

CIVIL SERVICE COMMISSION
COUNTY OF MAUI
200 South High Street
Wailuku, Hawai'i 96793

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COUNTY CLERK

PUBLIC NOTICE OF MEETING

<p><u>COMMISSIONERS:</u></p> <p>Barbara J. Haliniak Chair (Moloka'i)</p> <p>David W. Hunkins Vice-Chair (Hana)</p> <p>Ellen J. Pelissero (Kula)</p> <p>Delbert W. DeRego (Wailuku)</p> <p>George R. Fontaine (Kihei)</p>	<p>Pursuant to Chapter 92, Hawai'i Revised Statutes, as amended by Act 271, Session Laws of Hawai'i 1984</p> <p>NOTICE IS HEREBY GIVEN by the Civil Service Commission of the County of Maui, State of Hawai'i, of its regular meeting and executive meeting scheduled for:</p> <p>DATE: Wednesday, April 1, 2009</p> <p>TIME: 9:00 a.m.</p> <p>PLACE: Department of Personnel Services Conference Room 629 Kalana O Maui (County Building) 200 South High Street Wailuku, Hawai'i 96793</p>
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AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, please contact commission staff at the Department of Personnel Services.

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted prior to the discussion of each agenda item. If written testimony is submitted at the meeting, eight copies are requested.

INDIVIDUALS PLANNING TO ATTEND THE MEETING who have special needs or require an accommodation that would assist in their successful participation in the meeting, *i.e.*, large print, taped materials, sign language interpreter, accessible parking, etc. should call the Department of Personnel Services at least two working days in advance.

DOCUMENTS ON FILE WITH THE COMMISSION, which may include correspondence relating to the agenda items below, may be inspected prior to the meeting date. Photocopies may be ordered, subject to charges imposed by law (Maui County Code, Section 2.64.010). Contact the Department of Personnel Services to make arrangements for inspection or photocopying of documents.

Agenda - Regular Meeting

1. CALL TO ORDER
2. ROLL CALL
 - A. Welcome new commissioner, George Robert Fontaine of Kihei.
3. APPROVAL OF MINUTES - NOVEMBER 5, 2008 MEETING
4. PUBLIC TESTIMONY
5. COMMUNICATIONS:

- A. Letter dated March 13, 2009 from Mayor Charmaine Tavares to the Salary Commission responding to the Salary Commission's request for comments on whether the salaries of the Chief of Police and Deputy Chief of Police should be increased.
6. OLD BUSINESS:
- A. Update on Salary Commission issues.
 - (1) Copy of Salary Commission's letter dated February 24 2009 to Mayor Tavares requesting comments on the Police Commission's request to increase the salaries of the Chief of Police and Deputy Chief of Police.
7. DIRECTOR'S MONTHLY REPORT:
- A. Updated vacancy report dated March 11, 2009.
 - B. Last reminder: Annual update of financial disclosures due no later than April 15, 2009.
8. SCHEDULE NEXT MEETING DATE and DISCUSS NEXT MEETING BUSINESS
9. ADJOURN REGULAR MEETING AND MOVE INTO EXECUTIVE MEETING, CLOSED TO THE PUBLIC, FOR THE PURPOSES OF: (1) CONSIDERING SENSITIVE MATTERS RELATING TO PUBLIC SAFETY OR SECURITY; (2) EXERCISING THE ADJUDICATORY FUNCTION OF THE COMMISSION and (3) CONSULTING WITH THE COMMISSION'S ATTORNEY ON QUESTIONS AND ISSUES PERTAINING TO ITS POWERS, DUTIES, PRIVILEGES, IMMUNITIES AND LIABILITIES PURSUANT TO SECTION 11-102-6, RULES OF THE CIVIL SERVICE COMMISSION, AND SECTIONS 91-9, 92-4, 92-5(a)(4) & (6) and 92-6(a)(2)(D), HAWAII REVISED STATUTES.

Agenda - Executive Meeting

- 1. APPROVAL OF MINUTES - NOVEMBER 5, 2008 MEETING
- 2. SENSITIVE MATTERS:
 - A. Employee Assistance Program:
 - (1) Quarterly Utilization Report for the period ended December 31, 2008.
- 3. ADJUDICATORY FUNCTION:
 - A. New Appeal:
 - (1) CSC-AP #2009-1, Appeal concerning non-acceptance of application for Exam. No. 2009-14, Fire Fighter Trainee.

- (a) Letter dated March 12, 2009 acknowledging receipt of appeal.
- (b) Schedule hearing date.

B. HRS Chapter 91 Contested Case Hearing:

- (1) CSC-AP #2008-15, Appeal concerning disqualification of several employment applications based on determination of unsuitability.
 - (a) Letter dated December 3, 2008 scheduling hearing date for February 4, 2009.
 - (b) Appellant's letter dated January 19, 2009 requesting an extension of his hearing date to April, 2009.
 - (c) Respondent's Motion to Dismiss with Prejudice for Missing the Appeal Deadline; Exhibits "1" - "3"; Certificate of Service.
 - (d) Letter dated January 23, 2009 to appellant responding to his request for an extension of the hearing date and requesting a response to respondent's motion to dismiss by February 11, 2009.
 - (e) Fax transmittal memo dated January 27, 2009 from appellant to the Commission transmitting a copy of appellant's Employee Background Check Notification Form dated January 5, 2009 with the State Department of Education.
 - (f) Appellant's Position Statement, List of Exhibits, Exhibits A-D, and various Certificates re his past employment with the County of Maui.
 - (g) Appellant's letters dated February 9, 2009 and February 18, 2009 in response to Respondent's Motion to Dismiss.
 - (i) Discussion with legal counsel.
 - (h) Letter dated March 6, 2009 to appellant scheduling hearing on Respondent's Motion to Dismiss with Prejudice for Missing the Appeal Deadline for April 1, 2009.

4. ADJOURNMENT

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I HEREBY CERTIFY that this notice was filed in the Office of the County Clerk of the County of Maui at least six calendar days prior to the time and date of the forthcoming meeting; and FURTHER CERTIFY that the notice was filed in the office of the Department of Personnel Services of the County of Maui which is the office of the Civil Service Commission of the County of Maui, and posted on the bulletin boards of the Department of Personnel Services on the sixth floor of the County Building (Kalana O Maui) at 10:40 A.M. on this 25th day of March, 2009 which is at least six calendar days prior to the date and time of the forthcoming meeting.

Any inquiries, contact commission staff (Corinne Muraoka) at the office of the Department of Personnel Services, County of Maui, 200 South High Street, Room 623, Wailuku, Hawai'i, during office hours from 7:45 a.m. to 4:30 p.m., Monday through Friday, except on holidays, by phone: 270-7850, fax: 270-7969 or e-mail: personnel.services@co.maui.hi.us. Moloka'i residents may call toll-free at 1-800-272-0117; Lāna'i residents: call 1-800-272-0125.

BARBARA J. HALINIAK, Chairperson,
Civil Service Commission

By 
Lynn G. Krieg
Director of Personnel Services

Received and filed in the Office of the County Clerk of the County of Maui at 10:40 A.M. on this 25th day of March, 2009.



For: COUNTY CLERK, COUNTY OF MAUI