



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

ORDER OF BUSINESS
REGULAR MEETING
CITY COUNCIL CHAMBER
28TH SESSION
WEDNESDAY, DECEMBER 11, 2024
10 A.M.

Remote and in-person oral testimony will be permitted on all items on the agenda when each agenda item is taken up. Each speaker may not have anyone else read their statement and is limited to:

- A three-minute presentation on Public Hearing and New Business items; and
- 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 **87596431795** and Passcode **330795**.
2. To testify by videoconference visit: <https://hnldoc.ehawaii.gov/hnldoc/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.

Persons wishing to testify in-person in the Council Chamber 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.

Written testimony may be uploaded at <https://hnldoc.ehawaii.gov/hnldoc/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://hnldoc.ehawaii.gov>.

ORDER OF BUSINESS
Wednesday, December 11, 2024

Should you have any questions, please call (808) 768-3814 or send an email to jyamane1@honolulu.gov.

Honorary Certificates will be presented at 9 a.m.

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

Meeting materials are accessible at <https://hnlldoc.ehawaii.gov/hnlldoc/browse/agendas> by clicking on the appropriate Council meeting.

The meeting will be viewable: (1) by internet live streaming through <https://www.honolulu.gov/citycouncil/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.honolulu.gov/citycouncil/meetings>. Copies of older meeting videos may be requested by calling the City Clerk's Office at (808) 768-5822, charges may apply.

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.

ORDER OF BUSINESS
Wednesday, December 11, 2024

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER

Roll Call

Introduction of Guests

APPROVAL OF MINUTES

27th Session (November 7, 2024)

ORDER OF BUSINESS
Wednesday, December 11, 2024

ORDER OF THE DAY

APPOINTMENTS – RESOLUTIONS

PARKS, ENTERPRISE SERVICES AND CULTURE AND THE ARTS

CR-347

Resolution 24-262

Confirming the appointment of Trevor Abarzua to serve on the Board of Parks and Recreation of the City and County of Honolulu.

FOR ADOPTION

HOUSING, SUSTAINABILITY AND HEALTH

CR-350

Resolution 24-261

Relating to the appointment of Kehaulani Pu'u to serve on the Board of Water Supply of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

BUDGET

CR-360

Resolution 24-257

Confirming the reappointment of Rex Akutagawa to serve on the Rate Commission of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

FIRST READING

Bill 61

Relating to wheelies. (Promoting public safety for drivers and pedestrians using the public transportation system in the City and County of Honolulu by addressing the performance of stunts on public roadways.)

PASS FIRST READING

Bill 62

Relating to motor vehicle registration. (Amending the City's fees for motor vehicle registration.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, December 11, 2024

Bill 63

Relating to accessory dwelling units. (Amending the provisions relating to accessory dwelling units, including but not limited to any incentives to stimulate the creation of such units.)

PASS FIRST READING

Bill 64

Relating to down payment loans. (Ensuring expanded eligibility for the City's down payment loan program.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, December 11, 2024

PUBLIC HEARING/SECOND READING

ZONING

CR-338

Bill 58, CD1

Relating to the Building Code. (Amending the Building Code of the City and County of Honolulu.)

PASS SECOND READING, AS AMENDED

HOUSING, SUSTAINABILITY AND HEALTH

CR-349

Bill 59, CD1

Relating to plastic. (Addressing certain single-use plastic containers.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, December 11, 2024

BUDGET

CR-356

Bill 54

To amend Chapter 6, Revised Ordinances of Honolulu 2021, as amended, relating to the Taxable General Improvement Bond Fund. (Creating a fund to receive and expend monies from proceeds of the sale of taxable general obligation bonds of the City and County issued to pay all or part of those appropriations for improvements made in the capital budget ordinance of the City and County and specified therein to be expended from the Taxable General Improvement Bond Fund.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, December 11, 2024

THIRD READING

PUBLIC SAFETY

CR-330

Bill 55, CD2

Relating to the adoption of the 2021 State Fire Code. (Adopting the 2021 State Fire Code as adopted by the State of Hawai'i on January 20, 2023, subject to certain amendments that shall apply to the City and County of Honolulu.)

PASS THIRD READING, AS AMENDED

HOUSING, SUSTAINABILITY AND HEALTH

CR-348

Bill 51, CD2

Relating to adaptive reuse. (Amending the Revised Ordinances of Honolulu to safely and sustainably increase the supply of housing by allowing for the adaptive reuse of existing commercial buildings.)

PASS THIRD READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, December 11, 2024

PLANNING AND THE ECONOMY

CR-352

Bill 64 (2023), FD1, CD2

Relating to use regulations. (Addressing the regulation of uses throughout Chapter 21, Revised Ordinances of Honolulu 2021 [“Land Use Ordinance” or “LUO”].)

PASS THIRD READING, AS AMENDED

Bill 64 (2023), CD2, Proposed FD2
(Submitted by Councilmember Kia‘āina)

BUDGET

CR-354

Bill 59 (2023), CD2

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

PASS THIRD READING, AS AMENDED

Bill 59 (2023), CD2, Proposed FD1
(Submitted by Councilmember Cordero)

ORDER OF BUSINESS
Wednesday, December 11, 2024

BUDGET (Cont'd.)

CR-355

Bill 46, CD2

Relating to real property taxation. (Addressing the taxation of vacant residential properties in the City and County of Honolulu.)

PASS THIRD READING, AS AMENDED

Bill 46, CD2, Proposed FD1

(Submitted by Councilmember Dos Santos-Tam)

ORDER OF BUSINESS
Wednesday, December 11, 2024

RESOLUTIONS

EXECUTIVE MANAGEMENT

CR-329

Resolution 24-176, CD1

Requesting the City Administration to take the steps necessary to acquire the Queen Theater Property, including, if necessary, the preparation of a resolution for the Council to initiate proceedings in eminent domain.

FOR ADOPTION, AS AMENDED

PUBLIC SAFETY

CR-331

Resolution 24-248, CD1

Authorizing the use of overt video monitoring in the City and County of Honolulu in West O'ahu.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, December 11, 2024

PUBLIC SAFETY (Cont'd.)

CR-332

Resolution 24-272

Requesting the City Administration to establish a task force to explore the integration of the Emergency Medical Services program into the Honolulu Fire Department.

FOR ADOPTION

CR-333

Resolution 24-275

Urging the Hawai'i State Legislature to adopt legislation that would address criminal street gangs.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

PUBLIC SAFETY (Cont'd.)

CR-334

Resolution 24-276

Authorizing the Chief of Police of the Honolulu Police Department to apply for and to enter into an agreement with the Bureau of Justice Assistance, U.S. Department of Justice, for funds from the Edward Byrne Memorial Justice Assistance Grant program FY2024 local solicitation.

FOR ADOPTION

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-335

Resolution 24-286

To request additional funds for Contract No. SC-COR-22000093 to continue the services of Kobayashi Sugita & Goda, LLP, as Special Counsel to represent Defendant Christopher Koanui in a legal action entitled Robin Hall v. City and County of Honolulu et al., Civil No. CV21-CV-00248 LEK-KJM (USDC).

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

ZONING

CR-339

Resolution 24-251, CD1

Granting a Special Management Area Major Permit to allow the construction of a new single-family dwelling with an accessory dwelling unit and other improvements in Mākaha, O'ahu. (Applicant: Yang Gao and Zhenghong Hu) (Deadline: 1/29/25)

FOR ADOPTION, AS AMENDED

CR-340

Resolution 24-255, CD1

Granting a Special Management Area Major Permit to allow for the construction of improvements for the Waimānalo Beach Park in Waimānalo, O'ahu. (Applicant: City, Department of Design and Construction) (Deadline: 12/13/24)

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, December 11, 2024

ZONING (Cont'd.)

CR-342

Resolution 24-258, CD1

Granting a Special Management Area Major Permit to allow for the construction of a new single-family dwelling with an attached garage, a swimming pool, an accessory dwelling unit, and other improvements in Mākaha, O'ahu. (Applicant: Kim Yen Cook and Raymond Y. Cook Trust) (Deadline: 12/15/24)

FOR ADOPTION, AS AMENDED

CR-343

Resolution 24-266, CD1

Granting a Special Management Area Major Permit to allow for the construction of a new single-family dwelling with a garage, a swimming pool, and other improvements in Mā'ili, O'ahu. (Applicant: David and Brigitte Passman) (Deadline: 12/21/24)

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, December 11, 2024

ZONING (Cont'd.)

CR-344

Resolution 24-273, CD1

Authorizing exemptions from certain requirements relating to the Hale Moena affordable rental housing project in Kapolei, O'ahu, by amending Resolution 16-11, CD1, as amended by Resolution 17-320. (Applicant: Highridge Costa Development Company, LLC and Form Partners, LLC) (Deadline: 12/19/24)

FOR ADOPTION, AS AMENDED

CR-345

Resolution 24-277, CD1

Granting a Special Management Area (SMA) Major Permit to allow for upgrades and improvements to the secondary spill containment and storm water management system at the Sand Island bulk jet fuel storage facility in Kalihi-Kai, O'ahu. (Applicant: Hawai'i Fueling Facilities Corporation) (Deadline: 1/7/25)

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, December 11, 2024

PARKS, ENTERPRISE SERVICES AND CULTURE AND THE ARTS

CR-346

Resolution 24-252, CD1

Naming the campground at Waimānalo Beach Park in honor of George Ke'a Mahoe Jr.

FOR ADOPTION, AS AMENDED

HOUSING, SUSTAINABILITY AND HEALTH

CR-351

Resolution 24-274

Urging the Governor and City Administration to take action on the housing crisis and homelessness prior to the 2028 Summer Olympics in Los Angeles, California.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

PLANNING AND THE ECONOMY

CR-353

Resolution 24-243, CD1

Reconvening the Honolulu City Council's Agricultural Development Task Force to foster the growth and enhancement of agricultural activities on O'ahu.

FOR ADOPTION, AS AMENDED

BUDGET

CR-357

Resolution 24-18, CD1

Approving the Non-Exclusive License Agreement with the United States of America, Department of the Navy, for continued use of land within portions of Kuahelani Neighborhood Park, identified as TMK: 9-4-005:046 and Anania Drive, Mililani, Hawai'i, for environmental test well monitoring and a subsurface electrical line.

FOR ADOPTION, AS AMENDED

Resolution 24-18, CD1, Proposed FD1
(Submitted by Councilmember Cordero)

ORDER OF BUSINESS
Wednesday, December 11, 2024

BUDGET (Cont'd.)

CR-358

Resolution 24-192, CD1

Approving a communications site lease agreement with STC Two, LLC for its existing telecommunications facility within the Lā'ie Corporation Yard, 56-020 Kamehameha Highway, Lā'ie, O'ahu, Hawai'i, TMK: 5-6-006:001.

FOR ADOPTION, AS AMENDED

CR-359

Resolution 24-254

Relating to the transfer of funds. (Honolulu Police Department)

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

PUBLIC INFRASTRUCTURE AND TECHNOLOGY

CR-361

Resolution 24-265

Approving the grant of a perpetual non-exclusive waterline easement to the United States of America, Department of the Navy to replace and install a new waterline in the intersection of Salt Lake Boulevard and Bougainville Drive, TMK (1) 9-9-002 (Roadway).

FOR ADOPTION

BALANCE OF COMMITTEE REPORTS

EMLACR-336 Request for authorization to settle: Ohana Control Systems, Inc., et al. v. Tim Caires, et al.; Civil No. 1:21-cv-00345-JAO-KJM (U.S.D.C.); and Ohana Control Systems, Inc. v. Sheldon Yasso, et al.; Civil No. 1CCV-22-0000482 JHA (Crt. Ct.)

EMLACR-337 Request for authorization to settle a lawsuit against the City and County of Honolulu entitled Michael Sklarz and Jo Frasier v. City and County of Honolulu, Civ. No. 1CCV-23-0001486 KLH (Cir. Ct.)

ZONCR-341 Granting a 90-day extension of time for Resolution 24-256 – Granting a Special Management Area Major Permit to allow the construction of a new single-family dwelling unit and other improvements, and denying a shoreline setback variance for structures and activities in the shoreline setback area at Tax Map Key 3-9-002: 031 in Hawai'i Kai, O'ahu. (Applicant: NMG HI Properties LLC) (Deadline 12/13/24 + 90 days)

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

UNFINISHED BUSINESS

NEW BUSINESS

Resolution 24-278

Authorizing the lease of City property to Catholic Charities Hawai'i for special needs housing under Section 38-3.4, Revised Ordinances of Honolulu.

FOR ACTION

Resolution 24-278, Proposed FD1
(Submitted by Council Chair Waters)

Authorizing the lease of City property to Catholic Charities Hawai'i for special needs housing under Section 38-3.4, Revised Ordinances of Honolulu 2021.

ORDER OF BUSINESS
Wednesday, December 11, 2024

Resolution 24-279

Accepting a gift of travel, lodging and conference fee, valued at \$2,481.36, to the City from The Legal Clinic for a member of the Office of Economic Revitalization to attend the National Immigrant Inclusion Conference, December 8-10, 2024 in Houston, Texas.

FOR ACTION

Resolution 24-280

Accepting a gift of \$3,000 to the City from the Friends of Honolulu Parks and Recreation for the Department of Parks and Recreation programs and/or events.

FOR ACTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

Resolution 24-281

Accepting a gift of a bench, concrete pad, and bronze plaque with an inscription to read, "Donated by the Friends of the Oda Family," valued at \$3,529.51 from InterOhana CF will be placed at Kapi'olani Regional Park.

FOR ACTION

Resolution 24-281, Proposed FD1
(Submitted by Council Chair Waters)

Accepting a gift to the City from InterOhana CF of a bench, concrete pad, and bronze plaque with an inscription to read, "Donated by the Friends of the Oda Family," valued at \$3,529.51, to be placed at Kapi'olani Regional Park.

Resolution 24-282

Establishing a Council Friendship relationship between the City Council of Yamaguchi City, Japan, and the Council of the City and County of Honolulu.

FOR ACTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

Resolution 24-283

Accepting a gift of 50 cases of Aloha Kine Cream Crackers valued at \$1,200 to the City from Diamond Head Bakery for distribution to Honolulu Fire Department (HFD) personnel.

FOR ACTION

Resolution 24-284

Accepting a gift of two (2) fabricated cattle gates valued at \$7,500 from Surecan (Christopher Muraoka dba), which will be used in the undeveloped area at Kea'au Beach Park.

FOR ACTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

Resolution 24-285

Accepting a gift of \$20,000 to the City from The Honolulu Zoological Society for the replacement of tables and chairs, and installation of new carpet in Hale 'Imi Ike (Education Center/Classroom) at the Honolulu Zoo.

FOR ACTION

Resolution 24-287

Urging the City Administration to initiate discussions with the U.S. Environmental Protection Agency, the State of Hawai'i Department of Health, and other pertinent parties to terminate, modify, or extend the compliance deadlines of the 2010 Consent Decree relating to the City and County of Honolulu wastewater system.

FOR ACTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

Resolution 24-288

Accepting a gift of one (1) high-back traditional bench, preparations of the grounds, and a bronze plaque with an inscription to read "Donated by the Family of Elma Maxwell and Shirley Bailey," valued at \$2,585.67 to the City from Marilyn Magness to be installed at Kailua Beach Park.

FOR ACTION

Resolution 24-289

Accepting a gift of a one-day training class, valued at \$8,432, to the City from the National Fallen Firefighters Foundation (NFFF) for the Honolulu Fire Department.

FOR ACTION

ORDER OF BUSINESS
Wednesday, December 11, 2024

Resolution 24-290

Approving an amendment to the City and County of Honolulu's list of Federal Transit Administration and Federal Highway Administration candidate projects in the Federal Fiscal Years 2025-2028 Transportation Improvement Program.

FOR ACTION

ORDER OF BUSINESS
Wednesday, December 11, 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