



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

TOMMY WATERS
CHAIR & PRESIDING OFFICER
ESTHER KIA'ĀINA
VICE CHAIR
RADIANT CORDERO
FLOOR LEADER
TYLER DOS SANTOS-TAM
VAL A. OKIMOTO
CALVIN K.Y. SAY
AUGIE TULBA
ANDRIA TUPOLA
MATT WEYER

Resolution 23-21 on page 24 has been cancelled.

ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
4TH SESSION
WEDNESDAY, MARCH 15, 2023
10 A.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to Section 92-3.7, Hawai'i Revised Statutes, 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>; (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 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. 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, March 15, 2023

Remote Testimony

1. For direct access to submit oral testimony call: +1-253-215-8782, enter ID **82080749036** and Passcode **088322**.
2. To testify by videoconference visit: <https://hnldoc.ehawaii.gov/hnldoc/testimony>. Videoconference access information will be provided upon registration. Testifiers are encouraged to register/submit testimony at least 24 hours prior to the meeting.

In-Person 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.

Oral testimony will be allowed when each agenda item is taken up in the following order:

1. **In-person testimony in the Council Chamber;**
2. **Remote testimony.**

WRITTEN TESTIMONY

Written testimony may be uploaded at <https://hnldoc.ehawaii.gov/hnldoc/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://hnldoc.ehawaii.gov>.

Should you have any questions, please call (808) 768-3814 or send an email to jyamane1@honolulu.gov.

The Council will recess from 12:30 p.m. to 1:30 p.m.

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ORDER OF BUSINESS
Wednesday, March 15, 2023

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials (“*board packet*” under HRS Section 92-7.5) are accessible at <https://hnlidoc.ehawaii.gov/hnlidoc/browse/agendas> by clicking on the appropriate Council meeting.

If you need an auxiliary aid/service or other accommodation due to a disability or an interpreter for a language other than English, please call the Office of the City Clerk Information Section at (808) 768-5822 between 7:45 a.m. and 4:30 p.m. or send an email to jyamane1@honolulu.gov at least three (3) business days before the scheduled meeting. It may not be possible to fulfill requests received after this date.

Honorary Certificates will be presented at 9 a.m.

ORDER OF BUSINESS
Wednesday, March 15, 2023

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER

Roll Call

Introduction of Guests

APPROVAL OF MINUTES

3rd Session (February 22, 2023)

ORDER OF BUSINESS
Wednesday, March 15, 2023

ORDER OF THE DAY

APPOINTMENTS - RESOLUTIONS

PUBLIC SAFETY

CR-64

Resolution 23-17

Confirming the appointment of Dr. Elizabeth Char to serve on the Police Commission of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 15, 2023

PUBLIC HEARING/RESOLUTIONS

Resolution 23-22

Confirming the appointment of Ryan M. Tanaka to serve on the Salary Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

PUBLIC HEARING/ADOPTION

PUBLIC SAFETY

CR-62

Recommendation on the review and evaluation of the Citizens Advisory Commission on Civil Defense pursuant to Ordinance 17-44.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 15, 2023

PUBLIC HEARING/SECOND READING

BUDGET

CR-39

Bill 37 (2022)

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

PASS SECOND READING

CR-40

Bill 38 (2022)

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

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

BUDGET (Cont'd.)

CR-41

Bill 40 (2022)

Relating to real property taxation. (Addressing the real property tax home exemption.)

PASS SECOND READING

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-52

Bill 3

Relating to public sidewalks. (Expanding the commercial areas subject to the City's current restrictions on persons sitting or lying on public sidewalks in Kapalama and to make non-substantive changes as needed.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-53

Bill 5

Relating to reporting requirements. (Adding provisions to reporting requirements.)

PASS SECOND READING

ZONING

CR-59

Bill 56 (2022), CD1

Relating to permits required. (Addressing exemptions from the requirement to obtain a building permit.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, March 15, 2023

THIRD READING

BUDGET

CR-38

Bill 4 (2022), CD2

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

PASS THIRD READING, AS AMENDED

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-51

Bill 1

Relating to 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 Ordinances of Honolulu 2021.)

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-50

Bill 57 (2022), CD2

Relating to the public carry of firearms. [Defining those sensitive locations within the City and County of Honolulu where the carrying of firearms is prohibited, consistent with an individual's Second Amendment right to bear arms and the United States Supreme Court's ruling in *New York State Rifle & Pistol Association, Inc. v. Bruen*, 142 S. Ct. 2111 (2022)]

PASS THIRD READING, AS AMENDED

Bill 57 (2022), CD2, Proposed FD1

(Submitted by Councilmember Dos Santos-Tam)

ORDER OF BUSINESS
Wednesday, March 15, 2023

FIRST READING

Bill 7

Relating to admission fees for the Honolulu Zoo. (Amending Section 10 of the Revised Ordinances of Honolulu 2021 relating to resident admission fees for the Honolulu Zoo.)

PASS FIRST READING

Bill 8

Relating to affordable housing. (Promoting the development of affordable housing in the City and County of Honolulu.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

Bill 9

Relating to real property taxation. (Addressing real property tax compromises made by the Director of Budget and Fiscal Services that require City Council approval.)

PASS FIRST READING

Bill 10

Relating to the Legislative Budget for the Fiscal Year July 1, 2023 to June 30, 2024.

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

Bill 11

Relating to the Executive Operating Budget and Program for the Fiscal Year July 1, 2023 to June 30, 2024.

PASS FIRST READING

Bill 12

Relating to the Executive Capital Budget and Program for the Fiscal Year July 1, 2023 to June 30, 2024.

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

Bill 13

Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated in the Capital Budget Ordinance of said City and County for the Fiscal Year ending June 30, 2024, and specified in said Ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the General Improvement Bond Fund, the Highway Improvement Bond Fund, Solid Waste Improvement Bond Fund, or the Housing Development Special Fund.

PASS FIRST READING

Bill 14

Relating to a one-time real property tax credit. (Alleviating the tax burden on homeowners from escalating real property valuations.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

Bill 15

Determining the real property tax rates for the City and County of Honolulu for the Fiscal Year July 1, 2023 to June 30, 2024.

PASS FIRST READING

Bill 16

Relating to the Honolulu Authority for Rapid Transportation Operating Budget for the Fiscal Year July 1, 2023 to June 30, 2024.

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

Bill 17

Relating to the Honolulu Authority for Rapid Transportation Capital Budget for the Fiscal Year July 1, 2023 to June 30, 2024.

PASS FIRST READING

Bill 18

Relating to special assignment inspections. (Addressing special assignment inspections.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

Bill 19

Relating to public parks. (Codifying the primary purpose of the City and County of Honolulu public parks which is to serve the recreational needs of the public and preserve the natural, historic and cultural resources of public parks for future generations, and to establish the standards, limitations and procedures by which certain commercial activities may be permitted within the City's public parks.)

PASS FIRST READING

Bill 20

Relating to parking. (Addressing parking in the City and County of Honolulu, including the City's restricted parking zone program.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

Bill 21

Relating to the Housing Code. (Amending the Housing Code to align the building requirements of the City and County of Honolulu with the International Building Code in specific areas, including requirements relating to the provision of light and ventilation.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, March 15, 2023

RESOLUTIONS

BUDGET

CR-43

Resolution 23-18, CD1

Accepting a gift of \$8,000 to the City from the Association of Local Government Auditors for travel and related expenses for staff of the City Auditor's Office to conduct two peer reviews.

FOR ADOPTION, AS AMENDED

CR-42

Resolution 23-16, CD1

Relating to the transfer of funds. (Office of Climate Change, Sustainability and Resiliency)

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, March 15, 2023

BUDGET (Cont'd.)

CR-44

Resolution 23-23

Approving the City and County of Honolulu's Twenty-Ninth (29th) Year Action Plan for Community Development Block Grant, HOME Investment Partnerships, Emergency Solutions Grants and Housing Opportunities for Persons With AIDS program funds, and authorizing its submittal to the U.S. Department of Housing and Urban Development.

FOR ADOPTION

Resolution 23-23, Proposed FD1
(Submitted by Councilmember Cordero) (See D-185)

CR-45

Resolution 23-25

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

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 15, 2023

BUDGET (Cont'd.)

CR-46

Resolution 23-27

Relating to the transfer of funds. (Department of the
Prosecuting Attorney)

FOR ADOPTION

CR-47

Resolution 23-28

Approving a grant of easement to Hawaiian Electric
Company, Inc. for electrical purposes serving the Honolulu
Rail Transit Project (HRTP) on property located at
2668 Waiwai Loop, Honolulu, Hawaii 96819
(TMK: (1) 1-1-016-006)

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 15, 2023

BUDGET (Cont'd.)

CR-48

Resolution 23-29

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

FOR ADOPTION

CR-49

Resolution 23-30

Approving the City and County of Honolulu's HOME
Investment Partnership Program - American Rescue
Plan (HOME-ARP) Allocation Plan, and authorizing its
submittal to the U.S. Department of Housing and Urban
Development.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 15, 2023

EXECUTIVE MATTERS AND LEGAL AFFAIRS

Resolution 23-21 has been cancelled

CR-54

Resolution 23-21

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973, as amended, pursuant to the Mayor's executive reorganization authority, relating to the Department of Budget and Fiscal Services and the Department of Land Management.

FOR ADOPTION

ZONING

CR-60

Resolution 22-257

Urging the Hawai'i State Legislature to amend Chapter 107 of the Hawai'i Revised Statutes to require that the counties adopt the Hawai'i state building codes, with or without local modifications, within six years, as opposed to within two years, of the adoption of those codes by the State Building Code Council.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 15, 2023

ZONING (Cont'd.)

CR-61

Resolution 23-19

Amending Resolution 22-53, CD1, to extend the deadline for submittal of the advisory committee's report to the City Council on proposed City legislation to streamline and improve the procedures by which the Department of Planning and Permitting reviews and issues building permits.

FOR ADOPTION

PUBLIC SAFETY

CR-65

Resolution 23-20

Accepting a gift of \$4,000 to the City from The 200 Club to fund the Honolulu Fire Department's Manager, Fire Fighter, and Civilian Employees of the Year awards.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, March 15, 2023

PUBLIC SAFETY (Cont'd.)

CR-63

Resolution 22-250, CD1

Urging the Honolulu Police Department to establish a plan for a new Wai'anae Patrol District by 2024, including the installation of a livescan and the placement of one detective at the Wai'anae Substation, and requesting that it consider providing officer recruitment and retention incentives.

FOR ADOPTION, AS AMENDED

BALANCE OF COMMITTEE REPORTS

- EMLACR-55 Request for authorization to settle a case against the City and County of Honolulu entitled Gerard K Puana, et al. v. Katherine P. Kealoha, et al., Civil No. CV16-00659 LEK-WRP (U.S. District Court).
- EMLACR-56 Request for authorization to settle a case against the City and County of Honolulu entitled Paulia Gilbert, et al. v. City and County of Honolulu, et al., Civil No. 1CCV-22-0000213 (Cir. Ct.).
- EMLACR-57 Request for authorization to settle a case against the City and County of Honolulu entitled Sarasa Koide Coyle (aka "Sarasa Koide") v. Bank of Hawaii, et al., Civil No. 1CCV-21-0000811 (Cir. Ct.).
- EMLACR-58 Request for authorization to settle charges of discrimination against the City and County of Honolulu/Honolulu Police Department entitled In re Angela Payne-Vasquez, Charge Nos. 480-2018-00236, 486-2019-00008, 486-2020-00184 (Equal Employment Opportunity Commission).

FOR ADOPTION

UNFINISHED BUSINESS

NEW BUSINESS

ORDER OF BUSINESS
Wednesday, March 15, 2023

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