



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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ORDER OF BUSINESS
REGULAR MEETING
CITY COUNCIL CHAMBER
14TH SESSION
WEDNESDAY, NOVEMBER 1, 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 768-3819 or 768-3814.

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 768-3819 or 768-3814 or send an email to darci.nago@honolulu.gov or jyamane1@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?publish_id=92; (2) televised live broadcast on Olelo 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, November 1, 2017

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 12th and 13th Sessions

ORDER OF BUSINESS
Wednesday, November 1, 2017

ORDER OF THE DAY

**REPORT OF INVESTIGATION ON MATTERS RELATING TO FIRE SAFETY IN
RESIDENTIAL BUILDINGS**

CC-323

From Councilmembers Ann Kobayashi, Carol Fukunaga and Trevor Ozawa, submitting a Report pursuant to Resolution 17-244, FD1 establishing a permitted interaction group of councilmembers to investigate matters relating to fire safety in residential buildings.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

PUBLIC HEARING/RESOLUTIONS

Resolution 17-290 (Transportation and Planning)

Relating to the appointment of Mr. Arthur D. Challacombe to serve on the Planning Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

APPOINTMENTS – RESOLUTIONS

PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-378 Resolution 17-234, CD1

Relating to the appointment of Christopher A. Dacus to serve on the Board of Parks and Recreation of the City and County of Honolulu.

FOR ADOPTION

CR-379 Resolution 17-270, CD1

Relating to the nomination of Pamela A. Witty-Oakland to serve as the Director of the Department of Community Services of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

BUDGET

CR-390

Resolution 17-251, CD1

Relating to the reappointment of Ms. Claire E. Goldberg to serve on the Board of Review II for Real Property Tax Appeals of the City and County of Honolulu.

FOR ADOPTION

ZONING AND HOUSING

CR-409

Resolution 17-264

Relating to the appointment of Landon Kaneshiro to the Zoning Board of Appeals.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

PUBLIC HEARING/SECOND READING

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-383

Bill 83

Relating to public sidewalks. (Prohibiting, subject to exceptions, persons from sitting or lying on public sidewalks in areas near schools and public libraries.)

PASS SECOND READING

BUDGET

CR-388

Bill 79, CD1

Relating to real property taxes. (Promoting certified organic farming through real property tax relief.)

PASS SECOND READING, AS AMENDED

CR-389

Bill 80, CD1

Relating to real property taxes. (Promoting ocean friendly practices through real property tax relief.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, November 1, 2017

TRANSPORTATION AND PLANNING

CR-414

Bill 77, CD1

Relating to bicycle lanes. (Addressing bicycle lanes; in particular, naming the Ala Napunani Street bicycle lanes in memory of Zachary Manago.)

PASS SECOND READING, AS AMENDED

CR-415

Bill 82

Relating to Chinatown, Honolulu. (Amending the Complete Streets Ordinance, Chapter 14, Article 33 of the Revised Ordinances of Honolulu 1990, to revise the procedure for the implementation of certain complete streets proposals in order to minimize their impacts on the economy of Chinatown.)

PASS SECOND READING

CR-416

Bill 85

Relating to car sharing. (Amending the ordinances relating to car sharing.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, November 1, 2017

TRANSPORTATION AND PLANNING (Cont'd.)

CR-417

Bill 89, CD1

Relating to traffic. (Addressing the management of traffic.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, November 1, 2017

PUBLIC HEARING/ADOPTION

The following Resolutions have been posted in anticipation of the action to be taken by the Council's Public Health, Safety and Welfare Committee; and therefore, the Council may or may not take action on the Resolutions or any amendments proposed thereto.

PUBLIC HEALTH, SAFETY AND WELFARE

CR-____ Resolution 17-289 and any amendments proposed thereto

Relating to the appointment of Mr. Gerard C. Gibson to serve on the Police Commission of the City and County of Honolulu.

FOR ACTION

CR-____ Resolution 17-300 and any amendments proposed thereto

Relating to the appointment of Ms. Karen Chang to serve on the Police Commission of the City and County of Honolulu.

FOR ACTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

THIRD READING

PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY

CR-398

Bill 72, CD2

Relating to City-owned streams. (Addressing camping at City-owned streams or portions thereof.)

PASS THIRD READING, AS AMENDED

ZONING AND HOUSING

CR-404

Bill 53, CD1

Relating to nonconforming structures. (Amending certain provisions relating to nonconforming structures.)

PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, November 1, 2017

FIRST READING

Resolution 17-288 (Executive Matters and Legal Affairs)

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (2017 edition), relating to the Board of the Honolulu Authority for Rapid Transportation.

PASS FIRST READING

Bill 90 (Budget)

Relating to the fee schedule for public records. (Updating the schedule of fees relating to public records.)

PASS FIRST READING

Bill 91 (Budget)

Relating to real property taxes. (Providing current service members of the United States Armed Forces a real property tax exemption.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, November 1, 2017

Bill 92

(Zoning and Housing)

To rezone land situated at Maunawili, Oahu, Hawaii. (Rezoning land from the AG-2 General Agricultural District and the R-7.5 Residential District to the Country District and the R-7.5 Residential District.) (Applicant: Oswald K. Stender)

PASS FIRST READING

Bill 93

(Budget)

Relating to Waimanalo Bay Beach Park. (Establishing fees for permits for recreational stops at Waimanalo Bay Beach Park.)

PASS FIRST READING

Bill 94

(Zoning and Housing)

Regulating for an interim period the issuance of building permits for the development of large residential structures in residential zoning districts. (Providing the City Administration, the Planning Commission, and the Council sufficient time to fully explore and evaluate the rapidly increasing rate of development of large detached dwellings in residential districts and determine what permanent regulatory controls are necessary and reasonable to address this issue.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, November 1, 2017

Bill 95

(Budget)

Relating to real property taxes. (Providing real property tax relief.)

PASS FIRST READING

Bill 96

(Parks, Community and Customer Services)

Relating to the Department of Customer Services. (Providing an automated process for the renewal of motor vehicles registrations at satellite city halls.)

PASS FIRST READING

Bill 97

(Budget)

Relating to the dedication of land for purposes of exemption from real property taxation. (Encouraging the cultivation of certain culturally significant fruits and flowers on properties in the City.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, November 1, 2017

Bill 98

(Budget)

Relating to real property taxes. (Granting real property tax relief.)

PASS FIRST READING

Bill 99

(Executive Matters and Legal Affairs)

Relating to bus stops. (Preserving the use of City bus stops for patrons of the City's bus system.)

PASS FIRST READING

Bill 100

(Budget)

Relating to real property taxation. (Addressing concerns regarding the valuation of real property; and establishing a property classification for high density residential properties.)

PASS FIRST READING

RESOLUTIONS

PUBLIC HEALTH, SAFETY AND WELFARE

CR-375

Resolution 17-247, CD1

Authorizing the use of overt video monitoring in the City and County of Honolulu to prevent and deter general criminal activity and achieve the legitimate law enforcement objective and legitimate public purpose of ensuring a safe and secure 2017 Honolulu Marathon event.

FOR ADOPTION

CR-376

Resolution 17-274

Urging the Legislature to enact legislation prohibiting the consumption of liquor on the premises of licensed liquor establishments after hours and requiring the carrying of identification by, and checking the identification of, persons buying or consuming liquor on the premises of licensed liquor establishments.

FOR ADOPTION

CR-377

Resolution 17-280, CD1

Requesting the Hawaii State Legislature to increase the penalty for the unlicensed manufacture or sale of liquor to a felony and to add the crime to the class of organized criminal activities under Hawaii Revised Statutes Chapter 842.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

EXECUTIVE MATTERS AND LEGAL AFFAIRS

(CR-353 adopted
10/11/17)

Resolution 17-246

Providing for the acquisition of an easement for public use, to wit: Portlock Road Beach Access Easement, situate at Maunaloa, Honolulu, Oahu, Hawaii, and determining and declaring the necessity of the acquisition thereof by eminent domain.

(Note: Laid over on 10/11/17 and published on 10/18/17)

FOR ADOPTION

CR-384

Resolution 17-277, CD1

Urging the City Administration to designate safe zones for homeless individuals.

FOR ADOPTION

CR-385

Resolution 17-281

Relating to the 2018 Hawaii State Association of Counties legislative package.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-386

Resolution 17-306

To retain the legal services of Cary T. Tanaka as Special Counsel for the City and County of Honolulu on behalf of Defendant Robert Jaeger in a legal action entitled Gordon J. Knowles v. Sheryl Sunia, et al., Civil No. 16-1-1086-6 BIA.

FOR ADOPTION

BUDGET

CR-391

Resolution 17-272

Accepting a gift to the City from the National Association of Licensing and Compliance Professionals.

FOR ADOPTION

CR-395

Resolution 17-294

Accepting a gift to the City from Mrs. Sheila Watumull for the Honolulu Zoo.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

BUDGET (Cont'd.)

CR-392

Resolution 17-291

Expressing the Council's preliminary support for the efforts of Ward Management Development Company, LLC, to create a community facilities district to finance infrastructure development for the Ward Village Project in Kakaako.

FOR ADOPTION

CR-393

Resolution 17-292

Approving an amendment to the City and County of Honolulu's Twenty-Second (22nd) Year Action Plan for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Emergency Solutions Grants (ESG) and Housing Opportunities for Persons with Aids (HOPWA) program funds, and authorizing its submittal to the U.S. Department of Housing and Urban Development (HUD).

FOR ADOPTION

CR-394

Resolution 17-293

Relating to reprogramming of the City's Twenty-Second (22nd) year Community Development Block Grant (CDBG) funds.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

BUDGET (Cont'd.)

CR-396

Resolution 17-296

Relating to the transfer of funds. (Department of
Transportation Services)

FOR ADOPTION

CR-397

Resolution 17-297, CD1

Relating to the transfer of funds. (Department of
Transportation Services)

FOR ADOPTION

PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY

CR-399

Resolution 17-235, CD1

Relating to the acceptance of a gift to the City from Hawaii
Energy (Energy Smart 4 Homes Program).

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY (Cont'd.)

CR-401

Resolution 17-271

Relating to the acceptance of a gift to the City from Gallo Business Media for travel expenses to attend the Public Works Summit.

FOR ADOPTION

CR-400

Resolution 17-269

Urging the Department of Facility Maintenance to replant a portion of the Kapolei Parkway medial strip with native, drought-resistant plants and to collaborate with the Board of Water Supply on a plan to properly maintain the new plantings.

FOR ADOPTION

ZONING AND HOUSING

CR-408

Resolution 17-258

Proposing an amendment to Chapter 22, Revised Ordinances of Honolulu 1990 (The Subdivision Ordinance), relating to park dedication.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

ZONING AND HOUSING (Cont'd.)

CR-410

Resolution 17-273, CD1

Granting a Special Management Area Use Permit to allow the construction of a new two-story workshop and classroom building, triangular open courtyard, and paved parking lot at Waianae High School. (Applicant: State Department of Education) (Deadline: 11/28/17)

FOR ADOPTION

CR-412

Resolution 17-302

Amending Resolution 15-297, CD1, to extend the deadline for commencement of construction of the Hale Kewalo Affordable Residential Housing Project at Honolulu, Oahu, Hawaii, Tax Map Keys: (1) 2-3-007:026 and (1) 2-3-007:109. (Developer: Hale Kewalo, LP) (Deadline: 11/1/17)

FOR ADOPTION

CR-413

Resolution 17-303

Proposing an amendment to Chapter 21, Revised Ordinances of Honolulu 1990 (The Land Use Ordinance), relating to Planned Development-Resort (PD-R) and Planned Development-Apartment (PD-A) projects.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

ZONING AND HOUSING (Cont'd.)

CR-405

Resolution 17-52, CD1

Proposing an amendment to Chapter 21, Revised Ordinances of Honolulu 1990 (The Land Use Ordinance), relating to vacation rentals.

FOR ADOPTION

CR-406

Resolution 17-163

Proposing an amendment to Chapter 21, Revised Ordinances of Honolulu 1990 (The Land Use Ordinance), relating to certain visitor accommodations.

FOR ADOPTION

CR-407

Resolution 17-164

Proposing an amendment to Chapter 21, Revised Ordinances of Honolulu 1990 (The Land Use Ordinance), relating to certain visitor accommodations.

FOR ADOPTION

CR-411

Resolution 17-301

Proposing an amendment to Chapter 21, Revised Ordinances of Honolulu 1990 (The Land Use Ordinance), as amended, relating to short-term rental accommodations.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

TRANSPORTATION AND PLANNING

CR-418

Resolution 17-237

Urging the City Administration to implement a pilot program, adopt a comprehensive transition plan, and move to all zero-emission electric buses.

FOR ADOPTION

CR-419

Resolution 17-238

Urging the City Administration to initiate the transition to an all zero-emission electric vehicle motor pool and automotive fleet.

FOR ADOPTION

CR-421

Resolution 17-285

Requesting the Department of Planning and Permitting to facilitate the official naming of Hoopuhi Street in Waianae.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

TRANSPORTATION AND PLANNING (Cont'd.)

CR-422

Resolution 17-298

Approving amendment to the City and County of Honolulu's list of projects in the Federal Fiscal Years 2015-2018 Transportation Improvement Program.

FOR ADOPTION

CR-423

Resolution 17-299

Approving the City and County of Honolulu's list of Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) candidate projects for consideration in the new Federal Fiscal Years 2019-2022 Transportation Improvement Program.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

BALANCE OF COMMITTEE REPORTS

EMLACR-387 To request authorization to settle a case against the City and County of Honolulu entitled Eric Schroeder v. Ace Towing Services, Inc., et al., Civil No. CV13-00706 BMK.

PWISCR-402 From the Department of Design and Construction, requesting consideration of Deed conveying roadway Lots 189, 190, 191 and 192; Grant of Drain Easements 1, 3, 4 and 30, Grant of Drain Easements 10, 14, 18, 20 and 25; Grant of Drain Easement 10; Grant of Drain Easement 14; Grant of Drain Easements 21; and Grant of Drain Easement 33; Grant of Flowage Easement 19; Grant of Flowage Easements 29, 32, 34, 36, 40 and 63; Grant of Sewer Easements 5 and 31; Grant of Sewer Easement 15; and Grant of Sewer Easement 26 for public use in Ewa. (Kahiwelo at Makakilo Phase I Subdivision) (D-632)

PWISCR-403 From the Department of Design and Construction, requesting consideration of Deed conveying roadway Lots 106 and 107; Grant of Drain Easement 12; Grant of Flowage Easement 11; Grant of Flowage Easement 12; and Grant of Sewer Easement 12 for public use in Waipahu. (The Renaissance Subdivision, Phase 2) (D-652)

FOR ADOPTION

UNFINISHED BUSINESS

ORDER OF BUSINESS
Wednesday, November 1, 2017

NEW BUSINESS

Communication D-672

From the Department of Design and Construction requesting consideration of Deed conveying roadway Lot 16881; Grant of Drain Easement 8966; Grant of Drain Easement 8967; and Grant of Flowage Easement 8966 for public use in Ewa. (Ewa by Gentry Area 36, Phase 3 Subdivision)

FOR ACTION

ORDER OF BUSINESS
Wednesday, November 1, 2017

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.

ANNOUNCEMENTS

ADJOURNMENT