

Charter Amendment Proposal #1 (Draft #1)  
Council Vacancy

Name: Paul Oshiro

Email: [REDACTED]

Phone: [REDACTED]

Address: [REDACTED]

Representing: Individual

1. Please provide a brief description of: the Proposed Charter amendment, the purpose of the proposed Charter amendment, the issue or problem to be addressed by the proposal, and how the proposal would address the issue or problem.

**Provide for the timely filling of a vacancy in the office of any Councilmember.**

2. If applicable, list the Charter provision(s) affected by the proposal.

**Section 3-105.**

3. If the proposal is based on a provision or provisions in the charter or laws of another jurisdiction (e.g., another county, city, or municipality), name the jurisdiction and, if possible, attach a copy of each provision or law.

**Not Applicable.**

4. If the proposal is based on any written materials you have, please attach a copy of each with a citation to its source.

**Not Applicable.**

5. Attach the text of the proposed Charter amendment in Ramseyer format.

**Section 3-105. Vacancy in Office --**

A vacancy in the office of any councilmember shall be filled in the following manner:

(a) If the unexpired term ~~[is less than one year]~~ **ends on the second day of January following the next succeeding general election,** the remaining members of the council shall elect a successor with requisite qualifications to fill the vacancy for the unexpired term. ~~[Vacancies]~~ **The vacancy** shall be filled only ~~[at a regular meeting of the council]~~ after reasonable notice of intent to fill the vacancy has been given to all remaining members of the council by the presiding officer. Should the council fail to fill ~~[any]~~ **the** vacancy within thirty days after its occurrence, the mayor shall appoint a successor to fill the vacancy for the unexpired term.

(b) If the unexpired term ~~[is for one year or more]~~ does not end on the second day of January following the next succeeding general election and occurs not later than 4:30 p.m. on the ninetieth day prior to the next succeeding general election, the vacancy shall be filled by special election ~~[to be called by the council within ten days and to be held within sixty days after the occurrence of the vacancy]~~ held in conjunction with the next succeeding general election. At such time, the electors of the district shall elect a successor to fill the vacancy for the remainder of the term. ~~[If any special or general election is to be held in the city after thirty days and within one hundred eighty days after the occurrence of the vacancy, then the election shall be held in conjunction with such other election.]~~ The city clerk shall issue a proclamation designating the special election for filling the vacancy. Pending the election, the remaining members of the council shall make a temporary appointment with requisite qualifications to serve until the election and qualification of the person duly elected to fill the vacancy. The temporary appointment shall be made only after reasonable notice of intent to make the temporary appointment has been given to all remaining members of the council by the presiding officer. Should the council fail to make the temporary appointment within thirty days after the vacancy occurs, the mayor shall make the temporary appointment to serve until the election and qualification of the person duly elected to fill the vacancy.

(c) If the unexpired term does not end on the second day of January following the next succeeding general election and occurs later than 4:30 p.m. on the ninetieth day prior to the next succeeding general election, the remaining members of the council shall elect a successor with requisite qualifications to fill the vacancy for the unexpired term. The vacancy shall be filled only after reasonable notice of intent to fill the vacancy has been given to all remaining members of the council by the presiding officer. Should the council fail to fill the vacancy within thirty days after its occurrence, the mayor shall appoint a successor to fill the vacancy for the unexpired term.

All proposals must be submitted by October 31, 2015.

If for any reason you are having difficulty using our online submission process, you may submit your proposal by mail or email:

2015-2016 Charter Commission  
City and County of Honolulu  
530 South King Street, Room 501  
Honolulu, Hawaii 96813  
cclcharter@honolulu.gov.