

COUNCIL OF THE COUNTY OF MAUI
POLICY COMMITTEE

October 7, 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 September 14, 2011, makes reference to County Communication 11-31, from Council Chair Danny A. Mateo, relating to the matter of nominations to boards, committees, and commissions (collectively referred to as “boards”).

By correspondence dated and received August 17, 2011, the Mayor transmitted a proposed resolution entitled “APPOINTMENT OF MEMBER TO THE ANIMAL CONTROL BOARD”, along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of Anthony Vargas to the Animal Control Board, for a term expiring on March 31, 2013, to fill an existing vacancy due to the resignation of Rosanna Cabatic.

Your Committee notes that general appointment procedures for the boards are provided in Section 13-2, Revised Charter of the County of Maui (1983), as amended, and Chapter 2.41, Maui County Code (“MCC”).

Your Committee further notes that specific provisions for the Animal Control Board are contained in Section 6.04.095, MCC.

Your Committee further notes that the Council must approve or disapprove the nomination by October 16, 2011, or the nomination will be deemed approved.

Your Committee received additional information concerning Mr. Vargas’s interest in serving on the board. Your Committee briefly interviewed Mr. Vargas and was satisfied with his responses.

Your Committee recommended that the proposed resolution be revised by placing the nominee’s name and term on Exhibit “B” for approval.

Your Committee voted 6-0 to recommend adoption of the proposed resolution, as revised. Committee Chair Hokama, Vice-Chair Carroll, and members Baisa, Cochran,

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Couch, and White voted "aye". Committee members Mateo, Pontanilla, and Victorino were excused.

Your Committee is in receipt of a revised proposed resolution, approved as to form and legality by the Department of the Corporation Counsel, incorporating your Committee's recommended revisions and correcting the nominee's name by adding the suffix "Jr."

Your Policy Committee RECOMMENDS that Resolution _____, attached hereto, entitled "APPOINTMENT OF MEMBER TO THE ANIMAL CONTROL BOARD", 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 MEMBER TO THE ANIMAL CONTROL BOARD

WHEREAS, by letter dated August 17, 2011, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Animal Control Board, pursuant to Section 13-2, Revised Charter of the County of Maui (1983), as amended ("Charter"); and

WHEREAS, Section 13-2 of the Charter requires the Mayor's nominee to be approved by the Council; and

WHEREAS, Section 13-2(17) of the Charter requires the Council to approve or disapprove the nominee within sixty (60) days after the Mayor submits the nominee to 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 Animal Control Board for the term as specified therein; and

2. That it hereby disapproves the appointment of the person listed in Exhibit "C" as a member to the Animal Control 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 BOARD MEMBER AND TERM

ANIMAL CONTROL BOARD

Anthony Vargas, Jr. (replacing Rosanna Cabatic)

Exp. 3/31/13

EXHIBIT "A"

APPROVED BOARD MEMBER AND TERM

ANIMAL CONTROL BOARD

Anthony Vargas, Jr. (replacing Rosanna Cabatic)

Exp. 3/31/13

EXHIBIT "B"

DISAPPROVED BOARD MEMBER AND TERM

EXHIBIT "C"