

NOTICE OF PUBLICATION AND NOTICE OF PUBLIC HEARING

Notice is hereby given that the Council of the County of Kaua'i will hold a public hearing on Wednesday, November 20, 2019, at 1:30 p.m., or soon thereafter, at the Council Chambers, 4396 Rice Street, Room 201, Historic County Building, Lihu'e, on the following:

Resolution No. 2019-53

**RESOLUTION PROPOSING A CHARTER AMENDMENT RELATING TO
QUALIFICATIONS FOR THE CHIEF OF POLICE**

This Resolution proposes to amend the Charter of the County of Kaua'i by amending Article XI, Section 11.04 relating to the chief of police. The amendment would increase the required minimum years of training and experience in law enforcement from five (5) years to fifteen (15). At least three (3) of those years would need to be in performing management-level duties at the rank of lieutenant or higher (compared to the current requirement of three (3) years in a responsible, administrative capacity). The amendment would also create minimum education qualifications by requiring that the chief of police to have a bachelor's degree in administration of justice, business administration, public administration, or a similar administrative field.

If this Resolution is adopted by the Kaua'i County Council, this proposed amendment will be submitted for a vote by the electorate on the 2020 General Election ballot.

All interested persons who wish to present their comments may do so at the public hearing. Written testimony prior to the hearing would be appreciated. Written testimony can be submitted to the Office of the County Clerk, Council Services Division by mail, facsimile, or via E-mail to counciltestimony@kauai.gov. Copies of the Resolution are available at the Office of the County Clerk, Council Services Division.

(The Council Committee or Council may amend this Resolution at their subsequent meetings. Meeting notices are posted at least six (6) days in advance at the County Clerk's Office and the public may also testify at any of these meetings.)

CERTIFICATE OF THE COUNTY CLERK

I hereby certify that the foregoing Resolution No. 2019-53 which on first reading was ordered to print by the Council of the County of Kaua'i at its meeting held on October 23, 2019, by the following vote:

AYES: Chock, Cowden, Evslin, Kagawa, Kualii, Kaneshiro	TOTAL – 6,
NOES: None	TOTAL – 0,
EXCUSED & NOT VOTING: Brun	TOTAL – 1,
RECUSED & NOT VOTING: None	TOTAL – 0.

Lihu'e, Hawai'i
October 24, 2019

/s/ Jade K. Fountain-Tanigawa
County Clerk, County of Kaua'i

NOTE: IF YOU NEED AN AUXILIARY AID/SERVICE, OTHER ACCOMMODATION DUE TO A DISABILITY, OR AN INTERPRETER FOR NON-ENGLISH SPEAKING PERSONS, PLEASE CONTACT THE OFFICE OF THE COUNTY CLERK, COUNCIL SERVICES DIVISION AT (808) 241-4188 OR COKCOUNCIL@KAUAI.GOV AS SOON AS POSSIBLE. REQUESTS MADE AS EARLY AS POSSIBLE WILL ALLOW ADEQUATE TIME TO FULFILL YOUR REQUEST.

UPON REQUEST, THIS NOTICE IS AVAILABLE IN ALTERNATE FORMATS SUCH AS LARGE PRINT, BRAILLE, OR ELECTRONIC COPY.

(One publication – The Garden Island – October 30, 2019)

COUNTY COUNCIL
COUNTY OF KAUA'I

Resolution No. 2019-53

**RESOLUTION PROPOSING A CHARTER AMENDMENT
RELATING TO QUALIFICATIONS FOR THE CHIEF OF POLICE**

BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF KAUA'I, STATE OF HAWAII:

SECTION 1. Pursuant to Section 24.01 of the Charter of the County of Kaua'i (Charter), the Council hereby resolves to submit the Charter Amendment described in this Resolution to the voters of the 2020 General Election.

SECTION 2. Article XI, Section 11.04 of the Charter is hereby amended as follows:

“Section 11.04. Chief of Police. The chief of police shall be appointed by the police commission. The chief of police may be removed by the police commission only after being given a written statement of the charges against the chief and a hearing before the commission. The chief of police shall have had a minimum of [five] fifteen years of training and experience in law enforcement, at least three years of which shall be in [a responsible, administrative capacity.] performing management-level duties at the rank of lieutenant or higher. The chief of police shall have a bachelor's degree in administration of justice, business administration, public administration, or a similar administrative field. The chief of police shall make such reports from time to time as the commission shall require and shall annually make a report to the commission of the state of affairs and condition of the police department.”

SECTION 3. Material to be deleted is bracketed. New material to be added is underscored. If this amendment is adopted by voters, the County Clerk need not show brackets, bracketed material, and underscoring for inclusion in the Charter.

SECTION 4. The County Attorney and County Clerk shall approve the wording of the ballot question, which shall be substantially in the following form:

“Shall Article XI, Police Department, Section 11.04 be amended to require increased minimum qualifications for the chief of police, as follows: a bachelor's degree in a relevant field and fifteen years of law enforcement training and experience, with three of those years in performing management-level duties at the rank of lieutenant or higher?”

SECTION 5. Upon adoption of this Resolution by five (5) or more Councilmembers after two (2) readings on separate days, the County Clerk and County Attorney shall take the necessary steps to submit this amendment to the voters.

Introduced by:

Felicia Cowden

FELICIA COWDEN

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	Aye	Nay	Excused	Recused
Brun				
Chock				
Cowden				
Ebslin				
Kagawa				
Kaneshiro				
Kuali'i				
Total				

Certificate Of Adoption

We hereby certify that Resolution No. _____ was adopted by the Council of the County of Kaua'i, State of Hawai'i, Lihu'e, Kaua'i, Hawai'i, on _____.

County Clerk

Chairman & Presiding Officer

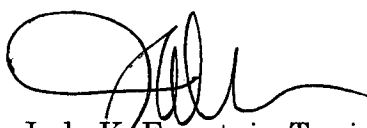
Dated

CERTIFICATE OF THE COUNTY CLERK

I hereby certify, that on October 23, 2019, the Council of the County of Kaua'i entertained a motion to schedule a Public Hearing on Resolution No. 2019-53 for November 20, 2019, and thereafter refer said Resolution to the December 4, 2019 Council Meeting, by the following vote:

FOR MOTION:	Chock, Cowden, Evslin, Kagawa, Kualii, Kaneshiro	TOTAL - 6,
AGAINST MOTION:	None	TOTAL - 0,
EXCUSED & NOT VOTING:	Brun	TOTAL - 1,
RECUSED & NOT VOTING:	None	TOTAL - 0.

Lihu'e, Hawai'i
October 24, 2019



Jade K. Fountain-Tanigawa
County Clerk, County of Kaua'i