



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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CHAIR & PRESIDING OFFICER
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FLOOR LEADER
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BRANDON J.C. ELEFANTE
CAROL FUKUNAGA
CALVIN K.Y. SAY
HEIDI TSUNEYOSHI
AUGIE TULBA

Note: Resolution 22-84 on page 23 of the agenda has been cancelled.

ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
21ST SESSION
WEDNESDAY, MAY 4, 2022
10 A.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 AND RESTRICTIONS ON ENTRY

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; (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 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:

1. A three-minute presentation on Public Hearing and New Business items; and
2. A one-minute presentation on all other items.

ORDER OF BUSINESS
Wednesday, May 4, 2022

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 10 a.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 from 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>.

ORDER OF BUSINESS
Wednesday, May 4, 2022

Should you have any questions, please call (808) 768-3814 or send an email to iyamane1@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 iyamane1@honolulu.gov at least three working days prior to the meeting.

Honorary Certificates will be presented at 9 a.m.

ORDER OF BUSINESS
Wednesday, May 4, 2022

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER

Roll Call

Introduction of Guests

ORAL TESTIMONY REMOTELY VIA VIDEO CONFERENCE, PHONE, OR IN-PERSON

APPROVAL OF MINUTES

20th Session (April 13, 2022)

ORDER OF BUSINESS
Wednesday, May 4, 2022

ORDER OF THE DAY

PUBLIC HEARING/ADOPTION

BUDGET

CR-114

Recommendations on the review and evaluation of the
Honolulu Rate Commission Pursuant to Ordinance 17-44.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

PUBLIC HEARING/RESOLUTION

Resolution 22-98

Confirming the nomination of Kimberly M. Hashiro, to serve as the Director of the Department of Customer Services of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ZONING AND PLANNING

CR-122

Resolution 22-62

Resolution 22-62, Proposed CD1

Approving an application for a Plan Review Use Permit for the redevelopment of the Queen's Medical Center (QMC) – Honolulu. (Applicant: The Queen's Health Systems) (Deadline: 5/9/22 + 90 days)

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

Related communication:

CC-144

Disclosure of Interest Statement submitted by Councilmember Elefante.

PUBLIC HEARING/SECOND READING

TRANSPORTATION, SUSTAINABILITY AND HEALTH

CR-86

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 SECOND READING

Related communications:

CC-135

Disclosure of Interest Statement submitted by Councilmember Elefante.

CC-136

Disclosure of Interest Statement submitted by Councilmember Elefante.

CC-137

Disclosure of Interest Statement submitted by Councilmember Elefante.

CR-87

Bill 24

Relating to automated external defibrillators. (Promoting public health, safety and welfare by enhancing access to automated external defibrillators.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, May 4, 2022

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-91

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 SECOND READING

CR-92

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 SECOND READING

ORDER OF BUSINESS
Wednesday, May 4, 2022

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-93

Resolution 22-79, CD1

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

PASS SECOND READING, AS AMENDED

BUDGET

CR-97

Bill 45 (2021)

Relating to incentives for businesses. (Providing incentives to businesses located within certain areas to create new jobs and generate economic benefits for the City.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, May 4, 2022

BUDGET (Cont'd.)

CR-98

Bill 4, CD1

Relating to real property taxation. (Addressing the taxation of real property, particularly real property used as a transient accommodation.)

PASS SECOND READING, AS AMENDED

Related communication:

CC-141

Disclosure of Interest Statement submitted by
Councilmember Elefante.

ORDER OF BUSINESS
Wednesday, May 4, 2022

THIRD READING

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-90

Bill 11

Pili i ka Mahina 'Ōlelo Hawai'i. (English Translation) Relating to 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.]

PASS THIRD READING

ZONING AND PLANNING

CR-119

Bill 8, CD2

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

PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, May 4, 2022

FIRST READING

Resolution 22-99

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

PASS FIRST READING

Resolution 22-100

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, relating to term limits for the Mayor.

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, May 4, 2022

Resolution 22-101

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, relating to term limits for the Prosecuting Attorney.

PASS FIRST READING

Resolution 22-102

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

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, May 4, 2022

Resolution 22-103

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

PASS FIRST READING

Resolution 22-108

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, relating to the terms of appointment for officers of the Legislative Branch.

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, May 4, 2022

Bill 25

Relating to lobbyist notary requirement. (Removing the notary requirement for lobbyist filings with the Honolulu Ethics Commission.)

PASS FIRST READING

Bill 26

Relating to gifts to Mayor, Prosecuting Attorney, Councilmember, and officer or employee. (Clarifying gifts to the Mayor, the Prosecuting Attorney, Councilmembers, and City officers and employees.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, May 4, 2022

Bill 27

Relating to public places. (Authorizing outdoor dining services on certain public places.)

PASS FIRST READING

Bill 28

To amend the East Honolulu Sustainable Communities Plan. (Amending the East Honolulu Sustainable Communities Plan, Article 4, Chapter 24, Appendix 24-4, Revised Ordinances of Honolulu 1990, as enacted by Ordinance 21-11, to delete references to the Hawai'i Kai Drive roadway extension in the Kamilo Nui Valley area.)

PASS FIRST READING

Bill 29

Relating to fees for public records. (Removing the fees to obtain public records related to voter data.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, May 4, 2022

Bill 30

To recodify the Revised Ordinances of Honolulu 1990. (Recodifying the Revised Ordinances of Honolulu 1990 in order to reorganize its structure to a more logical format, updating obsolete references, correcting errors, standardizing and clarifying language, and deleting unnecessary provisions. The new codified ordinances will be called the Revised Ordinances of Honolulu 2021.)

PASS FIRST READING

Bill 31

Relating to real property taxation. (Addressing the real property tax credit for certain homeowners.)

PASS FIRST READING

Bill 32

Relating to open data requirements. (Amending the Executive Branch open data requirements.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, May 4, 2022

Bill 33

Relating to indigenous plants in public beach parks. [Prioritizing the use of certain native (indigenous) plant species in landscaping at public parks along the beaches and shoreline of the City and County of Honolulu, to help minimize shoreline degradation and promote habitat for other indigenous plant species, improved sediment filtration, and protection against storms and high wave events.]

PASS FIRST READING

Bill 34

Relating to real property taxation. (Amending the provisions related to the real property taxation exemption for properties in and adjacent to the Central Kakaako Industrial Zone to provide tax relief to additional parcels and incorporate additional requirements.)

PASS FIRST READING

Bill 35

Relating to real property taxation. (Addressing real property tax exemptions.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, May 4, 2022

RESOLUTIONS

TRANSPORTATION, SUSTAINABILITY AND HEALTH

CR-88

Resolution 22-71

Urging the Board of Water Supply, in light of the Red Hill crisis and its impact on existing infrastructure needs, to pursue the use of American Rescue Plan Act Funds to plan, design, and construct critical water infrastructure projects to address Honolulu's limited and threatened water resources.

FOR ADOPTION

CR-89

Resolution 22-85, CD1

Approving the Department of Transportation Services' 2022 Public Transit Title VI Program pursuant to the requirements and guidelines of the Federal Transit Administration's Title VI Circular 4702.1.B.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, May 4, 2022

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-94

Resolution 22-106

To retain the legal services of McCorriston Miller Mukai MacKinnon LLP as special counsel to represent Sheryl Sunia in a legal action entitled in a legal action entitled Roynes J. Dural II v. City and County of Honolulu, et al., Civil No. CV21-00461 (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. 1CCV-21-0001590 (Cir. Ct.)

FOR ADOPTION

BUDGET

CR-99

Resolution 22-68

Accepting a gift of conference registration fees, travel and lodging to the City from the Association of Government Accountants (AGA) for an employee of the Department of Budget and Fiscal Services to attend AGA’S Chapter and National Leadership Training Event on April 21-23, 2022 in Baltimore, Maryland.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

BUDGET (Cont'd.)

CR-100

Resolution 22-69, CD1

Accepting gifts to the City from AGA and AGA Hawai'i Chapter. (Accepting a gift of travel expenses and registration fees in the amount of \$5,500 for two employees to attend the Professional Development Training in Anaheim, California.)

FOR ADOPTION, AS AMENDED

CR-101

Resolution 22-81

Relating to the transfer of funds. (Department of Human Resources)

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

BUDGET (Cont'd.)

CR-102

Resolution 22-82

Approving collective bargaining cost items for the United Public Workers Bargaining Unit 10 included employees of the City and County of Honolulu.

FOR ADOPTION

Related communication:

CC-140

Disclosure of Interest Statement submitted by Councilmember Elefante.

CR-103

Resolution 22-83

Approving the month-to-month rental agreement with Point Panic Productions, LLC, for a period of up to one year, for that certain parcel of land and improvements located at 98 Koula Street, Honolulu, Hawai'i 96813, Tax Map Key No. (1) 2-1-060:029 (Por.).

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

BUDGET (Cont'd.)

CR-104

Resolution 22-84

CANCELLED

Approving the month-to-month rental agreement with Ocean Investments, LLC, for a period of up to one year, for that certain parcel of land and improvements located at 40 Ahui Street, Honolulu, Hawai'i 96813, Tax Map Key No. (1) 2-1-060:029 (Por.).

FOR ADOPTION

CR-105

Resolution 22-86

Relating to the transfer of funds. (Honolulu Police Department)

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

BUDGET (Cont'd.)

CR-106

Resolution 22-87

Approving the month-to-month rental agreement with Point Panic Productions, LLC, for a period of up to one year, for that certain parcel of land and improvements located at 811 Olomehani Street, Honolulu, Hawai'i 96813, TMK: (1) 2-1-060:029 (Por.).

FOR ADOPTION

CR-107

Resolution 22-88

Relating to the transfer of funds. (Department of Budget and Fiscal Services)

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

BUDGET (Cont'd.)

CR-108

Resolution 22-89

Relating to the transfer of funds. (Honolulu Fire Department)

FOR ADOPTION

CR-109

Resolution 22-90

Relating to the transfer of funds. (Department of
Transportation Services)

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

BUDGET (Cont'd.)

CR-110

Resolution 22-91

Relating to the transfer of funds. (Department of Customer Services)

FOR ADOPTION

CR-111

Resolution 22-92

Relating to transfer of funds. (Department of Parks and Recreation)

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

BUDGET (Cont'd.)

CR-112

Resolution 22-93, CD1

Relating to the transfer of funds. (Department of Budget and Fiscal Services)

FOR ADOPTION, AS AMENDED

CR-113

Resolution 22-95

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

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

PUBLIC INFRASTRUCTURE AND TECHNOLOGY

CR-115

Resolution 21-261

Urging Hawai'i's Congressional Delegation and the Hawai'i State Legislature to amend Federal and State laws related to small cell wireless facilities and their deployment.

FOR ADOPTION

CR-116

Resolution 22-49

Requesting the City Administration to update and maintain a comprehensive list of City Boards and Commissions on the City and County of Honolulu's website.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

PUBLIC INFRASTRUCTURE AND TECHNOLOGY (Cont'd.)

CR-117

Resolution 22-94

Requesting the City Administration to provide an update to Resolution 21-77, CD1, which requested the City Administration to develop a stream maintenance schedule for City-owned streams and non-stream drainage infrastructure.

FOR ADOPTION

PUBLIC SAFETY

CR-118

Resolution 22-73

Accepting a gift of 400 movie tickets valued at \$6,000 from Ama Olukai Foundation to the Honolulu Emergency Services Department, Ocean Safety Division.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

ZONING AND PLANNING

CR-120

Resolution 22-38

Requesting the Department of Planning and Permitting to submit an update to the Council on its discussions with the State Department of Commerce and Consumer Affairs regarding the use of electronic signatures and stamps on project plan submissions.

FOR ADOPTION

CR-121

Resolution 22-61, CD1

Granting a Special Management Area Use Permit to allow the construction of two new single-family dwelling units and a garage at Tax Map Key 3-5-003:007 in Kahala, O'ahu. (Applicant: 4439 Kahala LLC) (Deadline: 5/7/22 + 60 days)

FOR ADOPTION, AS AMENDED

Related communications:

CC-130

Disclosure of Interest Statement submitted by Councilmember Elefante.

CC-131

Disclosure of Interest Statement submitted by Councilmember Elefante.

ORDER OF BUSINESS
Wednesday, May 4, 2022

ZONING AND PLANNING (Cont'd.)

CR-123

Resolution 22-66, CD1

Granting a Special Management Area Use Permit for the Kalauao (Pearlridge) bus transit center project. (Applicant: Department of Transportation Services) (Deadline: 5/15/22)

FOR ADOPTION, AS AMENDED

Related communication:

CC-145

Disclosure of Interest Statement submitted by Councilmember Elefante.

CR-124

Resolution 22-96

Urging the City Administration to revise and improve its procedures for notifying the public about proposed revisions to the public infrastructure maps.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

PARKS AND COMMUNITY SERVICES

CR-125

Resolution 22-48

Urging the Department of Parks and Recreation to clarify park rules regarding certain activities in parks to allow for more effective enforcement by the Honolulu Police Department.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

BALANCE OF COMMITTEE REPORTS

EMLACR-95 Request for authorization to settle a claim by Coastal Construction Company, Inc. against the City and County of Honolulu.

EMLACR-96 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.)

FOR ADOPTION

UNFINISHED BUSINESS

ORDER OF BUSINESS
Wednesday, May 4, 2022

NEW BUSINESS

Resolution 22-107

Urging the State of Hawai'i Department of Commerce and Consumer Affairs to expeditiously amend its Administrative Rules to facilitate the use of electronic signatures and stamps on project plan submissions.

FOR ACTION

Resolution 22-109

Accepting a gift of travel and related expenses, valued at \$1,392.19 for staff members of the Honolulu Police Department to attend a conference from CI Technologies, Inc. in Kihei, Maui.

FOR ACTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

Resolution 22-110

Approving the proposed budget for the Hawai'i State Association of Counties for the Fiscal Year 2023.

FOR ACTION

Communication D-204

From the Department of Design and Construction requesting consideration of Grant of Access Easements 6, A-1 and A-2; Grant of Sidewalk Easements 5, 6 and 7; and Grant of Sidewalk Easements 5 and 10 for public use in Waikiki. [383 Kalaimoku (Ritz Waikiki)]

FOR ACTION

ORDER OF BUSINESS
Wednesday, May 4, 2022

Communication D-220

From the Department of Design and Construction requesting consideration of Deed conveying roadway Lots 19506, 19507, 19508 and 19509; and Grant of Sewer Easements 10564 and 10569 for public use in Ewa. (Ocean Pointe Area IV F Subdivision)

FOR ACTION

Communication D-233

From the Department of Design and Construction requesting consideration of Deed conveying roadway Lot 17875, Grant of Drain Easement 9529, Grant of Sewer Easement 9503, and Grant of Street Light Easement 9545 for public use in Ewa. (Ocean Pointe Area IV A, Phase I Subdivision)

FOR ACTION

ORDER OF BUSINESS
Wednesday, May 4, 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