

COUNCIL OF THE COUNTY OF MAUI
POLICY COMMITTEE

March 16, 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 February 29, 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 (“boards”).

By correspondence dated January 31, 2012 and received February 1, 2012, the Mayor transmitted the following:

1. A proposed resolution entitled “APPOINTMENT OF MEMBERS TO THE KULA AGRICULTURAL PARK COMMITTEE FOR THE COUNTY OF MAUI” (“KAPC resolution”), along with completed application forms for the nominees. The purpose of the proposed resolution is to approve or disapprove the nominations of Warren Watanabe, Melanie Stephens, and John Okamura to the Kula Agricultural Park Committee, for terms expiring on March 31, 2017.
2. A proposed resolution entitled “APPOINTMENT OF MEMBERS TO THE URBAN DESIGN REVIEW BOARD FOR THE COUNTY OF MAUI” (“UDRB resolution”), along with completed application forms for the nominees. The purpose of the proposed resolution is to approve or disapprove the nominations of Robert Bowlus (reappointment) and Andrew Carson to the Urban Design Review Board, and Wendy Fujinaka and Gerard Steiner as alternates to the Urban Design Review Board. The nominees’ terms would expire on March 31, 2017, with the exception of Ms. Fujinaka, whose term would expire on March 31, 2015.

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

Your Committee further notes that specific provisions for the Kula Agricultural Park Committee are contained in Sections 22.04A.070 and 2.40.180, Maui County Code (“MCC”), while specific provisions for the Urban Design Review Board are contained in

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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 application forms for the Kula Agricultural Park Committee nominees and did not request an interview with them.

An Executive Assistant, Office of the Mayor, asked that your Committee defer Mr. Watanabe's nomination to allow the Mayor additional time to explore the nominee's eligibility to serve on the Kula Agricultural Park Committee as a representative of the Maui County Farm Bureau. Section 22.04A.070(A), MCC, requires that the representative of the Maui County Farm Bureau be a board member of the Bureau, and it was uncertain whether Mr. Watanabe is a board member. Your Committee deferred Mr. Watanabe's nomination pending further consideration.

Your Committee recommended that Melanie Stephens' nomination be approved, for a term beginning on April 1, 2012 and expiring on March 31, 2017, as a representative of the general public. Your Committee also recommended that John Okamura's nomination be approved. Your Committee notes that Mr. Okamura would fill the existing vacancy created by the resignation of James Jones as a representative of an agricultural trade organization and, therefore, his term would begin upon adoption of the Council resolution approving his appointment and expire on March 31, 2016.

Your Committee recommended that the KAPC resolution be revised by placing Melanie Stephens' and John Okamura's names and terms on Exhibit "B" for approval.

Your Committee interviewed Robert Bowlus (reappointment) and Andrew Carson, nominees to the Urban Design Review Board. Your Committee generally questioned the nominees about their interest in serving on the Urban Design Review Board, and life experiences that would contribute to their service as board members. Your Committee carefully considered the nominees' responses to questions posed by your Committee.

Your Committee recommended that the UDRB resolution be revised by placing all four nominees' names and terms on Exhibit "B" for approval.

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Your Committee voted 9-0 to recommend adoption of the proposed resolutions, incorporating your Committee's revisions. Committee Chair Hokama, Vice-Chair Carroll, and members Baisa, Cochran, Couch, Mateo, Pontanilla, Victorino, and White voted "aye".

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 recommendations.

Your Policy Committee RECOMMENDS the following:

1. That Resolution No. _____, attached hereto, entitled "APPOINTMENT OF MEMBERS TO THE KULA AGRICULTURAL PARK COMMITTEE FOR THE COUNTY OF MAUI", be ADOPTED; and
2. That Resolution No. _____, attached hereto, entitled "APPOINTMENT OF MEMBERS 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 MEMBERS TO THE KULA AGRICULTURAL PARK COMMITTEE FOR THE COUNTY OF MAUI

WHEREAS, by letter dated January 31, 2012, Mayor Alan M. Arakawa notified the Council that he nominated the persons listed in Exhibit "A", attached hereto, as members to the Kula Agricultural Park Committee for the County of Maui, pursuant to Sections 22.04A.070 and 2.40.180, Maui County Code, and Section 13-2(1), Revised Charter of the County of Maui (1983), as amended ("Charter"); and

WHEREAS, Sections 22.04A.070 and 2.40.180, Maui County Code, and Section 13-2(1) of the Charter require the Mayor's nominees to be approved by the Council; now, therefore,

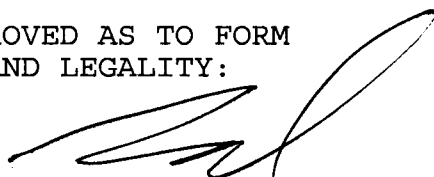
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the persons listed in Exhibit "B", attached hereto, as members to the Kula Agricultural Park Committee as specified therein; and

2. That it hereby disapproves the appointment of the persons listed in Exhibit "C" as members to the Kula Agricultural Park Committee 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 COMMITTEE MEMBERS AND TERMS

KULA AGRICULTURAL PARK COMMITTEE

Melanie Stephens
John Okamura

Term Expiration 3/31/17
Term Expiration 3/31/17

APPROVED COMMITTEE MEMBERS AND TERMS

KULA AGRICULTURAL PARK COMMITTEE

Melanie Stephens
John Okamura

Term: 4/1/12 through 3/31/17
Term Expiration 3/31/16

DISAPPROVED COMMITTEE MEMBERS

EXHIBIT "C"

Resolution

No. _____

APPOINTMENT OF MEMBERS TO THE URBAN DESIGN REVIEW BOARD FOR THE COUNTY OF MAUI

WHEREAS, by letter dated January 31, 2012, Mayor Alan M. Arakawa notified the Council that he nominated the persons listed in Exhibit "A", attached hereto, as members 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 nominees to be approved by the Council; now, therefore,

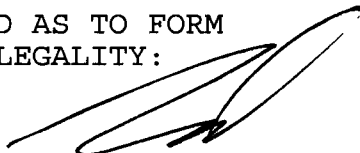
BE IT RESOLVED by the Council of the County of Maui:

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

2. That it hereby disapproves the appointment of the persons listed in Exhibit "C" as members 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 BOARD MEMBERS AND TERMS

URBAN DESIGN REVIEW BOARD

Robert Bowlus (Architect)
Andrew Carson

Term Expiration 3/31/17
Term Expiration 3/31/17

URBAN DESIGN REVIEW BOARD ALTERNATE

Wendy Fujinaka (Architect)
Gerard Steiner

Term Expiration 3/31/15
Term Expiration 3/31/17

APPROVED BOARD MEMBERS AND TERMS

URBAN DESIGN REVIEW BOARD

Robert Bowlus (Architect) (reappointment)
Andrew Carson

Term: 4/1/12 through 3/31/17
Term: 4/1/12 through 3/31/17

URBAN DESIGN REVIEW BOARD ALTERNATE

Wendy Fujinaka (Architect)
Gerard Steiner

Term Expiration 3/31/15
Term: 4/1/12 through 3/31/17

DISAPPROVED BOARD MEMBERS

EXHIBIT "C"