

COUNCIL OF THE COUNTY OF MAUI
POLICY COMMITTEE

January 20, 2012

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 January 4, 2012, 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 December 13, 2011, the Mayor transmitted a proposed resolution entitled "APPOINTMENT OF MEMBER TO THE COUNCIL ON AGING". The purpose of the proposed resolution is to approve or disapprove the appointment of Councilmember Gladys Coelho Baisa to the Council on Aging, for a term expiring on March 31, 2013, to replace former Councilmember Bill Kauakea Medeiros due to the expiration of his term as an elected official.

By correspondence dated and received December 14, 2011, the Mayor transmitted a proposed resolution entitled "APPOINTMENT OF MEMBER TO THE CIVIL SERVICE COMMISSION", along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of Roxanne Teshima to the Civil Service Commission, for a term expiring on March 31, 2013, to fill an existing vacancy due to the resignation of Delbert DeRego.

By correspondence dated December 14, 2011, and received December 15, 2011, the Mayor transmitted a proposed resolution entitled "APPOINTMENT OF MEMBER TO THE COUNCIL ON AGING", along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of Josiah Sutton to the Council on Aging, for a term expiring on March 31, 2016, to fill an existing vacancy due to the resignation of Candice Carter.

By correspondence dated and received December 23, 2011, the Mayor transmitted a proposed resolution entitled "APPOINTMENT OF MEMBER TO THE MOLOKAI PLANNING COMMISSION", along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of

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Sherry Tancayo to the Molokai Planning Commission, for a term expiring on March 31, 2013, to fill an existing vacancy due to the resignation of Donald Williams.

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 (“Charter”), and Chapter 2.41, Maui County Code (“MCC”).

Your Committee further notes that specific provisions for the boards are contained in the MCC as follows:

- A. Council on Aging (Sections 2.34.020, 2.34.030, and 2.40.010, MCC);
- B. Civil Service Commission (Sections 76-71 and 76-47, Hawaii Revised Statutes; Section 8-9.4, Charter); and
- C. Molokai Planning Commission (Section 8-8.4, Charter; Section 2.28.020, MCC).

Your Committee further notes that the Council must approve or disapprove the nominations within 60 days of receipt, or the nominations will be deemed approved. Accordingly, the deadlines for Council action for these nominations are February 11, 12, 13, and 21, 2012, respectively, after the Council’s anticipated consideration of these appointments.

Your Committee interviewed Ms. Tancayo, the Mayor’s nominee for the Molokai Planning Commission. She informed your Committee that she has lived on Molokai for 22 years and has been actively involved in the community. She responded to questions concerning economic opportunities on Molokai and various issues facing the community. She also confirmed her availability to attend meetings, and expressed a desire to make a difference through her volunteer efforts. Your Committee was satisfied with her responses and thanked Ms. Tancayo for offering to serve on this volunteer board.

Your Committee was satisfied with the information provided by the remaining nominees and did not request that they be interviewed. Your Committee did, however, request information concerning J.D. Sutton Group, an employment entity noted on Mr. Sutton’s application (a nominee for the Council on Aging).

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Your Committee discussed concerns over potential incompatibilities in appointing a current, collective-bargaining-unit employee to the Civil Service Commission, noting that the Commission bears oversight responsibility for the Director of Personnel Services. Your Committee noted that the nominee would make an excellent board member, but that this particular board did not appear to be an appropriate choice.

Your Committee recommended that the resolution relating to the nomination of Councilmember Baisa to the Council on Aging be revised by correcting the mislabeled exhibits. Your Committee also recommended that both resolutions relating to the Council on Aging be revised by placing the respective nominee's name and term on Exhibit "B" for approval.

Your Committee further recommended that the resolution relating to the Civil Service Commission be revised by placing the nominee's name on Exhibit "C" for disapproval.

Your Committee also recommended that the resolution relating to the Molokai Planning Commission 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 resolutions relating to the Council on Aging, as revised, and the resolution relating to the Molokai Planning Commission, as revised. Committee Chair Hokama, Vice-Chair Carroll, and members Baisa, Cochran, Couch, Mateo, Victorino, and White voted "aye". Committee member Pontanilla was excused.

Your Committee voted 7-1 to recommend adoption of the resolution relating to the Civil Service Commission, as revised. Committee Chair Hokama, Vice-Chair Carroll, and members Baisa, Cochran, Mateo, Victorino, and White voted "aye". Committee member Couch voted "no". Committee member Pontanilla was excused.

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

COUNCIL OF THE COUNTY OF MAUI
POLICY COMMITTEE

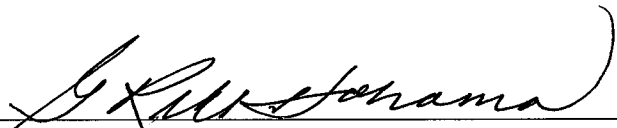
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Your Policy Committee RECOMMENDS the following:

1. That Resolution _____, attached hereto, entitled "APPOINTMENT OF MEMBER TO THE COUNCIL ON AGING", be ADOPTED;
2. That Resolution _____, attached hereto, entitled "APPOINTMENT OF MEMBER TO THE CIVIL SERVICE COMMISSION", be ADOPTED;
3. That Resolution _____, attached hereto, entitled "APPOINTMENT OF MEMBER TO THE COUNCIL ON AGING", be ADOPTED; and
4. That Resolution _____, attached hereto, entitled "APPOINTMENT OF MEMBER TO THE MOLOKAI PLANNING 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 COUNCIL ON AGING

WHEREAS, by letter dated December 13, 2011, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Council on Aging, pursuant to Section 2.34.020, Maui County Code, and 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,

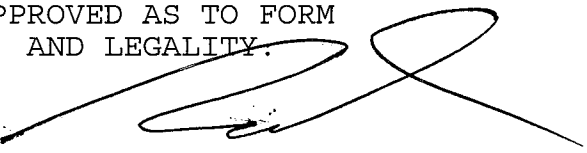
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the person listed in Exhibit "B", attached hereto, as a member to the Council of Aging 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 Council on Aging 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

COUNCIL ON AGING

Gladys Coelho Baisa (replacing Bill Kauakea Medeiros)

Term Expiration: 3/31/13

EXHIBIT " A "

APPROVED COMMISSION MEMBER AND TERM

COUNCIL ON AGING

Gladys Coelho Baisa (replacing Bill Kauakea Medeiros)

Term Expiration: 3/31/13

EXHIBIT "B"

DISAPPROVED COMMISSION MEMBER AND TERM

EXHIBIT "C"

Resolution

No. _____

APPOINTMENT OF MEMBER TO THE CIVIL SERVICE COMMISSION

WHEREAS, by letter dated December 14, 2011, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Civil Service Commission, pursuant to Sections 8-9.4 and 13-2 of the Revised Charter of the County of Maui (1983), as amended ("Charter"), and Chapter 76 of the Hawaii Revised Statutes; 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,

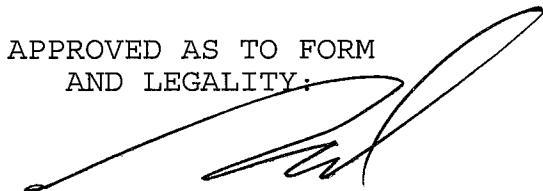
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the person listed in Exhibit "B", attached hereto, as a member to the Civil Service Commission for term as specified therein; and

2. That it hereby disapproves the appointment of the person listed in Exhibit "C" as a member to the Civil Service 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

CIVIL SERVICE COMMISSION

Roxanne Teshima (replacing Delbert DeRego)

Term Expiration: 3/31/13

APPROVED COMMISSION MEMBER AND TERM

EXHIBIT "B"

DISAPPROVED COMMISSION MEMBER AND TERM

CIVIL SERVICE COMMISSION

Roxanne Teshima (replacing Delbert DeRego)

Term Expiration: 3/31/13

EXHIBIT " C "

Resolution

No. _____

APPOINTMENT OF MEMBER TO THE COUNCIL ON AGING

WHEREAS, by letter dated December 14, 2011, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Council on Aging of the County of Maui, pursuant to Sections 2.34.020 and 2.34.030 of the Maui County Code, and Section 13-2 of the 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,

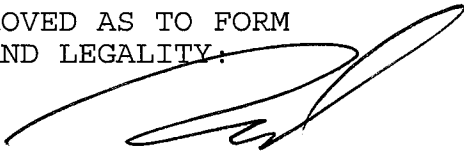
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the person listed in Exhibit "B", attached hereto, as a member to the Council of Aging 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 Council on Aging 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

COUNCIL ON AGING

Josiah Sutton (replacing Candice Carter)

Term Expiration: 3/31/16

APPROVED COMMISSION MEMBER AND TERM

COUNCIL ON AGING

Josiah Sutton (replacing Candice Carter)

Term Expiration: 3/31/16

DISAPPROVED COMMISSION MEMBER AND TERM

EXHIBIT " C "

Resolution

No. _____

APPOINTMENT OF MEMBER TO THE MOLOKAI PLANNING COMMISSION

WHEREAS, by letter dated December 23, 2011, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Molokai Planning Commission of the County of Maui, pursuant to Section 8-8.4, 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,

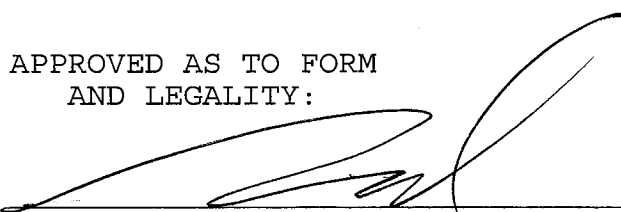
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the person listed in Exhibit "B", attached hereto, as a member to the Molokai Planning 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 Molokai Planning 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

MOLOKAI PLANNING COMMISSION

Sherry Tancayo (replacing Donald Williams)

Exp. 3/31/13

EXHIBIT "A"

APPROVED COMMISSION MEMBER AND TERM

MOLOKAI PLANNING COMMISSION

Sherry Tancayo (replacing Donald Williams)

Exp. 3/31/13

EXHIBIT "B"

DISAPPROVED COMMISSION MEMBER

EXHIBIT " C "