

ORDINANCE NO. _____

BILL NO. 39 (2020)

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. It is the responsibility of departmental staff assigned to a respective board, commission, or committee to record and document the attendance of members at every duly noticed, regularly scheduled meeting.

C. Attendance of each member will be recorded and documented at every board, commission, or committee meeting as either present, absent or unexcused, or excused.

D. If a member is unable to attend a meeting of a board, committee, or commission of which they are a member, the member must notify the chairperson and departmental staff of the member’s non-attendance, including the reason for the non-attendance, at least forty-eight hours prior to the start of the meeting. Except in cases of an emergency, failure of a member to provide the requisite notice within the time period specified will result in the member’s non-attendance to be recorded and documented as unexcused or absent. In all other instances, it is the responsibility of the chairperson to determine whether a member’s non-attendance is excused.

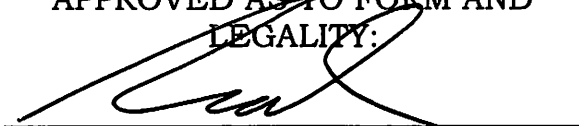
E. In a six-month period, once a board, commission, or committee record reflects a member’s non-attendance of 50 percent or more meetings, or absences of at least 25 percent of meetings, within thirty days of the member’s last excused or unexcused absence, the chairperson of the board, commission, or committee must send a letter to the mayor, with a copy to the council, informing of the member’s attendance record.

F. If any board, commission, or committee chairperson fails to submit the letter to the mayor as set forth in subsection E, departmental staff will submit the letter on the board, commission, or committee's behalf.

G. If the absence of members create a lack of quorum for a posted meeting, the absence will be counted as unexcused for those members even if that meeting was not held.”

SECTION 2. This ordinance will take effect on approval.

APPROVED AS TO FORM AND
LEGALITY:



EDWARD S. KUSHI, JR.

Department of the Corporation Counsel
County of Maui

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DIGEST

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This bill proposes to amend Chapter 2.41, Maui County Code, relating to attendance at board, commission, and committee meetings by appointed members.

I, KATHY L. KAOHU, County Clerk of the County of Maui, State of Hawaii, DO
HEREBY CERTIFY that the foregoing BILL NO. 39 (2020) was passed on First Reading
by the Council of the County of Maui, State of Hawaii, on the 21st day of February, 2020,
by the following vote:

AYES: Councilmembers G. Riki Hokama, Natalie A. Kama, Michael J. Molina, Tamara A. M. Paltin, Shane M. Sinenci, Yuki Lei K. Sugimura, Vice-Chair Keani N. W. Rawlins-Fernandez, and Chair Alice L. Lee.

NOES: None.

EXCUSED: Councilmember Kelly T. King.

DATED at Wailuku, Maui, Hawaii, this 2nd of March, 2020.



KATHY L. KAOHU, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII

Copies of the foregoing Bill, in full, are on file in the Office of the County Clerk, County of Maui, for use and examination by the public.