

DEPARTMENT OF EMERGENCY MANAGEMENT
CITY AND COUNTY OF HONOLULU

650 SOUTH KING STREET • HONOLULU, HAWAII 96813
PHONE: (808) 723-8960 • FAX: (808) 523-3439

KIRK CALDWELL
MAYOR



MELVIN N. KAKU
DIRECTOR

PETER J.S. HIRAI
DEPUTY DIRECTOR

August 25, 2016

The Honorable Ernest Y. Martin
Chair and Presiding Officer
and Members
Honolulu City Council
530 South King Street, Room 202
Honolulu, Hawaii 96813

Dear Chair Martin and Councilmembers:

SUBJECT: Resolution to Authorize the Use of Overt Video Monitoring in the City and County of Honolulu during the 2016 Honolulu Marathon

Transmitted herewith for your review and approval is a resolution authorizing the use of overt video monitoring in the City and County of Honolulu (City) to prevent and deter general criminal activity and achieve the legitimate law enforcement objective and legitimate public purpose of ensuring a safe and secure 2016 Honolulu Marathon.

The resolution is a requirement of Section 2-32.3(a)(6), ROH which provides for the use of overt video monitoring of public activity by the City from fixed locations for purposes as designated by the Honolulu City Council via resolution, following the holding of a public hearing at which members of the public may express their views on the proposed monitoring and the proposed general areas where the monitoring will take place. This video monitoring is a culmination of efforts by City, State, Federal, private, and corporate partners to ensure a safe and secure 2016 Honolulu Marathon Event.

Please contact me at 723-8960 or mkaku@honolulu.gov, should you desire to discuss this matter further.

Sincerely,

A handwritten signature in blue ink that reads "Melvin N. Kaku".

Melvin N. Kaku
Director

APPROVED:

A handwritten signature in black ink that reads "Roy K. Amemiya, Jr." with a horizontal line underneath.

Roy K. Amemiya, Jr.
Managing Director

DEPT. COM. 600

RECEIVED
CITY CLERK
OFFICE OF HONOLULU
2015 AUG 26 AM 8:51



RESOLUTION

AUTHORIZING THE USE OF OVERT VIDEO MONITORING IN THE CITY AND COUNTY OF HONOLULU TO PREVENT AND DETER GENERAL CRIMINAL ACTIVITY AND ACHIEVE THE LEGITIMATE LAW ENFORCEMENT OBJECTIVE AND LEGITIMATE PUBLIC PURPOSE OF ENSURING A SAFE AND SECURE 2016 HONOLULU MARATHON EVENT.

WHEREAS, Section 2-32.1, Revised Ordinances of Honolulu 1990, as amended ("ROH"), defines "overt video monitoring" as monitoring of which a reasonable person would be aware; and

WHEREAS, Section 2-32.1, ROH, defines "legitimate law enforcement objective" as the detection, investigation, prevention or deterrence of crime, protection of a person or property from harm, or the apprehension and prosecution of a suspected criminal or traffic violator"; and

WHEREAS, Section 2-32.1, ROH, defines "legitimate public purpose" as the detection, investigation, prevention or deterrence of violations of federal, state or City and County of Honolulu ("City") regulatory requirements, the evaluation of City programs and operations, the training of City personnel, the investigation of claims involving the City, and other activities supporting public functions; and

WHEREAS, Section 2-32.3(a)(6), ROH, provides for the use of overt video monitoring of public activity by the City from fixed locations for purposes as designated by the Council of the City and County of Honolulu ("Council") via resolution, following the holding of a public hearing at which members of the public may express their views on the proposed monitoring and the proposed general areas where the monitoring will take place; and

WHEREAS, on December 11, 2016, the City will host the 44th annual Honolulu Marathon, one of the largest marathons in the world, and which is projected to attract 25,000 runners or more from the international running community; and

WHEREAS, the size and scope of this prestigious event requires a coordinated multi-agency and cross-jurisdictional security effort between federal, state and City agencies, including the Department of Emergency Management ("DEM"), the Honolulu Police Department ("HPD") and other City programs, to ensure the safety of the world class runner-participants and their families, 10,000 local race volunteers and supporters, and the general public; and



RESOLUTION

WHEREAS, after the event has been completed, certain cameras used for overt video monitoring during the Honolulu Marathon will also be utilized by the Department of Transportation Services to monitor traffic and by the Department of Information Technology to monitor entry points and equipment located in and around public buildings or facilities; and

WHEREAS, HPD and other City departments are currently utilizing video surveillance cameras and are installing additional video surveillance cameras at various locations within the City, including but not limited to Waikiki and downtown Honolulu; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that it authorizes the Department of Emergency Management and its designees to use overt video monitoring at various locations in the City to achieve the legitimate law enforcement objective and legitimate public purpose of ensuring the safety of marathon participants and attendees, and the general public, and the security of event expo venues in preparation for, during, and after the 2016 Honolulu Marathon; and

BE IT FURTHER RESOLVED that the provisions of this Resolution takes effect upon the passage of this Resolution and upon compliance with the noticing requirements as provided in Sections 2-32.3(b)(5) and 2-32.3(b)(6), of the Revised Ordinances of Honolulu 1990, as amended, and will remain in effect until December 11, 2016; and

BE IT FURTHER RESOLVED that the Department of Emergency Management shall report to the Council no later than January 20, 2017, detailing the long term implementation plans for the videos surveillance cameras that will remain in use after December 11, 2016 for traffic monitoring purposes, the disposal or refurbishment plans for the video surveillance cameras that will be immediately removed after December 11, 2016, and the schedule to destroy or retain the video surveillance recordings; and



RESOLUTION

BE IT FINALLY RESOLVED that copies of this Resolution be transmitted to the Mayor, the Managing Director, the Director of Emergency Management, the Prosecuting Attorney, the Chief of Police, the Legislative Liaison Office of the Honolulu Police Department, 801 South Beretania Street, Honolulu, Hawaii 96813, the Director of Transportation Services, the Director of Information Technology, and the 2016 Honolulu Marathon Planning Group.

INTRODUCED BY:

DATE OF INTRODUCTION:

Honolulu, Hawaii

Councilmembers