

MINUTES OF THE
MAUI COUNTY CHARTER COMMISSION

DATE: October 13, 1966

PLACE: Board Chambers, Wailuku, Maui, Hawaii

CALL TO ORDER: 7:34 P. M.

PRESIDING: Douglas Sodetani, Chairman

MEMBERS PRESENT: Douglas Sodetani, Chairman
Emil Balthazar
Edward L. Cluney
William F. Crockett, Vice-Chairman
Shiro Hokama
Harry Kobayashi
George Kondo
Paul Pladera
Keith Tester
James Ushijima
Charles C. Young, Research Assistant

MEMBERS EXCUSED: Nadao Honda

OTHERS PRESENT: Robert Johnson, Advertiser Reporter

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ROLL CALL:

There were 10 members present and 1 excused at the regular meeting of the Maui County Charter Commission on October 13, 1966.

MINUTES:

The minutes of the public hearing held on September 16, at the Molokai Community Center were distributed to the members and approval of said minutes was deferred until the next meeting.

On motion of James Ushijima, seconded by Shiro Hokama, the minutes of September 22, 1966, and the minutes of the public hearing held on September 15, 1966, at the Lanai School Cafetorium were approved as circulated. Motion was carried.

COMMUNICATIONS:

1. Letter dated October 8, 1966, from Richard Haake, President, Board of Trustees, Kahului Town Association.

LITERATURE:

The following were distributed to the members for their approval:

1. Changes proposed in Article IX, Financial Procedures;
2. Changes proposed in Article XIII, General Provisions; and
3. Revised Article I and Article II.

It was suggested by Charles C. Young, Research Assistant to include Section 1-3 of Article I and to show some indication that said section was deleted in its entirety. Chairman Sodetani agreed with Mr. Young. There being no other corrections, Chairman Sodetani instructed the secretary to have said Articles for circulation to various organizations.

OLD BUSINESS:

Mr. Crockett suggested having one of our staff members obtain copies of the Code of Ethics proposed by the Ethics Committee, as well as the Code of Ethics adopted by the Council of the City and County of Honolulu. Mr. Crockett also suggested obtaining copies of the Code of Ethics proposed by the Board of Water Supply of the County of Maui. Chairman Sodetani said he will write to Hiromu Suzawa, Deputy Corporation Counsel of the City and County of Honolulu, for said copies.

NEW BUSINESS:

Chairman Sodetani proceeded with Article XIV, Charter Amendment or Revision.

ARTICLE XIV, CHARTER AMENDMENT:

Section 14-1. Initiation of Amendments or Revisions

Mr. Balthazar suggested the words "for mayor" in paragraph 2 of Section 14-1 be deleted to be consistent with the change made at the last meeting so that there will be consistency throughout the charter. The words "for mayor" were deleted.

Section 14-2. Elections to be Called

There were no changes under said Section 14-2.

Section 14-3. Ratification of Amendment or Revision by Legislature

Mr. Crockett stated he doesn't think said section is needed. We don't have to send it down to the Legislature for ratification. It was agreed to delete said Section 14-3. A suggestion was made to incorporate a provision to the effect that the proposed revision for this charter shall be deemed adopted by the majority of the voters voting thereon--the effective date and when it becomes a law. Said provision should be numbered 3 under Section 14-2.

Section 14-4. Mandatory Review

Mr. Tester stated that he felt the ten years was too long. He felt it should be five years. Mr. Kobayashi suggested five years first and ten years thereafter. Chairman Sodetani agreed ten years is too long for the first time around. He suggested six years for the first review. Mr. Balthazar commented maybe an earlier mandatory review is not as necessary as we think. Chairman Sodetani suggested that if after the first six years the electorate feels there should be a review, then the mayor or council should appoint "x" number of commission members to study the county government. Thereafter, at intervals of every ten years, the council will be required to have a mandatory review. If the electorate feels there is no need for a review, then four years after it was presented to the electorate and at an interval of every ten years thereafter, the mayor or council shall appoint a charter commission.

Chairman Sodetani questioned whether the composition of the council members should be reduced to seven or nine members. It was agreed by the members to leave it at eleven.

It was also suggested to incorporate a provision to the effect that the Commission shall fix the time for election.

The last sentence of the second paragraph under Section 14-4 was deleted.

Before proceeding with Article XV, Transitional Provisions, Chairman Sodetani called for a recess at 8:24 P.M. The meeting reconvened at 8:34 P.M.

ARTICLE XV, TRANSITIONAL PROVISIONS

Section 15-1. Schedule

The date "January 2, 1967" was changed to "January 2, 1969."

Section 15-2. Initial Election under the Charter

The year "1966" was changed to "1968."

Section 15-3. Existing Laws and Conflicting Laws

There were no changes under Section 15-3.

Section 15-4. Temporary Budget and Capital Program

The dates "January 2, 1967 to July 1, 1967" were changed to "January 2, 1969 to July 1, 1969." A suggestion was made by Mr. Crockett to incorporate a provision to the effect that the six-month-period-budget shall in effect continue in effect.

Section 15-5. Status of Agencies and Transfer of Functions

It was agreed by the members to delete the word "voluntarily" in the second sentence of paragraph 1 under said Section 15-5.

Paragraph Nos. 2 through 7 under said Section 15-5 were postponed.

There were no changes made for Sections 15-6, 15-7, 15-8, 15-9 and 15-10. The second paragraph under said Section 15-10 was deleted.

Chairman Sodetani informed the members that the next meeting on Article V, County Clerk, will be held on October 20, at the Department of Education Building. If time permits, he will also take up Chapters 1 to 4 under Article VIII, County Agencies.

There being no further business to be discussed, the meeting was adjourned at 8:50 P. M.

Respectfully submitted,

Ayako Ishikawa

Ayako Ishikawa
Secretary

Mr. Ushijima

MAUI COUNTY CHARTER COMMISSION

Wailuku, Maui, Hawaii

October 13, 1966

A G E N D A

1. Roll Call
2. Minutes
3. Communications:
 - a. Letter dated October 8, 1966, from Richard Haake, President, Board of Trustees, Kahului Town Association.
 - b. Letter dated October 11, 1966, from Douglas Sodetani, in reply to the above letter.
 - c. Letter dated October 7, 1966, from Douglas Sodetani to Honorable Hartwell Blake, Chairman and Executive Officer of Kauai.
4. Literature:
 - a. Changes proposed in Article IX, Financial Procedures;
 - b. Changes proposed in Article XIII, General Provisions;
 - c. Revised Article I and Article II.
5. Old Business
6. New Business
 - a. Article XIV, Charter Amendment or Revision
 - b. Article XV, Transitional Provisions