# HONOLULU CITY COUNCIL

***KE KANIHELA O KE KALANA O HONOLULU***

CITY AND COUNTY OF HONOLULU

**COMMITTEE ON PUBLIC SAFETY & CUSTOMER SERVICES**

**Voting Members:**
Val A. Okimoto, Chair
Esther Kiaʻāina, Vice Chair
Scott Y. Nishimoto
Augie Tulba
Matt Weyer

**Item No. 3 – Bill 7 (2025), CD1 on page 3 has been cancelled.**

# AGENDA

REGULAR MEETING
CITY COUNCIL CHAMBER
THURSDAY, APRIL 3, 2025
1:00 P.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 one-minute presentation.

As both English and Hawaiian are official languages of the State of Hawaiʻi, pursuant to Article XV, Section 4 of the Hawaiʻi State Constitution and Section 1-13 of the Hawaiʻi Revised Statutes, members of the public may testify in either language. For oral testimonies offered in ʻŌlelo Hawaiʻi, additional time as may be necessary will be allowed for the testifier to provide an English translation of their testimony.

Remote Testimony

1. For direct access to submit oral testimony call: +1-253-215-8782, enter ID **81970063687** and Passcode **996353**.

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 1:00 p.m. by filling out the registration form in person outside the Council Chamber. Persons who have not registered will be given an opportunity to speak following the oral testimonies of the registered speakers.

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.

Should you have any questions, please call (808) 768-3825 or send an email to pearlene.sotelo@honolulu.gov.

Meeting materials are accessible at https://hnldoc.ehawaii.gov/hnldoc/browse/agendas by clicking on the appropriate Committee meeting.

The meeting will be viewable: (1) by internet live streaming through https://www.honolulucitycouncil.org/meetings; (2) by televised live broadcast on ʻŌlelo 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.

If you need an auxiliary aid/service or other accommodation due to a disability or an interpreter for a language other than English, please call the Office of the City Clerk Information Section at (808) 768-5822 between 7:45 a.m. and 4:30 p.m. or send an email to pearlene.sotelo@honolulu.gov as soon as possible or at least three (3) business days before the scheduled meeting. Requests made as early as possible have a greater likelihood of being fulfilled.

**FOR ACTION**

1. **RESOLUTION 25-76 – AGENCY-SPECIFIC RECORDS RETENTION SCHEDULE FOR THE MEDICAL EXAMINER.** Authorizing the adoption of the Agency-Specific Records Retention Schedule for the Department of the Medical Examiner of the City and County of Honolulu. (Transmitted by Communication D-148)

   PROPOSED CD1 TO RESOLUTION 25-76 (Submitted by Councilmember Okimoto) – The CD1 (OCS2025-0271/3/28/2025 10:30 AM) makes the following amendments:

   A. Amends the 1st RESOLVED clause to include the language, "by the Council of the City and County of Honolulu," as required by Section 3-201 of the Revised Charter of the City and County of Honolulu 1978 (Amended 2017 Edition), as amended.

   B. Makes miscellaneous technical and nonsubstantive amendments.

2. **RESOLUTION 25-11 – NOMINATION OF JAMES H.E. IRELAND, M.D. AS DIRECTOR OF EMERGENCY SERVICES.** Confirming the nomination of James H.E. Ireland, M.D., to serve as the Director of the Department of Emergency Services of the City and County of Honolulu. (Transmitted by Communication MM-1; public hearing held 1/29/25; Committee postponed action 2/13/25)

   **Item No. 3 has been cancelled**

3. **BILL 7 (2025), CD1 – RELATING TO THE FIRE CODE.** Addressing fireworks use and violations in the City and County of Honolulu by amending the Fire Code of the City and County of Honolulu. (Bill passed second reading and public hearing held 3/19/25)

   PROPOSED CD2 TO BILL 7 (2025), CD1 (Submitted by Councilmember Kiaʻāina) – The CD2 (OCS2025-0233/3/21/2025 10:26 AM) makes the following amendments:

   A. In SECTION 3 of the bill, amends ROH § 20-6.9(f) to provide that if a person is licensed to import, store, or sell fireworks, in addition to the penalties enumerated in the section, the Fire Chief shall (instead of may) revoke or suspend the license.

B. In SECTION 3 of the bill, adds a new ROH § 20-6.9(g) to provide that nothing in the section should be construed to preclude any other penalties authorized by law.

C. Makes miscellaneous technical and nonsubstantive amendments.

4. **BILL 13 (2025) – RELATING TO REAL PROPERTY.** Addressing private real property subject to a lease, rental agreement, or HRS Chapter 521, Relating to the Residential Landlord-Tenant Code by adding a new article to Chapter 41 of the Revised Ordinances of Honolulu 2021. (Consecutive referral: PS, ILA) (Bill passed first reading 2/26/25; Committee postponed action 3/6/25)

PROPOSED CD1 TO BILL 13 (2025) (Submitted by Councilmember Tupola) – The CD1 (OCS2025-0237/3/27/2025 12:36 PM) makes the following amendments:

A. Amends SECTION 2 of the bill by amending the proposed ROH Section 41-__ as follows:

1. Amends the proposed ROH Section 41-__.1 by adding a definition of "Chief of Police," "Department Information," "Premises," "Public Nuisance Related to Public Health and Morals," "Nuisance," "Real Property Interest Holder," and "Right to Inspect."

2. Amends the proposed ROH Section 41-__.1 by removing the definition for "Consent."

3. Amends the proposed ROH Section 41-__.2(a) by replacing the provisions allowing the Honolulu Police Department to act as an agent of an owner or landlord of private property with an authorization allowing the Honolulu Police Department to escort an owner or landlord of private property during the inspection of the property for nuisance, pursuant to the terms of the rental agreement.

4. Amends the proposed ROH Section 41-__.2(b) by making conforming changes to match the escorting amendments from subsection (a), require the entire request form be sworn, remove subdivision (2) related to the duration of agency, and renumber subsequent subdivisions accordingly.

5. Amends the proposed ROH Section 41-__.2(c) by making conforming changes to match the escorting amendments from subsection (a) and explicitly permit a lessee or renter to withhold consent as provided in the lease, rental agreement, or HRS Chapter 521.

6. Amends the proposed ROH Section 41-__.2(d) by making conforming changes to match the escorting amendments in subsection (a), clarify that the police may document any violations of law, unsafe conditions, or violations of the lease or rental agreement, and removing subdivision (3) relating to investigation of plain view violation of law.

7. Replaces the proposed ROH Section 41-__.2(e) by replacing the language in the subsection, relating to eviction proceedings, with a new language stating that nothing in the proposed ROH section limit preexisting law enforcement powers.

8. Adds a new ROH Section 41-__.3 authorizing the chief of police to provide department information regarding a nuisance to a real property interest holder in the premises, and renumbers subsequent subsections accordingly.

9. Amends renumbered ROH Section 41-__.5 by making conforming changes to match the escorting amendments from subsection (a).

B. Makes miscellaneous technical and nonsubstantive amendments.

5. **REVIEW AND EVALUATION OF THE HONOLULU FIRE COMMISSION PURSUANT TO CHAPTER 3, ARTICLE 15, REVISED ORDINANCES OF HONOLULU 2021.** The Committee on Public Safety & Customer Services will review and evaluate the Honolulu Fire Commission and make recommendations to the Council on whether the ordinance establishing the Commission should be retained, amended, or repealed.

Related communication:

D-77 Report submitted by the Honolulu Fire Commission pursuant to Chapter 3, Article 15, Revised Ordinances of Honolulu 2021.

**EXECUTIVE SESSION**

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

VAL A. OKIMOTO, Chair
Committee on Public Safety &
Customer Services