

COUNCIL OF THE COUNTY OF MAUI
COMMITTEE OF THE WHOLE

February 16, 2001

**Committee
Report No.**

01-9

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Committee of the Whole, having met on January 30, 2001, makes reference to the following:

1. County Communication No. 99-33, from the Council Chair, relating to the matter of nominations to boards and commissions; and
2. County Communication No. 01-34, from the Mayor, submitting his nominee to the Maui Planning Commission and appointees to the Traffic Safety Council as follows:
 - A. MAUI PLANNING COMMISSION
 1. Samuel Kalalau III, for a term expiring on March 31, 2002, replacing Robert Carroll.
 - B. TRAFFIC SAFETY COUNCIL
 1. Robert Miskae, for a term expiring on March 31, 2005, replacing Brian Blundell; and
 2. Kathy Wilson, for a term expiring on March 31, 2003, replacing Nagato Kato.

Your Committee notes that County Communication No. 99-33 was referred to the prior Council's Governmental Relations and Finance Committee at the Council meeting of January 11, 1999.

At its meeting of November 14, 2000, the Committee recommended that County Communication No. 99-33 be referred to the Council Chair for the term beginning January 2, 2001, for a recommendation as to referral or other disposition.

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At its meeting of January 12, 2001, the Council referred County Communication No. 99-33 to your Committee of the Whole (County Communication No. 01-19).

Your Committee notes that for the Maui Planning Commission (Maui County Charter, Sections 8-8.4, 13-2), the Mayor is required to submit nominees 60 to 70 days before the prior members' terms expire, and the Council must approve or disapprove the nominee within 60 days thereafter or the nominee is deemed appointed. If the Council disapproves of a nominee, it shall immediately notify the Mayor of its action. In the event that the Council fails to approve or disapprove of a nominee within the time period provided, the nominee shall be deemed appointed to fill the vacancy upon its occurrence.

Your Committee further notes that for the Mayor's current nominee to the Maui Planning Commission, Samuel Kalalau III, the 60-day period for Council action would elapse on February 27, 2001. Mr. Kalalau is being nominated to fill Robert Carroll's unexpired term expiring on March 31, 2002.

Your Committee further notes that for the Traffic Safety Council, the Mayor is also required to appoint members with notice to, but without approval by the Council. (Maui County Code, Section 2.36.010; Hawaii Revised Statutes, Section 286-6).

By facsimile letter dated January 30, 2001, Bill Fuhrmann supported Mr. Kalalau's nomination.

At its meeting, your Committee met with an Executive Assistant from the Office of the Mayor and the Corporation Counsel.

Your Committee received public testimony from one individual supporting Mr. Kalalau's nomination.

Your Committee proceeded to conduct an interview with Mr. Kalalau.

Your Committee voted to recommend approval of Mr. Kalalau's nomination to the Maui Planning Commission.

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Your Committee of the Whole RECOMMENDS the following:

1. That the nomination of Samuel Kalalau III to the Maui Planning Commission, replacing Robert Carroll, for the term expiring on March 31, 2002 be APPROVED;
2. That a copy of this committee report be TRANSMITTED to the Mayor of the County of Maui; and
3. That County Communication No. 01-34 be FILED.

Adoption of this report is respectfully requested.

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DAIN P. KANE **Chair**

PATRICK S. KAWANO **Member**

G. RIKI HOKAMA **Vice-Chair**

MICHAEL J. MOLINA **Member**

ALAN M. ARAKAWA **Member**

WAYNE K. NISHIKI **Member**

ROBERT CARROLL **Member**

CHARMAINE TAVARES **Member**

JO ANNE JOHNSON **Member**