ORDER OF BUSINESS
REGULAR MEETING
CITY COUNCIL CHAMBER
32ND SESSION
WEDNESDAY, DECEMBER 5, 2018
10 A.M.

SPEAKER REGISTRATION

Persons wishing to testify are requested to register by 10 a.m. as follows:

b. By faxing to 768-3826 your name, phone number and subject matter;
c. By filling out the registration form in person; or
d. By calling 768-3814.

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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MATERIALS AVAILABLE FOR INSPECTION

Meeting materials (“board packet” §92-7.5, HRS) are available for public inspection at the Council Information and Records Section’s service window at Room 202 in Honolulu Hale (530 S. King St.).

Accommodations are available upon request to persons with disabilities, please call 768-3814 or send an email to 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?publishid=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.
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PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 31st Session
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ORDER OF THE DAY

ENTER INTO THE COUNCIL JOURNAL

MM-155 From Mayor Kirk Caldwell, returning vetoed Bill 72, CD1, FD1, relating to fire safety.

FOR CONSIDERATION

Bill 72, CD1, FD1

Relating to fire safety.

PASS FINAL READING, THE MAYOR’S VETO TO THE CONTRARY NOTWITHSTANDING
ORDER OF BUSINESS
Wednesday, December 5, 2018

PUBLIC HEARING/RESOLUTIONS

Resolution 18-250 (Parks, Community and Customer Services)
Relating to the appointment of Deborah Pope to serve on the Commission on Culture and the Arts of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 18-251 (Parks, Community and Customer Services)
Relating to the appointment of Vincent A. Hazen to serve on the Commission on Culture and the Arts of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 18-252 (Budget)
Relating to the appointment of Kim Yoshimoto serve on the Grants In Aid Advisory Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE
APPOINTMENTS – RESOLUTIONS

PLANNING

CR-383 Resolution 18-204

Confirming the reappointment of Mr. Arthur B. Tolentino to serve on the Planning Commission of the City and County of Honolulu.

FOR ADOPTION

BUDGET

CR-391 Resolution 18-217

Confirming the reappointment of Mr. Neil P. Petagno to serve on the Board of Review I for Real Property Tax Appeals of the City and County of Honolulu.

FOR ADOPTION

CR-392 Resolution 18-218

Confirming the appointment of Mr. Jeffrey Freitas to serve on the Board of Review II for Real Property Tax Appeals of the City and County of Honolulu.

FOR ADOPTION
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PUBLIC HEARING/SECOND READING

BUDGET

CR-390       Bill 74, CD1

Relating to penalties. (Establishing certain provisions, including a set fine, for a person who has abandoned a vehicle on a public street or highway.)

PASS SECOND READING, AS AMENDED

ZONING AND HOUSING

CR-408       Bill 79, CD1

Relating to detached dwellings. (Addressing the problem of the illegal use of large residential structures in residential districts.)

PASS SECOND READING, AS AMENDED
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THIRD READING

PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-378  
Bill 76, CD1
Relating to parks. (Maintaining the existing recreational uses of Ala Moana Regional Park, ensuring that the park is safe for park users, and preserving the enjoyment of the park for the largest number of park users.)

PASS THIRD READING

PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY

CR-400  
Bill 41, CD1
Relating to public property. (Addressing damage to, and alteration of, public property, including prohibiting alteration of public property by the posting of unauthorized signs thereon.)

PASS THIRD READING, AS AMENDED

CR-401  
Bill 65
Relating to private streets and roads. (Addressing the conditions under which the City may maintain private streets and roads and recover the costs of providing such maintenance.)

PASS THIRD READING
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ZONING AND HOUSING

CR-357       Bill 45, CD2

Relating to the Haleiwa Special District. (Amending certain provisions, a table, and maps pertaining to the Haleiwa Special District, to ensure that the district regulations continue to fulfill their purpose of guiding development and protecting and enhancing the physical and visual aspects of the Haleiwa Special District for the benefit of the community as a whole.)

PASS THIRD READING, AS AMENDED

Bill 45, CD2, Proposed FD1
(Submitted by Council Chair Martin)
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FIRST READING

Bill 83  (Transportation)
Relating to pedestrian safety. (Improving the safety of pedestrians in the City and County of Honolulu.)

PASS FIRST READING

Bill 84  (Zoning and Housing)
Relating to structures built without a required permit. (Deterring construction activities conducted without building permits by withholding the issuance of necessary permits or approvals until all outstanding fines for such unpermitted activities are paid.)

PASS FIRST READING

Bill 85  (Zoning and Housing)
Relating to vacation rentals. (Amending the Land Use Ordinance to further regulate vacation rentals.)

PASS FIRST READING
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Bill 86 (Zoning and Housing)
Relating to certain visitor accommodations. (Amending the Land Use Ordinance’s regulation of transient vacation units and bed and breakfast homes.)
PASS FIRST READING

Bill 87 (Zoning and Housing)
Relating to certain visitor accommodations. (Amending the Land Use Ordinance relating to transient vacation units and bed and breakfast homes).
PASS FIRST READING

Bill 88 (Zoning and Housing)
Relating to short-term rental accommodations. (Amending the Land Use Ordinance to further address the regulation of bed and breakfast homes and transient vacation units).
PASS FIRST READING
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Bill 89 (Zoning and Housing)
PASS FIRST READING

Bill 90 (Zoning and Housing)
Relating to short-term rentals. (Amending the Revised Ordinances of Honolulu to require disclosure of whether short-term rentals are allowed on a property that is being sold.)
PASS FIRST READING

Bill 91 (Zoning and Housing)
Relating to county inspections. (Amending the Revised Ordinances of Honolulu to establish the offense of knowingly making a false statement to a City official as a misdemeanor.)
PASS FIRST READING
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Bill 92
(Public Works, Infrastructure and Sustainability)
Relating to polystyrene foam containers. (Addressing the use of polystyrene foam containers.)
PASS FIRST READING

Bill 93
(Zoning and Housing)
Relating to building permits. (Improving the administration and efficiency of building permit processing.)
PASS FIRST READING
RESOLUTIONS

PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-379 Resolution 18-227, CD1

Accepting a gift to the City from Bank of Hawaii.

FOR ADOPTION, AS AMENDED

CR-380 Resolution 18-260

Accepting a gift to the City from Shimmick/Traylor/Granite JV.

FOR ADOPTION

CR-381 Resolution 18-264, CD1

Renaming the Diamond Head Tennis Center to the Donald A. Andrews Tennis Center at Diamond Head.

FOR ADOPTION, AS AMENDED

Resolution 18-264, CD1, Proposed FD1
(Submitted by Councilmember Ozawa)

Renaming the Diamond Head Tennis Center to the Donald A. Andrews Diamond Head Tennis Center.
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PARKS, COMMUNITY AND CUSTOMER SERVICES (Cont’d.)

CR-382 Resolution 18-265
Urging the Administration to expedite the transfer by deed of 400 acres of designated Kalaeloa Parklands from the United States to the City and County of Honolulu.

FOR ADOPTION

PLANNING

CR-384 Resolution 18-243
Accepting a gift to the City from the American Association of Retired Persons.

FOR ADOPTION

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-385 Resolution 18-261
Accepting a gift to the City from the Seoul Metropolitan Government.

FOR ADOPTION

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EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont’d.)

CR-386  Resolution 18-224, CD1
Relating to an equal minimum wage for workers with disabilities.

FOR ADOPTION, AS AMENDED

CR-387  Resolution 18-276
Opposing the Federal Communications Commission’s proposed rules on the regulation of the local cable television franchising process.

FOR ADOPTION

CR-388  Resolution 18-279
To request additional funds for Contract No. SC-COR-1800081 to continue the services of McCorriston Miller Mukai MacKinnon LLP, as Special Deputy Corporation Counsel to represent the City and County of Honolulu in a legal action entitled Clifford McArthur Rigsbee as Personal Representative of the Estate of Clifford Meredith Rigsbee, Deceased v. the City and County of Honolulu, Civil No. 17-00532 HG-KSC

FOR ADOPTION
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BUDGET

CR-394 Resolution 18-234, CD1
Accepting a gift to the City from the Honolulu Zoological Society.

FOR ADOPTION, AS AMENDED

CR-396 Resolution 18-253
Accepting a gift to the City from Ignite Cities, LLC.

FOR ADOPTION

CR-399 Resolution 18-271, CD1
Accepting a gift to the City from the Consumer Technology Association.

FOR ADOPTION, AS AMENDED
ORDER OF BUSINESS
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BUDGET (Cont’d.)

CR-393 Resolution 18-226
Relating to the transfer of funds. (Department of Community Services)

FOR ADOPTION

CR-395 Resolution 18-244
Relating to the transfer of funds. (Honolulu Emergency Services Department)

FOR ADOPTION

CR-397 Resolution 18-263
Providing for the acquisition of a pedestrian easement for public use, to wit: Portlock Road Beach Access Easement, situate at Maunalua, Honolulu, Oahu, Hawaii, and determining and declaring the necessity of the acquisition thereof by eminent domain.

LAID OVER AND BE PUBLISHED
ORDER OF BUSINESS
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BUDGET (Cont’d.)

CR-398 Resolution 18-268, CD1

Relating to the transfer of funds. (Department of Land Management)

FOR ADOPTION, AS AMENDED

PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY

CR-402 Resolution 18-149, CD1

Authorizing acceptance of the dedication and transfer of various parcels and remnant roadways from the Hawaii Community Development Authority in the Kakaako Community Development District to the City and County of Honolulu.

FOR ADOPTION, AS AMENDED

CR-403 Resolution 18-221, CD1

Urging the City Administration to establish goals for 100 percent renewable energy and a carbon neutral economy to accelerate the City and County of Honolulu’s implementation of the 2018 Global Climate Action Summit Policies.

FOR ADOPTION, AS AMENDED

Resolution 18-221, CD1, Proposed FD1
(Submitted by Councilmember Fukunaga)
PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY (Cont’d.)

CR-404 Resolution 18-266

CANCELLED


FOR ADOPTION

ZONING AND HOUSING

CR-410 Resolution 18-236, CD1

Approving a conceptual plan for a planned development-apartment project for the redevelopment of 2.52 acres with mixed use commercial and residential project in Waikiki, Oahu. (Applicant: OliverMcMillan Kuhio, LLC) (Deadline: 12/17/18)

FOR ADOPTION, AS AMENDED

CR-412 Resolution 18-272

Urging the Administration to implement emergency procedures to alleviate the processing backlog causing delays in the issuance of building permits.

FOR ADOPTION
ORDER OF BUSINESS
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PUBLIC HEALTH, SAFETY AND WELFARE

CR-413  Resolution 18-235
Accepting a gift to the City from Ms. Jo Ann Trask.
FOR ADOPTION

CR-414  Resolution 18-247
Relating to the acceptance of a gift to the City from Hawaii Specialty Vehicles to provide refreshments at a Honolulu Fire Department (HFD) Apparatus Blessing Ceremony.
FOR ADOPTION

CR-415  Resolution 18-258, CD1
Accepting a gift to the City from the Honolulu Police Community Foundation.
FOR ADOPTION, AS AMENDED

CR-416  Resolution 18-259
Accepting a gift to the City from Hawaiian Airlines.
FOR ADOPTION
PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY

The following Resolutions have been posted in anticipation of the action to be taken by the Council’s Committee on Public Works, Infrastructure and Sustainability at its meeting on Tuesday, December 4, 2018; and therefore, the Council may or may not take action on the Resolutions or any amendments proposed thereto.

CR-___ Resolution 18-280 and any amendments proposed thereto

Applying the revised 2018 update to the City and County of Honolulu’s Homeless Action Plan for all Council districts.

FOR ACTION

CR-___ Resolution 18-281 and any amendments proposed thereto

Withholding approval of the 2018 update to the City and County of Honolulu’s Homeless Action Plan.

FOR ACTION
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BALANCE OF COMMITTEE REPORTS

EMLACR-389 Request for authorization to settle a case against the City and County of Honolulu entitled Cindy Masako Kamikawa, as personal representative of the Estate of Jon Kamikawa v. City and County of Honolulu, et al., Civil No. 16-1-0292-02 VLC (First Circuit Court)

PWISCR-405 Deed conveying roadway Lots 16440 to 16444, inclusive; Grant of Drain Easement 6288; Grant of Flowage Easement 6288; and Grant of Sewer Easement 6288 (Māliche Unit 128 Subdivision). (D-705)

ZHCR-406 Bill 46, CD1 – Relating to the Haileiwa Special District. Granting a 120-day extension of time. (Deadline: 1/25/19 + 120 days)

ZHCR-407 Bill 47, CD1 – Relating to mobile commercial establishments. Granting a 120-day extension of time. (Deadline: 1/25/19 + 120 days)

ZHCR-409 Bill 80 – Relating to detached dwellings. Granting a 120-day extension of time. (Deadline: 1/31/19 + 120 days)

ZHCR-411 Resolution 18-238 – Granting a Special Management Area (SMA) Use Permit to allow the development of three single-family dwelling units on the site. Granting a 120-day extension of time. (Deadline: 12/21/18 + 120 days)

FOR ADOPTION
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UNFINISHED BUSINESS

NEW BUSINESS

Resolution 18-269

Approving the grant of perpetual non-exclusive waterline easements to the United States of America, Department of the Navy within the City’s portion of Waihona Street, TMK: 9-6-004-Road and Second Street, TMK: 9-7-021-Road.

FOR ACTION

Resolution 18-274

Establishing a sister city relationship with Sakaimachi, Ibaraki Prefecture, Japan.

FOR ACTION
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COMMITTEE OF THE WHOLE/EXECUTIVE SESSION

If the need arises with respect to any item on this agenda, then pursuant to Council Rule 12.A and Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), the Council may resolve itself into a Committee of the Whole to consult with its attorneys in executive session on questions and issues pertaining to the Council's powers, duties, privileges, immunities and/or liabilities relating to that item.

ANNOUNCEMENTS

ADJOURNMENT