

REPORT OF THE 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

Committee Meeting Held
August 22, 2023

Honorable Tommy Waters
Chair, City Council
City and County of Honolulu

Mr. Chair:

Your Committee on Executive Matters and Legal Affairs, to which was referred Resolution 23-173 entitled:

**"RESOLUTION URGING THE HAWAII STATE LEGISLATURE TO ADOPT
LEGISLATION TO ALLOW THE CITY TO PROVIDE INCENTIVES AND
INCREASE SALARIES FOR HARD-TO-FILL POSITIONS,"**

introduced on July 19, 2023, reports as follows:

The purpose of this Resolution is to urges the Legislature to enact such legislation in a manner that allows the targeting of such incentives and increased salaries solely to objectively determined hard-to-fill positions and in a manner that would not contravene the merit principles of HRS Chapter 76 or interfere with employees' rights to collective bargaining under HRS Chapter 89 or their rights under existing collective bargaining agreements.

The Director from the Department of Human Resources provided comments on the Resolution.

Your Committee considered and approved a proposed hand-carried CD1 (OCS2023-0766/8/17/2023 2:49 PM) version which makes the following amendments:

HONOLULU CITY COUNCIL
Ke Kanihela o ke Kalana o Honolulu
CITY AND COUNTY OF HONOLULU

ADOPTED ON **SEP 6 2023**

COMMITTEE REPORT NO. **233**

REPORT OF THE COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS

Voting Members

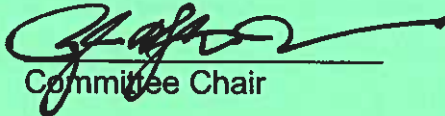
Tyler Dos Santos-Tam, Chair; Radiant Cordero, Vice-Chair;
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- A. Amends the fifth paragraph to delete references to Hawai'i Revised Statutes (HRS) Chapter 76 and to clarify the intent of the recommendation from the City Auditor Report No. 23-02, entitled, "Audit of Select Management Issues Impacting the City's Ability to Effectively Hire and Sustain Its Workforce."
- B. Makes miscellaneous technical and non-substantive amendments.

Your Committee on Executive Matters and Legal Affairs is in accord with the intent and purpose of Resolution 23-173, as amended herein, and recommends its adoption in the form attached hereto as Resolution 23-173, CD1. (Ayes: Cordero, Dos Santos-Tam, Kia'āina, Okimoto, Say, Tupola, Waters – 7; Ayes with reservations: Weyer – 1. Noes: None; Absent: Tulba – 1.)

Respectfully submitted,


Committee Chair

HONOLULU CITY COUNCIL
Ke Kanihela o ke Kalana o Honolulu
CITY AND COUNTY OF HONOLULU

ADOPTED ON SEP 6 2023

COMMITTEE REPORT NO. . 233



RESOLUTION

URGING THE HAWAII STATE LEGISLATURE TO ADOPT LEGISLATION TO ALLOW THE CITY TO PROVIDE INCENTIVES AND INCREASE SALARIES FOR HARD-TO-FILL POSITIONS.

WHEREAS, the City Council ("Council") of the City and County of Honolulu ("City") recognizes the importance of having competitive wage and benefit packages to attract and retain qualified City staff, particularly for hard-to-fill positions, to ensure the efficient and effective administration and delivery of services to the people of the City; and

WHEREAS, the Council adopted Resolution 22-43, CD1, on July 6, 2022, requesting an audit of the Department of Human Resources' selection and hiring processes due, in part, to concern with the high number of position vacancies within the City; and

WHEREAS, in June 2023, the Office of the City Auditor released Report No. 23-02, entitled, "Audit of Select Management Issues Impacting the City's Ability to Effectively Hire and Sustain Its Workforce" ("Audit Report"), which analyzed and assessed the City's approximately 2,458 position vacancies and recommended several improvements that would have a meaningful impact on the City's ability to efficiently recruit and retain a qualified workforce; and

WHEREAS, the Audit Report identified several areas for improvement in the City's hiring and selection processes, including the need for more competitive wage and benefit packages to attract and retain qualified professional staff for hard-to-fill positions; and

WHEREAS, the Audit Report recommended that the Hawaii'i State Legislature ("Legislature") be urged to change voting requirements in Hawaii Revised Statutes ("HRS") pertaining to collective bargaining to allow the implementation of increased wage and benefit incentives for hard-to-fill positions; and

WHEREAS, the Council also recognizes the importance of employees' collective bargaining rights under HRS Chapter 89 ("Collective Bargaining in Public Employment"), and affirms that nothing in this resolution is intended to diminish these rights; now, therefore,



RESOLUTION

BE IT RESOLVED by the Council of the City and County of Honolulu that the Legislature is urged to adopt legislation to allow the City to provide retention incentives and increased salaries for employees in hard-to-fill positions, while respecting public employment collective bargaining laws; and

BE IT FURTHER RESOLVED that the Council urges the Legislature to enact such legislation in a manner that allows the targeting of such incentives and increased salaries solely to objectively determined hard-to-fill positions and in a manner that would not contravene the merit principles of HRS Chapter 76 or interfere with employees' rights to collective bargaining under HRS Chapter 89 or their rights under existing collective bargaining agreements; and

BE IT FINALLY RESOLVED that copies of this resolution be transmitted to the Mayor, the Managing Director, the Director of Human Resources, the President of the Hawai'i State Senate, the Speaker of the Hawai'i State House of Representatives, and the Hawai'i State Director of Human Resources.

INTRODUCED BY:

Tommy Waters

DATE OF INTRODUCTION:

July 19, 2023
Honolulu, Hawai'i

Councilmembers