

COUNCIL OF THE COUNTY OF MAUI  
**COMMITTEE OF THE WHOLE**

June 18, 2010

**Committee  
Report No.** \_\_\_\_\_

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 June 3, 2010, makes reference to County Communication No. 09-15, from Michael J. Molina, Chair of your Committee, relating to the matter of nominations to boards, committees, and commissions.

By correspondence dated April 23, 2010 (received April 23, 2010), Mayor Charmaine Tavares transmitted the nomination of Lisa Marie Kaniho (replacing Beverly Zigmond) to the Lanai Planning Commission, for a term expiring on March 31, 2011; and the nomination of Brandis Louise Sarich (replacing Kepa Maly) to the Maui County Cultural Resource Commission, for a term expiring on March 31, 2013. The deadline for the Council to approve or disapprove the nominees to the Lanai Planning Commission and the Maui County Cultural Resources Commission is June 22, 2010.

By correspondence dated April 28, 2010 (received April 28, 2010), Mayor Charmaine Tavares transmitted the nomination of Frank De Rego, Jr. (replacing Robert G. Hill, III) to the Cost of Government Commission, for a term expiring on March 31, 2012; and the nomination of Bryce Kotaro Thayer (replacing C. Vance Christensen) to the Kula Agricultural Park Committee, for a term expiring on March 31, 2015. The deadline for the Council to approve or disapprove the nominee to the Cost of Government Commission is June 27, 2010. There is no time limitation for the Council's approval or disapproval of the nominee to the Kula Agricultural Park Committee.

Your Committee notes that general appointment procedures for the nominees to the Cost of Government Commission, Lanai Planning Commission, and Maui County Cultural Resources Commission are outlined in Section 13-2, Revised Charter of the County of Maui (1983), as amended ("Charter"), and Chapter 2.41, Maui County Code ("MCC").

Your Committee further notes that when a vacancy occurs due to death, resignation, or removal, the Mayor is required to submit a nominee within 30 days from

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the date of the occurrence, and the Council shall have 60 days thereafter to approve or disapprove the nominee. If the Council fails to approve or disapprove the Mayor's nominee within the time period provided, the nominee shall be deemed appointed to fill the vacancy upon its occurrence. If the Council disapproves a nominee, it shall immediately notify the Mayor of its action.

Your Committee further notes that specific provisions for the above-referenced boards, committees, and commissions are contained in the Charter and the MCC as follows:

- A. Cost of Government Commission (Chapter 16, Charter);
- B. Lanai Planning Commission (Section 2.28.025, MCC; Section 8-8.4, Charter);
- C. Kula Agricultural Park Committee (Sections 2.40.180 and 22.04A.070, MCC), except for the representative from the Council who shall be appointed by the Council for a two-year term, and the representative from the Office of the Mayor who shall be appointed by the Mayor without approval by the Council for a term concurrent with the Mayor's term of office; and
- D. Maui County Cultural Resources Commission (Sections 2.40.110 and 2.88.030, MCC);

Your Committee interviewed Brandis Louise Sarich, an architect and nominee to the Maui County Cultural Resources Committee. Ms. Sarich indicated that although she has lived in Maui County for the last five years, she is a legal resident of another state. She said she plans to become a legal resident of Maui County this year. Ms. Sarich assured your Committee that she is committed to attending all meetings. Your Committee was impressed with her architectural background and her commitment to the cultural preservation of important historical sites.

Your Committee voted 6-0 to recommend approval of all of the nominees to boards, committees and commissions. Committee Chair Molina, Vice-Chair Mateo, and members Johnson, Nishiki, Pontanilla, and Victorino voted "aye". Committee members Baisa, Kaho`ohalahala, and Medeiros were excused.

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Your Committee of the Whole RECOMMENDS the following:

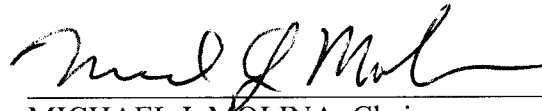
1. That the following nominees to County boards, committees, and commissions be APPROVED for terms expiring as indicated:
  - A. COST OF GOVERNMENT COMMISSION
    1. Frank De Rego, Jr., for a term expiring on March 31, 2012.
  - B. MAUI COUNTY CULTURAL RESOURCES COMMISSION
    1. Brandis Louise Sarich, for a term expiring on March 31, 2013.
  - C. LANAI PLANNING COMMISSION
    1. Lisa Marie Kaniho, for a term expiring on March 31, 2011.
  - D. KULA AGRICULTURAL PARK COMMITTEE
    1. Bryce K. Thayer, for a term expiring on March 31, 2015.
2. That a copy of this committee report be TRANSMITTED to the Mayor of the County of Maui.

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This report is submitted in accordance with Rule 7 of the Rules of the Council.



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MICHAEL J. MOLINA, Chair

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