



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS

Voting Members:

Andria Tupola, Chair
Carol Fukunaga, Vice Chair
Radiant Cordero
Brandon J.C. Elefante
Esther Kia'āina
Calvin Say
Heidi Tsuneyoshi
Augie Tulba
Tommy Waters

AGENDA

REGULAR MEETING
CITY COUNCIL CHAMBER
TUESDAY, FEBRUARY 8, 2022
1:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to Act 220, Session Laws of Hawaii 2021, and Governor David Ige's Emergency Proclamation Related to COVID-19 (Omicron Variant), issued on January 26, 2022, in order to allow public participation in a manner consistent with safe practices, 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 olelo.org and (2) by televised live broadcast on 'Ōlelo TV Channel 54.

After the meeting, the meeting will be viewable on demand at <https://www.honolulucitycouncil.org/meetings>. 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 meeting ID **98158501555**, 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.

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2. To audio conference on the day of the meeting, call **+1-253-215-8782**, enter ID: **98158501555**, and Passcode: **035167**.
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, 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 <https://hnlidoc.ehawaii.gov>. Written testimony will not be accepted in person at the meeting.

Should you have any questions, please call (808) 768-3825 or send an email to potto1@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) 768-3825 or send an email to potto1@honolulu.gov at least three working days prior to the meeting.

FOR ACTION

1. **RESOLUTION 22-11 – 54-406 KAMEHAMEHA HIGHWAY, HAU‘ULA.** Urging the City Administration to acquire the property at 54-406 Kamehameha Highway in Hau‘ula (Tax Map Key 5-4-004:021) in order to protect the public health and safety from environmental degradation, including, if necessary, taking steps to acquire the property by eminent domain.
2. **RESOLUTION 21-280 – 1421 PENSACOLA STREET.** Requesting the City Administration to take the steps necessary to acquire 1421 Pensacola Street, Honolulu, Hawaii 96822, including, if necessary, the preparation of a resolution for the Council to initiate proceedings in eminent domain.
3. **RESOLUTION 22-22 – PA‘AKEA ROAD IN WAI‘ANAE.** Requesting the City Administration to take the steps necessary to acquire the non-City portions of Pa‘akea Road in Wai‘anae, including, if necessary, the preparation of a resolution to initiate proceedings in eminent domain.
4. **RESOLUTION 22-23 – CAPITAL IMPROVEMENT PROJECT DIGITAL DASHBOARD.** Requesting the City Administration to prioritize Council-initiated capital improvement projects and to establish a publicly accessible capital improvement project digital dashboard.

FOR DISCUSSION

5. **UPDATE ON THE STATUS OF CAPITAL IMPROVEMENT PROJECT BUDGET AMENDMENTS SUBMITTED BY THE CITY COUNCIL.**
 - Andrew Kawano, Director
Department of Budget and Fiscal Services
 - Alexander Kozlov, Director
Department of Design and Construction

EXECUTIVE SESSION

The Committee anticipates convening into Executive Session pursuant to Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), to consult in a closed meeting with the attorneys for the Council's Executive Matters and Legal Affairs Committee on questions and issues pertaining to claims and other matters on the Council's powers, duties, privileges, immunities and/or liabilities.

6. Request for authorization to settle a claim by Coastal Construction Company, Inc. against the City and County of Honolulu
7. Request for authorization to settle a case against the City and County of Honolulu entitled Julie M. Ake v. Keith M. Kaneshiro, et al., Civil No. 19-1-0730-05 (BIA) (Cir. Ct.)
8. Request for authorization to settle a case against the City and County of Honolulu entitled Gail Garin, et al. v. Alins Sumang, et al., Civil No. CV21-00104 DKW/WRP (USDC)
9. Request for authorization to settle a case against the City and County of Honolulu entitled Kimberley Hollandsworth v. City and County of Honolulu, et al., Civil No. CV19-00587 ACK/WRP (USDC)
10. Request for authorization to settle a case against the City and County of Honolulu entitled 2643 South King Street, LLC v. City and County of Honolulu, et al.; Civil No. CV 21-00225 JMS-RT (USDC)
11. Request for authorization to settle a case against the City and County of Honolulu entitled Sarah Vargas v. City and County of Honolulu, et al., Civil No. CV19-00116 LEK/WRP (USDC)
12. Request for authorization to settle a case against the City and County of Honolulu entitled Chelsea Horikawa v. City and County of Honolulu, et al., Civil No. 1CCV-21-0000427 (BIA) (Cir. Ct.)

ANDRIA TUPOLA, Chair
Committee on Executive Matters
and Legal Affairs