

CHARTER COMMISSION
MEETING MINUTES
OCTOBER 10, 1991
COUNCIL MEETING ROOM

Present

James Cockett
Sherrilee Dodson (Vice Chair)
Dolores Fabrao
Annette Mondoy
Robert Nakasone (Chair)
Victor Reyes
Allan Sparks
Anne Takabuki
Debbie Wright
Lloyd Yonenaka
Susan Nakano-Ruidas (Staff)

Guests

David DeLeon
Leila Fujimoto
Goro Hokama, Councilman
Sally Raisbeck
Sanchia Foiles

Absent

Jamie Woodburn

I. CALL TO ORDER

Chair Nakasone noted a quorum present and called the meeting to order at 4:08 p.m.

II. APPROVAL OF MINUTES

The minutes of the September 26, 1991 meeting were approved as circulated.

III. PUBLIC TESTIMONY

East Maui resident Sanchia Foiles spoke to Article III, Section 3-1 regarding residency requirements for council members. She noted the large population growth and resulting problems of East Maui, and questioned the unequal population per council seat (ie. according to current population figures the following areas have one seat per residents:

| | |
|--------------|--------|
| Lanai | 2,426 |
| Molokai | 6,717 |
| Central Maui | 10,936 |
| West Maui | 14,574 |
| South Maui | 15,374 |
| East Maui | 28,608 |

Foiles advocated a more "fair" representation by redividing the population districts and having council members elected by only that district. She further felt that Lanai and Molokai should be combined in a single representative district.

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III. PUBLIC TESTIMONY (Continued)

When questioned by Commissioners present, Ms. Foiles admitted she is "satisfied" with East Maui representation, but feels strongly that East Maui needs "more" representation. Her first preference would be for equal district representation; second preference would be to reshape the residency requirements for council members.

IV. COMMUNICATIONS

The following Communications were accepted by the Commission:
91-20, 91-21, 91-23, 91-24 and 91-25 10/10/91 letter from DeGray Vanderbilt (Molokai) requesting addition to mailing list; 91-26 10/10/91 printed testimony of Sanchia Foiles; and 91-27 Hawaii County Charter Commission memorandum dated 9/11/89 with supporting materials.

V. COMMUNICATIONS 91-0, Article III

Councilman Goro Hokama spoke to Article III, Section 3-6 regarding the necessity of roll call voting on every issue presented (as the current interpretation of Corp Counsel has dictated). This requirement slows down the process and becomes repetitive. Hokama would like to see Roberts Rules of Order (2/3 vote required to take roll call vote) followed by the Council, whereby the Chair would direct the clerk to record those voting no, instead of calling roll.

When questioned by Commissioners, Hokama noted that a roll call could be made by one, two, three or whatever number the Charter Commission specifies.

VI. OVERVIEW OF ARTICLES III AND IV

By general consensus of the Commissioners present, further discussion of these Articles was deferred to 10/17/91. Vice Chair Dodson was asked to prepare a list of issues in overview of what might be expected to be concerns of the public or that have been addressed by the Commission to date.

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VII. COMMUNICATION 91-0 - Articles VI, VII, VIII

Chair Nakasone has met with Mayor Linda Lingle requesting input or testimony from department heads regarding these Articles. Further discussion of these Articles was deferred to 10/17/91.

VIII. UNFINISHED BUSINESS

A. TIMETABLE

A draft was submitted by Vice Chair Dodson. It was noted that the final amendment proposals are to be submitted by 8/17/92 and that they are to be submitted in final form to the County Clerk by 9/4/92. Dodson will redraft timetable and represent in the future.

B. WORKPLAN

Vice Chair Dodson will draft a work plan once the timetable is adopted.

C. LEGAL SUPPORT

Chair Nakasone entertained motion to go into Executive Session. Vote was unanimous and meeting was recessed at 5:25 p.m.

Chair Nakasone reconvened Charter Commission meeting at 5:38 p.m. and entertained a motion to retain Paul Mancini as legal advisor to the Charter Commission. Motion was seconded and carried unanimously.

IX. OTHER BUSINESS

There being no further business, Chair Nakasone recessed the meeting at 5:41 p.m. until October 17, 1991.

ACCEPTED:

Robert Nakasone, Chair
Robert Nakasone, Chairman

gma 11/7/91
Date

MAUI COUNTY COUNCIL OF COMMUNITY ASSOCIATIONS

RE: Charter, County of Maui

The following are some non-technical parts of the County Charter which might be subject to review and suggestions for change by citizen groups. This listing is not complete.

Subject will come up at CCA meeting of July 25, Kahului Library, 7 pm.

Article/Section

3-1 Election of Council At-Large

(Note: If council were to be elected by district, one-man-one-vote law would come into effect)

Area district:

Lanai island (1)
Molokai island (1)
East Maui (1)
South Maui (1)
West Maui (1)
Central Maui (3)
At large, no district (1) TOTAL: 9

3-2 Term of council - 2 years
(Possible proposal for 4 year staggered terms)

11-3 Initiative Petitions. Requires signature by 20% of voters registered in last election.

11-4 30 day allowance to assemble and file papers associated with petition. Allowance for supplementary petition (11-5) in case of insufficiency.

13-2 Boards and Commissions
(May be request for an elected Planning Commission)

Balance of Power/Powers of Appointment.

If proposed as charter revision would be of interest to community associations.