



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

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## ORDER OF BUSINESS

REGULAR MEETING  
CITY COUNCIL CHAMBER  
30TH SESSION  
WEDNESDAY, NOVEMBER 2, 2016  
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 768-3825 or 768-3813.

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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Accommodations are available upon request to persons with disabilities, please call 768-3825 or 768-3813 or send an email to [potto1@honolulu.gov](mailto:potto1@honolulu.gov) or [vchung@honolulu.gov](mailto:vchung@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?publishid=92>; (2) televised live broadcast on OIelo TV Channel 54; or (3) after the meeting, viewable at <http://www.honolulu.gov/council/cclmeetings/ccl-archived-meetings-agendas.html>. 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, November 2, 2016

**PLEDGE OF ALLEGIANCE**

**MESSAGE OF ALOHA**

**1. CALL TO ORDER – 10 A.M.**

Roll Call

Introduction of Guests

Approval of Minutes of the 29th Session

ORDER OF BUSINESS  
Wednesday, November 2, 2016

**2. ORDER OF THE DAY**

**PUBLIC HEARING/RESOLUTION**

Resolution 16-277 (Public Health, Safety and Welfare)

Relating to the appointment of Steven H. Levinson to serve on the Police Commission of the City and County of Honolulu.

PUBLIC HEARING AND REFERRAL TO COMMITTEE

ORDER OF BUSINESS  
Wednesday, November 2, 2016

**APPOINTMENTS – RESOLUTIONS**

PUBLIC HEALTH, SAFETY AND WELFARE

CR-317

Resolution 16-229, CD1

Relating to the reappointment of Jerald K. Dolak to serve on the Citizens Advisory Commission on Civil Defense of the City and County of Honolulu.

ADOPTION

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PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-320

Resolution 16-260, CD1

Relating to the appointment of Stephen F. Mechler to serve on the Commission on Culture and the Arts of the City and County of Honolulu.

ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

**PUBLIC HEARING/SECOND READING**

BUDGET

CR-327

Bill 61, CD1

Relating to real property taxation. (Clarifying that the payment of the late filing penalty of \$500.00 must be made at the time of the late filing.)

PASS SECOND READING, AS AMENDED

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CR-326

Bill 58

Relating to the Housing Development Special Fund. (Specifying that moneys received to satisfy affordable housing requirements must be deposited in the Housing Development Special Fund.)

PASS SECOND READING

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CR-328

Bill 62

Relating to the Transit Improvement Bond Fund. (Making certain amendments to the Transit Improvement Bond Fund.)

PASS SECOND READING

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

ZONING AND PLANNING

CR-337

Bill 79 (2015), CD1

Amending Chapter 21, Revised Ordinances of Honolulu 1990, as amended (the Land Use Ordinance). (Making miscellaneous amendments to the Land Use Ordinance.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS  
Wednesday, November 2, 2016

**THIRD READING**

PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-319

Bill 51, CD2

Relating to exceptional trees. (Amending the register of exceptional trees.)

PASS THIRD READING, AS AMENDED

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EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-322

Bill 53, CD2

Relating to intergovernmental and private grant agreements. (Making certain changes to the requirements for intergovernmental and private grant agreements.)

PASS THIRD READING, AS AMENDED

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

**FIRST READING**

Bill 63 (Budget)

Relating to property taxes. (Amending Chapter 8 of the Revised Ordinances of Honolulu 1990, relating to the real property tax.)

PASS FIRST READING

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Bill 64 (Budget)

Relating to motor vehicle registration. (Addressing the registration of new and used motor vehicles.)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

Bill 65

(Budget)

Relating to taxicab companies and drivers, and private transportation services companies and drivers. (Amending certain provisions under Article 12, Revised Ordinances of Honolulu 1990, as amended, and Ordinance 16-25 to further the purpose of ensuring the health and well-being of passengers and that the drivers operate in a safe manner and accord consistency with the provisions governing private transportation services companies and drivers.)

PASS FIRST READING

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Bill 66

(Budget)

Relating to real property dedication for government owned agricultural land. (Providing for the lessees of government-owned agricultural land to dedicate their leased lands for vacant agricultural use from the effective date of the lease, license, or permit.)

PASS FIRST READING

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Bill 67

(Zoning and Planning)

Relating to bicycle facilities. (Encouraging commuting by means other than by motor vehicle, including by bicycle.)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

**RESOLUTIONS**

PUBLIC HEALTH, SAFETY AND WELFARE

CR-318

Resolution 16-236, CD1

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 2016 Honolulu Marathon event.

FOR ADOPTION

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PARKS, COMMUNITY AND CUSTOMER SERVICES

CR-321

Resolution 16-264, CD1

Relating to the acceptance of a gift to the City from the family and friends of Noah Pōmaika'i Montemayor for Maunalua Bay Beach Park.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-323

Resolution 16-213, CD1

Providing for the acquisition of land for public use, to wit: public streets, situate at Kakaako, Honolulu, Oahu, Hawaii, and determining and declaring the necessity of the acquisition thereof by eminent domain.

LAID OVER AND BE PUBLISHED

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Resolution 16-213, CD1, Proposed FD1  
(Submitted by Councilmember Fukunaga)

ORDER OF BUSINESS  
Wednesday, November 2, 2016

BUDGET

CR-330

Resolution 16-268, CD1

Relating to the acceptance of a gift to the City from Honolulu Zoological Society at the Honolulu Zoo with a value of \$75,434.48.

FOR ADOPTION

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CR-334

Resolution 16-274

Accepting a gift to the City and County of Honolulu from the Taipei Economic and Cultural Office in Honolulu, for travel expenses to Taiwan.

FOR ADOPTION

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CR-329

Resolution 16-219, CD1

Requesting the City Administration to evaluate the City's Community Facilities District Ordinance and recommend amendments to facilitate the financing of transit-related improvements through the establishment of community facilities districts along the Honolulu High-Capacity Transit Corridor Project route.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

BUDGET (Cont'd.)

CR-331

Resolution 16-270

Approving the grant of Easement 8 to the Hawaiian Electric Company, Inc. within a portion of the City's Oneula Beach Park, TMK: 9-1-134:006.

FOR ADOPTION

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CR-332

Resolution 16-271, CD1

Approving the removal of restrictive covenants relating to use of various lands at Aloha Stadium.

FOR ADOPTION

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CR-333

Resolution 16-272, CD1

Approving the removal of restrictive covenants relating to use of various lands at Aloha Stadium.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

BUDGET (Cont'd.)

CR-335

Resolution 16-276, CD1

Approving the marketing of the property known as Varona Village in the Ewa Villages, identified as Tax Map Key (10) 9-1-017: 113 and concurring with the Administration's use of competitive sealed proposals to select the potential buyer.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

ZONING AND PLANNING

CR-338

Resolution 16-242, CD1

Granting a Special Management Area (SMA) Use Permit to construct three two-story, two-family dwelling units, landscaping, swimming pools, a rock or concrete masonry unit (CMU) wall, and guest parking areas within the SMA, and minor structures within the 40-foot shoreline setback area. (Applicant: 4607 Kahala LLC) (Deadline: 12/30/16)

FOR ADOPTION

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CR-339

Resolution 16-265, CD1

Granting a Special Management Area Use Permit for the Kihapai Place Apartment Project. (Applicant: Kihapai Hui LLC) (Deadline: 11/27/16)

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

TRANSPORTATION

CR-340

Resolution 16-263, CD1

Authorizing the execution of an intergovernmental agreement between the Department of Transportation Services (DTS) of the City and County of Honolulu (City) and the State of Hawaii Department of Transportation (HDOT) for a Highway Safety Project Reimbursement Grant promoting pedestrian safety in the City.

FOR ADOPTION

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CR-341

Resolution 16-267

Approving amendment to the City and County of Honolulu's list of projects in the Federal Fiscal Years 2015-2018 Transportation Improvement Program.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

**3. BALANCE OF COMMITTEE REPORTS**

EMLACR-325

To request authorization to settle a case against the City and County of Honolulu entitled Keith Kato, Individually and as Personal Representative of the Estate of Barbara N. Kato and Kevin Y. Kato v. City and County of Honolulu, et al., Civil No. 15-1-0185-02 VLC.

BCR-336

Real property tax compromise to \$600 for Fiscal Year 2014-2015, Fiscal Year 2015-2016, and Fiscal Year 2016-2017, which represents the real property taxes due on the property located at 85-596 I Waianae Valley Road, identified by Tax Map Key 8-5-003-013. (D-682)

FOR ADOPTION

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**4. UNFINISHED BUSINESS**

Bill 31

Relating to infrastructure. (Providing expressly that the City may construct infrastructure improvements in neighborhoods solely with City funds.)

FOR ACTION

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Bill 31, Proposed FD1  
(Submitted by Councilmember Fukunaga)

**5. NEW BUSINESS**

Resolution 16-262

Authorizing the Mayor of the City and County of Honolulu or his authorized representative to enter into an agreement with the United States Geological Survey (USGS) for the collection of hydrologic data on Oahu.

FOR ACTION

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

Resolution 16-281

Relating to the acceptance of a gift to the City from the North Shore Chamber of Commerce.

FOR ACTION

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Resolution 16-288

Relating to the 2017 Hawaii State Association of Counties legislative package.

FOR ACTION

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

COMMUNICATION M-2597

From Brian Hanchett, Trinity Missionary Baptist Church, requesting a 120-day extension of time on Bill 48, to rezone land situated at Moanalua, Oahu, Hawaii. (Deadline: 11/3/16 + 120 days)

FOR ACTION

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COMMUNICATION M-2598

From Christina Malins, Holy Family Catholic Academy, requesting a 120-day extension of time on Bill 49, to rezone land situated at Moanalua, Oahu, Hawaii. (Deadline: 11/3/16 + 120 days)

FOR ACTION

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COMMUNICATION M-2599

From William Wood, Church of Christ at Pearl Harbor, requesting a 120-day extension of time on Bill 52, to rezone land situated at Moanalua, Oahu, Hawaii. (Deadline: 11/24/16 + 120 days)

FOR ACTION

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ORDER OF BUSINESS  
Wednesday, November 2, 2016

**6. COMMITTEE OF THE WHOLE/EXECUTIVE SESSION**

Pursuant to Council Rule 12A and the Hawaii Revised Statutes Section 92-4 and Section 92-5(a)(4), the Council will resolve itself into a Committee of the Whole to consult with its attorneys in executive session on questions and issues on matters pertaining to the Council's powers, duties, privileges, immunities and/or liabilities, and may resolve itself into a Committee of the Whole to consult with its attorneys on other claims and matters pertaining to the Council's powers, duties, privileges, immunities and/or liabilities.

**7. ANNOUNCEMENTS**

**8. ADJOURNMENT**