

PROPOSED CHARTER AMENDMENT 7

SECTION 1. Section 2-102 of the Revised Charter of the City and County of Honolulu 1973 (2000 ed.), as amended, is amended to read as follows:

“Section 2-102. Purposes.

All city powers shall be used to serve and advance the general welfare, [health, happiness,] safety and aspirations of its inhabitants[,] in a sustainable manner and promote stewardship of natural resources for present and future[, and to] generations. All city powers shall be administered in a transparent manner that is inclusive and shall encourage [their] full participation by the citizenry in the process of governance.”

Section 6-107 of the Revised Charter of the City and County of Honolulu 1973 (2000 ed.), as amended, is amended to read as follows:

“Section 6-107. Office of Climate Change, Sustainability and Resiliency –

There shall be an office of climate change, sustainability and resiliency headed by an executive for climate change, sustainability and resiliency who shall be appointed and may be removed by the mayor. The executive for climate change, sustainability and resiliency shall:

- (a) Seek local information from scientists and track climate change science and potential impacts on city facilities.
- (b) Coordinate actions and policies of departments within the city to:
 - (1) Increase community preparedness.
 - (2) Protect economic activity.
 - (3) Protect the coastal areas and beaches.
 - (4) Develop resilient infrastructure in response to the effects from climate changes.
- (c) Develop or coordinate city policies and programs that will improve environmental performance of city operations and advance environmental priorities.
- (d) Integrate sustainable and environmental values into city plans, programs and policies.
- (e) Promote resiliency of communities and coastal areas.
- (f) Report to the mayor and council regarding overall performance in meeting sustainability and environmental targets and objectives.
- (g) Coordinate with federal and state agencies regarding climate change, sustainability and the environment.
- (h) Convene a climate change commission consisting of five members with expertise in climate change in Hawaii, which Commission shall meet no less than twice annually for the purpose of gathering the latest science and information on climate change effects in the city and providing advice as is deemed appropriate to the executive for climate change and sustainability, the mayor, council and executive departments of the city.”

SECTION 2. Section 6-1103 of the Revised Charter of the City and County of Honolulu 1973, (2000 ed.), as amended, is amended to read as follows:

“Section 6-1103. Civil Service and Executive Branch Exemptions –

The provisions of this chapter of the charter shall apply to all positions in the service of the executive branch. This section shall apply to semi-autonomous agencies as though they are departments of the executive branch. The following positions shall be exempt from the provisions of this chapter of the charter:

- (a) Positions of officers elected by public vote; positions of heads of departments; the position of the band director of the Royal Hawaiian Band; the position of the executive for housing; the position of the manager and chief engineer of the board of water supply, the executive for climate change, sustainability and resiliency, and the manager of any semi-autonomous agency created by ordinance.
- (b) Positions in the office of the mayor, but such positions shall be included in the position classification plan. Employees of the civil defense agency and Royal Hawaiian Band, other than the band director, shall not be exempted from civil service.
- (c) Positions of deputies of the corporation counsel, deputies and administrative or executive assistants of the prosecuting attorney and law clerks.

- (d) Positions of members of any board, commission or equivalent body.
- (e) Positions of a temporary nature filled by students.
- (f) Personal services obtained by contract where the director has certified that the service is special or unique, is essential to the public interest and that, because of circumstances surrounding its fulfillment, personnel to perform such service cannot be obtained through normal civil service recruitment procedures. Any such contract may be for any period not exceeding one year.
- (g) Personal services of a temporary nature needed in the public interest where the need for the same does not exceed one year, but before any person may be employed to render such temporary service, the director of human resources shall certify that the service is of a temporary nature and that recruitment through normal civil service recruitment procedures is not practicable.
- (h) Personal services performed on a fee, contract or piecework basis by persons who may lawfully perform their duties concurrently with their private business or profession or other private employment, if any, and whose duties require only a portion of their time, where it is impracticable to ascertain or anticipate the portion of time devoted to the service of the city and when such fact is certified to by the director of human resources.
- (i) Positions of one first deputy; and for the Honolulu Police Department one additional deputy; private secretaries to heads of departments and their deputies and to the executive for housing; and the position of managing director, one first deputy and private secretaries to each; but private secretarial positions shall be included in the position classification plan. The first deputy in the department of human resources, however, shall not be exempt from civil service.
- (j) Positions or personal services in demonstration programs and joint participation and special projects which serve the community; provided that such exemptions are required by federal law or rules and regulations and then in accordance with procedures established by ordinance.
- (k) The following positions of the public transit authority:
 - (1) The executive director, deputy director(s), private secretaries to the executive director and deputy director(s); and
 - (2) Positions certified by the director of human resources that require specialized knowledge and experience in fixed guideway system planning, development, operations, maintenance, and management, or transit-oriented development; provided that, except for private secretarial positions, such positions shall not be included in the position classification plan and salaries for such positions shall be set by the public transit authority.
- (l) Positions in the liquor commission of the liquor administrator and the deputy liquor administrator, but such positions shall be included in the position classification plan.

The director of human resources shall determine the applicability of this section of the charter to specific employment or services in the executive branch.”