

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 16, 2014, and June 30, 2014, makes reference to County Communication 14-129, from Councilmember G. Riki Hokama, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 2.41, MAUI COUNTY CODE, TO REQUIRE SPECIFIED COUNTY BOARDS AND COMMISSIONS TO INCLUDE MEMBERS FROM LANAI AND MOLOKAI".

The purpose of the proposed bill is to amend Chapter 2.41, Maui County Code, to add a new Section 2.41.080, "Balanced geographic representation", to require that a minimum of one member shall be a resident of Lanai and a minimum of one member shall be a resident of Molokai for various boards and commissions.

Your Committee noted the need for service on the specified boards and commissions by residents of the islands of Lanai and Molokai, given their unique perspectives on how their islands are impacted by actions taken by these boards and commissions. For that reason, your Committee encourages people from Lanai and Molokai to volunteer to fulfill board and commission responsibilities.

Noting it is often more challenging for board and commission members to travel from Lanai and Molokai for meetings on the island of Maui, your Committee expressed a concern about the lack of available volunteers from these islands willing to make the commitment necessary to serve productively on boards and commissions. However, your Committee stressed the need to open opportunities for board representation to residents of Lanai and Molokai in order to strengthen the County as a whole.

Your Committee discussed the possibility of other balancing criteria, but concluded representation from Lanai and Molokai is the priority.

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Your Committee also recommended the Cost of Government Commission be deleted from the proposed bill. Your Committee recently recommended adoption of a resolution to amend the Charter to provide the Commission shall act only upon the request of the County Auditor. Your Committee notes Resolution 14-70 was passed on the first of two necessary readings at the Council meeting of June 20, 2014, but recommitted to your Committee on July 8, 2014.

At the request of the Chair of your Committee, the Department of the Corporation Counsel transmitted a revised proposed bill, approved as to form and legality, clarifying the new section would require minimum representation from the island of Lanai and the island of Molokai. The revised proposed bill would apply to the Board of Variances and Appeals, the Fire and Public Safety Commission, the Liquor Control Adjudication Board, the Liquor Control Commission, and the Police Commission.

Your Committee voted 8-0 to recommend passage of the revised proposed bill on first reading and filing of the communication. Committee Chair Hokama, Vice-Chair Couch, and members Baisa, Carroll, Cochran, Crivello, Guzman, and Victorino voted "aye". Committee member White was excused.

Your Policy and Intergovernmental Affairs Committee RECOMMENDS the following:

1. That Bill \_\_\_\_\_ (2014), as revised herein and attached hereto, entitled, "A BILL FOR AN ORDINANCE AMENDING CHAPTER 2.41, MAUI COUNTY CODE, TO REQUIRE SPECIFIED COUNTY BOARDS AND COMMISSIONS TO INCLUDE MEMBERS FROM LANAI AND MOLOKAI", be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication 14-129 be FILED.

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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:14069aa:scb

ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_ (2014)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 2.41, MAUI COUNTY CODE, TO  
REQUIRE SPECIFIED COUNTY BOARDS AND COMMISSIONS TO INCLUDE  
MEMBERS FROM LANAI AND MOLOKAI

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Purpose. Section 13-2(3), Revised Charter of the County of Maui (1983), as amended, requires that in making appointments to all boards and commissions, the mayor shall give due consideration to balanced geographic representation. Nonetheless, Lanai and Molokai are often underrepresented on certain key boards and commissions. The purpose of this ordinance is to ensure that for such boards and commissions, a minimum of one member is a resident of Lanai and Molokai, respectively.


SECTION 2. Chapter 2.41, Maui County Code, is amended by adding a new section to read as follows:

**“2.41.080 Minimum island representation. In fulfilling the mandate of section 13-2(3), revised charter of the County of Maui (1983), as amended, a minimum of one member shall be a resident of the island of Lanai and a minimum of one member shall be a resident of the island of Molokai for each of the following boards and commissions: board of variances and appeals, fire and public safety commission, liquor control adjudication board, liquor control commission, and police commission. Any existing deficiency in minimum island representation shall be rectified as vacancies occur.”**

SECTION 3. New material is underscored. In printing this bill, the County Clerk need not include the underscoring.

SECTION 4. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:



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EDWARD S. KUSHI, JR.  
Department of the Corporation Counsel  
County of Maui  
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