



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
27TH SESSION
WEDNESDAY, APRIL 15, 2020
10 A.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Supplemental Proclamation issued by Governor David Ige on March 16, 2020, relating to the COVID-19 pandemic, in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting:

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

Except as provided below for persons wishing to present oral testimony, members of the public will not be allowed into the meeting room, but may view the meeting on a live broadcast. The meeting will be viewable: (1) on monitors situated outside of the meeting room; (2) by internet live streaming through www.honolulucitycouncil.com and http://olelo.granicus.com/MediaPlayer.php?publish_id=92; and (3) by televised live broadcast on Olelo TV Channel 54.

Members of the public gathered outside the meeting room shall comply with the Social Distancing Requirements set forth in Governor David Ige's Third Supplementary Proclamation dated March 23, 2020, and Mayor Kirk Caldwell's Emergency Order No. 2020-02 dated March 22, 2020.

After the meeting, the meeting will be 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.

Some councilmembers may be participating in the meeting by interactive conference technology from remote locations.

ORAL TESTIMONY

Notwithstanding the published notice for the public hearing items for the meeting, oral testimony will be permitted on all items on the agenda, subject to the following restrictions:

1. Testifiers will not be allowed into the meeting room until it is their turn to testify. Testifiers may follow the meeting on a video monitor outside the meeting room. When a testifier's name is called, the testifier may enter the meeting room to provide oral testimony and must leave immediately thereafter.
2. 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; or
 - c. By calling 768-3814.

In-person registration is not available.

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. They must wait in line outside the meeting room until the next testifier is called, and they must leave immediately after presenting their testimony.

3. Each speaker may not have anyone else read their statement and is limited to:
 - a. A three-minute presentation on Public Hearing, New Business, and Sunshined items; and
 - b. A 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. Written testimony will not be accepted in person at the meeting.

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*" under HRS Section 92-7.5) are available for public inspection in the hallway bookshelf next to 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.

ORDER OF BUSINESS
Wednesday, April 15, 2020

PLEDGE OF ALLEGIANCE

CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 24th, 25th and 26th Sessions

ORDER OF BUSINESS
Wednesday, April 15, 2020

ORDER OF THE DAY

FOR DISCUSSION

UPDATE FROM THE ADMINISTRATION ON COVID-19-RELATED EXPENDITURES AND BUDGETARY IMPACTS; EXPERIENCED AND PROJECTED.

PUBLIC HEARING/RESOLUTIONS

Resolution 20-64

Determining the Real Property Tax Rates for the City and County of Honolulu for the Fiscal Year July 1, 2020, to June 30, 2021.

PUBLIC HEARING AND REFER TO THE COMMITTEE ON BUDGET

	<u>Class</u>	<u>Tax Rate Per \$1,000 Net Taxable Real Property</u>
(A)	Residential	\$ 3.50
(B)	Hotel and Resort	13.90
(C)	Commercial	12.40
(D)	Industrial	12.40
(E)	Agricultural	5.70
(F)	Preservation	5.70
(G)	Public Service	0.00
(H)	Vacant Agricultural	8.50
(I)	Residential A	
	Tier 1:	4.50
	Tier 2:	10.50
(J)	Bed and breakfast home	6.50

The foregoing schedule of rates is for consideration at the public hearing. The final tax rates may be higher or lower than the rates reflected above.

Advance notice is given that the Council may adopt the Resolution fixing the real property rates for the Fiscal Year July 1, 2020 to June 30, 2021 at a meeting to be held on Wednesday, June 3, 2020 in the Council Chamber, Honolulu Hale.

ORDER OF BUSINESS
Wednesday, April 15, 2020

PUBLIC HEARING/SECOND READING

Bill 19

Relating to the Legislative Budget for the Fiscal Year July 1, 2020 to June 30, 2021.

PASS SECOND READING

Bill 20

Relating to the Executive Operating Budget and Program for the Fiscal Year July 1, 2020 to June 30, 2021.

PASS SECOND READING

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Bill 21

Relating to the Executive Capital Budget and Program for the Fiscal Year July 1, 2020 to June 30, 2021.

PASS SECOND READING

Bill 22

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, 2021, 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.

PASS SECOND READING

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Bill 24

Relating to funds. (Amending the Bus Transportation Fund to a multi-modal Transportation Fund that includes TheBus, Handi-Van and Rail operations.)

PASS SECOND READING

Bill 25

Relating to fees for the use of municipal golf courses. (Increasing golf fees.)

PASS SECOND READING

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Bill 26

Relating to fees for certain permits and services administered by the Department of Planning and Permitting. (Amending the fees or fee schedules contained in Chapters 6, 18, 22, 23, 25, and Sec _-1.10 of Ordinance 18-10, Revised Ordinances of Honolulu 1990, as amended, with the intent to recover a greater share of the costs related to the processing and administering of land use ordinance (LUO), building permits, park dedications, condominium property regime documents, subdivision applications, nonconforming use certificates, affordable housing, including various technical and non-substantive amendments.)

PASS SECOND READING

Bill 27

Relating to the Honolulu Authority for Rapid Transportation Operating Budget for the Fiscal Year July 1, 2020 to June 30, 2021.

PASS SECOND READING

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Bill 28

Relating to the Honolulu Authority for Rapid Transportation Capital Budget for the Fiscal Year July 1, 2020 to June 30, 2021.

PASS SECOND READING

Bill 29

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, 2021, 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.

PASS SECOND READING

ORDER OF BUSINESS
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Bill 36

Relating to funds. (Amending the ordinances relating to the Bus Transportation Fund, including redesignating the fund as a multi-model Transportation Fund.)

PASS SECOND READING

ORDER OF BUSINESS
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FIRST READING

Resolution 20-83 (Appropriate Committee)

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

PASS FIRST READING

Bill 40 (Appropriate Committee)

Relating to community workforce agreements. (Amending the provisions of Ordinance 19-24, relating to community workforce agreements.)

PASS FIRST READING

Bill 41 (Appropriate Committee)

Relating to real property taxation. (Assisting those financially impacted by COVID-19 downturns resulting from emergency proclamations issued by the President of the United States, the Governor of Hawaii, or the Mayor of the City and County of Honolulu by allowing affected owners/businesses to defer payment of real property taxes.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, April 15, 2020

BALANCE OF COMMITTEE REPORTS

EMLACR-78 Request for authorization to settle a case against the City and County of Honolulu entitled Timothy J. Mort and Jodi A. Mort v. City and County of Honolulu, et al.; Civil No. 18-1-2073-12 DEO (Cir. Ct.)

EMLACR-79 Request for authorization to settle a case against the City and County of Honolulu entitled Shannon Gripper; Kelsey Edith Dorogi v. City and County of Honolulu, et al.; Civil No. 17-1-2024-12 JHA (Cir. Ct.)

EMLACR-80 Request for authorization to settle a case against the City and County of Honolulu entitled Leilani P. Conte v. City and County of Honolulu, Honolulu Police Department; Civil No. 17-1-0540-03 (GWBC) (Cir. Ct.)

FOR ADOPTION

UNFINISHED BUSINESS

ORDER OF BUSINESS
Wednesday, April 15, 2020

NEW BUSINESS

Resolution 20-82

Accepting a gift to the City from Build Your Dreams (BYD).

FOR ACTION

Resolution 20-92

Accepting a gift to the City from Mr. Geoffrey Ling and Mrs. Cynthia Wang.

FOR ACTION

ORDER OF BUSINESS
Wednesday, April 15, 2020

Resolution 20-69

Granting a Special Management Area Use Permit for the expansion of and upgrades to the existing Sand Island Wastewater Treatment Plant (SIWWTP) to provide secondary treatment and to improve various non-process support facilities at 1240 Sand Island Parkway in Sand Island.

FOR ACTION

Resolution 20-69, Proposed FD1
(Submitted by Councilmember Manahan)

Granting a Special Management Area Use Permit for facility expansion and upgrades to the Sand Island Wastewater Treatment Plant.

Resolution 20-70

Granting a Special Management Area Use Permit and Shoreline Setback Variance for the installation of a 450-foot-long rock rubble mound revetment, installation of a new 200-foot-long breakwater, and repair of damage to an existing pipeline stop gate to protect the onshore segment of an existing 84-inch-diameter wastewater outfall pipeline at 1499 Sand Island Parkway on Sand Island.

FOR ACTION

Resolution 20-70, Proposed FD1
(Submitted by Councilmember Menor)

Granting a Special Management Area Use Permit and Shoreline Setback Variance for improvements and repairs to the onshore segment of an existing wastewater outfall pipeline on Sand Island.

ORDER OF BUSINESS
Wednesday, April 15, 2020

Resolution 20-81

Approving an amendment to the City and County of Honolulu's list of Federal Transit Administration and Federal Highway Administration Candidate Projects in the Federal Fiscal Years 2019-2022 Transportation Improvement Program.

FOR ACTION

Resolution 20-85

Urging the City Administration to streamline the building permit application review and approval process to enhance economic recovery from the effects of the COVID-19 pandemic.

FOR ACTION

Resolution 20-86

Urging the Mayor to utilize the emergency powers authorized by the proclaimed State and City states of emergency due to the COVID-19 pandemic to provide immediate emergency housing and public health infrastructure.

FOR ACTION

ORDER OF BUSINESS
Wednesday, April 15, 2020

Resolution 20-87

Approving the reprogramming of funds to reinstate funding for projects identified in the City and County of Honolulu's Twenty-Second (22nd) and Twenty-Third (23rd) Year Action Plans for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Housing Trust Fund (HTF), Emergency Solutions Grants (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) program funds, for the purposes and amounts originally specified.

FOR ACTION

Resolution 20-88

Approving an amendment to the City and County of Honolulu's Twenty-Third (23rd) Year Action Plan for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Housing Trust Fund (HTF), 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 ACTION

ORDER OF BUSINESS
Wednesday, April 15, 2020

Resolution 20-89

Approving an amendment to the City and County of Honolulu's Twenty-Fifth (25th) Year Action Plan for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Housing Trust Fund (HTF), 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 ACTION

Resolution 20-90

Approving an amendment to the City and County of Honolulu's Twenty-Fourth (24th) Year Action Plan for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Housing Trust Fund (HTF), 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 ACTION

ORDER OF BUSINESS
Wednesday, April 15, 2020

Resolution 20-91

Approving an amendment to the City and County of Honolulu's Twenty-Fifth (25th) Year Action Plan for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Housing Trust Fund (HTF), 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 ACTION

Resolution 20-93

Expressing support for the Hawaii Department of Health's initiative to aggressively expand COVID-19 testing and for providing adequate staffing to enhance tracking of persons who have been in contact with infected persons.

FOR ACTION

ORDER OF BUSINESS
Wednesday, April 15, 2020

Resolution 20-94

Urging big box stores and other retail establishments to implement aggressive measures to limit the spread of COVID-19.

FOR ACTION

Resolution 20-95

Urging the President of the United States to ban all non-essential travel to the State of Hawaii and urging Hawaii's tourism industry and tourist accommodations to cease all activities aimed at bringing visitors to Hawaii during the current state of emergency, and urging the Governor to modify his Second and Fourth Supplementary Proclamations, all in order to preserve and protect the health, safety, and welfare of the residents of Hawaii.

FOR ACTION

ORDER OF BUSINESS
Wednesday, April 15, 2020

Resolution 20-96

Requesting the Governor to institute an emergency moratorium on commercial and residential tenant evictions and homeowner foreclosures beyond relief that may be provided by the Federal Coronavirus Aid, Relief, and Economic Security Act due to statewide unemployment and reduced State revenues arising from the outbreak of the COVID-19 virus in the state.

FOR ACTION

Communication D-230

From the Department of Planning and Permitting, requesting a 120-day extension of time for Bill 63 (2019), relating to condominium property regimes. (Applicant: Department of Planning and Permitting) (Deadline: 6/23/20 + 120 days)

FOR ACTION

ORDER OF BUSINESS
Wednesday, April 15, 2020

Communication M-187

From PBR Hawaii and Associates, Inc., requesting a 210-day extension of time for Bill 58 (2019), to rezone land situated at Haleiwa, Oahu, Hawaii. (Applicant: Haleiwa KEM 7309 LLC) (Deadline: 5/26/20 + 210 days)

FOR ACTION

Communication M-191

From Iris Kahalelio, requesting a 210-day extension of time for Bill 18, to rezone land situated at Waialua, Oahu, Hawaii. (Applicants: Gabriel and Iris Kahalelio / John and Abigail Saguibo) (Deadline: 5/27/20 + 210 days)

FOR ACTION

Communication M-192

From Oceanit, requesting a 210-day extension of time for Resolution 20-57, granting a Special Management Area Use Permit and Shoreline Setback Variance for modifications to the stormwater drainage system along Kawailoa and Alala Roads in Kailua. (Applicant: Department of Design and Construction) (Deadline: 4/24/20 + 210 days)

FOR ACTION

ORDER OF BUSINESS
Wednesday, April 15, 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