



# 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 CORDEIRO  
BRANDON J.C. ELEFANTE  
CAROL FUKUNAGA  
CALVIN K.Y. SAY  
HEIDI TSUNEYOSHI  
AUGIE TULBA

## JOURNAL

REGULAR MEETING  
21ST SESSION  
WEDNESDAY, MAY 4, 2022

CITY COUNCIL CHAMBER  
3<sup>RD</sup> FLOOR, HONOLULU HALE  
HONOLULU, HAWAII 96813

*Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.*

### CALL TO ORDER

Pursuant to adjournment, the regular meeting of the City Council was called to order by the Chair and Presiding Officer, Tommy Waters, at 10:17 a.m.

### ROLL CALL

Roll call showed the following Councilmembers present:

Councilmembers Cordero, Elefante, Fukunaga, Kia'āina, Say, Tsuneyoshi, Tulba, Tupola, Waters - 9.

### INTRODUCTION OF GUESTS

Councilmember Tupola welcomed the Director of the Department of Planning and Permitting and Ernest Lau, Manager and Chief Engineer of the Board of Water Supply.

The following individuals testified via video conference:

1. Michael Shibata, University of Hawaii (M-172) [Support Bill 45 (2021)]
2. Julie Yunker, Hawaii Gas (M-167) (Support Bill 22)
3. Michelle Yao (M-168) (Support Bill 4, CD1)
4. Tiffany Huynh, Elemental Excelsior (M-167) (Support Bill 22)
5. Michael Chang, Hawaiian Electric (M-167) (Support Bill 22)

6. Caroline Carl, Hawaii Energy (M-167) (Support Bill 22)
7. Isaiah Sato, R.M. Towill Corporation (M-173) (Support Resolution 22-62 and available for questions)
8. Sean Brady (M-168) (Support Bill 4, CD1)
9. Natalie Iwasa (General comment on Resolution 22-79, Resolution 22-46, Resolution 22-100, Resolution 22-101, Resolution 22-102, Resolution 22-103, Resolution 22-66), [Oppose Bill 45 (2021), Bill 4], (M-177) (General comment on Bill 26), (General comment on Bill 31, Bill 35)
10. David Zelon, Manhattan Beach Studios (M-172) [Support Bill 45 (2021)]
11. Ricardo Galindez, Island Film Group (M-172) [Support Bill 45 (2021)], (M-170) (Support Resolution 22-83), (M-171) (Support Resolution 22-87)
12. Melissa Miyashiro, Blue Planet Foundation (M-167) (Support Bill 22)
13. Doug Chin, Honolulu Police Commission (D-298) (General comment on Resolution 22-29)
14. Chris Lee (M-172) [Support Bill 45 (2021)]
15. Daniel Rosner, Hawaii Media Inc. (M-171) (Support Resolution 22-87), (M-181) (Support Resolution 22-83)
16. Olivia Walker, Natural Resources Defense Council (M-167) (Support Bill 22)
17. Jim Tree (M-168) (Support Bill 4, CD1)
18. Paul Nachtigall (M-168) (Support Bill 4, CD1)
19. Jane Sugimura, Hawaii Council of Association of Apartment Owners (M-167) (General comment on Bill 22)

The following individual testified in person at the Council Chamber:

20. Jr. Tupa'i (M-183) (Support Bill 29)

The following individuals testified via video conference:

21. Levi Brooker (M-168) (Oppose Bill 4)
22. Meylysa Duldulao (M-168) (Support Bill 4)
23. Dan Lin (M-172) [Support Bill 45 (2021)]
24. Zhizi Xiong (M-190) (General comment on Bill 33), (Support Resolution 22-73, Resolution 22-48, Resolution 22-109), [Support Bill 45 (2021)]
25. Georja Skinner, Creative Industries, Department of Business, Economic Development and Tourism (M-172) [Support Bill 45 (2021)]
26. Dawn Borjesson (M-168) (Support Bill 4, CD1)

### APPROVAL OF MINUTES

Councilmember Kia'āina moved that the Minutes of the 20<sup>th</sup> Session be approved, subject to corrections by Councilmembers within 30 days. Seconded by Councilmember Tupola.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

### **ORDER OF THE DAY**

#### **ADOPTION** COMMITTEE REPORT 114

RECOMMENDATIONS ON THE REVIEW AND EVALUATION OF THE HONOLULU RATE COMMISSION PURSUANT TO ORDINANCE 17-44.

Councilmember Say moved that Committee Report 114 be adopted. Seconded by Councilmember Cordero.

Committee Report 114 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

#### **PUBLIC HEARING/RESOLUTION** RESOLUTION 22-98

RESOLUTION 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

Chair Waters referred Resolution 22-98 to the Committee on Parks and Community Services for further consideration.

The following individual testified:

Kimberly Hashiro (General comment)

Related communications:

M-169        Testimony on Resolution 22-98  
M-179        Testimony on Resolution 22-98

### **PUBLIC HEARING/RESOLUTION**

**RESOLUTION 22-62 AND RESOLUTION 22-62, PROPOSED CD1 – COMMITTEE REPORT 122**

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RESOLUTION APPROVING AN APPLICATION FOR A PLAN REVIEW USE PERMIT FOR THE REDEVELOPMENT OF THE QUEEN'S MEDICAL CENTER (QMC) –HONOLULU.

Councilmember Elefante moved that Committee Report 122 be adopted and Resolution 22-62 and Resolution 22-62, Proposed CD1 be referred to the Committee on Zoning and Planning. Seconded by Councilmember Kia'āina.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Committee Report 122 was adopted and Resolution 22-62 and Resolution 22-62, Proposed CD1 referred to the Committee on Zoning and Planning.

AYES:        CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
                 TULBA, TUPOLA, WATERS – 9.

NOES:        None.

Related communication:

M-173        Testimony on Resolution 22-62

### **PUBLIC HEARING/SECOND READING** **BILL 22 – COMMITTEE REPORT 86**

A BILL FOR AN ORDINANCE RELATING TO BUILDING BENCHMARKING.

Councilmember Cordero moved that Committee Report 86 be adopted and Bill 22 pass second reading. Seconded by Councilmember Elefante.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

In response to councilmembers, Nicola Hedge, Deputy Director, Office of Climate Change, Sustainability and Resiliency (OCCSR) stated that:

- They met with stakeholders and will reach out to the testifiers to answer their questions.
- Once the Bill becomes an Ordinance, the OCCSR will help to educate, train and reach out to others to implement the program.
- They will start with the larger buildings and make adjustments before moving to the smaller buildings. The OCCSR may need to increase outreach and provide training opportunities and be able to answer questions on the phone.
- The OCCSR will focus on education and training and hope not to have to issue any notice of violation. The Department of Planning and Permitting would send out violation letters and deal with enforcement.
- With the passage of Bill 65, the City is required to carry out the program. OCCSR is starting with City facilities and working with the Departments of Design and Construction and Facility Maintenance.
- The program is to provide building owners with energy and water use data for their building to be better aware and hopefully empower them to implement energy and water conservation improvements.

Councilmember Kia'aina stated that there should be consideration on how we look at commercial buildings versus condo buildings or multi-family units because it is personal. She asked that the OCCSR be sensitive to all no matter how big or small the association is.

In response to Councilmember Tupola, Dean Uchida, Director, Department of Planning and Permitting (DPP) stated that they are working with the OCCSR on procedures and hopes that it will not put too much of a burden on the DPP.

In response to Councilmember Say, Ernest Lau, Manager and Chief Engineer, Board of Water Supply (BWS) stated that personal responsibility is an important component. He noted that BWS will work with the building owners to provide them information and they will

also continue to work with OCCSR. BWS would gladly participate in discussions with the property management companies. He stated that because of the voluntary request for the 10 percent reduction in water usage, large condominiums have been receptive to recommendations on how to conserve water.

Councilmember Tulba stated that he would like to see a version of the Bill that would give the large organizations a longer timeline to be able to comply until such time that we can make accommodations for these large organizations that will have a key role in providing the energy information. Councilmember Tulba stated that he will vote no on the measure.

Chair Waters suggested that the OCCSR work with Ms. Sugimura, the Apartment Owners Association, and Hawaiian Electric Company. He noted that it may be easier to get information directly from the utility company.

Committee Report 86 was adopted and Bill 22 passed second reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA\*, KIA'ĀINA, SAY, TSUNEYOSHI\*,  
TUPOLA\*, WATERS – 8.  
NOES: TULBA – 1.

\*Councilmembers Fukunaga, Tsuneyoshi and Tupola voted aye with reservations.

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
MM-65	Office of Climate Change, Sustainability and Resiliency
D-323	Board of Water Supply
M-167	Testimony on Bill 22
M-174	Testimony on Bill 22

## **PUBLIC HEARING/SECOND READING**

### **BILL 24 – COMMITTEE REPORT 87**

A BILL FOR AN ORDINANCE RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS.

Councilmember Cordero moved that Committee Report 87 be adopted and Bill 24 pass second reading. Seconded by Councilmember Elefante.

The following individual testified:

Tony Valdez, Department of Transportation Services (Support)

Committee Report 87 was adopted and Bill 24 passed second reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**PUBLIC HEARING/SECOND READING**  
**RESOLUTION 22-29 – COMMITTEE REPORT 91**

RESOLUTION 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.

Councilmember Tupola moved that Committee Report 91 be adopted and Resolution 22-29 pass second reading. Seconded by Councilmember Fukunaga.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Councilmember Tupola stated that she is in support of the measure and acknowledged the lively discussion in the Executive Matter and Legal Affairs Committee. She stated that the Council supports taking the time to find a Police Commissioner. Councilmember Tupola stated that last year, the nominees faced the heaviest criticism and a lot of concerns from the public about the nominees' experience and their ability to contribute to decisions. She stated that she will be accepting amendments and will proceed with the same consideration and deliberation to make sure things are done right.

Councilmember Kia'āina welcomed Councilmember Tupola's leadership on the measure. She noted that criteria will be helpful but it also needs to be carefully considered because there are so many experts out there. Councilmember Kia'āina stated that she looks forward to working with Councilmember Tupola on the measure.

Committee Report 91 was adopted and Resolution 22-29 passed second reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

M-184 Testimony on Resolution 22-29

### **RECESS/RECONVENE**

At 12:22 p.m., the Chair called for a short recess and reconvened the meeting at 12:23 p.m.

### **PUBLIC HEARING/SECOND READING** **RESOLUTION 22-46 – COMMITTEE REPORT 92**

RESOLUTION 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.

Councilmember Tupola moved that Committee Report 92 be adopted and Resolution 22-46 pass second reading. Seconded by Councilmember Fukunaga.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Councilmember Tupola stated that she will be introducing a Committee Draft 1 in collaboration with the Office of Council Services and have further discussion in the Executive Matter and Legal Affairs Committee. She stated that funding will be considered separately.

Committee Report 92 was adopted and Resolution 22-46 passed second reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.



Related communication:

M-185          Testimony on Resolution 22-46

**PUBLIC HEARING/SECOND READING**  
**RESOLUTION 22-79, CD1 – COMMITTEE REPORT 93**

RESOLUTION INITIATING AMENDMENTS TO THE REVISED CHARTER OF THE CITY AND COUNTY OF HONOLULU 1973 (AMENDED 2017 EDITION), AS AMENDED, RELATING TO CITY FUNDS.

Councilmember Tupola moved that Committee Report 93 be adopted and Resolution 22-79 pass second reading as amended to CD1. Seconded by Councilmember Fukunaga.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Councilmember Elefante stated that he will be drafting an amendment to reduce the cap from 6 percent to 5 percent and he is in support of the measure.

Councilmember Tupola stated that she welcomes any amendments. She stated that she wants the funds to be utilized and to see more projects that will conserve land.

Committee Report 93 was adopted and Resolution 22-79, CD1 passed second reading, as amended.

AYES:          CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
                    TULBA, TUPOLA, WATERS – 9.

NOES:          None.

Related communications:

M-182          Testimony on Resolution 22-79, CD1

M-191          Testimony on Resolution 22-79, CD1

**PUBLIC HEARING/SECOND READING**  
**BILL 45 (2021) – COMMITTEE REPORT 97**

A BILL FOR AN ORDINANCE RELATING TO INCENTIVES FOR BUSINESSES.

Councilmember Say moved that Committee Report 97 be adopted and Bill 45 (2021) pass second reading. Seconded by Councilmember Cordero.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Councilmember Tupola stated her support on the measure. She noted that the conversation was on the West Oahu area but it could benefit many businesses. Councilmember Tupola stated that a study would be interesting and should ask other industries if the \$100 million or \$10 million is reasonable for the spaces that are provided along the transit oriented development route. She stated that she looks forward to more discussion.

Councilmember Say commented that he hopes the State Legislature would consider granting these particular developments a general excise tax exemption on construction materials.

Councilmember Cordero stated that the investment not only in the industry but also in the surrounding communities is important. She noted that she would like to hear from the agriculture industry, whether the City, State or the University of Hawaii systems will be able to support and ensure that the residents in the communities are not going to be impacted, avoid gentrification, and focus not only on the industries but the investments that support housing. She stated that this is a great incentive but the Council will also have to fund it.

Councilmember Kia'aina stated that she is in support of the Bill and looks forward to working with councilmembers to address her concerns of property tax rebates. She noted that her interest is for diversified agriculture and wants to make sure they get the same treatment as the other big industries.

Councilmember Elefante stated his support for the measure. He would like to know if there has been a study in terms of what viable space in a transit oriented development (TOD) neighborhood would be reasonable for the film industry. Councilmember Elefante stated that without rail there is no TOD.

Committee Report 97 was adopted and Bill 45 (2021) passed second reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communications:

M-172            Testimony on Bill 45 (2021)  
M-192            Testimony on Bill 45 (2021)

**PUBLIC HEARING/SECOND READING**  
**BILL 4, CD1 – COMMITTEE REPORT 98**

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Say moved that Committee Report 98 be adopted and Bill 4 pass second reading as amended to CD1. Seconded by Councilmember Cordero.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Councilmember Kia'āina stated her support on the measure and noted that the measure supplements the efforts of Bill 41 to ensure that the manner of how such proposals move forward is fair to the various stakeholders.

In response to Councilmember Kia'āina, Andy Kawano, Director, Department of Budget and Fiscal Services stated that the current system will allow adding a classification with two tiers. He concurred that there is a difference within transient vacation unit ownerships who do not have a fancy unit and those that are making a lot of money. He also stated that he can look at the valuation of property.

In response to Councilmember Tupola, Steven Takara, Real Property Assessment Administrator, Department of Budget and Fiscal Services stated that:

- There can be a conversation on the basis of the tiering but Residential A is purely value and if amenities are involved, it complicates the situation.
- Bill 35 can be discussed in Committee.
- Simplicity would remove a lot of the burden or complexities involved off of the Division.

Councilmember Tsuneyoshi stated that Bill 4 further clarifies that the intent is to get everyone on the same playing field and to address the issues of illegal vacation rentals. She noted that the Bill also helps to set up a precedent to help legal vacation rentals have equity in their operations and that the CDD1 version is a really good step towards that.

Councilmember Elefante stated that he introduced the Bill by request of the City Administration. He noted that Bill 4 was attached to Bill 41 when it was transmitted but the Bills were separated. Councilmember Elefante stated his support on the Bill.

Committee Report 98 was adopted and Bill 4, CD1 passed second reading, as amended.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

Related communications:

CC-141 Disclosure of Interest Statement submitted by Councilmember Elefante  
M-164 Testimony on Bill 4, CD1  
M-168 Testimony on Bill 4, CD1

### **THIRD READING**

#### **BILL 11 – COMMITTEE REPORT 90**

RESOLUTION INITIATING PILI I KA MAHINA 'ŌLELO HAWAI'I. (ENGLISH TRANSLATION) RELATING TO MAHINA 'ŌLELO HAWAI'I.

Councilmember Tupola moved that Committee Report 90 be adopted and Bill 11 pass third reading. Seconded by Councilmember Fukunaga.

Councilmember Tupola stated her support for the Bill and that she proposed in the budget a position in the Office of the Culture and Arts for a translator. She noted that she hopes that the City can continue to incorporate the Hawaiian language in the work that is done in the City.

Committee Report 90 was adopted and Bill 11 passed third reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

Related communications:

M-165 Testimony on Bill 11  
M-166 Testimony on Bill 11

**THIRD READING**

**BILL 8, CD2 – COMMITTEE REPORT 119**

A BILL FOR AN ORDINANCE RELATING TO ADMINISTRATIVE ENFORCEMENT OF CERTAIN CODES.

Councilmember Elefante moved that Committee Report 119 be adopted and Bill 8, CD1 pass third reading, as amended to CD2. Seconded by Councilmember Kia'āina.

Committee Report 119 was adopted and Bill 8, CD2 passed third reading, as amended.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS – 9.

NOES: None.

**RECESS/RECONVENE**

At 12:45 p.m., the Chair called for a recess as noted on the agenda. With 9 members present, the Chair reconvened the meeting at 1:54 p.m.

**FIRST READING**

**RESOLUTION 22-99**

RESOLUTION 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.

Councilmember Kia'āina moved that Resolution 22-99 pass first reading. Seconded by Councilmember Tupola.

In response to Councilmember Kia'āina, Jim Williston, Director, Office of Council Services (OCS) stated that the Charter currently authorizes the Council to establish an OCS and currently OCS has been established under an Ordinance that was enacted in 1973. He stated that the Clerk's Office and the Auditor's Office are both recognized in the Charter and it seemed appropriate that the OCS also be recognized in the Charter. He stated that Corporation Counsel testified that the OCS attorneys are authorized to provide legal counsel to the Council.

Councilmember Tupola stated that the measure was proposed by OCS in order to get them into the Charter.

Resolution 22-99 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

**FIRST READING**  
**RESOLUTION 22-100**

RESOLUTION 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.

Councilmember Kia'āina moved that Resolution 22-100 pass first reading. Seconded by Councilmember Tupola.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Councilmember Tupola stated that she proposed the term limit Resolutions as an opportunity for new perspectives and new voices in government. She noted that the measures provide technical revisions and transition provisions that would prevent abuses. Councilmember Tupola stated that the City residents have reaffirmed overwhelmingly at the ballot box that their intent is to impose term limits for new leaders and new perspectives because in 2020 additional term limits were reaffirmed by 75 percent of the public vote.

Resolution 22-100 passed first reading.

AYES: CORDERO\*, ELEFANTE\*, FUKUNAGA\*, KIA'ĀINA\*, SAY, TSUNEYOSHI\*,  
TULBA\*, TUPOLA, WATERS\* – 9.  
NOES: None.

\*Councilmembers Cordero, Elefante, Fukunaga, Kia'āina, Tsuneyoshi, Tulba, and Waters voted aye with reservations.

**FIRST READING**

**RESOLUTION 22-101**

RESOLUTION 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.

Councilmember Kia'āina moved that Resolution 22-101 pass first reading. Seconded by Councilmember Tupola.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

(Please see Resolution 22-100 for comments from Councilmember Tupola.)

Resolution 22-101 passed first reading.

AYES: CORDERO\*, ELEFANTE\*, FUKUNAGA\*, KIA'ĀINA\*, SAY, TSUNEYOSHI\*,  
TULBA\*, TUPOLA, WATERS\* – 9.

NOES: None.

\*Councilmembers Cordero, Elefante, Fukunaga, Kia'āina, Tsuneyoshi, Tulba, and Waters voted aye with reservations.

**FIRST READING**

**RESOLUTION 22-102**

RESOLUTION INITIATING AMENDMENTS TO THE REVISED CHARTER OF THE CITY AND COUNTY OF HONOLULU 1973 (AMENDED 2017 EDITION), AS AMENDED, RELATING TO TERM LIMITS.

Councilmember Kia'āina moved that Resolution 22-102 pass first reading. Seconded by Councilmember Tupola.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

(Please see Resolution 22-100 for comments from Councilmember Tupola.)

Resolution 22-102 passed first reading.

AYES: CORDERO\*, ELEFANTE\*, FUKUNAGA\*, KIA‘ĀINA\*, SAY, TSUNEYOSHI\*,  
TULBA\*, TUPOLA, WATERS\* – 9.

NOES: None.

\*Councilmembers Cordero, Elefante, Fukunaga, Kia‘āina, Tsuneyoshi, Tulba, and Waters voted aye with reservations.

### **FIRST READING**

#### **RESOLUTION 22-103**

RESOLUTION INITIATING AMENDMENTS TO THE REVISED CHARTER OF THE CITY AND COUNTY OF HONOLULU 1973 (AMENDED 2017 EDITION), AS AMENDED, RELATING TO ELECTIONS.

Councilmember Kia‘āina moved that Resolution 22-103 pass first reading. Seconded by Councilmember Tupola.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Resolution 22-103 passed first reading.

AYES: ELEFANTE\*, FUKUNAGA\*, KIA‘ĀINA\*, SAY, TSUNEYOSHI\*, TULBA\*,  
TUPOLA, WATERS\* – 8.

NOES: CORDERO – 1.

\*Councilmembers Elefante, Fukunaga, Kia‘āina, Tsuneyoshi, Tulba, and Waters voted aye with reservations.

### **FIRST READING**

#### **RESOLUTION 22-108**

RESOLUTION 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.



Councilmember Kia'āina moved that Resolution 22-108 pass first reading. Seconded by Councilmember Tupola.

Resolution 22-108 passed first reading.

AYES: CORDERO\*, ELEFANTE\*, FUKUNAGA\*, KIA'ĀINA\*, SAY, TSUNEYOSHI\*,  
TULBA\*, TUPOLA, WATERS\* – 9.  
NOES: None.

\*Councilmembers Cordero, Elefante, Fukunaga, Kia'āina, Tsuneyoshi, Tulba, and Waters voted aye with reservations.

## **FIRST READING**

### **BILL 25**

A BILL FOR AN ORDINANCE RELATING TO LOBBYIST NOTARY REQUIREMENT.

Councilmember Kia'āina moved that Bill 25 pass first reading. Seconded by Councilmember Tupola.

In response to councilmembers, Laurie Wong-Nowinski, Assistant Executive Director and Legal Counsel, Ethics Commission stated that:

- The Ethics Commission submitted written testimony in support of the Bill. She explained that the Bill removes the requirement that the registration be notarized and instead allows self-certification. She stated that the Bill makes the law consistent with the State Ethics Commission and the self-certification established by the Department of Commerce and Consumer Affairs.
- The form requests that they self-certify everything on the form is truthful to the best of their knowledge.
- Prior to COVID, 2 to 10 percent of filers had an issue getting a notary and during COVID it rose to 50 percent. It has gone back down to 2 to 10 percent this year.
- The implications for violations of the lobbyist laws are either suspension or revocation of the registration which means the lobbyist is not supposed to be lobbying the City Council until the issue is resolved.
- She will get back to the Council regarding if there are any additional ramifications if false information was provided on the self-certification.

- A lobbyist is identified as a person who is paid to lobby. The City does not have a certain dollar like the State does.
- The Ethics Commission will be overhauling its entire lobbying laws.

Councilmember Cordero stated that some documents that the councilmembers need to file needs to be notarized and she cannot see that COVID should be a reason for the measure. She stated that she looks forward to more discussion and will vote with reservations.

Councilmember Tsuneyoshi stated that based on her concerns she will be voting with reservations on the measure.

Councilmember Tupola stated her reservations on Bill 25.

Bill 25 passed first reading.

AYES: CORDERO\*, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI\*,  
TULBA, TUPOLA\*, WATERS – 9.  
NOES: None.

\*Councilmembers Cordero, Tsuneyoshi and Tupola voted aye with reservations.

## **FIRST READING**

### **BILL 26**

A BILL FOR AN ORDINANCE RELATING TO GIFTS TO MAYOR, PROSECUTING ATTORNEY, COUNCILMEMBER, AND OFFICER OR EMPLOYEE.

Councilmember Kia'āina moved that Bill 26 pass first reading. Seconded by Councilmember Tupola.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Bill 26 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

Related communication:

M-177          Testimony on Bill 26

**FIRST READING**

**BILL 27**

A BILL FOR AN ORDINANCE RELATING TO PUBLIC PLACES.

Councilmember Kia'āina moved that Bill 27 pass first reading.      Seconded by Councilmember Tupola.

Bill 27 passed first reading.

AYES:          CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
                    TULBA, TUPOLA, WATERS – 9.

NOES:          None.

Related communication:

M-180          Testimony on Bill 27

**FIRST READING**

**BILL 28**

A BILL FOR AN ORDINANCE TO AMEND THE EAST HONOLULU SUSTAINABLE COMMUNITIES PLAN.

Councilmember Kia'āina moved that Bill 28 pass first reading.      Seconded by Councilmember Tupola.

Bill 28 passed first reading.

AYES:          CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
                    TULBA, TUPOLA, WATERS – 9.

NOES:          None.

Related communication:

M-178          Testimony on Bill 28

**FIRST READING**

**BILL 29**

A BILL FOR AN ORDINANCE RELATING TO FEES FOR PUBLIC RECORDS.

Councilmember Kia'āina moved that Bill 29 pass first reading. Seconded by Councilmember Tupola.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Note: Chair Waters filed a Disclosure of Interest with the City Clerk's Office (CC-163).

Bill 29 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

M-183 Testimony on Bill 29

**FIRST READING**

**BILL 30**

A BILL FOR AN ORDINANCE TO RECODIFY THE REVISED ORDINANCES OF HONOLULU 1990.

Councilmember Kia'āina moved that Bill 30 pass first reading. Seconded by Councilmember Tupola.

Bill 30 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**FIRST READING**

**BILL 31**

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Kia'aina moved that Bill 31 pass first reading. Seconded by Councilmember Tupola.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Bill 31 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**FIRST READING**

**BILL 32**

A BILL FOR AN ORDINANCE RELATING TO OPEN DATA REQUIREMENTS.

Councilmember Kia'aina moved that Bill 32 pass first reading. Seconded by Councilmember Tupola.

Bill 32 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**FIRST READING**

**BILL 33**

A BILL FOR AN ORDINANCE RELATING TO INDIGENOUS PLANTS IN PUBLIC BEACH PARKS.

Councilmember Kia'aina moved that Bill 33 pass first reading. Seconded by Councilmember Tupola.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Bill 33 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

Related communication:

M-190 Testimony on Bill 33

## **FIRST READING**

### **BILL 34**

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Kia'āina moved that Bill 34 pass first reading. Seconded by Councilmember Tupola.

Councilmember Elefante noted his reservations for Bill 34.  
Bill 34 passed first reading.

AYES: CORDERO, ELEFANTE\*, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

\*Councilmember Elefante voted aye with reservations.

Related communications:

M-175 Testimony on Bill 34  
M-176 Testimony on Bill 34

## **FIRST READING**

### **BILL 35**

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Kia'āina moved that Bill 35 pass first reading. Seconded by Councilmember Tupola.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Councilmember Tupola stated her reservations on Bill 35.

Bill 35 passed first reading.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA\*, WATERS – 9.

NOES: None.

\*Councilmember Tupola voted aye with reservations.

## **ADOPTION**

### **RESOLUTION 22-71 – COMMITTEE REPORT 88**

RESOLUTION 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.

Councilmember Cordero moved that Committee Report 88 and Resolution 22-71 be adopted. Seconded by Councilmember Elefante.

The following individual testified:

Ernest Lau, Manager and Chief Engineer, Board of Water Supply (D-328) (Support)

In response to Councilmember Say, Ernest Lau, Manager and Chief Engineer, Board of Water Supply (BWS) stated that:

- With the adoption of Resolution 22-71 the Council will be in support of finding American Rescue Plan Act (ARPA) funds for BWS.
- BWS submitted a request to Senator Schatz for \$195 million for development of new water sources.

- The State Legislature had a bill to provide State funds to the BWS; the House supported it but unfortunately the Senate declined to hear the measure and so there are no State funds or support.
- In 2023 BWS is seeking funds for three new exploratory wells and in the following fiscal year funds for another three. It will cost about \$7.5 million to design, permit, construct, and test the wells.
- Because of the fuel contamination issue created by the Red Hill Fuel Facility, three BWS wells had to be shut down and will not be opened until BWS is absolutely sure that they will not be pumping contaminated water into the Honolulu or Aiea water systems. This means 13.5 million gallons lost per day.
- He expressed appreciation for the Department of Budget and Fiscal Services for their support of the revenue bond sale which occurred in March to help fund the reinvestment into the water system infrastructure.

Committee Report 88 and Resolution 22-71 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

M-187 Testimony on Resolution 22-71

### **ADOPTION**

#### **RESOLUTION 22-85, CD1 – COMMITTEE REPORT 89**

RESOLUTION 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.

Councilmember Cordero moved that Committee Report 89 and Resolution 22-85 as amended to CD1 be adopted. Seconded by Councilmember Elefante.



Committee Report 89 and Resolution 22-85, CD1, as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 22-106, FD1 – COMMITTEE REPORT 94**

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.)

Councilmember Tupola moved that Committee Report 94 and Resolution 22-106 be adopted. Seconded by Councilmember Fukunaga.

The following amendment was handcarried to the meeting:

Resolution 22-106, Proposed FD1 (OCS2022-0391/5/2/2022 3:18 PM)

Councilmember Tupola moved that the Resolution be amended to the handcarried FD1 (OCS2022-0391/5/2/2022 3:18 PM). Seconded by Councilmember Fukunaga. Councilmember Tupola explained the FD1 amendment.

Resolution 22-106 was amended to the handcarried FD1 (OCS2022-0391/5/2/2022 3:18 PM).

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Council Rule 19.B relating to 48-hour notice was waived.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Committee Report 94 and Resolution 22-106, FD1 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

**ADOPTION**

**RESOLUTION 22-68 – COMMITTEE REPORT 99**

RESOLUTION 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.

Councilmember Say moved that Committee Report 99 and Resolution 22-68 be adopted. Seconded by Councilmember Cordero.

Committee Report 99 and Resolution 22-68 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

**ADOPTION**

**RESOLUTION 22-69, CD1 – COMMITTEE REPORT 100**

RESOLUTION ACCEPTING GIFTS TO THE CITY FROM AGA AND AGA HAWAI'I CHAPTER.

Councilmember Say moved that Committee Report 100 and Resolution 22-69, as amended to CD1 be adopted. Seconded by Councilmember Cordero.

Committee Report 100 and Resolution 22-69, CD1 as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

**ADOPTION**

**RESOLUTION 22-81 – COMMITTEE REPORT 101**

**RESOLUTION RELATING TO THE TRANSFER OF FUNDS.**

Councilmember Say moved that Committee Report 101 and Resolution 22-81 be adopted.  
Seconded by Councilmember Cordero.

Committee Report 101 and Resolution 22-81 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 22-82 – COMMITTEE REPORT 102**

**RESOLUTION APPROVING COLLECTIVE BARGAINING COST ITEMS FOR THE  
UNITED PUBLIC WORKERS BARGAINING UNIT 10 INCLUDED EMPLOYEES OF THE  
CITY AND COUNTY OF HONOLULU.**

Councilmember Say moved that Committee Report 102 and Resolution 22-82 be adopted.  
Seconded by Councilmember Cordero.

Committee Report 102 and Resolution 22-82 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

Related communication:

CC-140 Disclosure of Interest Statement submitted by Councilmember Elefante

**ADOPTION**

**RESOLUTION 22-83 – COMMITTEE REPORT 103**

RESOLUTION 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, HAWAII 96813, TAX MAP KEY NO. (1) 2-1-060:029 (POR.).

Councilmember Say moved that Committee Report 103 and Resolution 22-83 be adopted. Seconded by Councilmember Cordero.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

In response to Councilmember Tupola, Bryan Spicer, Point Panic Productions, LLC stated that they have insurance and signed the one year lease extension.

In response to councilmembers, Scott Hayashi, Director, Department of Land Management (DLM) stated that:

- The insurance issued was resolved and the lease that was attached as part of the Request of Bids (RFB) was not signed.
- There is an interim measure and the current rental agreement would be extended and the City will be going through a Request for Proposal (RFP) process.
- DLM works with Purchasing and it is not standard practice that a lease not be signed for five months.
- DLM would go through Purchasing to justify going through the RFP route versus the RFB.

Councilmember Tupola stated her concern was making sure that the tenants comply with the law that is legally enacted and that the City follows all of the procedures for DLM and BFS for leases. She stated that she will be voting no on the measure.

Committee Report 103 and Resolution 22-83 were adopted.

AYES: CORDERO\*, ELEFANTE, FUKUNAGA, KIA'ĀINA\*, SAY, TSUNEYOSHI,  
TULBA, WATERS – 8.  
NOES: TUPOLA – 1.

\*Councilmembers Cordero and Kia'āina voted aye with reservations.

Related communication:

M-170 Testimony on Resolution 22-83

## **CANCELLED**

### **RESOLUTION 22-84 – COMMITTEE REPORT 104**

RESOLUTION 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.).

Note: Prior to the start of the meeting, the Chair announced that Resolution 22-84 posted on the Council agenda was cancelled and would not be considered.

## **ADOPTION**

### **RESOLUTION 22-86 – COMMITTEE REPORT 105**

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Say moved that Committee Report 105 and Resolution 22-86 be adopted. Seconded by Councilmember Cordero.

Committee Report 105 and Resolution 22-86 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

**ADOPTION**

**RESOLUTION 22-87 – COMMITTEE REPORT 106**

RESOLUTION 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, HAWAII 96813, TMK: (1) 2-1-060:029 (POR.).

Councilmember Say moved that Committee Report 106 and Resolution 22-87 be adopted. Seconded by Councilmember Cordero.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Councilmember Tupola stated that she will vote no on the measure for the same reasons she stated for Resolution 22-83.

Committee Report 106 and Resolution 22-87 were adopted.

AYES: CORDERO\*, ELEFANTE\*, FUKUNAGA, KIA'ĀINA\*, SAY, TSUNEYOSHI,  
TULBA, WATERS – 8.

NOES: TUPOLA – 1.

\*Councilmembers Cordero, Elefante and Kia'āina voted aye with reservations.

Related communication:

M-171 Testimony on Resolution 22-87

**ADOPTION**

**RESOLUTION 22-88 – COMMITTEE REPORT 107**

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Say moved that Committee Report 107 and Resolution 22-88 be adopted. Seconded by Councilmember Cordero.

Committee Report 107 and Resolution 22-88 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 22-89 – COMMITTEE REPORT 108**

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Say moved that Committee Report 108 and Resolution 22-89 be adopted.  
Seconded by Councilmember Cordero.

Committee Report 108 and Resolution 22-89 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 22-90 – COMMITTEE REPORT 109**

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Say moved that Committee Report 109 and Resolution 22-90 be adopted.  
Seconded by Councilmember Cordero.

Committee Report 109 and Resolution 22-90 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 22-91 – COMMITTEE REPORT 110**

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Say moved that Committee Report 110 and Resolution 22-91 be adopted.  
Seconded by Councilmember Cordero.

Committee Report 110 and Resolution 22-91 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

**ADOPTION**

**RESOLUTION 22-92 – COMMITTEE REPORT 111**

RESOLUTION RELATING TO TRANSFER OF FUNDS.

Councilmember Say moved that Committee Report 111 and Resolution 22-92 be adopted.  
Seconded by Councilmember Cordero.

Committee Report 111 and Resolution 22-92 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

**ADOPTION**

**RESOLUTION 22-93, CD1 – COMMITTEE REPORT 112**

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Say moved that Committee Report 112 and Resolution 22-93, as amended to CD1 be adopted. Seconded by Councilmember Cordero.

Committee Report 112 and Resolution 22-93, CD1 as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.



**ADOPTION**

**RESOLUTION 22-95 – COMMITTEE REPORT 113**

**RESOLUTION RELATING TO THE TRANSFER OF FUNDS.**

Councilmember Say moved that Committee Report 113 and Resolution 22-95 be adopted.  
Seconded by Councilmember Cordero.

Committee Report 113 and Resolution 22-95 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 21-261 – COMMITTEE REPORT 115**

**RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION AND THE HAWAII STATE LEGISLATURE TO AMEND FEDERAL AND STATE LAWS RELATED TO SMALL CELL WIRELESS FACILITIES AND THEIR DEPLOYMENT.**

Councilmember Fukunaga moved that Committee Report 115 and Resolution 21-261 be adopted. Seconded by Councilmember Tupola.

Committee Report 115 and Resolution 21-261 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 22-49 – COMMITTEE REPORT 116**

**RESOLUTION 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.**

Councilmember Fukunaga moved that Committee Report 116 and Resolution 22-49 be adopted. Seconded by Councilmember Tupola.

Councilmember Kia'āina stated her strong support on the measure. She stated that she wants to promote gender equity in all of the Boards and Commissions and believes that the Resolution will be helpful for the public and the councilmembers. Councilmember Kia'āina encourages the public to look at the array of opportunities and submit their resumes and be a part of public service.

Councilmember Say thanked Chair Waters for introducing the Resolution on behalf of the Saint Louis Heights/Diamond Head/Kapahulu Neighborhood Board.

Committee Report 116 and Resolution 22-49 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

Related communication:

M-186 Testimony on Resolution 22-49

### **ADOPTION**

#### **RESOLUTION 22-94 – COMMITTEE REPORT 117**

RESOLUTION 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.

Councilmember Fukunaga moved that Committee Report 117 and Resolution 22-94 be adopted. Seconded by Councilmember Tupola.

Committee Report 117 and Resolution 22-94 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

Related communication:

M-189 Testimony on Resolution 22-94

**ADOPTION**

**RESOLUTION 22-73 – COMMITTEE REPORT 118**

RESOLUTION ACCEPTING A GIFT OF 400 MOVIE TICKETS VALUED AT \$6,000 FROM AMA OLUKAI FOUNDATION TO THE HONOLULU EMERGENCY SERVICES DEPARTMENT, OCEAN SAFETY DIVISION.

Councilmember Tsuneyoshi moved that Committee Report 118 and Resolution 22-73 be adopted. Seconded by Councilmember Tulba.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Committee Report 118 and Resolution 22-73 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 22-38 – COMMITTEE REPORT 120**

RESOLUTION 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.

Councilmember Elefante moved that Committee Report 120 and Resolution 22-38 be adopted. Seconded by Councilmember Kia'āina.

Committee Report 120 and Resolution 22-38 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

**ADOPTION**

**RESOLUTION 22-61, CD1 – COMMITTEE REPORT 121**

RESOLUTION 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.

Councilmember Elefante moved that Committee Report 121 and Resolution 22-61, as amended to CD1 be adopted. Seconded by Councilmember Kia'āina.

Committee Report 121 and Resolution 22-61, CD1 as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

Related communications:

CC-130 Disclosure of Interest Statement submitted by Councilmember Elefante  
CC-131 Disclosure of Interest Statement submitted by Councilmember Elefante

**ADOPTION**

**RESOLUTION 22-66, CD1 – COMMITTEE REPORT 123**

RESOLUTION GRANTING A SPECIAL MANAGEMENT AREA USE PERMIT FOR THE KALAUAO (PEARLRIDGE) BUS TRANSIT CENTER PROJECT.

Councilmember Elefante moved that Committee Report 123 and Resolution 22-66, as amended to CD1 be adopted. Seconded by Councilmember Kia'āina.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Committee Report 123 and Resolution 22-66, CD1 as amended were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

Related communication:

CC-145      Disclosure of Interest Statement submitted by Councilmember Elefante

**ADOPTION**

**RESOLUTION 22-96 – COMMITTEE REPORT 124**

RESOLUTION URGING THE CITY ADMINISTRATION TO REVISE AND IMPROVE ITS PROCEDURES FOR NOTIFYING THE PUBLIC ABOUT PROPOSED REVISIONS TO THE PUBLIC INFRASTRUCTURE MAPS.

Councilmember Elefante moved that Committee Report 124 and Resolution 22-96 be adopted. Seconded by Councilmember Kia'aina.

In response to councilmembers, Dean Uchida, Director, Department of Planning and Permitting (DPP) stated that the public did not know what was going on when they received the notice in the mail, so the DPP will be changing their process by requiring that agencies provide information at a neighborhood board meeting before the DPP sends out the mailers. The DPP will be also looking at changing their conceptual maps on the exhibit that will be sent out so that people will not think their house will be taken. He stated that the addition of a public infrastructure map (PIM) needs Council approval but will check if approval is needed for the removal of a PIM. A PIM is needed for a public facility before public monies can be spent on the facility.

Committee Report 124 and Resolution 22-96 were adopted.

AYES:        CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI,  
                 TULBA, TUPOLA, WATERS – 9.

NOES:        None.

**ADOPTION**

**RESOLUTION 22-48 – COMMITTEE REPORT 125**

RESOLUTION 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.

Councilmember Tulba moved that Committee Report 125 and Resolution 22-48 be adopted. Seconded by Councilmember Tsuneyoshi.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Committee Report 125 and Resolution 22-48 were adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

Related communication:

M-188 Testimony on Resolution 22-48

### **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.)

Councilmember Kia'āina moved that the Balance of Committee Reports, as listed above, be adopted. Seconded by Councilmember Tupola.

The Balance of Committee Reports was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

### **UNFINISHED BUSINESS**

There was no unfinished business.

## **NEW BUSINESS**

### **ADOPTION**

#### **RESOLUTION 22-107**

RESOLUTION 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.

Councilmember Kia'aina moved that Resolution 22-107 be adopted. Seconded by Councilmember Tupola.

Resolution 22-107 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS – 9.

NOES: None.

### **ADOPTION**

#### **RESOLUTION 22-109**

RESOLUTION 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.

Councilmember Kia'aina moved that Resolution 22-109 be adopted. Seconded by Councilmember Tupola.

Please see list of individuals that testified via video conference, phone, or in-person on pages 1 to 2.

Resolution 22-109 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS – 9.

NOES: None.

**ADOPTION**  
**RESOLUTION 22-110**

RESOLUTION APPROVING THE PROPOSED BUDGET FOR THE HAWAI'I STATE ASSOCIATION OF COUNTIES FOR THE FISCAL YEAR 2023.

Councilmember Kia'aina moved that Resolution 22-110 be adopted. Seconded by Councilmember Tupola.

Chair Waters stated that he does not have an update but will get the information to the councilmembers. He noted that the Hawai'i State Association of Counties hired a lobbyist, Jon Okudara. Chair Waters stated that he worked with Councilmember Kimball from the Big Island to clarify what can and cannot be done according to the Sunshine Law.

Resolution 22-110 was adopted.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

**APPROVAL**  
**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)]

Communication D-204 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology (CC-146).

Councilmember Kia'aina moved that Communication D-204 which approves and accepts the grant of easement documents, effective as of the date of recordation at the Bureau of Conveyances be approved. Seconded by Councilmember Tupola.

Communication D-204 was approved.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.



**APPROVAL**  
**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)

Communication D-220 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology (CC-147).

Councilmember Kia'āina moved that Communication D-220 which approves and accepts the grant of easement documents, effective as of the date of recordation at the Bureau of Conveyances be approved. Seconded by Councilmember Tupola.

Communication D-220 was approved.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.  
NOES: None.

**APPROVAL**  
**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)

Communication D-233 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology (CC-148).

Councilmember Kia'āina moved that Communication D-233 which approves and accepts the grant of easement documents, effective as of the date of recordation at the Bureau of Conveyances be approved. Seconded by Councilmember Tupola.

Communication D-233 was approved.

AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI,  
TULBA, TUPOLA, WATERS – 9.

NOES: None.

### **COMMITTEE OF THE WHOLE/EXECUTIVE SESSION**

There was no Executive Session.

### **ANNOUNCEMENTS**

There were no announcements.

### **ADJOURNMENT**

At 3:03 p.m., Councilmember Kia'āina moved that the Council stand adjourned until Wednesday, June 1, 2022, at 10 a.m. Seconded by Councilmember Tupola and there being no objections from the 9 members present, it was so ordered by the Chair.

Respectfully submitted,

GLEN I. TAKAHASHI  
City Clerk

jy

DATE APPROVED:

June 1, 2022