



RESOLUTION

ESTABLISHING A COMMISSION TO SET PRIORITIES FOR EXPENDITURES FROM THE CLEAN WATER AND NATURAL LANDS FUND.

WHEREAS, Hawaii is blessed with natural resources and environmental beauty that are utilized and appreciated by residents and visitors alike; and

WHEREAS, certain lands on Oahu, still undeveloped and important environmental and aesthetic assets, are vulnerable to ongoing development, commercial interests, and urban sprawl; and

WHEREAS, the voters of Oahu recognized the threat to these valuable Oahu lands and approved a charter amendment in 2006 that sets aside a portion of real property tax revenues to purchase real estate expressly for land conservation; and

WHEREAS, pursuant to this charter amendment, the city council passed Bill 9 (2007), CD2 (signed into law as Ordinance 07-18), establishing the Clean Water and Natural Lands Fund ("fund"); and

WHEREAS, the purpose of the fund is to provide for the purchase of or to otherwise acquire real estate or any interest therein for land conservation in the city for the following purposes:

- Protection of watershed lands to preserve water quality and water supply;
- Preservation of forests, beaches, coastal areas and agricultural lands;
- Public outdoor recreation and education, including access to beaches and mountains;
- Preservation of historic or culturally important land areas and sites;
- Protection of significant habitats or ecosystems, including buffer zones;
- Conservation of land in order to reduce erosion, floods, landslides, and runoff; and
- Acquisition of public access to public land and open space;

and



RESOLUTION

WHEREAS, Ordinance 07-18 provides that: "All expenditures from this fund shall be made consistent with the priorities established by a commission created by council resolution or, in the absence of a commission, with the priorities established by the council by resolution"; and

WHEREAS, the council finds that the timely establishment of a commission to advise the council is necessary for the protection and conservation of these lands on Oahu; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that there is established a Clean Water and Natural Lands Commission to advise and assist the Council in its efforts to set priorities and policies for expenditures and the Council's efforts to ultimately approve specific expenditures from the Clean Water and Natural Lands Fund; and

BE IT FURTHER RESOLVED that the Commission shall be comprised of nine members selected by the Council Chair and be governed by the following provisions:

- (1) To be eligible for appointment to the Commission, a person shall be a duly registered voter of the city;
- (2) At least one member of the commission shall possess scientific qualifications as evidenced by an academic degree in wildlife or marine biology, botany, forestry, ecology, resource management, geography, zoology or geology;
- (3) At least one member shall be a person possessing membership in an environmental or land conservation organization present in the state;
- (4) At least one member shall be a person possessing membership in agricultural association organized in the state;
- (5) At least one member shall be a person knowledgeable about preserving freshwater quality and freshwater supply;
- (6) At least one member shall be a person knowledgeable about public outdoor recreation and education;
- (7) At least one member shall be a person knowledgeable about Hawaiian culture;



RESOLUTION

- (8) At least one member shall be a person knowledgeable about the preservation of historic or culturally important land areas and sites;
- (9) Any individual member may fulfill multiple membership requirements;
- (10) The initial appointments shall be three commissioners for a one-year term, three commissioners for a two-year term, three commissioners for a three-year term, and thereafter each succeeding appointment shall be for a staggered term ending three years from the date of the expiration of the term for which the predecessor had been appointed, provided that appointees shall serve a maximum of three three-year terms after initially serving any shorter term;
- (11) Any vacancy, whether by term expiration or any other reason, shall be filled by appointment by the Council Chair;
- (12) Any vacancy occurring other than by expiration of the term of office shall be filled for the remainder of such term;
- (13) The membership shall elect a chair annually;
- (14) A majority of the members shall constitute a quorum;
- (15) All meetings shall be held in city hall or other public places, noticed by the filing of an agenda with the City Clerk at least six days in advance, open to the public, and open to public testimony on all agenda items; and
- (16) The affirmative vote of a majority of the existing membership shall be necessary to take any action, and such action shall be made at a properly noticed meeting open to the public;

and



RESOLUTION

BE IT FINALLY RESOLVED that the duties of the Commission shall include, but not be limited to advising the Council on:

- Developing priorities applicable to expenditures from the fund for land conservation; and
- Formulating recommendations on applying these priorities to the proposed and approved expenditures from the Clean Water and Natural Lands Fund.

INTRODUCED BY:

Donovan Dela Cruz

Ann Kobayashi

DATE OF INTRODUCTION:

November 7, 2007
Honolulu, Hawaii

Councilmembers

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

RESOLUTION 07-355, CD1

Introduced: 11/07/07 By: DONOVAN DELA CRUZ

Committee: BUDGET

Title: RESOLUTION ESTABLISHING A COMMISSION TO SET PRIORITIES FOR EXPENDITURES FROM THE CLEAN WATER AND NATURAL LANDS FUND.

Links: [RES07-355](#)
[RES07-355, CD1](#)

BUDGET	11/28/07	RESOLUTION DEFERRED IN COMMITTEE.				
BUDGET	1/9/08	RESOLUTION DEFERRED IN COMMITTEE.				
BUDGET	2/6/08	CR-38 (2008) – RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION AS AMENDED IN CD1 FORM.				
COUNCIL	2/20/08	CR-38 (2008) AND RESOLUTION AS AMENDED (RES07-355, CD1) WERE ADOPTED.				
	APO Y	CACHOLA Y	DELA CRUZ Y	DJOU Y	GARCIA E	
	KOBAYASHI Y	MARSHALL Y	OKINO Y	TAM Y		

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


DENISE C. DE COSTA, CITY CLERK


BARBARA MARSHALL, CHAIR AND PRESIDING OFFICER