

COUNCIL OF THE COUNTY OF MAUI
POLICY COMMITTEE

May 10, 2011

Committee
Report No. _____

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

Chair and Members:

Your Policy Committee, having met on April 15, 2011, makes reference to County Communication No. 11-31, from Council Chair Danny A. Mateo, relating to the matter of nominations to boards, committees, and commissions.

By correspondence dated April 1, 2011 (received April 5, 2011), the Mayor transmitted a draft resolution entitled "APPOINTMENT OF A MEMBER TO THE MAUI REDEVELOPMENT AGENCY FOR THE COUNTY OF MAUI" ("MRA resolution"), along with a completed application form for the nominee. The purpose of the draft resolution is to approve or disapprove the appointment of Mark Walker to the Maui Redevelopment Agency, for a term expiring on March 31, 2015, to fill an existing vacancy due to the resignation of Robert Horcajo.

By a further correspondence dated April 1, 2011 (received April 5, 2011), the Mayor transmitted a draft resolution entitled "APPOINTMENT OF A MEMBER TO THE URBAN DESIGN REVIEW BOARD FOR THE COUNTY OF MAUI" ("UDRB resolution"), along with a completed application form for the nominee. The purpose of the draft resolution is to approve or disapprove the appointment of Robert Bowlus to the Urban Design Review Board, for a term expiring on March 31, 2012, to fill an existing vacancy due to the resignation of Gary Brauner.

Your Committee notes that there is no time limitation for approval or disapproval of either nomination.

Your Committee further notes that specific provisions for the Maui Redevelopment Agency are contained in Section 2.40.050, Maui County Code ("MCC") and Section 53-2, Hawaii Revised Statutes, while specific provisions for the Urban Design Review Board are contained in Chapter 2.26 and Section 2.40.100, MCC, and Section 13-2(1), Revised Charter of the County of Maui (1983), as amended.

Your Committee was satisfied with the information provided on the nominees' application forms and did not request an interview with either nominee.

COUNCIL OF THE COUNTY OF MAUI
POLICY COMMITTEE

May 10, 2011
Page 2

Committee
Report No. _____

Your Committee recommended that the MRA resolution be revised by placing the nominee's name and term on Exhibit "B" for approval, as follows: "Mark Walker (replacing Robert Horcajo), for a term expiring on March 31, 2015".

Your Committee also recommended that the UDRB resolution be revised by placing the nominee's name and term on Exhibit "B" for approval, as follows: "Robert Bowlus (replacing Gary Brauner), for a term expiring on March 31, 2012". Your Committee further recommended that nonsubstantive revisions be incorporated in the UDRB resolution.

Your Committee voted 9-0 to recommend adoption of both draft resolutions, as revised. Committee Chair Hokama, Vice-Chair Carroll, and members Baisa, Cochran, Couch, Mateo, Pontanilla, Victorino, and White voted "aye".

Your Committee is in receipt of proposed resolutions, approved as to form and legality by the Department of the Corporation Counsel, incorporating your Committee's recommended revisions.

Your Policy Committee RECOMMENDS the following:

1. That Resolution No. _____, attached hereto, entitled "APPOINTMENT OF A MEMBER TO THE MAUI REDEVELOPMENT AGENCY FOR THE COUNTY OF MAUI", be ADOPTED; and
2. That Resolution No. _____, attached hereto, entitled "APPOINTMENT OF A MEMBER TO THE URBAN DESIGN REVIEW BOARD FOR THE COUNTY OF MAUI", be ADOPTED.

This report is submitted in accordance with Rule 8 of the Rules of the Council.



G. RIKI HOKAMA, Chair

Resolution

No. _____

APPOINTMENT OF A MEMBER TO THE MAUI REDEVELOPMENT AGENCY FOR THE COUNTY OF MAUI

WHEREAS, by letter dated April 1, 2011, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Maui Redevelopment Agency of the County of Maui, pursuant to Section 2.40.050, Maui County Code, and Section 53-2, Hawaii Revised Statutes ("HRS"); and

WHEREAS, Section 53-2, HRS, requires the Mayor's nominee to be approved by the Council; now, therefore,

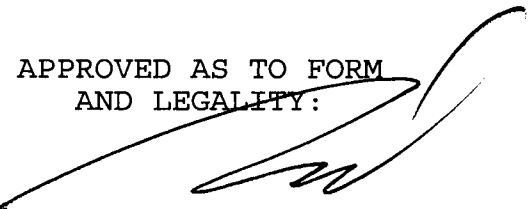
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the person listed in Exhibit "B", attached hereto, as a member to the Maui Redevelopment Agency as specified therein; and

2. That it hereby disapproves the appointment of the person listed in Exhibit "C" as a member to the Maui Redevelopment Agency as nominated by the Mayor; and

3. That certified copies of this Resolution be transmitted to the Mayor, the Managing Director, and the Corporation Counsel.

APPROVED AS TO FORM
AND LEGALITY:



EDWARD S. KUSHI, JR.
First Deputy Corporation Counsel
County of Maui

NOMINATED MAUI REDEVELOPMENT AGENCY MEMBER AND TERM

MAUI REDEVELOPMENT AGENCY

Mark Walker (replacing Robert Horcajo)

Exp. 3/31/15

EXHIBIT "A"

APPROVED MAUI REDEVELOPMENT AGENCY MEMBER AND TERM

MAUI REDEVELOPMENT AGENCY
Mark Walker (replacing Robert Horcajo)

Exp. 3/31/15

EXHIBIT " B "

DISAPPROVED MAUI REDEVELOPMENT AGENCY MEMBER AND TERM

EXHIBIT " C "

Resolution

No. _____

APPOINTMENT OF A MEMBER TO THE URBAN DESIGN REVIEW BOARD FOR THE COUNTY OF MAUI

WHEREAS, by letter dated April 1, 2011, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Urban Design Review Board of the County of Maui, pursuant to Section 2.26.030, Maui County Code, and Section 13-2(1), Revised Charter of the County of Maui (1983), as amended ("Charter"); and

WHEREAS, Section 2.26.030, Maui County Code, and Section 13-2(1) of the Charter require the Mayor's nominee to be approved by the Council; now, therefore,

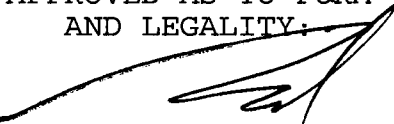
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the person listed in Exhibit "B", attached hereto, as a member to the Urban Design Review Board as specified therein; and

2. That it hereby disapproves the appointment of the person listed in Exhibit "C" as a member to the Urban Design Review Board as nominated by the Mayor; and

3. That certified copies of this Resolution be transmitted to the Mayor, the Managing Director, and the Corporation Counsel.

APPROVED AS TO FORM
AND LEGALITY:



EDWARD S. KUSHI, JR.
First Deputy Corporation Counsel
County of Maui

NOMINATED URBAN DESIGN REVIEW BOARD MEMBER AND TERM

URBAN DESIGN REVIEW BOARD

Robert Bowlus (replacing Gary Brauner)

Exp. 3/31/12

EXHIBIT " A "

APPROVED URBAN DESIGN REVIEW BOARD MEMBER AND TERM

URBAN DESIGN REVIEW BOARD

Robert Bowlus (replacing Gary Brauner)

Exp. 3/31/12

EXHIBIT "B"

DISAPPROVED URBAN DESIGN REVIEW BOARD MEMBER AND TERM

EXHIBIT " C "