

COUNCIL OF THE COUNTY OF MAUI
BUDGET AND FINANCE COMMITTEE

December 2, 2005

**Committee
Report No.**

05-163

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

Chair and Members:

Your Budget and Finance Committee, having met on November 15, 2005, makes reference to County Communication No. 05-304, from the Corporation Counsel and the Prosecuting Attorney, transmitting 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".

The purpose of the proposed bill is to adjust the pay plan for deputies corporation counsel and deputies prosecuting attorney.

At its meeting, your Committee met with the Budget Director, the Corporation Counsel, the Prosecuting Attorney, and the First Deputy Corporation Counsel.

There was no public testimony.

Your Committee noted that on August 5, 2005, the Salary Commission voted to reclassify the positions of the Corporation Counsel and the First Deputy Corporation Counsel to Level III positions in the County of Maui tier structure, effective retroactively to July 1, 2005, with associated salary increases.

Your Committee further noted that Section 2.44.015(C), Maui County Code, states that: "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 stated that the proposed salary plan for deputies corporation counsel and deputies prosecuting attorney is based on the new collective bargaining salary schedules, and the increases awarded to the Corporation Counsel and the First Deputy Corporation Counsel.

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Your Committee voted to recommend passage of the proposed bill on first reading and filing of the communication.

Your Budget and Finance Committee RECOMMENDS the following:

1. That Bill No. _____ (2005), attached hereto, 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", be PASSED ON FIRST READING and be ORDERED TO PRINT"; and
2. That County Communication No. 05-304 be FILED.

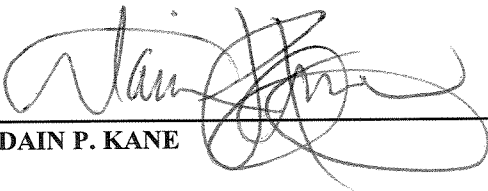
Adoption of this report is respectfully requested.

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DAIN P. KANE Chair

DANNY A. MATEO Member

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ORDINANCE NO. _____

BILL NO. _____ (2005)

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 eighteen per cent greater and twenty-five per cent less than the allocated amount, provided that the annual salary of any deputy shall not exceed the salary of the corporation counsel or the 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 October 1, 2005

Years	Allocated Amount	
0	[\$46,056]	<u>\$47,664</u>
1	[50,090]	<u>51,864</u>
2	[54,125]	<u>56,064</u>
3	[58,159]	<u>60,264</u>
4	[62,194]	<u>64,464</u>
5	[66,228]	<u>68,664</u>
6	[70,262]	<u>72,840</u>
7	[74,297]	<u>77,040</u>
8	[78,331]	<u>81,240</u>
9+	[82,366]	<u>85,440</u>

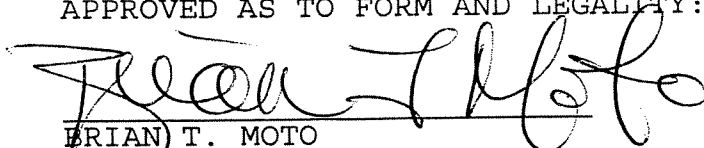
Effective October 1, 2006

<u>Years</u>	<u>Allocated Amount</u>
<u>0</u>	<u>\$49,332</u>
<u>1</u>	<u>53,352</u>
<u>2</u>	<u>57,384</u>
<u>3</u>	<u>61,416</u>
<u>4</u>	<u>65,448</u>
<u>5</u>	<u>69,480</u>
<u>6</u>	<u>73,512</u>
<u>7</u>	<u>77,544</u>
<u>8</u>	<u>81,576</u>
<u>9+</u>	<u>85,608"</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 shall be effective retroactive to October 1, 2005.

APPROVED AS TO FORM AND LEGALITY:


BRIAN T. MOTO
Corporation Counsel
County of Maui

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