



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

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TOMMY WATERS

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## ORDER OF BUSINESS

SPECIAL MEETING  
CITY COUNCIL CHAMBER  
35TH SESSION  
WEDNESDAY, SEPTEMBER 9, 2020  
10 A.M.

### PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Twelfth Proclamation issued by Governor David Ige on August 20, 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

**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) by internet live streaming through [www.honolulucitycouncil.com](http://www.honolulucitycouncil.com) and <http://olelo.granicus.com/MediaPlayer.php?publishid=92>; and (2) by televised live broadcast on Olelo TV Channel 54.

After the meeting, the meeting will be viewable on demand 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

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

1. Persons may submit oral testimony remotely through the Webex internet platform. To participate, persons should visit [www.webex.com](http://www.webex.com), click "Join," enter meeting number 1466372837, and complete the registration process. Registrants will receive an email that contains links and information on joining the meeting by either

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phone or video conference. Webex testifiers are strongly encouraged to register at least 24 hours before the start of the meeting. Remote testimony will be taken at the start of the agenda and then closed.

2. 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, email address and phone number, will be available to the public on both the City's Council's pilot website: [www.honolulucitycouncil.com](http://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 accessible at [www.honolulucitycouncil.com](http://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 [jyamane1@honolulu.gov](mailto:jyamane1@honolulu.gov) at least three working days prior to the meeting.

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**CALL TO ORDER – 10 A.M.**

Roll Call

**ORAL TESTIMONY REMOTELY VIA VIDEO CONFERENCE OR PHONE**

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**ORDER OF THE DAY**

**PERMITTED INTERACTION GROUP REPORT**

CC-245

From Councilmembers Kobayashi, Fukunaga and Waters, submitting a Report pursuant to Resolutions 19-50 and 19-108, Establishing a Permitted Interaction Group to Investigate Matters Related to the Ala Wai Canal Flood Risk Management Project.

Resolution 20-229

Acceptance of the Ala Wai Canal Flood Risk Management Project Report of the Permitted Interaction Group.

FOR ACTION

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ORDER OF BUSINESS  
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**APPOINTMENTS – RESOLUTIONS**

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-197

Resolution 20-196

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

FOR ADOPTION

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**FIRST READING**

Bill 62 (Public Infrastructure, Technology  
and Sustainability)

Relating to recycling. (Addressing the curbside collection of  
food waste.)

PASS FIRST READING

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Bill 63 (Public Infrastructure, Technology  
and Sustainability)

Relating to composting. (Establishing a composting program  
in the City.)

PASS FIRST READING

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Bill 64 (Zoning, Planning and Housing)

To adopt an amendment to the 'Ewa Development Plan (2013) for the City and County of Honolulu. [Amending portions of the existing Development Plan (DP) for 'Ewa, Article 3, Chapter 24, Appendix 24-3, Revised Ordinances of Honolulu 1990, as described in Exhibit A.]

PASS FIRST READING

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Bill 65 (Budget)

To amend Chapters 2 and 30 of the Revised Ordinances of Honolulu 1990, as amended, relating to the Office of Climate Change, Sustainability and Resiliency. (Describing the duties and responsibilities of the Office of Climate Change, Sustainability and Resiliency.)

PASS FIRST READING

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Bill 66 (Public Safety and Welfare)

Relating to aquatic life. (Regulating the treatment of certain aquatic life.)

PASS FIRST READING

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**RESOLUTIONS**

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

CR-191

Resolution 20-186

Accepting a gift to the City from Mary Kim to the Art in City Buildings Collection of the City and County of Honolulu managed by the Mayor's Office of Culture and the Arts.

FOR ADOPTION

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CR-192

Resolution 20-189

Urging the City Administration to facilitate the construction of a miniature golf course near the entrance to the Ala Wai Golf Course.

FOR ADOPTION

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

CR-193

Resolution 20-190

Renaming Manana Community Park the “Breene Harimoto Manana Community Park.”

FOR ADOPTION

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CR-194

Resolution 20-207

Urging the City Administration to establish a visitor reservation system for the Hanauma Bay Nature Preserve.

FOR ADOPTION

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EXECUTIVE MATTERS AND LEGAL AFFAIRS

(CR-195 adopted  
9/2/20)

Resolution 20-194

Providing for the acquisition of land for public use, to wit: Waimanu Street (between Ward Avenue and Kamakee Street), situate at Kewalo, Honolulu, Oahu, Hawaii, and determining and declaring the necessity of the acquisition thereof by eminent domain.

(Note: Laid over on 9/2/20 and published on 9/3/20)

FOR ADOPTION

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(CR-196 adopted  
9/2/20)

Resolution 20-195

Providing for the acquisition of land for public use, to wit: Waimanu Street (between Dreier Street and Ward Avenue), situate at Kewalo, Honolulu, Oahu, Hawaii, and determining and declaring the necessity of the acquisition thereof by eminent domain.

(Note: Laid over on 9/2/20 and published on 9/3/20)

FOR ADOPTION

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EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-198

Resolution 20-218

To request additional funds for Contract No. SC-COR-2000073 to continue the services of McCorriston Miller Mukai & MacKinnon LLP as Special Counsel for the City and County of Honolulu to represent 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) (Circuit Court of the First Circuit, State of Hawai'i)

FOR ADOPTION

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ECONOMIC ASSISTANCE AND REVITALIZATION

CR-201

Resolution 20-182

Urging the Governor and Mayor to work with the hotel industry to immediately develop a plan to create incentives to transform empty hotel rooms into affordable housing for Hawaii residents.

FOR ADOPTION

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ECONOMIC ASSISTANCE AND REVITALIZATION (Cont'd.)

CR-202

Resolution 20-206

Proclaiming the Honolulu City Council's commitment to equity and social justice and to the realization of equitable outcomes for frontline communities through COVID-19 pandemic economic recovery programs.

FOR ADOPTION

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CR-203

Resolution 20-208

Urging the City Administration to adopt the Honolulu Economic Recovery and Employment Support (H.E.R.E.S.) package, including the following elements: (1) supporting City projects to promote job creation, economic activity, and community spending; (2) establishing a commercial landlord-tenant real property tax grant program to provide rent forgiveness and relief; and (3) allowing outdoor dining and retail activities in City parking lots, yards, and landscape areas.

FOR ADOPTION

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ECONOMIC ASSISTANCE AND REVITALIZATION (Cont'd.)

CR-204

Resolution 20-210, CD1

Supporting the recommendations of the Select Committee on Economic Assistance and Revitalization's Stakeholder Advisory Group.

FOR ADOPTION, AS AMENDED

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CR-205

Resolution 20-211

Encouraging the Administration to support a circular economy, food access, and local agriculture in implementing Honolulu's economic recovery.

FOR ADOPTION

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ORDER OF BUSINESS  
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ZONING, PLANNING AND HOUSING

CR-213

Resolution 20-187, CD1

Granting a Special Management Area Use Permit for a new coastal wetlands aviary exhibit at the Honolulu Zoo. (Applicant: Department of Design and Construction) (Deadline: 10/4/20)

FOR ADOPTION, AS AMENDED

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CR-214

Resolution 20-188, CD1

Authorizing exemptions from certain requirements relating to the Halawa View Apartments Affordable Housing Project at Halawa, Oahu, Hawaii, Tax Map Key 9-9-003: 026. (Applicant: Halawa View Housing Partners LP) (Deadline: 9/19/20)

FOR ADOPTION, AS AMENDED

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ZONING, PLANNING AND HOUSING (Cont'd.)

CR-215

Resolution 20-200

Amending Resolution 15-89, CD1, as amended by Resolution 17-92 and further amended by Resolution 19-76, to extend the deadline for commencement of construction of the Ohana Hale Affordable Housing Project at McCully, Honolulu, Oahu, Hawaii, Tax Map Key 2-3-028: 004

FOR ADOPTION

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**BALANCE OF COMMITTEE REPORTS**

EMLACR-199

Request for authorization to settle a case against the City and County of Honolulu entitled Lisa Shishido, et al. v. City and County of Honolulu, et al., Civil No. 18-1-0082-02 (JMT) (Cir. Ct.)

EMLACR-200

Request for authorization to reimburse attorney's fees incurred by Megan Kau in representing John Rabago in U.S. v. John R. Rabago, CR. No. 19-00040 LEK (USDC).

FOR ADOPTION

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**NEW BUSINESS**

Resolution 20-177

Urging the Governor to immediately utilize CARES Act funding to increase staffing and other related resources to expedite the processing of unemployment insurance claims and pandemic unemployment assistance claims.

FOR ACTION

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Resolution 20-172

Authorizing the lease of City property to Child and Family Service for special needs housing under Section 28-3.5, Revised Ordinances of Honolulu (ROH).

FOR ACTION

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ORDER OF BUSINESS  
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Resolution 20-193

Approving an amendment to the rental agreement for an extension for a month-to-month tenancy, not to exceed one year with tenant, Mrs. Leialoha "Rocky" Kaluhiwa, for a portion of He'eia Kea Valley Park, TMK: 4-6-016:032 (portion).

FOR ACTION

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Resolution 20-198

Approving the cancellation of lease and subsequent sale of remnant parcel 1, TMK: (1) 2-1-050:068, area: 2,013 square feet, portion of Halekauwila Street, Kakaako, to abutting owner State Hawaii Housing Finance and Development Corporation, TMK: (1) 2-1-050-13, 14, 15, 63, 65, and 70.

FOR ACTION

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Resolution 20-198, Proposed FD1  
(Submitted by Councilmember Manahan)

Approving the cancellation of lease and subsequent sale of remnant parcel 1, TMK: (1) 2-1-050:068, area: 2,013 square feet, portion of Halekauwila Street, Kakaako, to the abutting owner, the State Hawaii Housing Finance and Development Corporation, TMK: (1) 2-1- 050:013, 014, 015, 063, 065, and 070.

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Resolution 20-214

Approving the disposition and sale of Lot 24-B, TMK: (1) 9-4-014 (por.), area 2,404 square feet, to abutting owner Trustees of the Estate of Bernice Pauahi Bishop.

FOR ACTION

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Resolution 20-214, Proposed FD1  
(Submitted by Councilmember Manahan)

Resolution 20-175

Accepting a gift to the City from the Waikiki Business Improvement District Association (WBIDA).

FOR ACTION

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ORDER OF BUSINESS  
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Resolution 20-176

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

FOR ACTION

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Resolution 20-180

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

FOR ACTION

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Resolution 20-184

Accepting a gift to the City from Coca-Cola Bottling of Hawaii, LLC.

FOR ACTION

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Resolution 20-219

Urging the United States Senate to pass H.R. No. 8015 or similar legislation to ensure the full and uninterrupted operation of the United States Postal Service for purposes of facilitating, among other things, 2020 elections that are fair and legitimate.

FOR ACTION

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Resolution 20-219, Proposed FD1  
(Submitted by Councilmember Elefante)

Urging the United States Senate to pass H.R. No. 8015 or similar legislation to ensure the full and uninterrupted operation of the United States Postal Service for purposes of facilitating, among other things, 2020 elections that are fair and legitimate.

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Resolution 20-230

Adopting the findings and recommendations expressed in Council Communication 245 (2020) and requesting the Mayor of the City and County of Honolulu to initiate an expedited environmental review of the engineering proposals from the United States Army Corps of Engineers and Oceanit Laboratories for the Ala Wai Flood Risk Mitigation Project.

FOR ACTION

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Communication D-477

From the Department of Design and Construction requesting consideration of Grant of Sewer Easement 3869 for public use in Ewa (Kapolei Business Park Subdivision.)

FOR ACTION

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Communication D-491

From the Department of Design and Construction requesting consideration of Grant of Traffic Signal Easement 10673 for public use in Ewa by Gentry, Area 40 Phase 2 Subdivision.

FOR ACTION

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### **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.

### **ADJOURNMENT**