



RESOLUTION

REQUESTING THE CITY ADMINISTRATION TO EVALUATE THE CITY'S COMMUNITY FACILITIES DISTRICT ORDINANCE AND RECOMMEND AMENDMENTS TO FACILITATE THE FINANCING OF TRANSIT- RELATED IMPROVEMENTS THROUGH THE ESTABLISHMENT OF COMMUNITY FACILITIES DISTRICTS ALONG THE HONOLULU HIGH-CAPACITY TRANSIT CORRIDOR PROJECT ROUTE.

WHEREAS, Section 12 of Article VII of the Hawaii Constitution requires the Hawaii State Legislature to authorize the counties to issue bonds under special improvement districts statutes; and

WHEREAS, Section 46-80.1 of the Hawaii Revised Statutes authorizes the counties to provide, by ordinance, for the establishment of community facilities special tax districts for the purpose of allowing the counties maximum flexibility in financing necessary special improvements in such areas; and

WHEREAS, the Council, by its enactment of Ordinance 96-18 (now codified as ROH Chapter 34) on April 25, 1996, authorized community facilities districts for financing special improvements; and

WHEREAS, under the foregoing state and city laws, community facilities districts may be established to finance special improvements through the issuance of bonds and a special tax levied on land within each district to pay the debt service on the bonds; and

WHEREAS, other jurisdictions have established community facilities districts for the purpose of financing special improvements as follows:

- The County of Kauai established Community Facilities District No. 2008-1 (Kukui'ula Development Project) to provide for the financing of certain facilities, including roads and water storage and distribution facilities, benefitting the Kukui'ula development and the Koloa-Poi'pu area.
- The City and County of San Francisco established City and County of San Francisco Community Facilities District No. 2014-1 (Transbay Transit Center) in conjunction with the design and development of Transbay Transit Center and Downtown Rail Extension infrastructure projects; and

WHEREAS, ROH Section 34-1.5 provides that a community facilities district may be established to finance the acquisition, planning, design, construction, installation,



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improvement, or rehabilitation of any real property or structure with a useful life estimated by the Council to be five years or longer; and

WHEREAS, ROH Section 34-1.5 (10) provides that transit or transportation systems projects are among the special improvements that may be financed by community facilities districts; and

WHEREAS, in view of financing difficulties the Honolulu High-Capacity Transit Corridor Project faces, consideration should be given to available financing alternatives such as the creation of community facilities districts along the Honolulu High-Capacity Transit Corridor Project route; and

WHEREAS, to date, however, no community facilities district has been created in the City since the enactment of Ordinance 96-18, and the ordinance should be evaluated to determine its applicability to the Honolulu High-Capacity Transit Corridor Project and whether the ordinance should be amended to facilitate the creation of community facilities districts; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that the City administration is requested to evaluate the City's Community Facilities District ordinance and recommend amendments to facilitate the financing of transit-related improvements through the establishment of community facilities districts along the Honolulu High-Capacity Transit Corridor Project route; and

BE IT FURTHER RESOLVED that the City administration is requested to submit its recommendations to the Council with respect to the above-stated matter no later than December 31, 2016; and



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BE IT FINALLY RESOLVED that copies of this Resolution be transmitted to the Mayor, the Managing Director, the Director of Budget and Fiscal Services, and the Executive Director and Chief Executive Officer of the Honolulu Authority for Rapid Transportation.

INTRODUCED BY:

Carol Fukunaga

Ernest Martin

DATE OF INTRODUCTION:

August 23, 2016
Honolulu, Hawaii

Councilmembers

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
C E R T I F I C A T E

RESOLUTION 16-219, CD1

Introduced: 08/23/16 By: CAROL FUKUNAGA Committee: BUDGET

Title: RESOLUTION REQUESTING THE CITY ADMINISTRATION TO EVALUATE THE CITY'S COMMUNITY FACILITIES DISTRICT ORDINANCE AND RECOMMEND AMENDMENTS TO FACILITATE THE FINANCING OF TRANSIT- RELATED IMPROVEMENTS THROUGH THE ESTABLISHMENT OF COMMUNITY FACILITIES DISTRICTS ALONG THE HONOLULU HIGH-CAPACITY TRANSIT CORRIDOR PROJECT ROUTE.

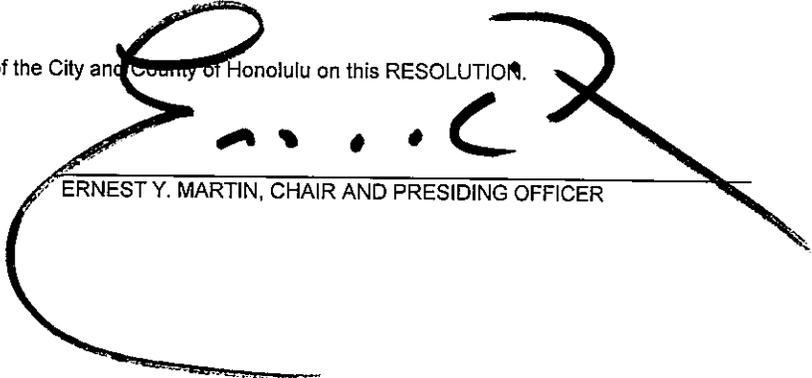
Voting Legend: * = Aye w/Reservations

10/19/16	BUDGET	CR-329 - RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION AS AMENDED IN CD1 FORM.
11/02/16	COUNCIL	CR-329 AND RESOLUTION 16-219, CD1 WERE ADOPTED. 7 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE. 2 ABSENT: ANDERSON, MENOR.

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



GLEN I. TAKAHASHI, CITY CLERK



ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER