



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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Note: Bill 49 on page 12 of the agenda has been cancelled.

ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
31ST SESSION
WEDNESDAY, JULY 8, 2020
10 A.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Ninth Supplemental Proclamation issued by Governor David Ige on June 10, 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 in-person 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.honolulu-citycouncil.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 Safe Practices and Social Distancing Requirements set forth, respectively, in Governor Ige's Ninth Supplementary Proclamation dated June 10, 2020, and Mayor Kirk Caldwell's Emergency Order No. 2020-17 dated June 30, 2020.

After the meeting, the meeting will be viewable 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.

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

ORAL TESTIMONY

Oral testimony will be permitted on all items on the agenda, subject to the following restrictions:

1. In person 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.

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2. Persons testifying at the Council Chambers 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. Persons may submit oral testimony remotely through the Webex platform. To participate, persons should visit www.webex.com, click "Join," enter meeting number 1464730871, and complete the registration process. Registrants will receive an email that contains links and information on joining the meeting by either phone or video conference. Remote testifiers are strongly encouraged to register at least 24 hours before the start of the meeting. Remote testimony on all agenda items will be taken at the start of the agenda and then closed.
4. 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.). The materials in the board packet also are accessible at www.honolulucitycouncil.com by clicking on the link for each item on the online agenda for the meeting.

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.

ORDER OF BUSINESS
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PLEDGE OF ALLEGIANCE

CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 30th Session

ORAL TESTIMONY REMOTELY VIA VIDEO CONFERENCE OR PHONE

ORDER OF BUSINESS
Wednesday, July 8, 2020

ORDER OF THE DAY

PUBLIC HEARING/RESOLUTIONS

Resolution 20-146 (Public Safety and Welfare)

Confirming the appointment of Michael Broderick to serve on the Police Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 20-147 (Public Safety and Welfare)

Confirming the appointment of Douglas Chin to serve on the Police Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

APPOINTMENTS – RESOLUTIONS

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-144

Resolution 20-63

Relating to the Council’s appointment of Jamie K. Tanimoto to serve on the Clean Water and Natural Lands Advisory Commission of the City and County of Honolulu.

FOR ADOPTION

CR-145

Resolution 20-66

Relating to the Council’s reappointment of Jason Kekahi “Kahi” Pacarro to serve on the Clean Water and Natural Lands Advisory Commission of the City and County of Honolulu.

FOR ADOPTION

CR-148

Resolution 20-150

Relating to an appointment to the Honolulu Authority for Rapid Transportation Board of Directors.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, July 8, 2020

PUBLIC HEARING/SECOND READING

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

CR-141

Bill 39, CD1

Relating to public parks. (Regulating the use of unmanned aircraft systems in City parks.)

PASS SECOND READING, AS AMENDED

BUDGET

CR-151

Bill 44, CD1

Relating to Hanauma Bay Nature Preserve. (Increasing the entrance fee for nonresidents and vehicle parking fee and to establish an entrance fee for licensed motor carriers entering the Hanauma Bay Nature Preserve.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, July 8, 2020

ZONING, PLANNING AND HOUSING

CR-156

Bill 42, CD1

Relating to building permit applications. (Requiring applicants for building permits for residential structures to attest that the construction complies with all restrictive covenants for the land on which the proposed work is to be done.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, July 8, 2020

THIRD READING

BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM

CR-126

Bill 3, CD1

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 THIRD READING, AS AMENDED

Bill 3, CD1, Proposed FD1
(Submitted by Councilmember Pine)

ORDER OF BUSINESS
Wednesday, July 8, 2020

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-142

Resolution 19-329, CD1

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 THIRD READING, AS AMENDED

CR-143

Resolution 19-331

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

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, July 8, 2020

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-146

Resolution 20-83, FD1

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

PASS THIRD READING

BUDGET

CR-81

Bill 56 (2019), CD1

Relating to bus passes. (Authorizing the Department of Transportation Services to establish a pilot program, subject to available appropriation or other non-City subsidy, to provide pre-paid bus passes for high school students enrolled at participating high schools to attend off-campus or after-school internships.)

PASS THIRD READING, AS AMENDED

Bill 56 (2019), CD1, Proposed FD1
(Submitted by Councilmember Menor)

ORDER OF BUSINESS
Wednesday, July 8, 2020

FIRST READING

Bill 46

(Transportation)

Related to parking. (Permitting driveway parking that extends onto sidewalk areas on Hamau Street in Village Park.)

PASS FIRST READING

Bill 47

(Transportation)

Relating to crosswalks. (Establishing requirements concerning the City Administration's provision or offer to provide a presentation to the affected neighborhood board prior to the removal or relocation of an established, marked crosswalk.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, July 8, 2020

Bill 48

(Zoning, Planning and Housing)

Relating to permits required. (Updating exemptions from the requirements for a building permit, by increasing the threshold from which repairs to existing buildings are exempted, by amending the exemption for satellite antennas to comply with the Telecommunications Act of 1996, by amending the exempted depth of an ornamental pond to the national standard, by adding additional exemptions from the requirements of a building permit and by other various amendments which are editorial and nontechnical.)

PASS FIRST READING

Bill 49

(~~Parks, Community Services
and Intergovernmental Affairs~~)

~~Relating to parks. (Authorizing the mayor to close or restrict access to City parks during designated times.)~~

~~PASS FIRST READING~~

ORDER OF BUSINESS
Wednesday, July 8, 2020

Bill 50

(Zoning, Planning and Housing)

Relating to short-term rentals. (Delaying the effective date of Sections 5, 6, 10, 11, 12, 17, and certain provisions in Sections 9 and 13 of Ordinance 19-18.)

PASS FIRST READING

Bill 51

(Zoning, Planning and Housing)

Relating to group living facilities. (Amending the Land Use Ordinance relating to group living facilities.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, July 8, 2020

Bill 52

(Budget)

Relating to the Department of Enterprise Services. (Amending the Rental Schedule Rates for the Neal S. Blaisdell Center and Tom Moffatt Waikiki Shell to permit adjustments to rental rates and/or substitution of larger facilities to allow for required physical/social distancing to prevent the spread of COVID-19, as recommended and/or mandated by the U.S. Centers for Disease Control, State of Hawaii, and other relevant organizations.)

PASS FIRST READING

Bill 54

(Budget)

Relating to County tax credit. (Updating and amending the eligibility requirements regarding the verification of income documents needed to approve the application of the real property tax credit to certain homeowners.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, July 8, 2020

RESOLUTIONS

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-147

Resolution 20-149

Relating to the Honolulu Authority for Rapid Transportation's notification regarding the acquisition by eminent domain of interests in real property.

FOR ADOPTION

BUDGET

CR-152

Resolution 20-98

Approving collective bargaining cost items for the Hawaii Government Employees Association Bargaining Unit 14 included employees of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, July 8, 2020

BUDGET (Cont'd.)

CR-153

Resolution 20-143

Authorizing the Director of Budget and Fiscal Services to issue and sell in one or more series not to exceed \$475,000,000 principal amount of General Obligation Bonds of the City and County of Honolulu for financing the amounts appropriated in certain Capital Budget Ordinances of the City and County of Honolulu specified in such Capital Budget Ordinances.

FOR ADOPTION

CR-154

Resolution 20-144

Authorizing the Director of Budget and Fiscal Services to issue and sell in one or more series not to exceed \$26,000,000 principal amount of General Obligation Bonds of the City and County of Honolulu for financing the amount appropriated in Ordinance No. 20 -__ of the City and County of Honolulu for the purpose of financing capital costs of the Honolulu Rail Transit Project.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, July 8, 2020

ZONING, PLANNING AND HOUSING

CR-157

Resolution 19-293, CD1

Requesting the Department of Land Management to identify City-owned real property that has the potential to be developed as affordable rental housing for current public school teachers.

FOR ADOPTION, AS AMENDED

CR-110

Resolution 20-56

Proposing an amendment to Chapter 21, Revised Ordinances of Honolulu 1990 (the Land Use Ordinance), relating to nonconforming uses.

FOR ADOPTION

Resolution 20-56, Proposed FD1
(Submitted by Councilmember Waters)

ORDER OF BUSINESS
Wednesday, July 8, 2020

ZONING, PLANNING AND HOUSING (Cont'd.)

CR-158

Resolution 20-57, CD1

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: 11/20/20)

FOR ADOPTION, AS AMENDED

CR-159

Resolution 20-151, CD1

Urging the State Department of Education to consider developing public school land on Oahu with affordable rental housing for current public school teachers pursuant to the Temporary Affordable Rental Housing Program established by Chapter 42 of the Revised Ordinances of Honolulu 1990, and urging the City Administration to provide outreach to the State Department of Education regarding the potential benefits of the program.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, July 8, 2020

TRANSPORTATION

CR-160

Resolution 20-152

Approving the Department of Transportation Services Bus and Paratransit Service Transit Agency Safety Plan pursuant to 49 CFR Part 673 and Federal Transit Administration requirements.

FOR ADOPTION

PUBLIC SAFETY AND WELFARE

CR-162

Resolution 20-142

Accepting a gift to the City from Hawaiian Airlines.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, July 8, 2020

PUBLIC SAFETY AND WELFARE (Cont'd.)

CR-163

Resolution 20-153

Accepting a gift to the City from Bella Canvas.

FOR ADOPTION

CR-161

Resolution 20-65

Requesting the City Administration to take the steps necessary to acquire a parcel of real property in Waikiki, including, if necessary, the preparation of a resolution for the Council to initiate proceedings in eminent domain.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, July 8, 2020

PUBLIC SAFETY AND WELFARE (Cont'd.)

CR-164

Resolution 20-154

Proclaiming June 19th as Juneteenth for the City and County of Honolulu.

FOR ADOPTION

Resolution 20-154, Proposed FD1
(Submitted by Councilmember Waters)

ORDER OF BUSINESS
Wednesday, July 8, 2020

BALANCE OF COMMITTEE REPORTS

EMLACR-149 Request for authorization to settle a case against the City and County of Honolulu entitled Parsons RCI, Inc. v. City and County of Honolulu, Civil No. 18-1-1057-07 DEO (Cir. Ct.)

EMLACR-150 Request for authorization to settle a case against the City and County of Honolulu entitled Jane K. Stinson v. City and County of Honolulu, et al., Civil No. 18-1-1288 (JMT) (Cir. Ct.)

PITSCR-155 Deed conveying roadway Lot 19515 and Grant of Sewer Easement 10692 for public use in Ewa. (Kapolei City – Urban Core 8 Subdivision). (D-320)

FOR ADOPTION

UNFINISHED BUSINESS

ORDER OF BUSINESS
Wednesday, July 8, 2020

NEW BUSINESS

Resolution 20-159

Urging the Honolulu Star-Advertiser to continue negotiating in good faith with the union for the newspaper workers in order to preserve and protect the Honolulu Star-Advertiser's staff and the newspaper's journalistic and editorial integrity.

FOR ACTION

Resolution 20-162

Urging the Governor to extend the emergency moratorium on residential tenant evictions until December 31, 2020 due to continuing widespread statewide unemployment and reduced earnings arising from the outbreak of COVID-19 in the State.

FOR ACTION

ORDER OF BUSINESS
Wednesday, July 8, 2020

Resolution 20-164

Urging the Governor to take additional measures to limit travel-related spread of COVID-19 to keep Oahu safe for residents and visitors alike.

FOR ACTION

Resolution 20-165

Accepting a gift to the City from Ward Village.

FOR ACTION

ORDER OF BUSINESS
Wednesday, July 8, 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