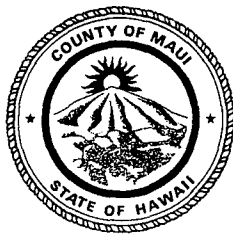


ALAN M. ARAKAWA  
Mayor



PATRICK K. WONG  
Corporation Counsel

EDWARDS S. KUSHI  
First Deputy


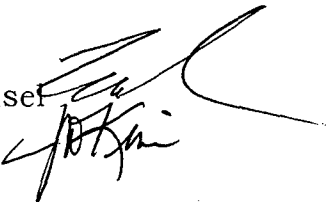
LYDIA A. TODA  
Risk Management Officer  
Tel. No. (808) 270-7535  
Fax No. (808) 244-2646

DEPARTMENT OF THE CORPORATION COUNSEL  
COUNTY OF MAUI  
200 SOUTH HIGH STREET, 3<sup>RD</sup> FLOOR  
WAILUKU, MAUI, HAWAII 96793  
EMAIL: CORPCOUN@MAUICOUNTY.GOV  
TELEPHONE: (808) 270-7740  
FACSIMILE: (808) 270-7152

MEMO TO: Honorable Alan M. Arakawa  
Mayor, County of Maui

FOR TRANSMITTAL TO:

Honorable Mike White, Chair  
And Members of the Council

FROM:  Patrick K. Wong, Corporation Counsel  
John D. Kim, Prosecuting Attorney 

DATE: March 20, 2017

SUBJECT: PROPOSED BILL FOR AN ORDINANCE AMENDING  
SECTION 2.44.015, MAUI COUNTY CODE, RELATING TO  
SALARIES OF DEPUTIES CORPORATION COUNSEL AND  
DEPUTIES PROSECUTING ATTORNEY

Pursuant to Section 2.44.015(C), Maui County Code, we hereby transmit a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 2.44.015, MAUI COUNTY CODE, RELATING TO SALARIES OF DEPUTIES CORPORATION COUNSEL AND DEPUTIES PROSECUTING ATTORNEY".

1. Applicable law.

By letter dated January 4, 2017, the Mayor was notified that at its December 9, 2016 meeting, the Salary Commission had voted to increase the salaries of the Mayor, Managing Director, and Deputy Managing Director as well as directors and deputies of various departments, including the Corporation Counsel and Prosecuting Attorney. A copy of said January 4, 2017 letter is attached hereto as Exhibit "A".

Honorable Alan M. Arakawa  
Mayor, County of Maui

For Transmittal To:  
Honorable Mike White, Chair  
And Members of the Council  
March 20, 2017  
Page 2

Pursuant to Section 2.44.015(C), Maui County Code<sup>1</sup>, the Corporation Counsel and Prosecuting Attorney recommend that salaries of deputies corporation counsel and deputies prosecuting attorney be adjusted in the manner set forth in the attached proposed bill.

2. Salary adjustment recommendations.

As proposed in 2013, we believe the most equitable pay proposal for our deputies would be to increase their salaries by a flat percentage rate across the board. We submit that our deputies' salary be increased by 6% across the board for Fiscal Year 2017 and 6% across the board for Fiscal Year 2018. The average dollar amount increase would be \$5,123 for Fiscal Year 2017 and \$5,430 for Fiscal Year 2018.

We respectfully request that the attached proposed bill be referred to the appropriate standing committee for discussion and action. Thank you for your consideration. Should you have any questions or require clarification, please contact us.

PKW:JDK:lk

Enclosures

cc: Keith A. Regan, Managing Director  
Lynn Araki-Regan, Budget Director  
Danilo F. Agsalog, Finance Director  
Edward S. Kushi, Jr., First Deputy Corporation  
Robert D. Rivera, First Deputy Prosecuting Attorney  
Sananda K. Baz, Council Services Director

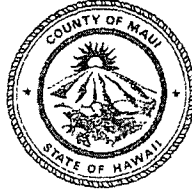
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<sup>1</sup>Section 2.44.015(C), Maui County Code states:

"C. Within nine months after the beginning of each term of the County council, or when the salary commission adjusts the salary of the corporation counsel or the prosecuting attorney, the corporation counsel and the prosecuting attorney shall transmit to the County council their recommendations regarding the salary plans for deputies in their respective departments. The corporation counsel and the prosecuting attorney may submit recommendations jointly or separately."

ALAN M. ARAKAWA  
MAYOR



KEITH A. REGAN  
MANAGING DIRECTOR

**OFFICE OF THE MAYOR**

Ke'ena O Ka Meia  
COUNTY OF MAUI – Kalana O Maui

January 4, 2017

Honorable Alan M. Arakawa  
Mayor, County of Maui  
200 South High Street  
Wailuku, Hawaii 96793

Dear Mayor Arakawa,

**SUBJECT: SALARY INCREASES FOR MAYOR; MANAGING DIRECTOR AND DEPUTY;  
DEPARTMENT DIRECTORS AND DEPUTIES**

At its December 9, 2016 meeting, the Salary Commission (Commission) voted to approve a salary increase of 12% for the positions of Mayor, Managing Director and Deputy Managing Director. The Commission also approved 12% salary increases for the positions of director and deputy director of the following departments: Corporation Counsel, Environmental Management, Finance, Fire and Public Safety, Housing and Human Concerns, Liquor Control, Parks and Recreation, Personnel Services, Planning, Police, Prosecuting Attorney, Public Works, Transportation and Water. The Salary increases are effective as of July 1, 2016.

The foregoing actions were reviewed by the Commission at its December 23, 2016 meeting. No action was taken to modify the salary increases approved at the Commission's December 9, 2016 meeting.

After factoring in the 12% increase, the salaries for the following positions are as indicated in the table below:

Mayor	Mayor	\$151,979.00
Management	Managing Director	\$141,551.00
	Deputy Managing Director	\$127,396.00
Corporation Counsel	Corporation Counsel	\$142,306.00
	First Deputy	\$135,190.00
Environmental Management	Director	\$139,232.00
	Deputy Director	\$125,310.00

Finance	Director	\$131,118.00
	Deputy Director	\$118,006.00
Fire and Public Safety	Chief	\$151,200.00
	Deputy Chief	\$143,640.00
Housing and Human Concerns	Director	\$127,769.00
	Deputy Director	\$114,992.00
Liquor Control	Director	\$132,432.00
	Deputy Director	\$119,188.00
Parks and Recreation	Director	\$128,542.00
	Deputy Director	\$115,688.00
Personnel Services	Director	\$127,512.00
	Deputy Director	\$114,760.00
Planning	Director	\$130,732.00
	Deputy Director	\$117,659.00
Police	Chief	\$151,200.00
	Deputy Chief	\$143,640.00
Prosecuting Attorney	Prosecuting Attorney	\$142,306.00
	First Deputy	\$135,190.00
Public Works	Director	\$139,232.00
	Deputy Director	\$125,310.00
Transportation	Director	\$120,299.00
	Deputy Director	\$108,269.00
Water	Director	\$135,884.00
	Deputy Director	\$121,288.00

The Commission took no action regarding the salaries for the office of Council Chair, Council Member or County Auditor. Those positions will be discussed at the Commission's March 10, 2017 meeting.

We appreciate this opportunity to serve the people of the County of Maui. If you have any questions, please feel free to contact John Buck, Executive Assistant to the Mayor at (808) 270-7855.

Sincerely,

  
 JAMES LIKES, Vice-Chair  
 Salary Commission

xc: Keith Regan, Managing Director  
 David Ching, Deputy Managing Director

Salary Increases

January 4, 2017

Page 3

Lynn Araki-Regan, Budget Director  
Gary Murai, Deputy Corporation Counsel  
John L. Buck III, Executive Assistant  
Patrick Wong, Corporation Counsel  
Ed Kushi, First Deputy Corporation Counsel  
Stewart Stant, Environmental Management Director  
Michael M. Miyamoto, Environmental Management Deputy Director  
Danilo Agsalog, Finance Director  
Mark Walker, Finance Deputy Director  
Jeffrey Murray, Fire and Public Safety Chief  
Robert Shimada, Fire and Public Safety Deputy Chief  
Carol Reimann, Housing and Human Concerns Director  
Janice Shishido, Housing and Human Concerns Deputy Director  
Glenn Mukai, Liquor Control Director  
Mark Honda, Liquor Control Deputy Director  
Ka'ala Buenconsejo, Parks and Recreation Director  
Brienne Savage, Parks and Recreation Deputy Director  
David Underwood, Personnel Services Director  
Cynthia Razo-Porter, Personnel Services Deputy Director  
William Spence, Planning Director  
Michele McLean, Planning Deputy Director  
Tivoli Faaumu, Police Chief  
Dean Rickard, Deputy Police Chief  
John Kim, Prosecuting Attorney  
Robert Rivera, First Deputy Prosecuting Attorney  
David Goode, Public Works Director  
Rowena Dagdag-Andaya, Public Works Deputy Director  
Don Medeiros, Transportation Director  
Marc Takamori, Transportation Deputy Director  
Dave Taylor, Water Supply Director  
Paul Meyer, Water Supply Deputy Director  
Yarrow Flower, Civil Service Commission Chair  
Doreen "Pua" Canto, Fire and Public Safety Commission Chair  
Robert Tanaka, Liquor Control Commission Chair  
Kevin Tanaka, Police Commission Chair



ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_ (2017)

A BILL FOR AN ORDINANCE AMENDING SECTION 2.44.015,  
MAUI COUNTY CODE, RELATING TO SALARIES OF DEPUTIES  
CORPORATION COUNSEL AND DEPUTIES PROSECUTING ATTORNEY

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

SECTION 1. Section 2.44.015, Maui County Code, is amended by  
amending subsection A to read as follows:

"A. The corporation counsel and the prosecuting attorney shall have sole discretion to set the annual salary of each deputy in their respective departments within a range that is twenty percent greater or less than the allocated amount, provided that the annual salary of any deputy shall not exceed the salary of the first deputy corporation counsel or the first deputy prosecuting attorney, whichever is lower. The allocated amount for a deputy shall depend upon the number of full years that has elapsed since the deputy was admitted to the practice of law in any State or the District of Columbia, as of the beginning of the fiscal year, as follows:

**Effective [July 1, 2013] July 1, 2016**

<b>Years</b>	<b>Allocated Amount</b>
0	[\$57,620] <u>\$61,077</u>
1	[63,789] <u>67,616</u>
2	[69,958] <u>74,155</u>
3	[76,127] <u>80,695</u>
4	[82,296] <u>87,244</u>
5	[88,478] <u>93,787</u>
6	[94,647] <u>100,326</u>
7	[100,816] <u>106,865</u>
8	[106,985] <u>113,404</u>
9+	[113,154] <u>119,943</u>

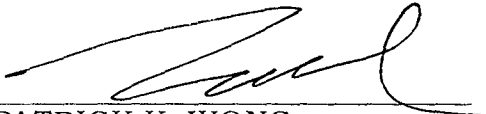

**Effective July 1, 2017**

<b><u>Years</u></b>	<b><u>Allocated Amount</u></b>
<u>0</u>	<u>\$ 64,742</u>
<u>1</u>	<u>71,673</u>
<u>2</u>	<u>78,605</u>
<u>3</u>	<u>85,536</u>
<u>4</u>	<u>92,468</u>
<u>5</u>	<u>99,414</u>
<u>6</u>	<u>106,345</u>
<u>7</u>	<u>113,277</u>
<u>8</u>	<u>120,208</u>
<u>9+</u>	<u>127,140"</u>

SECTION 2. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 3. This ordinance, upon its approval, shall take effect retroactive to July 1, 2016.

APPROVED AS TO FORM  
AND LEGALITY:

PATRICK K. WONG  
Corporation Counsel  
County of Maui

2017-0116  
2017-03-20 Ordinance