

COUNCIL OF THE COUNTY OF MAUI
COMMITTEE OF THE WHOLE

April 6, 2001

**Committee
Report No.**

01-67

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 March 13, 2001, makes reference to County Communication No. 01-80, from the Council Chair, transmitting the following:

1. A proposed resolution entitled, "APPOINTING THE COUNTY CLERK".

The purpose of the proposed resolution is to appoint the County Clerk of the County of Maui.

2. A proposed resolution entitled, "APPOINTING THE DEPUTY COUNTY CLERK".

The purpose of the proposed resolution is to appoint the Deputy County Clerk of the County of Maui.

By memorandum dated March 7, 2001, the Council Chair transmitted a copy of a memorandum dated February 20, 2001, from the Council Chair to the Department of the Corporation Counsel, requesting a response to a series of questions relating to the appointment procedures that should be followed regarding the appointment of the County Clerk and Deputy County Clerk.

By memorandum dated March 7, 2001, the Council Chair transmitted confidential copies of résumés submitted by individuals expressing interest in the positions of County Clerk and Deputy County Clerk.

By memorandum dated March 13, 2001, the Council Chair transmitted the Department of the Corporation Counsel's responses to his questions regarding the procedures that should be followed in appointing the County Clerk and Deputy County Clerk.

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At its meeting, your Committee met with the Corporation Counsel and Georgina Kawamura, an individual interested in the position of Deputy County Clerk and other individuals interested in the County Clerk and Deputy County Clerk positions.

There being no public testimony, your Committee discussed the procedure it would follow in conducting interviews of the interested parties. Your Committee discussed whether or not there should be a Deputy County Clerk position, since the Charter does not address such a position. Your Committee agreed that there would be a Deputy County Clerk position due to the lack of information indicating otherwise. Your Committee discussed whether or not the Council should continue to appoint the Deputy County Clerk. Your Committee voted to recommend that the Council continue to appoint the Deputy County Clerk. Your Committee agreed to first consider those individuals interested in the position of County Clerk, followed by those individuals interested in the position of Deputy County Clerk.

Your Committee announced that any of the interested parties who wished to be interviewed publicly would be given the opportunity to do so.

Your Committee voted to convene in executive session for the purpose of considering the hire, evaluation, dismissal, or discipline of an officer or employee, where consideration of matters affecting privacy would be involved, pursuant to Section 92-5(a)(2), Hawai'i Revised Statutes.

Your Committee met in executive session with the Corporation Counsel and individuals interested in the position of County Clerk.

Your Committee interviewed the individuals interested in the position of County Clerk.

Following the executive session, your Committee reconvened in regular session. Based on the information received, your Committee agreed to revise the proposed resolution entitled "APPOINTING THE COUNTY CLERK" to include the name of Roy T. Hiraga for the position of County Clerk. Your Committee voted to recommend that the revised proposed resolution be adopted.

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Your Committee notes that Georgina Kawamura, an individual interested in the position of Deputy County Clerk, requested that all information pertaining to her inquiry be considered in an open meeting. Your Committee further notes that Ms. Kawamura subsequently requested that her name be withdrawn from consideration for the position of Deputy County Clerk.

Your Committee further notes that another individual also requested that their name be withdrawn from consideration for the position of Deputy County Clerk.

Your Committee further notes that individuals who had expressed interest in the position of County Clerk, who were interviewed in an earlier executive session, would not be interviewed again for the position of Deputy County Clerk.

Your Committee voted to convene in executive session again for the purpose of considering the hire, evaluation, dismissal, or discipline of an officer or employee, where consideration of matters affecting privacy would be involved, pursuant to Section 92-5(a)(2), Hawai'i Revised Statutes.

Your Committee met in executive session with the Corporation Counsel and an individual interested in the position of Deputy County Clerk.

Your Committee interviewed an individual interested in the Deputy County Clerk position.

Following the executive session, your Committee reconvened in regular session. Based on the information received, your Committee agreed to revise the proposed resolution entitled "APPOINTING THE DEPUTY COUNTY CLERK" to include the name of Diane A. Wakamatsu for the position of Deputy County Clerk. Your Committee voted to recommend that the revised proposed resolution be adopted and that the communication be filed.

Your Committee is in receipt of two revised proposed resolutions, approved as to form and legality, incorporating your Committee's suggested revisions.

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Your Committee of the Whole RECOMMENDS the following:

1. That Resolution No. _____, as revised herein and attached hereto, entitled "APPOINTING THE COUNTY CLERK" be ADOPTED;
2. That Resolution No. _____, as revised herein and attached hereto, entitled "APPOINTING THE DEPUTY COUNTY CLERK" be ADOPTED; and
2. That County Communication No. 01-80 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**