



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS

Voting Members:

Tyler Dos Santos-Tam, Chair
Radiant Cordero, Vice Chair
Esther Kia'āina
Val A. Okimoto
Calvin K.Y. Say
Augie Tulba
Andria Tupola
Tommy Waters
Matt Weyer

WRITTEN SUMMARY FOR VIDEO RECORD

REGULAR MEETING
TUESDAY, FEBRUARY 7, 2023

COUNCIL CHAMBER
3RD FLOOR, HONOLULU HALE
HONOLULU, HAWAII 96813

Note: A copy of a DVD of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822 or the video may be viewed at https://honolulu.granicus.com/player/clip/2020?view_id=3&redirect=true&h=7c4c706c32644df278c297db8d2f5b13.

The time references below indicate the point in the video recording when the stated actions began.

CALL TO ORDER

The regular meeting of the Committee on Executive Matters and Legal Affairs was called to order by Committee Chair Tyler Dos Santos-Tam at 1:01 p.m. Councilmembers Cordero, Kia'āina, Okimoto, Tulba and Tupola were present at the meeting. (All Councilmembers are voting members.)

ORDER OF BUSINESS

FOR ACTION

[1:03 p.m.]

1. RESOLUTION 22-262 – COMMITTEE REPORT 21

RECOGNIZING AND OBSERVING NOVEMBER 28TH AS LĀ KŪ'OKO'A. Urging the City Administration to formally recognize and observe November 28th as Lā Kū'oko'a, Hawaiian Independence Day.

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[1: 03 p.m.]

There was no public testimony.

[1: 04 p.m.]

Councilmembers Weyer and Say entered the Council Chamber.

[1:07 p.m.]

Council Chair Waters entered the Council Chamber.

[1:07 p.m.]

Resolution 22-262 amended to CD1 (OCS2023-0071/1/31/2023 12:41 PM).

[1:10 p.m.]

Resolution 22-262, CD1 reported out for adoption.

AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY,
TULBA, TUPOLA, WATERS, WEYER – 9.

NOES: None.

Related communication:

M-47 Testimony on Resolution 22-262

[1:10 p.m.]

2. BILL 1 (2023) – COMMITTEE REPORT 20

REPORTING REQUIREMENTS. Directing the Office of Council Services to prepare a consolidated table of reporting requirements found in the Revised Ordinances of Honolulu 2021, and to insert the table in the Revised Ordinance of Honolulu 2021.

[1: 10 p.m.]

There was no public testimony.

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[1:11 p.m.]

Bill 1 (2023) reported out for passage on second reading and scheduling of a public hearing.

AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY,
TULBA, TUPOLA, WATERS, WEYER – 9.
NOES: None.

[1:11 p.m.]

3. BILL 25 (2021), CD1 – COMMITTEE REPORT 18

ESTABLISHING A POLICY OF ANTI-BIAS AND INCLUSION. Establishing a policy of anti-bias and inclusion for all City officers and employees and requiring the establishment of a similar policy by certain private contractors having contracts with the City.

[1: 11 p.m.]

The following individuals testified:

1. Nola Miayasaki, Director, Department of Human Resources (Support)
2. Rebecca Soon (M-46) (Support)
3. Denise Tsukayama, Department of Human Resources (D-47) (Support)
4. Angela Young, CARES, (M-46) (Support)

[1:15 p.m.]

Bill 25 (2021), CD1 amended to CD2 (OCS2023-0082/2/1/2023 2:41 PM) and reported out for passage on third reading.

AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY,
TULBA, TUPOLA, WATERS, WEYER – 9.
NOES: None.

Related communication:

D-47 Department of Human Resources
M-46 Testimony on Bill 25 (2021), CD1

[1:16 p.m.]

4. BILL 57 (2022) – COMMITTEE REPORT 19

PUBLIC CARRY OF FIREARMS. Relating to the public carry of firearms.

[1:19 p.m.]

The following individuals testified:

1. Michael Elliot (M-40) (Oppose)
2. Jon Abbott (Oppose)
3. James Wallace (M-40) (Oppose)
4. Scott Shedko (M-40) (General comment)
5. Ryan C. Tinajero (Oppose)
6. Paul Cudal, Hawaii Tactical Division LLC (Oppose)
7. Peter Roa, Hawaii Tactical Division LLC (General comment)
8. Adriel Lam (M-40) (General comment)
9. James Manaku Sr. (Oppose)
10. Adrian Flack (Oppose)
11. Marcus Tanaka (M-40) (Oppose)
12. Michael Scully (M-40) (General comment)
13. Jamie Detwiler, Hawaii Federation of Republic Women (M-40) (Oppose)
14. Rebecca Soon (M-40) (Support)
15. Lori Fujimoto (M-40) (Support)
16. Christopher Thomas, Giffords Gun Owners for Safety (M-40) (Support)
17. Michael Golojuch, Jr., Stonewall Caucus of the Democratic Party of Hawaii (M-40) (Support)
18. Michael Rice (M-40) (Oppose)
19. Soleil Roache, Hawaii Firearms Coalition/Active Self Protection (M-40) (Oppose)
20. Kaleo Nakoa (M-40) (General comment)
21. Todd Yukutake (M-40) (Oppose)
22. Deb Nehmad, Brady United (M-40) (Support)
23. Andrew Namiki Roberts, Hawaii Firearms Coalition (M-40) (Oppose)
24. Angela Young, CARES (M-40) (Support)

[1:49 p.m.]

Council Chair Waters exited the Council Chamber.

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[1:50 p.m.]

Councilmember Cordero exited the Council Chamber.

[1:55 p.m.]

Council Chair Waters entered the Council Chamber.

[2:02 p.m.]

Councilmember Cordero entered the Council Chamber.

RECESS / RECONVENE

Committee Chair Dos Santos-Tam called for a short recess at 2:14 p.m. With eight members present (Cordero, Dos Santos-Tam, Kia'āina, Okimoto, Tupola, Tulba, Waters and Weyer), the Committee Chair reconvened the meeting at 2:20 p.m.

[2:22 p.m.]

Councilmember Say entered the Council Chamber.

[2:44 p.m.]

Bill 57 (2022) amended to CD1 (OCS2023-0087/2/6/2023 10:46 AM).

AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY, TULBA, TUPOLA, WATERS, WEYER – 9.

NOES: None.

[2:47 p.m.]

Bill 57 (2022), CD1 reported out for passage on second reading and scheduling of a public hearing.

AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, SAY, WATERS, WEYER – 6.

NOES: OKIMOTO, TULBA, TUPOLA – 3.

Related communications:

MM-184(22)	Managing Director
CC-19	Councilmember Tyler Dos Santos-Tam
M-40	Testimony on Bill 57 (2022)

[2:49 p.m.]

EXECUTIVE SESSION

Before convening into Executive Session, Committee Chair Dos Santos-Tam took up the items for Executive Session individually to allow for oral public testimony on each item.

[2:49 p.m.]

5. Request for authorization to settle a case against the City and County of Honolulu entitled Matthew Tabag-Kalua, et al. v. City and County of Honolulu, et al. Civil No. 1CCV-22-000415 (Cir. Ct.)

There was no public testimony.

[2:49 p.m.]

6. Request for authorization to settle ten cases against the City and County of Honolulu entitled Camilla M. Aluli et al. v. City and County of Honolulu, Civil No. 1CCV-21-0000747 (Cir. Ct.), Calvary Lutheran Church v. City and County of Honolulu, Civil No. 1CCV-21-0000659 (Cir. Ct.), Brad Coles et al. v. City and County of Honolulu, Civil No. 1CCV-21-0000655 (Cir. Ct.), David T. Cook v. City and County of Honolulu, Civil No. 1CCV-21-0000682 (Cir. Ct.), Erin Isa Donle et al. v. City and County of Honolulu, Civil No. 1CCV-21-0000695 (Cir. Ct.), Lance S. Garrison et al. v. City and County of Honolulu, Civil No. 1CCV-21-0000669 (Cir. Ct.), Brian Kirsch v. City and County of Honolulu, Civil No. 1CCV-21-0000658 (Cir. Ct.), Michelle Kunitake v. City and County of Honolulu, Civil No. 1CCV-21-000750 (Cir. Ct.), Clara K Nakanishi et al. v. City and County of Honolulu, Civil No. 1CCV-21-0000749 (Cir. Ct.), The Charles A. Perkins Revocable Living Trust et al. v. City and County of Honolulu, Civil No. 1CCV-21-000661 (Cir. Ct.)

There was no public testimony.

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[2:49 p.m.]

7. Request for authorization to settle a case against the City and County of Honolulu entitled Ronald G. Livingston, et al. v. Arthur J. Logan, et al.; Civil No. CV19-000157 JMS/RT (USDC)

[2:49 p.m.]

Councilmembers Kia'āina and Tulba exited the Council Chamber.

[2:50 p.m.]

There was no public testimony.

[2:51 p.m.]

Councilmember Kia'āina entered the Council Chamber.

At 2:51 p.m., with no objections from the nine members present (Ayes: Cordero, Dos Santos-Tam, Kia'āina, Okimoto, Say, Tulba, Tupola, Waters, Weyer – 9), the Committee resolved into a closed meeting pursuant to Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), to consult with the attorneys for the Council's Committee on Executive Matters and Legal Affairs on questions and issues pertaining to claims and other matters on the Council's powers, duties, privileges, immunities and/or liabilities.

MEETING RESUMED IN OPEN SESSION

With nine members present (Cordero, Dos Santos-Tam, Kia'āina, Okimoto, Say, Tulba, Tupola, Waters, Weyer), the Committee resumed the meeting in open session at 3:33 p.m.

[3:34 p.m.]

5. COMMITTEE REPORT 22

Request for authorization to settle a case against the City and County of Honolulu entitled Matthew Tabag-Kalua, et al. v. City and County of Honolulu, et al. Civil No. 1CCV-22-000415 (Cir. Ct.)

Committee Report 22 reported out for adoption.

AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY,
TULBA, TUPOLA, WATERS, WEYER – 9.
NOES: None.

[3:35 p.m.]

6. COMMITTEE REPORT 23

Request for authorization to settle ten cases against the City and County of Honolulu entitled Camilla M. Aluli et al. v. City and County of Honolulu, Civil No. 1CCV-21-0000747 (Cir. Ct.), Calvary Lutheran Church v. City and County of Honolulu, Civil No. 1CCV-21-0000659 (Cir. Ct.), Brad Coles et al. v. City and County of Honolulu, Civil No. 1CCV-21-0000655 (Cir. Ct.), David T. Cook v. City and County of Honolulu, Civil No. 1CCV-21-0000682 (Cir. Ct.), Erin Isa Donle et al. v. City and County of Honolulu, Civil No. 1CCV-21-0000695 (Cir. Ct.), Lance S. Garrison et al. v. City and County of Honolulu, Civil No. 1CCV-21-0000669 (Cir. Ct.), Brian Kirsch v. City and County of Honolulu, Civil No. 1CCV-21-0000658 (Cir. Ct.), Michelle Kunitake v. City and County of Honolulu, Civil No. 1CCV-21-000750 (Cir. Ct.), Clara K Nakanishi et al. v. City and County of Honolulu, Civil No. 1CCV-21-0000749 (Cir. Ct.), The Charles A. Perkins Revocable Living Trust et al. v. City and County of Honolulu, Civil No. 1CCV-21-000661 (Cir. Ct.)

Committee Report 23 reported out for adoption.

AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY,
TULBA, TUPOLA, WATERS, WEYER – 9.
NOES: None.

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[3:36 p.m.]

7. COMMITTEE REPORT 24

Request for authorization to settle a case against the City and County of Honolulu entitled Ronald G. Livingston, et al. v. Arthur J. Logan, et al.; Civil No. CV19-000157 JMS/RT (USDC)

Committee Report 24 reported out for adoption.

AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY,
TULBA, TUPOLA, WATERS, WEYER – 9.

NOES: None.

ADJOURNMENT

There being no further business, the meeting was adjourned at 3:36 p.m.