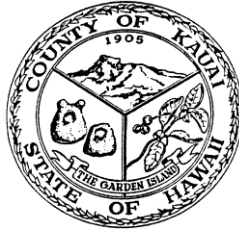


COUNTY COUNCIL

Bill "Kaipo" Asing, Chair
Jay Furfaro, Vice Chair
Tim Bynum
Dickie Chang
Daryl W. Kaneshiro
Lani T. Kawahara
Derek S. K. Kawakami



OFFICE OF THE COUNTY CLERK

Peter A. Nakamura, County Clerk
Ernesto G. Pasion, Deputy County Clerk

Telephone (808) 241-6371
Fax (808) 241-6349
Email cokcouncil@kauai.gov

Council Services Division

4396 Rice Street, Room 206
Līhu'e, Kaua'i, Hawai'i 96766-1371

December 2, 2008

The Honorable Bill "Kaipo" Asing
Chair, Kaua'i County Council
Līhu'e, Hawai'i 96766

Dear Chair Asing and Councilmembers:

Attached for your consideration is a resolution proposing an amendment to the Rules of Council.

This resolution proposes to amend Rule No. 10 by adding a new subsection (k) which outlines the process by which County Attorney opinions are requested and disseminated. This amendment would require that requests for County Attorney opinions would be routed through the Council Chair and Committee Chair (as the case may be). Further, when the opinion is received by the Chair, the opinion shall be distributed to all Councilmembers. This new protocol is based upon a recent County Attorney opinion that the entire Council is the client of the County Attorney. Each Councilmember is therefore entitled to receive a copy of all County Attorney opinions.

Thank you for your consideration.

Sincerely,

TIM BYNUM
Councilmember

Jl/lc
Att.
2009-342

COUNTY COUNCIL

COUNTY OF KAUA'I

Resolution

RESOLUTION AMENDING RESOLUTION NO. 2009-02, RELATING TO ADOPTING RULES OF THE COUNCIL OF THE COUNTY OF KAUA'I FOR THE ORGANIZATION OF COMMITTEES AND THE TRANSACTION OF BUSINESS

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

SECTION 1. Council Rule No. 10 is hereby amended by adding a new subsection (k) to read as follows:

“(k) County Attorney Opinions. Written requests for legal opinions from the County Attorney made by any Councilmember regarding Council or Committee matters shall be coordinated and submitted to the County Attorney by the Council Chair or Committee Chairperson. Any written response shall be circulated to all Councilmembers.”

SECTION 2. New material to be added is underscored.

SECTION 3. This Resolution shall take effect upon its approval.

Introduced by:

TIM BYNUM

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Table with 5 columns: Aye, Nay, Exc, Recused, and a list of names (Asing, Bynum, Chang, Furfaro, Kaneshiro, Kawahara, Kawakami, Total).

Certificate Of Adoption

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

County Clerk, Chairman & Presiding Officer, Dated