



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

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TYLER DOS SANTOS-TAM
VAL A. OKIMOTO
CALVIN K.Y. SAY
AUGIE TULBA
ANDRIA TUPOLA
MATT WEYER

ORDER OF BUSINESS
REGULAR MEETING
CITY COUNCIL CHAMBER
17TH SESSION
WEDNESDAY, JANUARY 24, 2024
10 A.M.

ORAL TESTIMONY

Oral testimony will be permitted on all items on the agenda, subject to the following restrictions:

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.

Remote Testimony

1. For direct access to submit oral testimony call: +1-253-215-8782, enter ID **89328351363** and Passcode **225497**.
2. To testify by videoconference visit: <https://hnlldoc.ehawaii.gov/hnlldoc/testimony>. Videoconference access information will be provided upon registration. Testifiers are encouraged to register/submit testimony at least 24 hours prior to the meeting.

Although remote oral testimony is being permitted, this is a regular meeting and not a remote meeting by interactive conference technology under HRS Section 92-3.7. Therefore, the meeting will continue notwithstanding loss of audiovisual communication with remote testifiers or loss of the public broadcast of 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, both remote and in-person, will be allowed when each agenda item is taken up.

ORDER OF BUSINESS
Wednesday, January 24, 2024

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) 768-3814 or send an email to jyamane1@honolulu.gov.

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

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.

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.

Honorary Certificates will be presented at 9 a.m.

ORDER OF BUSINESS
Wednesday, January 24, 2024

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER

Roll Call

Introduction of Guests

APPROVAL OF MINUTES

16th Session (December 6, 2023)

ORDER OF BUSINESS
Wednesday, January 24, 2024

ORDER OF THE DAY

APPOINTMENTS - RESOLUTIONS

ZONING

CR-13

Resolution 23-285, CD1

Confirming the reappointment of Christopher T. Hong to serve on the Building Board of Appeals of the City and County of Honolulu.

FOR ADOPTION, AS AMENDED

CR-14

Resolution 23-286

Confirming the reappointment of Mr. Kanekawaiola Lindsey to the Zoning Board of Appeals.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 24, 2024

RESOLUTIONS

HOUSING, SUSTAINABILITY AND HEALTH

CR-24

Resolution 23-288, CD1

Relating to the Council's reappointment of Jason Kekahi "Kahi" Pacarro to serve on the Clean Water and Natural Lands Advisory Commission of the City and County of Honolulu.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, January 24, 2024

PUBLIC HEARING/RESOLUTION

Resolution 23-305

Confirming the appointment of Elena Bryant to serve on the Planning Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 23-306

Confirming the appointment of Laurie Foster to serve on the Police Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ORDER OF BUSINESS
Wednesday, January 24, 2024

Resolution 23-307

Confirming the reappointment of Jeffrey Hong to serve on the Liquor Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ORDER OF BUSINESS
Wednesday, January 24, 2024

FIRST READING

Bill 1

Relating to herbal cigarettes. (Raising the age of individuals allowed to purchase herbal cigarettes within the City and County of Honolulu to 21 years of age.)

PASS FIRST READING

Bill 2

Relating to public transit. (Updating and amending sections of Chapter 15B, Article 2, Revised Ordinances of Honolulu 2021 ["Islandwide Fare Structure"].)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, January 24, 2024

Bill 3

Relating to incentives for the construction of affordable rental housing. (Addressing affordable rental housing in the City and County of Honolulu.)

PASS FIRST READING

PUBLIC HEARING/SECOND READING

BUDGET

CR-2

Bill 59 (2023), CD1

Relating to incentives for film studio facilities. (Providing incentives for eligible film studio facilities.)

PASS SECOND READING, AS AMENDED

PARKS, ENTERPRISE SERVICES AND CULTURE AND THE ARTS

CR-17

Bill 63 (2023)

Relating to concessions. (Amending Section 38 of the Revised Ordinances of Honolulu 2021 to: [1] address the repeal of the licensing requirements for beachboys in Hawai'i Administrative Rules §13-251, Subchapters 1, 2, 3, and 7, effective December 21, 2022; [2] transfer authority regarding nonprofit beachboy concessions to the Department of Enterprise Services, as it is the department primarily responsible for the operation of such concessions; [3] further define the nonprofit status of beachboy associations to include tax exempt entities under §501 of the Internal Revenue Code of 1986, as amended; and [4] prescribe the location of the nonprofit beachboy concession.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, January 24, 2024

THIRD READING

BUDGET

CR-1

Bill 40 (2023), CD1

Relating to the Transit Construction Mitigation Fund.
(Establishing additional requirements for the Transit
Construction Mitigation Fund.)

PASS THIRD READING, AS AMENDED

Bill 40 (2023), CD1, Proposed FD1
(Submitted by Councilmember Dos Santos-Tam)

PARKS, ENTERPRISE SERVICES AND CULTURE AND THE ARTS

CR-16

Bill 61 (2023), CD1

Relating to exceptional trees. (Amending the register of
exceptional trees.)

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, January 24, 2024

HOUSING, SUSTAINABILITY AND HEALTH

CR-23

Resolution 23-162, CD1

Initiating amendments to the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, relating to a Climate Resiliency Fund.

PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, January 24, 2024

RESOLUTIONS CONTINUED

BUDGET

CR-3

Resolution 23-290

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

FOR ADOPTION

CR-4

Resolution 23-304, CD1

Authorizing the execution of an amended Full Funding Grant Agreement with the Federal Transit Administration for Federal transportation assistance authorized by United States Code Title 49, Chapter 53, and other Federal statutes administered by the Federal Transit Administration.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, January 24, 2024

BUDGET (Cont'd.)

CR-5

Resolution 24-1

Relating to the transfer of funds. (Department of Information Technology)

FOR ADOPTION

CR-31

Resolution 23-299, CD1

Relating to reprogramming of American Rescue Plan Act of 2021 (Pub. L. 117-2), State and Local Fiscal Recovery Funds program in support of revenue replacement.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, January 24, 2024

EXECUTIVE MATTERS AND LEGAL AFFAIRS

(CR-326 [2023] adopted Resolution 23-227
12/6/23)

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.

(Note: Laid over on 12/6/23 and published on 12/13/23)

FOR ADOPTION

CR-6

Resolution 24-4

Relating to the appointment of officers for the Hawai'i State Association of Counties.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 24, 2024

TRANSPORTATION

CR-8

Resolution 24-2

Accepting a gift of lodging valued at \$513.57 to the City from the United States Department of Transportation (USDOT) Federal Transit Administration (FTA) for the Department of Transportation Services' Director of Rapid Transit to attend the FTA Transit Advisory Committee for Safety (TRACS) meeting in Washington, DC, December 6-7, 2023.

FOR ADOPTION

CR-9

Resolution 24-3, CD1

Accepting a gift of travel, registration and related expenses, valued at \$2,780.99, to the City from the UCLA Institute of Transportation Studies for the Deputy Director of Transportation Services to attend and participate in the Lake Arrowhead Symposium on the Transportation-Land Use-Environment Connection in Lake Arrowhead, California, October 15-17, 2023.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, January 24, 2024

TRANSPORTATION (Cont'd.)

CR-10

Resolution 24-5

Accepting a gift of two (2) “real time” information bus stop signs with a total value of \$17,500 to the City from Way Sine LLC for the benefit of transit passengers at the Hālawā Skyline Station.

FOR ADOPTION

ZONING

CR-15

Resolution 24-9, CD1

Authorizing exemptions from certain requirements relating to the Pāhoā Ridge housing project in Honolulu, O‘ahu. (Applicant: Highridge Costa Development Company, LLC) (Deadline: 2/3/24)

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, January 24, 2024

PARKS, ENTERPRISE SERVICES AND CULTURE AND THE ARTS

CR-18

Resolution 23-302

Accepting a gift of a bench, concrete pad, and plaque, valued at \$4,674.38, to the City from Shirazali Sunderji, M.D. for installation at Hale'iwa Ali'i Beach Park.

FOR ADOPTION

CR-19

Resolution 24-6

Accepting a gift of modifications and upgrades to the City valued at \$50,000 for the alligator exhibit at the Honolulu Zoo.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 24, 2024

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

CR-20

Resolution 24-7

Accepting a gift of enrichment items to the City valued at \$8,350.33 from the Honolulu Zoo Society for the animals at the Honolulu Zoo.

FOR ADOPTION

CR-21

Resolution 24-8

Accepting a gift of upgrades and refurbishments to the City valued at \$100,000 from the Honolulu Zoo Society for the primate island exhibit at the Honolulu Zoo.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 24, 2024

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

CR-22

Resolution 24-10

Accepting a gift of cash to the City from Shinnyo-En Hawai'i for the upkeep and maintenance of Ala Moana Regional Park.

FOR ADOPTION

CR-350 (2023)

Resolution 23-267

Urging the Department of Parks and Recreation and the Honolulu Police Department to improve conditions, strictly enforce City ordinances, and address community concerns at Lualualei Beach Park.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 24, 2024

HOUSING, SUSTAINABILITY AND HEALTH

CR-25

Resolution 23-308, CD1

Recognizing that the counties of Hawai'i have an important role in invasive species control efforts and urging the City Administration to collaboratively advance those efforts in the City and County of Honolulu.

FOR ADOPTION, AS AMENDED

PLANNING AND THE ECONOMY

CR-26

Resolution 23-270

Accepting a gift of travel, valued at \$138.79, to the City from Hawai'i Public Health Institute for the Office of Economic Revitalization's Food Equity and Access Specialist to attend the Maui Food Summit in Makawao, Maui on November 3, 2023.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 24, 2024

PLANNING AND THE ECONOMY (Cont'd.)

CR-27

Resolution 23-287

Accepting a gift of training and certification program valued at \$15,979 to the City from The Ventus Network, LLC for the Office of Economic Revitalization (OER) to train, certify, and improve the Housing and Stabilization Services (HSS) program.

FOR ADOPTION

PUBLIC SAFETY

CR-28

Resolution 23-303

Accepting a gift of a new ASUS laptop, IDCore software, Data Card ID3 Sigma double-sided printer, MS LifeCam Studio webcam, Pelican hard case, five 4-color ribbons, and printer maintenance valued at \$6,926.42 to the City from The Deputies for the Honolulu Police Department's Law Enforcement Explorer Program.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, January 24, 2024

PUBLIC SAFETY (Cont'd.)

CR-29

Resolution 24-11

Accepting a gift of \$5,000 to the City from the Honolulu Police Community Foundation to purchase appreciation gifts for the employees of the Honolulu Emergency Services Department for their hard work in keeping our communities safe.

FOR ADOPTION

EXECUTIVE MANAGEMENT

CR-30

Resolution 24-12, CD1

Urging the City's first responder agencies to develop reasonable and effective access to dispatch radio communications.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, January 24, 2024

BALANCE OF COMMITTEE REPORTS

- EMLACR-7 Request for authorization to settle a case against the City and County of Honolulu entitled Duane Kaaialii, Jr. v. City & County of Honolulu, et al., Civil No. 1CCV-22-0000928 (Cir. Ct.).
- ZONCR-11 Granting a 120-day extension of time for Bill 52 (2023) – Relating to large dwellings. (Deadline: 1/28/24 + 120 days)
- ZONCR-12 Granting a 120-day extension of time for Bill 53 (2023) – Relating to registration requirements for bed and breakfast homes and transient vacation units. (Deadline: 1/28/24 + 120 days)

FOR ADOPTION

UNFINISHED BUSINESS

NEW BUSINESS

ORDER OF BUSINESS
Wednesday, January 24, 2024

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