



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 23-46 on page 6 has been cancelled.

ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
7TH SESSION
WEDNESDAY, MAY 17, 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, May 17, 2023

Remote Testimony

1. For direct access to submit oral testimony call: +1-253-215-8782, enter ID **82148104332** and Passcode **149522**.
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, May 17, 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, contact 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 as soon as possible or at least three (3) business days before the scheduled meeting. Requests made as early as possible have a greater likelihood of being fulfilled.

Honorary Certificates will be presented at 9 a.m.

ORDER OF BUSINESS
Wednesday, May 17, 2023

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER

Roll Call

Introduction of Guests

APPROVAL OF MINUTES

5th Session (April 19, 2023)

6th Session (May 10, 2023)

ORDER OF BUSINESS
Wednesday, May 17, 2023

ORDER OF THE DAY

APPOINTMENTS - RESOLUTIONS

BUDGET

CR-106

Resolution 23-47

Confirming the appointment of Ms. Sandra Larsen to serve on the Grants in Aid Advisory Commission of the City and County of Honolulu.

FOR ADOPTION

Resolution 23-47, Proposed FD1
(Submitted by Council Chair Waters)

CR-107

Resolution 23-49

Confirming the appointment of Mr. Camron Hurt to serve on the Grants in Aid Advisory Commission of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

PLANNING AND THE ECONOMY

CR-135

Resolution 23-45, CD1

Confirming the Mayor's appointees to serve on the O'ahu Historic Preservation Commission of the City and County of Honolulu.

FOR ADOPTION, AS AMENDED

PUBLIC SAFETY

Resolution 23-46 has been cancelled.

CR-136

Resolution 23-46

Confirming the reappointment of Mr. Dennis Morton to serve on the Fire Commission of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

PUBLIC HEARING/SECOND READING

TRANSPORTATION

CR-126

Bill 32, CD1

Relating to public transit. [Amending Chapter 15B, Revised Ordinances of Honolulu 2021 (“Public Transit”) to incorporate rail service, update general provisions, and repeal outdated provisions.]

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, May 17, 2023

THIRD READING

BUDGET

CR-104

Bill 2, CD1

Relating to fees for use of municipal golf courses.
(Amending the Revised Ordinances of Honolulu 2021
relating to fees for a golf identification card.)

PASS THIRD READING

CR-105

Bill 7, CD1

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

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, May 17, 2023

ZONING

CR-129

Bill 8, CD1

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

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, May 17, 2023

RESOLUTIONS

BUDGET

CR-108

Resolution 23-58

Authorizing the execution of a ground lease with Halewiliko Highlands LP, to develop a senior affordable rental project at the former Aiea Sugar Mill site, 99-385 Pohai Place, Aiea, O'ahu, Hawai'i 96701 (TMK No.: (1) 9-9-078:006).

FOR ADOPTION

CR-109

Resolution 23-59

Authorizing the execution of a ground lease agreement with KP7 Partners, LLLP, to develop an affordable rental housing project at the Kapolei Parkway Lot 7, 91-0 Kapolei Parkway, Kapolei, Hawai'i, on the corner of Kapolei Parkway and Kunehi Street to Kapolei Parkway and Manawai Street (TMK No. (1) 9-1-160:018) (Por.).

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

BUDGET (Cont'd.)

CR-110

Resolution 23-60

Authorizing the execution of a ground lease agreement with KP6 Partners, LLLP, to develop an affordable rental housing project at the Kapolei Parkway Lot 6, 91-0 Kapolei Parkway, Kapolei, Hawai'i, on the corner of Kapolei Parkway and Manawai Street to Kapolei Parkway and Wakea Street (TMK No. (1) 9-1-160:018) (Por.).

FOR ADOPTION

CR-111

Resolution 23-66

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

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

BUDGET (Cont'd.)

CR-112

Resolution 23-67

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

FOR ADOPTION

CR-113

Resolution 23-68

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

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

BUDGET (Cont'd.)

CR-114

Resolution 23-71

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

FOR ADOPTION

CR-115

Resolution 23-72, CD1

Relating to the transfer of funds. (Department of Facility Maintenance)

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, May 17, 2023

BUDGET (Cont'd.)

CR-116

Resolution 23-73

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

FOR ADOPTION

CR-117

Resolution 23-74

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

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

BUDGET (Cont'd.)

CR-118

Resolution 23-77

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

FOR ADOPTION

CR-119

Resolution 23-78

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

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

BUDGET (Cont'd.)

CR-120

Resolution 23-80

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

FOR ADOPTION

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-121

Resolution 23-91

To request additional funds and extend time for Contract No. SC-COR-1600138 to continue the services of Fukunaga Matayoshi Ching & Kon-Herrera LLP as Special Deputy Corporation Counsel to represent the City in the legal action entitled City and County of Honolulu v. The Insurance Company of the State of Pennsylvania, et al., Civil No. 16-1-1058-06 RAN (Circuit Court).

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-122

Resolution 23-92

To retain the legal services of Kobayashi Sugita & Goda, LLP as Special Counsel to represent Defendant Erik Smith in the related legal actions entitled Ualani Gouveia, et al. v. City and County of Honolulu, et al., Civil No. 1CCV-21-0001150, Matthew Tabag-Kalua, et al. v. City and County of Honolulu, et al., Civil No. 1CCV-22-0000415, and Jonaven Perkins-Sinapati, et al. v. City and County of Honolulu, et al., Civil No. 1CCV-22-0000429 (Cir. Ct.).

FOR ADOPTION

CR-123

Resolution 23-93

To retain the legal services of McCorriston Miller Mukai MacKinnon LLP as Special Counsel to represent Defendant Jake Bartolome in the related legal actions entitled Ualani Gouveia, et al. v. City and County of Honolulu, et al., Civil No. 1CCV-21-0001150, Matthew Tabag-Kalua, et al. v. City and County of Honolulu, et al., Civil No. 1CCV-22-0000415, and Jonaven Perkins-Sinapati, et al. v. City and County of Honolulu, et al., Civil No. 1CCV-22-0000429 (Cir. Ct.).

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

TRANSPORTATION

CR-127

Resolution 23-79

Relating to the Council's appointment of Rex Akutagawa to serve on the Rate Commission of the City and County of Honolulu.

FOR ADOPTION

PARKS, ENTERPRISE SERVICES AND CULTURAL AND THE ARTS

CR-131

Resolution 23-63

Accepting a gift of the use of two refrigerated containers from Matson Navigation Company, valued at \$760.00, for storage of flower lei for the Mayor's Memorial Day event at the National Memorial Cemetery of the Pacific at Pūowaina on May 29, 2023.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

PARKS, ENTERPRISE SERVICES AND CULTURE AND THE ARTS (Cont'd.)

CR-132

Resolution 23-64

Accepting a gift of shipping services from Aloha Air Cargo, valued at \$2,500.00, for flowers and lei shipped from the neighbor islands to support the making and collection of 38,000 lei that is part of the Mayor's Memorial Day event at the National Memorial Cemetery of the Pacific at Pūowaina on May 29, 2023.

FOR ADOPTION

CR-133

Resolution 23-69

Accepting a gift of boxes from Rengo Package, Inc., valued at \$1,941.42, for small and large boxes to store the flowers and lei that are collected to support the 38,000 lei that is part of the Mayor's Memorial Day event at the National Memorial Cemetery of the Pacific at Pūowaina on May 29, 2023.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

PARKS, ENTERPRISE SERVICES AND CULTURE AND THE ARTS (Cont'd.)

CR-130

Resolution 23-51

Supporting the development of a multi-purpose recreational facility and a 50-meter swimming pool in Kahuku.

FOR ADOPTION

Resolution 23-51, Proposed FD1
(Submitted by Councilmember Weyer)

PUBLIC SAFETY

CR-137

Resolution 23-75

Accepting a gift of \$8,000 to the City from the Honolulu Firefighters Foundation (HFF) for various events.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

BALANCE OF COMMITTEE REPORTS

EMLACR-124 Request for authorization to settle a claim against the City and County of Honolulu entitled Ke Kumulani AOA v. City and County of Honolulu, Matter ID 18-04719.

EMLACR-125 Request for authorization to settle a case against the City and County of Honolulu entitled Jonathan McClure v. City and County of Honolulu, Civil No. CV21-00201 (USDC).

P&ECR-134 Granting a 250-day extension of time for Bill 10 (2022), CD1 – Relating to use regulations. (Deadline: 5/27/23 + 250 days)

FOR ADOPTION

UNFINISHED BUSINESS

ORDER OF BUSINESS
Wednesday, May 17, 2023

NEW BUSINESS

Resolution 23-76

Accepting a gift of conference registration and lodging costs, valued at \$1,672.68, to the City from the North American Society for Trenchless Technology for a staff member to attend the 2023 No-Dig Show Conference in Portland, Oregon, from April 30, 2023 to May 3, 2023.

FOR ACTION

Resolution 23-84

Accepting a gift of a bench, concrete pad and bronze plaque, valued at \$4,664.38, to the City from Shartel Keith for installation at Kapiolani Regional Park.

FOR ACTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

Resolution 23-85

Accepting a gift of a bench, concrete pad and aluminum plaque, valued at \$4,639.07, to the City from Steve Williams for installation at Kailua Beach Park.

FOR ACTION

Resolution 23-85, Proposed FD1
(Submitted by Council Chair Waters)

Accepting a gift of a bench, concrete pad, and aluminum plaque, valued at \$4,639.07, to the City from Steve Williams for installation at Kailua Beach Park.

Resolution 23-86

Accepting a gift of a bench, concrete pad and aluminum plaque, valued at \$3,225.89, to the City from Richard and Patricia Mooney for installation at Sandy Beach Park.

FOR ACTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

Resolution 23-88

Accepting a gift of conference registration fees, valued at \$390, from the O'ahu Visitors Bureau for two employees of the Office of Economic Revitalization to attend "East Meets West 2023" Conference at Aloha Tower on May 19, 2023.

FOR ACTION

Resolution 23-89

Accepting a gift of travel and related expenses to the City from the American Association of Motor Vehicle Administrators (AAMVA) valued at \$1,850.78 for a Supervising Driver License Examiner of the Department of Customer Services to attend the 2023 FMCSA/AAMVA Commercial Driver License Coordinators/IT Meeting in Houston, Texas, from May 16-18, 2023.

FOR ACTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

Resolution 23-94

Accepting a gift to the City of a delegation visit to Switzerland from the Federal Department of Foreign Affairs, Swiss Confederation, valued at approximately \$6,487, for the purposes of discussing public transportation policy and experiencing the Swiss public transportation system.

FOR ACTION

Resolution 23-96

Approving the proposed budget for the Hawai'i State Association of Counties for the Fiscal Year 2023-2024.

FOR ACTION

ORDER OF BUSINESS
Wednesday, May 17, 2023

Resolution 23-97

Approving a four-day suspension of fares and distribution of HOLO cards with a promotional one-day pass to celebrate the Grand Opening of the Honolulu rail system and to promote ridership on the multimodal municipal transportation system.

FOR ACTION

ORDER OF BUSINESS
Wednesday, May 17, 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