

COUNCIL OF THE COUNTY OF MAUI
POLICY AND INTERGOVERNMENTAL
AFFAIRS COMMITTEE

March 20, 2015

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 March 2, 2015, makes reference to County Communication 15-5, from Councilmember Mike White, relating to nominations to boards, committees, and commissions ("boards").

By correspondence dated and received January 30, 2015, the Mayor transmitted a proposed resolution, entitled "APPOINTMENT OF MEMBERS TO THE BOARDS AND COMMISSIONS FOR THE COUNTY OF MAUI", along with completed application forms for the nominees. The purpose of the proposed resolution is to approve or disapprove the Mayor's nominees to various boards for terms beginning on April 1, 2015, and expiring on March 31, 2020, unless otherwise indicated.

Your Committee notes it previously made recommendations on nominees to the boards by Policy and Intergovernmental Affairs Committee Report 15-15. Those recommendations were adopted by the Council at its meeting of March 6, 2015 (Resolution 15-22).

Your Committee further notes it deferred nominations to the following boards: Fire and Public Safety Commission, Lanai Planning Commission, Liquor Control Adjudication Board, and Maui County Cultural Resources Commission.

By correspondence dated February 23, 2015, the Department of the Corporation Counsel transmitted a revised proposed resolution entitled "APPOINTMENT OF MEMBERS TO THE BOARDS AND COMMISSIONS FOR THE COUNTY OF MAUI". The purpose of the

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proposed resolution is to approve or disapprove the Mayor's following nominees to various boards for terms beginning April 1, 2015, and expiring March 31, 2020:

A. FIRE AND PUBLIC SAFETY COMMISSION

1. Elgin Keahi Meyer (Molokai); and
2. Linda Fernandez (Lanai).

B. LANAI PLANNING COMMISSION

1. James Clemens (Lanai); and
2. Jarrod Barfield (Lanai).

C. LIQUOR CONTROL ADJUDICATION BOARD

1. Candace Ariaga (Lanai).

D. MAUI COUNTY CULTURAL RESOURCES COMMISSION

1. Christy Kajiwara-Gusman (Reappointment).

Your Committee notes general appointment procedures for the boards are outlined in Section 13-2, Revised Charter of the County of Maui (1983), as amended ("Charter"), and Chapter 2.41, Maui County Code.

Section 13-2(16) of the Charter states the Mayor is required to submit nominees 60 to 70 days before the prior members' terms expire, and the Council must approve or disapprove the nominees within 60 days thereafter. If the Council fails to approve or disapprove any of the Mayor's nominees within the time period provided, the nominee shall be deemed appointed to fill the vacancy upon its occurrence. If the Council disapproves a nominee, it shall immediately notify the Mayor of its action.

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Accordingly, the Council has until March 31, 2015, to approve or disapprove the Mayor's nominees, or the nominees shall be deemed appointed.

Your Committee interviewed Linda Fernandez, Jarrod Barfield, and Candace Ariaga. Your Committee notes the nominees' availability to attend meetings, their interest in serving on the boards for which they have been nominated, and life experiences that would contribute to their service as board members.

Your Committee notes Ms. Fernandez would fill a position as the Lanai representative on the Fire and Public Safety Commission.

Your Committee notes Mr. Barfield was born and raised on Lanai, served on the Lanai Community Plan Advisory Committee, and is familiar with issues and matters related to the island.

Your Committee notes Ms. Ariaga would serve as the Lanai representative on the Liquor Control Adjudication Board.

Your Committee notes Elgin Keahi Meyer transmitted correspondence to your Committee requesting to be withdrawn from consideration as a nominee for the Fire and Public Safety Commission.

Your Committee noted that James Clemens was interviewed at your Committee's meeting of February 18, 2015; however, your Committee deferred consideration of the nomination.

Your Committee noted Mr. Clemens is a dedicated volunteer. Your Committee further noted that the Lanai community is divided on Mr. Clemens' nomination.

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Your Committee noted Christy Kajiwara-Gusman was interviewed at your Committee's meeting of February 18, 2015; however, your Committee deferred consideration of the nomination.

Your Committee noted Ms. Kajiwara-Gusman's dedication and passion for serving the community. Your Committee further noted her participation on a previous board.

Your Committee expressed its gratitude to all the nominees who volunteered to serve on a board.

Your Committee recommended 8-0 to approve the nominations of Linda Fernandez to the Fire and Public Safety Commission and Jarrod Barfield to the Lanai Planning Commission. Committee Chair Victorino, Vice-Chair Couch, and members Baisa, Carroll, Cochran, Crivello, Guzman, and Hokama voted aye. Member White was excused.

Your Committee recommended 9-0 to approve the nomination of Candace Ariaga to the Liquor Control Adjudication Board. Committee Chair Victorino, Vice-Chair Couch, and members Baisa, Carroll, Cochran, Crivello, Guzman, Hokama, and White voted aye.

Your Committee recommended 5-4 to approve the nomination of Christy Kajiwara-Gusman to the Maui County Cultural Resources Commission. Committee Chair Victorino, Vice-Chair Couch, and members Baisa, Crivello, and Hokama voted aye. Members Carroll, Cochran, Guzman, and White voted no.

Your Committee recommended that Exhibit "B" to the proposed resolution be revised accordingly.

Your Committee recommended 8-0 to disapprove the nomination of Elgin Keahi Meyer to the Fire and Public Safety Commission. Committee Chair Victorino, Vice-Chair Couch, and members Baisa, Carroll,

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Cochran, Crivello, Guzman, and Hokama voted aye. Member White was excused.

Your Committee recommended 9-0 to disapprove the nomination of James Clemens to the Lanai Planning Commission. Committee Chair Victorino, Vice-Chair Couch, and members Baisa, Carroll, Cochran, Crivello, Guzman, Hokama, and White voted aye.

Your Committee recommended that Exhibit "C" to the proposed resolution be revised accordingly.

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

Your Committee is in receipt of a further 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 MEMBERS TO THE BOARDS AND COMMISSIONS FOR THE COUNTY OF MAUI", be ADOPTED.

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



MICHAEL P. VICTORINO, Chair

pia:cr:15002(5)ab:kcw

Resolution

No. _____

APPOINTMENT OF MEMBERS TO THE BOARDS AND COMMISSIONS FOR THE COUNTY OF MAUI

WHEREAS, by letter dated January 30, 2015, Mayor Alan M. Arakawa notified the Council that he nominated the persons listed in Exhibit "A", attached hereto, as members to the various boards and commissions for the County of Maui, pursuant to Section 13-2, Revised Charter of the County of Maui (1983), as amended ("Charter"); and

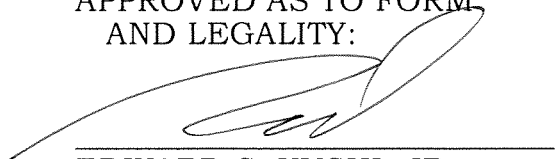
WHEREAS, Section 13-2 of the Charter requires the Mayor's nominees to be approved by the Council; and

WHEREAS, Section 13-2(16) of the Charter requires the Council to approve or disapprove the nominees within sixth (60) days after the Mayor submits the nominees 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 persons listed in Exhibit "B", attached hereto, as members to the various boards and commissions for terms as specified therein; and
2. That it hereby disapproves the appointment of the persons listed in Exhibit "C", attached hereto, as members to the various boards and commissions 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 MEMBERS AND TERMS

FIRE AND PUBLIC SAFETY COMMISSION

Elgin Keahi Meyer (Molokai)

Term Expiration 3/31/20

Linda Fernandez (Lanai)

Term Expiration 3/31/20

LANAI PLANNING COMMISSION

James Clemens (Lanai)

Term Expiration 3/31/20

Jarrold Barfield (Lanai)

Term Expiration 3/31/20

LIQUOR CONTROL ADJUDICATION BOARD

Candace Ariaga (Lanai)

Term Expiration 3/31/20

MAUI COUNTY CULTURAL RESOURCES COMMISSION

Christy Kajiwara-Gusman (Reappoint)

Term Expiration 3/31/20

APPROVED BOARD/COMMITTEE MEMBERS AND TERMS

FIRE AND PUBLIC SAFETY COMMISSION

Linda Fernandez (Lanai)

Term Expiration 3/31/20

LANAI PLANNING COMMISSION

Jarrold Barfield (Lanai)

Term Expiration 3/31/20

LIQUOR CONTROL ADJUDICATION BOARD

Candace Ariaga (Lanai)

Term Expiration 3/31/20

MAUI COUNTY CULTURAL RESOURCES COMMISSION

Christy Kajiwara-Gusman (Reappoint)

Term Expiration 3/31/20

DISAPPROVED BOARD/COMMITTEE MEMBERS

FIRE AND PUBLIC SAFETY COMMISSION

Elgin Keahi Meyer (Molokai)

Term Expiration 3/31/20

LANAI PLANNING COMMISSION

James Clemens (Lanai)

Term Expiration 3/31/20