

COUNCIL OF THE COUNTY OF MAUI
POLICY COMMITTEE

April 10, 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 March 14, 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 February 29, 2012, the Mayor transmitted a proposed resolution entitled “APPOINTMENT OF MEMBER TO THE REAL PROPERTY TAX REVIEW BOARD”, along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of Harold Davis to the Real Property Tax Review Board, for a term expiring on March 31, 2014, to fill an existing vacancy due to the resignation of Joshua Lindsey.

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 Real Property Tax Review Board are contained in Sections 2.40.170 and 3.48.620, MCC.

Your Committee also notes that the Council must approve or disapprove the nomination by April 29, 2012, or the nomination will be deemed approved.

Your Committee interviewed the nominee, who spoke positively of his prior experience serving on a County board. He expressed his interest in continuing to contribute to the community through service on the Real Property Tax Review Board. Your Committee was very satisfied with the nominee’s responses, thanked him for his willingness to serve the community, and recommended that his appointment be approved.

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

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Your Committee voted 8-0 to recommend adoption of the proposed resolution, as revised. Committee Chair Hokama and members Baisa, Cochran, Couch, Mateo, Pontanilla, Victorino, and White voted "aye". Committee Vice-Chair Carroll 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 REAL PROPERTY TAX REVIEW 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 REAL PROPERTY TAX REVIEW BOARD

WHEREAS, by letter dated February 29, 2012, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Real Property Tax Review Board, pursuant to Sections 2.40.170 and 3.48.620, 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 Real Property Tax Review 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 Real Property Tax 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 COMMISSION MEMBER AND TERM

REAL PROPERTY TAX REVIEW BOARD

Harold Davis (replacing Joshua Lindsey)

Term Expiration: 3/31/14

EXHIBIT " A "

APPROVED COMMISSION MEMBER AND TERM

REAL PROPERTY TAX REVIEW BOARD

Harold Davis (replacing Joshua Lindsey)

Term Expiration: 3/31/14

EXHIBIT " B "

DISAPPROVED COMMISSION MEMBER

EXHIBIT "C"