

COUNCIL OF THE COUNTY OF MAUI
COMMITTEE OF THE WHOLE

September 18, 2009

**Committee
Report No.** _____

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Committee of the Whole, having met on August 20, 2009, makes reference to County Communication No. 09-29, from Council Chair Danny A. Mateo, relating to amendments to the Rules of the Council.

By correspondence dated February 4, 2009, Council Chair Danny A. Mateo, transmitted a proposed resolution entitled "AMENDING THE RULES OF THE COUNCIL RELATING TO MEETINGS OF THE COUNCIL". The purpose of the proposed resolution is to amend the Rules of the Council to acknowledge that there may be times when it is infeasible to hold a regular Council meeting on the first and third Friday of the month, and to allow the Council Chair to reschedule a regular Council meeting where circumstances dictate.

Your Committee notes that Rule 2(A) of the Rules of the Council requires that regular meetings of the Council be held on the first and third Fridays of each month. A regular meeting may be rescheduled only in the following circumstances: (1) the Council Chair may reschedule the regular Friday meeting date to specific days if the Friday meeting date falls on a holiday or is in conflict with an important public event; and (2) the Council may reschedule a regular meeting for a different time, date, and place within the same month.

Your Committee further notes that there may be exceptional circumstances, such as weather conditions, which may prevent the Council from complying with Rule 2(A).

Your Committee recognizes that the proposed amendments will allow more flexibility in the scheduling of regular Council meetings and, in exceptional circumstances, permit the Council Chair to reschedule a regular meeting for a different time, date, and place within the same month.

Your Committee voted 7-0 to recommend adoption of the proposed resolution and filing of the communication. Committee Chair Molina, Vice-Chair Mateo, and members

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Baisa, Kaho'ohalahala, Nishiki, Pontanilla, and Victorino voted "aye". Committee members Johnson and Medeiros were excused.

Your Committee of the Whole RECOMMENDS that Resolution No. _____, attached hereto, entitled "AMENDING THE RULES OF THE COUNCIL RELATING TO MEETINGS OF THE COUNCIL" be ADOPTED.

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This report is submitted in accordance with Rule 7 of the Rules of the Council.



MICHAEL J. MOLINA, Chair

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Resolution

No. _____

AMENDING THE RULES OF THE COUNCIL RELATING TO MEETINGS OF THE COUNCIL

WHEREAS, by Resolution No. 09-3, the Council adopted the Rules of the Council on January 2, 2009; and

WHEREAS, the Council now wishes to amend the Rules of the Council; now, therefore,

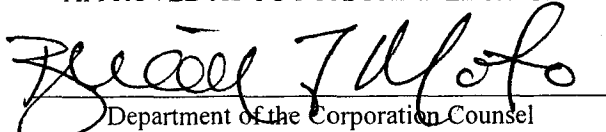
BE IT RESOLVED by the Council of the County of Maui that Rule 2 of the Rules of the Council, relating to meetings of the Council, shall be amended as follows (with new material underscored):

“A. Regular meetings. Regular meetings of the Council shall be held in the Council Chamber at the County Building, Wailuku, Hawaii, on every first and third Friday of each month, to the extent feasible. If the regular Friday meeting date is a holiday or is in conflict with an important public event, the Chair may reschedule the regular meeting date either for the prior business day or for the second business day following such Friday. The Council or, in exceptional circumstances, the Chair may reschedule a regular meeting for a different time, date, and place within the same month.

B. Special meetings. Special meetings may be called at any time by the Mayor, the Chair, or a majority of the Council. The Council shall request the attendance of the Mayor at all special meetings called by the Mayor. Unless waived by all members, written notice of a special meeting shall be given to each member at least six calendar days prior to such meeting.

C. Emergency meetings. Emergency meetings shall be governed by Subsection 4-2.6 of the County Charter and Section 92-8 of the Hawaii Revised Statutes.”

APPROVED AS TO FORM AND LEGALITY


Department of the Corporation Counsel
County of Maui