

**OFFICE OF THE MAYOR  
CITY AND COUNTY OF HONOLULU**

530 SOUTH KING STREET, ROOM 300 • HONOLULU, HAWAII 96813  
PHONE: (808) 768-4141 • FAX: (808) 768-4242 • INTERNET: [www.honolulu.gov](http://www.honolulu.gov)



KIRK CALDWELL  
MAYOR

ROY K. AMEMIYA, JR.  
MANAGING DIRECTOR

GEORGETTE T. DEEMER  
DEPUTY MANAGING DIRECTOR

July 23, 2020

The Honorable Ikaika Anderson  
Chair and Presiding Officer  
and Members  
Honolulu City Council  
530 South King Street, Room 202  
Honolulu, Hawaii 96813

Dear Chair Anderson and Councilmembers:

**SUBJECT: Veto of Bill 3 (2020), CD1, FD1, Relating to the Establishment of a Keep Hawaii Hawaii Pass Program**

I am returning, with my veto, Bill 3 (2020), CD1, FD1, relating to the establishment of a Keep Hawaii Hawaii Pass Program.

Bill 3 (2020), CD1, FD1 establishes a program to allow visitors and residents to purchase passes for discounts and priority access to Oahu attractions which may include attractions operated by the City and other public and private entities. The City's share of pass revenues would be deposited in a special user impact fund which may be used to maintain parks and beaches, and supplement the budgets of the Emergency Services Department, the Honolulu Police Department, the Honolulu Fire Department, and the Department of Parks and Recreation.

The program provides support for parks and public safety departments at the expense of the City's attractions named in the bill, including the Honolulu Zoo, the municipal golf courses, the Hanauma Bay Nature Preserve, and TheBus. All of these attractions and services have special funds or are dedicated and used to pay for their operations and for capital projects. Selling passes for discounts or priority access would be more attractive than the regular bus passes or admission fees for these attractions. Therefore, revenues collected by these entities will decrease the attractions' special fund and require more general fund subsidy.

20 JUL 23 PM 1:59 CITY CLERK

**MAYOR'S MESSAGE 87**

The Honorable Ikaika Anderson  
Chair and Presiding Officer  
and Members  
July 23, 2020  
Page 2

There are other significant effects of the bill. The decrease in revenues to the Honolulu Zoo Fund may jeopardize the Honolulu Zoo's accreditation which we worked so hard to regain. Any reduction in Zoo funding will negatively impact the Zoo's ability to sustain the level of exhibits and animal care required to continue Association of Zoos and Aquariums' accreditation. Also, there is a potential legal issue for the City should the Hanauma Bay admission fees be diverted from the Fund and used for other purposes. It will deprive this fragile marine reserve of financial resources necessary to preserve this precious natural and recreational resource for the enjoyment of generations to come.

Bill 3 (2020), CD1, FD1 provides the agency operating the facility or attraction, or providing the service the authority to determine whether to participate in the pass program. However, the enterprise agencies will not be able to participate as they are required to be self-sustaining. If all the attractions and services described in the bill cannot participate in the pass program due to the above mentioned budgeting concerns, it leaves very little, if any, City participation in the program rendering it ineffectual.

We understand Council's desire to increase funding for parks and public safety departments; however, in these uncertain times the administration is very concerned about the effect of Bill 3 (2020), CD1, FD1 on the financial stability of the City and County of Honolulu and its services. For all these reasons, I am returning Bill 3 (2020), CD1, FD1 with my veto, and urge you to sustain it.

Sincerely,

A handwritten signature in black ink, appearing to read "Kirk Caldwell", with a long horizontal flourish extending to the right.

Kirk Caldwell  
Mayor



**A BILL FOR AN ORDINANCE**

---

RELATING TO THE ESTABLISHMENT OF A KEEP HAWAII HAWAII PASS PROGRAM.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to establish 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.

SECTION 2. Chapter 2, Revised Ordinances of Honolulu 1990 ("The Mayor and Executive Agencies—Additional Powers, Duties and Functions"), is amended by adding a new article to be appropriately designated by the Revisor of Ordinances and to read as follows:

**"Article \_\_\_\_." "Keep Hawaii Hawaii" Pass Program**

**Sec. 2-\_\_\_.1 "Keep Hawaii Hawaii" pass program.**

- (a) For purposes of this article, the term "agency" means the mayor's office of economic development, or such other city department or agency as may be designated by the mayor.
- (b) There is established within the agency a "Keep Hawaii Hawaii" pass program to allow both visitors and residents to purchase discounted and priority access to popular Oahu attractions. The program may be renamed. The discounts may be selected and combined into one pass that could expire after a certain number of days.
- (c) The agency will work with the agencies operating popular city attractions such as the Honolulu Zoo, the municipal golf courses, and Hanauma Bay Nature Preserve, and with the department of transportation services (bus services), to establish a virtual or physical pass, or a series of passes, that could be used to receive discounted and priority entrance for purchasers. The price of a pass or group of passes will be set by the agency by rule. Hawaii resident purchasers would receive passes at a discounted rate determined by the agency.



---

**A BILL FOR AN ORDINANCE**

---

Any existing discounted or kamaaina rates for city facilities or attractions that are reserved for eligible Hawaii resident purchasers for admission to participating attractions will remain intact and will not be affected by fares established under the program. The passes will be valid notwithstanding any ordinance establishing or amending admission fees or fares.

- (d) The agency operating the city facility or attraction, or providing the service, will make the decision as to whether a city facility, attraction, or service will be a participant in the pass program.
- (e) The agency may partner with other public and private persons and entities, including those in the airline, cruise ship, restaurant, visitor, and hospitality industries, to increase the types of attractions available to pass holders, and to promote the program; provided that equal opportunity consideration is given to all privately operated restaurants, attractions, and activities to participate in the program. The agency is encouraged to work with the state to include state-owned attractions in the program. The agency may negotiate the terms of such partnership agreements, including compensation for the city's partners. The program will be conducted in compliance with state laws pertaining to procurement.
- (f) Any participating attraction must meet all applicable health and safety codes, insurance requirements, and permitting requirements to operate as a public attraction.
- (g) Notwithstanding any ordinance to the contrary, the proceeds generated for the city by sale of the pass will be deposited into the special user impact fund from which funds may be used to pay for city costs for maintenance of public parks and beaches, and to supplement the operating budgets of the emergency services department, the Honolulu police department, the Honolulu fire department, and the department of parks and recreation; provided that proceeds generated by the sale of passes under the program will not be diverted away from the respective city agencies or attractions that require funds generated from admission fees to maintain operations.
- (h) The program may be promoted on the city's websites and may be promoted on such other media and social media as the agency deems appropriate.
- (i) The agency may establish and promote various activity or event dates in order to heighten public awareness of the program.



**CITY COUNCIL**  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

ORDINANCE \_\_\_\_\_

BILL 3 (2020), CD1, FD1

**A BILL FOR AN ORDINANCE**

- (i) The program will run for a minimum of three years to allow the agency to evaluate its success and determine the base revenues for participating city agencies and attractions, after which any city revenues generated under the program that exceed those base revenues will be deposited into the special impact fund."

SECTION 3. This ordinance takes effect on July 1, 2021.

INTRODUCED BY:

Kymerly Pine

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

DATE OF INTRODUCTION:

Jan 22, 2020  
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel LYNN Y. WAKATSUKI

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

VETOED - J. W.

KIRK CALDWELL, Mayor  
City and County of Honolulu

CITY COUNCIL  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII  
CERTIFICATE

ORDINANCE

BILL 3 (2020), CD1, FD1

Introduced: 01/22/20 By: KYMBERLY PINE

Committee: BUSINESS, ECONOMIC  
DEVELOPMENT AND  
TOURISM

Title: A BILL FOR AN ORDINANCE RELATING TO THE ESTABLISHMENT OF A KEEP HAWAII HAWAII PASS PROGRAM.

Voting Legend: \* = Aye w/Reservations

|          |  |  |
|----------|--|--|
| 01/29/20 | COUNCIL                                    | BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM.<br>8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, PINE, TSUNEYOSHI, WATERS.<br>1 ABSENT: MENOR.  |
| 02/04/20 | BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM | CR-44 - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.<br>3 AYES: PINE, TSUNEYOSHI, WATERS.<br>1 EXCUSED: FUKUNAGA.  |
| 02/08/20 | PUBLISH                                    | PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.   |
| 02/19/20 | COUNCIL/PUBLIC HEARING                     | CR-44 ADOPTED. BILL PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM.<br>8 AYES: ANDERSON, ELEFANTE*, KOBAYASHI, MANAHAN, MENOR*, PINE, TSUNEYOSHI, WATERS.<br>1 ABSENT: FUKUNAGA.   |
| 02/26/20 | PUBLISH                                    | SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.   |
| 05/19/20 | BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM | CR-126 - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING AS AMENDED IN CD1 FORM.<br>4 AYES: FUKUNAGA, PINE, TSUNEYOSHI, WATERS.  |
| 06/03/20 | COUNCIL                                    | CANCELLED.   |
| 07/08/20 | COUNCIL                                    | AMENDED TO FD1 (OCS2020-0573/6/10/2020 9:31 AM).<br>9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE, TSUNEYOSHI, WATERS.<br>CR-126 ADOPTED AND BILL 3 (2010), CD1, FD1 PASSED THIRD READING.<br>9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE, TSUNEYOSHI, WATERS. |

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL.

  
GLEN I. TAKAHASHI, CITY CLERK

  
IKAIKA ANDERSON, CHAIR AND PRESIDING OFFICER