



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

JOURNAL

REGULAR MEETING
7TH SESSION
WEDNESDAY, MAY 5, 2021

CITY COUNCIL CHAMBER
3RD 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 10:21 a.m.

ROLL CALL

Roll call showed the following Councilmembers present:

Councilmembers Cordero, Elefante, Fukunaga, Kia'āina, Say, Tsuneyoshi, Tulba, Tupola, Waters – 9.

INTRODUCTION OF GUESTS

Floor Leader Tupola welcomed the nominees and their families, the Managing Director and the community advocates.

The following individuals testified via video conference:

1. Christopher Delaunay, Pacific Resource Partnership (M-297) (Support Resolution 20-174, CD1), (M-298) (Support Resolution 20-223), and (M-296) (Support Resolution 21-84),
2. Donald Sakamoto [General comment on Bill 87 (2020)]
3. Khara Jabola-Carolus, Hawaii State Commission on the Status of Women (M-300) (Support Resolution 21-50)
4. Bryan Spicer, Point Panic Productions (General comment on Resolutions 21-93 and 21-94)
5. Kyle Chock, Hawaii Regional Council of Carpenters (M-297) (Support Resolution 20-174, CD1)
6. Bryan Mick, Disability and Communication Access Board (M-302) [Supports Bill 87 (2020), CD1, FD1]
7. Carly Kiaha (General comment on Resolution 20-223)
8. Jason Antonio (General comment on Resolution 20-223)
9. Benjamin Sadoski, Unite Here Local 5 (M-297) (Oppose Resolution 20-174)
10. Keith Kurahashi, R.M. Towill Corporation (General comment on Resolutions 20-174 and 20-223)
11. Ricardo Galindez, Island Film Group (M-303) (Oppose Resolution 21-93) and (M-304) (Oppose Resolution 21-94)
12. Stephanie Davis (Available for questions on Resolution 20-226, CD1)
13. David Tanoue, R.M. Towill Corporation (General comment on Resolution 20-223)
14. Nathaniel Kinney (Available for questions on Resolution 21-84)
15. Kim-Hee Wong (General comment on Resolution 20-223)
16. Pane Meatoga III, Hawaii Operating Engineers Industry Stabilization Fund (M-297) (Support Resolution 20-174), (M-298) (Support Resolution 20-223), and (M-296) (Support Resolution 21-84)
17. Ikaika Hussey, Unite Here Local 5 (General comment on Resolution 20-174)
18. Ryan Kobayashi, Hawaii Laborers' Union (M-297) (Support Resolution 20-174), (M-298) (General comment on Resolution 20-223), and (M-296) (Support Resolution 21-84)
19. Michelle Ngo (General comment on Resolution 20-223)

APPROVAL OF MINUTES

Councilmember Kia'āina moved that the Minutes of the 6th Session be approved, subject to corrections by Councilmembers within 30 days. Seconded by Councilmember Tupola.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

ORDER OF THE DAY

ADOPTION

RESOLUTION 21-80 – COMMITTEE REPORT 124

RESOLUTION RELATING TO THE APPOINTMENT OF MR. SHELTON G. W. JIM ON TO SERVE ON THE ETHICS COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tupola moved that Committee Report 124 and Resolution 21-80 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Shelton Jim On (General comment)

Committee Report 124 and Resolution 21-80 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

Chair Waters recognized and congratulated Mr. Jim On.

ADOPTION

RESOLUTION 21-83 – COMMITTEE REPORT 125

RESOLUTION CONFIRMING THE APPOINTMENT OF ALAN K. BLUEMKE TO SERVE ON THE CIVIL SERVICE COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tupola moved that Committee Report 125 and Resolution 21-83 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Alan Bluemke (General comment)

Councilmember Say stated that the City has been having a difficult time filling vacant positions and asked if the Civil Service Commission would review the civil service laws, get involved in collective bargaining, and revise or improve the present civil service laws to make it easier for individuals to be hired.

In response to Councilmember Say, Mr. Bluemke stated that when he is confirmed as a commissioner, he will bring those concerns to the Commission and see if he can help address those concerns.

Committee Report 125 and Resolution 21-83 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

Chair Waters recognized and congratulated Mr. Bluemke.

ADOPTION

RESOLUTION 21-66 – COMMITTEE REPORT 136

RESOLUTION CONFIRMING THE NOMINATION OF JAMES H. E. IRELAND, M.D., TO SERVE AS THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Tsuneyoshi moved that Committee Report 136 and Resolution 21-66 be adopted. Seconded by Councilmember Tulba.

The following individual testified:

James Ireland, M.D. (General comment)

In response to Councilmember Tupola, Dr. Ireland stated that House Bill 1281 has passed out of both chambers of the Legislature and is on the Governor's desk for his signature. He stated that the Department of Emergency Services has been preparing for the passage of

the Bill by getting ready to do billings. He noted that the financial package looks good for now and he does not anticipate coming to the Council for more funds in the next few years, but in the future would like to work with the Council on rates, collection and other opportunities for revenues as the services may grow with the aging community.

Councilmember Kia'āina voiced her support for Dr. Ireland's confirmation. She stated that Dr. Ireland and she both serve on the Kailua Neighborhood Board. Councilmember Kia'āina stated that she appreciates Dr. Ireland and his team for working with all communities and looks forward to working with them.

Committee Report 136 and Resolution 21-66 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

Chair Waters recognized and congratulated Dr. Ireland.

RECESS/RECONVENE

At 11:19 a.m., the Chair called for a short recess and reconvened the meeting at 11:20 a.m.

ADOPTION

RESOLUTION 21-84 – COMMITTEE REPORT 143

RESOLUTION CONFIRMING THE APPOINTMENT OF MR. NATHANIEL KINNEY TO SERVE ON THE PLANNING COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Elefante moved that Committee Report 143 and Resolution 21-84 be adopted. Seconded by Councilmember Kia'āina.

Councilmember Tupola moved that Committee Report 143 and Resolution 21-84 be postponed to the next Council Meeting. Seconded by Councilmember Tulba.

Councilmember Tupola stated that the reason for the postponement was a concern that the head of a union was opposing the nomination and wanted that to be resolved.

There was no public testimony.

In response to Councilmember Tupola, Nathaniel Kinney stated that:

- At a board meeting with the business managers that make up the alliance, the concern was discussed and he believes that the issue is resolved at this point. The outcome of the meeting was that what was in the past is in the past and moving forward communication will be improved between the members and if there are any issues that divide the alliance, it needs to be discussed before giving testimony at Council meetings.
- The Ethics Commission has stated that he should recuse himself on matters that were advocated on behalf of the Hawaii Construction Alliance before the Council. He also stated that from what he understands there is a very small amount of items that he would have to recuse himself from.
- When he is a commissioner, he would wear the hat of an objective citizen of Honolulu representing the constituents of the City and County of Honolulu and when he is not on the commission he will be doing the work of the Executive Director of the Hawaii Construction Alliance.
- He hopes the same standards apply to councilmembers and commissioners.
- All decisions that are made at the Planning Commission will go to the City Council for a vote unlike the Planning Commissions on the islands of Kauai, Maui, and the Big Island.
- He assures the Council that when he is serving on the Commission, he will serve as a member and constituent of the City and County of Honolulu and not as a paid member of any organization.

Councilmember Tupola stated that she would like every commission member to have a good experience and have no conflicts with their employer or any other entity.

Councilmember Elefante voiced his appreciation to Floor Leader Tupola's comments and motion. He stated that as the Chair of the Committee on Zoning and Planning, the Committee did review and look at the concerns raised by councilmembers. Councilmember Elefante noted that he did have the opportunity to meet and talk with the appointee on these issues. He stated that the Committee recommended reporting the Resolution out for adoption and asked councilmembers to not support the recommendation to postpone the measure for a month.

Councilmember Cordero stated that Councilmember Tsuneyoshi asked really great questions in Committee. She stated that the majority of the appointees have some type of conflict of interest. Councilmember Cordero stated that many great people with experience have become commissioners and come as individuals and not bring their day job into their position as a commissioner. She voiced her opposition to the postponement of the Resolution.

Councilmember Tsuneyoshi stated that she did attend the Committee on Zoning and Planning even though she was not a voting member and thanked Committee Chair Elefante for allowing her to ask questions of the nominee. She stated her concern is in regards to a representation from her district that was before the Planning Commission and at a commission meeting she observed the commissioner wearing different hats to weigh in on their decision. Councilmember Tsuneyoshi stated that she continues to have reservations and if the measure moves forward today, she will be voting with reservations. She noted that during Committee, Mr. Kinney shared that his is going to put on a hat of a committee member, as a father, and as a member of the community and she hopes that that will be the situation. Councilmember Tsuneyoshi stated that she hopes there are other vacancies on the Planning Commission and that the City will be able to get a diverse and qualified person on the Planning Commission who will look at things objectively because there are very difficult decisions to be made.

Councilmember Tupola thanked Councilmember Tsuneyoshi for her questions during the Committee meeting. She stated that if the measure moves forward, she will be voting with reservations. Councilmember Tupola stated that she just wanted to make sure the Council is taking the right step forward and wanted to hear from both sides and understand about potential conflicts. She stated that she is cognizant of the need for the Commission to have quorum and did speak with the Director of the Department of Planning and Permitting and the need to fill the Commission.

The motion to postpone Committee Report 143 and Resolution 21-84 failed.

AYES: TUPOLA, WATERS – 2.

NOES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA – 7.

The Chair stated that the motion on the floor is to adopt Committee Report 143 and Resolution 21-84.

Committee Report 143 and Resolution 21-84 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI*,
TULBA*, TUPOLA*, WATERS – 9.

NOES: None.

*Councilmembers Tsuneyoshi, Tulba, and Tupola voted aye with reservations.

Chair Waters recognized and congratulated Mr. Kinney.

Related communications:

CC-146	Disclosure of Interest Statement submitted by Councilmember Elefante
CC-150	Disclosure of Interest Statement submitted by Councilmember Elefante
CC-166	Disclosure of Interest Statement submitted by Councilmember Elefante
CC-167	Disclosure of Interest Statement submitted by Councilmember Elefante
CC-171	Disclosure of Interest Statement submitted by Councilmember Elefante
CC-176	Disclosure of Interest Statement submitted by Councilmember Elefante
M-296	Testimony on Resolution 21-84

PUBLIC HEARING/RESOLUTION

RESOLUTION 21-89

RESOLUTION CONFIRMING THE NOMINATION OF DANA M.O. VIOLA TO SERVE AS
THE CORPORATION COUNSEL OF THE CITY AND COUNTY OF HONOLULU.

The following individuals testified:

1. Dana Viola (General comments)
2. Managing Director Michael Formby (Support)

Councilmember Tupola stated her support for Ms. Viola and noted that she is grateful that First Deputy Krishna Jayaram is also working for the Corporation Counsel. She stated that it is great to have such a diverse background and skilled set of attorneys working in the Corporation Counsel and looks forward to working with them through the Committee on Executive Matters and Legal Affairs.

Chair Waters referred Resolution 21-89 to the Committee on Executive Matters and Legal Affairs for further consideration.

Related communication:

M-293 Testimony on Resolution 21-89

PUBLIC HEARING/RESOLUTION
RESOLUTION 21-97

RESOLUTION CONFIRMING THE NOMINATION OF NOEL T. ONO, TO SERVE AS THE DIRECTOR OF HUMAN RESOURCES OF THE CITY AND COUNTY OF HONOLULU.

The following individual testified:

Noel Ono (General comment)

Chair Waters referred Resolution 21-97 to the Committee on Executive Matters and Legal Affairs for further consideration.

Related communication:

M-294 Testimony on Resolution 21-97

PUBLIC HEARING/RESOLUTION
RESOLUTION 20-174 AND RESOLUTION 20-174, PROPOSED CD1 – COMMITTEE REPORT 139

RESOLUTION APPROVING A CONCEPTUAL PLAN FOR AN INTERIM PLANNED DEVELOPMENT-TRANSIT PROJECT FOR THE KCR DEVELOPMENT CONDOMINIUM AND COMMERCIAL PROJECT.

Councilmember Elefante moved that Committee Report 139 be adopted and Resolution 20-174 and Resolution 20-174, Proposed CD1 be referred to the Committee on Zoning and Planning. Seconded by Councilmember Kia'aina.

There was no public testimony.

Councilmember Elefante noted for the record that he filed Disclosures of Interest with the City Clerk's Office (CC-201 and CC-202).

Councilmember Tupola noted for the record that she filed a Disclosure of Interest with the City Clerk's Office (CC-219).

Committee Report 139 was adopted and Resolution 20-174 and Resolution 20-174, Proposed CD1 were referred to the Committee on Zoning and Planning.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communications:

CC-238 (2020)	Disclosure of Interest Statement submitted by Councilmember Elefante
CC-240 (2020)	Disclosure of Interest Statement submitted by Councilmember Elefante
CC-175	Disclosure of Interest Statement submitted by Councilmember Elefante
CC-195	Disclosure of Interest Statement submitted by Councilmember Elefante
M-297	Testimony on Resolution 20-174, CD1

PUBLIC HEARING/RESOLUTION

RESOLUTION 20-223 AND RESOLUTION 20-223, PROPOSED CD1 – COMMITTEE REPORT 140

RESOLUTION APPROVING THE ALA MOANA NEIGHBORHOOD TRANSIT-ORIENTED DEVELOPMENT PLAN.

Councilmember Elefante moved that Committee Report 140 be adopted and Resolution 20-223 and Resolution 20-223, Proposed CD1 be referred to the Committee on Zoning and Planning. Seconded by Councilmember Kia'āina.

There was no public testimony.

In response to Councilmember Tupola, Councilmember Elefante stated that the measure is for public hearing and will go back to the Committee for further discussion and at that time the Committee will hear from all parties and stakeholders. Councilmember Elefante also stated that all councilmembers are welcomed to participate.

Committee Report 140 was adopted and Resolution 20-223 and Resolution 20-223, Proposed CD1 were referred to the Committee on Zoning and Planning.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communications:

CC-172 Disclosure of Interest Statement submitted by Councilmember Elefante
CC-173 Disclosure of Interest Statement submitted by Councilmember Elefante
M-298 Testimony on Resolution 20-223

PUBLIC HEARING/ADOPTION
COMMITTEE REPORT 133

RECOMMENDATION ON THE REVIEW AND EVALUATION OF THE REAL PROPERTY TAX BOARDS OF REVIEW I, II, AND III PURSUANT TO ORDINANCE 17-44.

Councilmember Say moved that Committee Report 133 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Committee Report 133 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

PUBLIC HEARING/ADOPTION
COMMITTEE REPORT 137

RECOMMENDATION ON THE REVIEW AND EVALUATION OF THE FIRE COMMISSION PURSUANT TO ORDINANCE 17-44.

Councilmember Tsuneyoshi moved that Committee Report 137 be adopted. Seconded by Councilmember Tulba.

There was no public testimony.

Committee Report 137 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

PUBLIC HEARING/SECOND READING
BILL 18 – COMMITTEE REPORT 121

A BILL FOR AN ORDINANCE RELATING TO PARKING.

Councilmember Cordero moved that Committee Report 121 be adopted and Bill 18 pass second reading. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 121 was adopted and Bill 18 passed second reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

Related communication:

D-290 Department of Transportation Services

**RECOMMITTAL TO COMMITTEE ON TRANSPORTATION, SUSTAINABILITY AND
HEALTH**
BILL 32 (2019), CD2 – COMMITTEE REPORT 119

A BILL FOR AN ORDINANCE RELATING TO RESTRICTED PARKING ZONES.

Councilmember Cordero moved that Committee Report 119 and Bill 32 (2019), CD1, be recommitted to the Committee on Transportation, Sustainability and Health. Seconded by Councilmember Fukunaga.

Councilmember Fukunaga stated that she and Chair Cordero met with the Department of Transportation Services and learned that some of the concerns that were raised could not be addressed by Bill 32 (2019) and two new bills have been introduced as a replacement.

There was no public testimony.

Committee Report 119 and Bill 32 (2019), CD2 were recommitted to the Committee on Transportation, Sustainability and Health.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communications:

CC-209 (2019) Disclosure of Interest Statement submitted by Councilmember Elefante
D-289 Department of Transportation Services

THIRD READING

BILL 16, CD1 – COMMITTEE REPORT 120

A BILL FOR AN ORDINANCE RELATING TO BICYCLES.

Councilmember Cordero moved that Committee Report 120 be adopted and Bill 16, pass third reading as amended to CD1. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 120 was adopted and Bill 16, CD1 passed third reading, as amended.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communications:

CC-128 Disclosure of Interest Statement submitted by Councilmember Elefante
D-291 Department of Transportation Services
M-295 Testimony on Bill 16, CD1

THIRD READING

BILL 87 (2020), CD1 – COMMITTEE REPORT 128

A BILL FOR AN ORDINANCE RELATING TO PUBLIC TRANSIT.

The following amendment was posted on the agenda:

Bill 87 (2020), CD1, Proposed FD1

Councilmember Say moved that Committee Report 128 be adopted and Bill 87 (2020), pass third reading as amended to CD1. Seconded by Councilmember Cordero.

The following individual testified:

Barbra Armentrout, Rate Commission (General comment)

Councilmember Tupola moved that the Bill be amended to the posted FD1. Seconded by Councilmember Cordero. Councilmember Tupola explained the FD1 amendment.

Roger Morton, Director Department of Transportation Services (DTS) stated that the Department is in support of coming up with an extremely low income (ELI) or lower income fare for paratransit riders. He thanked Councilmember Tupola for the FD1 but recommended that it not pass at this time because DTS needs more time to work out the mechanics and would like to do this efficiently. He stated that he is willing to work with the Council and the Rate Commission to come to a consensus that would address the issue.

Councilmember Tupola stated that there was a good discussion and would like to work with the Department. She stated for the record that many people have asked the Council to consider the ELI for paratransit and wanted to make sure that the Director could state that he is in favor of having an ELI for paratransit but needs time. Councilmember Tupola stated that DTS needs to work with the Department of Community Services. She expressed to the Director that something needs to be done by the end of the year since the rate increase will start next year.

In response to councilmembers, Roger Morton, Director Department of Transportation Services (DTS) stated that:

- Lower income fares would require a statutory change. There are other issues with Chapter 13 and DTS intends to propose revisions to Chapter 13 and would incorporate the change at that time.
- DTS is in full support of the CD1 version but not in support of the FD1 version.
- DTS will be working on something and proposing a statutory fix before the end of the year which would be free standing from the underlying measure today.

Councilmember Tupola withdrew her motion to amend Bill 87 (2020), CD1 to an FD1. Councilmember Cordero withdrew her second.

The Chair stated that the motion on the floor is to adopt Committee Report 128 and pass Bill 87 (2020), CD1, as amended, on third reading.

Committee Report 128 was adopted and Bill 87 (2020), CD1 passed third reading, as amended.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communications:

D-286 Rate Commission
D-288 Department of Transportation Services
M-302 Testimony on Bill 87 (2020), CD1

FIRST READING

BILL 21

A BILL FOR AN ORDINANCE RELATING TO TAXICABS.

Councilmember Kia'āina moved that Bill 21 pass first reading. Seconded by Councilmember Tupola.

There was no public testimony.

Councilmember Tupola thanked Councilmember Fukunaga and her staff for introducing the measure to advocate for the taxicab industry and noted that they are grateful to have their voices heard.

Bill 21 passed first reading.

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

NOES: None.

ABSENT: TULBA – 1.

FIRST READING

BILL 22

A BILL FOR AN ORDINANCE RELATING TO THE REGULATION OF COMMON CARRIERS.

Councilmember Kia'aina moved that Bill 22 pass first reading. Seconded by Councilmember Tupola.

There was no public testimony.

Bill 22 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TUPOLA, WATERS – 8.

NOES: None.

ABSENT: TULBA – 1.

FIRST READING

BILL 23

A BILL FOR AN ORDINANCE RELATING TO PARKING.

Councilmember Kia'aina moved that Bill 23 pass first reading. Seconded by Councilmember Tupola.

There was no public testimony.

Councilmember Elefante stated his reservations on Bill 23.

Bill 23 passed first reading.

AYES: CORDERO, ELEFANTE*, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TUPOLA, WATERS – 8.

NOES: None.

ABSENT: TULBA – 1.

*Councilmember Elefante voted aye with reservations.

FIRST READING

BILL 24

A BILL FOR AN ORDINANCE RELATING TO A RESIDENTIAL PERMIT PARKING ZONE IN KALIHI VALLEY.

Councilmember Kia'aina moved that Bill 24 pass first reading. Seconded by Councilmember Tupola.

There was no public testimony.

Councilmember Elefante stated his reservations on Bill 24.

Bill 24 passed first reading.

AYES: CORDERO, ELEFANTE*, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TUPOLA, WATERS – 8.

NOES: None.

ABSENT: TULBA – 1.

*Councilmember Elefante voted aye with reservations.

FIRST READING

BILL 25

A BILL FOR AN ORDINANCE RELATING TO ANTI-BIAS AND INCLUSION POLICY.

Councilmember Kia'aina moved that Bill 25 pass first reading. Seconded by Councilmember Tupola.

There was no public testimony.

Bill 25 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TUPOLA, WATERS – 8.

NOES: None.

ABSENT: TULBA – 1.

Related communications:

D-292 Department of Human Resources
M-299 Testimony on Bill 25

ADOPTION

RESOLUTION 21-50 – COMMITTEE REPORT 122

RESOLUTION REQUESTING THE CITY ADMINISTRATION TO SUPPORT A FEMINIST-BASED CITY COVID-19 ECONOMIC RECOVERY PLAN.

Councilmember Kia'āina moved that Committee Report 122 and Resolution 21-50 be adopted. Seconded by Councilmember Say.

There was no public testimony.

Committee Report 122 and Resolution 21-50 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

M-300 Testimony on Resolution 21-50

ADOPTION

RESOLUTION 21-79, CD1, FD1 – COMMITTEE REPORT 123

RESOLUTION URGING THE CITY ADMINISTRATION TO ESTABLISH AND EXPEND FUNDS FOR A GRANT PROGRAM TO SUPPORT LOCAL AGRICULTURE THROUGH THE OFFICE OF ECONOMIC REVITALIZATION.

The following amendment was posted on the agenda:

Resolution 21-79, CD1, Proposed FD1

Councilmember Kia'āina moved that Committee Report 123 and Resolution 21-79, as amended to CD1 be adopted. Seconded by Councilmember Say.

Councilmember Kia'aina moved that the Resolution be amended to the posted FD1. Seconded by Councilmember Say. Councilmember Kia'aina explained the FD1 amendment.

There was no public testimony.

Resolution 21-79, CD1 was amended to the posted FD1.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS – 9.

NOES: None.

Committee Report 123 and Resolution 21-79, CD1, FD1 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

M-301 Testimony on Resolution 21-79, CD1

ADOPTION
RESOLUTION 21-67

RESOLUTION PROVIDING FOR THE ACQUISITION OF LAND FOR PUBLIC USE TO CREATE A NEIGHBORHOOD PARK ABUTTING THE PEARL HARBOR HISTORIC TRAIL, LOCATED AT WAIMALU AND KALAUAO, EWA, OAHU, HAWAII, AND DETERMINING AND DECLARING THE NECESSITY OF THE ACQUISITION BY EMINENT DOMAIN.

Councilmember Tupola moved that Resolution 21-67 be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Resolution 21-67 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

ADOPTION

RESOLUTION 21-68

RESOLUTION PROVIDING FOR THE ACQUISITION OF EASEMENTS FOR PUBLIC USE FOR THE BERETANIA STREET SEWER IMPROVEMENTS — ARTESIAN STREET EASEMENTS, LOCATED AT PUNAHOU, HONOLULU, OAHU, HAWAII, AND DETERMINING AND DECLARING THE NECESSITY OF THE ACQUISITION BY EMINENT DOMAIN.

Councilmember Tupola moved that Resolution 21-68 be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Resolution 21-68 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

ADOPTION

RESOLUTION 21-93 – COMMITTEE REPORT 129

RESOLUTION APPROVING THE MONTH-TO-MONTH RENTAL AGREEMENT WITH POINT PANIC PRODUCTIONS, LLC, FOR A PERIOD OF UP TO ONE YEAR, FOR THAT CERTAIN PARCEL OF LAND AND IMPROVEMENTS LOCATED AT 98 KOULA STREET, HONOLULU, HAWAII 96813, TAX MAP KEY NO. (1) 2-1-060:029 (POR.).

Councilmember Say moved that Committee Report 129 and Resolution 21-93 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Councilmember Fukunaga gave a brief background to councilmembers of the particular area involved in the transfer of Kakaako Park lands which the City Council approved in 2018. She stated that she has raised concerns with the Department of Land Management (DLM) and the Department of Budget and Fiscal Services (BFS) on the conditions that surfaced after the Council approved the transfer of park lands. Councilmember Fukunaga stated the DLM and BFS have not been able to provide information on expenditures or documentation for the current lease arrangement. She stated that based on previous discussions with the Department, she cannot support the two resolutions knowing that the City is scrambling to make up revenues and are facing greater revenue shortfalls.

Councilmember Tsuneyoshi stated that the issue, as Councilmember Fukunaga said that the City acquired these properties and has no formalized agreement as to a request for bid (RFB) that shows all the details about who is using the property, how the individual was chosen, and what terms are of the usage and what benefits could be to the City. She shares Councilmember Fukunaga's concerns and cannot vote in support of the measures at this time. Councilmember Tsuneyoshi stated that she looks forward to hearing from the Administration on where they are currently on these matters.

In response to councilmembers, Scott Hayashi, Director Department of Land Management stated that:

- His predecessor was trying to get the RFB out by the end of last year but got held up with Corporation Counsel to get the draft lease agreement that was going to be attached to the RFB and then working out details with BFS, Purchasing Division.
- Currently, Corporation Counsel is done and DLM is working with BFS Purchasing Division on a handful of items.
- The Resolutions are just to hold the City over by extending the rental agreement on a month-to-month basis up to one year, but the RFB should be issued in two months.
- He will work with BFS Purchasing to make sure everything is in order and properly done. Once the RFB is issued, it would take another two months depending on the proposals and the bids coming in. He does not anticipate that the process will go smoothly.
- He will look into tightening up some of the requirements, such as the Administration's expectations between the City and the current lessee.
- The operating cost is about \$15,000 a month, there is no rent per se.

- The rent agreement was structured for the lessee to do improvement work on the property.
- The RFB will require rental payment.
- He will research back to when the property was transferred to the City and the arrangement between the Hawaii Community Development Authority and the two tenants.
- Once the RFB is issued, the process could be lengthy if the award is contested.
- There is no housing built on the parcels.

Committee Report 129 and Resolution 21-93 were adopted.

AYES: ELEFANTE, KIA'ĀINA, SAY, TULBA, TUPOLA*, WATERS – 6.
NOES: CORDERO, FUKUNAGA, TSUNEYOSHI – 3.

*Councilmember Tupola voted aye with reservations.

Related communication:

M-303 Testimony on Resolution 21-93

ADOPTION

RESOLUTION 21-94 – COMMITTEE REPORT 130

RESOLUTION APPROVING THE MONTH-TO-MONTH RENTAL AGREEMENT WITH POINT PANIC PRODUCTIONS, LLC, FOR A PERIOD OF UP TO ONE YEAR, FOR THAT CERTAIN PARCEL OF LAND AND IMPROVEMENTS LOCATED AT 811 OLOMEHANI STREET, HONOLULU, HAWAII 96813, TMK: (1) 2-1-060:029 (POR.).

Councilmember Say moved that Committee Report 130 and Resolution 21-94 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

(Note: See Resolution 21-93 for comments.)

Committee Report 130 and Resolution 21-94 were adopted.

AYES: ELEFANTE, KIA'ĀINA, SAY, TULBA, TUPOLA*, WATERS – 6.
NOES: CORDERO, FUKUNAGA, TSUNEYOSHI – 3.

*Councilmember Tupola voted aye with reservations.

Related communication:

M-304 Testimony on Resolution 21-94

ADOPTION

RESOLUTION 21-95, CD1 – COMMITTEE REPORT 131

RESOLUTION APPROVING THE MONTH-TO-MONTH RENTAL AGREEMENT WITH OCEAN INVESTMENTS, LLC, FOR A PERIOD OF UP TO ONE YEAR, FOR THAT CERTAIN PARCEL OF LAND AND IMPROVEMENTS LOCATED AT 40 AHUI STREET, HONOLULU, HAWAII 96813, TAX MAP KEY NO. (1) 2-1-060:029 (POR.).

Councilmember Say moved that Committee Report 131 and Resolution 21-95, as amended to CD1 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Councilmember Fukunaga spoke in support of the Resolution. She stated that 53 by the Sea, which specialized in wedding activities and associated Japanese tourism, and many other businesses in this area suffered substantially during the COVID shutdown; however, they are still paying rent.

Councilmember Tsuneyoshi stated that she will vote with reservations. Although they are paying rent, she still prefers to have a request for bids (RFB) in place. She stated that she hopes the Department of Land Management can move forward and formalize the RFB process.

Committee Report 131 and Resolution 21-95, CD1 as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI*,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

*Councilmember Tsuneyoshi voted aye with reservations.

ADOPTION

RESOLUTION 21-96 – COMMITTEE REPORT 132

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Say moved that Committee Report 132 and Resolution 21-96 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Committee Report 132 and Resolution 21-96 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

ADOPTION

RESOLUTION 21-49, CD1 – COMMITTEE REPORT 134

RESOLUTION APPROVING A COMMUNICATION SITE LEASE AGREEMENT TO CELLCO PARTNERSHIP DBA VERIZON WIRELESS FOR ITS EXISTING TELECOMMUNICATION FACILITY WITHIN THE HONOULIULI WASTEWATER TREATMENT PLANT EXPANSION PROPERTY, EWA BEACH, OAHU, HAWAII (TMK: 9-1-069:003).

Councilmember Fukunaga moved that Committee Report 134 and Resolution 21-49, as amended to CD1 be adopted. Seconded by Councilmember Tupola.

There was no public testimony.

Committee Report 134 and Resolution 21-49, CD1, as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

ADOPTION

RESOLUTION 21-77, CD1 – COMMITTEE REPORT 135

RESOLUTION REQUESTING THE CITY ADMINISTRATION TO DEVELOP A STREAM MAINTENANCE SCHEDULE FOR CITY-OWNED STREAMS AND NON-STREAM DRAINAGE INFRASTRUCTURE.

Councilmember Fukunaga moved that Committee Report 135 and Resolution 21-77, as amended to CD1 be adopted. Seconded by Councilmember Tupola.

There was no public testimony.

Councilmember Fukunaga thanked the Administration, Director Babcock, the Department of Facility Maintenance and Councilmember Tsuneyoshi for working long and hard on the Resolution. She stated that there is fairly accurate terminology and she hopes that this will help the Department achieve greater support for long-term stream maintenance and infrastructure development.

Chair Waters echoed the comments of Councilmember Fukunaga.

Councilmember Tsuneyoshi echoed the comments of Committee Chair Fukunaga. She stated that discussions with the Administration in Committee focused on the language and the need for full transparency for maintenance of streams and other infrastructure for floodway issues and came up with this Resolution. Councilmember Tsuneyoshi thanked Committee Chair Fukunaga and Council Chair Waters for introducing the Resolution.

Councilmember Say stated his strong support for the residents of Manoa Valley, Palolo Valley, and Makiki.

Committee Report 135 and Resolution 21-77, CD1, as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

M-305 Testimony on Resolution 21-77, CD1

ADOPTION

RESOLUTION 20-226, CD1 – COMMITTEE REPORT 141

RESOLUTION GRANTING A SPECIAL MANAGEMENT AREA USE PERMIT TO REPLACE THE HANOHANO HALE APARTMENT BUILDING'S EXISTING WASTEWATER TREATMENT SYSTEM.

Councilmember Elefante moved that Committee Report 141 and Resolution 20-226, as amended to CD1 be adopted. Seconded by Councilmember Kia'āina.

There was no public testimony.

Councilmember Tsuneyoshi thanked Committee Chair Elefante. She stated that during the Zoning Committee, a lot of work was done on the Resolution. She also thanked the Applicant for working with the Committee. Councilmember Tsuneyoshi thanked the Department of Planning and Permitting for working with the Committee on the many iterations of the Resolution. She noted that this small and coastal property had a number of integral details that had to be worked out.

Committee Report 141 and Resolution 20-226, CD1, as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS – 9.

NOES: None.

ADOPTION

RESOLUTION 20-297 – COMMITTEE REPORT 142

RESOLUTION ADOPTING REVISIONS TO THE PUBLIC INFRASTRUCTURE MAP FOR THE KOOLAULOA SUSTAINABLE COMMUNITIES PLAN AREA.

Councilmember Elefante moved that Committee Report 142 and Resolution 20-297 be adopted. Seconded by Councilmember Kia'āina.

There was no public testimony.

Councilmember Tsuneyoshi thanked and expressed her appreciation to Committee Chair Elefante. She also thanked the Department of Planning and Permitting for working with the Committee on this important piece of legislation that will start the process for the Hauula Resiliency Hub.

Councilmember Elefante thanked Councilmember Tsuneyoshi for her kind words and remarks and for her hard work and advocacy. He noted that it has been a long time coming to get to where we are today and thanked the community and the Department of Planning and Permitting for providing the reports.

Committee Report 142 and Resolution 20-297 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

BALANCE OF COMMITTEE REPORTS

EMLACR-126 Request for authorization to settle a case against the City and County of Honolulu entitled Rosemary A. Cuccia v. City and County of Honolulu, Civil No. 07-1-1424 JPC (Cir. Ct.)

EMLACR-127 Request for authorization to settle a claim made by Hawaiian Dredging Construction Company against the City and County of Honolulu.

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, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

THIRD READING

BILL 4, CD1, FD1

A BILL FOR AN ORDINANCE RELATING TO FIRE SAFETY.

Bill 4, CD1 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology.

The following amendment was posted on the agenda:

Bill 4, CD1, Proposed FD1

Councilmember Kia'aina moved that Bill 4, CD1 pass third reading. Seconded by Councilmember Tupola.

Councilmember Fukunaga moved that the Bill be amended to the posted FD1. Seconded by Councilmember Tupola. Councilmember Fukunaga explained the FD1 amendment.

There was no public testimony.

Bill 4, CD1 was amended to the posted FD1.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Bill 4, CD1, FD1 passed third reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communications:

CC-90 Disclosure of Interest Statement submitted by Councilmember Fukunaga
CC-198 Councilmember Carol Fukunaga

ADOPTION
RESOLUTION 21-99

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Resolution 21-99 was waived to the Council floor by the Chair of the Committee on Budget.

Councilmember Kia'āina moved that Resolution 21-99 be adopted. Seconded by Councilmember Tupola.

There was no public testimony.

Resolution 21-99 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

CC-179 Councilmember Calvin Say

ADOPTION
RESOLUTION 21-101

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

Resolution 21-101 was waived to the Council floor by the Chair of the Committee on Parks and Community Services.

Councilmember Kia'āina moved that Resolution 21-101 be adopted. Seconded by Councilmember Tupola.

There was no public testimony.

Resolution 21-101 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communications:

CC-180 Councilmember Augie Tulba
M-306 Testimony on Resolution 21-101

APPROVAL
COMMUNICATION D-221

FROM THE DEPARTMENT OF DESIGN AND CONSTRUCTION, REQUESTING CONSIDERATION OF DEED CONVEYING ROADWAY LOTS 18981 TO 18983, INCLUSIVE AND GRANT OF SEWER EASEMENTS 10391, 10392, 10394 & 10395 FOR PUBLIC USE IN EWA. (OCEAN POINTE AREA IV D SUBDIVISION)

Communication D-221 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology.

Councilmember Kia'āina moved that Communication D-221 be approved. Seconded by Councilmember Tupola.

There was no public testimony.

Communication D-221 was approved.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

CC-160 Councilmember Carol Fukunaga

APPROVAL
COMMUNICATION D-223

FROM THE DEPARTMENT OF DESIGN AND CONSTRUCTION, REQUESTING CONSIDERATION OF DEED CONVEYING ROADWAY LOT 19758 AND LOT 19760, AND GRANT OF DRAINAGE EASEMENT 11051 FOR PUBLIC USE IN EWA. (MEHANA ROADS PHASE 4 SUBDIVISION)

Communication D-223 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology.

Councilmember Kia'āina moved that Communication D-223 be approved. Seconded by Councilmember Tupola.

There was no public testimony.

Communication D-223 was approved.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.
NOES: None.

Related communication:

CC-161 Councilmember Carol Fukunaga

APPROVAL
COMMUNICATION D-246

FROM THE DEPARTMENT OF DESIGN AND CONSTRUCTION, REQUESTING GRANT OF ACCESS EASEMENT V-1, GRANT OF SIDEWALK EASEMENT P-1, AND GRANT OF SEWER EASEMENT S-1 FOR PUBLIC USE IN WAIKIKI. (GRAND ISLANDER WAIKIKI EASEMENTS)

Communication D-246 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology.

Councilmember Kia'āina moved that Communication D-246 be approved. Seconded by Councilmember Tupola.

There was no public testimony.

Communication D-246 was approved.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

CC-162 Councilmember Carol Fukunaga

APPROVAL
COMMUNICATION D-266

FROM THE DEPARTMENT OF DESIGN AND CONSTRUCTION, REQUESTING CONSIDERATION OF DEED CONVEYING ROADWAY LOTS 17886 TO 17891 AND 18776, GRANT OF ELECTRIC EASEMENT 9583, 9586, 9850, GRANT OF SIDEWALK EASEMENT 9987, 9988 TO 9990, GRANT OF TRAFFIC SIGNAL EASEMENT 9580, 9581, 9582, 9584, 9586, 9849, AND 9850 FOR PUBLIC USE IN EWA. (URBAN CORE 3 ROADS SUBDIVISION)

Communication D-266 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology.

Councilmember Kia'āina moved that Communication D-266 be approved. Seconded by Councilmember Tupola.

There was no public testimony.

Communication D-266 was approved.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

CC-194 Councilmember Carol Fukunaga

COMMITTEE OF THE WHOLE/EXECUTIVE SESSION

There was no Executive Session.

ANNOUNCEMENTS

Councilmember Elefante wished all the mothers and his colleagues who are mothers, Happy Mother's Day. He also wished his mother a Happy Mother's Day as she watches the Council Meetings on Olelo.

Councilmember Tulba wished all the moms a Happy Mother's Day and stated that his mom is watching so he wished her a Happy Mother's Day, too.

Councilmember Tupola wished her mom a Happy Mother's Day and thanked Councilmember Elefante for remembering all mothers.

Councilmember Say wished all the boys, Happy Boy's Day.

ADJOURNMENT

At 12:50 p.m., Councilmember Kia'aina moved that the Council stand adjourned until Wednesday, June 2, 2021, at 10 a.m. Seconded by Councilmember Tupola and there being no objections from the 9 members present, it was so ordered by the Chair.

Respectfully submitted,

GLEN I. TAKAHASHI
City Clerk

jy

DATE APPROVED:

June 2, 2021