

**COUNCIL OF THE COUNTY OF MAUI**  
**POLICY COMMITTEE**

August 21, 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 July 25, 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 June 25, 2012, the Mayor transmitted a proposed resolution entitled "APPOINTMENT OF A MEMBER TO THE COMMISSION ON PERSONS WITH DISABILITIES", along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of Kevin Souza to the Maui County Commission on Persons with Disabilities, for a term expiring on March 31, 2014, to fill an existing vacancy due to the resignation of Feliciano Sales.

By correspondence dated and received July 5, 2012, the Mayor also transmitted a proposed resolution entitled "APPOINTMENT OF A MEMBER TO THE LANAI 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 Priscilla Felipe to the Lanai Planning Commission, for a term expiring on March 31, 2017, to fill an existing vacancy due to the resignation of Garrett Hera.

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 Charter and the MCC, as follows:

- A. Maui County Commission on Persons with Disabilities (Sections 2.32.020 and 2.32.030, MCC); and

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- B. Lanai Planning Commission (Section 8-8.4, Charter; and Section 2.28.025, MCC).

Your Committee also notes that the Council must approve or disapprove the nomination of Kevin Souza to the Maui County Commission on Persons with Disabilities by August 24, 2012, or the nomination will be deemed approved. The Council must approve or disapprove the nomination of Priscilla Felipe to the Lanai Planning Commission by September 3, 2012, or the nomination will be deemed approved.

Your Committee was satisfied with the information contained on the nominees' application forms and did not request interviews. Your Committee recommended that their appointments be approved.

Your Committee recommended that the proposed resolutions be revised by placing the respective nominee's name and term on Exhibit "B" for approval.

Your Committee voted 7-0 to recommend adoption of the proposed resolutions, as revised. Committee Chair Hokama, Vice-Chair Carroll, and members Baisa, Cochran, Couch, Pontanilla, and White voted "aye". Committee members Mateo and Victorino were excused.

Your Committee is in receipt of a revised proposed resolution to approve the nomination to the Maui County Commission on Persons with Disabilities. The title and text of the proposed resolution were revised to reflect the appropriate name of the Commission. Your Committee is also in receipt of a revised proposed resolution to approve the nomination to the Lanai Planning Commission.

The revised proposed resolution entitled "APPOINTMENT OF A MEMBER TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES" and the revised proposed resolution to approve the nomination to the Lanai Planning Commission were approved as to form and legality by the Department of the Corporation Counsel to reflect your Committee's recommendations, and to incorporate nonsubstantive revisions.

Your Policy Committee RECOMMENDS the following:

1. That Resolution \_\_\_\_\_, attached hereto, entitled "APPOINTMENT OF A MEMBER TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES", be ADOPTED; and

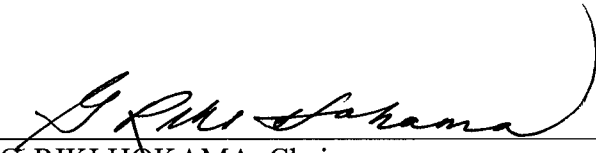
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2. That Resolution \_\_\_\_\_, attached hereto, entitled "APPOINTMENT OF A MEMBER TO THE LANAI PLANNING COMMISSION", be ADOPTED.

This report is submitted in accordance with Rule 8 of the Rules of the Council.

  
\_\_\_\_\_  
G. RIKI HOKAMA, Chair

# Resolution

No. \_\_\_\_\_

## APPOINTMENT OF A MEMBER TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES

WHEREAS, by letter dated June 25, 2012, 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 Commission on Persons with Disabilities, pursuant to Section 2.32.020, Maui County Code;

WHEREAS, Section 13-2, Revised Charter of the County of Maui (1983), as amended ("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,

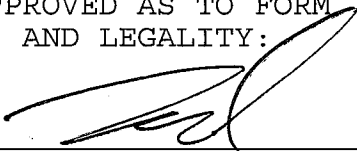
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the person listed in Exhibit "B", attached hereto, as a member to the Maui County Commission on Persons with Disabilities 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 Commission on Persons with Disabilities 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. KUSHT, JR.  
First Deputy Corporation Counsel  
County of Maui

**NOMINATED COMMISSION MEMBER AND TERM**

**MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES**

Kevin Souza (replacing Feliciano Sales)

Term Expiration 3/31/14

**APPROVED COMMISSION MEMBER AND TERM**

**MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES**

Kevin Souza (replacing Feliciano Sales)

Term Expiration 3/31/14

**DISAPPROVED COMMISSION MEMBER**

EXHIBIT " C "

# Resolution

No. \_\_\_\_\_

## APPOINTMENT OF A MEMBER TO THE LANAI PLANNING COMMISSION

WHEREAS, by letter dated July 5, 2012, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Lanai Planning Commission of the County of Maui, pursuant to Section 2.28.025, 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 Lanai 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 Lanai 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**

**LANAI PLANNING COMMISSION**

Priscilla Felipe (replacing Garrett Hera)

Term Expiration 3/31/17

EXHIBIT "A"

**APPROVED COMMISSION MEMBER AND TERM**

**LANAI PLANNING COMMISSION**

Priscilla Felipe (replacing Garrett Hera)

Term Expiration 3/31/17

**DISAPPROVED COMMISSION MEMBER**

EXHIBIT " C "