

COUNCIL OF THE COUNTY OF MAUI
POLICY AND INTERGOVERNMENTAL
AFFAIRS COMMITTEE

April 5, 2013

Committee
Report No. _____

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Policy and Intergovernmental Affairs Committee, having met on February 11, 2013, makes reference to County Communication 13-42, from Council Chair Gladys C. Baisa relating to nominations to boards, committees, and commissions (“boards”).

By correspondence dated and received January 29, 2013, 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 Lorraine Brooks and Earl Fujitani to the Kula Agricultural Park Committee, for terms beginning on April 1, 2013, and expiring on March 31, 2018.
2. A proposed resolution entitled “APPOINTMENT OF A MEMBER TO THE MAUI REDEVELOPMENT AGENCY FOR THE COUNTY OF MAUI” (“MRA resolution”), along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the nomination of Carol Ball to the Maui Redevelopment Agency, for a term beginning on April 1, 2013, and expiring on March 31, 2018.
3. 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 Frances Feeter, David Green, and

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Robert Spilker (Alternate) to the Urban Design Review Board, for terms beginning on April 1, 2013, and expiring on March 31, 2018.

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

- A. Kula Agricultural Park Committee: Section 2.40.180 and Chapter 22.04A, MCC;
- B. Maui Redevelopment Agency: Section 2.40.050, MCC (also, Section 53-2, Hawaii Revised Statutes); and
- C. Urban Design Review Board: Chapter 2.26 and Section 2.40.100, MCC.

Your Committee notes there are no time limitations for approval or disapproval of nominations for the three boards.

Your Committee was satisfied with the information provided in the nominees' application forms and did not request an interview with any of the nominees.

Your Committee recommended that the nominations of Lorraine Brooks and Earl Fujitani to the Kula Agricultural Park Committee be approved, for terms beginning on April 1, 2013, and expiring on March 31, 2018. Your Committee also recommended that the nomination of Carol Ball to the Maui Redevelopment Agency be approved, for a term beginning on April 1, 2013, and expiring on March 31, 2018. Finally, your Committee recommended that the nominations of Frances Feeter, David Green, and Robert Spilker to the Urban Design Review Board be approved, for terms beginning on April 1, 2013, and expiring on March 31, 2018. Your Committee notes Robert Spilker is nominated to serve as an alternate, in compliance with Chapter 2.26, MCC, which requires the board to include four alternates.

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Your Committee recommended that the KAPC resolution, the MRA resolution, and the UDRB resolution be revised by placing the names of the respective nominees and terms on Exhibit "B" of the applicable resolutions for approval.

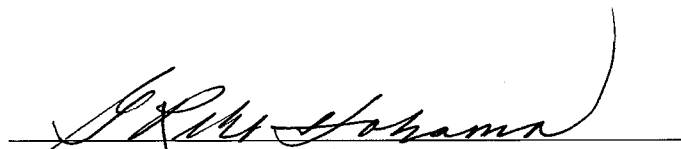
Your Committee voted 8-0 to recommend adoption of the revised proposed resolutions. Committee Chair Hokama, Vice-Chair Couch, and members Baisa, Carroll, Cochran, Crivello, Guzman, and Victorino voted "aye". Committee member White was excused.

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.

Your Policy and Intergovernmental Affairs Committee RECOMMENDS the following:

1. That Resolution _____, attached hereto, entitled "APPOINTMENT OF MEMBERS TO THE KULA AGRICULTURAL PARK COMMITTEE FOR THE COUNTY OF MAUI", be ADOPTED;
2. That Resolution _____, attached hereto, entitled "APPOINTMENT OF A MEMBER TO THE MAUI REDEVELOPMENT AGENCY FOR THE COUNTY OF MAUI", be ADOPTED; and
3. That Resolution _____, 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 29, 2013, 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,

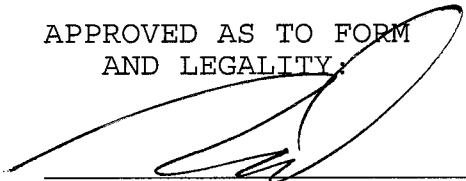
BE IT RESOLVED by the Council of the County of Maui:

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

Lorraine Brooks
Earl Fujitani

Term Expiration 3/31/18
Term Expiration 3/31/18

APPROVED COMMITTEE MEMBERS AND TERMS

KULA AGRICULTURAL PARK COMMITTEE

Lorraine Brooks
Earl Fujitani

Term Expiration 3/31/18
Term Expiration 3/31/18

DISAPPROVED COMMITTEE MEMBERS

Resolution

No. _____

APPOINTMENT OF A MEMBER TO THE MAUI REDEVELOPMENT AGENCY FOR THE COUNTY OF MAUI

WHEREAS, by letter dated January 29, 2013, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Maui Redevelopment Agency of the County of Maui, pursuant to Section 2.40.050, Maui County Code, and Section 53-2, Hawaii Revised Statutes ("HRS"); and

WHEREAS, Section 53-2, HRS, requires the Mayor's nominee to be approved by the Council; now, therefore,

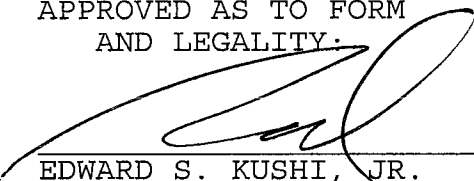
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the person listed in Exhibit "B", attached hereto, as a member to the Maui Redevelopment Agency 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 Redevelopment Agency 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/COMMITTEE MEMBER AND TERM

MAUI REDEVELOPMENT AGENCY

Carol Ball

Term Expiration 3/31/18

APPROVED BOARD/COMMITTEE MEMBER AND TERM

MAUI REDEVELOPMENT AGENCY

Carol Ball

Term Expiration 3/31/18

DISAPPROVED BOARD/COMMITTEE MEMBER

EXHIBIT " C "

Resolution

No. _____

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

WHEREAS, by letter dated January 29, 2013, 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,

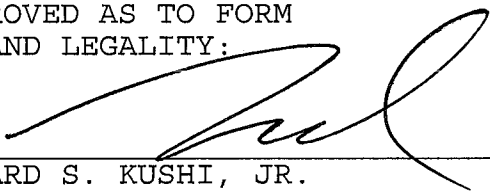
BE IT RESOLVED by the Council of the County of Maui:

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

Frances Feeter (Molokai)

Term Expiration 3/31/18

David Green (Lanai)

Term Expiration 3/31/18

URBAN DESIGN REVIEW BOARD ALTERNATE

Robert Spilker (Alternate)

Term Expiration 3/31/18

APPROVED BOARD MEMBERS AND TERMS

URBAN DESIGN REVIEW BOARD

Frances Feeter (Molokai)

Term Expiration 3/31/18

David Green (Lanai)

Term Expiration 3/31/18

URBAN DESIGN REVIEW BOARD ALTERNATE

Robert Spilker (Alternate)

Term Expiration 3/31/18

DISAPPROVED BOARD MEMBERS