

COUNCIL OF THE COUNTY OF MAUI
POLICY COMMITTEE

July 6, 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 June 13, 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 May 16, 2012, and received May 17, 2012, the Mayor transmitted a proposed resolution entitled “APPOINTMENT OF A MEMBER TO THE BOARD OF WATER SUPPLY”, along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of Cyrus Kodani to the Board of Water Supply, for a term expiring on March 31, 2013, to fill an existing vacancy due to the resignation of Ted Yamamura.

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.

Your Committee further notes that specific provisions for the Board of Water Supply are contained in Sections 8-11.3 and 13-2 of the Charter.

Your Committee also notes that the Council must approve or disapprove the nomination by July 16, 2012, or the nomination will be deemed approved.

Your Committee interviewed the nominee, who advised of his interest in serving the community and of his availability to attend board meetings. Mr. Kodani noted that he believes in balance and would evaluate facts before making decisions on water-related issues. Your Committee was 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 Mr. Kodani’s name on Exhibit “B” for approval.

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Your Committee voted 8-0 to recommend adoption of the proposed resolution, incorporating your Committee's revisions. Committee Chair Hokama, Vice-Chair Carroll, and members Baisa, Cochran, Couch, Mateo, Pontanilla, and White voted "aye". Committee member Victorino 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 recommendations.

Your Policy Committee RECOMMENDS that Resolution _____, attached hereto, entitled "APPOINTMENT OF A MEMBER TO THE BOARD OF WATER SUPPLY", 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 A MEMBER TO THE BOARD OF WATER SUPPLY

WHEREAS, by letter dated May 16, 2012, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Board of Water Supply, pursuant to Sections 8-11.3 and 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 Board of Water Supply 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 Board of Water Supply 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

BOARD OF WATER SUPPLY

Cyrus Kodani (replacing Ted Yamamura)

Term Expiration 3/31/13

APPROVED BOARD MEMBER AND TERM

BOARD OF WATER SUPPLY

Cyrus Kodani (replacing Ted Yamamura)

Term Expiration 3/31/13

DISAPPROVED BOARD MEMBER

EXHIBIT "C"