ORDER OF BUSINESS
REGULAR MEETING
CITY COUNCIL CHAMBER
19TH SESSION
WEDNESDAY, NOVEMBER 6, 2019
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, will be available to the public on both the City Council’s pilot website: www.honolulu-citycouncil.com as well as the City’s legacy 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 www.honolulu-citycouncil.com and http://olelo.granicus.com/MediaPlayer.php?publishid=92; (2) televised live broadcast on Olelo TV Channel 54; or (3) after the meeting at http://www.honolulu-citycouncil.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 6, 2019

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 18th Session
ORDER OF THE DAY

APPOINTMENTS – RESOLUTIONS

PUBLIC SAFETY AND WELFARE

CR-342 Resolution 19-184

Confirming the appointment of Marc E. Dexter to serve on the Citizens Advisory Commission on Civil Defense of the City and County of Honolulu.

FOR ADOPTION

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ORDER OF BUSINESS
Wednesday, November 6, 2019

PUBLIC HEARING/SECOND READING

BUDGET

CR-298	Bill 55, CD1
Relating to real property taxation. (Creating a real property tax classification for properties used for bed and breakfast home purposes and clarifying the classification of transient vacation units.)

PASS SECOND READING, AS AMENDED

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

CR-305	Bill 54
Relating to public parks. (Regulating the use of canopies, pallets, platform trucks, tarps and wheeled devices in City parks.)

PASS SECOND READING
BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM

CR-312

Bill 51, CD1

Relating to tourism. (Establishing a “Keep Hawaii Hawaii — Promise to Our Keiki Pledge” for visitors to the City and County of Honolulu, similar to the Pono Pledge campaign of Hawaii Island and the Aloha Pledge of Kauai, both of which are aimed at promoting visitor awareness and on-island behaviors that are as environmentally responsible and culturally sensitive as possible.)

PASS SECOND READING, AS AMENDED

Bill 51, CD1, Proposed FD1
(Submitted by Councilmember Pine)

CR-313

Bill 52, CD1

Relating to parks. (Protecting the public health and safety by establishing criteria and procedures for the closure of City parks at night.)

PASS SECOND READING, AS AMENDED

Bill 52, CD1, Proposed FD1
(Submitted by Councilmember Pine)
ORDER OF BUSINESS
Wednesday, November 6, 2019

TRANSPORTATION

CR-325 Bill 53
Relating to motorcycles and mopeds. (Amending the City’s Traffic Code to address noise caused by the operation of motorcycles and mopeds.)

PASS SECOND READING

ZONING, PLANNING AND HOUSING

CR-330 Bill 2, CD1
Relating to Interim Planned Development Permits for transit-oriented development within close proximity to future rail stations. (Amending the provisions of the Land Use Ordinance pertaining to the Interim Planned Development-Transit Permit in the future Transit-Oriented Development Special District areas.)

PASS SECOND READING, AS AMENDED
ORDER OF BUSINESS
Wednesday, November 6, 2019

ZONING, PLANNING AND HOUSING (Cont'd.)

CR-332 Bill 28, CD1

Relating to affordable housing incentives. (Amending the affordable housing incentives enacted by Ordinance 18-1, as amended by Ordinance 19-8.)

PASS SECOND READING, AS AMENDED

CR-333 Bill 50, CD1

Relating to the Building Code. (Updating Chapter 16, Revised Ordinances of Honolulu 1990, by adopting the State Building Code, the State Residential Code, and the International Existing Building Code, subject to local amendments herein, and amending Article 14.)

PASS SECOND READING, AS AMENDED
ORDER OF BUSINESS
Wednesday, November 6, 2019

PUBLIC HEARING/ADOPTION

PUBLIC SAFETY AND WELFARE

CR-348 Resolution 19-261

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 2019 Honolulu Marathon event.

FOR ADOPTION

RESOLUTIONS

PUBLIC INFRASTRUCTURE, TECHNOLOGY AND SUSTAINABILITY

CR-329 Resolution 19-270, CD1

Reaffirming the Council’s position, as set forth in Resolution 18-266, CD1, adopted on March 8, 2019, relating to the Red Hill Bulk Fuel Storage Facility upgrade alternative options.

FOR ADOPTION, AS AMENDED
ORDER OF BUSINESS
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THIRD READING

BUDGET

CR-297  Bill 42

Amending Ordinance No. 18-39. (Updating and amending Ordinance 18-39 regarding the limitations on the City Subsidy to the capital cost of the Honolulu Rail Transit Project.)

PASS THIRD READING

Bill 42, Proposed FD1
(Submitted by Councilmember Manahan)

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

CR-304  Bill 48, CD1

Relating to exceptional trees. (Amending the protective regulations for exceptional trees.)

PASS THIRD READING

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PUBLIC INFRASTRUCTURE, TECHNOLOGY AND SUSTAINABILITY

CR-328  Bill 45, CD1

Relating to watersheds and water reservoirs. (Restricting access to public property used as access to a watershed or water reservoir site.)

PASS THIRD READING

PUBLIC SAFETY AND WELFARE

CR-340  Bill 39, CD2

Establishing a program for extended lifeguard services within the Department of Emergency Services. (Establishing a program in the Department of Emergency Services to serve public safety and welfare by extending lifeguard services at public beaches to cover day time hours.)

PASS THIRD READING, AS AMENDED
FIRST READING

Bill 56  (Budget)
Relating to bus passes. (Authorizing the Department of Transportation Services to establish a pilot program for free bus passes for high school students on Oahu to attend off-campus or after-school programs.)

PASS FIRST READING

Bill 58  (Zoning, Planning and Housing)
To rezone land situated at Haleiwa, Oahu, Hawaii. (Rezoning land from the R-5 Residential District to the B-1 Neighborhood Business District.) (Applicant: Haleiwa KEM 7309, LLC)

PASS FIRST READING
Bill 59 (Parks, Community Services and Intergovernmental Affairs)

Relating to animals. (Amending certain provisions relating to dogs and cats.)

PASS FIRST READING

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Bill 60 (Zoning, Planning and Housing)

Relating to affordable rental housing. (Addressing affordable rental housing.)

PASS FIRST READING
RESOLUTIONS CONTINUED

BUDGET

CR-299 Resolution 19-207, CD1
Supporting the Four-Year Area Plan on Aging Under the Older Americans Act of 1965, as reauthorized in 2016.

FOR ADOPTION, AS AMENDED

CR-300 Resolution 19-221, CD1
Petitioning the Honolulu Liquor Commission to amend the Liquor Commission Rules.

FOR ADOPTION, AS AMENDED

CR-301 Resolution 19-222, CD1
Relating to the transfer of funds. (Department of Transportation Services)

FOR ADOPTION, AS AMENDED
ORDER OF BUSINESS  
Wednesday, November 6, 2019

BUDGET (Cont'd.)

CR-302 Resolution 19-234, CD1

Urging the Honolulu Authority for Rapid Transportation to establish a plan to incorporate lessons learned from its prior and current rail project construction contracts into the upcoming City Center guideway and stations contract in general, and the Dillingham Boulevard segment of this contract in particular, in order to prepare, assist, and create value for the Dillingham Boulevard area residential and business communities, and thus, mitigate the impacts of rail project construction on those communities.

FOR ADOPTION, AS AMENDED

CR-303 Resolution 19-264

Directing the City Auditor to conduct a performance audit of the operations of the ticket sales operations of the Department of Enterprise Services for events held at the Neal S. Blaisdell Center.

FOR ADOPTION
ORDER OF BUSINESS
Wednesday, November 6, 2019

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

CR-307 Resolution 19-244
Accepting a gift to the City from Hawaii Medical Service Association.

FOR ADOPTION

CR-308 Resolution 19-245
Accepting a gift to the City from the Friends of Honolulu Parks and Recreation.

FOR ADOPTION

CR-310 Resolution 19-253
Accepting a gift to the City from Bank of Hawaii.

FOR ADOPTION
ORDER OF BUSINESS
Wednesday, November 6, 2019

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS (Cont’d.)

CR-306 Resolution 19-235
Renaming Kaneohe Beach Park to Nāoneala‘a Park.

FOR ADOPTION

Resolution 19-235, Proposed FD1
(Submitted by Council Chair Anderson)
Renaming Kaneohe Beach Park to Nāoneala‘a a Kāne‘ohe.

CR-309 Resolution 19-250
Requesting adoption of alternative uses for Kamalii Mini Park and removal of this site from the City’s parks inventory.

FOR ADOPTION

Resolution 19-250, Proposed FD1
(Submitted by Councilmember Fukunaga)
ORDER OF BUSINESS  
Wednesday, November 6, 2019

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS (Cont’d.)

CR-311          Resolution 19-263

Requesting the City Administration to provide alternate sites for a playground serving the Kakaako area.

FOR ADOPTION

BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM

CR-314          Resolution 19-227, CD1

Urging the Legislature of the State of Hawaii to enact legislation to require tour, airline, and cruise operators to show visitors an informational video upon entering the State or before embarking on activities.

FOR ADOPTION, AS AMENDED
CR-315  Resolution 19-262

FOR ADOPTION

CR-316  Resolution 19-268
Urging the Hawaii State Legislature to establish impact fees for tourists.

FOR ADOPTION

CR-321  Resolution 19-260
Accepting a gift to the City from the Seoul Metropolitan Government.

FOR ADOPTION
CR-287 Resolution 19-209

Urging the President of the United States, the United States Congress, and the United States Citizenship and Immigration Services of the Department of Homeland Security to retain the Filipino World War II Veterans Parole Program.

FOR ADOPTION

CR-317 Resolution 19-246

Urging the City Administration to initiate condemnation proceedings for the Alii Place ground lease.

FOR ADOPTION

CR-318 Resolution 19-255

Requesting that the City Auditor conduct performance audits of the Honolulu Police Department and Department of the Prosecuting Attorney.

FOR ADOPTION
ORDER OF BUSINESS
Wednesday, November 6, 2019

TRANSPORTATION

CR-326 Resolution 19-259

Urging the Department of Customer Services to develop a strategic community outreach program to encourage the public to apply for Real ID-compliant driver's licenses and State identification cards prior to the U.S. Department of Homeland Security's October 1, 2020, deadline.

FOR ADOPTION

CR-327 Resolution 19-265, CD1

Approving an amendment to the City and County of Honolulu’s list of Federal Transit Administration candidate projects in the Federal Fiscal Years 2019-2022 Transportation Improvement Program.

FOR ADOPTION, AS AMENDED
ORDER OF BUSINESS
Wednesday, November 6, 2019

ZONING, PLANNING AND HOUSING

CR-335 Resolution 19-159, CD1
Adopting a revision to the Public Infrastructure Map for the Ewa Development Plan Area

FOR ADOPTION, AS AMENDED

CR-337 Resolution 19-225, CD1
Approving a conceptual plan for a Planned Development-Resort project for the redevelopment of 4.153 acres with mixed use retail and resort project in Waikiki, Oahu. (Applicant: Kyo-ya Kaiulani, LLC) (Deadline: 11/8/19)

FOR ADOPTION, AS AMENDED
ZONING, PLANNING AND HOUSING (Cont'd.)

CR-338 Resolution 19-266

Requesting the Hawaii Housing Finance and Development Corporation to amend its rules relating to the State Assisted Land and Housing Development Program.

FOR ADOPTION

CR-339 Resolution 19-267, CD1

Granting a Special Management Area Use Permit to allow the installation of a solar photovoltaic and battery storage system at Kapiolani Community College in Diamond Head, Oahu. (Applicant: University of Hawaii Community Colleges) (Deadline: 12/13/19)

FOR ADOPTION, AS AMENDED
ORDER OF BUSINESS
Wednesday, November 6, 2019

PUBLIC SAFETY AND WELFARE

CR-343 Resolution 19-218
Providing for the adoption of the fully updated Multi-Hazard Pre-Disaster Mitigation Plan for the City and County of Honolulu under the provisions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended by the Disaster Mitigation Act of 2000.

FOR ADOPTION

CR-344 Resolution 19-239
Urging the Hawaii State Legislature to restrict the issuance and renewal of cabaret licenses within Waikiki to establishments within hotels.

FOR ADOPTION
ORDER OF BUSINESS
Wednesday, November 6, 2019

PUBLIC SAFETY AND WELFARE (Cont'd.)

CR-345 Resolution 19-242
Urging the City Administration to create a Food Security Administrator position.

FOR ADOPTION

Resolution 19-242, Proposed FD1
(Submitted by Councilmember Waters)

Urging the City Administration to create a Food Security and Sustainability Administrator position.

CR-346 Resolution 19-243, CD1
Urging the Legislature of the State of Hawaii to repeal the statutory provisions preempting stricter county regulation of the sale of cigarettes, tobacco products, and electronic smoking devices.

FOR ADOPTION, AS AMENDED
ORDER OF BUSINESS
Wednesday, November 6, 2019

PUBLIC SAFETY AND WELFARE (Cont'd.)

CR-347 Resolution 19-258

Requesting the City Administration to update the City Council on plans for immediate and long-term repairs to the Koko Head Stairs and urging the Mayor to release Council-approved appropriations for these repairs.

FOR ADOPTION

FILE

Bill 57

To rezone land situated at Kaneohe, Oahu, Hawaii. (Rezoning land from the R-5 Residential District to the B-1 Neighborhood Business District.) (Applicant: Haleiwa KEM 7309, LLC)

FILE
ORDER OF BUSINESS
Wednesday, November 6, 2019

BALANCE OF COMMITTEE REPORTS

EMLACR-322  Request for authorization to settle a claim for attorneys’ fees in the case entitled Andrew Namiki Roberts v. City and County of Honolulu, et al., Civil No. 15-00467 ACK-RLP (USDC).

EMLACR-323  Request to enter into consent agreement and final order for Two Large Capacity Cesspools on Helemano Plantation.

EMLACR-324  Request for authorization to intervene in and amend the stipulation to settle all claims of the parties in the matter entitled In the Matter of the Petition of Oceanic Time Warner Cable LLC, Department of Commerce and Consumer Affairs, Case No. CTV-2013-1.

ZHCR-334  Resolution 19-136 – Approving an application for a Plan Review Use Permit for the relocation of Oahu Community Correctional Center to Halawa, and terminating the Plan Review Use Permit in Kalihi. Granting a 120-day extension of time. (Deadline: 11/27/19 + 120 days)

ZHCR-336  Resolution 19-224 – Approving a conceptual plan for an Interim Planned Development-Transit project for the Keaumoku Development Condominium and Commercial Project. Granting a 90-day extension of time. (Deadline 11/8/19 + 90 days)

FOR ADOPTION

UNFINISHED BUSINESS
ORDER OF BUSINESS
Wednesday, November 6, 2019

NEW BUSINESS

Resolution 19-271
Relating to the Hawaii State Association of Counties Executive Committee’s nomination to the Western Interstate Region Board of Directors.

FOR ACTION

Resolution 19-272
Accepting a gift to the City from the Honolulu Firefighters Foundation.

FOR ACTION
Resolution 19-273

Accepting a gift to the City from the Seoul Metropolitan Government.

FOR ACTION

Resolution 19-280

Accepting a gift to the City from the Incheon Metropolitan Council for travel-related expenses to visit Incheon, Republic of Korea, from November 16 to November 21, 2019.

FOR ACTION
ORDER OF BUSINESS
Wednesday, November 6, 2019

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