



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

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ORDER OF BUSINESS

REGULAR MEETING
CITY COUNCIL CHAMBER
26TH SESSION
WEDNESDAY, SEPTEMBER 12, 2018
10 A.M.

SPEAKER REGISTRATION

Persons wishing to testify are requested to register by 10 a.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>;
- b. By faxing to 768-3826 your name, phone number and subject matter;
- c. By filling out the registration form in person; or
- d. By calling 768-3814.

Persons who have not registered to testify by 10 a.m. will be given an opportunity to speak on an item following oral testimonies of the registered speakers.

Each speaker shall not have anyone else read their statement and is limited to:

- a. three-minute presentation on Public Hearing, New Business and Sunshined items;
- b. one-minute presentation on all other items.

WRITTEN TESTIMONY

Written testimony may be faxed to 768-3826 or transmitted via the internet at <http://www.honolulu.gov/ccl-testimony-form.html> for distribution at the meeting.

If submitted, written testimonies, including the testifier's address, e-mail address and phone number, may be posted by the City Clerk and available to the public on the City's DocuShare Website.

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

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MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet" §92-7.5, HRS) are available for public inspection at the Council Information and Records Section's service window at Room 202 in Honolulu Hale (530 S. King St.).

Accommodations are available upon request to persons with disabilities, please call 768-3814 or send an email to jyamane1@honolulu.gov at least three working days prior to the meeting.

The Meeting is viewable by: (1) internet live streaming through http://olelo.granicus.com/MediaPlayer.php?publish_id=92; (2) televised live broadcast on Olelo TV Channel 54; or (3) after the meeting, viewable at <http://www.honolulucitycouncil.tv/>. Copies of older meeting videos may be requested by calling the City Clerk's Office at 768-5822, charges may apply.

Honorary Certificates will be presented at 9 a.m.

ORDER OF BUSINESS
Wednesday, September 12, 2018

PLEDGE OF ALLEGIANCE

MESSAGE OF ALOHA

CALL TO ORDER – 10 A.M.

Roll Call

Introduction of Guests

Approval of Minutes of the 25th Session

ORDER OF BUSINESS
Wednesday, September 12, 2018

ORDER OF THE DAY

PUBLIC HEARING/RESOLUTIONS

Resolution 18-172 (Public Works, Infrastructure
and Sustainability)

Relating to the appointment of Max J. Sword to serve on the Board of Water Supply of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 18-173 (Zoning and Housing)

Relating to the appointment of Ken C. Kawahara to the Zoning Board of Appeals.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

Resolution 18-182 (Zoning and Housing)

Confirming the appointment of Jason C. Takara to serve on the Building Board of Appeals of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ORDER OF BUSINESS
Wednesday, September 12, 2018

Resolution 18-183 (Public Health, Safety and Welfare)

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 2018 Honolulu Marathon event.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

PUBLIC HEARING/COMMITTEE REPORT

PUBLIC HEALTH, SAFETY AND WELFARE

CR-307

Recommendations on the review and evaluation of the Citizens Advisory Commission on Civil Defense.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, September 12, 2018

APPOINTMENTS – RESOLUTIONS

PARKS, COMMUNITY AND CUSTOMER SERVICE

CR-268

Resolution 18-142

Confirming to the reappointment of Toni P. Robinson to serve on the Board of Parks and Recreation of the City and County of Honolulu.

FOR ADOPTION

PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY

CR-289

Resolution 18-130

Confirming the reappointment of Dr. Rosanna Alegado to serve on the Climate Change Commission of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, September 12, 2018

PUBLIC HEALTH, SAFETY AND WELFARE

CR-303

Resolution 18-143

Confirming the reappointment of Glenna J. Wong to serve on the Citizens Advisory Commission on Civil Defense of the City and County of Honolulu.

FOR ADOPTION

CR-304

Resolution 18-156

Relating to the appointment of Carrie K.S. Okinaga to serve on the Police Commission of the City and County of Honolulu.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, September 12, 2018

PUBLIC HEARING/SECOND READING

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-275

Bill 58

Relating to City Boards and Commissions. (Further addressing the Council's responsibilities for the periodic review and evaluation of certain City boards and commissions pursuant to ROH Chapter 3, Article 15.)

PASS SECOND READING

BUDGET

CR-278

Bill 57, CD1

Establishing a program for the operation of alternative modes of transportation in the City. (Establishing a program to promote the use alternative modes of transportation in the City.)

PASS SECOND READING, AS AMENDED

CR-279

Bill 62

Relating to the Honolulu Authority for Rapid Transportation. (Requiring the Executive Director of the Honolulu Authority for Rapid Transportation to report to the Mayor and the Council when a change order to a contract for the fixed guideway system meets certain threshold criteria.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, September 12, 2018

PUBLIC WORKS, INFRASTRUCTURE AND SUSTAINABILITY

CR-287

Bill 51, CD1

Relating to obstructions on public sidewalks. (Providing for the unobstructed traversing upon public sidewalks by pedestrians during the hours from 6:00 a.m. to 10:00 p.m., subject to certain exceptions.)

PASS SECOND READING, AS AMENDED

CR-288

Bill 52, CD1

Relating to illegal lodging. (Continuing active communication regarding the shelter facilities available to those who would greatly benefit from these resources, offering to transport individuals to shelter facilities, and informing and encouraging those who would benefit from shelter facilities to make use of those resources.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, September 12, 2018

ZONING AND HOUSING

CR-292

Bill 45, CD1

Relating to the Haleiwa Special District. (Amending certain provisions, a table and a map pertaining to the Haleiwa Special District, ensuring that the district regulations continue to fulfill their purpose of guiding development and protecting and enhancing the physical and visual aspects of the Haleiwa Special District for the benefit of the community as a whole.)

PASS SECOND READING, AS AMENDED

CR-293

Bill 46, CD1

Relating to the Haleiwa Special District. (Amending certain provisions, a table and a map pertaining to the Haleiwa Special District, ensuring that the district regulations continue to fulfill their purpose of guiding development and protecting and enhancing the physical and visual aspects of the Haleiwa Special District for the benefit of the community as a whole.)
(Deadline: 1/25/19)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS
Wednesday, September 12, 2018

ZONING AND HOUSING (Cont'd.)

CR-294

Bill 47, CD1

Relating to mobile commercial establishments. (Establishing mobile commercial establishments as a permitted use in all apartment mixed use, business, and industrial zoning districts, encouraging innovation and entrepreneurship via mobile commercial establishments, and establishing land use standards for those mobile commercial establishments.)
(Deadline: 1/25/19)

PASS SECOND READING, AS AMENDED

CR-296

Bill 60, CD1

Relating to violations of stop work orders. (Strengthening enforcement of provisions of stop work orders stemming from violations of building, electrical, plumbing, and sidewalk permits or failure to obtain a permit.)

PASS SECOND READING, AS AMENDED

TRANSPORTATION

CR-301

Bill 61

Relating to crosswalks. (Requiring public notice, input, and engagement in proposals by the City Administration to remove or relocate crosswalks.)

PASS SECOND READING

ORDER OF BUSINESS
Wednesday, September 12, 2018

THIRD READING

ZONING AND HOUSING

CR-295

Bill 53, CD2

Relating to the Building Code. (Strengthening enforcement provisions for buildings and structures erected, constructed, enlarged, altered, repaired, moved, improved, removed, or converted without the necessary permits.)

PASS THIRD READING, AS AMENDED

TRANSPORTATION

CR-299

Bill 8, CD2

Relating to buses. (Setting pollution control requirements for certain City buses.)

PASS THIRD READING, AS AMENDED

CR-300

Bill 40, CD1

Relating to the use of Kaneohe Bay Drive. (Addressing the use of certain vehicles on Kaneohe Bay Drive.)

PASS THIRD READING

ORDER OF BUSINESS
Wednesday, September 12, 2018

FIRST READING

Bill 66 (Budget)

Relating to public transit. (Amending Chapter 13 of the Revised Ordinances of Honolulu 1990, to enable the City to amend the fare structure of TheBus and TheHandi-Van.)

PASS FIRST READING

Bill 67 (Public Health, Safety and Welfare)

Relating to nuisances. (Addressing nuisances related to the promotion of illegal drugs and to gambling activities situated or allowed at certain establishments, buildings, premises, or places.)

PASS FIRST READING

Bill 68 (Public Works, Infrastructure
and Sustainability)

Relating to City streams. (Ensuring the regular inspection and maintenance of streams owned by the City and County of Honolulu.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, September 12, 2018

Bill 69

(Budget)

Relating to real property taxation. (Creating a real property tax classification for vacant residential properties.)

PASS FIRST READING

Bill 70

(Budget)

Relating to restricted parking zones. (Establishing a restricted parking zone program to ease parking congestion in residential neighborhoods, particularly those near major generators like hospitals and universities, while balancing the needs of all people to be able to use public streets.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, September 12, 2018

Bill 71

(Zoning and Housing)

Relating to exceptions for building permits. (Amending the allowable exceptions to the requirement for building permits.)

PASS FIRST READING

Bill 72

(Public Works, Infrastructure
and Sustainability)

Relating to fire safety. (Clarifying the intent of Ordinance 18-14 and addressing implementation issues relating to fire safety measures and assessments enacted by that ordinance for the protection of persons and property in existing high-rise residential buildings.)

PASS FIRST READING

ORDER OF BUSINESS
Wednesday, September 12, 2018

RESOLUTIONS

PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-270

Resolution 18-161

Accepting a gift to the City from the Friends of Honolulu Parks and Recreation.

FOR ADOPTION

CR-271

Resolution 18-167

Accepting a gift to the City from the Hawaii Medical Service Association.

FOR ADOPTION

CR-269

Resolution 18-150

Urging the Department of Customer Services to fill existing vacancies, provide additional driver licensing appointments, and offer State identification services at additional locations.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, September 12, 2018

PARKS, COMMUNITY AND CUSTOMER SERVICES (Cont'd.)

CR-272

Resolution 18-174

Urging the City Administration to address the long lines and other frustrations experienced by residents attempting to renew their driver's licenses at Satellite City Halls.

FOR ADOPTION

CR-273

Resolution 18-180, CD1

Requesting the Department of Parks and Recreation to provide the Council with an update on current City ordinances, rules, and policies regarding on- and off-leash dog parks, including recommendations for areas in which applicable City policies should be updated and on its plans for establishment of additional dog parks in Honolulu's urban core.

FOR ADOPTION, AS AMENDED

CR-274

Resolution 18-181

Renaming Kaiaka Bay Beach Park the Bill and Peggy Paty Kaiaka Bay Beach Park.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, September 12, 2018

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-277

Resolution 18-190

To retain the legal services of Kobayashi Sugita & Goda LLP as Special Deputy Corporation Counsel for the City and County of Honolulu on behalf of Defendant City and County of Honolulu in a legal action entitled Parsons RCI, Inc. v. City and County of Honolulu; Civil No. 18-1-1057-07 VLC (Cir. Ct.).

FOR ADOPTION

BUDGET

CR-280

Resolution 18-162

Accepting a gift to the City from American Councils for International Education.

FOR ADOPTION

CR-282

Resolution 18-165, CD1

Accepting a gift to the City from the Amy Emiko Uyemura Revocable Trust.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, September 12, 2018

BUDGET (Cont'd.)

CR-284

Resolution 18-175, CD1

Accepting a gift to the City from the Association of Local Government Auditors.

FOR ADOPTION, AS AMENDED

CR-286

Resolution 18-184

Accepting a gift to the City from the 2018 Global Harbor Cities Forum Secretariat.

FOR ADOPTION

CR-281

Resolution 18-164, CD1

Relating to the transfer of funds. (Department of Transportation Services)

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, September 12, 2018

BUDGET (Cont'd.)

CR-283

Resolution 18-168

Identifying the dedicated source of revenue and pledge to repay loans with interest and loan fee provided by the State of Hawaii (State) Water Pollution Control Revolving Fund for various wastewater capital improvement projects.

FOR ADOPTION

CR-285

Resolution 18-176

Relating to the transfer of funds. (Department of the Prosecuting Attorney)

FOR ADOPTION

ZONING AND HOUSING

CR-297

Resolution 18-166, CD1

Granting a Special Management Area Use Permit for the expansion of a parking lot and improvement of drainage from the parking lot and maintenance yard at the Ted Makalena Golf Course in Waipahu. (Applicant: Department of Design and Construction) (Deadline: 9/29/18)

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, September 12, 2018

ZONING AND HOUSING (Cont'd.)

CR-298

Resolution 18-185, CD1

Approving and authorizing the cancellation and termination of that certain lease dated July 1, 1993 issued to the State of Hawaii, Housing Finance and Development Corporation, for the development of affordable housing, commercial/industrial space, and public parking, and approving and authorizing the issuance of a new lease to the State of Hawaii, Hawaii Housing Finance and Development Corporation, for the purpose of financing the rehabilitation of the Kauhale Kakaako mixed-use affordable housing project.

FOR ADOPTION, AS AMENDED

TRANSPORTATION

CR-302

Resolution 18-170

Requesting the Directors of Transportation Services, Design and Construction, Planning and Permitting, and Facility Maintenance to update the complete streets design manual.

FOR ADOPTION

ORDER OF BUSINESS
Wednesday, September 12, 2018

PUBLIC HEALTH, SAFETY AND WELFARE

CR-306

Resolution 18-179

Accepting a gift to the City from the Deputies for the Honolulu Police Department's Law Enforcement Explorer Program.

FOR ADOPTION

CR-305

Resolution 18-177, CD1

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 FY2018 Local Solicitation.

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS
Wednesday, September 12, 2018

BALANCE OF COMMITTEE REPORTS

EMLACR-276 Request for authorization to settle Robert Torres v. City and County of Honolulu, Civil No. 17-00434 LEK-KSC (USDC).

PWISCR-290 Deed conveying roadway Lots 16620, 16621 and 16622; Grant of Drain Easements 6418 and 6427; Grant of Flowage Easement 6418; and Grant of Sewer Easements 6418 and 6484 for public use in Waipio (Mililani Mauka Unit 124 Subdivision) (D-540).

PWISCR-291 Deed conveying roadway Lots 103 and 104; Grant of Drain Easement 13; Grant of Drain Easement 14; and Grant of Sewer Easements 11 and 12 for public use in Ewa (Royal Kunia Site 8, Phase B Subdivision) (D-544).

FOR ADOPTION

RECOMMIT

BUDGET

CR-257 Bill 48, CD1
Relating to commercial vehicle parking. (Regulating storage parking of commercial vehicles on public streets.)

RECOMMITAL TO COMMITTEE

ORDER OF BUSINESS
Wednesday, September 12, 2018

UNFINISHED BUSINESS

NEW BUSINESS

Resolution 18-187

Establishing a friendship city relationship between Sakaimachi, Ibaraki Prefecture, Japan, and the City and County of Honolulu.

FOR ACTION

Resolution 18-188

Accepting a gift to the City from Tippet Rise Foundation.

FOR ACTION

Resolution 18-191

To appoint Keker Van Nest & Peters, LLP, as Special Deputy Corporation Counsel for the City and County of Honolulu in a legal action entitled George K. Young, Jr., v. State of Hawaii, et al.; No. 12-17808 D.C. No. 1:12-CV-00336-HG-BMK (Ninth Circuit Court of Appeals).

FOR ACTION

ORDER OF BUSINESS
Wednesday, September 12, 2018

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 Hawaii 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