



**CITY COUNCIL**  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3065 / TELEPHONE 547-7000

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HONOLULU, HAWAII

**MEMORANDUM**

TO: MS. CARRIE OKINAGA  
CORPORATION COUNSEL

CC: ALL COUNCILMEMBERS

FROM: COUNCILMEMBER ROMY M. CACHOLA

SUBJECT: WAIMEA VALLEY ACQUISITION FUNDS

General Obligation Bond funds of \$5,100,000 L were appropriated in Ordinance 01-03 to "acquire privately owned nature park" as a line item, Project No. 01095, Waimea Valley Park (see attachment).

Please provide me with an opinion on whether it is legal to use these funds to only acquire a perpetual conservation and public access easement in the Valley pursuant to the current settlement agreement. If this is not legal, please propose appropriate corrections in the Fiscal Year 2006-2007 budget so as not to jeopardize the current settlement. Please provide the opinion to me before the Council takes final action on the settlement.

My concern is to make sure the use of City funds, under the settlement, is legal.

Thank you for your prompt attention to this matter.

Enclosure



**CITY COUNCIL**  
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HONOLULU, HAWAII

ORDINANCE 01 - 03  
BILL 100 (2000), FD1, CD1  
02/01/01

PROJECT NUMBER	FUNCTIONS, PROGRAMS & PROJECTS	WORK PHASE	SOURCE OF FUNDS	TOTAL ALL FUNDS
01095	Waimea Valley Park Acquire privately owned nature park.	5,100,000 L 100,000 P	5,200,000 GI	5,200,000
98031	Waipio Peninsula Recreation Complex Design and construct comfort stations and site improvements to include landscaping, safety features, walkways, fencing, seating and other related improvements.	140,000 D (1,860,000) 3,990,000 C	(2,000,000) 4,130,000 GI	(2,000,000) 4,130,000
	Waimanalo Canoe Halau [Complete construction of an on-going project.] Construct a canoe halau.	(20,000) C 120,000	(20,000) GI 120,000	(20,000) 120,000
	Waimanalo District Park Construct two ballfields with irrigation, fencing, bleachers and landscaping improvements.	1,200,000 C	1,200,000 GI	1,200,000
<b>Special Recreational Facilities:</b>				
<b>DEPARTMENT OF DESIGN AND CONSTRUCTION</b>				
00023	Honolulu Zoo-Asian Tropical Forest Elephant Facility Update design and construct an elephant breeding facility. Construct related site improvements and provide for construction inspection, equipment and furnishings.	10,000 D (4,400,000) 5,800,000 C 150,000 I 10,000 E	(4,570,000) 5,970,000 GI	(4,570,000) 5,970,000
<b>b. Amendment to Function Total</b>				
		<u>Total</u>	<u>Amendment</u>	<u>Amended Total</u>
<b>TOTAL CULTURE-RECREATION</b>		<b>\$ 65,701,475</b>	<b>\$ 38,225,000</b>	<b>\$ 103,926,475</b>