

Resolution

No. 94-77

Introduced By

GORO HOKAMA

Councilmember

PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1994) RELATING TO THE DEPARTMENT OF WATER SUPPLY

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

1. That it does hereby propose that Section 8-11.8 of the Charter of the County of Maui be amended to read as follows:

"Section 8-11.8. Approval of Rules. The adoption, amendment and repeal of all rules adopted pursuant to Subsection 8-11.4(3) shall [be subject to the approval of the mayor. Upon approval by the mayor the proposed rule shall be submitted to the council. Within forty-five (45) days of receipt of a proposed rule, the council may by a two-thirds (2/3) vote of its entire membership disapprove the rule by resolution; in which case the rule shall have no force or effect.] require action by both the mayor and the council. The mayor shall either approve or disapprove and transmit the request to the council within fifteen(15) days of receipt. The request shall be deemed approved and transmitted to the council on the sixteenth day if the mayor takes no action.

Within forty-five (45) days of receipt from the mayor, the council may confirm the mayor's action by majority vote or may override any action by the mayor by a two-thirds (2/3) vote of its entire membership. If the council takes no action within forty-five (45) days, the proposal shall be deemed approved."

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

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


4. That, upon approval by the majority of the voters in favor of amending the Charter of the County of Maui as indicated by the number of votes

Resolution No. 94-77

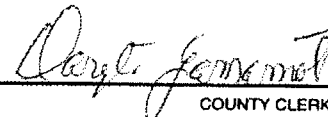
cast and upon official certification of such result, the amendment proposed herein shall take effect; and

5. That a certified copy of this resolution be transmitted to the Mayor and the Board of Water Supply.

APPROVED AS TO FORM AND LEGALITY:



 JOHN S. RAPACZ
 Deputy Corporation Counsel
 County of Maui
 c:\wp51\resos\sec8-11.8(pk)

COUNCIL OF THE COUNTY OF MAUI WAILUKU, HAWAII 96793									
CERTIFICATION OF ADOPTION It is HEREBY CERTIFIED that the foregoing resolution was adopted by the Council of the County of Maui, State of Hawaii, on the <u>2nd</u> day of <u>September</u> , 19 <u>94</u> by the following vote:									
MEMBERS	Goro HOKAMA Chair	Dennis Y. NAKAMURA Vice-Chair	James H. APANA, Jr.	B. Lynn BRITTON	Patrick S. KAWANO	Alice L. LEE	Ricardo MEDINA	Manuel MONIZ, Jr.	Thomas P. MORROW
ROLL CALL	Aye	Aye	Aye	Aye	Excused	Aye	Aye	Aye	Aye
					 _____ COUNTY CLERK				