



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

RON MENOR  
CHAIR & PRESIDING OFFICER  
IKAIKA ANDERSON  
VICE CHAIR  
KYMBERLY MARCOS PINE  
FLOOR LEADER  
BRANDON J. C. ELEFANTE  
CAROL FUKUNAGA  
ANN H. KOBAYASHI  
JOEY MANAHAN  
ERNEST Y. MARTIN  
TREVOR OZAWA

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## JOURNAL

REGULAR MEETING  
6TH SESSION  
WEDNESDAY, APRIL 26, 2017

CITY COUNCIL CHAMBER  
3<sup>RD</sup> FLOOR, HONOLULU HALE  
HONOLULU, HAWAII 96813

*Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.*

### CALL TO ORDER

Pursuant to adjournment, the regular meeting of the City Council was called to order by the Chair and Presiding Officer, Ron Menor, at 10:48 a.m.

### ROLL CALL

Roll call showed the following Councilmembers present:

Councilmembers Elefante, Fukunaga, Kobayashi, Manahan, Martin, Ozawa, Pine, Menor - 8.

Excused: Anderson – 1.

### INTRODUCTION OF GUESTS

There were no guests.

APPROVAL OF MINUTES

Councilmember Pine moved that the Minutes of the 5th Session (March 22, 2017) be approved, subject to corrections by Councilmembers within 30 days. Seconded by Councilmember Manahan.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,  
PINE, MENOR – 8.  
NOES: None.  
ABSENT: ANDERSON – 1.

**ORDER OF THE DAY**

**PUBLIC HEARING/RESOLUTION**  
RESOLUTION 17-81

RESOLUTION RELATING TO THE APPOINTMENT OF DONALD M. TAKAKI TO SERVE ON THE BOARD OF PARKS AND RECREATION OF THE CITY AND COUNTY OF HONOLULU.

There was no public testimony.

Council Chair Menor referred Resolution 17-81 to the Committee on Parks, Community and Customer Services for further consideration.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,  
PINE, MENOR – 8.  
NOES: None.  
ABSENT: ANDERSON – 1.

Related communication:

M-2011 Tina Yamaki, President, Retail Merchants of Hawaii

**PUBLIC HEARING/RESOLUTION**  
**RESOLUTION 17-102**

RESOLUTION RELATING TO THE APPOINTMENT OF LYNETTE LO KANDA TO SERVE ON THE ETHICS COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

The following individuals testified:

1. Taren Taguchi (M-1973) (Support)
2. Natalie Iwasa (General comment)

Council Chair Menor referred Resolution 17-102 to the Committee on Executive Matters and Legal Affairs for further consideration.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

Related communications:

M-1957	Craig Chong
M-1958	Kathryn Inkinen
M-1959	Melanie Okazaki
M-1960	Bonnie S. Lau
M-1961	Philip Russell
M-1962	Sharon Narimatsu
M-1963	Karen Robertshaw
M-1964	Donald K. Ojiri
M-1965	Christine Kubota
M-1966	Jim R. Yates, President, Par Hawaii, Inc.
M-1967	Suzanne Watanabe
M-1968	Nancy Metcalf
M-1969	Michael Broderick, President and Chief Executive Officer, YMCA of Honolulu
M-1970	Candy Suiso
M-1971	Juliet Garcia
M-1972	Lloyd and Diana Komagome
M-1974	Richard Peterson
M-1975	Candice Y. Naito
M-1976	Margot Sakazaki-Speck
M-1977	Floyd K. Takeuchi
M-1978	Mark Tawara

M-1979	Byron Graper
M-1981	Wendy A. Abe
M-1982	Regino Ojano III
M-1983	Elise Matsumoto
M-1984	William K. Richardson
M-1985	Amy Hirano
M-1986	Marlene R. De Costa
M-1987	Meredith Ching
M-1988	Sandra Loomis
M-2012	Deborah Lau Okamura
M-2191	Yen Chun
M-2192	Herb Conley

**PUBLIC HEARING/RESOLUTION**  
**RESOLUTION 17-103**

RESOLUTION RELATING TO THE APPOINTMENT OF GLADYS A. QUINTO MARRONE TO THE ZONING BOARD OF APPEALS.

There was no public testimony.

Council Chair Menor referred Resolution 17-103 to the Committee on Zoning and Housing for further consideration.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES:           None.

Related communications:

M-2157	Dean Uchida, Senior Project Manager, SSFM International
M-2193	Dwight K. Mitsunaga, President, DM Pacific, Inc.
M-2194	Clyde Hayashi, Hawaii LECET
M-2195	Anthony Borge, RMA Sales
M-2196	Marshall R. Hickox, President and Chief Administrative Officer, Homeworks Construction Inc.
M-2197	Craig Washofsky, Group Vice President, SERVCO

**ADOPTION**

**RESOLUTION 17-78 – COMMITTEE REPORT 112**

RESOLUTION RELATING TO THE APPOINTMENT OF DAVID B. MONK TO SERVE ON THE ETHICS COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Fukunaga moved that Committee Report 112 and Resolution 17-78 be adopted. Seconded by Councilmember Anderson.

There was no public testimony.

Councilmember Elefante noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-97).

Committee Report 112 and Resolution 17-78 were adopted.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
                          OZAWA, PINE, MENOR – 9.

NOES:           None.

Chair Menor recognized and congratulated Mr. Monk.

Related communications:

M-2053         Amy Agbayani and Faye Kennedy, Hawaii Friends of Civil Rights  
M-2179         Stefanie Sakamoto Lee

**ADOPTION**

**RESOLUTION 17-80 – COMMITTEE REPORT 113**

RESOLUTION RELATING TO THE APPOINTMENT OF DUANE R. MIYASHIRO TO SERVE ON THE LIQUOR COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Fukunaga moved that Committee Report 113 and Resolution 17-80 be adopted. Seconded by Councilmember Anderson.

The following individual testified:

Chu Lan Shubert-Kwock, Chinatown Business and Community Association (M-2190)  
(General comment)

Councilmember Ozawa noted for the record that he filed Disclosures of Interest with the City Clerk's Office (CC-95, CC-96).

Committee Report 113 and Resolution 17-80 were adopted.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
                    OZAWA, PINE, MENOR – 9.  
NOES:           None.

Chair Menor recognized and congratulated Mr. Miyashiro.

Related communication:

D-278           Ernest Y.W. Lau, P.E., Manager and Chief Engineer, Board of Water Supply

**ADOPTION**  
**RESOLUTION 17-76 – COMMITTEE REPORT 127**

RESOLUTION 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.

Councilmember Manahan moved that Committee Report 127 and Resolution 17-76 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 127 and Resolution 17-76 were adopted.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
                    OZAWA, PINE, MENOR – 9.  
NOES:           None.

Chair Menor recognized and congratulated Ms. Witty-Oakland.

**ADOPTION**

**RESOLUTION 17-77 – COMMITTEE REPORT 128**

RESOLUTION RELATING TO THE APPOINTMENT OF GRANT KAGIMOTO TO SERVE ON THE GRANTS IN AID ADVISORY COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Manahan moved that Committee Report 128 and Resolution 17-77 be adopted. Seconded by Councilmember Elefante.

The following individual testified:

Misty Kela'i, Executive Director, Mayor's Office of Cultural and Arts (Support)

Committee Report 128 and Resolution 17-77 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

Chair Menor recognized and congratulated Mr. Kagimoto.

**ADOPTION**

**RESOLUTION 17-64 – COMMITTEE REPORT 141**

RESOLUTION 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.

Councilmember Pine moved that Committee Report 141 and Resolution 17-64 be adopted. Seconded by Councilmember Anderson.

The following individual testified:

Chu Lan Shubert-Kwock, Chinatown Business and Community Association (Support)

Committee Report 141 and Resolution 17-64 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Chair Menor recognized and congratulated Ms. Pfund.

Related communication:

M-2013 Russell Y. Tsuji

**ADOPTION**

**RESOLUTION 17-66 – COMMITTEE REPORT 146**

RESOLUTION RELATING TO THE NOMINATION OF WES R. FRYSZTACKI TO SERVE AS THE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Anderson moved that Committee Report 146 and Resolution 17-66 be adopted. Seconded by Councilmember Pine.

The following individuals testified:

1. Chu Lan Shubert-Kwock, Chinatown Business and Community Association (M-2190) (General comment)
2. Barbra Armentrout (General comment)
3. Rose Pou (Support)
4. Donald Sakamoto, President of Citizens for Fair ADA Ride (Support)

Committee Report 146 and Resolution 17-66 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Chair Menor recognized and congratulated Mr. Frysztacki.

**PUBLIC HEARING/RESOLUTION**  
**RESOLUTION 17-70, CD1 – COMMITTEE REPORT 155**

RESOLUTION DETERMINING THE REAL PROPERTY TAX RATES FOR THE CITY AND COUNTY OF HONOLULU FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018.

Pursuant to Revised Ordinances of Honolulu, Section 8-11.1(c)(2), Chair Menor announced that advance notice is given that the Council may adopt the Resolution fixing the real property tax rates for the Fiscal Year July 1, 2017 to June 30, 2018 at a meeting to be held on Wednesday, June 7, 2017, at 10 a.m. in the Council Chamber at Honolulu Hale.

Councilmember Manahan moved that Committee Report 155 be adopted and Resolution 17-70, CD1 be referred back to the Committee on Budget. Seconded by Councilmember Elefante.

The following individuals testified:

1. Rick Egged, Waikiki Improvement Association (M-2216) (Oppose)
2. Sue Ann Lee, Honolulu Board of Realtors (M-2219) (Support)
3. Max Sword, Outrigger Hotels and Resorts (M-2220) (Oppose)

Councilmember Ozawa clarified that he helped establish the Waikiki Beach Special Improvement District (WBSID), and noted for the record that the special taxes are voluntarily self-assessed by the WBSID and are not imposed by the City.

4. Jared Higashi, Hawaii Lodging and Tourism Association (Oppose)
5. Natalie Iwasa (General comment)
6. Lei Kema (General Comment)
7. Roy Nakamura (General comment)
8. Antoinette C. Perry (General comment)
9. Kurt Fevella (Oppose)
10. James Manaku Sr. (General comment)

Councilmember Ozawa thanked his constituents for attending the meeting. He noted that many of the assessments are self-assessed by the businesses in the WBSID. He stated that he will vote no on the measure because the proposed rates are too high.

Chair Emeritus Martin noted that he will be joining Councilmember Ozawa in voting no on the measure. He stated that he will be submitting a CD2 amendment for consideration by the Budget Committee, to reduce the tax rate for hotel and resort properties to the current rate.

In response to Councilmember Fukunaga, Chair Menor clarified that the motion on the floor was to adopt the Committee Report and refer the Resolution back to the Committee on Budget for further review.

Councilmember Elefante noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-121).

Committee Report 155 was adopted and Resolution 17-70, CD1 was referred back to the Committee on Budget.

AYES:           ANDERSON, ELEFANTE, KOBAYASHI, MANAHAN, PINE, MENOR – 6.  
NOES:           FUKUNAGA, MARTIN, OZAWA – 3.

Related communications:

M-1980	Scott Ingwers, Regional Vice President, Trump International Hotel Waikiki
M-2008	Rob Robinson, General Manager, Highgate Hotels
M-2009	Ted Teruya, The New Otani Kaimana Beach Hotel
M-2010	Roy Yamamoto, General Manager, Highgate Hotels
M-2014	Henry Perez, General Manager, Highgate Hotels, Marriott Courtyard Waikiki
M-2015	Charles Young, General Manager, Hyatt Centric Waikiki Beach
M-2016	Wade Gesteuyala, General Manager, Hampton Inn & Suites Oahu/Kapolei
M-2054	Danna Holck, Vice President and General Manager, Turtle Bay Resort
M-2055	Bill Comstock, General Manager, Ala Moana Hotel
M-2056	Fernando Vazquez, General Manager, Hyatt Place Waikiki Beach
M-2086	Tina Yamaki, President, Retail Merchants of Hawaii
M-2087	Kelvin Bloom, Manager, Aqua-Aston Hospitality, LLC
M-2100	Earl Nakachi, General Manager, Paradise Bay Resort
M-2101	Bonnie Kiyabu, Director of Retail Operations, Pualeilani Shops at Hyatt Regency Waikiki Resort and Spa
M-2102	David Wong, Marriott's Ko Olina Beach Club
M-2103	Mufi Hannemann, Hawai'i Lodging & Tourism Association
M-2104	Dean Nakasone, Hawai'i Lodging & Tourism Association
M-2105	Jason Ito, Kyoya Management Company, Ltd.
M-2106	Glenn Vergara, Waikiki Resort Hotel
M-2159	Marilyn Verner, General Manager, The Imperial Hawaii Resort

M-2164 Wyndham Vacation Ownership  
M-2165 Paul Kosasa, President, ABC Stores  
M-2166 Mitchell Imanaka, American Resort Development Association  
M-2217 Chris Tatum, Area General Manager, Marriott Resorts Hawaii  
M-2218 Bryan Ayakawa, Resort Manager, The Imperial Hawaii Resort  
M-2221 International Longshore & Warehouse Union

**PUBLIC HEARING/SECOND READING**  
**BILL 10, CD1 – COMMITTEE REPORT 120**

A BILL FOR AN ORDINANCE RELATING TO MOTOR VEHICLE WEIGHT TAX.

Councilmember Manahan moved that Committee Report 120 be adopted and Bill 10 pass second reading, as amended to CD1. Seconded by Councilmember Elefante.

There was no public testimony.

Councilmember Ozawa stated that this was not the right time to pursue this type of revenue, and that he would vote no on the measure.

Committee Report 120 was adopted and Bill 10, CD1 passed second reading, as amended.

AYES: ANDERSON, ELEFANTE, MANAHAN, PINE, MENOR – 5.  
NOES: FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

**PUBLIC HEARING/SECOND READING**  
**BILL 12, CD1 – COMMITTEE REPORT 121**

A BILL FOR AN ORDINANCE RELATING TO PARKING METERS.

Councilmember Manahan moved that Committee Report 121 be adopted and Bill 12 pass second reading, as amended to CD1. Seconded by Councilmember Elefante.

The following individual testified:

Barbra Armentrout (Oppose)

Councilmember Ozawa requested an explanation as to why his proposed cuts to the Operating Budget were not considered. He stated that he could not support the measure at

this time. He noted that the Legislative Branch must consider constituent concerns in making decisions on the budget.

Chair Emeritus Martin noted that he will join Councilmember Ozawa and vote no on the measure. He also stated he will vote no on all revenue enhancement measures.

Chair Menor encouraged councilmembers to attend the Budget Committee meetings, to participate in the discussions, to raise questions with respect to the proposed reductions, and to seek justification from the Administration for its proposed budget. He noted that other revenue enhancing and budget measures are all works in progress.

Committee Report 121 was adopted and Bill 12, CD1 passed second reading, as amended.

AYES:           ANDERSON, ELEFANTE, MANAHAN, PINE, MENOR – 5.  
NOES:           FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

**PUBLIC HEARING/SECOND READING**  
**BILL 22, CD1 – COMMITTEE REPORT 147**

A BILL FOR AN ORDINANCE RELATING TO THE PUBLIC SPAY AND NEUTER CLINIC FOR DOGS AND CATS.

Councilmember Manahan moved that Committee Report 147 be adopted and Bill 22 pass second reading, as amended to CD1. Seconded by Councilmember Elefante.

The following individuals testified:

1.     Stephanie Kentrick, Hawaiian Humane Society (M-2167) (Support)
2.     Alicia Maluafiti, Poi Dogs and Popoki (M-2180) (Support)

Councilmember Manahan clarified that the Committee is currently working with both parties to move the measure forward. He thanked the Humane Society for their participation and he thanked councilmembers for their support on the measure.

Councilmember Ozawa urged councilmembers to support the measure. He noted that the measure would help reduce the number of feral cats in the community and save money.

Chair Emeritus Martin urged councilmembers to join him in support of the measure. He noted that his Council district recognizes the benefits and good work performed by Poi Dogs and Popoki.

Councilmember Anderson noted his support of the measure. He commended Alicia Maluafiti and her organization, Poi Dogs and Popoki, for the services they provide.

Committee Report 147 was adopted and Bill 22, CD1 passed second reading, as amended.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Related communications:

M-1989 Kathy Chang-Garcia

M-1990 Pauline Milner

**PUBLIC HEARING/SECOND READING**  
**BILL 24, CD1 – COMMITTEE REPORT 148**

A BILL FOR AN ORDINANCE RELATING TO THE LEGISLATIVE BUDGET FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018.

Councilmember Manahan moved that Committee Report 148 be adopted and Bill 24 pass second reading, as amended to CD1. Seconded by Councilmember Elefante.

The following individual testified:

Natalie Iwasa (General comment)

Committee Report 148 was adopted and Bill 24, CD1 passed second reading, as amended.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

**PUBLIC HEARING/SECOND READING**  
**BILL 25, CD1 – COMMITTEE REPORT 149**

A BILL FOR AN ORDINANCE RELATING TO THE EXECUTIVE OPERATING BUDGET AND PROGRAM FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018.

Councilmember Manahan moved that Committee Report 149 be adopted and Bill 25 pass second reading, as amended to CD1. Seconded by Councilmember Elefante.

The following individuals testified:

1. Jodi Malinoski, Sierra Club O'ahu Group (M-2168) (Support)
2. Alicia Maluafiti, Poi Dogs and Popoki (General comment)
3. Kurt Fevella (General comment)
4. Natalie Iwasa (General comment)
5. Barbra Armentrout (General comment)
6. Katherine Kupakaa (General comment)
7. Choon James (General comment)
8. Lei Kema (General comment)

Councilmember Elefante voiced his support for the Office of Climate Change, Sustainability, and Resiliency, but noted he proposed a reduction in salaries because he would like see what plans the Administration has for the Office.

Councilmember Ozawa stated he will vote no on the measure.

Chair Emeritus Martin noted that he was pleased that monies were put into the Transit Mitigation Fund. He expressed concern that the language in the measure provides limited real property tax credits for small businesses. He also voiced his concerns regarding the budget, noting that the budget does not represent a concerted effort to cut costs, recognize limitations, or demonstrate a willingness to sacrifice in order to address a very critical project. He stated that he will vote no on the measure. While he recognizes that it will move forward, he expressed the hope that there will be a more concerted effort to consider all amendments submitted to the Budget Committee.

Councilmember Pine voiced her support for the measure and thanked councilmembers for their comments. She expressed her support for Councilmember Manahan and noted that he is waiting for the Legislature's decision on the rail project.

Councilmember Manahan thanked Councilmember Pine. He stated that the Operating Budget is a work in progress and that the budget cuts submitted by councilmembers are not off the table. He urged councilmembers to attend the Budget Committee meeting and to support moving the measure forward.

Chair Menor echoed Councilmember Manahan's comment that the budget is a work in progress. He urged councilmembers to participate in the Budget Committee meetings and to question the Administration. He stated that he believes the goal is to streamline the budget and generate savings for Oahu's taxpayers.

Councilmember Anderson voiced his support of the measure. He commended Councilmember Manahan for his leadership and the work of the Budget Committee. He noted that the fairest way to pay for the rail project is through the General Excise Tax surcharge.

Councilmember Ozawa stated that he will be participating as a nonvoting member of the Budget Committee. He noted that the Council needs to examine the City's core services—sewage, roads, infrastructure, homelessness, police, fire, ambulance and safety—while awaiting the Legislature's decision on the rail project.

Committee Report 149 was adopted and Bill 25, CD1 passed second reading, as amended.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, PINE,  
                      MENOR – 7.  
NOES:           MARTIN, OZAWA – 2.

Related communications:

D-285           Nelson H. Koyanagi, Jr., Director, Department of Budget and Fiscal Services  
M-2181         Andrea Anixt

At this juncture, Chair Menor considered Resolution 17-120.

**SUNSHINE/ADOPTION**  
**RESOLUTION 17-120**

SELECTING REPLACEMENT MEMBERS FOR THE CDBG AND HOME PROJECTS  
SELECTION COMMITTEE.

Pursuant to HRS Section 92-7, the Sunshine Law, Councilmember Anderson moved that Resolution 17-120 be added to the agenda. Seconded by Councilmember Pine.

Resolution 17-120 was added to the agenda.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Councilmember Anderson moved that Resolution 17-120 be adopted. Seconded by Councilmember Pine.

Appointee Sam Moku provided a brief background of his experience. He noted that he is currently the Vice President for Hawaii Pacific University, University Relations and previously he was the Director of the Department of Community Services. He stated that while at the Department of Hawaiian Home Lands, he worked with Native American Housing Assistance and Self-Determination Act (NAHASDA) funds assisting native Hawaiians attain homes on Hawaiian homestead lands. He thanked the Council for considering his appointment.

Appointee Frederick Kamuela Cobb-Adams thanked councilmember for their service. He provided information on his background which included being a teacher for the State Department of Education; working with at-risk youth; serving as the Housing Director for Kauai County; and working with NAHASDA funds and nonprofits developing affordable housing. He stated that he was honored to be considered for the appointment.

The following individuals testified:

1. Natalie Iwasa (General comment)
2. Choon James (General comment)

Councilmember Anderson voiced his support for the nominees. He noted that they are solid community members who want to give back to their communities. He stated that they both have an understanding of the CDBG and HOME development grant programs and will be able to advocate for all of Oahu's nonprofit service agencies.

Councilmember Kobayashi expressed her strong support for the two well-qualified nominees. She noted that CDBG funds should be given to nonprofit organizations to provide services.

Chair Emeritus Martin spoke in support of the measure. He expressed the hope that the nominees will consider funding the many nonprofits who are struggling on a day-to-day basis in our community. He noted that he would prefer to see funds given out to the community rather than have the City retain funds for its own use.

Councilmember Ozawa voiced his support for both nominees. He expressed his desire that the funds be disbursed to appropriate nonprofits serving all communities.

Chair Menor echoed all of the comments that were made by councilmembers, thanked the nominees for their willingness to serve, and expressed his best wishes as they carry out their responsibilities.

Councilmember Elefante noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-142). He also noted that he serves on the Age Friendly Cities Committee with Mr. Moku.

Resolution 17-120 was adopted.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
                      OZAWA, PINE, MENOR – 9.  
NOES:           None.

Chair Menor recognized and congratulated Mr. Moku and Mr. Cobb-Adams.

Chair Menor announced that the Council will consider Bill 26, CD1 on page 10 of the agenda when the meeting reconvenes.

Chair Emeritus Martin wished Councilmember Ann Kobayashi a Happy Birthday and presented her with a cake. He also noted that it was Administrative Professional's Day.

## **RECESS/RECONVENE**

At 1:07 p.m., the Chair called for a recess as noted on the agenda. The Chair reconvened the meeting at 2:02 p.m.

Excused: Councilmembers Anderson and Pine – 2.

At this juncture, there being no objections from the 9 members present, the Chair moved to Bill 28 on page 11 of the agenda.

**PUBLIC HEARING/SECOND READING**  
**BILL 28 – COMMITTEE REPORT 122**

A BILL FOR AN ORDINANCE RELATING TO PUBLIC TRANSIT.

Councilmember Manahan moved that Committee Report 122 be adopted and Bill 28 pass second reading. Seconded by Councilmember Elefante.

The following individuals testified:

1. Sol Ray Duncan (Oppose)
2. Joy Nakata-Muranaka (M-2153) (Oppose)
3. Rose Pou (M-2169) (Oppose)
4. Barbra Armentrout (M-2170) (Oppose)

Councilmember Pine urged Ms. Armentrout to continue their discussions on the measure. She stated that Ms. Armentrout does a fabulous job representing the people who ride the TheHandi-Van.

5. Laura Tanigawa (Oppose)
6. Antoinette Perry, CFARDS (Oppose)
7. Donald Sakamoto, CFADS (General comment)
8. James Manaku Sr. (General comment)
9. Lei Kema (General comment)
10. KC Connors (General comment)
11. Choon James (General comment)

In response to councilmembers' queries, Wes Frysztacki, Director, Department of Transportation Services (DTS) stated that:

- The projected revenue for the increase to TheBus and TheHandi-Van would be between \$2 million and \$2.4 million.
- The fare box collection ratio of 27 to 33 percent is set by the City Council. The current fare box recovery is about 27 percent.

- Should the City fall below the threshold, an adverse consequence would be the elimination of routes.
- There would be no adverse consequence if another revenue source was identified.
- If the measure does not pass, there would be a reduction of existing services.
- The DTS is completing a paratransit growth management study. Upon completion, the DTS will be glad to make a presentation to the Council.
- The DTS would like to accommodate the testifiers.
- The lapsed funds (about \$11 million) are the result of fuel savings realized with the reduction of fuel costs.

Chair Emeritus Martin requested that the Department of Budget and Fiscal Services evaluate whether funds that are programmed for the Department of Community Services, Leasehold Conversion Program could be redirected to help subsidize TheHandi-Van since the Leasehold Program was abolished. Chair Emeritus Martin stated he will be voting no on the measure.

Councilmember Ozawa noted he will be voting no on the measure.

Councilmember Elefante stated he will be voting with reservation on the measure, noting that should the measure move forward, he would propose an amendment.

Chair Menor noted that the measure was a work in progress and that there should be continued discussions to mitigate any fare increases that would negatively impact TheHandi-Van riders.

Councilmember Pine noted she will be voting with reservation on the measure and looks forward to continued discussions.

Committee Report 122 was adopted and Bill 28 passed second reading.

AYES:           ANDERSON, ELEFANTE\*, MANAHAN, PINE\*, MENOR – 5.  
NOES:           FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

\*Councilmember Elefante and Pine voted aye with reservation.

Related communications:

M-1992	Greg Swartz
M-1993	Raytan Vares
M-2017	Dale Krupa
M-2088	Christina Hogan
M-2183	Melvin Nacapoy, President Hui Kupuna VIP
M-2184	Elizabeth Sappington

At this juncture, there being no objections from the 9 members present, the Chair considered Bill 78 (2015), CD1 on page 17 of the agenda.

**THIRD READING**

**BILL 78 (2015), CD1 – COMMITTEE REPORT 119**

**A BILL FOR AN ORDINANCE RELATING TO SPONSORSHIPS.**

The following amendment was handcarried to the meeting:

Bill 78 (2015), CD1, Proposed FD1 (OCS2017-0457/4/26/2017 10:09 AM)

Councilmember Manahan moved that Committee Report 119 be adopted and Bill 78 (2015) pass third reading, as amended to CD1. Seconded by Councilmember Elefante.

Councilmember Pine moved that Bill 78 (2015), CD1 be amended to a handcarried FD1 (OCS2017-0457/4/26/2017 10:09 AM). Seconded by Councilmember Anderson. The FD1 makes the following amendments:

- A. Amends Section 2-\_\_\_\_.3 in Section 2 of the measure to specify that the new article being created also does not apply to facilities in Hanauma Bay Nature Preserve.
- B. Amends Section 2-\_\_\_\_.7(a)(2) in Section 2 of the measure to specify that sponsorship recognition, publications, and publicity must conform to all applicable laws and rules, including but not limited to HRS Chapter 445, Part IV, pertaining to outdoor advertising, including billboards, and Chapter 21, Article 7, pertaining to sign regulations.
- C. Makes miscellaneous technical and nonsubstantive amendments.

The following individuals testified:

1. Li Cobian (M-1999) (Support)
2. Lyntillus Boyd (Support)
3. David Benson (M-2002) (Support)
4. Linda Coble (M-2020) (Support)
5. Alana Kobayashi Pakkala (Support)
6. Roberta Pauer (M-2058) (Oppose)
7. Michael Robinson, Hawaii Pacific Health (M-2067) (Support)
8. Brian Bagnall, The Outdoor Circle Waikiki Branch (M-2069) (Oppose)
9. Harendra Panalal (M-2097) (Support)
10. Bridget Morgan (M-2115) (Oppose)

In response to councilmembers questions, Ms. Morgan stated that:

- Her client opposes the FD1.
- The FD1 language does not address the concerns. The definition of sponsorship recognition makes it clear that recognition will be tangible, something physical that can be seen that recognizes the sponsor. The FD1 still does not comply with the law.
- The City cannot preempt State law.

11. Ted Ketcham (M-2113) (Support)
12. Mary Freeman (Support)
13. Thalya De Mott (M-2114) (Oppose)
14. Mike McFarlane, The Outdoor Circle (M-2115) (Oppose)
15. De Mont Conner, Ho'omana Pono, LLC (M-2154) (Support)
16. Kathy Whitmire, The Outdoor Circle (M-2155, M-2281) (Oppose)

In response to councilmembers questions, Ms. Whitmire stated that:

- As far as the legal issues, counsel's advice is that The Outdoor Circle should not support a Bill that calls for signs, so they are in opposition to the measure.
- Offsite outdoor advertising is covered in the State law and The Outdoor Circle has been defending it for over 100 years, so they would not be in favor of offsite advertising.

- The Outdoor Circle supports the Hoa Paka Program because it allows park partnerships, an adopt-a-park program, gifts to parks, and gifts of equipment to parks.

Chair Menor commented that the intent of the FD1 is to clearly state that the City policy is not intended to circumvent or get around the State's outdoor advertising law.

17. Rachel "Momi" Kailianu-Conner, Ho'omana Pono, LLC (M-2160) (Support)
18. Bessie Lee Pregana-Freitas, Ho'omana Pono, LLC (M-2163) (Support)
19. Paula Ress (M-2226) (Oppose)
20. Myles Ritchie, Program Director, The Outdoor Circle (M-2268) (Oppose)
21. Steve Mechler, The Outdoor Circle (M-2274) (Oppose)
22. Diane Harding, The Lani-Kailua Outdoor Circle (M-2253) (Oppose)
23. Pauline MacNeil (Oppose)
24. Kurt Fevella (Support)
25. Scott Stensrud, AYSO-Leeward (Support)
26. Tiffany Vara (Support)

In response to Councilmember Pine's question, Ms. Vara stated she is trying to raise about \$2 million for the first playground.

27. James Manaku Sr. (General comment)
28. Lisa Bishop, Friends of Hanauma Bay (M-2116) (Oppose)
29. Bob Kern (oppose)
30. Guy Kaulukukui, Director, Department of Enterprise Services (Support)
31. Jackie Wah (M-2144) (General comment)

Councilmember Pine explained that it was at the request of the Outdoor Circle, signs on the side of TheBus were excluded. The State sign laws and billboard laws prohibit the large signs on rail columns and platforms shown in her picture.

32. Natalie Iwasa (General comment)
33. Diane Marshall (Oppose)
34. Kevin Rathbun (Support)
35. Richard Levine (Support)
36. Donta Tanner (Support)
37. Miguel Gonzalez (Support)
38. Choon James (General comment)

In response to councilmembers, Geoffrey Kam, Department of the Corporation Counsel (COR) stated that:

- The provision to allow the City to implement sponsorship recognition was included in the FD1.
- The COR approves the FD1 as to form and legality and would defend the City if there is a legal challenge.

Councilmember Kobayashi requested that the measure be recommitted back to Committee. After hearing all of the discussion, she urged that the public given time to review the draft and to see if the language could be amended to make the measure acceptable to all parties.

Councilmember Pine stated that she introduced the measure when she was the Chair of the Committee on Parks. She reviewed a lot of parks and noticed that in some areas the parks did not look as good as others, so she wanted to do something to help that situation. She discovered that other cities had sponsorship programs where citizens and even corporations could help.

Councilmember Pine read testimony from Alice Tucker, who asked for everyone to come together for the sake of the City and pass the measure.

Councilmember Ozawa noted that if the measure moved forward, he urged the Administration to implement a rule making procedure in a timely manner.

Chair Emeritus Martin stated as one of the authors of the measure, he supports Councilmember Kobayashi's suggestion to recommit the measure back to committee. He commended Councilmember Pine for her hard work on the measure. He noted that he will vote no on the measure because of his beliefs and some concerns that have been raised.

Councilmember Anderson spoke in support of the Floor Draft, but expressed his concerns with the \$50,000 limitation and the 5-year or longer agreements before the Council can get involved. He stated that he will be proposing another measure to define sponsorship signs. He voiced his support for the size of the pohaku sign which is 7 feet by 4 feet.

Councilmember Kobayashi stated she would wait for Councilmember Anderson's legislation and expressed confidence that the definition of signs would be spelled out in his measure.

Councilmember Fukunaga stated that she is in total support of donations and public-private partnerships to help beautify and maintain our parks. She expressed the concern that the sponsorships in the FD1 are not only for parks but for all City assets. She will not be supporting the measure and hopes that Councilmember Anderson's proposed measure will clarify and seek middle ground to resolve some of the concerns.

Councilmember Elefante stated that after reviewing the FD1 and hearing Deputy Corporation Counsel Kam's testimony in support as to form and legality, he will support the measure. He expressed concerns with guidelines and rules, but noted that when the Department of Budget and Fiscal Services establishes the guidelines, there will be an opportunity for the public input

Councilmember Ozawa spoke in support of the measure. He expressed concern that the rules are not clearly specified in the measure. He commended Councilmember Pine for her hard work and Councilmember Kobayashi for her input. He stated he may introduce a measure urging the Administration to move along the rules.

Councilmember Pine thanked Councilmember Anderson for volunteering to lead the discussion on the rule making process and the size of the signs, and expressed confidence that he would do a fantastic job.

Chair Menor noted the positive aspects of the measure—that it seeks to establish a rule making process, and the City needs to comply with the State outdoor advertising law, Chapter 445. He echoed the concerns raised by councilmembers regarding areas that need further improvement, and he urged councilmembers to vote their conscience.

Councilmember Anderson noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-114).

Bill 78 (2015), CD1 was amended to the handcarried FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Council Rule 19.E relating to 48-hour notice was waived.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Committee Report 119 was adopted and Bill 78 (2015), CD1, FD1 passed third reading.

AYES:           ANDERSON, ELEFANTE, KOBAYASHI\*, MANAHAN, OZAWA, PINE,  
                  MENOR – 7.

NOES:           FUKUNAGA, MARTIN – 2.

\*Councilmember Kobayashi voted aye with reservations.

Related communications:

D-287	Honolulu Emergency Services Department
M-1995	Duncan MacNaughton, The MacNaughton Group
M-1996	Emily Porter, The MacNaughton Group
M-1997	Kapiolani Park Preservation Society
M-1998	Mary J. Culvyhouse
M-2000	Jeannine Johnson
M-2001	Antonio Andres Lopez
M-2019	Rianna M. Williams
M-2021	Lila Gardner
M-2022	Mary Louise O'Brien
M-2023	Alexandra Avery
M-2024	Kathy Shimata
M-2025	Tarquin Collis
M-2026	Katie Kingsley
M-2027	Craig Corsuch
M-2028	Roberts Leinau
M-2029	James Turner
M-2030	Elaine Malina
M-2031	Sabra Feldstein
M-2032	Paula Mantel
M-2033	Rosalie Slater
M-2034	Joan Maute, The Outdoor Circle
M-2035	Carolyn Sandison
M-2036	Linda West, Outdoor Circle
M-2037	Marina Newby
M-2038	Lois-ellin Datta
M-2039	Margaret Brevoort
M-2040	Carole C. Chun
M-2041	Judith Folk
M-2042	Andrea Woods
M-2043	Micki Stash

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M-2057 Amy Agbayani  
M-2059 Robert Hughes  
M-2060 Betty Gearen  
M-2061 Joe Wilson  
M-2062 Melinda Walker  
M-2063 Sarah and Duane Preble  
M-2064 Sandra Shigeta Accatino  
M-2065 Franco Salmoiraghi  
M-2066 Brodie Lockard  
M-2068 Lynn Rogers  
M-2070 Anne Landrum  
M-2071 Michael Bridge  
M-2072 Karen McCullough  
M-2073 Sarah M. Cole, The Outdoor Circle  
M-2074 Cynthia Gillette-Wenner  
M-2075 W. Kim Messier  
M-2076 Marcia Kemble  
M-2077 Gins Kerr  
M-2078 Edgar Morley  
M-2079 Kathrin Kohler  
M-2080 Naomi ([xxwein@hawaii.rr.com](mailto:xxwein@hawaii.rr.com))  
M-2081 Garrett Miyake  
M-2089 Jack L. Burke  
M-2090 Lynda Hess  
M-2091 Charles Lester Hill  
M-2092 Jacqueline Wright  
M-2093 Helene Lileikis  
M-2094 Kim Smith  
M-2095 Laurita Turner  
M-2096 Jesse Eurich  
M-2098 Maile Yawata  
M-2109 Diana Petranek  
M-2110 Roben Marvit, Ph.D.  
M-2111 Beth Beyers  
M-2112 Nedra Chung  
M-2117 William Scarvie  
M-2118 Karen Murray  
M-2119 Mark Kadota  
M-2120 Kelley Burg  
M-2121 William Metzger  
M-2122 Ida Aspinall

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M-2123 Hawaii's Thousand Friends  
M-2124 Normita Eror  
M-2125 Janice Christiansen  
M-2126 Lisa Wong  
M-2127 Alexander Ress  
M-2128 Peggy Cutting  
M-2129 Adam Keawe Manalo-Camp  
M-2130 Victor Messier  
M-2131 Marisa Nguyen  
M-2132 Debra Pyrek  
M-2133 Marc Gilbert  
M-2134 M. Healani Sonoda-Pale, Ka Lāhui Hawaii Political Action Committee  
M-2135 Elizabeth Rice Grossman  
M-2136 Kaiulani Lambert  
M-2137 S. Sanae Tokumura, Association of Fundraising Professionals  
M-2138 Theresa Keohunani Taber  
M-2139 Mary Ann Omerod  
M-2140 Serafina Gajate  
M-2141 Pono Kealoha  
M-2142 Connie Bender  
M-2143 Patricia Blair  
M-2156 Diane Anderson  
M-2158 Theodora Akau Gaspar  
M-2160 Rachel "Momi" Kailianu-Conner  
M-2161 James Long  
M-2162 Jeanne Herbert  
M-2222 Daisy Murai  
M-2223 Brian Pregana  
M-2224 Kiran Polk  
M-2225 Tara Schaberg  
M-2227 Allyn Bromley  
M-2228 Steve Mei  
M-2229 Kevin Allen  
M-2230 Emma Ulali'a Oto-Pale  
M-2231 Mary Lou Lee  
M-2232 Diane Harding  
M-2233 Julie Larsson  
M-2234 Alex J. Bresslauer  
M-2235 Cicely Crocker George, President, Scenic Hawaii, Inc.  
M-2236 Susan Killeen  
M-2241 Leslie Mckeague

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M-2242 Hawaii Skatepark Association  
M-2243 Chris and Ken Nakamatsu & Ohana  
M-2244 Michelle Kaneshiro  
M-2245 Raj Kumar, Ph.D., President, Gandhi International Institute for Peace  
M-2246 Art Wallace  
M-2247 Cheryl Jepsen  
M-2248 Alice Tucker  
M-2249 Dan Carpenter  
M-2250 Lyntillus Jerrod Boyd  
M-2251 Michael J. Kitchens, Creator & Administrator, Stolen Stuff Hawaii  
M-2252 Bill van den Hurk  
M-2254 Tyler Dos Santos, Tam, Hawai'i Construction Alliance  
M-2255 Devon Geis  
M-2256 Claudia L. Webster  
M-2257 Elizabeth O'Sullivan  
M-2258 John O'Sullivan  
M-2259 Jeffrey C. Van Ness  
M-2260 Michelle Tomas  
M-2261 Ruth Kaminskas  
M-2262 Lori Lloyd  
M-2263 Andrea Anixt  
M-2264 Mary Mitsuda  
M-2265 Carol Hopkins  
M-2266 Winston Welch, The Outdoor Circle  
M-2267 Danette Kong  
M-2269 Lyn Turner  
M-2270 Representative Gene Ward  
M-2271 David Orr  
M-2272 Duke Morgan  
M-2273 John Bond, Kanehili Cultural Hui of Ewa Honouliuli  
M-2275 Josephine Hoh  
M-2276 Sharon Moriwaki  
M-2277 Lyssa Trujillo  
M-2278 Jill Eitel  
M-2279 The Board of Directors from Malama Maunalua  
M-2280 Dr. Chris Keliwaiho'ikeone Camarillo

**RECESS/RECONVENE**

At 5:45 p.m., the Chair called for a short recess and reconvened the meeting at 5:59 p.m.

**RECESS/RECONVENE**

At 6:00 p.m., the Chair called for a short recess and reconvened the meeting at 6:01 p.m.

The Council Chair returned to the agenda order.

**PUBLIC HEARING/SECOND READING**  
**BILL 26, CD1 – COMMITTEE REPORT 150**

A BILL FOR AN ORDINANCE RELATING TO THE EXECUTIVE CAPITAL BUDGET  
AND PROGRAM FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018.

Councilmember Manahan moved that Committee Report 150 be adopted and Bill 26 pass second reading, as amended to CD1. Seconded by Councilmember Elefante.

The following individual testified:

Natalie Iwasa (General comment)

Committee Report 150 was adopted and Bill 26, CD1 passed second reading, as amended.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, MENOR – 8.  
NOES: None.  
ABSENT: PINE – 1.

Related communication:

D-279 Alvin Au, Chair, Downtown-Chinatown Neighborhood Board No. 13  
M-1991 Terrence Aratani, Chief Executive Officer, Ko'olaupia Health Center

**RECESS/RECONVENE**

At 6:04 p.m., the Chair called for a short recess and reconvened the meeting at 6:05 p.m.

**PUBLIC HEARING/SECOND READING**  
**BILL 27– COMMITTEE REPORT 151**

A BILL FOR AN ORDINANCE 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.

Councilmember Manahan moved that Committee Report 151 be adopted and Bill 27 pass second reading. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 151 was adopted and Bill 27 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, MENOR – 8.

NOES: None.

ABSENT: PINE – 1.

Related communication:

M-2182 George Massengale, Hawaii Habitat for Humanity, Inc.

At this juncture, with no objections from the 8 members present (Absent: Pine – 1), the Chair moved to page 16 of the agenda.

**THIRD READING**

**BILL 13, CD1 – COMMITTEE REPORT 109**

A BILL FOR AN ORDINANCE RELATING TO SIDEWALKS.

Councilmember Fukunaga moved that Committee Report 109 be adopted and Bill 13, CD1 pass third reading. Seconded by Councilmember Anderson.

The following individuals testified:

1. Shannon Cantan (Support)
2. Larry Brown (Support)
3. Neal Arakaki (Support)
4. Tiffany Lizares (M-2185) (Support)
5. Kimo Carvalho, IHS (Support)

Councilmember Elefante noted that he will vote no on the measure as he has for all sit-lie measures.

Councilmember Manahan thanked the advocates, area residents and business owners their assistance on the measure. He noted that the Iwilei and Kalihi areas lack facilities to assist the homeless who are presently on the streets in illegal encampments without supervision, creating situations where they become more volatile and resilient, making it difficult to provide services. He asked councilmembers for their continued support on the measure.

Councilmember Ozawa spoke in support of the Bill. He stated that there needs to be enforcement of existing sit-lie laws with the State and the City working together.

Committee Report 109 was adopted and Bill 13, CD1 passed third reading.

AYES:           ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,  
                      MENOR – 7.  
NOES:           ELEFANTE – 1.  
ABSENT:        PINE – 1.

Related communication:

M-1994 Dennis Freitas  
M-2018 Tina Yamaki, Retail Merchants of Hawaii  
M-2186 Mandy Finlay, Advocacy Coordinator, ACLU of Hawaii  
M-2187 Terrance Arashiro, Austin, Tsutsumi & Associates, Inc.

At this juncture, the Council Chair returned to the agenda order.

**PUBLIC HEARING/SECOND READING**  
**BILL 30, CD1 – COMMITTEE REPORT 123**

A BILL FOR AN ORDINANCE RELATING TO EROSION, SEDIMENT, AND POLLUTION CONTROL.

Councilmember Manahan moved that Committee Report 123 be adopted and Bill 30 pass second reading, as amended to CD1. Seconded by Councilmember Elefante.

The following individual testified:

Natalie Iwasa (General comment)

Committee Report 123 was adopted and Bill 30, CD1 passed second reading, as amended.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, MENOR – 8.

NOES: None.

ABSENT: PINE – 1.

**PUBLIC HEARING/SECOND READING**  
**BILL 32 – COMMITTEE REPORT 152**

A BILL FOR AN ORDINANCE RELATING TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION OPERATING BUDGET FOR THE FISCAL YEAR JULY 1,2017 TO JUNE 30,2018.

Councilmember Manahan moved that Committee Report 152 be adopted and Bill 32 pass second reading. Seconded by Councilmember Elefante.

The following individual testified:

Natalie Iwasa (General comment)

Committee Report 152 was adopted and Bill 32 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, MENOR – 8.

NOES: None.

ABSENT: PINE – 1.

Related communication:

M-2107 John Pritchett

**PUBLIC HEARING/SECOND READING**  
**BILL 33 – COMMITTEE REPORT 153**

A BILL FOR AN ORDINANCE RELATING TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION CAPITAL BUDGET FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018.

Councilmember Manahan moved that Committee Report 153 be adopted and Bill 33 pass second reading. Seconded by Councilmember Elefante.

The following individual testified:

Natalie Iwasa (General comment)

Chair Emeritus Martin stated he will vote no on the measure because the Administration has been reluctant to release Capital Improvement Bond funds in the normal CIP budget.

Committee Report 153 was adopted and Bill 33 passed second reading.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA\*, KOBAYASHI, MANAHAN, OZAWA,  
                  MENOR – 7.  
NOES:           MARTIN – 1.  
ABSENT:        PINE – 1.

\*Councilmember Fukunaga voted aye with reservation.

**PUBLIC HEARING**  
**FAILED TO PASS SECOND READING/ADOPT COMMITTEE REPORT**  
**BILL 34 – COMMITTEE REPORT 154**

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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.

Councilmember Manahan moved that Committee Report 154 be adopted and Bill 34 pass second reading. Seconded by Councilmember Elefante.

The following individual testified:

Natalie Iwasa (General comment)

Chair Emeritus Martin stated he will vote no on the measure because the Administration has been reluctant to release Capital Improvement Bond funds in the normal CIP budget.

Committee Report 154 failed to be adopted and Bill 34 failed to pass second reading due to lack of a majority vote.

AYES: ELEFANTE, MANAHAN, MENOR – 3.  
NOES: ANDERSON, FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 5.  
ABSENT: PINE – 1.

[Note: Prior to the Council Chair's announcement of the roll call results, Councilmember Anderson changed his aye vote to a no vote permitted under Rule 13.G].

### **RECESS/RECONVENE**

At 6:36 p.m., the Chair called for a short recess and reconvened the meeting at 6:38 p.m.

### **PUBLIC HEARING FAILED TO PASS SECOND READING/ADOPT COMMITTEE REPORT BILL 35 – COMMITTEE REPORT 124**

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A BILL FOR AN ORDINANCE RELATING TO ADMISSION FEES FOR THE HONOLULU ZOO.

Councilmember Manahan moved that Committee Report 124 be adopted and Bill 35 pass second reading. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 124 failed to be adopted and Bill 35 failed to pass second reading due to lack of a majority vote.

AYES: ELEFANTE, MANAHAN, MENOR – 3.  
NOES: ANDERSON, FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 5.  
ABSENT: PINE – 1.

[Note: Prior to the Council Chair's announcement of the roll call results, Councilmember Anderson changed his aye vote to a no vote permitted under Rule 13.G].

Councilmember Anderson moved to reconsider the action on Committee Report 152 and Bill 32. Seconded by Councilmember Elefante.

**RECESS/RECONVENE**

At 6:40 p.m., the Chair called for a short recess and reconvened the meeting at 6:41 p.m.

**RECESS/RECONVENE**

At 6:42 p.m., the Chair called for a short recess and reconvened the meeting at 6:43 p.m.

Councilmember Anderson withdrew his motion to reconsider the action on Committee Report 152 and Bill 32.

**RECONSIDERATION/SECOND READING**

**BILL 34 – COMMITTEE REPORT 154**

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.

Under Rule 18.A of the Rules of the Council, Councilmember Anderson moved to reconsider the vote to adopt Committee Report 154 and pass Bill 34 on second reading. Seconded by Councilmember Elefante.

The following individual testified:

Natalie Iwasa stated that the public deserves to hear what Councilmember Anderson was thinking when he changed his vote to no.

Motion to reconsider adoption of Committee Report 154 and passage of Bill 34 on second reading.

AYES:           ANDERSON, ELEFANTE, MANAHAN, PINE, MENOR – 5.  
NOES:           FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

**RECESS/RECONVENE**

At 6:48 p.m., the Chair called for a short recess and reconvened the meeting at 6:50 p.m.

**RECESS/RECONVENE**

At 6:50 p.m., the Chair called for a short recess and reconvened the meeting at 6:53 p.m.

In response to a parliamentary inquiry from Councilmember Kobayashi, Chair Menor stated that the rules require five votes to reconsider action.

With the approval to reconsider, Chair Menor noted that the current motion on the floor is to adopt Committee Report 154 and pass Bill 34 on second reading.

Committee Report 154 was adopted and Bill 34 passed second reading

AYES:           ANDERSON, ELEFANTE, MANAHAN, MENOR, PINE – 5.  
NOES:           FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

**RECONSIDERATION/SECOND READING**  
**BILL 35 – COMMITTEE REPORT 124**

A BILL FOR AN ORDINANCE RELATING TO ADMISSION FEES FOR THE HONOLULU ZOO.

Under Rule 18.A of the Rules of the Council, Councilmember Anderson moved to reconsider the vote to adopt Committee Report 124 and pass Bill 35 on second reading. Seconded by Councilmember Manahan.

There was no public testimony.

Motion to reconsider adoption of Committee Report 124 and passage of Bill 35 on second reading.

AYES:        ANDERSON, ELEFANTE, MANAHAN, OZAWA, PINE, MENOR – 6.  
NOES:        FUKUNAGA, KOBAYASHI, MARTIN – 3.

Councilmember Ozawa stated he voted yes on the motion for reconsideration to afford further discussion. He noted that he introduced Bill 46 to amend the fees for the use of City golf courses. He indicated that he will be voting no on Bill 35.

With the approval to reconsider, Committee Report 124 was adopted and Bill 35 passed second reading

AYES:        ANDERSON, ELEFANTE, MANAHAN, MENOR, PINE – 5.  
NOES:        FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

**PUBLIC HEARING/SECOND READING**  
**BILL 36, CD1 – COMMITTEE REPORT 125**

A BILL FOR AN ORDINANCE RELATING TO FEES FOR USE OF MUNICIPAL GOLF COURSES.

Councilmember Manahan moved that Committee Report 125 be adopted and Bill 36 pass second reading, as amended to CD1. Seconded by Councilmember Elefante.

There was no public testimony.

Councilmember Ozawa stated he will vote no on the measure because he would like Bill 46 to be considered in conjunction with Bill 36.

Committee Report 125 was adopted and Bill 36, CD1 passed second reading, as amended.

AYES:        ANDERSON, ELEFANTE, MANAHAN, PINE, MENOR – 5.  
NOES:        FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

**PUBLIC HEARING/SECOND READING**  
**BILL 47 (2016) – COMMITTEE REPORT 135**

A BILL FOR AN ORDINANCE RELATING TO THE HOUSING CODE.

Councilmember Pine moved that Committee Report 135 be adopted and Bill 47 (2016) pass second reading. Seconded by Councilmember Anderson.

There was no public testimony.

Committee Report 135 was adopted and Bill 47 (2016) passed second reading.

AYES:           ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,  
                    PINE, MENOR – 8.  
NOES:           None.  
ABSENT:        ELEFANTE – 1.

**PUBLIC HEARING/SECOND READING**  
**BILL 14 – COMMITTEE REPORT 138**

A BILL FOR AN ORDINANCE RELATING TO TRANSIT-ORIENTED DEVELOPMENT.

Councilmember Pine moved that Committee Report 138 be adopted and Bill 14 pass second reading. Seconded by Councilmember Anderson.

The following individual testified:

Curt Shimizu, DDS (M-2108) (Support)

Committee Report 138 was adopted and Bill 14 passed second reading.

AYES:           ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,  
                    PINE, MENOR – 8.  
NOES:           None.  
ABSENT:        ELEFANTE – 1.

**PUBLIC HEARING/SECOND READING**  
**BILL 20, CD1 – COMMITTEE REPORT 110**

A BILL FOR AN ORDINANCE RELATING TO PUBLIC SIDEWALKS.

Councilmember Fukunaga moved that Committee Report 110 be adopted and Bill 20 pass second reading, as amended to CD1. Seconded by Councilmember Anderson. There was no public testimony.

Committee Report 110 was adopted and Bill 20, CD1 passed second reading, as amended.

AYES:           ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,  
                      MENOR – 7.  
NOES:           PINE – 1.  
ABSENT:        ELEFANTE – 1.

Related communications:

M-2188        Mandy Finlay, Advocacy Coordinator, ACLU of Hawaii  
M-2189        Chu Lan Shubert-Kwock, Chinatown Business and Community  
                      Association

**RECESS/RECONVENE**

At 7:07 p.m., the Chair called for a short recess and reconvened the meeting at 7:09 p.m.

**RECOMMITAL TO COMMITTEE ON ZONING AND HOUSING**  
**BILL 79 (2015), CD2 – COMMITTEE REPORT 134**

A BILL FOR AN ORDINANCE TO AMEND CHAPTER 21, REVISED ORDINANCES OF HONOLULU 1990, AS AMENDED (THE LAND USE ORDINANCE), RELATING TO THE LAND USE ORDINANCE.

Councilmember Pine moved that Committee Report 134 and Bill 79 (2015), CD2 be recommitted to the Committee on Zoning and Housing. Seconded by Councilmember Anderson.

There was no public testimony.

Chair Emeritus Martin thanked Committee Chair Pine for recommitting the measure. He explained that one of his constituents raised a concern that needs to be resolved.

Committee Report 134 and Bill 79 (2015), CD2 were recommitted to the Committee on Zoning and Housing.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,  
PINE, MENOR – 8.  
NOES: None.  
ABSENT: ELEFANTE – 1.

**THIRD READING**

**BILL 4 – COMMITTEE REPORT 136**

A BILL FOR AN ORDINANCE TO REZONE LAND SITUATED AT KANEOHE, OAHU, HAWAII.

Councilmember Pine moved that Committee Report 136 be adopted and Bill 4 pass third reading. Seconded by Councilmember Anderson.

There was no public testimony.

Committee Report 136 was adopted and Bill 4 passed third reading.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,  
PINE, MENOR – 8.  
NOES: None.  
ABSENT: ELEFANTE – 1.

**THIRD READING**

**BILL 5 – COMMITTEE REPORT 137**

A BILL FOR AN ORDINANCE RELATING TO REZONE LAND SITUATED AT MOANALUA, OAHU, HAWAII.

Councilmember Pine moved that Committee Report 137 be adopted and Bill 5 pass third reading. Seconded by Councilmember Anderson.

There was no public testimony.

Committee Report 137 was adopted and Bill 5 passed third reading.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,  
PINE, MENOR – 8.

NOES: None.

ABSENT: ELEFANTE – 1.

Related communication:

D-283 Don S. Kitaoka, Deputy Corporation Counsel, Department of the Corporation  
Counsel

**RECOMMITTAL TO COMMITTEE ON TRANSPORTATION AND PLANNING**  
**BILL 3 – COMMITTEE REPORT 144**

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A BILL FOR AN ORDINANCE RELATING TO THE BUILDING CODE.

Councilmember Anderson moved that Committee Report 144 and Bill 3 be recommitted to the Committee on Transportation and Planning. Seconded by Councilmember Pine.

There was no public testimony.

Councilmember Elefante noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-138).

Committee Report 144 and Bill 3 were recommitted to the Committee on Transportation and Planning.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,  
PINE, MENOR – 8.

NOES: None.

ABSENT: ELEFANTE – 1.

Related communication:

M-2175 General Contractors Association of Hawaii

At this juncture, there being no objections from the 8 members present (Absent: Elefante - 1), the Chair moved to page 25 of the agenda.

**ADOPTION**

**RESOLUTION 17-50, CD1– COMMITTEE REPORT 111**

RESOLUTION EXPRESSING THE COUNCIL OF THE CITY AND COUNTY OF HONOLULU'S STEADFAST COMMITMENT TO UPHOLD HONOLULU AS A HAVEN OF ALOHA.

Councilmember Fukunaga moved that Committee Report 111 and Resolution 17-50, CD1 be adopted. Seconded by Councilmember Anderson.

The following individuals testified:

1. Cliff Tillotson (Support)
2. Peter Gellatly (M-2209) (Support)
3. Amy Agbayani, Filipino-American Advocacy Network (M-2052) (Support)
4. John Kawamoto, Hawaii J-20+ (M-2208) (Support)
5. Tim Vandever, Democratic Party of Hawaii (M-2206) (Support)

Councilmember Manahan expressed strong support for the measure. He noted that he immigrated to this country many years ago and is proud to be a part of this country where people stand up for their rights.

Councilmember Anderson noted his support for the measure. He pointed out that people who are not originally from here come here and thrive in Hawaii.

Councilmember Fukunaga thanked the testifiers and those who submitted written comments. She urged councilmembers to continue efforts to move forward and support the measure.

Committee Report 111 and Resolution 17-50, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

Related communications:

M-1663 Roy Nakamura, Calvin K. Hulihee  
M-1664 Roy Nakamura, Calvin K. Hulihee  
M-1665 Roy Nakamura, Calvin Hulihee  
M-2004 Rose Marie May  
M-2005 Nathan Yuen  
M-2006 Lynne Matusow  
M-2045 Marya Grambs  
M-2046 Svetlozara Stoytcheva  
M-2047 Gaye Chan  
M-2048 Nandita Sharma, Associate Professor, Sociology of Racism and Migration,  
University of Hawaii at Manoa  
M-2049 Katharine Beutner  
M-2050 Linda Hamilton Krieger  
M-2051 Nima Daivari, J20  
M-2083 Faye Kennedy, Chair, Hawaii Friends of Civil Rights  
M-2084 Prof. Mari Matsuda  
M-2085 Anna Callner  
M-2099 Jan Dickey  
M-2145 Thomas Dye  
M-2146 Kathleen Sands  
M-2147 Paul Chandler  
M-2148 Andres Y. Gonzalez  
M-2149 Laurie Field, Planned Parenthood  
M-2150 Mary Babcock  
M-2151 Patricia Blair  
M-2152 Marcella Alohalani Bido  
M-2171 Gilbert Mendelson  
M-2239 Nicholas Chagnon  
M-2240 Cathy Betts, Executive Director, Hawaii State Commission on the Status  
of Women  
M-2200 Julianne Puzon  
M-2201 Monisha Das Gupta  
M-2202 Mandy Finlay, Advocacy Coordinator, ACLU of Hawaii  
M-2203 Nathan Okubo, President, NAPABA – Hawaii  
M-2204 Charlene Cuaresma  
M-2205 Beatrice Ramos Razon, RN, FACDA, President, Nursing Advocates and  
Mentors, Inc.  
M-2207 Marita Nelson, Ph.D.  
M-2210 Chelsea Pang

M-2211 Mary Smart  
M-2212 Nathalie Rita  
M-2213 Beau Ewan  
M-2214 Sang-hyoun Pahk  
M-2215 Hakim Ouansafi, The Muslim Association of Hawaii

**ADOPTION**

**RESOLUTION 17-87 – COMMITTEE REPORT 114**

RESOLUTION RELATING TO APPOINTMENTS AND NOMINATIONS FOR THE HAWAII STATE ASSOCIATION OF COUNTIES.

Councilmember Fukunaga moved that Committee Report 114 and Resolution 17-87 be adopted. Seconded by Councilmember Anderson.

There was no public testimony.

Councilmember Anderson noted that the measure appoints him to continue his role as the Honolulu City Council's representative to the Executive Committee of the Hawaii State Association of Counties and also appoints Councilmember Joey Manahan to be the alternate to the Executive Committee. He asked councilmembers for their support on the measure.

Committee Report 114 and Resolution 17-87 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 17-99 – COMMITTEE REPORT 115**

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-1700021 TO CONTINUE THE SERVICES OF KOBAYASHI, SUGITA, & GODA LLP AS SPECIAL COUNSEL FOR THE CITY AND COUNTY OF HONOLULU TO REPRESENT DEFENDANT LETHA A.S. DECAIRES IN A LEGAL ACTION ENTITLED, KEALOHA, ET AL. V. TOTTO, ET AL., CIVIL NO. 16-1-1166-6 GWBC.

Councilmember Fukunaga moved that Committee Report 115 and Resolution 17-99 be adopted. Seconded by Councilmember Anderson.

The following individual testified:

Natalie Iwasa (Support)

Councilmember Elefante noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-141).

Committee Report 115 and Resolution 17-99 were adopted.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
                    OZAWA, PINE, MENOR – 9.  
NOES:           None.

**ADOPTION**

**RESOLUTION 17-100 – COMMITTEE REPORT 116**

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-1700022 TO CONTINUE THE SERVICES OF CHONG, NISHIMOTO, SIA, NAKAMURA, & GOYA LLP AS SPECIAL COUNSEL FOR THE CITY AND COUNTY OF HONOLULU TO REPRESENT DEFENDANTS HONOLULU ETHICS COMMISSION AND THE CITY AND COUNTY OF HONOLULU IN A LEGAL ACTION ENTITLED, KEALOHA, ET AL. V. TOTTO, ET AL., CIVIL NO. 16-1-1166-6 GWBC.

Councilmember Fukunaga moved that Committee Report 116 and Resolution 17-100 be adopted. Seconded by Councilmember Anderson.

The following individual testified:

Natalie Iwasa (Support)

Committee Report 116 and Resolution 17-100 were adopted.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
                    OZAWA, PINE, MENOR – 9.  
NOES:           None.

**ADOPTION**

**RESOLUTION 17-101 – COMMITTEE REPORT 117**

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-1700023 TO CONTINUE THE SERVICES OF COX FRICKE, LLP AS SPECIAL COUNSEL FOR THE CITY AND COUNTY OF HONOLULU TO REPRESENT DEFENDANT CHARLES W. TOTTO IN A LEGAL ACTION ENTITLED, KEALOHA, ET AL. V. TOTTO, ET AL., CIVIL NO. 16-1-1166-6 GWBC.

Councilmember Fukunaga moved that Committee Report 117 and Resolution 17-101 be adopted. Seconded by Councilmember Anderson.

There was no public testimony.

Committee Report 117 and Resolution 17-101 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 17-90 – COMMITTEE REPORT 132**

RESOLUTION ACCEPTING A GIFT TO THE CITY AND COUNTY OF HONOLULU FROM THE ASSOCIATION OF GOVERNMENT ACCOUNTANTS TO ATTEND THE PROFESSIONAL DEVELOPMENT TRAINING IN BOSTON, MASSACHUSETTS.

Councilmember Manahan moved that Committee Report 132 and Resolution 17-90 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 132 and Resolution 17-90 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 17-71, CD1 – COMMITTEE REPORT 126**

RESOLUTION ACCEPTING THE REPORT AND RESOLUTION FROM THE 2017 GRANTS IN AID ADVISORY COMMISSION.

Councilmember Manahan moved that Committee Report 126 and Resolution 17-71, CD1 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Councilmember Elefante noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-140).

Committee Report 126 and Resolution 17-71, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 17-82 – COMMITTEE REPORT 129**

RESOLUTION RELATING TO TRANSFER OF FUNDS.

Councilmember Manahan moved that Committee Report 129 and Resolution 17-82 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

In response to Councilmember Ozawa, Michelle Nekota, Director, Department of Parks and Recreation stated that the \$650,000 came from salaries.

Councilmember Pine thanked the Administration for allowing the release of funds to improve parks and expressed her hope that all parks get equal treatment moving forward.

Committee Report 129 and Resolution 17-82 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 17-83 – COMMITTEE REPORT 130**

RESOLUTION RELTING TO TRANSFER OF FUNDS.

Councilmember Manahan moved that Committee Report 130 and Resolution 17-83 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 130 and Resolution 17-83 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 17-86 – COMMITTEE REPORT 131**

RESOLUTION 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, OFFICE OF YOUTH SERVICES (OYS), TO CONTINUE FUNDING OF THE JUVENILE JUSTICE CENTER (JJC).

Councilmember Manahan moved that Committee Report 131 and Resolution 17-86 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 131 and Resolution 17-86 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 17-67, CD1 – COMMITTEE REPORT 133**

RESOLUTION REQUESTING THE CITY ADMINISTRATION TO REPORT TO THE COUNCIL ON ITS ESTABLISHMENT OF THE OFFICE OF CLIMATE CHANGE, SUSTAINABILITY, AND RESILIENCY, ITS PROJECTED TIMETABLE FOR ACTIONS ASSOCIATED WITH PHASE I PROJECTS, THE DEVELOPMENT OF HONOLULU'S RESILIENCE STRATEGY, AND ANY OTHER CITY ACTIONS AS PART OF THE 100 RESILIENT CITIES NETWORK.

Councilmember Fukunaga moved that Committee Report 133 and Resolution 17-67, CD1 be adopted. Seconded by Councilmember Kobayashi.

There was no public testimony.

Committee Report 133 and Resolution 17-67, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

M-2007 Stacy Ellamar, Government Relations, Pacific Resource Partnership

**ADOPTION**

**RESOLUTION 17-60, CD1 – COMMITTEE REPORT 140**

RESOLUTION GRANTING A SPECIAL MANAGEMENT AREA USE PERMIT AND SHORELINE SETBACK VARIANCE FOR THE REDEVELOPMENT OF THE OUTRIGGER REEF WAIKIKI BEACH RESORT.

Councilmember Pine moved that Committee Report 140 and Resolution 17-60, CD1 be adopted. Seconded by Councilmember Anderson.

The following individual testified:

Max Sword, Outrigger Hotels and Resorts (General comment)

In response to Chair Menor, Mr. Sword provided the following comments:

- The hotel will remain open on a limited basis.
- Approximately 60 rooms will be added between two existing towers.
- The tower on the furthest left corner will be knocked down so that guests entering through the front desk will see a grassy area overlooking the beach.

Councilmember Ozawa voiced his support for the measure.

Councilmember Elefante noted for the record that he filed Disclosures of Interest with the City Clerk's Office (CC-137, CC-139).

Committee Report 140 and Resolution 17-60, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

Related communications:

M-2198 Rick Egged, Waikiki Improvement Association  
M-2199 Ed Case, Outrigger Hotels Hawaii

## **ADOPTION**

### **RESOLUTION 17-92 – COMMITTEE REPORT 143**

RESOLUTION AMENDING RESOLUTION 15-89, CD1, TO EXTEND THE DEADLINE FOR COMMENCEMENT OF CONSTRUCTION OF THE OHANA HALE AFFORDABLE HOUSING PROJECT AT MCCULLY, HONOLULU, OAHU, HAWAII, TAX MAP KEY 2-3-028: 004.

Councilmember Pine moved that Committee Report 143 and Resolution 17-92 be adopted. Seconded by Councilmember Anderson.

The following individual testified:

Franco Mola, Pumehana Hui, LLC (General comment)

Councilmember Ozawa noted that he voted no on the project about two years ago and still has concerns with the amount of waivers that the project has received. He stated that he believes the project should be further along than it presently is and he questioned the intent of Mr. Mola.

In response to Councilmember Ozawa, Mr. Mola stated that he is not marketing the property and owns the land. He explained the process of constructing an affordable project is very difficult and that it is much easier to do market rate projects. He asked for the Council's consideration of an extension for the project because there are restrictions that need to be followed for affordable housing projects.

Kathy Sokugawa, Acting Director, Department of Planning and Permitting had no objections to the extension of time for the project. She feels that Mr. Mola has made significant progress on the project and warrants an extension of time.

Chair Emeritus Martin stated that he has some doubts about the project after learning of the concerns raised by Councilmember Ozawa, but he would yield to the councilmember of the district.

Chair Menor requested that Acting Director Sokugawa investigate the situation and report back to the Council.

Committee Report 143 and Resolution 17-92 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN,  
MARTIN\*, PINE, MENOR – 8.

NOES: OZAWA – 1.

\*Councilmember Martin voted eye with reservation.

**ADOPTION**

**RESOLUTION 16-308, CD1 – COMMITTEE REPORT 145**

RESOLUTION ESTABLISHING A POLICY FOR PLANNED DEVELOPMENT PROJECTS IN TRANSIT ORIENTED DEVELOPMENT AREAS; AND PROPOSING AN AMENDMENT TO CHAPTER 21, REVISED ORDINANCES OF HONOLULU 1990 (THE "LAND USE ORDINANCE"), RELATING TO PLANNED DEVELOPMENT PROJECTS IN TRANSIT ORIENTED DEVELOPMENT AREAS.

Councilmember Anderson moved that Committee Report 145 and Resolution 16-308, CD1 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Committee Report 145 and Resolution 16-308, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9

NOES: None.

**BALANCE OF COMMITTEE REPORTS**

EMLACR-118 To request authorization to settle a claim made by Hawaiian Telcom, Inc. against the City and County of Honolulu.

ZHCR-139 Bill 15 – Amending The Land Use Ordinance, relating to Interim Planned Development permits for Transit-Oriented Development within close proximity to future rail stations. Granting a 120-day extension of time. (Deadline: 5/1/17 + 120 days)

Councilmember Anderson moved that the Balance of Committee Reports, as listed above, be adopted. Seconded by Councilmember Pine.

There was no public testimony.

The Balance of Committee Reports was adopted.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
                  OZAWA, PINE, MENOR – 9.

NOES:           None.

## **NEW BUSINESS**

### **ADOPTION**

#### **RESOLUTION 17-104**

RESOLUTION AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNATED REPRESENTATIVE TO ACCEPT AND EXPEND FUNDS FROM THE HAWAII TOURISM AUTHORITY, STATE OF HAWAII FOR THE STATE'S COMMUNITY ENRICHMENT PROGRAM.

Resolution 17-104 was waived to the Council floor by the Chair of the Business, Economic Development and Tourism Committee.

Councilmember Anderson moved that Resolution 17-104 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Resolution 17-104 was adopted.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
                  OZAWA, PINE, MENOR – 9.

NOES:           None.

Related communication:

CC-128        Councilmember Trevor Ozawa

**ADOPTION**  
**RESOLUTION 17-111**

RESOLUTION ACCEPTING A GIFT TO THE CITY FOR TRAVEL-RELATED EXPENSES TO VISIT INCHEON, REPUBLIC OF KOREA, FROM MAY 14 TO MAY 19, 2017.

Resolution 17-111 was waived to the Council floor by the Chair of the Business, Economic Development and Tourism Committee.

Councilmember Anderson moved that Resolution 17-111 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Resolution 17-111 was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

CC-125 Councilmember Trevor Ozawa

**ADOPTION**  
**RESOLUTION 17-115**

RESOLUTION APPROVING AN AMENDMENT TO THE CITY AND COUNTY OF HONOLULU'S TWENTY-SECOND (22<sup>ND</sup>) YEAR ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIPS, EMERGENCY SOLUTIONS GRANTS AND HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS PROGRAM FUNDS, AND AUTHORIZING ITS SUBMITTAL TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD).

Resolution 17-115 was waived to the Council floor by the Chair of the Budget Committee.

Councilmember Anderson moved that Resolution 17-115 be adopted. Seconded by Councilmember Pine.

Councilmember Manahan moved that Resolution 17-115 be amended to a handcarried FD1. Seconded by Councilmember Anderson. The amendment adds another property to Exhibit A.

## **RECESS/RECONVENE**

At 8:19 p.m., the Chair called for a short recess and reconvened the meeting at 8:20 p.m.

Chair Menor noted that there are some administrative matters that need to be completed, so the Resolution 17-115 will be moved to the end of the agenda.

At this juncture, there being no objections from the 9 members present, the Chair returned to page 20 of the agenda.

## **FIRST READING**

**BILL 39**

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Anderson moved that Bill 39 pass first reading. Seconded by Councilmember Pine.

The following individual testified:

Natalie Iwasa (General comment)

Bill 39 passed first reading.

AYES: ANDERSON, ELEFANTE\*, FUKUNAGA, KOBAYASHI, MANAHAN,  
MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

\*Councilmember Elefante voted aye with reservation.

**FIRST READING**

BILL 40

(Parks, Community and Customer Service)

A BILL FOR AN ORDINANCE RELATING TO TREES.

Councilmember Anderson moved that Bill 40 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 40 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

**FIRST READING**

BILL 41

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Anderson moved that Bill 41 pass first reading. Seconded by Councilmember Pine.

The following individual testified:

Natalie Iwasa (Support)

Bill 41 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

M-2237 Suzanne Young, Chief Executive Officer, Honolulu Board of Realtors

**FIRST READING**

**BILL 42**

(Budget)

A BILL FOR AN ORDINANCE RELATING TO FUNDING FOR TRANSIT.

Councilmember Anderson moved that Bill 42 pass first reading. Seconded by Councilmember Pine.

The following individual testified:

Natalie Iwasa (Oppose)

Bill 42 passed first reading.

AYES: ANDERSON, ELEFANTE, MANAHAN, PINE, MENOR – 5.

NOES: FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

Related communications:

D-286 Natalie Iwasa, Chairperson, Hawaii Kai Neighborhood Board

M-2176 John Bond, Kanehili Cultural Hui

**FIRST READING**

**BILL 43**

(Public Works, Infrastructure and Sustainability)

A BILL FOR AN ORDINANCE RELATING TO THE MAINTENANCE OF CHANNELS, STREAMBEDS, STREAMBANKS AND DRAINAGEWAYS.

Councilmember Anderson moved that Bill 43 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 43 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

**FIRST READING**

**BILL 44**

(Transportation and Planning)

A BILL FOR AN ORDINANCE RELATING TO PARADES AND ACTIVITIES.

Councilmember Anderson moved that Bill 44 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Councilmember Fukunaga noted that the Downtown-Chinatown community raised concerns with regard to the increased notification requirements for street closures.

Councilmember Ozawa explained that he introduced Bill 44 at the request of his Diamond Head-Kahala constituents. He encouraged residents to attend the committee meeting to continue discussions on the measure.

Bill 44 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

M-2082 Steve Lohse, Chair, Chinatown Gateway Plaza Tenant Association

**FIRST READING**

**BILL 45**

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE TRANSPORTATION SURCHARGE.

Councilmember Anderson moved that Bill 45 pass first reading. Seconded by Councilmember Pine.

The following individual testified:

Natalie Iwasa (M-2635) (General comment)

Bill 45 passed first reading.

AYES: ANDERSON, ELEFANTE, KOBAYASHI\*, MANAHAN, OZAWA, PINE,  
MENOR – 7.

NOES: FUKUNAGA, MARTIN – 2.

\*Councilmember Kobayashi voted aye with reservation.

Related communications:

M-2003 Lynne Matusow

M-2044 Dale Krupa

M-2177 John Bond, Kanehili Cultural Hui

**FIRST READING**

BILL 46

(Budget)

A BILL FOR AN ORDINANCE RELATING TO FEES FOR USE OF MUNICIPAL GOLF COURSES.

Councilmember Anderson moved that Bill 46 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 46 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

**FIRST READING**

BILL 47

(Zoning and Housing)

A BILL FOR AN ORDINANCE RELATING TO INCENTIVES FOR ACCESSORY DWELLING UNITS PRODUCTION.

Councilmember Anderson moved that Bill 47 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 47 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Related communications:

M-2238 Terrence L. Walsh, Jr., President and Chief Executive Officer, Catholic Charities Hawaii

M-2178 George Massengale, Hawaii Habitat for Humanity Association, Inc.

**SUNSHINE/FIRST READING**

**BILL 48**

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Pursuant to HRS Section 92-7, the Sunshine Law, Councilmember Anderson moved that Bill 48 be added to the agenda. Seconded by Councilmember Pine.

Bill 48 was added to the agenda.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

Councilmember Anderson moved that Bill 48 pass first reading. Seconded by Councilmember Pine.

The following individual testified:

Natalie Iwasa (General comment)

Bill 48 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
OZAWA, PINE, MENOR – 9.

NOES: None.

### **RECESS/RECONVENE**

At 9:00 p.m., the Chair called for a short recess and reconvened the meeting at 9:01 p.m.

The Chair returned to Resolution 17-115 on page 33 of the agenda.

### **ADOPTION**

#### **RESOLUTION 17-115, FD1**

RESOLUTION APPROVING AN AMENDMENT TO THE CITY AND COUNTY OF HONOLULU'S TWENTY-SECOND (22<sup>ND</sup>) YEAR ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIPS, EMERGENCY SOLUTIONS GRANTS AND HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS PROGRAM FUNDS, AND AUTHORIZING ITS SUBMITTAL TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD).

The following amendment was handcarried to the meeting:

Resolution 17-115, Proposed FD1 (Resolution Amending FY17 Action Plan – NHHCA and Acquisition.R17)

Councilmember Anderson moved that Resolution 17-115 be adopted. Seconded by Councilmember Pine.

Councilmember Manahan moved that Resolution 115 be amended to the handcarried FD1 (Resolution Amending FY17 Action Plan – NHHCA and Acquisition.R17). Seconded by Councilmember Anderson.

Gary Nakata, Director, Department of Community Services (DCS) explained that the FD1 adds another property to Exhibit A which would allow the DCS to shift from one property to another if the first property does not work out.

Councilmember Fukunaga requested that Director Nakata provide the dollar amount allocated to the first time homebuyer to the Budget Committee Chair.

In response to Councilmember Kobayashi, Director Nakata stated that the seller's agent is contacted by the City's realtor who was hired through the Request for Proposals (RFP) process.

There was no public testimony.

Resolution 17-115 was amended to the handcarried FD1 (Resolution Amending FY17 Action Plan – NHHCA and Acquisition.R17).

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
                    OZAWA, PINE, MENOR – 9.  
NOES:           None.

Council Rule 19.E relating to 48-hour notice was waived.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,  
                    OZAWA, PINE, MENOR – 9.  
NOES:           None.

Resolution 17-115, FD1 was adopted.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA\*, KOBAYASHI, MANAHAN, OZAWA,  
                    PINE, MENOR – 8.  
NOES:           MARTIN – 1.

\*Councilmember Fukunaga voted aye with reservation.

Related communication:

CC-129        Councilmember Joey Manahan

**ADOPTION**  
**RESOLUTION 17-116**

RESOLUTION RELATING TO REPROGRAMMING OF THE CITY'S TWENTY-SECOND (22<sup>ND</sup>) YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND RECEIPT AND EXPENDITURE OF HOME INVESTMENT PARTNERSHIPS (HOME) FUNDS IN EXCESS OF THE TOTAL AMOUNT APPROPRIATED.

Resolution 17-116 was waived to the Council floor by the Chair of the Budget Committee.

Councilmember Anderson moved that Resolution 17-116 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Chair Emeritus Martin expressed concerns with the RFP process and indicated he would vote no on the measure.

Director Nakata explained the process to the Council. He asked the Council to approve the measure so that the Action Plan could be amended and reprogrammed funds could be expended to benefit low to moderate income clientele. He stated that if the measure is approved, the DCS will enter into a contract and ensure that the acquisition projects meet national objectives.

Councilmember Kobayashi expressed her respect for Director Nakata. She requested that the Administration give consideration to the many nonprofits on Oahu.

In response to Councilmember Anderson, Director Nakata stated that:

- Reprogramming will allow the DCS to acquire properties that will be shifted into affordable housing for low to moderate income clientele.
- Currently, two properties were identified and these properties were already vetted by the local HUD office as meeting national objectives.
- There will be between 12 to 25 units available per project.
- One property is vacant and the other property is occupied by individuals paying below market rates.

- If an investment group wants to recapture its investment, it could charge market rents and the individuals currently living in the units who are unable to pay would have to move out. If the City acquires the property, the rental rates would remain affordable.

Resolution 17-116 was adopted.

AYES:           ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, OZAWA,  
                  PINE, MENOR – 8.  
NOES:           MARTIN – 1.

Related communication:

CC-130        Councilmember Joey Manahan

## **UNFINISHED BUSINESS**

There was no unfinished business.

## **COMMITTEE OF THE WHOLE/EXECUTIVE SESSION**

There was no Executive Session.

## **ANNOUNCEMENTS**

Councilmember Elefante wished a belated Happy Birthday to Councilmember Ozawa, who celebrated his birthday on Monday, and his staff members, April Coloretti and Jan Salcedo whose birthdays are in April, and also to Councilmember Kobayashi. He also thanked all the staff members and secretaries for all their hard work and wished them a Happy Administrative Professionals Day.

**ADJOURNMENT**

At 9:11 p.m., Councilmember Anderson moved that the Council stand adjourned until Wednesday, May 10, 2017, at 10 a.m. Seconded by Councilmember Pine and there being no objections from the 9 members present, it was so ordered by the Chair.

Respectfully submitted,

GLEN I. TAKAHASHI  
City Clerk

jy

DATE APPROVED:

June 7, 2017