



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

TOMMY WATERS  
CHAIR & PRESIDING OFFICER  
ESTHER KIA'ĀINA  
VICE CHAIR  
ANDRIA TUPOLA  
FLOOR LEADER  
RADIANT CORDEIRO  
BRANDON J.C. ELEFANTE  
CAROL FUKUNAGA  
CALVIN K.Y. SAY  
HEIDI TSUNEYOSHI  
AUGIE TULBA

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## JOURNAL

REGULAR MEETING  
3RD SESSION  
WEDNESDAY, FEBRUARY 17, 2021

CITY COUNCIL CHAMBER  
3<sup>RD</sup> FLOOR, HONOLULU HALE  
HONOLULU, HAWAII 96813

*Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.*

### CALL TO ORDER

Pursuant to adjournment, the regular meeting of the City Council was called to order by the Chair and Presiding Officer, Tommy Waters, at 10:23 a.m.

### ROLL CALL

Roll call showed the following Councilmembers present:

Councilmembers Cordero, Elefante, Fukunaga, Kia'āina, Say, Tulba, Tupola, Waters – 8.

Excused – Tsuneyoshi – 1.

### INTRODUCTION OF GUESTS

Councilmember Tupola acknowledged the Mayor's cabinet.

Chair Waters recognized the Directors and stated that our City should be the City of hope, the City of possibilities, and the City of yes we can. He quoted his friend from the Big Island, "If can, can, if no can, still can." and "Any problem, obstacle, hurdle or barrier is meant to go around, over or through." Chair Waters expressed his excitement to see all the directors and the possibilities of what can be accomplished working together.

The following individuals testified via video conference:

1. Alana Pakkala (Support Resolution 21-22)
2. Suzan Danforth (Declaration of Notice)
3. Natalie Iwasa (General comment on Resolution 21-22), [General comment on Bill 88 (2020)], (Oppose Bill 3), (General comment on Resolutions 21-36, 21-34, and 21-39)
4. Ellen Kitamura, Deputy Manager, Board of Water Supply (D-96) (Support Resolution 21-11) and (D-97) (Support Resolution 21-34, CD1)
5. Franklin Gregorio [Support Bill 99 (2020)]
6. Nathaniel Kinney, Hawaii Construction Alliance (Support Resolutions 21-1, 21-22, and 21-5)
7. Eugene Hatakeyama [Support Bill 99 (2020)]
8. Chace Shigemasa, Aliamanu, Salt Lake, Foster Village, Airport Neighborhood Board No. 18 (Support Resolution 21-29)
9. Ryan Kobayashi, Hawaii Laborers Union (Support Resolutions 21-5, 21-22, and 21-1)

#### APPROVAL OF MINUTES

Councilmember Kia'aina moved that the Minutes of the 2<sup>nd</sup> Session be approved, subject to corrections by Councilmembers within 30 days. Seconded by Councilmember Tupola.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

#### **ORDER OF THE DAY**

#### **PUBLIC HEARING/RESOLUTION** **RESOLUTION 21-35**

RESOLUTION CONFIRMING THE NOMINATION OF J. ROGER MORTON TO SERVE AS THE DIRECTOR OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU.

The following individual testified:

John Roger Morton (General comment)

Councilmember Tupola congratulated the nominee on his years of service with Oahu Transit Services and welcomed him to the City.

Chair Waters welcomed and thanked Mayor Blangiardi.

Chair Waters referred Resolution 21-35 to the Committee on Transportation, Sustainability and Health for further consideration.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Related communications:

M-141 Testimony on Resolution 21-35  
M-151 Testimony on Resolution 21-35

**ADOPTION**

**RESOLUTION 21-9 – COMMITTEE REPORT 22**

RESOLUTION CONFIRMING THE NOMINATION OF SCOTT K. HAYASHI TO SERVE AS THE DIRECTOR OF LAND MANAGEMENT OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Kia'āina moved that Committee Report 22 and Resolution 21-9 be adopted. Seconded by Councilmember Say.

The following individual testified:

Scott Hayashi (General comment)

Committee Report 22 and Resolution 21-9 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Mr. Hayashi.

**ADOPTION**  
**RESOLUTION 21-1 – COMMITTEE REPORT 23**

RESOLUTION CONFIRMING THE NOMINATION OF MICHAEL D. FORMBY TO SERVE AS THE MANAGING DIRECTOR OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tupola moved that Committee Report 23 and Resolution 21-1 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Michael Formby (General comment)

Councilmember Elefante stated his support to the Resolution. He thanked Mr. Formby for his commitment and willingness to return to the City and stated that he will be a great asset to the Administration.

Councilmember Elefante noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-72).

Committee Report 23 and Resolution 21-1 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Mr. Formby.

Related communications:

|       |  |
|-------|--|
| CC-50 | Disclosure of Interest Statement submitted by Councilmember Elefante |
| CC-52 | Disclosure of Interest Statement submitted by Councilmember Elefante |
| M-142 | Testimony on Resolution 21-1   |
| M-152 | Testimony on Resolution 21-1   |

**ADOPTION**

**RESOLUTION 21-2 – COMMITTEE REPORT 24**

RESOLUTION CONFIRMING THE NOMINATION OF WESLEY T. YOKOYAMA TO SERVE AS THE DIRECTOR OF THE DEPARTMENT OF ENVIRONMENTAL SERVICES OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tupola moved that Committee Report 24 and Resolution 21-2 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Wesley Yokoyama (General comment)

Committee Report 24 and Resolution 21-2 were adopted.

|         |  |
|---------|--|
| AYES:   | CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8. |
| NOES:   | None.  |
| ABSENT: | TSUNEYOSHI – 1.  |

Chair Waters recognized and congratulated Mr. Yokoyama.

Related communications:

|       |  |
|-------|--|
| CC-49 | Disclosure of Interest Statement submitted by Councilmember Elefante |
| CC-51 | Disclosure of Interest Statement submitted by Councilmember Elefante |

**ADOPTION**

**RESOLUTION 21-3 – COMMITTEE REPORT 25**

RESOLUTION CONFIRMING THE NOMINATION OF JEROME A. PUPILLO TO SERVE AS THE DIRECTOR OF ENTERPRISE SERVICES OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tupola moved that Committee Report 25 and Resolution 21-3 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Jerome Pupillo (General comment)

Committee Report 25 and Resolution 21-3 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.

NOES: None.

ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Mr. Pupillo.

**ADOPTION**

**RESOLUTION 21-4 – COMMITTEE REPORT 26**

RESOLUTION CONFIRMING THE NOMINATION OF ALEXANDER I. KOZLOV TO SERVE AS THE DIRECTOR OF DESIGN AND CONSTRUCTION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tupola moved that Committee Report 26 and Resolution 21-4 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Alexander Kozlov (General comment)

Committee Report 26 and Resolution 21-4 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Mr. Kozlov.

Related communication:

CC-54 Disclosure of Interest Statement submitted by Councilmember Elefante

**ADOPTION**

**RESOLUTION 21-12 – COMMITTEE REPORT 27**

RESOLUTION CONFIRMING THE NOMINATION OF CLARKE L. K. BRIGHT TO SERVE AS THE BAND DIRECTOR OF THE ROYAL HAWAIIAN BAND OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tupola moved that Committee Report 27 and Resolution 21-12 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Clarke Bright (General comment)

Committee Report 27 and Resolution 21-12 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Mr. Bright.

Related communication:

CC-53 Disclosure of Interest Statement submitted by Councilmember Elefante

**ADOPTION**

**RESOLUTION 21-13 – COMMITTEE REPORT 28**

RESOLUTION CONFIRMING THE NOMINATION OF LLOYD M. YONENAKA TO SERVE AS THE EXECUTIVE SECRETARY TO THE NEIGHBORHOOD COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tupola moved that Committee Report 28 and Resolution 21-13 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Lloyd Yonenaka (General comment)

Committee Report 28 and Resolution 21-13 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.

NOES: None.

ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Mr. Yonenaka.

**ADOPTION**

**RESOLUTION 21-20 – COMMITTEE REPORT 33**

RESOLUTION CONFIRMING THE NOMINATION OF ANDREW T. KAWANO TO SERVE AS THE DIRECTOR OF BUDGET AND FISCAL SERVICES OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Say moved that Committee Report 33 and Resolution 21-20 be adopted. Seconded by Councilmember Cordero.

The following individual testified:

Andrew Kawano (General comment)



Committee Report 33 and Resolution 21-20 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Mr. Kawano.

**ADOPTION**

**RESOLUTION 21-10 – COMMITTEE REPORT 35**

RESOLUTION CONFIRMING THE NOMINATION OF MARK D. WONG TO SERVE AS THE DIRECTOR OF INFORMATION TECHNOLOGY OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Fukunaga moved that Committee Report 35 and Resolution 21-10 be adopted. Seconded by Councilmember Tupola.

The following individual testified:

Mark Wong (General comment)

Committee Report 35 and Resolution 21-10 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Mr. Wong.

Related communication:

CC-65 Disclosure of Interest Statement submitted by Councilmember Tupola

**ADOPTION**

**RESOLUTION 21-11, CD1 – COMMITTEE REPORT 36**

RESOLUTION CONFIRMING THE NOMINATION OF ROGER W. BABCOCK, JR., TO SERVE AS THE CHIEF ENGINEER OF THE DEPARTMENT OF FACILITY MAINTENANCE OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Fukunaga moved that Committee Report 36 and Resolution 21-11 as amended to CD1, be adopted. Seconded by Councilmember Tupola.

The following individual testified:

Roger Babcock (General comment)

Committee Report 36 and Resolution 21-11, CD1, as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.

NOES: None.

ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Mr. Babcock.

Related communication:

CC-56 Disclosure of Interest Statement submitted by Councilmember Elefante

**ADOPTION**

**RESOLUTION 21-8 – COMMITTEE REPORT 37**

RESOLUTION CONFIRMING THE NOMINATION OF MASAHIKO KOBAYASHI, M.D., TO SERVE AS THE MEDICAL EXAMINER OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tulba moved that Committee Report 37 and Resolution 21-8 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Masahiko Kobayashi (General comment)

Councilmember Cordero stated that she hopes that everyone can work together towards refining, bettering and improving their lives and also work with the Medical Examiner's Office to make improvements to their facility.

Committee Report 37 and Resolution 21-8 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Dr. Kobayashi.

**ADOPTION**

**RESOLUTION 21-22 – COMMITTEE REPORT 47**

RESOLUTION CONFIRMING THE NOMINATION OF DEAN Y. UCHIDA TO SERVE AS THE DIRECTOR OF PLANNING AND PERMITTING OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Elefante moved that Committee Report 47 and Resolution 21-22 be adopted. Seconded by Councilmember Kia'āina.

The following individual testified:

Dean Uchida (General comment)

Committee Report 47 and Resolution 21-22 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Mr. Uchida.

Related communications:

|       |  |
|-------|--|
| CC-57 | Disclosure of Interest Statement submitted by Councilmember Elefante |
| CC-58 | Disclosure of Interest Statement submitted by Councilmember Elefante |
| CC-59 | Disclosure of Interest Statement submitted by Councilmember Elefante |
| CC-60 | Disclosure of Interest Statement submitted by Councilmember Elefante |
| CC-61 | Disclosure of Interest Statement submitted by Councilmember Elefante |
| CC-62 | Disclosure of Interest Statement submitted by Councilmember Elefante |
| CC-63 | Disclosure of Interest Statement submitted by Councilmember Elefante |
| M-143 | Testimony on Resolution 21-22  |
| M-153 | Testimony on Resolution 21-22  |

**ADOPTION**

**RESOLUTION 21-5 – COMMITTEE REPORT 50**

RESOLUTION CONFIRMING THE NOMINATION OF SARAH-JANE ALLEN TO SERVE AS THE DIRECTOR OF COMMUNITY SERVICES OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tulba moved that Committee Report 50 and Resolution 21-5 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Sarah-Jane Allen (General comment)

Councilmember Tupola voiced her support for the nominee and all the other nominees. She stated that she met with Ms. Allen and was impressed with her knowledge of understanding the problems and obstacles that need to be overcome and that she looks forward to working with her.

Councilmember Elefante noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-73).

Committee Report 50 and Resolution 21-5 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Ms. Allen.

Related communication:

M-148 Testimony on Resolution 21-5

**ADOPTION**

**RESOLUTION 21-14 – COMMITTEE REPORT 52**

RESOLUTION CONFIRMING THE NOMINATION OF LAURA H. THIELEN TO SERVE AS THE DIRECTOR OF PARKS AND RECREATION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tulba moved that Committee Report 52 and Resolution 21-14 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Laura Thielen (General comment)

Councilmember Kia'āina applauded Mayor Blangiardi for all of his nominees to his Administration. She thanked Ms. Thielen for all she has done on the Windward side as the Chair of the Department of Land and Natural Resources and noted that she looks forward to working with her on the complex issues and unique problems facing City parks.

Committee Report 52 and Resolution 21-14 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Ms. Thielen.

Related communications:

M-144        Testimony on Resolution 21-14  
M-154        Testimony on Resolution 21-14

**ADOPTION**  
**RESOLUTION 21-21 – COMMITTEE REPORT 53**

RESOLUTION CONFIRMING THE NOMINATION OF NOLA N. MIYASAKI TO SERVE AS THE DIRECTOR OF CUSTOMER SERVICES OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tulba moved that Committee Report 53 and Resolution 21-21 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Nola Miyasaki (General comment)

Councilmember Tupola thanked and welcomed Ms. Miyasaki. She noted that she did not have a chance to meet with the nominee but is in support of the Resolution.

Committee Report 53 and Resolution 21-21 were adopted.

AYES:        CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
                  WATERS – 8.  
NOES:        None.  
ABSENT:     TSUNEYOSHI – 1.

Chair Waters recognized and congratulated Ms. Miyasaki.

**PUBLIC HEARING/SECOND READING**  
**BILL 97 (2020) – COMMITTEE REPORT 19**

A BILL FOR AN ORDINANCE TO RELATING TO ABANDONED VEHICLES.

Councilmember Cordero moved that Committee Report 19 be adopted and Bill 97 (2020) pass second reading. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 19 was adopted and Bill 97 (2020) passed second reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.

NOES: None.

ABSENT: TSUNEYOSHI – 1.

Related communication:

M-150 Testimony on Bill 97 (2020)

**PUBLIC HEARING/SECOND READING**  
**BILL 99 (2020) – COMMITTEE REPORT 20**

A BILL FOR AN ORDINANCE TO RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS.

Councilmember Cordero moved that Committee Report 20 be adopted and Bill 99 (2020) pass second reading. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 20 was adopted and Bill 99 (2020) passed second reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.

NOES: None.

ABSENT: TSUNEYOSHI – 1.

**PUBLIC HEARING/SECOND READING**  
**BILL 88 (2020), CD1 – COMMITTEE REPORT 43**

A BILL FOR AN ORDINANCE TO ADOPT THE REVISED EAST HONOLULU SUSTAINABLE COMMUNITIES PLAN FOR THE CITY AND COUNTY OF HONOLULU.

Councilmember Elefante moved that Committee Report 43 be adopted and Bill 88 (2020), pass second reading, as amended to CD1. Seconded by Councilmember Kia'āina.

There was no public testimony.

Committee Report 43 was adopted and Bill 88 (2020), CD1 passed second reading, as amended.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Related communication:

M-149 Testimony on Bill 88 (2020), CD1

**PUBLIC HEARING/SECOND READING**  
**BILL 93 (2020), CD1, FD1 – COMMITTEE REPORT 48**

A BILL FOR AN ORDINANCE RELATING TO DEPARTMENT OF PARKS AND RECREATION PERMITS.

The following amendment was posted on the agenda:

Bill 93 (2020), CD1, Proposed FD1

Councilmember Tulba moved that Committee Report 48 be adopted and Bill 93 (2020), pass second reading, as amended to CD1. Seconded by Councilmember Fukunaga.

Councilmember Tulba moved that the Bill be amended to the posted FD1. Seconded by Councilmember Fukunaga. Councilmember Tulba explained the proposed FD1.

There was no public testimony.

Bill 93 (2020), CD1 was amended to the posted FD1.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY\*, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

\*Councilmember Say voted aye with reservations.



Committee Report 48 was adopted and Bill 93 (2020), CD1, FD1 passed second reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY\*, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

\*Councilmember Say voted aye with reservations.

**POSTPONED TO THE MARCH 17, 2021 COUNCIL MEETING**  
**BILL 41 (2019), CD2 – COMMITTEE REPORT 41 AND FINDINGS OF FACT**

A BILL FOR AN ORDINANCE TO ADOPT THE REVISED CENTRAL OAHU SUSTAINABLE COMMUNITIES PLAN FOR THE CITY AND COUNTY OF HONOLULU.

Councilmember Elefante moved that Committee Report 41, the Findings of Fact, and Bill 41 (2019), CD2 be postponed to the March 17, 2021 Council meeting. Seconded by Councilmember Kia'āina.

There was no public testimony.

Committee Report 41, the Findings of Fact, and Bill 41 (2019), CD2 were postponed to the March 17, 2021 Council meeting.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**THIRD READING**  
**BILL 95 (2020) – COMMITTEE REPORT 44**

A BILL FOR AN ORDINANCE TO REZONE LAND SITUATED AT WAILUPE, OAHU, HAWAII.

Councilmember Elefante moved that Committee Report 44 be adopted and Bill 95 (2020) pass third reading. Seconded by Councilmember Kia'āina.

There was no public testimony.

Committee Report 44 was adopted and Bill 95 (2020) passed third reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**FIRST READING**  
**BILL 2**

A BILL FOR AN ORDINANCE RELATING TO THE PUBLIC WORKS INSTRUCTURE REQUIREMENTS INCLUDING FEES AND SERVICES BY AMENDING ARTICLES 1 AND 5 RELATING TO PUBLIC SEWERS.

Councilmember Kia'āina moved that Bill 2 pass first reading. Seconded by Councilmember Tupola.

There was no public testimony.

Bill 2 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**FIRST READING**  
**BILL 3**

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Kia'āina moved that Bill 3 pass first reading. Seconded by Councilmember Tupola.

There was no public testimony.

Bill 3 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.

NOES: None.

ABSENT: TSUNEYOSHI – 1.

Related communication:

M-145 Testimony on Bill 3

### **FIRST READING**

#### **BILL 4**

A BILL FOR AN ORDINANCE RELATING TO FIRE SAFETY.

Councilmember Kia'āina moved that Bill 4 pass first reading. Seconded by Councilmember Tupola.

There was no public testimony.

Councilmember Fukunaga stated that the measure is a replacement to Bill 84 (2020). She explained that although the Bill passed the Council, it had a technical defect which Bill 4 will correct.

Bill 4 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.

NOES: None.

ABSENT: TSUNEYOSHI – 1.

Related communication:

M-146 Testimony on Bill 4

**ADOPTION**

**RESOLUTION 20-338, CD1 – COMMITTEE REPORT 21**

RESOLUTION URGING THE CITY ADMINISTRATION AND THE HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES TO ENTER INTO AN AGREEMENT ESTABLISHING A PROCEDURE FOR THE COOPERATIVE REMOVAL AND DISPOSITION OF VESSELS ABANDONED ON CITY ROADS AND RIGHTS-OF-WAY.

Councilmember Cordero moved that Committee Report 21 and Resolution 20-338 as amended to CD1, be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Councilmember Tupola thanked the Committee for moving the measure forward. She stated that Chapter 290 of the Hawaii Revised Statutes describes what a derelict vehicle is and that she would like to see an additional section added to identify a derelict boat to make it easier to dispose of.

Committee Report 21 and Resolution 20-338, CD1, as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.

NOES: None.

ABSENT: TSUNEYOSHI – 1.

Related communication:

M-155 Testimony on Resolution 20-338, CD1

**ADOPTION**

**RESOLUTION 21-36 – COMMITTEE REPORT 29**

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-2000021 TO PAY FOR THE SERVICES OF FARM BENEDICT SUGIHARA A LIMITED LIABILITY LAW PARTNERSHIP LLP AS SPECIAL COUNSEL FOR THE CITY AND COUNTY OF HONOLULU ON BEHALF OF APPELLANT CITY AND COUNTY OF HONOLULU BY THE DEPARTMENT OF THE CORPORATION COUNSEL IN A LEGAL ACTION ENTITLED CITY AND COUNTY OF HONOLULU BY THE DEPARTMENT OF CORPORATION COUNSEL V. HONOLULU POLICE COMMISSION; LOUIS M. KEALOHA, CIVIL NO. 19-1-0907-06 JHA (CIRCUIT COURT).

Councilmember Tupola moved that Committee Report 29 and Resolution 21-36 be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Councilmember Tupola stated that she wanted to publicly clarify and address testifier Natalie Iwasa's concerns on the Resolution. She noted that the Resolution was discussed in the Executive Matters and Legal Affairs Committee. Councilmember Tupola stated that the Resolution gives an additional \$35,000 to the previous \$50,000 to fight the appeal and that the intent of the Resolution represents the on-going opposition to and legal dispute with the Honolulu Police Commission's decision to provide Louis Kealoha with legal representation in criminal proceedings. Councilmember Tupola stated that the Resolution authorizes additional funds in legal disputes and represents the Council's opposition to the Honolulu Police Commission's findings and that the Council affirms the recommendation of the Corporation Counsel and intends to deny Kealoha taxpayer funded legal representation in criminal proceedings.

Committee Report 29 and Resolution 21-36 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**ADOPTION**  
**RESOLUTION 21-37 – COMMITTEE REPORT 30**

RESOLUTION TO AUTHORIZE THE DEPARTMENT OF THE CORPORATION COUNSEL TO INITIATE LEGAL ACTION AGAINST RESEPE RES TO RECOVER MOTOR VEHICLE DAMAGES.

Councilmember Tupola moved that Committee Report 30 and Resolution 21-37 be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Councilmember Tupola stated that the Resolution is for a hit and run accident and that the Corporation Counsel is seeking the market value of the vehicle that was damaged. She noted that the Council's intent is to pursue legal action against persons who deliberately and frequently violate the law without consequence and to protect officers, personnel, and the property of City and County of Honolulu to the fullest extent the law in all cases,

instances, and time. Councilmember Tupola stated that the Council will not, in any circumstance, enable the negligent and willful disregard for the City, its law, and its residents and are seeking final resolution to pursue the action.

Committee Report 30 and Resolution 21-37 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**ADOPTION**  
**RESOLUTION 21-32 – COMMITTEE REPORT 34**

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Say moved that Committee Report 34 and Resolution 21-32 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Requesting that his comments be reflected in the minutes, Councilmember Say submitted Department Communication 48 and Committee Report 34 as his comments in support of the measure.

Committee Report 34 and Resolution 21-32 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**ADOPTION**  
**RESOLUTION 21-24, CD1 – COMMITTEE REPORT 38**

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM OLUKAI.

Councilmember Tulba moved that Committee Report 38 and Resolution 21-24 as amended to CD1, be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Committee Report 38 and Resolution 21-24, CD1, as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**ADOPTION**

**RESOLUTION 21-25 – COMMITTEE REPORT 39**

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM SPIKE'S K9 FUND.

Councilmember Tulba moved that Committee Report 39 and Resolution 21-25 be adopted.  
Seconded by Councilmember Fukunaga.

There was no public testimony.

Committee Report 39 and Resolution 21-25 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**ADOPTION**

**RESOLUTION 21-31, CD1 – COMMITTEE REPORT 40**

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM THE 200 CLUB.

Councilmember Tulba moved that Committee Report 40 and Resolution 21-31 as amended  
to CD1, be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Committee Report 40 and Resolution 21-31 CD1, as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**ADOPTION**

**RESOLUTION 20-326 – COMMITTEE REPORT 49**

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM FRIENDS OF HAWAII CHARITIES, INC.

Councilmember Tulba moved that Committee Report 49 and Resolution 20-326 be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Committee Report 49 and Resolution 20-326 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**ADOPTION**

**RESOLUTION 21-30 – COMMITTEE REPORT 55**

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM THE HONOLULU ZOOLOGICAL SOCIETY.

Councilmember Tulba moved that Committee Report 55 and Resolution 21-30 be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.



Committee Report 55 and Resolution 21-30 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**ADOPTION**

**RESOLUTION 21-6 – COMMITTEE REPORT 51**

RESOLUTION RENAMING THE “A” DIAMOND AT MILILANI DISTRICT PARK TO THE COACH GLENN AH SAM SR. DIAMOND.

Councilmember Tulba moved that Committee Report 51 and Resolution 21-6 be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Councilmember Tulba stated that it is people like Coach Glenn Ah Sam that lead by example. He noted that if it was not for great people like Coach Glenn then he would not be sitting in his seat at the Council. Councilmember Tulba thanked the family of Coach Ah Sam.

Committee Report 51 and Resolution 21-6 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**ADOPTION**

**RESOLUTION 21-29 – COMMITTEE REPORT 54**

RESOLUTION RENAMING ALIMANU NEIGHBORHOOD PARK TO “CONNIE CHUN ALIAMANU NEIGHBORHOOD PARK.”

Councilmember Tulba moved that Committee Report 54 and Resolution 21-29 be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Councilmember Cordero thanked the Chair of the Committee on Parks and Community Services for hearing and passing the Resolution out for adoption. She also thanked the professors at the law school, members of the community, neighborhood board, and the family of Connie Chun for supporting the Resolution. Councilmember Cordero noted that Connie Chun was the first Filipina and nurse elected to the State House of Representatives, and she spearheaded numerous Department of Human Services programs that are still in effect today. She stated that Connie Chun is a great example that your career does not stop once you are done serving in an elected office. Councilmember Cordero urged councilmembers to support the Resolution and noted that the neighborhood park is in her Council district.

Councilmember Tupola thanked Councilmembers Cordero and Tulba. She stated that hearing all of the accolades and feeling the love, care, and respect for Connie Chun at the committee hearing it is an honor to remember her with this Resolution.

Councilmember Say stated his strong support for the Resolution. He noted that it was a privilege to work with Connie Chun in the State House of Representatives and recalls her whole family known as the Hunky Bunch running the Honolulu Marathon.

Committee Report 54 and Resolution 21-29 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.

NOES: None.

ABSENT: TSUNEYOSHI – 1.

## **ADOPTION**

### **RESOLUTION 20-334– COMMITTEE REPORT 56**

RESOLUTION ACCEPTING OWNERSHIP OF THE PORTION OF WAIMANU STREET BETWEEN WARD AVENUE AND DREIER STREET DEEMED TO HAVE BEEN SURRENDERED TO THE CITY AND COUNTY OF HONOLULU FROM THE STATE PURSUANT TO ADMINISTRATIVE ORDER ISSUED BY THE STATE DIRECTOR OF TRANSPORTATION IN ACCORDANCE WITH ACT 208 (2017), CODIFIED AS HAWAII REVISED STATUTES SECTION 264-2.1.

Councilmember Fukunaga moved that Committee Report 56 and Resolution 20-334 be adopted. Seconded by Councilmember Tupola.

There was no public testimony.

Councilmember Say stated that, at this point in time, he is in support with reservations on the measure. He noted that the State should be addressing this issue and if they do convey the street, they should have it in the best shape. Councilmember Say stated that he did not have an opportunity to hear the discussion in Committee and is concerned that if the street is not at a hundred percent then the City will need to fill pot holes and fix the problems.

Councilmember Fukunaga referred councilmembers to Committee Report 56 which discusses the actions the City Council and the State Legislature have undertaken to respond to many concerns regarding the City's termination of maintenance and traffic enforcement in and around the private roadways in Central Kakaako. She stated that she and Councilmember Say have been trying to resolve many of the neighborhood issues for the last ten to fifteen years and that this is the first step towards getting some of the problems resolved.

In response to Councilmember Tupola, Roger Babcock, Director, Department of Facility Maintenance stated that:

- Roads would be turned over to the City by the developer after the development is done. There is a checklist of certain things that need to be done and conditions to meet. There are also requirements under the Americans with Disabilities Act and drainage.
- After the road is accepted, the City needs to go through a process of determining the needs to bring the road up to standard which may be expensive.
- The Council and the State will decide what roads will be turned over then an assessment will be done to determine the next step.
- Some roads can remain without sidewalks in certain districts and areas.
- Drainage is critical because the City needs to be able to prevent flooding to businesses, residents, large condominiums, and others. These projects will have to be designed and budgeted.
- The Department of Facility Maintenance will do the maintenance of the roads but the Department of Design and Construction will do the design of the road to bring it up to the current standards set by the Department of Planning and Permitting.

Councilmember Fukunaga stated as a point of clarification that the Central Kakaako roadways were originally part of the Kakaako Improvement District in which the State Legislature and State Administration have spent the last 25 years upgrading the various roadways. She noted that one of the problems was when the Hawaii Community Development Authority (HCDA) applied to have the various property owners participate in the cost of the improvements. Councilmember Fukunaga stated that it took five to six years to make HCDA's requirements more flexible. She noted that if the roads were upgraded to the level of subdivision standards, many businesses would lose their frontage and would no longer have parking for their customers, so the City Administration has been maintaining all of the private roadways and enforcing traffic laws until the Kakaako Land Company decided to assert ownership. Councilmember Fukunaga stated that this Resolution is the first step.

Committee Report 56 and Resolution 20-334 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.

NOES: None.

ABSENT: TSUNEYOSHI – 1.

### **ADOPTION**

#### **RESOLUTION 21-34, CD1 – COMMITTEE REPORT 57**

RESOLUTION URGING INCREASED FLEXIBILITY FOR ELECTRONIC PARTICIPATION IN AND PUBLIC ACCESS TO MEETINGS OF CITY AND COUNTY OF HONOLULU BOARDS AND COMMISSIONS, CITY COUNCIL, AND OTHER CITY AGENCIES TO INCREASE AND ASSURE EFFECTIVE CITIZEN PARTICIPATION.

Councilmember Fukunaga moved that Committee Report 57 and Resolution 21-34 as amended to CD1, be adopted. Seconded by Councilmember Tupola.

There was no public testimony.

Councilmember Fukunaga provided a broader context on how to look for ways to encourage participation in Council meetings as well as Legislative proceedings during this time of COVID. She responded to an editorial in the February 17<sup>th</sup> Star Advertiser citing two examples of efforts to improve public access and transparency in both City government and State government. One was the Honolulu City Council's IPAD pilot project which was

awarded a National Association of Counties Organization award in 2019 and the second was the Hawaii State Legislature's new procedures for remote testimony during the 2021 Legislative Session. She stated that there are opportunities that both the City Council and the Legislature have pursued to make the proceedings as accessible and participatory as possible.

Councilmember Tupola echoed the comments of Councilmember Fukunaga. She stated that she is glad that the City has on-line testifying and meetings that can be accessed from home. Councilmember Tupola noted that her neighborhood board meeting inadvertently got cancelled Tuesday night and she expressed concern over the transition period as the neighborhood boards turn control over to the City.

In response to Councilmember Tupola, Lloyd Yonenaka, Executive Secretary, Neighborhood Commission stated that he was aware of the neighborhood board meeting that got cancelled Tuesday night because of a glitch and they will be working on the issue. He admitted that there was a problem and it will be a challenge and a learning curve and that the idea behind the Resolution is great.

Committee Report 57 and Resolution 21-34 CD1, as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Related communications:

CC-74 Councilmember Carol Fukunaga  
M-147 Testimony on Resolution 21-34, CD1  
M-156 Testimony on Resolution 21-34, CD1

## **BALANCE OF COMMITTEE REPORTS**

- EMLACR-31 Request for authorization to settle a case against the City and County of Honolulu entitled Jovielle Mae Calma v. City and County of Honolulu, Civil No. 1:17-cv-00589-ACK-WRP (U.S.D.C.).
- EMLACR-32 Request for authorization to settle a case against the City and County of Honolulu entitled Aileen B. Blanc, et al. v. City and County of Honolulu, Civil No. 10-1-2732-12 (DEO) (Circuit Court).
- ZPCR-42 Granting a 120-day extension of time for Bill 18 (2020) – To rezone land situated at Waialua, Oahu, Hawaii. (Applicant: Gabriel and Iris Kahalelio; John and Abigail Saguibo) (Deadline: 3/23/21 + 120 days)
- ZPCR-45 Granting a 90-day extension of time for Resolution 20-226 - Granting a Special Management Area Use Permit to replace the Hanohano Hale Apartment building's existing wastewater treatment system. (Applicant: Hanohano Hale Association of Apartment Owners) (Deadline 2/28/21 + 90 days)
- ZPCR-46 Granting a 60-day extension of time for Resolution 21-16 - Granting an after-the-fact Special Management Area (SMA) Use Permit (SMP) for renovations to the Haleiwa Beach House Restaurant (HBH) including exterior building alterations, additions, site work, parking and loading spaces, a landscaping irrigation system, generator, and a wastewater treatment plant, including two seepage beds, and for new paving and a crosswalk. (Applicant: A 6 LLC) (Deadline: 3/5/21 + 60 days)

## **FOR ADOPTION**

Councilmember Kia'āina moved that the Balance of Committee Reports, as listed above, be adopted. Seconded by Councilmember Tupola.

There was no public testimony.

The Balance of Committee Reports was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Related communication:

CC-48 Disclosure of Interest Statement submitted by Councilmember Elefante for  
ZPCR-56  
M-157 Testimony on Resolution 20-226

## **UNFINISHED BUSINESS**

There was no unfinished business.

## **NEW BUSINESS**

### **ADOPTION**

#### **RESOLUTION 21-38**

RESOLUTION RELATING TO APPOINTMENTS FOR THE HAWAII STATE  
ASSOCIATION OF COUNTIES.

Councilmember Kia'āina moved that Resolution 21-38 be adopted. Seconded by  
Councilmember Tupola.

There was no public testimony.

Councilmember Elefante thanked Chair Waters for his willingness to serve on the Hawaii  
State Association of Counties Board of Officers.

Resolution 21-38 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA,  
WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

**ADOPTION**  
RESOLUTION 21-39

RESOLUTION RELATING TO THE RULES OF THE COUNCIL OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Kia'āina moved that Resolution 21-39 be adopted. Seconded by Councilmember Tupola.

There was no public testimony.

Resolution 21-39 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TULBA, TUPOLA, WATERS – 8.  
NOES: None.  
ABSENT: TSUNEYOSHI – 1.

Related communication:

M-158 Testimony on Resolution 21-39

**COMMITTEE OF THE WHOLE/EXECUTIVE SESSION**

There was no Executive Session.

**ANNOUNCEMENTS**

There was no announcements.



**ADJOURNMENT**

At 12:02 p.m., Councilmember Kia'āina moved that the Council stand adjourned until Wednesday, March 17, 2021, at 10 a.m. Seconded by Councilmember Tupola and there being no objections from the 8 members present (Absent: Tsuneyoshi – 1), it was so ordered by the Chair.

Respectfully submitted,

GLEN I. TAKAHASHI  
City Clerk

jy

DATE APPROVED:

March 17, 2021