



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, APRIL 19, 2022
1:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to Act 220, Session Laws of Hawaii 2021, in order to allow public participation in a manner consistent with safe COVID-19 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

The meeting will be viewable: (1) by internet live streaming through <https://www.honolulucitycouncil.org/meetings> or [olelo.org](https://www.olelo.org); (2) by televised live broadcast on 'Ōlelo TV Channel 54; and (3) on the monitor situated outside the Council Chamber. Viewers who experience a loss of viewing signal should try switching to another viewing option.

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:

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

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Remote Testimony

1. Persons may submit oral testimony remotely through the Zoom video conferencing platform. To participate, persons should visit <https://hnlldoc.ehawaii.gov/hnlldoc/testimony>. Videoconference access information will be provided upon submission of testimony/registration. Zoom testifiers are strongly encouraged to register at least 24 hours before the start of the meeting.
2. To submit oral testimony by phone only, please contact the Council Information Section at (808) 768-5822 to register and obtain telephone access information.

In-Person Testimony in the Council Chamber

Persons may also submit oral testimony in the Council Chamber.

Persons wishing to testify are requested to register by 1:00 p.m. by filling out the registration form in person outside the Council Chamber. Persons who have not registered will be given an opportunity to speak following the oral testimonies of the registered speakers.

Members of the public entering the Council Chamber are requested to spread themselves out. If the Chamber becomes crowded, members of the public may be requested to wait outside the Chamber until called to testify.

All oral testimony, both remote and in-person, will be taken at the start of the agenda and then closed, in the following order:

1. **Remote testimony will be taken first and then closed;**
2. **In-person testimony in the Council Chamber will be taken second and then closed.**

WRITTEN TESTIMONY

Written testimony may be uploaded via the internet at <https://hnlldoc.ehawaii.gov/hnlldoc/testimony>, 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, e-mail address, and phone number, will be available to the public at <https://hnlldoc.ehawaii.gov>.

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://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) 768-3825 or send an email to potto1@honolulu.gov at least three working days prior to the meeting.

FOR ACTION

Agenda Item 1 has been posted in anticipation of the action to be taken by the City Council at its meeting on Wednesday, April 13, 2022; and therefore, the Committee may or may not take action on the item or any amendments proposed thereto.

1. **BILL 11 (2022) – PILI I KA MAHINA ‘ŌLELO HAWAI’I.** Designating the month of February as “Mahina ‘Ōlelo Hawai’i” (Hawaiian Language Month) to celebrate and encourage the use of the Hawaiian language. (The Bill is scheduled for second reading and a public hearing on 4/13/22)
2. **RESOLUTION 22-46 – CHARTER AMENDMENT TO ESTABLISH AN OFFICE OF LEGISLATIVE COUNSEL.** 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. (Resolution passed first reading 3/16/22)
3. **RESOLUTION 22-29 – CHARTER AMENDMENT RELATING TO THE POLICE COMMISSION AND ITS MEMBERSHIP.** Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, and placing a question on the 2022 General Election ballot, relating to the Honolulu Police Commission and its membership. (Resolution passed first reading 2/23/22)
4. **REVIEW AND EVALUATION OF THE CLEAN WATER AND NATURAL LANDS ADVISORY COMMISSION PURSUANT TO ORDINANCE 17-44.** The Committee will review and evaluate the Clean Water and Natural Lands Advisory Commission and make recommendations to the Council on whether the Charter provisions establishing the Clean Water and Natural Lands Advisory Commission should be retained, amended, or repealed.

Related communication:

D-55(22) – Report submitted by Clean Water and Natural Lands Advisory Commission pursuant to Ordinance 17-44, attached as part of Departmental Communication 55 (2022).

Agenda Item 5 has been posted in anticipation of the action to be taken by the City Council at its meeting on Wednesday, April 13, 2022; and therefore, the Committee may or may not take action on the item or any amendments proposed thereto.

5. **RESOLUTION 22-79 – CHARTER AMENDMENT RELATING TO CITY FUNDS.**
Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, relating to City funds (Clean Water and Natural Lands Fund and Affordable Housing Fund). (The Resolution is scheduled for first reading on 4/13/22)

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 Mary Ann L. Trout v. City and County of Honolulu, et al., Civil No. 18-1-0957-06 KKH (Cir. Ct.)
8. Resolution to retain the legal services of McCorriston Miller Mukai MacKinnon LLP as Special Counsel to represent Defendant Sheryl Sunia in a legal action entitled Roynes J. Dural II v. City and County of Honolulu, et al., Civil No. CV-21-00461 (USDC) and all related matters, including but not limited to Golden "Corina" Silva and Taishay Dural v. City and County of Honolulu, et al., Civil No. 1CCV21-0001590 (Cir. Ct.)

ANDRIA TUPOLA, Chair
Committee on Executive Matters
and Legal Affairs