



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
5TH SESSION
WEDNESDAY, MARCH 22, 2017
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 768-3814 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 768-3814 or 768-3813 or send an email to jyamane1@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.honolulucitycouncil.tv/>. 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, March 22, 2017

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

1. CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 3rd and 4th Sessions

2. ORDER OF THE DAY

PUBLIC HEARING/RESOLUTIONS

Resolution 17-64 (Zoning and Housing)

Relating to the nomination of Sandra S. Pfund to serve as the Director of the Department of Land Management of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 17-65 (Public Health, Safety and Welfare)

Relating to the nomination of James D. Howe, Jr. to serve as the Director of the Department of Emergency Services of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 17-66 (Transportation and Planning)

Relating to the appointment of Wes R. Frysztacki to serve as the Director of the Department of Transportation Services of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ORDER OF BUSINESS
Wednesday, March 22, 2017

Resolution 17-76

(Budget)

Relating to the appointment of Pamela A. Witty-Oakland to serve on the Grants in Aid Advisory Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 17-77

(Budget)

Relating to the appointment of Grant Kagimoto to serve on the Grants in Aid Advisory Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 17-78

(Executive Matters and Legal Affairs)

Relating to the appointment of David B. Monk to serve on the Ethics Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ORDER OF BUSINESS
Wednesday, March 22, 2017

Resolution 17-80 (Executive Matters and Legal Affairs)

Relating to the appointment of Duane R. Miyashiro to serve on the Liquor Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

APPOINTMENTS – RESOLUTIONS

TRANSPORTATION AND PLANNING

CR-104

Resolution 17-44

Relating to the appointment of Christopher T. Hong to serve on the Building Board of Appeals of the City and County of Honolulu.

FOR ADOPTION

CR-105

Resolution 17-45, CD1

Relating to the appointment of Gifford K.F. Chang to serve on the Planning Commission of the City and County of Honolulu.

FOR ADOPTION

CR-106

Resolution 17-46

Relating to the appointment of Fernando J. Frontera to serve on the Building Board of Appeals of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 22, 2017

PUBLIC HEARING/SECOND READING

PUBLIC HEALTH SAFETY AND WELFARE

CR-73

Bill 6, CD1

Relating to mobile electronic devices. (Regulating the use of mobile electronic devices by certain persons.)

PASS SECOND READING, AS AMENDED

PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-76

Bill 21

Relating to parking. (Regulating the parking of vehicles in front of private driveways.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

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

CR-77

Bill 23

Relating to city parks and recreational facilities. (Clarifying the status of parks and recreational facilities under the ownership, management, or control of the City and County of Honolulu.)

PASS SECOND READING

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-81

Bill 13, CD1

Relating to public sidewalks. (Amending the law relating to sitting or lying on public sidewalks in areas zoned for commercial and business activities to include certain sidewalks in Kalihi and Iwilei.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, March 22, 2017

BUDGET

CR-88

Bill 19

Relating to real property taxation. (Adding a new real property class.)

PASS SECOND READING

PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY

CR-93

Bill 59 (2016), CD1

Relating to the use of bags provided to customers.
(Regulating the use of bags provided to customers.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, March 22, 2017

ZONING AND HOUSING

CR-95

Bill 67 (2016)

Relating to bicycle facilities. (Encouraging commuting by means other than by motor vehicle, including by bicycle.)

PASS SECOND READING

CR-96

Bill 4

To rezone land situated at Kaneohe, Oahu, Hawaii. (Rezoning land from the B-2 Community Business District, and R-7.5 Residential District to the B-1 Neighborhood Business District.) (Applicant: Ohana Pacific Management Company Offices) (Deadline: 4/4/17 + 90 days)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

ZONING AND HOUSING (Cont'd.)

CR-97

Bill 5

To rezone land situated at Moanalua, Oahu, Hawaii. (Rezoning land from the F-1 Military and Federal Preservation District to the R-5 Residential District.) (Applicant: Island Family Christian Church) (Deadline: 4/4/17 + 90 days)

PASS SECOND READING

CR-98

Bill 16

Relating to building inspections. (Addressing the inspection of the exterior walls and appurtenances of buildings.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

ZONING AND HOUSING (Cont'd.)

CR-99

Bill 17

Relating to building inspections. (Requiring the periodic inspection of certain walls and appurtenances of certain buildings.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

THIRD READING

BUDGET

CR-85

Bill 3, CD1

Relating to the transportation surcharge. (Amending the ordinances pertaining to the County surcharge on general excise and use taxes.)

PASS THIRD READING

CR-86

Bill 7, CD2

Relating to real property taxation. (Amending the determination of the rates for properties in the "Residential A" real property tax classification.)

PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, March 22, 2017

BUDGET (Cont'd.)

CR-87

Bill 8

Relating to real property taxation. (Including condominium units in the residential use dedication program.)

PASS THIRD READING

PUBLIC WORKS, INFRASTRUCTURE & SUSTAINABILITY

CR-92

Bill 81 (2015), CD2

Relating to private streets and roads. (Authorizing the City, when maintaining private streets and roads, to re-install anti-speed bumps that are removed during surface maintenance, provided that certain conditions are met.)

PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, March 22, 2017

ZONING AND HOUSING

CR-66

Bill 49 (2016)

To rezone land situated at Moanalua, Oahu, Hawaii. (Rezoning land from the F-1 Military and Federal Preservation District to the R-5 Residential District.) (Applicant: Holy Family Catholic Academy) (Deadline: 6/1/17)

PASS THIRD READING

(Note: Prior to passage on third reading, Unilateral Agreement to be recorded.)

CR-67

Bill 52 (2016), CD1

To rezone land situated at Moanalua, Oahu, Hawaii. (Rezoning land from the F-1 Military and Federal Preservation District to the R-5 Residential District.) (Applicant: Church of Christ at Pearl Harbor) (Deadline: 3/24/17)

(Note: Unilateral agreement recorded, D-152)

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

TRANSPORTATION AND PLANNING

CR-102

Bill 2, CD1

Amending the Fire Code of the City and County of Honolulu.
(Making amendments to the Fire Code of the City and County
of Honolulu, with respect to natural cut trees.)

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

FIRST READING

Resolution 17-61 (Budget)

Amending the City and County of Honolulu fuel tax.

PASS FIRST READING

Bill 24 (Budget)

Relating to the Legislative Budget for the Fiscal Year July 1, 2017 to June 30, 2018.

PASS FIRST READING

ORDER OF BUSINESS
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Bill 25

(Budget)

Relating to the Executive Operating Budget and Program
for the Fiscal Year July 1, 2017 to June 30, 2018.

PASS FIRST READING

Bill 26

(Budget)

Relating to the Executive Capital Budget and Program for
the Fiscal Year July 1, 2017 to June 30, 2018.

PASS FIRST READING

ORDER OF BUSINESS
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Bill 27

(Budget)

Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated in the Capital Budget Ordinance of said City and County for the Fiscal Year ending June 30, 2018, and specified in said ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the General Improvement Bond Fund, the Highway Improvement Bond Fund, Solid Waste Improvement Bond Fund, or the Housing Development Special Fund.

PASS FIRST READING

Bill 28

(Budget)

Relating to public transit. (Amending Chapter 13 of the revised ordinances of Honolulu 1990, to enable the City to amend the fare structure of TheBus and TheHandi-Van.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

Bill 29

(Budget)

Relating to collection and disposal of refuse. (Authorizing the City to charge for City-provided refuse collection services.)

PASS FIRST READING

Bill 30

(Budget)

Relating to erosion, sediment, and pollution control. (Establishing a regulatory framework for attaining compliance with permit requirements and creating a source of funding that is needed to offset the City's cost in implementing new requirements for erosion control and water quality protection.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

Bill 31

(Budget)

Determining the real property tax rates for the City and County of Honolulu for the Fiscal Year July 1, 2017 to June 30, 2018.

PASS FIRST READING

Bill 32

(Budget)

Relating to the Honolulu Authority for Rapid Transportation Operating Budget for the Fiscal Year July 1, 2017 to June 30, 2018.

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

Bill 33

(Budget)

Relating to the Honolulu Authority for Rapid Transportation Capital Budget for the Fiscal Year July 1, 2017 to June 30, 2018.

PASS FIRST READING

Bill 34

(Budget)

Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated for the Honolulu Authority for Rapid Transportation Capital Budget projects in the Honolulu Authority for Rapid Transportation Capital Budget and Program Ordinance for the Fiscal Year ending June 30, 2018, and specified in said ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the Transit Improvement Bond Fund.

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

Bill 35

(Budget)

Relating to admission fees for the Honolulu Zoo. (Increasing admission fees for the Honolulu Zoo.)

PASS FIRST READING

Bill 36

(Budget)

Relating to fees for use of municipal golf courses. (Increasing golf fees.)

PASS FIRST READING

ORDER OF BUSINESS
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Bill 37

(Budget)

Relating to real property tax relief. (Providing real property tax relief to certain homeowners.)

PASS FIRST READING

Bill 38

(Public Works, Infrastructure and Sustainability)

Relating to construction and demolition debris. (Addressing the recovery of construction and demolition debris.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 22, 2017

RESOLUTIONS

PUBLIC HEALTH, SAFETY AND WELFARE

CR-74

Resolution 17-43

Relating to the acceptance of a gift to the City from Hawaii Stage and Lighting Rentals, Inc., for the 2017 Police Week Memorial Service.

FOR ADOPTION

CR-75

Resolution 17-49

Relating to the acceptance of a gift to the City from The 200 Club to fund the Honolulu Fire Department's Manager, Fire Fighter, and Civilian Employees of the Year awards.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 22, 2017

PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-78

Resolution 17-47

Urging the Director of Parks and Recreation to provide adequate staffing for the Maunalani Community Park so that all facilities therein, including the recreation center, are consistently and readily open for use by the public.

FOR ADOPTION

CR-79

Resolution 17-54

Urging the State of Hawaii to enforce State park rules and facilitate permanent solutions regarding the encampments at the Diamond Head State Monument.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 22, 2017

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

CR-80

Resolution 17-62, CD1

Urging the Mayor to hold an event celebrating the 50th Anniversary of the dedication of Hanauma Bay Nature Preserve as a Marine Life Conservation District.

FOR ADOPTION

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-82

Resolution 17-75

To retain the services of Chung & Ikehara, ALC as special deputy corporation counsel to represent Chief Louis M. Kealoha in a legal action entitled Jonah K. Kaahu and Donna Liaka Marie Kaahu, husband and wife v. City and County of Honolulu, et al., Civil No. CV14-00266 HG/RLP.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 22, 2017

BUDGET

CR-89

Resolution 17-41

Accepting a gift to the City from the Institute of Internal Auditors.

FOR ADOPTION

CR-91

Resolution 17-51, CD1

Accepting a gift to the City and County of Honolulu from the Association of Government Accountants for travel expenses to Kansas City, Missouri.

FOR ADOPTION

CR-90

Resolution 17-56

Accepting a gift to the City and County of Honolulu from the Overland Park, Kansas Internal Audit Program, to pay for the cost of one peer review team member to travel from Honolulu to conduct a peer review.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 22, 2017

PUBLIC WORKS, INFRASTRUCTURE & SUSTAINABILITY

CR-94

Resolution 17-68

Approving the Grant of Easement C-1 to Hawaiian Telcom Services Company, Inc. within a portion of the City's Makaha Beach Park TMK: 8-4-001:012.

FOR ADOPTION

Resolution 17-68, Proposed FD1
(Submitted by Councilmember Kobayashi)

ZONING AND HOUSING

CR-100

Resolution 17-42

Recommending appointees to the Hawaii Community Development Authority.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 22, 2017

ZONING AND HOUSING (Cont'd.)

CR-101

Resolution 17-69, CD1

Granting a Special Management Area Use Permit and Shoreline Setback Variance to install upgrades to the Kahanahou Wastewater Pump Station.
(Applicant: Department of Design and Construction)
(Deadline: 5/2/17)

FOR ADOPTION

TRANSPORTATION AND PLANNING

CR-107

Resolution 17-58

Accepting a gift to the City from the Hawaii Bicycling League.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 22, 2017

TRANSPORTATION AND PLANNING (Cont'd.)

CR-108

Resolution 17-59

Accepting a gift to the City from the Hawaii Bicycling League.

FOR ADOPTION

CR-103

Resolution 17-33, CD1

Approving the Kalihi Neighborhood Transit-Oriented Development (TOD) Plan.

FOR ADOPTION

Resolution 17-33, CD1, Proposed FD1
(Submitted by Councilmember Manahan)

3. BALANCE OF COMMITTEE REPORTS

EMLACR-83 To request authorization to settle a case against the City and County of Honolulu entitled Russell H. Ando, Individually and as Personal Representative of the Estate of Pauline Ando and Marshall H. Ando v. City and County of Honolulu, Civil No. 15-1-0134-01 BIA.

EMLACR-84 To request authorization to settle a case against the City and County of Honolulu entitled Darryl Funakoshi v. City and County of Honolulu, Civil No. 10-1-2610-12 JHC.

FOR ADOPTION

4. UNFINISHED BUSINESS

5. NEW BUSINESS

Communication M-1073

From Outrigger Enterprises Group, requesting a 120-day extension of time on Resolution 17-60, granting a Special Management Area Use Permit and Shoreline Setback Variance for the redevelopment of the Outrigger Reef Waikiki Beach Resort. (Deadline: 4/25/17 + 120 days)

FOR ACTION

Communication M-1074

From Hawaii City Plaza LP, requesting a 90-day extension of time on Resolution 16-280, approving a conceptual plan for an Interim Planned Development-Transit project for the development of the Hawaii City Plaza Condominium development project. (Deadline: 4/22/17 + 90 days)

FOR ACTION

ORDER OF BUSINESS
Wednesday, March 22, 2017

Resolution 17-55

Accepting a gift to the City from the Taipei Economic and Cultural Office in Honolulu.

FOR ACTION

Resolution 17-57

Relating to the acceptance of a gift to the City and County of Honolulu from the American Association of Motor Vehicle Administrators for their annual Commercial Driver License Coordinator/IT Meeting in St. Louis, Missouri on April 11 - 13, 2017.

FOR ACTION

Resolution 17-57, Proposed FD1

(Submitted by Chair Menor)

Relating to the acceptance of a gift to the City and County of Honolulu from the American Association of Motor Vehicle Administrators for their Annual Commercial Driver License Coordinator/IT Meeting in St. Louis, Missouri on April 11-13, 2017.

ORDER OF BUSINESS
Wednesday, March 22, 2017

Resolution 17-72

Authorizing the Mayor, the Director of the Department of Community Services, or the director's designee to accept and expend funds from the State of Hawaii, Department of Human Services, Division of Vocational Rehabilitation (DVR), to continue funding of the Summer Youth Employment Program (SYEP).

FOR ACTION

Resolution 17-73

Relating to the acceptance of a gift to the City from the Gas Company, LLC dba Hawaii Gas to pay for travel expenses for two Honolulu Fire Department personnel to attend liquefied natural gas training.

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