	
	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 1,000 TF 1,000 TR	3,000
	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.			



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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

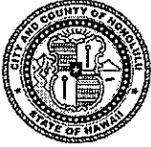
FG Federal Grants Fund	\$265,200,000
TF Transit Improvement Bond Fund	1,612,681,800
TR Transit Fund	280,002,000

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



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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.

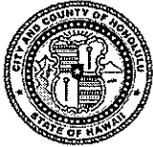
The Authority shall report to the Council no later than 30 days after June 30 detailing, for the capital budget fiscal year just ended, the amount of any excess monies received, and the function, program, and project to which the monies have been allotted for expenditure.

(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.



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(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

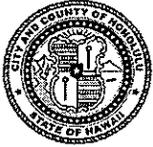


A BILL FOR AN ORDINANCE

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>
UTILITIES OR OTHER ENTERPRISES					
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
AIRPORT SECTION GUIDEWAY AND STATION GROUP	<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
CITY CENTER SECTION GUIDEWAY AND STATION GROUP	<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*

<u>FUNCTION/PROGRAM/PROJECT</u>	<u>AMENDMENT</u>	<u>AMOUNT</u>	<u>PH</u>	<u>AMOUNT</u>	<u>FD</u>
PEARL HIGHLANDS	<i>Add project. Add description to read as follows:</i>	1,000	L	169,847,500	TF
PARKING GARAGE AND BUS	<i>Plan, design, construct, inspect, relocate, acquire</i>	1,000	P	70,236,400	TR
TERMINAL	<i>land, equipment, artwork and other costs for the Pearl Highlands Parking Garage and Bus Terminal of the Locally Preferred Alternative.</i>	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 -

Amendment List 2

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE

16-17

BILL 19 (2016), CD1, FD1

Introduced: 03/03/16

By: ERNEST MARTIN – BY REQUEST

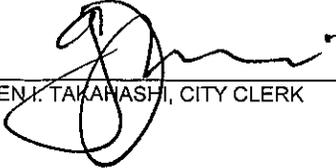
Committee: BUDGET

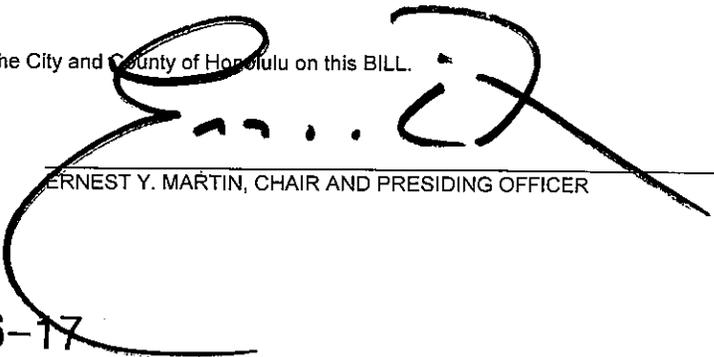
Title: A BILL FOR AN ORDINANCE RELATING TO THE HONOLULU AUTHORITY FOR RAPID
TRANSPORTATION CAPITAL BUDGET FOR THE FISCAL YEAR JULY 1, 2016 TO JUNE 30, 2017.

Voting Legend: * = Aye w/Reservations

03/16/16	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON BUDGET. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, PINE. 1 NO: OZAWA.
04/05/16	SPECIAL BUDGET	CR-117 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING AS AMENDED IN CD1 FORM.
04/09/16	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
04/20/16	COUNCIL/PUBLIC HEARING	CR-117 ADOPTED. BILL PASSED SECOND READING AS AMENDED, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON BUDGET. 7 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, PINE. 2 ABSENT: ANDERSON, OZAWA.
04/27/16	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR- ADVERTISER.
05/10/16	SPECIAL BUDGET	CR-158 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.
06/01/16	COUNCIL	NOTE: ACTION WAS NOT TAKEN ON THE PROPOSED FD1S POSTED ON THE AGENDA SUBMITTED BY COUNCILMEMBERS ELEFANTE AND MARTIN AS WELL AS THE HAND-CARRIED FD1 SUBMITTED BY COUNCILMEMBER MARTIN. BILL AMENDED TO HAND-CARRIED FD1 (OCS2016-0588/5/31/2016 1:27 PM). 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. CR-158 ADOPTED AND BILL 19 (2016), CD1, FD1 PASSED THIRD READING. 8 AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 NO: ELEFANTE.

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL.


GLEN I. TAKAHASHI, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER

16-17

ORDINANCE NO. 16-17

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

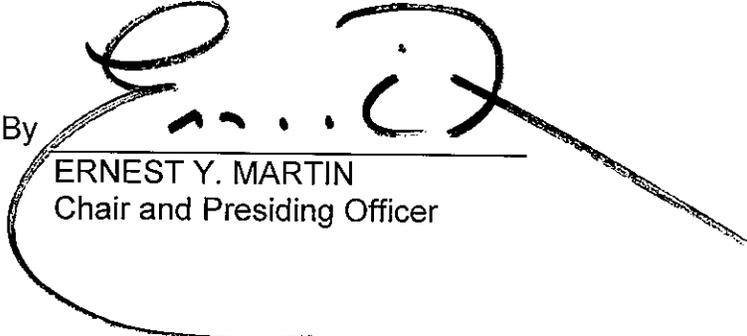
CERTIFICATE

I hereby certify that on June 3, 2016, Bill 19 (2016), CD1, FD1 was presented to the Honorable Kirk Caldwell, Mayor of the City and County of Honolulu, for his approval or otherwise; and that on June 20, 2016, the Mayor returned said Bill without his signature; therefore, pursuant to Section 3-203 of the Revised Charter of Honolulu, said Bill 19 (2016), CD1, FD1 became a duly enacted ordinance on June 20, 2016.

Dated, Honolulu, State of Hawaii, this 20th day of June, 2016.

CITY COUNCIL

By


ERNEST Y. MARTIN
Chair and Presiding Officer

ATTEST:


GLEN TAKAHASHI
City Clerk