

COUNCIL OF THE COUNTY OF MAUI

**POLICY AND INTERGOVERNMENTAL
AFFAIRS COMMITTEE**

July 22, 2014

**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 June 30, 2014, 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 June 10, 2014, the Mayor transmitted a proposed resolution entitled “APPOINTMENT OF A MEMBER TO THE MAUI COUNTY 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 Harold Davis to the Maui County Commission on Persons with Disabilities, for a term expiring on March 31, 2015, to fill a vacancy due to the resignation of Cesar Gaxiola. The Council must approve or disapprove the nomination by August 9, 2014, or the nomination will be deemed approved.

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. Specific provisions for the Maui County Commission on Persons with Disabilities are located in Sections 2.32.020 and 2.32.030, Maui County Code.

Your Committee was satisfied with the information submitted on the application form and did not request an interview with the nominee.

Your Committee noted Mr. Davis had just completed his term on the Real Property Tax Review Board, and his service on the Maui County Commission on Persons with Disabilities would, therefore, not overlap with any other County board terms.

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Your Committee recommended the appointment of Mr. Davis to the Maui County Commission on Persons with Disabilities, for a term expiring on March 31, 2015, be approved. Your Committee further recommended the proposed resolution be revised to add Mr. Davis' name (and accompanying term) to Exhibit "B" for approval.

Your Committee voted 8-0 to recommend adoption of the proposed resolution, incorporating your Committee's revisions. 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 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 and Intergovernmental Affairs Committee **RECOMMENDS** that Resolution _____, attached hereto, entitled "APPOINTMENT OF A MEMBER TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES", be **ADOPTED**.

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



G. RIKI HOKAMA, Chair

pia:cr:14002(32)aa:scb

Resolution

No. _____

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

WHEREAS, by letter dated June 10, 2014, 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 Sections 2.32.020 and 2.32.030, 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:

for 

EDWARD S. KUSHI, JR.
First Deputy Corporation Counsel
County of Maui

NOMINATED COMMISSION MEMBER AND TERM

MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES

Harold Davis (replacing Cesar Gaxiola)

Term Expiration 3/31/15

EXHIBIT " A "

APPROVED COMMISSION MEMBER AND TERM

MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES

Harold Davis (replacing Cesar Gaxiola)

Term Expiration 3/31/15

EXHIBIT " B "

DISAPPROVED COMMISSION MEMBER

EXHIBIT " C " " AMERICAN OVERSIGHT