

Resolution

No. 24-95

PROPOSING AN AMENDMENT TO ARTICLE 10 OF
THE REVISED CHARTER OF THE COUNTY OF MAUI
(1983), AS AMENDED, TO AUTHORIZE FULL-TIME
STAFF FOR THE MAUI COUNTY BOARD OF ETHICS

WHEREAS, by correspondence dated January 10, 2024 (Exhibit “1”), the Chair of the Maui County Board of Ethics requested that the Council propose a Charter amendment “to provide for staff for the BOE”; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That, in accordance with Charter Section 14-1(1), it proposes that Section 10-2 of the Revised Charter of the County of Maui (1983), as amended, be amended to read as follows, with deleted material in brackets and new material underscored:

“6. The council and mayor shall cooperate and provide financing [and personnel reasonably] required by the board in the performance of its duties. The board may appoint such staff and engage consultants as necessary to assist it in performance of its duties, including giving informal ethics opinions and advice and reviewing financial disclosure statements and lobbyist filings. The board’s staff may include attorneys who, notwithstanding Section 8-2.3.3, may pursue ethics violation complaints and advise the board independently of the department of the corporation counsel. All staff positions are exempt from civil service and serve at the pleasure of the board. The executive director must be an attorney qualified to practice law in the State of Hawai‘i. The salary of the board’s staff must be fixed by ordinance.”;

2. That, in accordance with Charter Section 14-2(1), this Resolution be submitted to the voters of the County of Maui at the next General Election;

3. That the County Clerk prepare the necessary ballot for presentation to the voters at the next General Election;

Resolution No. 24-95

4. That, in accordance with Charter Section 14-1(1), it proposes that the following question be placed on the next General Election ballot:

“Shall the Charter be amended, effective July 1, 2025, to authorize the Board of Ethics of the County of Maui to hire independent staff?”

5. That, in accordance with Charter Section 14-2(2), the County Clerk must publish the proposed amendment in this Resolution in its entirety in a newspaper of general circulation;

6. That, on approval by a majority of the voters voting on the proposed amendment and on official certification of the result, the amendment proposed in this Resolution takes effect on July 1, 2025;

7. That, as authorized by Charter Section 14-4, the County Clerk must revise and publish in its entirety a revised Charter including amendments adopted in this Resolution and renumber provisions and cross-references as may be necessary by the approval of the revisions or amendments; and

8. That certified copies of this Resolution be transmitted to the Mayor and the County Clerk.

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read 'Alice L. Lee', is written over a horizontal line.

ALICE L. LEE