

**ARTICLE XI  
CODE OF ETHICS**

**Section 11-101. Standards of Conduct—**

1. No employee, councilman or other officer of the city shall:

(a) Accept any gift, favor or service that might reasonably tend to influence him in the discharge of his official duties, but nothing contained herein shall preclude the acceptance of contributions for election campaigns.

(b) Use his official position to secure special privileges or exemptions for himself or others.

(c) Disclose confidential information gained by reason of his official position, nor shall he otherwise use such information for his personal gain or benefit.

(d) Engage in any transaction as representative or agent of the city with any business entity in which he has direct or indirect financial interest that might reasonably tend to conflict with the proper discharge of his official duties.

(e) Receive any compensation for his services as an officer or employee of the city from any source other than the city, except as otherwise provided by law.

2. Any employee, councilman or other officer who possesses or who acquires such interests as might reasonably tend to create a conflict with the public interest shall make a full disclosure in writing to his appointing authority or to the council in the case of an elective officer, which shall be made a matter of public record, at any time that such conflict becomes apparent.

3. No appointive officer or employee may engage in outside employment or in any business or professional activity which may impair his independence of judgment in the exercise of his official duties, or which might require or induce him to disclose confidential information acquired by reason of his official position or which is otherwise inconsistent or incompatible with or which interferes with the proper discharge of his official duties.

4. Any member of the council who knows he has a personal or private interest, direct or indirect, in any action proposed or pending before the council shall disclose such interest in writing to the council which shall be of public record prior to the taking of any vote thereon.

**Section 11-102. Non-Compliance—**The failure to comply with or any violation of one or more of the foregoing standards of conduct by any elective or appointive officer or by any employee shall be additional grounds for the impeachment of elective officers and for the removal from office or from employment of all other officers and employees. Nothing contained herein shall preclude any other remedy available against such officer or employee.

**ARTICLE XII  
GENERAL PROVISIONS**

**Section 12-101. Definitions—**

1. The term "agency" shall mean any office, department, board, commission or other governmental unit of the city.

2. The term "executive agency" shall mean any agency of the executive branch of the city government, excluding the board of water supply.

3. The term "employee" shall mean any person, except an officer, employed by the city or any agency thereof but the term shall not include an independent contractor.

4. The term "officer" shall include the following:

(a) Mayor, members of the council, managing director and the budget director.

(b) Any person appointed as administrative head of any agency of the city or as a member of any board or commission provided for in this charter.

(c) Any person appointed by a board or commission as the administrative head of such agency.

(d) The first deputy or a division chief appointed by the administrative head of any agency of the city.

(e) Deputies of the corporation counsel and the prosecuting attorney.

5. The term "Organic Act" shall mean the Hawaiian Organic Act, but should Hawaii become a state the term "state constitution" shall be substituted in lieu thereof.

6. The term "Territory" shall mean the Territory of Hawaii, but should Hawaii become a state the term "State" shall be substituted in lieu thereof.

**Section 12-102. Title to Property**—Except as otherwise provided by law, title to all property acquired by any agency of the city shall be vested in the city.

**Section 12-103. Facsimile Signatures**—Whenever any person is required to sign negotiable instruments or multiple bonds, the signature may be a facsimile.

**Section 12-104. Payment of Moneys out of the City Treasury**—All disbursements of city controlled funds shall be made pursuant to procedures prescribed by the director of finance.

The director of finance may establish and prescribe an internal pre-audit. Op 59-76. Act 106, SLH 1959, amending §151-14, RLH 1955, relating to disbursement procedures for parks board funds is inconsistent and superseded. Op 59-209.

**Section 12-105. Expenses**—Subject to procedures prescribed by the director of finance and approved by the mayor, all officers and employees of the city shall be entitled to their travelling or other necessary expenses actually incurred in the performance of their public duties.

The director of finance and the mayor will authorize mileage allowances. Op 59-123.

**Section 12-106. Claims**—No action shall be maintained for the recovery of damages for any injury to person or property by reason of negligence of any official or employee of the city unless a written statement stating fully when, where and how the injuries occurred, the extent thereof and the amount claimed therefor, has been filed with the city clerk within six months after the date the injury was sustained.

**Section 12-107. Annual Reports**—

1. Not later than ninety days after the close of the fiscal year, each agency of the city shall make an annual written report of its activities to the mayor in such form and under such rules as the mayor may prescribe.

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2. Not later than one hundred eighty days after the close of the fiscal year, the mayor shall publish an annual report concerning the activities of all agencies of the city. A copy of such report shall be filed in the office of the city clerk.

**Section 12-108. Declaration of Emergencies**—The mayor may declare emergencies when the peace, property, health, safety, or morals of the community are endangered, but his failure or refusal to make such a declaration shall not preclude the council from finding that an emergency exists under the provisions of section 3-202.

**Section 12-109. Acceptance of Gifts or Donations**—The council on behalf of the city may accept gifts or donations of money, securities or other personal property or of real estate or any interest in real estate.

**Section 12-110. Records and Meetings Open to Public**—

1. All books and records of every agency of the city shall be open to the inspection of any citizen at any time during business hours. Certified copies or extracts from such books and records shall be given by the officer having custody of the same to any person demanding the same, and paying or tendering a reasonable fee to be fixed by the council for such copies or extracts; but the records of the police department or of the prosecuting attorney shall not be subject to such inspection unless permission is given by the chief of police or the prosecuting attorney, except in the case of traffic accidents where such records, including all statements taken, shall after the termination of any criminal proceeding arising out of any such accident, or in any event after six months from the date of such accident, be available for inspection by the parties directly concerned in such accident, or their duly licensed attorneys acting under written authority signed by either party. Any person who may sue because of death resulting from any such accident shall be deemed a party directly concerned.

2. All meetings of boards and commissions shall be held in the city hall or other public places and no such body shall take any official action except at a meeting open to the public.

Act 43, SLH 1959, relating to the inspection of public records is inconsistent and superseded. Op 59-164.

**Section 12-111. Oaths, Attendance of Witnesses and Production of Documents**—Every officer or agency of the city authorized to hold hearings or to conduct investigations shall have power to administer oaths and to issue subpoenas to compel the attendance of witnesses and the production of documents. If any person subpoenaed as a witness, or to produce any books or papers called for by the process of the investigating body shall fail or refuse to respond thereto, or refuse to answer questions propounded by any member of the investigating body or its counsel material to the matter pending before such body, the circuit court upon request of the investigating body shall have power to compel obedience to any process of such body and require such witness to answer questions put to him as aforesaid, and to punish as a contempt of the court, any refusal to comply therewith without good cause shown therefor.

**Section 12-112. Penalties**—The council shall by ordinance provide for the punishment of violations of any provisions of this charter and may provide for punishment of violations of ordinances and regulations, but no penalty shall

exceed the amount of \$1,000.00 or one year's imprisonment, or both. Prosecutions in such cases shall be as provided by law for the prosecution of misdemeanors.

**Section 12-113. City Elections**—City elections shall be conducted in accordance with the election laws of the Territory insofar as applicable but the city primary and general elections shall be held in every fourth year following the initial election.

The candidates for the offices of mayor and councilman must be listed on separate ballots for the primary election. Op 59-141. §11-99 and §149-33, RLH 1955, relating to listing of candidates on separate ballots are not inconsistent. Op 59-141.

**Section 12-114. Term of Office of Department Heads**—The term of office of department heads shall be coterminous with that of the appointing authority. Pending the appointment of the department head, all deputies shall continue in office until a new department head is appointed, with the highest ranking deputy acting as department head.

**Section 12-115. Oaths of Office**—Before entering upon the duties of his office, each officer elected or appointed shall subscribe to the following oath or affirmation before some person duly qualified to administer oaths:

"I solemnly swear (or affirm) in the presence of Almighty God, that I will faithfully support the constitution and laws of the United States of America, the laws of the Territory of Hawaii and the laws of the city and county of Honolulu, and conscientiously and impartially discharge my duties as \_\_\_\_\_ of the city and county of Honolulu."

**Section 12-116. Dual Offices or Positions**—No person shall hold more than one public office or position under the city or hold such office or position while holding any other office or position in or under the government of the United States or of the Territory but nothing contained herein shall preclude the holding of an ex officio office. In this section, the term "public office" shall not include notaries public, reserve police officers or officers of emergency organizations for civilian defense or disaster relief.

Compensation for dual positions is not allowed. Op 59-136.

**Section 12-117. Coordination of Work**—The several agencies of the city shall devise a practical and working basis for cooperation in and coordination of work, eliminating duplication and overlapping of functions, and shall so far as practicable cooperate with each other in the use of employees, land, buildings, quarters, facilities and equipment. The head of any agency may empower or require an employee of another agency, subject to the consent of the head of such other agency, to perform any duty which he might require of the employees of his agency. Whenever in this charter power is vested in an agency to inspect, examine, or secure data or information or to procure assistance from any other agency, a duty is hereby imposed upon the agency upon which demand is made to render such power effective.

The hauling of tree trimmings for disposal by the department of parks and recreation may be coordinated with work of other agencies such as the division of refuse collection and disposal. Op 59-144. The department of traffic may request and authorize the city clerk to advertise and call for bids on its behalf. Op 60-9. The urban renewal coordinator with the consent of the

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Honolulu redevelopment agency may empower the agency to perform the coordinator's relocation functions and when so engaged the agency will be acting as the agent of the coordinator. Op 60-11.

**Section 12-118. Cooperation with Other Agencies**—In the performance of its functions, each agency of the city shall cooperate with private agencies and with agencies of the governments of the United States, the Territory and any state and with any of their political subdivisions having similar functions.

**Section 12-119. Provisions of Charter Inoperative, When**—If any provision of this charter jeopardizes the receipt by the city of any federal grant-in-aid or other federal allotment of money, such provision may insofar as such fund is jeopardized, be waived by the council upon recommendation of the mayor.

**Section 12-120. Titles, Subtitles, Personal Pronouns; Construction**—Titles and subtitles shall not be used for purposes of construing this charter.

When any personal pronoun appears in this charter, it shall be construed to mean either sex.

**Section 12-121. Severability Clause**—If any part of this charter is for any reason declared unconstitutional or invalid, the other separable parts thereof shall not be affected thereby.

### ARTICLE XIII

#### CHARTER AMENDMENT OR REVISION

**Section 13-101. Initiation of Amendments or Revisions**—Except as hereinafter provided, amendments or revisions of this charter may be initiated only in the following manner:

(a) By resolution of the council adopted after three readings on separate days and passed by an affirmative vote of two-thirds of its entire membership.

(b) By petition presented to the council, signed by qualified electors equal in number to at least ten per cent of the entire vote cast for mayor in the last preceding mayoralty election, setting forth the proposed amendments or revisions. Such petition shall designate and authorize not less than three nor more than five of the signers thereto to approve any alteration or change in the form or language or any restatement of the text of the proposed amendments or revisions which may be made by the corporation counsel.

Each elector signing such petition shall add to his signature, his residence and the date of signing. Signatures may be on separate sheets but each sheet shall have appended to it the affidavit of some person, not necessarily a signer of the petition, that to the best of the affiant's knowledge and belief the persons whose signatures appear on the sheet are registered electors of the city, that they signed with full knowledge of the contents of the petition and that their residences are correctly given.

Upon filing of such petition with the council, the city clerk shall examine it so see whether it contains a sufficient number of apparently genuine signatures of registered voters. The clerk may question the genuineness of

any signature or signatures appearing on the petition and if he finds that any such signature or signatures are not genuine, he shall disregard them in determining whether the petition contains a sufficient number of signatures. The clerk shall eliminate any sheet of the petition which is not accompanied by the required affidavit. The invalidity of any sheet shall not affect the validity of the petition if a sufficient number of signatures remains after eliminating such invalid sheet. The clerk shall complete his examination of the petition within fifteen days.

The council shall then hold a public hearing and shall consider the question as to whether the amendments or revisions proposed shall be submitted to the electors for approval or disapproval. The determination by the council to submit such proposed amendments or revisions to the electors shall be by resolution adopted by an affirmative vote of a majority of the entire membership of the council within forty-five days after the receipt of the petition.

(c) Not less than eight but not more than ten years after the adoption of the charter, the electors of the city shall be entitled to propose amendments with respect to the number of councilmen and whether they shall be elected by districts, at large, or by a combination of districts and at large, which shall not require the approval of the council. Other than the requirement of council approval and resolution, the initiation and adoption of such amendments shall be subject to the provisions applicable to other amendments initiated by petition.

**Section 13-102. Elections to be Called—**

1. Any resolution of the council initiating an amendment or revision to the charter shall provide that the resolution shall be submitted to the electors of the city at the next general election.

2. Any resolution authorizing the submission to the electors of amendments or revisions proposed by petition shall provide for the publication of the proposed amendments or revisions at length in a daily newspaper of general circulation in the city at least forty-five days prior to submission to the electors and for submission of the proposed amendments or revisions to the electors of the city at the next general election.

**Section 13-103. Approval of Amendment or Revision—**No amendment or revision of this charter shall be effective unless approved by a majority of the voters voting thereon.

**Section 13-104. Effective Date of Amendment or Revision—**Any amendment or revision approved by the electors of the city shall become effective at the time and under the conditions specified in the amendment or revision.

**Section 13-105. Mandatory Review—**Sixteen years after the adoption of the charter and at intervals of sixteen years thereafter, the mayor with the approval of the council shall appoint a charter commission composed of nine members, to study and review the operation of the government of the city under this charter. The commission may propose amendments to the existing charter or a draft of a new charter which shall be submitted to the city clerk. Upon receipt of the amendments or charter, the city clerk shall provide for the submission of such amendments or charter to the electors of the city at a

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special election which shall be called by the mayor. Such special election shall be held not less than forty-five nor more than seventy-five days after receipt of the amendments or charter by the city clerk. If a general election is to be held within one hundred fifty days from the time the amendments or charter is received by the city clerk, however, the amendments or charter shall be submitted to the electorate at such general election.

The commission shall publish not less than forty-five days before any election, at least once in a daily newspaper of general circulation within the city, a brief digest of the amendments or charter and a notice to the electorate that copies of the amendments or charter are available at the office of the city clerk.

**ARTICLE XIV**  
**TRANSITION SCHEDULE**

**Section 14-101. Effective Date of Charter**—All provisions of this charter shall become effective as of the first day of July 1959, except that:

(a) The composition and organization of the existing board of supervisors shall not be affected prior to the second day of January 1961 at which time the members of the council provided for by this charter shall take office. In addition thereto the provisions relating to an independent post audit, the verification of receipts and expenditures and the appointment of the city clerk by the council shall take effect on the second day of January 1961. The elected city clerk shall continue to exercise and perform the powers, duties and functions imposed upon him by law until the terms of office of the first mayor and council begin under this charter. Thereafter, the office of the elected city clerk shall stand abolished.

(b) The powers, duties and functions of the elected treasurer and auditor which are assigned to the director of finance by the provisions of this charter, shall continue to be exercised and performed by the treasurer and auditor, respectively, until the terms of office of the first mayor and council begin under this charter. Thereafter, the offices of the treasurer and auditor shall stand abolished.

(c) Each member of the civil service commission holding office at the effective date of this charter shall continue in office until his term of office expires unless a vacancy occurs before such date.

((d) deleted)

(e) The appointed members of the existing board of public parks and recreation holding office at the effective date of this charter shall continue in office until the terms of office of the first mayor and council begin under this charter.

(f) The powers, duties and functions vested in the coroner's physician shall continue to be exercised and performed by the city and county physician until the terms of office of the first mayor and council begin under this charter.

(g) The provisions relating to the medical examiner shall become effective as of the second day of January 1961.

(h) The powers, duties and functions vested in the elected sheriff, which are assigned to the chief of police by this charter, shall continue to be

exercised and performed by the sheriff until the terms of office of the first mayor and council begin under the terms of this charter. Thereafter, the office of sheriff shall stand abolished.

(i) Notwithstanding the provisions of section 4-102 of this charter, no change shall be made in the provisions relating to the department of traffic and to the office of the medical examiner within four years of the effective date of this charter.

Each member of the civil service commission shall continue in office until his term of office expires. Op 59-50. The office of the coroner's physician terminates January 2, 1961. Op 59-51. The elective office of the city clerk will be abolished on January 2, 1961. Op 59-53. The elective office of the auditor will be abolished on January 2, 1961. Op 59-60, Op 59-76. The elective office of the sheriff will be abolished on January 2, 1961. Op 59-62. The elective office of the treasurer will be abolished on January 2, 1961. Op 59-63, Op 59-76. The board of public parks and recreation becomes an advisory board and the incumbents will serve until January 2, 1961. Op 59-69. On January 2, 1961, the chief of police will assume all the duties performed by the sheriff except the function of coroner. Op 59-71. The office of budget director comes into existence on July 1, 1959. Op 59-76. The department of finance comes into existence on July 1, 1959. Op 59-76. The office of the controller is abolished effective July 1, 1959. Op 59-76. The legislative body of the city and county of Honolulu should, after July 1, 1959, be called the city council and the members thereof, councilmen. Op 59-98. The mayor will continue to preside at council meetings until January 2, 1961. Op 59-99. The persons who are to conduct the cash count until January 2, 1961 are the auditor and a person designated by the council. Op 59-102.

Note: Act 87, SLH 1959, grants the treasurer the discretion to discard vehicle registration records older than 6 years.

**Section 14-102. Initial Election under the Charter**—The first city primary election under this charter shall be held on the first Saturday of October in 1960 and the first city general election shall be held on the first Tuesday following the first Monday of November in 1960.

**Section 14-103. Transfer of Employees, Records, etc., of Certain Elective Offices**—The administrative code to be adopted pursuant to section 4-102 of this charter shall also provide for the transfer of employees, records and equipment of the offices of the elected clerk, auditor, treasurer and sheriff to be effective as of the date such offices are abolished.

A transfer of employees, records and equipment of the clerk's, sheriff's, auditor's and treasurer's offices will be provided for by the administrative code. Ops. 59-53, 59-60, 59-62, 59-63.

Note: Act 87, SLH 1959, grants the treasurer discretion to discard vehicle registration records over 6 years old. Act 27, SS 1959, pertains to the transfer of employees as a result of the abolishing or reorganization of agencies pursuant to the charter of the city.

**Section 14-104. Abolition of the Suburban Water System and Transfer of Records, Property and Personnel**—

1. Effective as of the first day of January 1960, the suburban water system of the city shall stand abolished and all records shall be transferred to the board of water supply. The exclusive control, management and operation of all funds and assets, including water and water rights, properties, both real and personal, equipment and supplies used in connection with the suburban water system shall also be transferred to and vested in the board of water supply. Thereafter, that department shall have the duty and authority to manage, control, maintain and operate all of the properties of said suburban water system acquired in connection therewith, as well as the properties of the present

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board of water supply, for the purpose of supplying water to the public within the city.

2. Upon the transfer of the funds and assets of the suburban water system, the board of water supply shall assume and become liable for the payment of all outstanding obligations of the suburban water system. However, the board of water supply shall not assume nor be liable for the payment of the principal or interest on the public improvement bond authorized to be issued by the board of supervisors of the city and county of Honolulu under section 2(i) of Act 289, SLH 1957, for the "Pearl Harbor Basin to Waianae Areas Water System," or for the public improvement bonds authorized to be issued by the Territory under item "u" of section 8-1 of Act 150, SLH 1957, for "Planning and construction of water system to transport water from Pearl Harbor Basin to Waianae areas, etc."

3. All of the moneys in the city treasury belonging to any fund of said suburban water system at the time the board of water supply shall take over the management and control of said suburban water system, and all moneys thereafter collected belonging to any such fund shall forthwith be placed to the credit of the board of water supply by the director of finance of the city. Moneys in funds established to pay the principal and interest on bonds issued by the suburban water system shall be expended only for such purpose.

4. Upon the effective date of the transfer of said suburban water system to the board of water supply, all personnel of the suburban water system shall become officers and employees of the department without loss of vacation allowance, service credits and other rights and privileges on the part of such personnel; subject, however, to change of status made pursuant to the civil service provisions of this charter.

**Section 14-105. Abolition of Other Agencies and Transfer of Functions and Personnel—**

1. The traffic safety commission, the division of traffic safety and the division of street lighting are hereby abolished and their powers, duties and functions are transferred to the department of traffic.

2. All personnel of the agencies by this section abolished, except the members of the traffic safety commission, shall become officers and employees of the department of traffic without loss of vacation allowance, service credits and other rights and privileges; subject, however, to change of status made pursuant to the civil service provisions of this charter.

The divisions of traffic safety and street lighting are abolished and the employees, records and equipment are transferred to the department of traffic. Op 59-52.

**Section 14-106. Transfer of Records and Property—**All records, property and equipment whatsoever of any office, division, department, board or commission, the functions of which are assigned to any other agency by this charter, shall be transferred and delivered to the agency to which such functions are so assigned. If part of the functions of any office, division, department, board or commission is by this charter assigned to another agency, all records, property and equipment relating thereto shall be transferred and delivered to the agency to which such functions are so assigned.

**Section 14-107. Status of Present Employees—**No loss of vacation allow-

ance, service credits or other rights and privileges on the part of any officer or employee in the civil service shall be caused by the adoption of this charter, but nothing contained herein shall be construed to prevent future changes in status pursuant to the civil service provisions of this charter.

In any reorganization under the charter, civil service employees will not lose pay. Op 59-50. District court personnel are not affected by the adoption of the charter. Op 59-55, Op 59-56. A civil service employee who accepts the position of chauffeur to the mayor which is exempt from civil service, may not retain his civil service status. Op 59-162. The rights and privileges granted by the "grandfather clause" in §3-51, RLH 1955, are safeguarded by §14-107 of the charter. Op 59-180.

**Section 14-108. Department Heads Continued in Office**—Notwithstanding any provision to the contrary, all department heads who have been appointed by the mayor, holding office on the effective date of this charter, shall continue in office without reappointment until their terms of office expire or until they are removed from office pursuant to the provisions of this charter.

The personnel director of civil service must be reappointed by the mayor. Op 59-50.

**Section 14-109. Ordinances Continue in Effect**—All ordinances, resolutions, rules and regulations in force at the time this charter takes effect, and not in conflict or inconsistent with this charter, are hereby continued in force until repealed, amended or superseded by proper authority.

Civil service regulations are continued in effect. Op 59-50. The duties of the safety program administrator are not affected. Op 59-54. The duties of the rent control commission are not affected. Op 59-57. The Oahu civil defense agency is not affected. Op 59-59. The duties of the librarian are not affected. Op 59-64. The duties of the poundmaster are not materially affected. Op 59-72.

**Section 14-110. Inconsistent Provisions of Rules, Ordinances and Laws**—The provisions of all rules, regulations, resolutions, ordinances and laws, which are inconsistent with this charter shall be superseded by the provisions of this charter at its effective date, except that ordinances which are inconsistent with those provisions of this charter that require action by the council to make them effective shall remain in full force until such action has been taken.

*Superseded:*

Chap. 3, RLH 1955, (civil service) by Chap. 6, Art. V of charter, Op 59-50; Act 147, SLH 1959, amending §149-184, RLH 1955, (amendment of master plan), by §5-512 of charter, Op 59-82; all inconsistent zoning ordinances and subdivision regulations are superseded, Op 59-85; §149-86(33a), RLH 1955, as amended by Act 71, SLH 1957 (powers of board of supervisors to lease realty), by §5-403(k) of charter, Op 59-111; §3-2, RLH 1955 (attorney general to advise civil service commission), by §5-203 of charter, Op 59-133; Part V, Chap. 149, RLH 1955 (city planning commission), by Chap. 5, Art. V of charter, Op 59-146; Act 43, SLH 1959 (inspection of public records), by §12-110 of charter, Op 59-164; Act 42, SLH 1959, amending §149-121, RLH 1955 (budget procedures), by Chap. 1 and 2 of Art. IX of charter, Op 59-184; Act 86, SLH 1959, amending §149-181, RLH 1955 (city planning commission), by §5-504 of charter, Op 59-186; Act 154, SLH 1959, amending §3-21, RLH 1955 (promotions), by Chap. 6, Art. V of charter, Op 59-187; Act 187, SLH 1959, amending §149-197, RLH 1955 (zoning), by §5-514 and §5-515 of charter, Op 59-203; Act 106, SLH 1959, amending §151-14, RLH 1955 (disbursement of parks board funds), by §12-104 of charter, Op 59-209; Act 50, SLH 1959, amending §149-183, RLH 1955 (master plan) by §5-512 of charter, Op 60-55; Act 112, SLH 1959, amending §149-131 (bureau of purchases and supplies) by §9-401 of charter, Op 60-58.

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*Not inconsistent and therefore still in effect:*

§141-1 and §149-86(34), RLH 1955, (sale of city realty), Op 59-111; §142-1, RLH 1955, (acceptance of streets), Op 59-128; Act 160, SLH 1959 amending §5-39, RLH 1955 (sick leave), Op 59-131; §11-99 and §149-33 (form of ballots), Op 59-141; Act 166, SLH 1959 (sick leave), Op 59-185; Act 156, SLH 1959, amending §4-4, RLH 1955 (employees' compensation plan), Op 59-204; Act 72, SLH 1959 (regulation of traffic on private streets), Op 59-205; Act 245, LH 1959 (bidding for concessions), Op 59-207; §149-86(27), RLH 1955 (power of council to x fees and charges for official services), Op 60-42; Act 176, SLH 1959, amending §149-86, SLH 1955 (sale of realty), Op 60-52; Act 57, SLH 1959, amending §153-2, RLH 1955 (construction of sanitary sewerage systems), Op 60-53; Act 94, SLH 1959, amending §149-86, RLH 1955 (general powers of the council), Op 60-54.

**Section 14-111. Pending Proceedings**—All petitions, hearings and other proceedings pending before any office, department, board or commission abolished by this charter, and all legal proceedings and investigations begun by such office, department, board or commission and not completed at the effective date of this charter, shall continue and remain in full force and effect and shall be completed before or by the office, department, board or commission which succeeds to the powers and functions of such office, department, board or commission.

Action on a zoning resolution initiated by the city planning commission prior to July 1, 1959 may be completed by the council after such date. Op 59-85.

**Section 14-112. Lawful Obligations of the City**—All lawful obligations of the city existing on the effective date of this charter and all fines, taxes, penalties, forfeitures, obligations and rights, due, owing or accruing to the city, and all writs, prosecutions, actions and proceedings by or against the city shall remain unaffected by the adoption of this charter.

The obligations of the former city planning commission are continued. Op 59-146.

**Section 14-113. Master Plan Continued**—The existing master plan of the city shall be continued as the general plan of the city, subject to modification under the provisions of this charter.

The master plan is continued. Op 59-85.

Note: Act 220, SLH 1959, relates to the Honolulu civic center.

**Section 14-114. Existing City and County Seal**—Until a new city seal shall have been adopted by the council the existing city and county seal shall be and remain the official seal of the city.