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March 23, 2022

MEMORANDUM

TO: CALVIN SAY, COUNCIL BUDGET CHAIR
HONOLULU CITY COUNCIL

FROM: GAVIN KENNEDY, LEGISLATIVE ANALYST *GK*
OFFICE OF COUNCIL SERVICES

THROUGH: LLOYD YOSHIOKA, SUPERVISING ATTORNEY *LY*
OFFICE OF COUNCIL SERVICES

SUBJECT: **REVIEW OF COUNCILMEMBERS' CD1 PROPOSED CAPITAL
PROJECTS FOR BILL 15 (2022) FOR CONSISTENCY WITH CHAPTER
4, ARTICLE 8 (PUBLIC INFRASTRUCTURE MAPS), REVISED
ORDINANCES OF HONOLULU**

The projects in the Councilmembers' CD1 submitted proposals for the Executive Capital Budget for FY 2023 (as compiled in CC-102) for inclusion in Bill 15 (2022), have been reviewed for consistency with the City's public infrastructure maps ("PIMs"). Chapter 4, Article 8, Revised Ordinances of Honolulu 1990 ("ROH"), relates to the adoption of PIMs, and specifies which major public facilities must be shown on a PIM prior to the appropriation of land acquisition or construction funds. A project qualifies as major public infrastructure if it meets the following criteria:

1. It has a significant impact on surrounding land uses or the natural environment;
2. It establishes a new facility;
3. It substantially changes the function of an existing facility; or
4. It involves modification (replacement or renovation) of an existing facility which would permit significant new development or redevelopment.

ROH Section 4-8.1(e) provides that the City Council ("Council") has the authority to resolve all questions of interpretation regarding whether a project requires placement of a symbol on the PIM.

Proposed CD1 Capital projects by Councilmembers

Almost all the projects reflected in the Councilmembers' proposed amendments to the Executive Capital Budget: 1) are properly designated on a PIM or are existing facilities; 2) are exempt or minor projects that do not need to be shown on PIMs; or 3) need not be placed on PIMs since they do not involve appropriations for land acquisition or construction. Of the approximately 34 capital amendments reviewed, three proposed CD1 projects, as follows, warrant further review:

Projects with Indeterminate PIM Amendment Requirements

1. Community Revitalization Initiative
Function: Human Services
Program: Human Services
Department: Community Services
Phases: L, P, D, C, X
Funding: GI
2. Affordable Housing with Preference in Transit Oriented Development Areas Program
Function: Human Services
Program: Human Services
Department: Land Management
Phases: L, P, D, C, X
Funding: GI

It is indeterminate whether a PIM revision is necessary, as it is unknown whether these projects are intended to include funding for public facilities, thereby necessitating a "GB" (Governmental Building) or other PIM symbol, depending on the types of facilities intended to be built. Note that since general improvement bond funds are the designated funding source for the two projects, the City will have to have some property interest in the projects. Therefore, in this instance, we recommend that both projects be included in the list of projects that *may* require a PIM amendment in SECTION 14 of Bill 15 (2022).

3. Vacant or Abandoned Properties Improvements
Function: Human Services
Program: Human Services
Department: Land Management
Phases: L, P, D, C, I, X
Funding: FG

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It is indeterminate whether a PIM revision is necessary, as it is unknown whether this project is intended to include funding for public facilities, thereby necessitating a "GB" (Governmental Building) or other PIM symbol, depending on the types of facilities intended to be purchased or built. Therefore, in this instance, we recommend that this project be included in the list of projects that *may* require a PIM amendment in SECTION 14 of Bill 15 (2022).

If you have questions, please do not hesitate to contact me at x.83868.