



**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 CORDERO  
BRANDON J.C. ELEFANTE  
CAROL FUKUNAGA  
CALVIN K.Y. SAY  
HEIDI TSUNEYOSHI  
AUGIE TULBA

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## **ORDER OF BUSINESS**

REGULAR MEETING  
CITY COUNCIL CHAMBER  
14TH SESSION  
WEDNESDAY, NOVEMBER 10, 2021  
10 A.M.

*Zoom Link*

ID: 99152007042

Password: 111021CCL

### **PUBLIC PARTICIPATION AND TESTIMONY**

Pursuant to Governor David Ige's Emergency Proclamation Related to the State's COVID-19 Delta Response, issued on October 1, 2021, in order to allow public participation in a manner consistent with safe practices and social distancing requirements, this meeting will be conducted as a remote meeting by interactive conference technology, with the following procedures in effect for the meeting:

### **VIEWING THE MEETING AND RESTRICTIONS ON ENTRY**

**Members of the public will not be allowed into the meeting room, but may view the meeting on a live broadcast.** The meeting will be viewable: (1) by internet live streaming through [www.honolulucitycouncil.com](http://www.honolulucitycouncil.com) and (2) by televised live broadcast on Olelo TV Channel 54.

After the meeting, the meeting will be viewable on demand at <http://www.honolulucitycouncil.tv/>. Copies of older meeting videos may be requested by calling the City Clerk's Office at (808) 768-5822, charges may apply.

Some Councilmembers may be participating in the meeting by interactive conference technology from remote locations.

### **ORAL TESTIMONY**

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

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1. Persons may submit oral testimony remotely through the Zoom video conferencing platform. To participate, persons should visit [www.zoom.us](http://www.zoom.us), click "Join," enter ID **99152007042**, and complete the registration process. Registrants will receive an email that contains links and information on joining the meeting by either phone or video conference. Zoom testifiers are strongly encouraged to register at least 24 hours before the start of the meeting. Remote testimony will be taken at the start of the agenda and then closed.
2. To audio conference on the day of the meeting call **+1-253-215-8782**, enter ID **99152007042**, and Passcode **878258984**.
3. Each speaker may not have anyone else read their statement and is limited to:
  - a. A three-minute presentation on Public Hearing and New Business items; and
  - b. A one-minute presentation on all other items.

### **WRITTEN TESTIMONY**

Written testimony may be faxed to (808) 768-3826, transmitted via the internet at <http://www.honolulu.gov/ccl-testimony-form.html>, or mailed to Office of the City Clerk, Attention: Information Section, 530 South King Street, Room 100, Honolulu, HI 96813. If submitted, written testimonies, including the testifier's address, email address and phone number, will be available to the public at both <https://hnlidoc.ehawaii.gov> and on the City's Council's pilot website: [www.honolulucitycouncil.com](http://www.honolulucitycouncil.com). Written testimony will not be accepted in person at the meeting.

Should you have any questions, please call (808) 768-3814 or send an email to [jymane1@honolulu.gov](mailto:jymane1@honolulu.gov).

**The Council will recess from 12:30 p.m. to 1:30 p.m.**

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### **MATERIALS AVAILABLE FOR INSPECTION**

Meeting materials ("*board packet*" under HRS Section 92-7.5) are accessible at <https://hnlidoc.ehawaii.gov/hnlidoc/browse/agendas> by clicking on the appropriate Council meeting.

Accommodations are available upon request to persons with disabilities. Please call (808) 768-3814 or send an email to [jymane1@honolulu.gov](mailto:jymane1@honolulu.gov) at least three working days prior to the meeting.

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**PLEDGE OF ALLEGIANCE**

**MESSAGE OF ALOHA**

**CALL TO ORDER**

Roll Call

Introduction of Guests

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

Approval of Minutes of the 13<sup>th</sup> Session

ORDER OF BUSINESS  
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**ORDER OF THE DAY**

**PUBLIC HEARING/RESOLUTIONS**

Resolution 21-231

Relating to the reappointment of Gladys A. Quinto Marrone to the Zoning Board of Appeals.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 21-232

Confirming the appointment of Mr. Patrick Chandler to serve on the Board of Review I for Real Property Tax Appeals of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ORDER OF BUSINESS  
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Resolution 21-233

Relating to the appointment of Ms. Hilarie Alomar to serve on the Planning Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 21-252

Confirming the nomination of Anton C. Krucky to serve as the Director of Community Services of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ORDER OF BUSINESS  
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ZONING AND PLANNING

CR-307

Resolution 21-23

To adopt the revised General Plan of the City and County of Honolulu (The O'ahu General Plan).

Resolution 21-23, Proposed CD1

To adopt the revised General Plan of the City and County of Honolulu.

ADOPT COMMITTEE REPORT AND REFER THE  
RESOLUTIONS TO THE COMMITTEE ON ZONING AND  
PLANNING

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ORDER OF BUSINESS  
Wednesday, November 10, 2021

ZONING AND PLANNING (Cont'd.)

CR-308

Resolution 21-216

Approving an application for a Plan Review Use (PRU) Permit for Queen's Medical Center (QMC). (Applicant: The Queen's Health Systems) (Deadline: 11/16/21)

Resolution 21-216, Proposed CD1

Approving an application for a Plan Review Use Permit for the redevelopment of Queen's Medical Center – West O'ahu. (Applicant: The Queen's Health Systems) (Deadline: 11/16/21 + 90 days).

ADOPT COMMITTEE REPORT AND REFER THE RESOLUTIONS TO THE COMMITTEE ON ZONING AND PLANNING

Related communications:

CC-354

Disclosure of Interest Statement submitted by Councilmember Elefante.

CC-356

Disclosure of Interest Statement submitted by Councilmember Elefante.

CC-380

Disclosure of Interest Statement submitted by Councilmember Elefante.

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ZONING AND PLANNING (Cont'd.)

CR-309

Resolution 21-219

Approving an application for a Plan Review Use (PRU) Permit for the redevelopment of the Straub Medical Center (SMC). (Applicant: Straub Medical Center) (Deadline: 11/20/21)

Resolution 21-219, Proposed CD1

Approving an application for a Plan Review Use Permit for the redevelopment of the Straub Medical Center – Honolulu (Applicant: Straub Medical Center) (Deadline: 11/20/21 + 90 days).

ADOPT COMMITTEE REPORT AND REFER THE RESOLUTIONS TO THE COMMITTEE ON ZONING AND PLANNING

Related communications:

CC-355

Disclosure of Interest Statement submitted by Councilmember Elefante.

CC-379

Disclosure of Interest Statement submitted by Councilmember Elefante.



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**PUBLIC HEARING/SECOND READING**

HOUSING AND THE ECONOMY

CR-288

Resolution 21-192

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, relating to the Affordable Housing Fund.

PASS SECOND READING

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BUDGET

CR-293

Bill 39, CD1

Relating to real property taxation. (Amending the provisions relating to the alternate energy improvements real property tax exemption.)

PASS SECOND READING, AS AMENDED

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ORDER OF BUSINESS  
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BUDGET (Cont'd.)

CR-294

Bill 40, CD1

Relating to the transient accommodations tax. (Establishing a transient accommodations tax for the City and County of Honolulu, providing for its imposition and disposition, and facilitating the receipt and deposit of the revenues derived from the transient accommodations tax.)

PASS SECOND READING, AS AMENDED

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Related communications:

CC-348

Disclosure of Interest Statement submitted by Councilmember Elefante.

CC-349

Disclosure of Interest Statement submitted by Councilmember Elefante.

ORDER OF BUSINESS  
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PARKS AND COMMUNITY SERVICES

CR-310

Bill 34, CD1

Relating to commercial activities at public parks.  
(Addressing commercial activities at certain beach parks.)

PASS SECOND READING, AS AMENDED

PUBLIC INFRASTRUCTURE AND TECHNOLOGY

CR-315

Bill 37, CD1

Relating to fire safety. (Updating the Fire Code of the City  
and County of Honolulu.)

PASS SECOND READING, AS AMENDED

Related communication:

CC-328

Disclosure of Interest Statement submitted by  
Councilmember Fukunaga.

ORDER OF BUSINESS  
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**PUBLIC HEARING/ADOPTION**

Resolution 21-240

Authorizing the use of overt video monitoring in the City and County of Honolulu to prevent and deter general criminal activity and achieve the legitimate law enforcement objective and legitimate public purpose of ensuring a safe and secure 2019 Honolulu Marathon event.

Resolution 21-240, Proposed FD1  
(Submitted by Councilmember Tsuneyoshi)

Authorizing the use of overt video monitoring in the City and County of Honolulu along the Honolulu Marathon route to prevent and deter general criminal activity and achieve the legitimate law enforcement objective and legitimate public purpose of ensuring a safe and secure 2021 Honolulu Marathon event.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 10, 2021

**FIRST READING**

Bill 41

Relating to transient accommodations. (Protecting the City's residential neighborhoods and housing stock from the negative impacts of short-term rentals by providing a more comprehensive approach to the regulation of transient accommodations within the City and creating additional sources of funding for the administration and enforcement of the City's short-term rental and transient accommodations laws.)

PASS FIRST READING

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Bill 42

Relating to real property taxation. (Repealing certain real property tax exemptions.)

PASS FIRST READING

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ORDER OF BUSINESS  
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Bill 43

Relating to amplified sound in Waikiki. (Preserving the tranquility of Waikiki against noise disturbances by regulating amplified sound from public property in that area.)

PASS FIRST READING

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Bill 44

Relating to fire safety improvements. (Establishing a program to provide funding for fire safety improvements.)

PASS FIRST READING

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Bill 45

Relating to incentives for businesses. (Providing incentives to businesses located within certain areas to create new jobs and generate economic benefits for the City.)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, November 10, 2021

**RESOLUTIONS**

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-289

Resolution 21-249

To request additional funds for Contract No. SC-COR-2100063 to continue the services of Farm Benedict Sugihara A Limited Liability Law Partnership LLP as Special Counsel to represent the City and County of Honolulu, in a legal action entitled Gail Garin, et al. v. Alins Sumang, et al., Civil No. CV21-00104 (U.S. Dist. Ct.).

FOR ADOPTION

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CR-290

Resolution 21-250

To request additional funds for Contract No. SC-COR-2100064 to continue the services of Cary T. Tanaka dba Law Offices of Cary T. Tanaka as Special Counsel to represent former Honolulu Police Department (“HPD”) Officer Sheldon Watts for the City and County of Honolulu, in a legal action entitled Gail Garin, et al. v. Alins Sumang, et al., Civil No. CV21-00104 (U.S. Dist. Ct.).

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 10, 2021

BUDGET

CR-303

Resolution 21-241

Accepting a gift of \$15,000 to the City from the Association of Local Government Auditors for travel and related expenses for staff of the City Auditor's Office to conduct three peer reviews.

FOR ADOPTION

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CR-305

Resolution 21-243

Accepting a gift of air transportation for a female hippopotamus to be transported from Los Angeles to Honolulu in November 2021 valued at \$12,500 from the Honolulu Zoo Society to the Honolulu Zoo.

FOR ADOPTION

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ORDER OF BUSINESS  
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BUDGET (Cont'd.)

CR-295

Resolution 21-220

Authorizing the lease of City property to Catholic Charities Hawai'i for special needs housing under Section 28-3.5, Revised Ordinances of Honolulu ("ROH").

FOR ADOPTION

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CR-296

Resolution 21-221

Authorizing the lease of City property to Steadfast Housing Development Corporation for special needs housing under Section 28-3.5, Revised Ordinances of Honolulu ("ROH").

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 10, 2021

BUDGET (Cont'd.)

CR-297

Resolution 21-222

Authorizing the lease of City property to Wai'anae Coast Community Mental Health Center, Inc., dba Hale Na'au Pono, for special needs housing under Section 28-3.5, Revised Ordinances of Honolulu ("ROH").

FOR ADOPTION

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CR-298

Resolution 21-223

Authorizing the lease of City property to Hale Kipa, Inc. for special needs housing under Section 28-3.5, Revised Ordinances Of Honolulu ("ROH").

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 10, 2021

BUDGET (Cont'd.)

CR-299

Resolution 21-225

Approving the receipt and expenditure of limited purpose monies in the amount of \$54,927 for the Statewide Multi-Jurisdictional Drug Task Force grant award 18-DJ-12.

FOR ADOPTION

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CR-300

Resolution 21-226

Approving the receipt and expenditure of limited purpose monies in the amount of \$60,023 for the Project Safe Neighborhoods grant award 18-GP-02.

FOR ADOPTION

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ORDER OF BUSINESS  
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BUDGET (Cont'd.)

CR-301

Resolution 21-227

Approving the receipt and expenditure of limited purpose monies in the amount of \$79,430 for the 2019 Byrne Memorial Justice Assistance grant award 19-DJ-02.

FOR ADOPTION

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CR-302

Resolution 21-228

Approving the receipt and expenditure of limited purpose monies in the amount of \$94,291 for the Fiscal Year 2020 Paul Coverdell Forensic Science Improvement grant program award 20-CD-02.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 10, 2021

BUDGET (Cont'd.)

CR-304

Resolution 21-242

Relating to the transfer of funds. (Honolulu Emergency Services Department)

FOR ADOPTION

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CR-306

Resolution 21-245

Authorizing the Mayor or the Mayor's designee to receive and expend administrative and planning funds from the U.S. Department of Housing and Urban Development (HUD) for the Home Investment Partnerships American Rescue Plan (HOME-ARP) program and execute the HOME-ARP Grant Agreement, including any incidental agreements related thereto.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 10, 2021

PARKS AND COMMUNITY SERVICES

CR-312

Resolution 21-239

Accepting a gift of equipment, labor, waste disposal, and food valued at \$3,900 to the City from Domino's Hawai'i for the clean up of the area around Waipahu Elementary School.

FOR ADOPTION

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CR-313

Resolution 21-246, CD1

Accepting a gift of four (4) murals valued at \$20,000 to the City from Worldwide Walls and The Creative City to be painted at Sandy Beach Park Comfort Station #2 (Makapu'u side) in memory of Joy Mills-Ferren and Joshua "Goat" Guerra.

FOR ADOPTION, AS AMENDED

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ORDER OF BUSINESS  
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PARKS AND COMMUNITY SERVICES (Cont'd.)

CR-314

Resolution 21-247

Approving a memorial mural in honor of Joy Mills-Ferren and Joshua "Goat" Guerra at Sandy Beach Park Comfort Station #2.

FOR ADOPTION

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CR-311

Resolution 21-211

Requesting the Department of Parks and Recreation to establish a 24/7 Helpline.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 10, 2021

**BALANCE OF COMMITTEE REPORTS**

EMLACR-291 Request for authorization to settle a case against the City and County of Honolulu entitled Marlon Dunbar v. City and County of Honolulu, Civil No. 1CCV-20-000543 (Cir Ct).

EMLACR-292 Request for Authorization to Settle a Claim Against the City and County of Honolulu entitled Peter Roa, et al. v. City and County of Honolulu; Civil No. 1:21-CV-00578-JMS-RT (U.S. Dist. Ct.).

PITCR-316 Deed conveying roadway Lot 17684 and Grant of Electrical Easement 9334 for public use in Ewa. (Ewa by Gentry, Keaunui Drive West Subdivision). (D-654)

PITCR-317 Deed conveying roadway Lot 12; Deed conveying roadway Lot 27; Grant of Drainage Easement 18; Grant of Flowage Easements 19 and 20; and Grant of Sewer Easement 22 for public use in Ewa. (Kapolei Business Park, Phase 2 Subdivision). (D-688)

FOR ADOPTION

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**UNFINISHED BUSINESS**



ORDER OF BUSINESS  
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**NEW BUSINESS**

Resolution 21-218

Accepting a gift of \$5,000 to the City from the Honolulu Police Community Foundation to provide equipment for Honolulu Police Department officers in the field.

FOR ACTION

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Resolution 21-248

Accepting a gift to the City from the Hawai'i Alliance for Community-Based Economic Development (HACBED) for two Program Managers to attend the Action Learning Huakai on Hawai'i Island.

FOR ACTION

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### **COMMITTEE OF THE WHOLE/EXECUTIVE SESSION**

If the need arises with respect to any item on this agenda, then pursuant to Council Rule 12.A and Hawai'i Revised Statutes Sections 92-4 and 92-5(a)(4), the Council may resolve itself into a Committee of the Whole to consult with its attorneys in executive session on questions and issues pertaining to the Council's powers, duties, privileges, immunities and/or liabilities relating to that item.

### **ANNOUNCEMENTS**

### **ADJOURNMENT**