

COUNCIL OF THE COUNTY OF MAUI

GOVERNMENT RELATIONS COMMITTEE

May 18, 2004

Committee
Report No.

04-79

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

Chair and Members:

Your Government Relations Committee, having met on May 5, 2004, makes reference to County Communication No. 03-25, from the Council Chair, relating to the matter of nominations to boards, committees, and commissions.

By correspondence dated March 22, 2004, the Mayor transmitted a request for consideration of the following nomination to the Street Lighting Committee. The Mayor also transmitted a personal history form for the nominee.

A. STREET LIGHTING COMMITTEE

1. Charles Hirata (replacing Robert Stailey, Jr.), expiring on March 31, 2005.

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

1. For most of the boards, committees, and commissions, 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, committees, and commissions:
 - A. Affirmative Action Advisory Council (Maui County Code, Sections 2.29.010, 2.29.020, and 2.40.080; Maui County Charter, Section 13-2);

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- B. Animal Control Board (Maui County Code, Section 6.04.095; Maui County Charter, Section 13-2.17);
- C. Board of Code Appeals (Maui County Code, Sections 2.40.190 and 16.20A.190; 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 and 13-2);
- F. Board of Water Supply (Maui County Charter, Sections 8-11.3 and 13-2);
- G. Civil Service Commission (Maui County Charter, Sections 8-9.4, 13-2; Hawaii Revised Statutes, Sections 76-71 and 76-47);
- H. Commission on Children and Youth (Maui County Code, Section 2.39.010; 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, Sections 2.38.030 and 2.40.140; Maui County Charter, Section 13-2);
- K. Commission on Persons With Disabilities (Maui County Code, Sections 2.32.020 and 2.32.030; Maui County Charter, Section 13-2);
- L. Cost of Government Commission (Maui County Charter, Sections 8-15.2, 3-15.3, and 13.2);
- M. Council on Aging (Maui County Code, Sections 2.34.020, 2.34.030, and 2.40.010; Maui County Charter, Section 13-2);

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- N. Fire and Public Safety Commission (Maui County Charter, Section 8-7.2 and 13-2);
- O. Hana Advisory Committee (Maui County Code, Sections 2.28.060 and 2.40.130; Maui County Charter, Section 13-2);
- P. Lanai Planning Commission (Maui County Code, Section 2.28.025; Maui County Charter, Sections 8-8.4 and 13-2);
- Q. Liquor Control Adjudication Board (Maui County Charter, Sections 8-13.3 and 13-2);
- R. Liquor Control Commission (Maui County Charter, Sections 8-13.2 and 13-2);
- S. Maui County Cultural Resources Commission (Maui County Code, Sections 2.88.030 and 2.40.110; Maui County Charter, Section 13-2);
- T. Maui County Grants Review Committee (Maui County Code, Sections 2.40.160 and 3.36.020; Maui County Charter, Section 13-2);
- U. Maui Planning Commission (Maui County Code, Section 2.28.010; Maui County Charter, Sections 8-8.4 and 13-2);
- V. Molokai Planning Commission (Maui County Code, Section 2.28.020; Maui County Charter, Sections 8-8.4 and 13-2);
- W. Police Commission (Maui County Charter, Sections 8-12.2 and 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);

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- 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); and
 - AA. Subdivision Engineering Standards Committee (Maui County Code, Sections 2.40.020 and 18.40.010; Maui County Charter, Section 13-2).
2. For the following boards, committees, 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, committees, 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); and
 - C. Urban Design Review Board (Maui County Code, Sections 2.26.030 and 2.40.100; Maui County Charter, Section 13-2.1).
3. For the following boards, committees, and commissions, members are appointed by the Mayor with notice to, but without approval by, the Council. These boards, committees, and commissions are:
- A. Maui County Arborist Committee (Maui County Code, Section 12.24A.030; Maui County Charter, Section 13-2); and
 - B. Traffic Safety Council (Maui County Code, Section 2.36.010; Hawaii Revised Statutes, Section 266-6).

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Your Committee further notes that the deadline for the Council to approve or disapprove of the above-referenced nomination, which is subject to the 60-day Council approval process, is May 22, 2004.

By correspondence dated April 28, 2004, your Committee Chair inquired whether there were any requests among the members of the Council to interview the nominee.

Your Committee did not receive any requests from members of the Council to interview the nominee.

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

There was no public testimony.

After noting that Mr. Hirata is well suited for this position because of his position as a Captain for the Department of Police, your Committee voted to recommend approval of the nomination.

Your Government Relations Committee RECOMMENDS the following:

1. That the following nominee to County boards, committees, and commissions be APPROVED:
 - A. STREET LIGHTING COMMITTEE
 1. Charles Hirata (replacing Robert Stailey, Jr.), expiring on March 31, 2005; and
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.

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DAIN P. KANE Chair

MICHAEL J. MOLINA Member

G. RIKI HOKAMA Vice-Chair

CHARMAINE TAVARES Member

DANNY A. MATEO Member