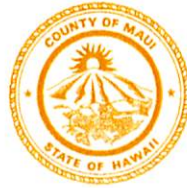


Michael P. Victorino
Mayor

Sananda K. Baz
Managing Director



OFFICE OF THE MAYOR
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov

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2019 NOV 12 AM 10: 01

OFFICE OF THE
COUNTY COUNCIL

November 12, 2019

The Honorable Kelly King
and Members of the Council
200 South High Street
Wailuku, Hawaii 96793

Dear Chair King:

**SUBJECT: A PROPOSED BILL FOR AN ORDINANCE AMENDING
CHAPTER 2.41, MAUI COUNTY CODE, RELATING TO
ATTENDANCE AT BOARD COMMISSION AND
COMMITTEE MEETINGS BY APPOINTED MEMBERS**

The purpose of the amendment is to add a new section to Chapter 2.41, Maui County Code, to clarify the attendance policy of all boards, commissions, and committees.

I respectfully request that this proposed bill be referred to the appropriate committee.

Thank you for your attention to this matter. Please contact Community Liaison Gladys Baisa at 270-8211 if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Michael P. Victorino".

MICHAEL P. VICTORINO
Mayor

MPV:gb/so

Attachment

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2019 NOV 12 AM 10: 54
OFFICE OF THE
COUNTY CLERK

COUNTY COMMUNICATION NO. 19-478

ORDINANCE NO. _____

BILL NO. _____ (2019)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 2.41,
MAUI COUNTY CODE, RELATING TO ATTENDANCE AT BOARD,
COMMISSION, AND COMMITTEE MEETINGS BY APPOINTED MEMBERS

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Chapter 2.41, Maui County Code, is amended by adding a new section to be appropriately designated and to read as follows:

“2.41.090 Attendance at board, commission, and committee meetings by appointed members. A. It is vital to the proper function of county government that duly appointed members of all boards, commissions, and committees fully and faithfully serve and attend all duly noticed, regularly scheduled meetings of their respective boards, commissions, and committees.

B. Section 13-2(5) of the revised charter of the County of Maui (1983), as amended, authorizes the mayor to recommend removal of any board, commission, or committee member, for cause, subject to the approval of two-thirds of the entire membership of the council.

C. It shall be the duty and responsibility of all chairpersons of all county boards, commissions, and committees to account for and document the presence or absence of all members at every duly noticed, regularly scheduled meeting.

D. Attendance of members at duly noticed, regularly scheduled meetings shall be recorded and documented as either present, absent, or excused.

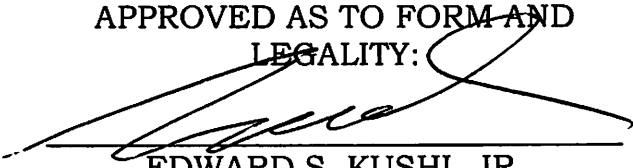
E. If a member will be unable to attend a duly noticed, regularly scheduled meeting, the member must notify the chairperson, or in the event the chairperson is not available the departmental staff personnel assigned to the board, commission, or committee, at least forty-eight hours prior to the meeting, of the member's absence and the reason for such absence. Except in cases of an emergency, failure of a member to provide the requisite notice within the time specified shall deem the member's absence as unexcused, and, therefore, the member's non-attendance must be recorded as absent. In all other instances, the chairperson shall determine whether a member's absence is excused.

F. If a board, commission, or committee record reflects that a member has not attended 50 percent or more meetings in any twelve month period, within thirty days of the end of such twelve month period the chairperson of such board, commission, or committee shall send a letter to the mayor, with a copy to the council, informing the mayor of such absences, which letter must also specifically recommend that the member be removed.

G. If any board, commission, or committee chairperson fails to submit the letter to the mayor as set forth in subsection F, such failure, in itself, would be considered cause for the removal of such chairperson from membership to the respective board, commission, or committee.”

SECTION 2. This ordinance shall take effect on January 2, 2020.

APPROVED AS TO FORM AND
LEGALITY:

A handwritten signature in black ink, appearing to read 'Edward S. Kushi, Jr.', is written over a horizontal line.

EDWARD S. KUSHI, JR.

Department of the Corporation Counsel
County of Maui
LF2019-1078