



**HONOLULU CITY COUNCIL**  
**KE KANIHELA O KE KALANA O HONOLULU**  
CITY AND COUNTY OF HONOLULU

**COMMITTEE ON HOUSING,  
SUSTAINABILITY AND HEALTH**

**Voting Members:**  
Matt Weyer, Chair  
Esther Kia'aina, Vice-Chair  
Tyler Dos Santos-Tam  
Val A. Okimoto  
Augie Tulba

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## **AGENDA**

REGULAR MEETING  
CITY COUNCIL CHAMBER  
WEDNESDAY, AUGUST 23, 2023  
2:30 P.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 and presenters 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 a one-minute presentation.

### **Remote Testimony**

1. For direct access to submit oral testimony call: +1-253-215-8782, enter ID: **88115589693** and Passcode: **520419**
2. To testify by videoconference visit: <https://hnlidoc.ehawaii.gov/hnlidoc/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 2:30 p.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 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://hnlidoc.ehawaii.gov/hnlidoc/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://hnlidoc.ehawaii.gov>.

Should you have any questions, please call (808) 768-3119 or send an email to [irene.limos@honolulu.gov](mailto:irene.limos@honolulu.gov).

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**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 Committee meeting.

If you need 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 [irene.limos@honolulu.gov](mailto:irene.limos@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.

**FOR ACTION**

1. **BILL 46 (2023) – FLAVORED TOBACCO PRODUCTS.** Defining and prohibiting the sale of flavored tobacco products within the City and County of Honolulu. (Bill passed first reading 8/9/23)
  
2. **BILL 38 (2023), CD1 – RELATING TO CONCESSIONS.** Amending Chapter 38, Articles 3 and 8, Revised Ordinances of Honolulu 2021, as amended, relating to Concessions. (Bill passed second reading and public hearing held 8/9/23)

PROPOSED CD2 TO BILL 38 (2023), CD1 (Submitted by Councilmember Weyer) – The CD2 (OCS2023-0767/8/17/2023 1:47 PM) makes the following amendments:

- A. In SECTION 2 of the bill, amending ROH § 38-3.2:
  1. Deletes the designation for subsection (a).
  2. In subdivision (3), adds a definition for "handicapped or blind persons."
  3. In subdivision (5):
    - a. Deletes "department of transportation" to more generally refer to concessions or concession spaces that are set aside for beachboys licensed by the "State," instead of the "State department of transportation"; and
    - b. In paragraph (C)(iii), deletes the reference to "Hawaii Administrative Rules, Chapter 82, Title 19 (department of transportation)" and replaces it with the more general reference to "State laws, rules, or regulations."
  4. Reorders subdivisions (11) (relating to the Hans L'Orange baseball facility; previously subdivision (12)) and subdivision (12) (relating to parking stalls for shared micromobility vehicles; previously subdivision (11)).

5. In renumbered subdivision (11), relating to the Hans L'Orange baseball facility, retains the definitions of "Permittee," "Professional Sports Activity," and "Hans L'Orange Baseball Facility" within the subdivision. (Those definitions apply only within subdivision (11).)
  6. In renumbered subdivision (12), relating to parking stalls for shared micromobility vehicles:
    - a. Removes the underlining because this subdivision has already been added to the ROH by Ordinance 19-29; and
    - b. Adds a definition for "shared micromobility vehicle business."
  7. Deletes subsection (b) because the definitions are contained in renumbered subdivision (11).
- B. Makes miscellaneous technical and nonsubstantive amendments.
3. **RESOLUTION 23-162 – CHARTER AMENDMENT RELATING TO THE ESTABLISHMENT OF A CLIMATE RESILIENCY FUND.** Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (amended 2017 edition), as amended, relating to the establishment of a Climate Resiliency Fund. (Resolution passed second reading and public hearing held 8/9/23)

PROPOSED CD1 TO RESOLUTION 23-162 (Submitted by Councilmember Cordero)  
– The CD1 (OCS2023-0733/8/15/2023 10:43 AM) makes the following amendments:

- A. Adds a new third WHEREAS clause concerning the effects of the climate crisis on O'ahu's water cycles, including increasing the frequency of storms and floods, and straining the City's waterways and systems.
- B. In the sixth WHEREAS clause, adds an additional rationale for the Climate Resiliency Fund, i.e., that it could also support the "[m]itigation of the effects of climate change on the City's waterways and water systems," and renumbers the subsequent rationale.

- C. In the BE IT RESOLVED clause, modifies the proposed new Section 9-104 of the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, by adding a new subdivision 4(c) authorizing the use of moneys in the Climate Resiliency Fund "[t]o mitigate potential and experienced flood impacts of climate change by financing the construction, repair, and maintenance of city-owned or -controlled waterways, streams, drainageways, channels, and water systems," and reletters subsequent subdivisions.
  - D. Makes miscellaneous technical and nonsubstantive amendments.
4. **RESOLUTION 23-185 – KO‘OLAULOA COMMUNITY RESILIENCE HUB.** Urging the City Administration to support the development of the Ko‘olauloa Community Resilience Hub.

#### **EXECUTIVE SESSION**

If the need arises with respect to any item on this agenda, then pursuant to Hawai'i Revised Statutes Sections 92-4 and 92-5(a)(4), the Committee may consult in a closed meeting with its attorneys in executive session on questions and issues pertaining to claims and other matters on the Council's powers, duties, privileges, immunities and/or liabilities relating to that item.

MATT WEYER, Chair  
Committee on Housing, Sustainability  
and Health