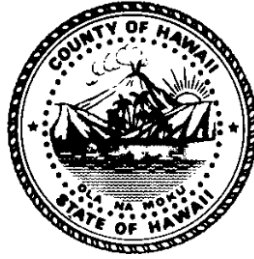


Douglass Shipman Adams
Chairperson

Jennifer Zelko-Schlueter
Vice Chairperson



William Carthage Bergin
Michelle Galimba
Paul K. Hamano
Kevin D. Hopkins
Bobby Jean Leithead Todd
Sarah H. Rice
Christopher John Imiloa Roehrig
Marcia A.K. Saquing
Donna Mae Springer

**2018-2020
HAWAI'I COUNTY
CHARTER COMMISSION**

MEETING AGENDA

1:30 P.M. May 10, 2019

West Hawai'i Civic Center
75-5044 Ane Keohokālole Highway
Building A, Kailua-Kona, Hawai'i,

11th Session

ORDER OF BUSINESS

ROLL CALL

STATEMENTS FROM THE PUBLIC ON AGENDA ITEMS

APPROVAL OF MINUTES

[April 25, 2019 - Regular Meeting Minutes](#)

COMMUNICATIONS

1. [Comm. No. 15](#): Discussion - Articles I-XVI of Hawai'i County Charter (2018 Edition)
2. [Comm. No. 16.8](#): Updated Table of Charter Sections Affected by Requested Language Changes; from Legislative Specialist Leslie Chow

UNFINISHED BUSINESS

1. [Comm. No. 3](#): Formation of Ad Hoc Committees

The Commission may establish one or more Ad Hoc Committees to investigate matters within its prescribed duties that have been disclosed on the agenda, made available for public testimony, and deliberated upon by the commission. Any such formation will require that the scope of the investigation and each member's authority be clearly defined, and membership be limited to no less than two and no more than five commissioners.

NEW BUSINESS

1. [Comm. No. 45.2](#): Transmitting CA-28 for **First Reading**; Proposal to amend Section 13-4, Boards and Commissions, and Section 15-3, Mandatory Charter Reviews, to remove language providing that membership of boards and commissions may not contain more than a bare majority of persons belonging to the same political party; as submitted by Commissioner Galimba.
2. [Comm. No. 47.1](#): Transmitting CA-29, Draft 2, for **First Reading**; Proposal to amend Section 10-6, Capital Budget and Capital Program: Scope; Council Action, by adding language providing that prioritization of capital improvements is to be based on criteria in alignment with the County General Plan, County Community Development Plans, emergency expenditures, and other pertinent functional plans; as submitted by Commissioner Galimba.
3. [Comm. No. 48.1](#): Transmitting CA-30 for **First Reading**; Proposal to amend Section 14-5, Board of Ethics, by adding language providing that the Board of Ethics may impose civil fines for violations of the Code of Ethics, as prescribed by ordinance of the County Council, that the board may transmit formal opinions regarding potential violations of the Code of Ethics to the appropriate appointing authority, and clarifying that the board's rules of procedure shall have the force and effect of law; as submitted by Commissioner Adams.

REPORTS

REFERRALS FOR EXECUTIVE SESSION

1. Discussion and review of Executive Session minutes of April 25, 2019. The Commission anticipates a motion and vote to approve the executive session minutes during open session.

The Charter Commission anticipates convening an executive meeting regarding the above matters, pursuant to Section 92-5(a)(4) of the Hawai‘i Revised Statutes, for the purpose of consulting with the Commission’s attorney on questions and issues pertaining to the Commission’s powers, duties, privileges, immunities, and liabilities. A two-thirds vote of the members present is necessary to hold an executive meeting; provided the affirmative vote constitutes a majority of the members to which the board is entitled, pursuant to Section 92-4 of the Hawai‘i Revised Statutes, and Rule I(d) of the 2018-2020 Hawai‘i County Charter Commission Rules of Procedure.

AGENDA ITEMS FOR NEXT REGULARLY SCHEDULED MEETING

1. Suggestions from Commissioners on future agenda items

ANNOUNCEMENTS

1. Next regular meeting (subject to change)
DATE: Friday, June 7, 2019
TIME: 9:30 a.m.
PLACE: Hilo Council Chambers, 25 Aupuni St., Room 1401, Hilo, Hawai‘i

ADJOURNMENT

If you need an auxiliary aid/service or other accommodation due to a disability, contact Shannon Magnuson at (808) 961- 8836 or at charter.commission@hawaiicounty.gov. as soon as possible, preferably by May 8, 2019. If a response is received after May 8, 2019, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled. Upon request, this notice is available in alternate formats such as large print, Braille, or electronic copy.

Notice is hereby given that pursuant to HRS §92-3.5, this meeting will be conducted via interactive conference technology. Commissioners will be present at Hilo Council Chambers, Hawai‘i County Building, 25 Aupuni Street, Room 1401, Hilo, Hawai‘i.

Additionally, public testimony will be accepted at the Hilo Council Chambers, Hawai‘i County Building; 25 Aupuni St., Room 1401, Hilo, Hawai‘i.

Submitting Testimony: Those wishing to testify in person must register with the Commission Secretary. Those submitting written testimony at the meeting should bring **fourteen (14)** copies for distribution. Testimony may also be submitted (1) by mail to Shannon Magnuson, Office of the County Clerk, 25 Aupuni Street, Room 1402, Hilo, Hawai‘i 96720; or (2) by e-mail to charter.commission@hawaiicounty.gov. **Please submit separate testimony for each item.** All oral and written testimony will be made a part of the public record. Written testimony will be presented to Commission members as soon as practicable

PROPOSAL STATUS

To view proposals that have passed first reading that will be held for further action as part of the First Reading Report, go to:

<http://records.hawaiicounty.gov/weblink/Browse.aspx?dbid=1&startid=94005>

and open the folder titled: “Proposals for First Reading Report”

NOTICE TO LOBBYISTS

If you are a lobbyist, you must register with the Hawai‘i County Clerk within five days of becoming a lobbyist (Article 15, Section 2-91.3(b), Hawai‘i County Code). A lobbyist means “any individual engaged for pay or other consideration who spends more than five hours in any month or \$275 in any six-month period for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.” (Article 15, Section 2-91.3(a)(6), Hawai‘i County Code.)

Registration forms and expenditure report documents are available at the Office of the County Clerk-Council, 25 Aupuni Street, Hilo, Hawai‘i 96720.

BOARD PACKET

Pursuant to Hawai‘i Revised Statutes, Section 92-7.5, the board packet provided to members of the Hawai‘i County Charter Commission for this meeting is available for public inspection during regular business hours at the Office of the County Clerk, 25 Aupuni St., Room 1402, Hilo, Hawai‘i, 96720.