

# Resolution

No. 02-100

PROPOSING AN AMENDMENT TO THE REVISED CHARTER  
OF THE COUNTY OF MAUI (1983), AS AMENDED, RELATING  
TO RESTRICTIONS ON THE COUNCIL AND COUNCIL MEMBERS

BE IT RESOLVED by the Council of the County of Maui:

1. That it does hereby propose that Section 3-8 of the Revised Charter of the County of Maui (1983), as amended, pertaining to Restrictions on Council and Council Members, be amended to read as follows:

**"Section 3-8. Restrictions on Council and Council Members.**

1. Neither the council nor any of its members shall, in any manner, dictate the appointment or removal of any officer or employee appointed by the mayor or by his subordinates.

2. [Except for the purpose of inquiries under Subsection 3-6(3), the council or its members, in dealing with county employees or with county officers other than those appointed pursuant to Section 3-7 or Article 5, shall deal solely through the mayor, and neither] Neither the council nor its members shall give orders to any [such employee or officer] county employees or county officers other than those appointed pursuant to Section 3-7 or Article 5, either publicly or privately. Any willful violation of the provisions of this subsection by a member of the council shall be sufficient grounds for his removal from office by impeachment."

and

2. That material to be repealed is bracketed. New material is underscored; and

3. That this Resolution shall be submitted to the voters of the County of Maui at the next general election; and

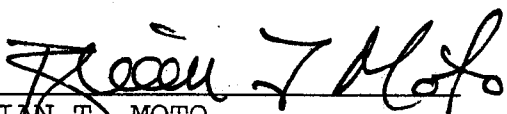
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4. That the County Clerk is hereby requested to prepare the necessary ballot for the presentation to the voters at the 2002 General Election; and

5. That, upon approval by the majority of the voters in favor of amending the Revised Charter of the County of Maui (1983), as amended, as indicated by the number of votes cast and upon official certification of such result, the amendments proposed herein shall take effect; and

6. That certified copies of this Resolution be transmitted to the Mayor and the Corporation Counsel.

APPROVED AS TO FORM  
AND LEGALITY:

  
BRIAN T. MOTO  
First Deputy Corporation Counsel  
County of Maui

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**COUNCIL OF THE COUNTY OF MAUI**

**WAILUKU, HAWAII 96793**

**CERTIFICATION OF ADOPTION**

**It is HEREBY CERTIFIED that RESOLUTION NO. 02-100 was passed on Second and Final Reading by the Council of the County of Maui, State of Hawaii, on the 20th day of August, 2002, by the following vote:**

<b>MEMBERS</b>	<b>Dain P. KANE Acting Chair</b>	<b>Alan M. ARAKAWA</b>	<b>Robert CARROLL</b>	<b>G. Riki HOKAMA</b>	<b>Jo Anne JOHNSON</b>	<b>Dennis A. MATEO</b>	<b>Michael J. MOLINA</b>	<b>Wayne K. NISHIKI</b>	<b>Charmaine TAVARES</b>
<b>ROLL CALL</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>

  
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COUNTY CLERK

**Passed First Reading on August 2, 2002**