



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

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

JOURNAL

REGULAR MEETING
16TH SESSION
WEDNESDAY, DECEMBER 6, 2023

CITY COUNCIL CHAMBER
3RD FLOOR, HONOLULU HALE
HONOLULU, HAWAI'I 96813

Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at (808) 768-5822.

CALL TO ORDER

Pursuant to adjournment, the regular meeting of the City Council was called to order by the Chair and Presiding Officer, Tommy Waters, at 10:25 a.m.

ROLL CALL

Roll call showed the following Councilmembers present:

Councilmembers Cordero, Dos Santos-Tam, Kia'āina, Okimoto, Say, Tulba, Tupola, Weyer, Waters – 9.

INTRODUCTION OF GUESTS

Councilmember Cordero welcomed the City Administration, Neighborhood Board Chair Danielle Bass, Managing Director Mike Formby, Deputy Managing Director Krishna Jayaram, members of the public, and the Boards and Commissions appointees.

APPROVAL OF MINUTES

Councilmember Kia'āina moved that the Minutes of the 15th Session be approved, subject to corrections by Councilmembers within 30 days. Seconded by Councilmember Cordero.

There was no public testimony.

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

ORDER OF THE DAY

ADOPTION

RESOLUTION 23-150, CD1 – COMMITTEE REPORT 308

RESOLUTION CONFIRMING THE APPOINTMENT OF LISA MARTIN TO SERVE ON THE LIQUOR COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Kia'āina moved that Committee Report 308 and Resolution 23-150, as amended to CD1 be adopted. Seconded by Councilmember Cordero.

The following individuals testified:

1. Lisa Martin (General comment)
2. Jeffrey Hong (M-634) (General comment)

Councilmember Weyer thanked the nominee for stepping up to be on the Liquor Commission and offered the Council's support.

Councilmember Kia'āina stated that she looks forward to Ms. Martin serving on the Liquor Commission and working with the Administrator and fellow commissioners.

Chair Waters echoed the sentiments from councilmembers and stated that the Blangiardi Administration did a good job in appointing Ms. Martin.

Committee Report 308 and Resolution 23-150, CD1 as amended were adopted.

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

Related communication:

M-634 Testimony on Resolution 23-150

At this juncture, there being no objections from the 9 members present, the Chair considered Resolution 23-297, CD1 on page 5 of the agenda.

ADOPTION

RESOLUTION 23-297, CD1 – COMMITTEE REPORT 361

RESOLUTION RELATING TO THE APPOINTMENT OF ELMER KA'AI, JR. TO SERVE ON THE SALARY COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Dos Santos-Tam moved that Committee Report 361 and Resolution 23-297, as amended to CD1 be adopted. Seconded by Councilmember Cordero.

The following individual testified:

Elmer Ka'ai (General comment)

Councilmember Kia'aina expressed her strong support for Mr. Ka'ai. She stated that she has known the nominee for a long time and worked with him on various Hawaiian issues. Councilmember Kia'aina noted that with his professional and personal experience he will be a valuable asset to the Salary Commission.

Committee Report 361 and Resolution 23-297, CD1 as amended were adopted.

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

The Chair returned to page 4 of the agenda.

ADOPTION

RESOLUTION 23-278 – COMMITTEE REPORT 325

RESOLUTION RELATING TO THE APPOINTMENT OF THE DIRECTOR OF THE OFFICE OF COUNCIL SERVICES.

Councilmember Say moved that Committee Report 325 and Resolution 23-278 be adopted. Seconded by Councilmember Kia'aina.

The following individual testified:

Wintehn Park (General comment)

Councilmember Tupola thanked Director Williston for his years of service as he was an integral part of the legislative staff. She welcomed Director Park and stated that she looks forward to working with him and his new team.

Councilmember Kia'āina wished the best to Mr. Park and his team. She stated that in Committee they discussed having the current Director and his leadership team stay on board for a smooth transition.

Committee Report 325 and Resolution 23-278 were adopted.

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

Related communication:

M-624 Testimony on Resolution 23-278

RECESS/RECONVENE

At 10:37 a.m., the Chair called for a short recess and reconvened the meeting at 10:44 a.m. (Excused: Weyer – 1).

(Note: Earlier in the meeting, Committee Report 361 and Resolution 23-297, CD1 were adopted. See page 3.)

The Chair returned to the agenda order.

PUBLIC HEARING/RESOLUTION **RESOLUTION 23-285**

RESOLUTION CONFIRMING THE REAPPOINTMENT OF CHRISTOPHER T. HONG TO SERVE ON THE BUILDING BOARD OF APPEALS OF THE CITY AND COUNTY OF HONOLULU.

The following individual testified:

Christopher Hong (General comment)

Councilmember Say acknowledged that Mr. Hong has done an excellent job on the Board and encouraged him to keep up the good work.

Councilmember Tulba thanked Mr. Hong for his work at Verona. He echoed the comments of Councilmember Say and stated that he looks forward to continuing working with the nominee.

Chair Waters referred Resolution 23-285 to the Committee on Zoning for further discussion.

PUBLIC HEARING/RESOLUTION
RESOLUTION 23-286

RESOLUTION CONFIRMING THE REAPPOINTMENT OF MR. KANEKAWAIOLA LINDSEY TO THE ZONING BOARD OF APPEALS.

The following individual testified:

Kanekawaiola Lindsey (General comment)

Councilmember Kia'aina thanked Mr. Lindsey and Mr. Greg Thielen from the Building Industry Association for their diligence in working with the Council relating to the Oahu Historic Preservation Commission. She noted that it is important to have all stakeholders participate in the legislative process and looks forward to having Mr. Lindsey back on the Board.

Chair Waters referred Resolution 23-286 to the Committee on Zoning for further discussion.

Related communication:

M-633 Testimony on Resolution 23-286

PUBLIC HEARING/SECOND READING
RESOLUTION 23-239 – COMMITTEE REPORT 327

RESOLUTION INITIATING AMENDMENTS TO THE REVISED CHARTER OF THE CITY AND COUNTY OF HONOLULU 1973 (AMENDED 2017 EDITION), AS AMENDED, RELATING TO THE QUALIFICATIONS OF THE DIRECTOR OF EMERGENCY MANAGEMENT.

Councilmember Dos Santos-Tam moved that Committee Report 327 be adopted and Resolution 23-239 pass second reading. Seconded by Councilmember Cordero.

There was no public testimony.

Committee Report 327 was adopted and Resolution 23-239 passed second reading.

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

PUBLIC HEARING/SECOND READING
BILL 61, CD1 – COMMITTEE REPORT 348

A BILL FOR AN ORDINANCE RELATING TO EXCEPTIONAL TREES.

Councilmember Tulba moved that Committee Report 348 be adopted and Bill 61, as amended to CD1 pass second reading. Seconded by Councilmember Okimoto.

There was no public testimony.

Committee Report 348 was adopted and Bill 61, CD1 as amended passed second reading.

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

PUBLIC HEARING/SECOND READING
BILL 36, CD1 – COMMITTEE REPORT 352

A BILL FOR AN ORDINANCE RELATING TO BUILDING PERMITS.

Councilmember Say moved that Committee Report 352 be adopted and Bill 36, as amended to CD1 pass second reading. Seconded by Councilmember Dos Santos-Tam.

There was no public testimony.

Committee Report 352 was adopted and Bill 36, CD1 as amended passed second reading.

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

*Councilmember Dos Santos-Tam voted aye with reservations.

Related communication:

M-622 Testimony on Bill 36, CD1

THIRD READING
BILL 45, CD2, FD1 – COMMITTEE REPORT 263

A BILL FOR AN ORDINANCE RELATING TO HUMAN RESOURCES.

The following amendment was posted on the agenda:

Bill 45, CD2, Proposed FD1

Councilmember Dos Santos-Tam moved that Committee Report 263 be adopted and Bill 45, CD1 as amended to CD2 pass third reading. Seconded by Councilmember Cordero.

Councilmember Dos Santos-Tam moved that Bill 45, CD2 be amended to the posted FD1. Seconded by Councilmember Cordero. Councilmember Dos Santos-Tam explained the FD1 amendments.

There was no public testimony.

In response to councilmembers, Nola Miyasaki, Director, Department of Human Resources (DHR) stated that:

- The current version of the Bill may create confusion leading to different interpretations by the departments. She agrees with moving some of the sections and eliminating some. She believes that the Departments should report to the Council during the budget briefings on the vacancies.
- A concern that DHR has is the report has to be submitted with the budget in the first week of March but they will need to get the information from each department and compile and review the information before submitting it to the Council which would take more than 36 days and if the Council has questions, DHR would have to go back to the departments for the answer.
- She would like the Council to start with a Resolution to try to refine the process and work with DHR and the Department of Budget and Fiscal Services (BFS) to provide the information Council would like.
- Discussion should be with each department as part of the budget briefing process on vacancies. She could work with BFS to provide quantitative data.

Chair Waters stated that it would be nice if the Director of DHR, the Director of BFS, and the departments could work together to get the Council the information they need to make informed decisions. He also stated that the recommendation and the Bill came out of an audit of DHR.

Bill 45, CD2 was amended to the posted FD1.

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

NOES: None.

Committee Report 263 was adopted and Bill 45, CD2, FD1 passed third reading.

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

NOES: None.

*Councilmembers Say and Weyer voted aye with reservations.

Related communication:

D-813 Department of Human Resources

THIRD READING

BILL 50, CD2 – COMMITTEE REPORT 353

A BILL FOR AN ORDINANCE RELATING TO THE TRANSIT-ORIENTED DEVELOPMENT SPECIAL DISTRICT.

Councilmember Say moved that Committee Report 353 be adopted and Bill 50, CD1 as amended to CD2 pass third reading. Seconded by Councilmember Dos Santos-Tam.

There was no public testimony.

Councilmember Cordero stated that there has been great discussion on the Bill. She thanked the Department of Planning and Permitting for going out to her community in Halawa. She also thanked the community residents in Aiea and Halawa for sharing their feedback on the measure.

Committee Report 353 was adopted and Bill 50, CD2 as amended passed third reading.

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

NOES: None.

THIRD READING

BILL 51, CD2 – COMMITTEE REPORT 354

A BILL FOR AN ORDINANCE RELATING TO THE REZONING OF LAND SITUATED AT HALAWA, O'AHU, HAWAI'I.

Councilmember Say moved that Committee Report 354 be adopted and Bill 51, CD1 as amended to CD2 pass third reading. Seconded by Councilmember Dos Santos-Tam.

There was no public testimony.

Councilmember Cordero stated that she worked with the Department of Planning and Permitting and the community on further preservation of native Hawaiian and cultural sites for this part of the transit-oriented development process.

Committee Report 354 was adopted and Bill 51, CD2 as amended passed third reading.

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

NOES: None.

DEFERRED TO THE END OF THE CALENDAR
BILL 56, CD1 – COMMITTEE REPORT 362

A BILL FOR AN ORDINANCE RELATING TO A COMMERCIAL PROPERTY ASSESSED FINANCING PROGRAM.

There being no objections for the 9 members present, Chair Waters deferred Bill 56, CD1 to the end of the calendar.

(Note: Later in the meeting, Committee Report 362 was adopted and Bill 56, CD1, FD1 passed third reading. See page 37.)

FIRST READING
BILL 63

A BILL FOR AN ORDINANCE RELATING TO CONCESSIONS.

Councilmember Kia'āina moved that Bill 63 pass first reading. Seconded by Councilmember Cordero.

The following individuals testified:

1. Thomas Copp, Pale Kaiko Beachboys Club (Support)
2. Tim Garry (Support)

Councilmember Kia'āina stated that given the significance and history of the Waikiki Beachboys whose aloha, hospitality and water skills were legendary and helped to establish Waikiki as the world-renowned visitor destination it is today, as well as the history of racial segregation that once tainted the Waikiki surf scene and the ever increasing challenges for Hawaiians to maintain a presence in Waikiki, the City plays an important role in ensuring Hawaiians and the beachboys always maintain a presence in Waikiki.

In response to councilmembers, Tracy Kubota, Deputy Director, Department of Enterprise Services stated that the Bill is a two-pronged bill that does some housekeeping measures regarding licensure of the beachboys and addresses parts of a settlement agreement to resolve claims against the City and the State's repeal of beachboy licensing.

Bill 63 passed first reading.

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

FIRST READING

BILL 64, FD1

A BILL FOR AN ORDINANCE RELATING TO USE REGULATIONS.

The following amendment was posted on the agenda:

Bill 64, Proposed FD1

Councilmember Kia'āina moved that Bill 64 pass first reading. Seconded by Councilmember Cordero.

Councilmember Kia'āina moved that the Bill be amended to the posted FD1. Seconded by Councilmember Cordero. Councilmember Kia'āina explained the FD1 amendment.

There was no public testimony.

Councilmember Dos Santos-Tam thanked the Planning Committee Chair for the explanation of the amendment. He stated that it is important for the public to know the process and the history behind it.

In response to Councilmember Dos Santos-Tam, Councilmember Kia'āina stated that the residential section of the Bill will include apartments. She stated that because it is a very complex Bill, she will schedule a hearing in February and another one in March. She noted that a lot of outreach has been undertaken in certain sectors, including the agricultural community, the Farm Bureau, and Ulupono Initiative. Councilmember Kia'āina stated that she intends to have an informational briefing in January and a hearing on residential uses in February.

Bill 64 was amended to the posted FD1.

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

NOES: None.

Councilmember Tupola stated that she met with cattle ranchers, farmers, bee keepers, and others on March 29 at the Kunia Agriculture Center and there were over 100 people in attendance. She stated that many people are still concerned that without amendments their operations could be impacted. Councilmember Tupola noted that she will send out an email blast to inform stakeholders when the hearings will be and that she will be submitting the amendments they worked on at the appropriate time.

Bill 64, FD1 passed first reading.

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

NOES: None.

Related communication:

M-630 Testimony on Bill 64

FIRST READING

BILL 65

A BILL FOR AN ORDINANCE RELATING TO THE ADOPTION OF THE STATE BUILDING CODE.

Councilmember Kia'āina moved that Bill 65 pass first reading. Seconded by Councilmember Cordero.

There was no public testimony.

Councilmember Cordero stated that she looks forward to discussion in Committee. She noted that the issue relating to fences on yards needs to be included in the Bill. Councilmember Cordero stated that the State Building Code was supposed to be adopted by April but is still being working on in December. She asked that the Committee discuss how things can be worked on in a timely manner especially when mandated by the State.

Chair Waters stated that a lot of work needs to be done on Bill 65.

Bill 65 passed first reading.

AYES: CORDERO, DOS SANTOS-TAM, OKIMOTO, SAY, TULBA, TUPOLA,
WEYER, WATERS – 8.
NOES: None.
ABSENT: KIA'ĀINA – 1.

Related communication:

M-632 Testimony on Bill 65

ADOPTION

RESOLUTION 23-262 – COMMITTEE REPORT 321

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Cordero moved that Committee Report 321 and Resolution 23-262 be adopted. Seconded by Councilmember Weyer.

There was no public testimony.

Councilmember Tupola thanked the Division of Urban Forestry for their presentation in the Parks Committee. She noted that the Department wanted to add trees in hot areas and will be adding trees at Kea'au Beach Park in Waianae. Councilmember Tupola stated that she hopes the adoption of the measure will help them continue to do good work.

Committee Report 321 and Resolution 23-262 were adopted.

AYES: CORDERO, DOS SANTOS-TAM, OKIMOTO, SAY, TULBA, TUPOLA,
WEYER, WATERS – 8.
NOES: None.
ABSENT: KIA'ĀINA – 1.

ADOPTION

RESOLUTION 23-263 – COMMITTEE REPORT 322

RESOLUTION IDENTIFYING THE DEDICATED SOURCE OF REVENUE AND PLEDGE TO REPAY LOANS WITH INTEREST AND LOAN FEE PROVIDED BY THE STATE OF HAWAI'I (STATE) WATER POLLUTION CONTROL REVOLVING FUND FOR VARIOUS WASTEWATER CAPITAL IMPROVEMENT PROJECTS.

Councilmember Cordero moved that Committee Report 322 and Resolution 23-263 be adopted. Seconded by Councilmember Weyer.

The following individual testified:

Angela Young, CARES (Support)

In response to Councilmember Tupola, Michael O'Keefe, Deputy Director, Department of Environmental Services stated that the Ewa Beach Sewer ID project is one of four projects identified as a potential source of funding under the Clean Water State Revolving Fund program. He noted that they would not borrow the money or use it against the project unless the project moves forward.

Committee Report 322 and Resolution 23-263 were adopted.

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

NOES: None.

ADOPTION

RESOLUTION 23-269 – COMMITTEE REPORT 323

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Cordero moved that Committee Report 323 and Resolution 23-269 be adopted. Seconded by Councilmember Weyer.

The following individual testified:

Angela Young, CARES (Support)

Committee Report 323 and Resolution 23-269 were adopted.

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

NOES: None.

ADOPTION
RESOLUTION 23-279 – COMMITTEE REPORT 324

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Cordero moved that Committee Report 324 and Resolution 23-279 be adopted. Seconded by Councilmember Weyer.

There was no public testimony.

Councilmember Cordero stated that in the Committee on Budget there was a very good and lengthy discussion relating to the transfer of funds to support the Office of Economic Revitalization in which they shared information on the positions that are being transferred and the possible growth of their office in the next fiscal year.

In response to Councilmember Okimoto, Kymberly Sparlin, Deputy Director, Office of Economic Revitalization (OER) stated that:

- OER is the newest office and is still working on formalizing positions and its organization chart.
- They have been primarily funded through the State Local Fiscal Recovery Funds since 2020.
- The transfer of funds from the provisional vacation fund will fund the positions approved last year.
- Currently the Office Manager is the only vacant position and is an appointed position.
- The Resolution that established the OER in 2020 lays out several areas that the Office needs to address to fulfill the vision of the Council and the community which is why OER is asking for positions to be moved off of the State Local Fiscal Recovery funds.
- There are 17 positions codified right now and they will ask for more next year and are working with BFS and the Managing Director's Office.

Committee Report 324 and Resolution 23-279 were adopted.

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

ADOPTION

COMMITTEE REPORT 326 (RESOLUTION 23-227 LAID OVER AND PUBLISHED)

RESOLUTION PROVIDING FOR THE ACQUISITION OF LAND FOR PUBLIC USE OF 1421 PENSACOLA STREET, LOCATED AT KULAOKAHUA, HONOLULU, O'AHU, HAWAI'I, AND DETERMINING AND DECLARING THE NECESSITY OF THE ACQUISITION BY EMINENT DOMAIN.

Councilmember Dos Santos-Tam moved that Committee Report 326 be adopted and Resolution 23-227 be laid over and be published. Seconded by Councilmember Cordero.

There was no public testimony.

Committee Report 326 was adopted and Resolution 23-227 laid over and be published.

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

ADOPTION

RESOLUTION 23-261 – COMMITTEE REPORT 328

RESOLUTION ESTABLISHING A SISTER CITY RELATIONSHIP WITH SHIBUYA, TOKYO, JAPAN.

Councilmember Dos Santos-Tam moved that Committee Report 328 and Resolution 23-261 be adopted. Seconded by Councilmember Cordero.

The following individual testified:

Angela Young, CARES (Support)

Committee Report 328 and Resolution 23-261 were adopted.

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

ADOPTION

RESOLUTION 23-291 – COMMITTEE REPORT 329

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-2200087 TO CONTINUE THE SERVICES OF KOBAYASHI SUGITA & GODA LLP AS SPECIAL COUNSEL TO REPRESENT DEFENDANTS HONOLULU LIQUOR COMMISSION, JACOB FEARS AND CATHERINE FONTAINE IN THE LEGAL ACTION ENTITLED SCARLET HONOLULU, INC., ET AL. V. HONOLULU LIQUOR COMMISSION, ET AL., CASE NO. CV 21-00457 KJM (USDC).

Councilmember Dos Santos-Tam moved that Committee Report 329 and Resolution 23-291 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Committee Report 329 and Resolution 23-291 were adopted.

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

ADOPTION

RESOLUTION 23-292 – COMMITTEE REPORT 330

RESOLUTION TO RETAIN THE LEGAL SERVICES OF KOBAYASHI SUGITA & GODA, LLP, AS SPECIAL DEPUTY CORPORATION COUNSEL TO REPRESENT DEFENDANTS HONOLULU LIQUOR COMMISSION, JACOB FEARS, GLEN NISHIGATA AND CATHERINE FONTAINE IN THE LEGAL ACTION ENTITLED JHUMAR RAY WAITE V. HONOLULU LIQUOR COMMISSION, ET AL., CASE NO. CV23-00356 (USDC).

Councilmember Dos Santos-Tam moved that Committee Report 330 and Resolution 23-292 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Committee Report 330 and Resolution 23-292 were adopted.

AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, TULBA, TUPOLA,
WEYER, WATERS – 8.

NOES: None.

ABSENT: SAY – 1.

ADOPTION

RESOLUTION 23-293 – COMMITTEE REPORT 331

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-2200096 TO CONTINUE THE SERVICES OF KOBAYASHI SUGITA & GODA LLP AS SPECIAL COUNSEL TO REPRESENT DEFENDANTS RONALD V. DUMLAO, CHANCE C. CORREA AND JOSE J. VILLANUEVA IN THE LEGAL ACTION ENTITLED DEBRALYNN THOMAS, INDIVIDUALLY AND IN HER CAPACITY AS PERSONAL REPRESENTATIVE OF THE ESTATE OF KYLE THOMAS V. CITY AND COUNTY OF HONOLULU, ET AL., CASE NO. CV 21-00087 JAO/KJM (USDC).

Councilmember Dos Santos-Tam moved that Committee Report 331 and Resolution 23-293 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Committee Report 331 and Resolution 23-293 were adopted.

AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, TULBA, TUPOLA,
WEYER, WATERS – 8.

NOES: None.

ABSENT: SAY – 1.

ADOPTION

RESOLUTION 23-294 – COMMITTEE REPORT 332

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-1700063 TO CONTINUE THE SERVICES OF O'CONNOR & DYET, P.C. FORMERLY KNOWN AS O'CONNOR & CAMPBELL OF TEMPE, ARIZONA AS SPECIAL DEPUTY CORPORATION COUNSEL FOR THE HONOLULU POLICE DEPARTMENT AND ITS CUSTODIAN(S) OF RECORDS IN A LEGAL ACTION ENTITLED STATE OF ARIZONA V. MITI MAUGAOTEGA, CRIMINAL NO. CR 2010-01172 (SUPERIOR COURT OF THE STATE OF ARIZONA, PINAL COUNTY).

Councilmember Dos Santos-Tam moved that Committee Report 332 and Resolution 23-294 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Councilmember Tupola stated for the record that she filed a Disclosure of Interest Statement with the City Clerk's Office (CC-306).

Committee Report 332 and Resolution 23-294 were adopted.

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

NOES: None.

ADOPTION

RESOLUTION 23-295 – COMMITTEE REPORT 333

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-1800062 TO CONTINUE THE SERVICES OF FUKUNAGA MATAYOSHI CHING & KON-HERRERA LLP AS SPECIAL COUNSEL TO REPRESENT DRU AKAGI IN THE LEGAL ACTION ENTITLED GERARD K. PUANA. ET AL. V. KATHERINE P. KEALOHA, ET AL., CIVIL NO. CV16-00659 LEKIWRP (U.S.D.C.).

Councilmember Dos Santos-Tam moved that Committee Report 333 and Resolution 23-295 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Committee Report 333 and Resolution 23-295 were adopted.

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

ADOPTION

RESOLUTION 23-296 – COMMITTEE REPORT 334

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-2200098 TO CONTINUE THE SERVICES OF MCCORRISTON MILLER MUKAI MACKINNON LLP AS SPECIAL COUNSEL TO REPRESENT SHERYL SUNIA IN THE LEGAL ACTION ENTITLED ROYNES J. DURAL II V. CITY AND COUNTY OF HONOLULU, ET AL., CASE NO. CV21-00461 HG/WRP (U.S.D.C.) AND ALL RELATED MATTERS, INCLUDING BUT NOT LIMITED TO GOLDEN “CORINA” SILVA AND TAISHAY DURAL V. CITY AND COUNTY OF HONOLULU, ET AL., CIVIL NO. 1CCV-21-0001590 (CIR. CT).

Councilmember Dos Santos-Tam moved that Committee Report 334 and Resolution 23-296 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Committee Report 334 and Resolution 23-296 were adopted.

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

ADOPTION

RESOLUTION 23-249, CD1 – COMMITTEE REPORT 341

RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES TO TAKE IMMEDIATE STEPS TO IMPROVE PEDESTRIAN ACCESS BETWEEN THE HĀLAWA SKYLINE STATION AND THE HĀLAWA STATION PARK-AND-RIDE PARKING LOT.

Councilmember Dos Santos-Tam moved that Committee Report 341 and Resolution 23-249, as amended to CD1 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Councilmember Cordero thanked the Committee and Council for their support on the measure and stated that Skyline is now operational. She noted that in the Committee on Transportation, the Department of Transportation Services shared that they are already working on access points. Councilmember Cordero stated that in addition to the Department's efforts and urging of the City Council, there will be better access points not just for Hālawā.

Committee Report 341 and Resolution 23-249, CD1 as amended were adopted.

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

NOES: None.

ADOPTION

RESOLUTION 23-271 – COMMITTEE REPORT 342

RESOLUTION URGING THE HAWAII STATE LEGISLATURE TO ENACT LEGISLATION ELIMINATING THE REQUIREMENT TO CONDUCT AN ENGINEERING STUDY FOR REDUCTIONS OF MAXIMUM SPEED LIMITS.

Councilmember Dos Santos-Tam moved that Committee Report 342 and Resolution 23-271. Seconded by Councilmember Cordero.

The following individuals testified:

1. Natalie Iwasa (General comment)
2. Angela Young, CARES (Support)

Committee Report 342 and Resolution 23-271 were adopted.

AYES: DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY, TULBA, TUPOLA, WEYER, WATERS – 8.

NOES: None.

ABSENT: CORDERO – 1.

ADOPTION

RESOLUTION 23-274, CD1 – COMMITTEE REPORT 344

RESOLUTION ACCEPTING A GIFT OF \$35,000 TO THE CITY FROM THE WAIKĪKĪ TRANSPORTATION MANAGEMENT ASSOCIATION (WTMA) FOR THE HONOLULU POLICE DEPARTMENT, DISTRICT 6, TO ADDRESS ILLEGAL ACTIVITIES IN WAIKĪKĪ.

Councilmember Okimoto moved that Committee Report 344 and Resolution 23-274 as amended to CD1 be adopted. Seconded by Councilmember Tulba.

The following individuals testified:

1. Natalie Iwasa (M-629) (Oppose)
2. Angela Young, Kapalama Neighborhood Security Watch (Support)

Councilmember Tupola stated for the record that she filed a Disclosure of Interest Statement with the City Clerk's Office (CC-289).

Committee Report 344 and Resolution 23-274, CD1 as amended were adopted.

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

NOES: None.

Related communication:

M-629 Testimony on Resolution 23-274

ADOPTION

RESOLUTION 23-275 – COMMITTEE REPORT 345

RESOLUTION ACCEPTING A GIFT OF 20 ULTRALIGHT SLEEPING BAGS VALUED AT \$1,799 TO THE CITY FROM ULOHA FOR THE HONOLULU FIRE DEPARTMENT TO ASSIST IN THE RESPONSE TO THE AUGUST 2023 WEST MAUI WILDFIRES.

Councilmember Okimoto moved that Committee Report 345 and Resolution 23-275 be adopted. Seconded by Councilmember Tulba.

There was no public testimony.

Committee Report 345 and Resolution 23-275 were adopted.

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

ADOPTION
RESOLUTION 23-276 – COMMITTEE REPORT 346

RESOLUTION ACCEPTING A GIFT OF FREIGHT TRANSPORTATION VALUED AT \$2,323.26 TO THE CITY FROM ALOHA AIR CARGO FOR THE HONOLULU FIRE DEPARTMENT TO ASSIST IN THE RESPONSE TO THE AUGUST 2023 WEST MAUI WILDFIRES.

Councilmember Okimoto moved that Committee Report 346 and Resolution 23-276 be adopted. Seconded by Councilmember Tulba.

The following individuals testified:

1. Battalion Chief Jean-Claude C. Bisch, Honolulu Fire Department (General comment)
2. Angela Young, Kapalama Neighborhood Security Watch (Support)

Committee Report 346 and Resolution 23-276 were adopted.

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

ADOPTION
RESOLUTION 23-277 – COMMITTEE REPORT 347

RESOLUTION ACCEPTING A GIFT OF FREIGHT TRANSPORTATION VALUED AT \$1,992 TO THE CITY FROM THE MATSON NAVIGATION COMPANY FOR THE HONOLULU FIRE DEPARTMENT TO ASSIST IN THE RESPONSE TO THE AUGUST 2023 WEST MAUI WILDFIRES.

Councilmember Okimoto moved that Committee Report 347 and Resolution 23-277 be adopted. Seconded by Councilmember Tulba.

The following individual testified:

Battalion Chief Jean-Claude C. Bisch, Honolulu Fire Department (General comment)

Committee Report 347 and Resolution 23-277 were adopted.

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

ADOPTION

RESOLUTION 23-237, CD1 – COMMITTEE REPORT 343

RESOLUTION AUTHORIZING THE USE OF OVERT VIDEO MONITORING IN THE CITY AND COUNTY OF HONOLULU TO PREVENT AND DETER GENERAL CRIMINAL ACTIVITY AND ACHIEVE THE LEGITIMATE LAW ENFORCEMENT OBJECTIVE AND LEGITIMATE PUBLIC PURPOSE OF ENSURING A SAFE AND SECURE 2023 HONOLULU MARATHON EVENT.

Councilmember Okimoto moved that Committee Report 343 and Resolution 23-237 as amended to CD1 be adopted. Seconded by Councilmember Tulba.

The following individual testified:

Natalie Iwasa (Oppose)

Committee Report 343 and Resolution 23-237, CD1 as amended were adopted.

AYES: CORDERO, DOS SANTOS-TAM, OKIMOTO, SAY, TULBA, TUPOLA, WEYER, WATERS – 8.
NOES: None.
ABSENT: KIA'ĀINA – 1.

ADOPTION

RESOLUTION 23-259 – COMMITTEE REPORT 349

RESOLUTION ACCEPTING A GIFT OF CASH IN THE AMOUNT OF \$4,000 TO THE CITY FROM THE HAWAI'I MEDICAL SERVICE ASSOCIATION FOR THE MAYOR'S CRAFT AND COUNTRY FAIR.

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Councilmember Tulba moved that Committee Report 349 and Resolution 23-259 be adopted. Seconded by Councilmember Okimoto.

The following individual testified:

Angela Young, CARES (Support)

Committee Report 349 and Resolution 23-259 were adopted.

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

NOES: None.

ADOPTION

RESOLUTION 23-280 – COMMITTEE REPORT 351

RESOLUTION ACCEPTING A GIFT OF A STAINLESS STEEL SCULPTURE WITH A GRANITE STONE BASE, VALUED AT \$99,000, TO THE CITY FROM YOO JEONG-BOK, MAYOR OF INCHEON METROPOLITAN CITY, REPUBLIC OF KOREA TO BE INSTALLED AT PĀWA'A IN-HA PARK.

Councilmember Tulba moved that Committee Report 351 and Resolution 23-280 be adopted. Seconded by Councilmember Okimoto.

There was no public testimony.

Councilmember Dos Santos-Tam stated that there has been a long history of Koreans in Hawai'i and that they just celebrated the 120th anniversary of Korean immigration. He noted that In refers to Incheon which is the port where the Korean immigrants departed and H refers to Hawai'i and noted that there is an In-Ha University in Korea. He expressed his appreciation to Mayor Yoo and the City Council of Incheon for their dedication to maintaining and supporting this relationship.

Councilmember Okimoto encouraged whoever is responsible for maintaining the park to make sure that it is maintained to mitigate vandalism or inappropriate activity because when someone from Incheon comes to visit and see the sculpture, she would like them to see that the sculpture is being taken care of. She stated that she appreciates all that Incheon has done for the City as a Sister City.

Committee Report 351 and Resolution 23-280 were adopted.

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

ADOPTION

RESOLUTION 23-244, CD1 – COMMITTEE REPORT 355

RESOLUTION APPROVING AN APPLICATION FOR A PLAN REVIEW USE PERMIT FOR THE UNIVERSITY OF HAWAI'I AT MĀNOA CAMPUS TEN-YEAR MASTER PLAN.

Councilmember Say moved that Committee Report 355 and Resolution 23-244 as amended to CD1 be adopted. Seconded by Councilmember Dos Santos-Tam.

The following individual testified:

Nathaniel Kinney, Hawai'i Regional Council of Carpenters (Support)

Councilmember Cordero stated that the traffic, transit, and accessibility needs to be addressed in the Plan Review Use Permit for the University of Hawai'i at Mānoa campus because they affect the City roadways as well and the State freeways and highways when there are games on campus.

Committee Report 355 and Resolution 23-244, CD1 as amended were adopted.

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

Related communication:

M-625 Testimony on Resolution 23-244

ADOPTION

RESOLUTION 23-252, CD1 – COMMITTEE REPORT 356

RESOLUTION GRANTING A SPECIAL MANAGEMENT AREA MAJOR PERMIT TO ALLOW THE IMPLEMENTATION OF A SLOPE STABILIZATION PROJECT AT 46-40, 46-50, AND 46-70 KŌNANE PLACE IN HE'EIA, O'AHU.

Councilmember Say moved that Committee Report 356 and Resolution 23-252 as amended to CD1 be adopted. Seconded by Councilmember Dos Santos-Tam.

There was no public testimony.

Councilmember Kia'āina thanked councilmembers for moving the Special Management Area Major Permit forward. She stated that there has been an issue with the Pu'u Ali'i condominium development and concerns from residents that live across the project. Councilmember Kia'āina stated that in Committee an amendment was passed to increase the number of larger trees to help create a barrier between the condominium and the residents across the street.

Committee Report 356 and Resolution 23-252, CD1 as amended were adopted.

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

Related communication:

M-631 Testimony on Resolution 23-252

ADOPTION

RESOLUTION 23-264, CD1 – COMMITTEE REPORT 357

RESOLUTION GRANTING A SPECIAL MANAGEMENT AREA MAJOR PERMIT TO ALLOW FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY DWELLING UNIT AND OTHER IMPROVEMENTS AT 67-429A WAIALUA BEACH ROAD IN WAIALUA, O'AHU.

Councilmember Say moved that Committee Report 357 and Resolution 23-264 as amended to CD1 be adopted. Seconded by Councilmember Dos Santos-Tam.

There was no public testimony.

Councilmember Weyer stated that in Committee the applicant was responsive and there were no issues regarding the property, and no issues raised by the Neighborhood Board or the community.

Committee Report 357 and Resolution 23-264, CD1 as amended were adopted.

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

NOES: None.

ADOPTION

RESOLUTION 23-272, CD1 – COMMITTEE REPORT 358

RESOLUTION AMENDING RESOLUTION 17-221, CD1, AS AMENDED BY RESOLUTION 20-170, CD1, TO FURTHER EXTEND THE DEADLINE TO OBTAIN A BUILDING PERMIT FOR AN INTERIM PLANNED DEVELOPMENT-TRANSIT PROJECT LOCATED AT 1500 KAPI'OLANI BOULEVARD.

Councilmember Say moved that Committee Report 358 and Resolution 23-272 as amended to CD1 be adopted. Seconded by Councilmember Dos Santos-Tam.

The following individuals testified:

1. Christopher Delaunay, Pacific Resource Partnership (M-626) (Support)
2. Ben Sadoski, Unite Here Local 5 (Support)
3. Joli Tokusato, Unite Here Local 5 (Support)
4. Angela Young, CARES (General comment)

Councilmember Cordero stated that she has concerns with the floor area ratio. She expressed her concern that she does not have confidence the applicant has the ability to continue community outreach. She stated that she would like the applicant to start over by fixing the amount of condo/hotel units they will provide to assure that there will be more housing. Councilmember Cordero stated that she will vote with reservations on the measure.

Councilmember Dos Santos-Tam noted that in the Resolution the Council is asking the applicant and the Department of Planning and Permitting to return to the Zoning Committee on April 17 to continue to discuss the project.

Councilmember Weyer expressed his appreciation for the conversation that has been going on for this project, the people that it would impact in the community and the jobs that it would create.

Committee Report 358 and Resolution 23-272, CD1 as amended were adopted.

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

NOES: None.

*Councilmember Cordero voted aye with reservations.

Related communication:

M-626 Testimony on Resolution 23-272

ADOPTION

RESOLUTION 23-273, CD1 – COMMITTEE REPORT 359

RESOLUTION GRANTING A SPECIAL MANAGEMENT AREA MAJOR PERMIT TO ALLOW FOR THE CONSTRUCTION OF ADDITIONS AND IMPROVEMENTS TO AN EXISTING SINGLE-FAMILY DETACHED DWELLING IN WAILUPE, O'AHU.

Councilmember Say moved that Committee Report 359 and Resolution 23-273 as amended to CD1 be adopted. Seconded by Councilmember Dos Santos-Tam.

There was no public testimony.

Committee Report 359 and Resolution 23-273, CD1 as amended were adopted.

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

NOES: None.

ADOPTION

RESOLUTION 23-281, CD1 – COMMITTEE REPORT 360

RESOLUTION AUTHORIZING EXEMPTIONS FROM CERTAIN REQUIREMENTS RELATING TO THE WAIPAHO STREET AFFORDABLE RENTAL HOUSING PROJECT IN WAIPAHO, O'AHU.

Councilmember Say moved that Committee Report 360 and Resolution 23-281 as amended to CD1 be adopted. Seconded by Councilmember Dos Santos-Tam.

The following individual testified:

Christopher Delaunay, Pacific Resource Partnership (M-627) (Support)

Committee Report 360 and Resolution 23-281, CD1 as amended were adopted.

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

NOES: None.

Related communication:

M-627 Testimony on Resolution 23-281

BALANCE OF COMMITTEE REPORTS

EMLACR-335 Request for authorization to settle a case against the City and County of Honolulu entitled Scot Paiva, et al. v. City and County of Honolulu, et al.; Civ. No. 18-1-1535-09 (Cir. Ct.).

EMLACR-336 Request for authorization to settle a claim against the City and County of Honolulu entitled Government Employees Insurance company and James H. Sibert v. City and County of Honolulu, et al., Civil No. 1DRC-20-0002661 (Hon. Dist. Ct.).

EMLACR-337 Request for authorization to settle a claim against the City and County of Honolulu entitled Leticia M. Lucas v. City and County of Honolulu, Matter ID 23-00668.

EMLACR-338 Request for authorization to settle a claim against the City and County of Honolulu entitled Benjamin Jelf behalf of B.J., a Minor, Claim No. 21-01569.

EMLACR-339 Request for authorization to settle a case entitled Justin Matsuda v. City and County of Honolulu, et al.; Civil No. 1CCV-21-0000377 (KTM) (Cir. Ct.).

EMLACR-340

Request for recommendation to settle a lawsuit entitled Souriya Xoumanivong v. Corey Morgan, et al., Civil No. 1CCV-21-0000811 (DEO) (Cir. Ct.).

Councilmember Kia'āina moved that the Balance of Committee Reports, as listed above, be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

The Balance of Committee Reports was adopted.

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

NOES: None.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

ADOPTION

RESOLUTION 23-283

RESOLUTION ACCEPTING A GIFT OF ADVERTISING VALUED AT \$7,250 AND PAPA JOHNS GIFT CARDS VALUED AT \$2,500 FOR A TOTAL GIFT OF \$9,750 TO THE CITY FROM PAPA JOHNS PIZZA TO PROMOTE THE USE OF CITY AND COUNTY OF HONOLULU DEPARTMENT OF ENTERPRISE SERVICES GOLF COURSES.

Councilmember Kia'āina moved that Resolution 23-283 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Resolution 23-283 was adopted.

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

NOES: None.

ADOPTION
RESOLUTION 23-284

RESOLUTION ACCEPTING A GIFT OF A KIOSK FRAME AND TWO INTERPRETIVE SIGNS, VALUED AT \$9,000, TO THE CITY FROM THE HALE'IWA WAIALUA HISTORICAL SOCIETY TO BE INSTALLED AT THE WAIALUA BANDSTAND.

Councilmember Kia'aina moved that Resolution 23-284 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Councilmember Weyer thanked Antya Miller and the Hale'iwa Waialua Historical Society for the work that they do.

Resolution 23-284 was adopted.

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

NOES: None.

Related communication:

M-628 Testimony on Resolution 23-284

CANCELLED
RESOLUTION 23-298

RESOLUTION ACCEPTING A GIFT OF TRAVEL, GROUND TRANSPORTATION, AND LODGING WITH AN ESTIMATED VALUE OF \$1,015.68 TO THE CITY FROM HAWAI'I P-20 PARTNERSHIPS FOR EDUCATION FOR TWO STAFF FROM THE DEPARTMENT OF COMMUNITY SERVICES TO ATTEND THE EARLY CHILDHOOD CONFERENCE 2023 IN KAILUA-KONA, HAWAI'I, DECEMBER 1-2, 2023.

Note: Prior to the start of the meeting, the Chair announced that Resolution 23-298 posted on the Council agenda was cancelled and would not be considered.

ADOPTION
RESOLUTION 23-282

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Councilmember Kia'aina moved that Resolution 23-282 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Resolution 23-282 was adopted.

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

ADOPTION
RESOLUTION 23-300

RESOLUTION RELATING TO THE TRANSFER OF FUNDS.

Resolution 23-300 was waived to the Council floor by the Chair of the Committee on Budget (CC-304).

Councilmember Kia'aina moved that Resolution 23-300 be adopted. Seconded by Councilmember Cordero.

The following individual testified:

Angela Young, Kapalama Neighborhood Security Watch (Support)

Note: Councilmember Tupola filed a Disclosure of Interest Statement with the City Clerk's Office (CC-306).

Resolution 23-300 was adopted.

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

ADOPTION
RESOLUTION 23-301

RESOLUTION RELATING TO APPOINTMENTS TO THE HAWAII STATE ASSOCIATION OF COUNTIES EXECUTIVE COMMITTEE.

Councilmember Kia'aina moved that Resolution 23-301 be adopted. Seconded by Councilmember Cordero.

There was no public testimony.

Resolution 23-301 was adopted.

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

APPROVAL
COMMUNICATION D-672

FROM THE DEPARTMENT OF DESIGN AND CONSTRUCTION REQUESTING CONSIDERATION OF GRANT OF SEWER EASEMENTS 2442, 3190, 5736, 2615, 2616; GRANT OF SEWER EASEMENT 2617; AND GRANT OF SEWER EASEMENT 2618 FOR PUBLIC USE IN EWA. (VILLAGES OF KAPOLEI)

Communication D-672 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology (CC-297).

Councilmember Kia'aina moved that Communication D-672 which approves and accepts the grant of easement documents, effective as of the date of recordation at the Bureau of Conveyances be approved. Seconded by Councilmember Cordero.

There was no public testimony.

Communication D-672 was approved.

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

APPROVAL
COMMUNICATION D-686

FROM THE DEPARTMENT OF DESIGN AND CONSTRUCTION REQUESTING CONSIDERATION OF GRANT OF SEWER EASEMENT 5499 FOR PUBLIC USE IN EWA. (VILLAGES OF KAPOLEI)

Communication D-686 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology (CC-298).

Councilmember Kia'āina moved that Communication D-686 which approves and accepts the grant of easement documents, effective as of the date of recordation at the Bureau of Conveyances be approved. Seconded by Councilmember Cordero.

There was no public testimony.

Communication D-686 was approved.

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

APPROVAL
COMMUNICATION D-722

FROM THE DEPARTMENT OF DESIGN AND CONSTRUCTION REQUESTING CONSIDERATION OF DEED CONVEYING ROADWAY LOTS 284, 285, AND 286; GRANT OF DRAINAGE EASEMENT 6; GRANT OF DRAINAGE EASEMENT 32; GRANT OF DRAINAGE EASEMENT 53; GRANT OF DRAINAGE EASEMENT 54; GRANT OF FLOWAGE EASEMENT 5; GRANT OF FLOWAGE EASEMENT 7; GRANT OF FLOWAGE EASEMENT 31; GRANT OF FLOWAGE EASEMENT 46; GRANT OF FLOWAGE EASEMENT 52; GRANT OF SEWER EASEMENT 8; GRANT OF SEWER EASEMENT 47; AND GRANT OF SEWER EASEMENT 51 FOR PUBLIC USE IN EWA. (KAHIWELO AT MAKAKILO PHASE 2 SUBDIVISION)

Communication D-722 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology (CC-299).

Councilmember Kia'āina moved that Communication D-722 be corrected to attach the roadway dedication deed and that the corrected Communication D-722 be approved. Seconded by Councilmember Cordero.

There was no public testimony.

Communication D-722, as amended was approved.

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

NOES: None.

APPROVAL

COMMUNICATION D-737

FROM THE DEPARTMENT OF DESIGN AND CONSTRUCTION REQUESTING CONSIDERATION OF DEED WITH COVENANTS DEDICATING PARK SITE LOT 1 FOR PUBLIC USE IN EWA BY KUNIA RESIDENTIAL PARTNERS. (ROYAL KUNIA PARK)

Communication D-737 was waived to the Council floor by the Chair of the Committee on Public Infrastructure and Technology (CC-300).

Councilmember Kia'āina moved that Communication D-737 which approves the Deed dedicating Royal Kunia Park (Kupuohi Neighborhood Park), effective as of the date of recordation at the Bureau of Conveyances be approved. Seconded by Councilmember Cordero.

There was no public testimony.

In response to Councilmember Say, Aaron Sakamoto, Chief of Land Survey and Acquisition, Department of Design and Construction stated that the City is losing revenues once the property gets dedicated.

Councilmember Say clarified to the councilmembers that once dedication occurs for the properties the City will lose general fund revenue from loss of real property taxes.

Communication D-737 was approved.

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

NOES: None.

CONTINUATION OF BILL 56, CD1 (From page 10)

THIRD READING

BILL 56, CD1, FD1 – COMMITTEE REPORT 362

A BILL FOR AN ORDINANCE RELATING TO A COMMERCIAL PROPERTY ASSESSED FINANCING PROGRAM.

The following amendment was handcarried to the meeting:

Bill 56, CD1, Proposed FD1 (OCS2023-1114/12/6/2023 10:58 AM)

Councilmember Weyer moved that Committee Report 362 be adopted and Bill 56, as amended to CD1 pass third reading. Seconded by Councilmember Kia'aina.

Councilmember Weyer moved that the Bill be amended to the handcarried FD1 (OCS2023-1114/12/6/2023 10:58 AM). Seconded by Councilmember Kia'aina. Councilmember Weyer explained the FD1 amendments.

The following individuals testified:

1. Gwen Yamamoto Lau, Hawai'i Green Infrastructure Authority (M-623) (Support)
2. Michael Yaki, Petros PACE Finance (M-623) (Support)

Councilmember Tupola stated that she spoke with the Hawai'i Green Infrastructure Authority (HGIA) and her constituent who was concerned with the cesspool portion of the Bill. She thanked Chair Waters and Committee Chair for amending the Bill and making her constituent feel secure that it would not affect his property.

Councilmember Weyer thanked Ms. Yamamoto-Lau for all her work on the measure and to Councilmember Tupola for being engaged in her community. He stated that he looks forward to the City expanding what is available to the residents in terms of financing for these types of projects.

Bill 56, CD1 was amended to the handcarried FD1 (OCS2023-1114/12/6/2023 10:58 AM).

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

NOES: None.

Council Rule 19.G relating to 48-hour notice was waived.

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

NOES: None.

Councilmember Tupola thanked Ms. Yamamoto-Lau from HGIA for addressing the issue on fire sprinklers. She stated that Commercial Property Assessed Clean Energy will help to get sprinklers and fire alarm systems in the buildings and provide safety for residents without having a financial burden. Councilmember Tupola stated that she looks forward to the Memorandum of Understanding that will be created with HGIA and the Department of Budget and Fiscal Services.

Chair Waters thanked Councilmember Tupola for the Resolution and Councilmember Weyer for the Bill and leadership on the matter. He stated that this is a tool to allow people to upgrade infrastructure and other things that they need.

Committee Report 362 was adopted and Bill 56, CD1, FD1 passed third reading.

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

NOES: None.

Related communication:

M-623 Testimony on Bill 56, CD1

The Chair returned to page 33 of the agenda.

COMMITTEE OF THE WHOLE/EXECUTIVE SESSION

There was no Executive Session.

ANNOUNCEMENTS

Chair Waters wished Councilmember Tupola Happy Birthday.

ADJOURNMENT

At 12:50 p.m., Councilmember Kia'aina moved that the Council stand adjourned until Wednesday, January 24, 2024, at 10 a.m. Seconded by Councilmember Cordero and there being no objections from the 9 members present, it was so ordered by the Chair.

Respectfully submitted,

GLEN I. TAKAHASHI
City Clerk

jy

DATE APPROVED:

January 24, 2024