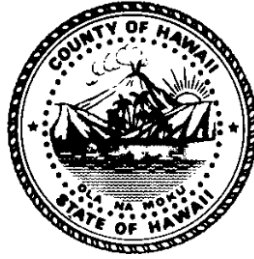


Douglass Shipman Adams  
*Chairperson*

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. January 25, 2019**

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

*7th Session*

**ORDER OF BUSINESS**

**ROLL CALL**

**STATEMENTS FROM THE PUBLIC ON AGENDA ITEMS**

**APPROVAL OF MINUTES**

[December 14, 2018](#) - Regular Meeting Minutes

**COMMUNICATIONS**

1. [Comm. No. 1.11](#): Response from Fire Commission; Qualifications for Fire Chief
2. [Comm. No. 12.2](#): Proposed Schedule for Six Island-Wide Public Hearings; Dates, Times, and Locations
3. [Comm. No. 15](#): Discussion - Articles I-XVI of Hawai‘i County Charter (2018 Edition)
4. [Comm. No. 30](#): Discussion – Frequency, Dates, Times, Locations of Commission Meetings

## 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. 18.2](#): Transmitting CA-4, Draft 2, for **First Reading**; Proposal to amend Section 6-8.3, Relating to the Powers, Duties, and Functions of the Director of the Department of Research and Development, as submitted by Commissioner Galimba.
2. [Comm. No. 19.2](#): Transmitting CA-5 for **First Reading**; Proposal to change each instance of “legislative auditor” to “county auditor” as appearing in Section 3-18, as submitted by Commissioner Saquing.
3. [Comm. No. 20.2](#): Transmitting CA-6 for **First Reading**; Proposal to authorize the Police Commission the authority to discipline the Chief of Police (Section 7-2.3) and the Fire Commission the authority to discipline the Fire Chief (Section 7-4.3), as submitted by Commissioner Saquing.
4. [Comm. No. 21.55](#): Transmitting CA-7, Draft 2, for **First Reading**; Proposal to amend Section 10-15 and Section 10-16, by repealing and replacing provisions for the Public Access, Open Space, and Natural Resources Preservation Fund and Maintenance Fund, respectively, as submitted by Commissioner Hamano.
5. [Comm. No. 23.1](#): Transmitting CA-8 for **First Reading**; Proposal to amend Section 3-2 to provide that the terms of Council Members be changed from four consecutive two-year terms to two consecutive four-year terms, as submitted by Commissioner Rice.
6. [Comm. No. 24.38](#): Transmitting CA-9, Draft 2, for **First Reading**; Proposal to amend Section 10-15 to provide that funds from the Public Access, Open Space, and Natural Resources Preservation Fund be used to fund a staff position dedicated to administering the provisions of Section 10-15 and Section 10-16 (Public Access, Open Space, and Natural Resources Preservation Maintenance Fund); as submitted by Commissioner Galimba.

7. [Comm. No. 27](#): Transmitting CA-11, for **Initial Approval**; Proposal to amend Section 6-7.2, Relating to the Qualifications for the Planning Director; as submitted by Commissioner Rice.
8. [Comm. No. 28](#): Transmitting CA-12, for **Initial Approval**; Proposal to amend Section 3-7 by adding disciplinary measures for council members who behave in a disorderly or contemptuous manner at council meetings, or, when a council member fails to attend three or more regular meetings of the council without being excused by the council chair; as submitted by Commissioner Leithead Todd.
9. [Comm. No. 29](#): Transmitting CA-13, for **Initial Approval**; Proposal to amend Article X by adding a new section that would permit the mayor to use funds in times of a declared emergency from any special fund of the County, unless prohibited by State law, to preserve the peace, life, property, health or safety of the County and its inhabitants; as submitted by Commissioner Leithead Todd.

## REPORTS

## REFERRALS FOR EXECUTIVE SESSION

None

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
2. Discussion – Rules of Procedure for Conducting Public Hearings

## ANNOUNCEMENTS

1. Next regular meeting (subject to change)  
DATE: Friday, February 8, 2019  
TIME: 1:30 p.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](mailto:charter.commission@hawaiicounty.gov). as soon as possible, preferably by January 23, 2019. If a response is received after January 23, 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.

Public testimony via courtesy site is available at the Hilo Council Chambers, Hawai‘i County Building; 25 Aupuni St., Room 1401, Hilo, Hawai‘i. If for technical or other unanticipated reasons the video connection cannot be made and/or is disrupted, the scheduled meeting will continue.

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](mailto: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 until after the required public hearings are held, please go to:  
<http://records.hawaiicounty.gov/weblink/Browse.aspx?dbid=1&startid=94005>  
and open the folder titled: “Proposals for Public Hearing”

## 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.