

COUNCIL OF THE COUNTY OF MAUI
COMMITTEE OF THE WHOLE

August 21, 2001

**Committee
Report No.** 01-137

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 July 31, 2001, makes reference to County Communication No. 01-92, from the Council Chair, relating to the matter of nominations to boards and commissions.

By correspondence dated June 26, 2001, the Mayor transmitted a listing of nominees to the various boards, commissions, and advisory committees, whose terms expire on March 31, 2006, unless otherwise indicated, along with their personal history forms. The nominees are as follows:

A. ANIMAL CONTROL BOARD

1. John Wayne Enriques, expiring on March 31, 2003;
2. Stephen Sussman, expiring on March 31, 2004;
3. Judith Neustadter Fuqua, expiring on March 31, 2004;
4. Herman Andaya, expiring on March 31, 2004; and
5. William Cleghorn, expiring on March 31, 2003.

B. CIVIL SERVICE COMMISSION

1. William Kennison (replacing Simeon Solomon), for a term expiring on March 31, 2005.

C. COMMISSION ON PERSONS WITH DISABILITIES

1. Charlotte Smith.

D. HANA ADVISORY COMMITTEE

1. Daniel Omer; and
2. John Romain.

COUNCIL OF THE COUNTY OF MAUI
COMMITTEE OF THE WHOLE

August 21, 2001
Page 2

Committee
Report No. 01-137

E. LIQUOR CONTROL COMMISSION

1. Donald Fujii.

Your Committee notes the following appointment procedures for the various boards, commissions, and advisory committees:

1. For most of the boards, commissions, and advisory committees, 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. This procedure applies to the following boards and commissions:
 - A. Affirmative Action Advisory Council (Maui County Code, Chapter 2.29 and Section 2.40.080; Maui County Charter, Section 13-2);
 - B. Animal Control Board (Maui County Code, Section 6.04.095; Maui County Charter, Section 13-2);
 - C. Board of Code Appeals (Maui County Code, Sections 2.40.190 and 16.26A.204; Maui County Charter, Section 13-2);
 - D. Board of Ethics (Maui County Charter, Sections 10-2, 13-2);
 - E. Board of Variances and Appeals (Maui County Charter, Sections 8-8.7, 13-2);
 - F. Board of Water Supply (Maui County Charter, Sections 8-11.3, 13-2);

COUNCIL OF THE COUNTY OF MAUI
COMMITTEE OF THE WHOLE

August 21, 2001
Page 3

Committee
Report No. 01-137

- G. Civil Service Commission (Maui County Charter, Sections 8-9.4, 13-2; Hawaii Revised Statutes, Section 76-72);
- H. Commission on Children and Youth (Maui County Code, Chapter 2.39; Maui County Charter, Section 13-2);
- I. Commission on Culture and the Arts (Maui County Code, Chapter 2.37 and Section 2.40.200; Maui County Charter, Section 13-2);
- J. Commission on Naming Streets, Parks, and Facilities (Maui County Code, Chapter 2.38 and Section 2.40.140; Maui County Charter, Section 13-2);
- K. Commission on Persons With Disabilities (Maui County Code, Chapter 2.32; Maui County Charter, Section 13-2);
- L. Cost of Government Commission (Maui County Charter, Section 8-14.2);
- M. Council on Aging (Maui County Code, Chapter 2.34 and Section 2.40.010; Maui County Charter, Section 13-2);
- N. Hana Advisory Committee (Maui County Code, Sections 2.28.060 and 2.40.130; Maui County Charter, Section 13-2);
- O. Lanai Planning Commission (Maui County Code, Section 2.28.025; Maui County Charter, Sections 8-8.4, 13-2);
- P. Liquor Control Adjudication Board (Maui County Charter, Sections 8-13.3, 13-2);
- Q. Liquor Control Commission (Maui County Charter, Sections 8-13.2, 13-2);

COUNCIL OF THE COUNTY OF MAUI
COMMITTEE OF THE WHOLE

August 21, 2001
Page 4

Committee
Report No. 01-137

- R. Maui County Cultural Resources Commission (Maui County Code, Sections 2.88.030 and 2.40.110; Maui County Charter, Section 13-2);
- S. Maui County Grants Review Committee (Maui County Code, Sections 2.40.160 and 3.36.020; Maui County Charter, Section 13-2);
- T. Maui Planning Commission (Maui County Code, Section 2.28.010; Maui County Charter, Sections 8-8.4, 13-2);
- U. Molokai Planning Commission (Maui County Code, Section 2.28.020; Maui County Charter, Sections 8-8.4, 13-2);
- V. Police Commission (Maui County Charter, Sections 8-12.2, 13-2);
- W. Public Safety Commission (Maui County Charter, Sections 8-7.4, 13-2);
- X. Real Property Tax Review Board (Maui County Code, Sections 2.40.170 and 3.48.620; Maui County Charter, Section 13-2);
- Y. Salary Commission (Maui County Code, Section 2.40.210 and Chapter 2.42; and Maui County Charter, Sections 8-16.1 and 13-2);
- Z. Street Lighting Committee (Maui County Code, Sections 2.40.030, 12.17.010, and 12.17.020; Maui County Charter, Section 13-2);
- AA. Subdivision Engineering Standards Committee (Maui County Code, Sections 2.40.020 and 18.40.010; Maui County Charter, Section 13-2); and

COUNCIL OF THE COUNTY OF MAUI
COMMITTEE OF THE WHOLE

August 21, 2001
Page 5

Committee
Report No. 01-137

2. For the following boards and commissions, the Mayor is required to submit nominees for Council approval, but there is no time limitation for the Council's approval. These boards and commissions are:
 - A. Kula Agricultural Park Committee (Maui County Code, Sections 2.40.180 and 22.04.070);
 - B. Maui Redevelopment Agency (Maui County Code, Section 2.40.050; Hawaii Revised Statutes, Section 53-2);
 - C. Napili Bay Civic Improvement District Advisory Committee (Maui County Code, Section 19.34.030); and
 - D. Urban Design Review Board (Maui County Code, Sections 2.26.030 and 2.40.100; Maui County Charter, Section 13-2.1).

Your Committee further notes that the deadline for the Council to approve or disapprove of the nominees who are subject to the 60-day Council approval process is August 31, 2001.

At its meeting, your Committee met with an Executive Assistant to the Mayor and a Deputy Corporation Counsel.

There being no public testimony, your Committee proceeded to briefly discuss and comment on the nominees. Your Committee inquired as to whether more than one application for the Civil Service Committee was received. The Executive Assistant to the Mayor informed your Committee that there was only one application received for the Civil Service Committee.

Your Committee voted to recommend approval for all of the Mayor's proposed nominees.

Your Committee of the Whole **RECOMMENDS** the following:

COUNCIL OF THE COUNTY OF MAUI
COMMITTEE OF THE WHOLE

August 21, 2001
Page 6

**Committee
Report No.** 01-137

1. That the following nominees to County boards and commissions be APPROVED (for terms expiring on March 31, 2006, unless otherwise indicated):

A. ANIMAL CONTROL BOARD

1. John Wayne Enriques, expiring on March 31, 2003;
2. Stephen Sussman, expiring on March 31, 2004;
3. Judith Neustadter Fuqua, expiring on March 31, 2004;
4. Herman Andaya, expiring on March 31, 2004; and
5. William Cleghorn, expiring on March 31, 2003.

B. CIVIL SERVICE COMMISSION

1. William Kennison (replacing Simeon Solomon), for a term expiring on March 31, 2005.

C. COMMISSION ON PERSONS WITH DISABILITIES

1. Charlotte Smith.

D. HANA ADVISORY COMMITTEE

1. Daniel Omer.
2. John Romain.

E. LIQUOR CONTROL COMMISSION

1. Donald Fujii.

2. That a copy of this committee report be TRANSMITTED to the Mayor of the County of Maui.

Adoption of this report is respectfully requested.

COUNCIL OF THE COUNTY OF MAUI
COMMITTEE OF THE WHOLE

August 21, 2001
Page 7

Committee
Report No. 01-137

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