



**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

---

**ORDER OF BUSINESS**

REGULAR MEETING  
CITY COUNCIL CHAMBER  
18TH SESSION  
WEDNESDAY, FEBRUARY 23, 2022  
10 A.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 <https://www.honolulu-citycouncil.org/meetings> or [olelo.org](https://www.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.honolulu-citycouncil.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 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](https://www.zoom.us), click "Join," enter ID **92198520908**, and complete the registration process. Registrants will receive an

ORDER OF BUSINESS  
Wednesday, February 23, 2022

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 **92198520908**, and Passcode **605262**.
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 <https://hnlidoc.ehawaii.gov>. 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 [jyamane1@honolulu.gov](mailto:jyamane1@honolulu.gov).

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

\* \* \* \* \*

**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 [jyamane1@honolulu.gov](mailto:jyamane1@honolulu.gov) at least three working days prior to the meeting.

ORDER OF BUSINESS  
Wednesday, February 23, 2022

**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 17<sup>th</sup> Session

ORDER OF BUSINESS  
Wednesday, February 23, 2022

**ORDER OF THE DAY**

**APPOINTMENT – RESOLUTIONS**

TRANSPORTATION, SUSTAINABILITY AND HEALTH

CR-13

Resolution 22-4

Confirming the nomination of Roger W. Babcock, Jr., P.E., Ph.D., to serve as the Director of the Department of Environmental Services of the City and County of Honolulu.

FOR ADOPTION

---

PUBLIC INFRASTRUCTURE AND TECHNOLOGY

CR-27

Resolution 21-275

Relating to the reappointment of Na‘alehu Anthony to serve on the Board of Water Supply of the City and County of Honolulu.

FOR ADOPTION

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

PUBLIC INFRASTRUCTURE AND TECHNOLOGY (Cont'd.)

CR-28

Resolution 22-5

Confirming the nomination of Dawn B. Szewczyk, P.E., to serve as the Chief Engineer of the Department of Facility Maintenance of the City and County of Honolulu.

FOR ADOPTION

---

PUBLIC SAFETY

CR-30

Resolution 22-9

Confirming the appointment of Kenneth Silva to serve on the Police Commission of the City and County of Honolulu.

FOR ADOPTION

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

ZONING AND PLANNING

CR-33

Resolution 21-271

Relating to the appointment of Ms. Melissa May to serve on the Planning Commission of the City and County of Honolulu.

FOR ADOPTION

---

CR-34

Resolution 21-273, CD1

Confirming the appointment of Mr. Brent Tokita to serve on the Building Board of Appeals of the City and County of Honolulu.

FOR ADOPTION, AS AMENDED

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

ZONING AND PLANNING (Cont'd.)

CR-35

Resolution 21-274

Relating to the appointment of Margaret Cannell to the Zoning Board of Appeals.

FOR ADOPTION

---

CR-37

Resolution 22-8, CD1

Confirming the reappointment of Christopher T. Hong to serve on the Building Board of Appeals of the City and County of Honolulu.

FOR ADOPTION, AS AMENDED

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

**PUBLIC HEARING/RESOLUTIONS**

MAYOR'S CABINET

Resolution 22-27

Confirming the nomination of Nola N. Miyasaki, to serve as the Director of the Department of Human Resources of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

BOARDS AND COMMISSIONS

Resolution 22-12

Confirming the appointment of Mr. Aditya Situmeang to serve on the Building Board of Appeals of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE



ORDER OF BUSINESS  
Wednesday, February 23, 2022

ZONING AND PLANNING

CR-36

Resolution 22-1

Resolution 22-1, Proposed CD1

Approving the Airport Area Neighborhood Transit-Oriented Development Plan.

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

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

**PUBLIC HEARING/SECOND READING**

TRANSPORTATION, SUSTAINABILITY AND HEALTH

CR-9

Bill 43 (2021)

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 SECOND READING

---

CR-10

Bill 46 (2021), CD1

Relating to car-sharing vehicles. (Addressing the parking of car-sharing vehicles.)

PASS SECOND READING, AS AMENDED

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

TRANSPORTATION, SUSTAINABILITY AND HEALTH (Cont'd.)

CR-12

Bill 50 (2021)

Relating to the disposal of weeds, garbage, trash, and waste from property. (Expanding the application of the ordinances relating to the disposal of weeds, garbage, trash, and waste from property.)

PASS SECOND READING

---

ZONING AND PLANNING

CR-32

Bill 2, CD1

Relating to short-term rentals. (Requiring an owner of residential real property to disclose to a potential buyer, prior to the sale of the property, certain information relating to the property's eligibility for use as a short-term rental.)

PASS SECOND READING, AS AMENDED

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

**THIRD READING**

TRANSPORTATION, SUSTAINABILITY AND HEALTH

CR-11

Bill 48 (2021), CD2

Relating to underground storage tanks. (To protect the purity of O'ahu's groundwater.)

PASS THIRD READING, AS AMENDED

---

Related communications:

CC-430 (2021)

Disclosure of Interest Statement submitted by Councilmember Elefante.

CC-35

Disclosure of Interest Statement submitted by Councilmember Elefante.

ORDER OF BUSINESS  
Wednesday, February 23, 2022

**FIRST READING**

Resolution 22-28

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

PASS FIRST READING

---

Resolution 22-29

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, relating to the Police Commission and its membership.

PASS FIRST READING

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

Resolution 22-30

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, relating to the Police Department and the Chief of Police.

PASS FIRST READING

---

Resolution 22-31

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, relating to investigations and reports of the Honolulu Police Commission.

PASS FIRST READING

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

Bill 9

Relating to real property taxation. (Addressing the taxation of vacant residential properties in the City and County of Honolulu.)

PASS FIRST READING

---

Bill 10

Relating to use regulations. (Addressing the regulation of uses throughout Chapter 21, Revised Ordinances of Honolulu 1990 (“Land Use Ordinance”).

PASS FIRST READING

---

Bill 11

Pili i ka Mahina ‘Ōlelo Hawai‘i.

(English Translation)

Relating to Mahina ‘Ōlelo Hawai‘i.

PASS FIRST READING

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

**RESOLUTIONS**

TRANSPORTATION, SUSTAINABILITY AND HEALTH

CR-14

Resolution 22-18

Accepting a gift for the installation and upkeep of eight decorative “mini” murals valued at \$8,500 from Trust for Public Land to adorn traffic control boxes and bus stops around ‘A’ala Park.

FOR ADOPTION

---

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-15

Resolution 21-280

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.

FOR ADOPTION

---



ORDER OF BUSINESS  
Wednesday, February 23, 2022

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-16

Resolution 22-11, CD1

Urging the City Administration to proceed with the judicial foreclosure of the City's liens on 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.

FOR ADOPTION, AS AMENDED

---

CR-17

Resolution 22-22

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.

FOR ADOPTION

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

BUDGET

CR-25

Resolution 22-19

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

FOR ADOPTION

---

CR-26

Resolution 22-25

Relating to reprogramming of Community Development Block Grant (CDBG) funds and approving amendments to the City and County of Honolulu's Twenty-Seventh (27th) Year Action Plan and related annual action plans and authorizing submittal of such amendments to the U.S. Department of Housing and Urban Development (HUD).

FOR ADOPTION

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

PUBLIC INFRASTRUCTURE AND TECHNOLOGY

CR-29

Resolution 22-26

Accepting a gift of \$4,360.00 to the City from the State of Hawaii, Department of Transportation, Highways Division's Hawaii Local Technical Assistance Program for the virtual 2021 Stormwater Quality Best Management Practices Workshops.

FOR ADOPTION

---

PUBLIC SAFETY

CR-31

Resolution 22-20, CD1

Accepting a gift valued at \$14,465.22 from Bumper Productions LLC for the Ocean Safety Division's Junior Lifeguard Program, repairs to a lifeguard station, and an ice machine for the Hau'ula Training Facility.

FOR ADOPTION, AS AMENDED

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

ZONING AND PLANNING

CR-38

Resolution 22-13, CD1

Granting a Special Management Area Use Permit for the Heeia Wastewater Pump Station Improvement Project. (Applicant: Department of Environmental Services) (Deadline: 3/12/22)

FOR ADOPTION, AS AMENDED

---

CR-39

Resolution 22-15

Requesting the Department of Planning and Permitting to recommend legislation to enhance regulation of large detached dwellings.

FOR ADOPTION

---

Related communication:

CC-39

Disclosure of Interest Statement submitted by Councilmember Elefante.

**BALANCE OF COMMITTEE REPORTS**

- EMLACR-18                      Resolution 22-23 – Requesting the City Administration to prioritize Council-initiated capital improvement projects and to establish a publicly accessible capital improvement project digital dashboard. (Consecutive referral to Committee on Budget.)
- EMLACR-19                      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.).
- EMLACR-20                      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).
- EMLACR-21                      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).
- EMLACR-22                      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).
- EMLACR-23                      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).
- EMLACR-24                      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.).

FOR ADOPTION

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

**UNFINISHED BUSINESS**

**NEW BUSINESS**

Resolution 22-21

Accepting a gift to the City from the American Association of Motor Vehicle Administrators (AAMVA), valued at \$3,976.48 for tuition, travel, and related expenses for two personnel from the Departments of Customer Services and Information Technology to attend a conference in San Diego, California, from March 1 – 2, 2022.

FOR ACTION

---

Resolution 22-34

Ho'oholo 'ia ka Mahina 'o Pepeluahi i ka Makahiki 2022 'o ia "Ka Mahina 'Ōlelo Hawai'i," a Paipai Nui 'ia nā Alaka'i o ke Kūlanakauhale e Ho'omaopopo i ke Ko'iko'i o ka 'Ōlelo Hawai'i 'o ia Kekahi o nā 'Ōlelo Kūhelu 'Elua o ke Aupuni Hawai'i.

(English Translation)

Designating February 2022 as "Ōlelo Hawai'i Month," and urging the City Administration to recognize the importance of the Hawaiian language as one of two official languages in the State of Hawai'i.

FOR ACTION

---

ORDER OF BUSINESS  
Wednesday, February 23, 2022

### **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**