CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAIʻI 96813-3077

TOMMY WATERS
CHAIR & PRESIDING OFFICER
ESTHER KIAʻĀINA
VICE CHAIR
ANDRIA TUPOLA
FLOOR LEADER
RADIANT CORDERO
BRANDON J.C. ELEFANTE
CAROL FUKUNAGA
CALVIN K.Y. SAY
HEIDI TSUNEYOSHI
AUGIE TULBA

Note: Bill 17 on page 13 and Bill 20 on page 14 of the agenda have been cancelled.

ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
19TH SESSION
WEDNESDAY, MARCH 16, 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.honolulucitycouncil.org/meetings or olelo.org and (2) by televised live broadcast on ʻŌlelo 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 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 **96078709981**, 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 **96078709981**, and Passcode **692704**.

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://hnldoc.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.

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://hnldoc.ehawaii.gov/hnldoc/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 at least three working days prior to the meeting.

ORDER OF BUSINESS
Wednesday, March 16, 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

17th Session (January 26, 2022)

18th Session (February 23, 2022)

ORDER OF BUSINESS
Wednesday, March 16, 2022

ORDER OF THE DAY

APPOINTMENT – RESOLUTIONS

ZONING AND PLANNING

CR-50 Resolution 21-279, CD1

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

FOR ADOPTION, AS AMENDED

CR-52 Resolution 22-7, CD1

Confirming the reappointment of Fernando J. Frontera to serve on the Building Board of Appeals of the City and County of Honolulu.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, March 16, 2022

ZONING AND PLANNING (Cont'd.)

CR-53 Resolution 22-12, CD1

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

FOR ADOPTION, AS AMENDED

PUBLIC HEARING/ADOPTION

ZONING AND PLANNING

CR-46 Recommendations on the review and evaluation of the Zoning Board of Appeals pursuant to Ordinance 17-44.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 16, 2022

PUBLIC HEARING/SECOND READING

ZONING AND PLANNING

CR-48 Bill 8, CD1

Relating to administrative enforcement of certain codes. (Addressing the administrative enforcement of certain codes in the Revised Ordinances of Honolulu 1990.)

PASS SECOND READING, AS AMENDED

PARKS AND COMMUNITY SERVICES

CR-56 Bill 47 (2021)

Relating to public parks. (Addressing the enforcement of park laws and rules.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, March 16, 2022

THIRD READING

TRANSPORTATION, SUSTAINABILITY AND HEALTH

CR-41 — Bill 46 (2021), CD1

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

PASS THIRD READING

CR-42 — 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 THIRD READING

ORDER OF BUSINESS
Wednesday, March 16, 2022

PUBLIC INFRASTRUCTURE AND TECHNOLOGY

CR-44	Bill 37 (2021), CD2
	Relating to fire safety. (Updating the Fire Code of the City and County of Honolulu.)
	PASS THIRD READING, AS AMENDED

Related communication:

CC-328 (2021)	Disclosure of Interest Statement submitted by Councilmember Fukunaga.

ZONING AND PLANNING

CR-47	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 THIRD READING

ORDER OF BUSINESS
Wednesday, March 16, 2022

PARKS AND COMMUNITY SERVICES

CR-55	Bill 38 (2021), CD2
	Relating to commercial activities at public parks. (Addressing commercial activities at certain beach parks.)
	PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, March 16, 2022

FIRST READING

Resolution 22-46

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, to establish an Office of Legislative Counsel within the Legislative Branch.

PASS FIRST READING

Bill 12

Relating to the Parks and Playgrounds Fund. (Amending the provisions relating to the Parks and Playgrounds Fund to further promote government transparency and accountability.)

PASS FIRST READING

Bill 13

Relating to the Legislative Budget for the Fiscal Year July 1, 2022 to June 30, 2023.

PASS FIRST READING

Bill 14

Relating to the Executive Operating Budget and Program for the Fiscal Year July 1, 2022 to June 30, 2023.

PASS FIRST READING

Bill 15

Relating to the Executive Capital Budget and Program for the Fiscal Year July 1, 2022 to June 30, 2023.

PASS FIRST READING

Bill 16

Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated in the Capital Budget Ordinance of said City and County for the Fiscal Year ending June 30, 2023, and specified in said Ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the General Improvement Bond Fund, the Highway Improvement Bond Fund, Solid Waste Improvement Bond Fund, or the Housing Development Special Fund.

PASS FIRST READING

Bill 17 CANCELLED

Determining the real property tax rates for the City and County of Honolulu for the Fiscal Year July 1, 2022 to June 30, 2023.

PASS FIRST READING

Bill 18

Relating to the Honolulu Authority for Rapid Transportation Operating Budget for the Fiscal Year July 1, 2022 to June 30, 2023.

PASS FIRST READING

Bill 19

Relating to the Honolulu Authority for Rapid Transportation Capital Budget for the Fiscal Year July 1, 2022 to June 30, 2023.

PASS FIRST READING

Bill 20 CANCELLED

Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated for the Honolulu Authority for Rapid Transportation Capital Budget projects in the Honolulu Authority for Rapid Transportation Capital Budget and Program Ordinance for the Fiscal Year ending June 30, 2023, and specified in said Ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the Transit Improvement Bond Fund.

PASS FIRST READING

Bill 21

Relating to public parks. (Regulating the use of unmanned aircraft systems in City parks.)

PASS FIRST READING

Bill 22

Relating to building benchmarking. (Establishing a better buildings benchmarking and reporting requirement for energy and water usage of covered properties within the City and County of Honolulu.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 16, 2022

RESOLUTIONS

BUDGET

CR-43 Resolution 22-35

Approving collective bargaining cost items for the United Public Workers Bargaining Unit 1 included employees of the City and County of Honolulu.

FOR ADOPTION

PUBLIC INFRASTRUCTURE AND TECHNOLOGY

CR-40 Resolution 22-16, CD1

Accepting ownership of that portion of Pamoa Road between Kolowalu Street and Hipawai Place, deemed to have been surrendered to the City and County of Honolulu by the State, pursuant to an Administrative Order issued by the State Director of Transportation in accordance with Act 208 (2017), codified as Hawai‘i Revised Statutes Section 264-2.1.

FOR ADOPTION, AS AMENDED

PUBLIC INFRASTRUCTURE AND TECHNOLOGY (Cont'd.)

CR-45 Resolution 22-40

Urging the Hawai'i State Legislature to address residential high-rise condominium/co-operative insurance issues associated with implementation of fire safety measures in existing high-rise residential buildings.

FOR ADOPTION

ZONING AND PLANNING

CR-51 Resolution 22-1, CD1

Approving the Airport Area Neighborhood Transit-Oriented Development Plan.

FOR ADOPTION, AS AMENDED

ZONING AND PLANNING (Cont'd.)

CR-54 Resolution 22-36

Requesting the Department of Planning and Permitting and the Hawai'i State Historic Preservation Division to coordinate their historic site review and notification procedures to prevent the destruction of historic sites and resources.

FOR ADOPTION

PARKS AND COMMUNITY SERVICES

CR-57 Resolution 22-41

Accepting a gift of two batting cages valued at $67,330.00 to the City from the Hawai'i Kai Baseball League for Koko Head District Park.

FOR ADOPTION

PARKS AND COMMUNITY SERVICES (Cont'd.)

CR-58 Resolution 22-42

Accepting a gift of $3,000.00 to the City from the Friends of Hawai'i Charities for the upkeep and maintenance of Kahala Community Park.

FOR ADOPTION

BALANCE OF COMMITTEE REPORTS

ZPCR-49 Granting a 180-day extension of time for Bill 10 – Relating to use regulations. (Deadline: 5/2/22 + 180 days)

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 16, 2022

UNFINISHED BUSINESS

NEW BUSINESS

Resolution 22-44

Urging the Hawai‘i State Legislature to enact legislation that would impose suspensions and penalties on both the person and firm upon a finding of repeat violations of Chapter 104 of the Hawai‘i Revised Statutes, as amended.

FOR ACTION

Resolution 21-188

Requesting the State Department of Transportation to revoke the use privilege permits of commercial tour helicopters to land at State airports until noise concerns are addressed.

FOR ACTION

ORDER OF BUSINESS
Wednesday, March 16, 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