



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

COMMITTEE ON BUDGET

Voting Members:

Calvin K.Y. Say, Chair
Radiant Cordero, Vice Chair
Brandon J.C. Elefante
Esther Kia'aina
Heidi Tsuneyoshi
Andria Tupola

THE MEETING IS IN RECESS UNTIL
3:30 P.M. OR IMMEDIATELY AFTER
THE ADJOURNMENT OF THE
COMMITTEE ON PUBLIC SAFETY
MEETING, WHICHEVER IS LATER.
NEW ZOOM ID: 99772098414
NEW PASSWORD/PASSCODE: 507722

AGENDA ADDENDUM

REGULAR MEETING
CITY COUNCIL CHAMBER
WEDNESDAY, NOVEMBER 17, 2021
9:00 A.M.

[Zoom Link](#)

ID: 92280908224

Password: 111721BUD

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.honolulu-citycouncil.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.honolulu-citycouncil.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 and presenters 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:

1. Persons may submit oral testimony remotely through the Zoom video conferencing platform. To participate, persons should visit www.zoom.us, click "Join," enter ID **92280908224**, and complete the registration process. Registrants will receive

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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 **92280908224** and Passcode **838319523**.
3. Each speaker may not have anyone else read their statement and is limited to a one-minute presentation.

WRITTEN TESTIMONY

Written testimony may be faxed to (808) 768-3826 or 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: <https://www.honolulucitycouncil.com>. Written testimony will not be accepted in person at the meeting.

Should you have any questions, please call (808) 768-3819 or send an email to darcie.nago@honolulu.gov.

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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 Committee meeting.

Accommodations are available upon request to persons with disabilities. Please call (808) 768-3819 or send an email to darcie.nago@honolulu.gov at least three working days prior to the meeting.

The addendum item provides a description of a proposed CD2 amendment to Agenda Item No. 8 – Bill 39 (2021), CD1 – Relating to real property taxation.

FOR ACTION

8. [**BILL 39 \(2021\), CD1 – REAL PROPERTY TAXATION.**](#) Amending the provisions relating to the alternate energy improvements real property tax exemption. (Bill passed second reading and public hearing held 11/10/21)

[**PROPOSED CD2 TO BILL 39 \(2021\), CD1**](#) (Submitted by Councilmember Say) – The CD2 (OCS2021-1032/11/15/2021 4:06 PM) makes the following amendments:

- A. In SECTION 2 of the measure, which amends ROH Section 8-10.15:
1. Amends subsection (a) by:
 - a. Deleting the word "permanently" before the word "affixed"; and
 - b. Clarifying that the value of all improvements affixed to land and actually used for a renewable energy improvement is exempt from real property taxes, as provided in ROH Section 8-10.15, if a timely claim for exemption is approved by the Director of Budget and Fiscal Services;
 2. Amends subsection (b) by:
 - a. Clarifying that the portions of land actually used for the active production or storage of renewable energy shall be exempt from 80 percent of its value from the measure of taxes, provided that, among other things, the production or storage of renewable energy must be primarily for the use of, distribution to, or sale to public utilities or for public consumption under a power purchase agreement or power purchase contract with the utility; and
 - b. Clarifying that, as used in subsection (b), "portions of land actually used" means the land area in physical contact with renewable energy structures;

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3. Adds a new subsection (c) that provides that ROH Section 8-10.15 does not apply to any portion of land or improvements used primarily for the production or storage of renewable energy for personal use, or used to sustain private enterprises or operations; and renumbers subsequent subsections accordingly;
4. Amends renumbered subsection (d) by clarifying in subdivision (1) that the term "renewable energy improvement" means any construction or addition, alteration, modification, improvement, or repair work undertaken upon or made to any building, property, or land that results in the production or storage of energy from a source, or involves a process that does not use fossil fuels or nuclear fuels. Such energy source may include, but is not limited to, solid wastes, wind, sun, falling water, biogas, geothermal, ocean water, currents and waves, biomass biofuels, hydrogen, or any combination of the foregoing; and
5. Amends renumbered subsection (f) to specify that the claim for exemption, once allowed, shall continue for the period of the power purchase agreement or contract with the utility.

B. Makes miscellaneous technical and nonsubstantive amendments.

Related communications:

[CC-390](#) Council Chair Waters, regarding solar facilities real property tax classification.

[D-742](#) Department of Budget and Fiscal Services, submitting proposed amendments to Bill 39, CD1.

CALVIN K.Y. SAY, Chair
Committee on Budget