

COUNCIL OF THE COUNTY OF MAUI
POLICY COMMITTEE

December 16, 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 November 30, 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 November 2, 2011, the Mayor transmitted a proposed resolution entitled “APPOINTMENT OF MEMBER TO THE MAUI COUNTY CULTURAL RESOURCES COMMISSION”, along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of Patricia Maluo, for a term expiring on March 31, 2015, to fill an existing vacancy due to the resignation of Jacey Laborde.

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 Maui County Cultural Resources Commission are contained in Sections 2.40.110 and 2.88.030, MCC.

Your Committee further notes that the Council must approve or disapprove the nomination by January 1, 2012, or the nomination will be deemed approved.

Your Committee interviewed the nominee, noting that the Maui County Cultural Resources Commission is an important board, which considers areas of zoning, cultural protection, and historic sites. Your Committee noted that Ms. Maluo is a kumu hula employed at the Maui Arts and Cultural Center. Your Committee questioned Ms. Maluo about her ability to make the significant time commitment required of board participation, as well as her perspective on cultural issues and dealing with controversy. Your Committee was very satisfied with the nominee’s responses, thanked her for her willingness to serve the community, and recommended that her appointment be approved.

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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 8-0 to recommend adoption of the proposed resolution, as revised. Committee Chair Hokama, Vice-Chair Carroll, and members Baisa, Cochran, Couch, Mateo, Pontanilla, and Victorino voted "aye". Committee member White was 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.

Your Policy Committee RECOMMENDS that Resolution _____, attached hereto, entitled "APPOINTMENT OF MEMBER TO THE MAUI COUNTY CULTURAL RESOURCES COMMISSION", 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 MAUI COUNTY CULTURAL RESOURCES COMMISSION

WHEREAS, by letter dated November 2, 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 County Cultural Resources Commission, 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,

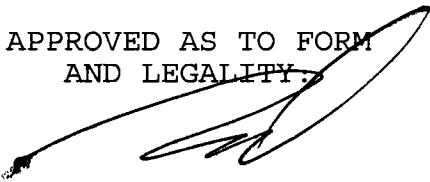
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the person listed in Exhibit "B", attached hereto, as a member to the Maui County Cultural Resources Commission 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 Maui County Cultural Resources Commission 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 COMMISSION MEMBER AND TERM

MAUI COUNTY CULTURAL RESOURCES COMMISSION

Patricia Maluo (replacing Jacey Laborte)

Exp. 3/31/15

EXHIBIT "A"

APPROVED COMMISSION MEMBER AND TERM

MAUI COUNTY CULTURAL RESOURCES COMMISSION

Patricia Maluo (replacing Jacey Laborte)

Exp. 3/31/15

EXHIBIT " B "

DISAPPROVED COMMISSION MEMBER AND TERM

EXHIBIT "C"