



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

**COMMITTEE ON EXECUTIVE
MATTERS AND LEGAL AFFAIRS**

Voting Members:

Tyler Dos Santos-Tam, Chair
Radiant Cordero, Vice Chair
Esther Kia'aina
Val A. Okimoto
Calvin K.Y. Say
Augie Tulba
Andria Tupola
Tommy Waters
Matt Weyer

WRITTEN SUMMARY FOR VIDEO RECORD

REGULAR MEETING
TUESDAY, MARCH 5, 2024

CITY COUNCIL CHAMBER
3RD FLOOR, HONOLULU HALE
HONOLULU, HAWAII 96813

Note: A copy of a DVD of the full proceedings of this meeting may be requested by calling the City Clerk's Office at (808)768-5822 or the video may be viewed at https://honolulu.granicus.com/player/clip/2328?view_id=3&redirect=true.

The time references below indicate the point in the video recording when the stated actions began.

CALL TO ORDER

The regular meeting of the Committee on Executive Matters and Legal Affairs was called to order by Committee Chair Tyler Dos Santos-Tam at 2:32 p.m. Councilmembers Cordero, Kia'aina, Okimoto, Tulba, Tupola, and Weyer were present at the meeting. (All Councilmembers are voting members.)

[2:34 p.m.]

Councilmember Say entered the Council Chamber.

ORDER OF BUSINESS

FOR ACTION

[2:35 p.m.]

1. RESOLUTION 24-49 – COMMITTEE REPORT 72

PROCLAMATION DECLARING THE CITY AND COUNTY OF HONOLULU A PURPLE HEART CITY. Urging the Mayor to issue a proclamation declaring the City and County of Honolulu a Purple Heart City and County to express gratitude for and honor the service and sacrifice of members of the United States Armed Forces who were wounded or killed in the line of duty.

[2:36 p.m.]

The following individual testified:

Angela Melody Young, CARES (Support)

[2:39 p.m.]

Resolution 24-49 reported out for adoption.

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

NOES: None.

ABSENT: WATERS – 1.

Related communication:

M-78 Testimony on Resolution 24-49

2. RESOLUTION 24-35

APPOINTMENT OF CYNTHIA LYNCH TO SERVE ON THE ETHICS COMMISSION. Confirming the appointment of Cynthia Lynch to serve on the Ethics Commission of the City and County of Honolulu for a term to expire on December 31, 2028.

This item was cancelled.

At this juncture, the Committee Chair took Agenda Item No. 4, Bill 7 (2024), out of order.

[2:39 p.m.]

4. BILL 7 (2024) – COMMITTEE REPORT 70

DECLARING THE CITY AND COUNTY OF HONOLULU A PURPLE HEART CITY. Relating to declaring the City and County of Honolulu a Purple Heart City.

[2:40 p.m.]

The following individual testified:

Angela Melody Young, CARES (M-77) (Support)

[2:43 p.m.]

Bill 7 (2024) reported out for passage on second reading and scheduling of a public hearing.

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

Related communications:

M-77 Testimony on Bill 7 (2024)

The Committee Chair returned to the agenda order.

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[2:43 p.m.]

3. BILL 26 (2022), CD1 – COMMITTEE REPORT 69

RELATING TO GIFTS. Clarifying gifts to the Mayor, the Prosecuting Attorney, Councilmembers, and City Officers and employees.

[2:50 p.m.]

Councilmember Cordero exited the Council Chamber.

[2:51 p.m.]

The following individuals testified:

1. David Monk (D-139) (General comment)
2. Tim Garry (Oppose)
3. Angela Melody Young, CARES (General comment)

[2:55 p.m.]

Councilmember Cordero entered the Council Chamber.

[2:59 p.m.]

Councilmember Cordero exited the Council Chamber.

[3:01 p.m.]

Councilmember Cordero entered the Council Chamber.

[3:02 p.m.]

Bill 26 (2022), CD1 amended to CD2 (OCS2024-0224/3/11/2024 8:57 A.M.).

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

NOES: None.

ABSENT: WATERS – 1.

*Councilmembers Cordero and Say voted aye with reservations.

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[3:03 p.m.]

Bill 26 (2022), CD2 reported out for passage on third reading.

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

NOES: None.

ABSENT: WATERS – 1.

Related communications:

D-137 Ethics Commission

D-139 Ethics Commission

Agenda Item No. 4, Bill 7 (2024), was taken up earlier in the meeting. (See page 3)

[3:03 p.m.]

5. BILL 8 (2024) – COMMITTEE REPORT 71

COMMUNITY WORKFORCE AGREEMENTS. Relating to community workforce agreement.

[3:05 p.m.]

The following individuals testified:

1. Jeffrey Almeida, Association Builders & Contractors Hawaii Chapter (Oppose)
2. Nathaniel Kinney, Hawaii Regional Council of Carpenters (Support)

[3:19 p.m.]

Bill 8 (2024) reported out for passage on second reading and scheduling of a public hearing.

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

NOES: None.

ABSENT: WATERS – 1.

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*Councilmember Tulba voted aye with reservations.

Related communications:

M-79 Testimony on Bill 8 (2024)

[3:20 p.m.]

Councilmember Cordero exited the Council Chamber.

FOR DISCUSSION

[3:20 p.m.]

6. REVIEW OF THE CITY'S EMERGENCY OPERATIONS PLAN FOR THE LEGISLATIVE BRANCH OF THE CITY AND COUNTY OF HONOLULU DATED JUNE 26, 2019, PURSUANT TO COUNCIL RULE 10.C.

[3:20 p.m.]

Councilmember Say exited the Council Chamber.

[3:21 p.m.]

There were no public testimony.

[3:21 p.m.]

Councilmember Kia'āina exited the Council Chamber.

[3:22 p.m.]

EXECUTIVE SESSION

Before convening into Executive Session, Committee Chair Dos Santos-Tam took up the items for Executive Session individually to allow for oral public testimony on each item.

[3:22 p.m.]

7. Resolution to Retain Legal Services and Initiate Litigation Pursuant to Act 28

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There was no public testimony.

[3:22 p.m.]

8. Request for authorization to deem \$7,010.83 in over payment of accrued vacation leave and advance payroll be deemed uncollectable, and that the City not seek reimbursement from a former employee

There was no public testimony.

[3:23 p.m.]

9. Request for authorization to settle a case against the City and County of Honolulu entitled Jonaven Perkins-Sinapati, et al. v. City and County of Honolulu, et al., Civil No. 1CCV-22-0000429 (Cir. Ct.)

There was no public testimony.

[3:23 p.m.]

Councilmember Kia'aina entered the Council Chamber.

At 3:24 p.m., with no objections from the six members present (Ayes: Dos Santos-Tam, Kia'aina, Okimoto, Tulba, Tupola, Weyer – 6), the Committee resolved into a closed meeting pursuant to Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), to consult with the attorneys for the Council's Committee on Executive Matters and Legal Affairs on questions and issues pertaining to claims and other matters on the Council's powers, duties, privileges, immunities and/or liabilities.

MEETING RESUMED IN OPEN SESSION

With six members present (Dos Santos-Tam, Kia'aina, Okimoto, Tulba, Waters, Weyer), the Committee resumed the meeting in open session at 4:09 p.m.

[4:10 p.m.]

7. Resolution to Retain Legal Services and Initiate Litigation Pursuant to Act 28

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Action on Resolution to Retain Legal Services and Initiate Litigation Pursuant to Act 28 has been postponed to a date and time to be determined by the Committee Chair.

AYES: DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, TULBA, WATERS, WEYER – 6.
NOES: None.
ABSENT: CORDERO, SAY, TUPOLA – 3.

[4:10 p.m.]

8. COMMITTEE REPORT 73

Request for authorization to deem \$7,010.83 in over payment of accrued vacation leave and advance payroll be deemed uncollectable, and that the City not seek reimbursement from a former employee

Committee Report 73 reported out for adoption.

AYES: DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, TULBA, WATERS, WEYER – 6.
NOES: None.
ABSENT: CORDERO, SAY, TUPOLA – 3.

[4:11 p.m.]

9. COMMITTEE REPORT 74

Request for authorization to settle a case against the City and County of Honolulu entitled Jonaven Perkins-Sinapati, et al. v. City and County of Honolulu, et al., Civil No. 1CCV-22-0000429 (Cir. Ct.)

Committee Report 74 reported out for adoption.

AYES: DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, TULBA, WATERS, WEYER – 6.
NOES: None.
ABSENT: CORDERO, SAY, TUPOLA – 3.

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ADJOURNMENT

There being no further business, the meeting was adjourned at 4:11 p.m.