



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
22ND SESSION

WEDNESDAY, JANUARY 29, 2020
10 A.M.

SPEAKER REGISTRATION

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

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>;
- b. By faxing to 768-3826 your name, phone number and subject matter;
- c. By filling out the registration form in person; or
- d. By calling 768-3814.

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's Council's pilot website: www.honolulucitycouncil.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 jymane1@honolulu.gov at least three working days prior to the meeting.

The Meeting is viewable by: (1) internet live streaming through www.honolulucitycouncil.com and http://olelo.granicus.com/MediaPlayer.php?publish_id=92; (2) televised live broadcast on Olelo TV Channel 54; or (3) after the meeting 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, January 29, 2020

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 21st Session

ORDER OF BUSINESS
Wednesday, January 29, 2020

ORDER OF THE DAY

PUBLIC HEARING/RESOLUTIONS

Resolution 19-322 (Executive Matters
and Legal Affairs)

Relating to the reappointment of Allene Suemori to serve on the Ethics Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 19-327 (Budget)

Confirming the reappointment of Vincent Baldemor to serve on the Grants in Aid Advisory Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 19-328 (Executive Matters
and Legal Affairs)

Confirming the reappointment of Joni C. Tanimoto to serve on the Civil Service Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ORDER OF BUSINESS
Wednesday, January 29, 2020

Resolution 20-3

(Parks, Community Services
and Intergovernmental Affairs)

Relating to the nomination of James R. Skizewski to serve as the Executive Secretary to the Neighborhood Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 20-4

(Public Infrastructure,
Technology and Sustainability)

Confirming the reappointment of Dana Kapuaala Sproat to serve on the Board of Water Supply of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ORDER OF BUSINESS
Wednesday, January 29, 2020

APPOINTMENTS – RESOLUTIONS

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-11

Resolution 19-284

Relating to the reappointment of Victoria Marks to serve on the Ethics Commission of the City and County of Honolulu.

FOR ADOPTION

BUDGET

CR-19

Resolution 19-310

Relating to the appointment of Kaipo Kukahiko, to serve on the Grants in Aid Advisory Commission of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 29, 2020

PUBLIC INFRASTRUCTURE, TECHNOLOGY AND SUSTAINABILITY

CR-24

Resolution 19-311

Confirming the nomination of Mark K. Yonamine to serve as the Director of Design and Construction of the City and County of Honolulu.

FOR ADOPTION

PUBLIC SAFETY AND WELFARE

CR-36

Resolution 19-282

Confirming the nomination of Dr. Masahiko Kobayashi, to serve as the Medical Examiner of the City and County of Honolulu.

FOR ADOPTION

CR-38

Resolution 19-312

Relating to the reappointment of Stefanie Lee to serve on the Fire Commission of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 29, 2020

PUBLIC HEARING/SECOND READING

BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM

CR-8

Bill 34 (2019), CD1

Relating to the Office of Climate Change, Sustainability and Resiliency. (Requiring the City and County of Honolulu Office of Climate Change, Sustainability and Resiliency to track and report annually on Oahu visitor industry sustainability efforts as a way to encourage that industry to adopt sustainable ecotourism policies whenever possible, with the aim of reducing solid waste production, reducing water and fossil fuel use, and promoting options for cleaner energy and multi-modal transportation.)

PASS SECOND READING, AS AMENDED

BUDGET

CR-17

Bill 61 (2019)

Relating to building permit fees. (Addressing building permit fees for projects started prior to obtaining a building permit.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, January 29, 2020

PUBLIC INFRASTRUCTURE, TECHNOLOGY AND SUSTAINABILITY

CR-22

Bill 62 (2019)

Relating to storm water, flood, and erosion damage. (Providing for a new procedure under which the City shall undertake storm water, flood, and erosion damage remediation measures on private properties.)

PASS SECOND READING

CR-23

Bill 64 (2019)

Relating to unlawful disposal of refuse or bulky waste. (Addressing the illegal disposal of refuse and bulky waste upon public streets, roadsides, alleys, highways and public places within the City and County of Honolulu.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, January 29, 2020

THIRD READING

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

CR-1

Bill 59 (2019), FD1, CD2

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

PASS THIRD READING, AS AMENDED

Bill 59 (2019), FD1, CD2, Proposed CD2, FD2
(Submitted by Councilmember Kobayashi)

BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM

CR-9

Bill 51 (2019), FD1, CD2

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 THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, January 29, 2020

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-10

Resolution 19-35

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (2017 Edition) to establish a term limit for the Prosecuting Attorney of the City and County of Honolulu.

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, January 29, 2020

FIRST READING

Resolution 19-329

(Executive Matters
and Legal Affairs)

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (2017 Edition), as amended, relating to the creation of a Youth Commission.

PASS FIRST READING

Resolution 19-330

(Executive Matters
and Legal Affairs)

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (2017 Edition) relating to the Department of the Prosecuting Attorney.

PASS FIRST READING

Resolution 19-331

(Executive Matters
and Legal Affairs)

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (2017 Edition), relating to the Honolulu Ethics Commission.

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, January 29, 2020

Bill 68 (2019)

(Budget)

Relating to the Special Impact Fund. (Creating a Special Impact Fund to be administered by the Department of Budget and Fiscal Services.)

PASS FIRST READING

Bill 1

(Budget)

Relating to City advertisements. (Excepting liquor commission advertisements from the requirement that City advertisements including a statement that the advertisement is paid for, in whole or part, by City taxpayers.)

PASS FIRST READING

Bill 2

(Zoning, Planning and Housing)

Relating to off-street parking and loading. (Comprehensively updating the off-street parking and loading requirements in Chapter 21 of the Revised Ordinances of Honolulu 1990 (the Land Use Ordinance).)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, January 29, 2020

Bill 3

(Business, Economic
Development and Tourism)

Relating to the establishment of a Keep Hawaii Hawaii Pass Program. [Establishing a program that would allow both visitors and residents to purchase passes for discounts and priority access to popular Oahu attractions, with the City's portion of the pass proceeds to be deposited into a special user impact fund that the City may use to offset its costs of maintaining public parks and beaches, and to supplement the operating budgets of the Emergency Services Department (Ocean Safety and Lifeguard Services Division in particular), the Honolulu Police Department, the Honolulu Fire Department, and the Department of Parks and Recreation.]

PASS FIRST READING

Bill 4

(Budget)

Relating to real property taxation. (Amending the provisions relating to the Residential A real property class for real property taxation purposes.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, January 29, 2020

Bill 5

(Budget)

Relating to the Affordable Housing Fund. [Amending Chapter 6, Article 63 of the Revised Ordinances of Honolulu 1990, as amended, entitled Affordable Housing Fund, to conform to changes in the 1973 Revised Charter of the City & County of Honolulu (2017 Edition)].

PASS FIRST READING

Bill 6

(Public Safety and Welfare)

Relating to City-owned streams and riparian zones. (Amending the provisions relating to the regulation of City-owned streams and stream riparian zones or portions thereof to prohibit, subject to certain exceptions, persons from sitting, lying or walking on a wall erected by the City in City-owned stream riparian zones.)

PASS FIRST READING

RESOLUTIONS

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

CR-3

Resolution 19-321, CD1

Accepting a gift to the City from the Koko Head Potters.

FOR ADOPTION, AS AMENDED

CR-5

Resolution 20-9

Accepting a gift to the City from Kaho'omiki.

FOR ADOPTION

CR-2

Resolution 19-178

Renaming Thomas Square to King Kamehameha III at Thomas Square.

FOR ADOPTION

Resolution 19-178, Proposed FD1

(Submitted by Councilmember Tsuneyoshi)

Relating to King Kamehameha III at Thomas Square.

ORDER OF BUSINESS
Wednesday, January 29, 2020

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

CR-4

Resolution 19-333

Urging the City Administration to create additional park ranger positions and expand the City's park ranger program island-wide.

FOR ADOPTION

CR-6

Resolution 20-11

Urging the City Administration to construct a canoe halau at Haleiwa Beach Park Mauka.

FOR ADOPTION

CR-7

Resolution 20-12

Urging the City Department of Parks and Recreation and the State Department of Land and Natural Resources to adopt new rules relating to City and State permits issued to surfing contest promoters to ensure gender equity for all competitive surfing events held on the North Shore of Oahu.

FOR ADOPTION

Resolution 20-12, Proposed FD1
(Submitted by Councilmember Tsuneyoshi)

ORDER OF BUSINESS
Wednesday, January 29, 2020

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-12

Resolution 20-17

To retain the legal services of McCorriston Miller Mukai & Mackinnon LLP as Special Counsel for the City and County of Honolulu on behalf of Defendant Keith M. Kaneshiro in a legal action entitled Julie M. Ake v. Keith M. Kaneshiro, et al., Civil No. 19-1-0730-05 (BIA).

FOR ADOPTION

CR-13

Resolution 20-18

To request additional funds for Contract No. SC COR-1800068 to continue the services of Kobayashi Sugita & Goda, LLP as Special Deputy Corporation Counsel for the City and County of Honolulu in the civil action entitled Parsons RCI, Inc. v. City and County of Honolulu; Civil No. 18-1-1057-07 DEO (Cir. Ct.).

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 29, 2020

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-14

Resolution 20-19

To retain the law office of McCorriston Miller Mukai Mackinnon LLP to provide legal services as Special Counsel for the City and County of Honolulu on behalf of Defendant Keith M. Kaneshiro in a legal action entitled Tracy Yoshimura v. Keith M. Kaneshiro, et al., Civil No. 1CSP-19-0000014 (JMT).

FOR ADOPTION

BUDGET

CR-18

Resolution 19-306

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

FOR ADOPTION

CR-20

Resolution 19-334

Authorizing the Director of Budget and Fiscal Services to issue and sell in one or more series not to exceed \$375,000,000 principal amount of General Obligation Bonds of the City and County of Honolulu to finance capital costs of the Honolulu Rail Transit Project.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 29, 2020

BUDGET (Cont'd.)

CR-21

Resolution 20-10, CD1

Approving collective bargaining cost items for the included and excluded employees of the City and County of Honolulu in Bargaining Unit 3 (Hawaii Government Employees Association).

FOR ADOPTION, AS AMENDED

PUBLIC INFRASTRUCTURE, TECHNOLOGY AND SUSTAINABILITY

CR-25

Resolution 19-335

Requesting the City Administration to immediately convene a working group of relevant City departments and agencies to execute a memorandum of understanding regarding the Waianae Coast Emergency Access Road in order that it may be timely opened during emergency situations.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 29, 2020

ZONING, PLANNING AND HOUSING

CR-31

Resolution 19-332, CD1

Authorizing exemptions from certain requirements relating to the development of the Kokua Senior Affordable Housing Project at Honolulu, Oahu, Hawaii, Tax Map Key 2-1-010: 050. (Applicant: Alakea Parking Partners, LLC) (Deadline: 1/31/20)

FOR ADOPTION, AS AMENDED

CR-32

Resolution 20-6, CD1

Authorizing the Mayor or the Mayor's designee to enter into a development agreement between the City and County of Honolulu and KG Kapolei Parkway, LLC, for the development of an affordable rental housing project in Kapolei.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, January 29, 2020

TRANSPORTATION

CR-33

Resolution 19-309, CD1

Urging the Legislature of the State of Hawaii to increase the driver's license renewal period for certain senior drivers.

FOR ADOPTION, AS AMENDED

CR-34

Resolution 19-318, CD1

Requesting the City Administration to immediately release funds to provide for speed mitigation measures and pedestrian safety improvements in Kapolei.

FOR ADOPTION, AS AMENDED

CR-35

Resolution 20-2

Requesting the Department of Transportation Services to work with the State Department of Transportation to study, analyze, and make recommendations on the potential use of contraflow lanes, including dynamic lane use control signals, on Fort Weaver Road in Ewa to alleviate traffic congestion during peak travel times.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 29, 2020

PUBLIC SAFETY AND WELFARE

CR-37

Resolution 19-308, CD1

Accepting a gift to the City from Ms. Jo Ann Trask.

FOR ADOPTION, AS AMENDED

CR-39

Resolution 19-319

Accepting a gift to the City from the Honolulu Firefighters Foundation (HFF).

FOR ADOPTION

CR-40

Resolution 20-5

Accepting a gift to the City from the Honolulu Police Community Foundation.

FOR ADOPTION

BALANCE OF COMMITTEE REPORTS

- EMLACR-15 Request for Authorization to Make a Hawaii Rules of Civil Procedure Rule 68 Offer of Settlement on behalf of the City and County of Honolulu in a case entitled Parsons RCI, Inc. v. City and County of Honolulu; Civil No. 18-1-1057-07 DEO (Cir. Ct.).
- EMLACR-16 Request for Authorization to Settle a Pre-litigation claim against the City and County of Honolulu relating to delinquent common area maintenance and expenses for the City managed portion of Hale Pauahi Project.
- PITSCR-26 Requesting consideration of Grant of Sewer Easement 4 for public use in Waikiki (325 Seaside Avenue) [D-820(19)]
- ZHCR-27 Granting a 90-day extension of time for Bill 27 (2019) - To rezone land situated at Kaneohe, Oahu Hawaii. (Deadline: 2/14/20 + 90 days)
- ZHCR-28 Granting a 120-day extension of time for Bill 63 (2019) – Relating to condominium property regimes. (Deadline: 2/24/20 + 120 days)
- ZHCR-30 Granting a 90-day extension of time for Resolution 19-224 – Approving a conceptual plan for an Interim Planned Development-Transit project for the Keeaumoku Development Condominium and Commercial Project. (Deadline: 2/6/20 + 90 days)

FOR ADOPTION

UNFINISHED BUSINESS

ORDER OF BUSINESS
Wednesday, January 29, 2020

NEW BUSINESS

Resolution 20-13

Relating to the appointment of Malia Manol Espinda to serve on the Salary Commission of the City and County of Honolulu.

FOR ACTION

Resolution 20-15

Accepting a gift to the City from Carole Kai Onouye.

FOR ACTION

Resolution 20-15, Proposed FD1
(Submitted by Councilmember Menor)

Communication D-830 (2019)

From the Department of Design and Construction requesting consideration of Deed conveying roadway Lots 130 and 131; Grant of Drain Easements 20 and 21; Grant of Flowage Easement 20; Grant of Sewer Easement 20 for public use in Ewa. (Royal Kunia Subdivision Site 8, Phase A)

FOR ACTION

ORDER OF BUSINESS
Wednesday, January 29, 2020

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