

**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 February 10, 2015, the Mayor transmitted a proposed resolution, entitled “APPOINTMENT OF A MEMBER TO THE KULA AGRICULTURAL PARK COMMITTEE FOR THE COUNTY OF MAUI”, along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of James Leary to the Kula Agricultural Park Committee (“KAPC”), for a term expiring on March 31, 2018, to fill a vacancy due to the resignation of Lorraine Brooks.

By correspondence dated and received February 12, 2015, the Mayor transmitted a proposed resolution, entitled “APPOINTMENT OF A MEMBER TO THE BOARD OF ETHICS FOR THE COUNTY OF MAUI”, along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of Sara Gadarian to the Board of Ethics (“BOE”), for a term expiring on March 31, 2015, to fill a vacancy due to the resignation of Lilah Inaba.

By correspondence dated and received February 19, 2015, the Mayor transmitted a proposed resolution, entitled “APPOINTMENT OF A MEMBER TO THE AFFIRMATIVE ACTION ADVISORY COUNCIL FOR THE COUNTY OF MAUI”, along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the appointment of Judy Egger to the Affirmative Action

**COUNCIL OF THE COUNTY OF MAUI**  
**POLICY AND INTERGOVERNMENTAL**  
**AFFAIRS COMMITTEE**

Page 2

**Committee**  
**Report No. \_\_\_\_\_**

Advisory Council (“AAAC”), for a term expiring on March 31, 2018, to fill a vacancy due to the resignation of Michael Kawagishi.

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 (“Charter”), and Chapter 2.41, Maui County Code (“MCC”).

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

- A. Kula Agricultural Park Committee: Sections 2.40.180 and 22.04A.070, MCC;
- B. Board of Ethics: Charter Section 10-2; and
- C. Affirmative Action Advisory Council: Sections 2.29.010, 2.29.020, and 2.40.080, MCC.

Your Committee notes there is no time deadline for approval or disapproval of the nomination to the KAPC. The Council must approve or disapprove the nomination to the BOE by April 13, 2015, and the nomination to the AAAC by April 20, 2015, or the nominations will be deemed approved.

A representative of the Mayor stated that Dr. Leary would serve as the University of Hawaii Cooperative Extension Service representative for the KAPC, as required by the MCC.

Dr. Leary stated his education is in horticulture, weed management, and molecular ecology.

Your Committee notes that although the BOE term expires on March 31 of this year, your Committee recommended Ms. Gadarian’s reappointment to the BOE, for a term expiring on March 31, 2020, at its meeting of February 18, 2015. Ms. Gadarian’s reappointment was

**COUNCIL OF THE COUNTY OF MAUI**  
**POLICY AND INTERGOVERNMENTAL**  
**AFFAIRS COMMITTEE**

Page 3

**Committee**  
**Report No. \_\_\_\_\_**

approved at the Council meeting of March 6, 2015 (Policy and Intergovernmental Affairs Committee Report 15-15; Resolution 15-22).

The representative stated Ms. Egger is employed as a systems analyst for the County and will be filling a vacancy on the AAAC as a County employee, as required by the MCC.

Your Committee recommended all three proposed resolutions be revised by placing the names and terms of the nominees on Exhibit "B" for approval.

Your Committee voted 9-0 to recommend adoption of the revised proposed resolutions. Committee Chair Victorino, Vice-Chair Couch, and members Baisa, Carroll, Cochran, Crivello, Guzman, Hokama, and White voted "aye".

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 A MEMBER 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 BOARD OF ETHICS FOR THE COUNTY OF MAUI", be ADOPTED; and
3. That Resolution \_\_\_\_\_, attached hereto, entitled "APPOINTMENT OF A MEMBER TO THE AFFIRMATIVE ACTION ADVISORY COUNCIL FOR THE COUNTY OF MAUI", be ADOPTED.

**COUNCIL OF THE COUNTY OF MAUI**  
**POLICY AND INTERGOVERNMENTAL**  
**AFFAIRS COMMITTEE**

Page 4

**Committee**  
**Report No. \_\_\_\_\_**

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



\_\_\_\_\_  
MICHAEL P. VICTORINO, Chair

pia:cr:15002(8, 9, 10)aa:kcw

# Resolution

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

## APPOINTMENT OF A MEMBER TO THE KULA AGRICULTURAL PARK COMMITTEE FOR THE COUNTY OF MAUI

WHEREAS, by letter dated February 10, 2015, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Kula Agricultural Park Committee for the County of Maui, pursuant to Sections 22.04A.070 and 2.40.180, Maui County Code ("MCC"); and

WHEREAS, Section 22.04A.070, MCC, requires the Mayor's nominee to be approved by the Council; now, therefore,

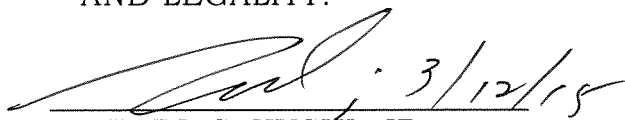
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves the appointment of the person listed in Exhibit "B", attached hereto, as a member to the Kula Agricultural Park Committee for the term as specified therein; and

2. That it hereby disapproves the appointment of the person listed in Exhibit "C", attached hereto, as a member 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 MEMBER AND TERM**

**KULA AGRICULTURAL PARK COMMITTEE**

James Leary (replacing Lorraine Brooks)

Term expiration: 3/31/18

EXHIBIT " A "

**APPROVED COMMITTEE MEMBER AND TERM**

**KULA AGRICULTURAL PARK COMMITTEE**

James Leary (replacing Lorraine Brooks)

Term expiration: 3/31/18

**DISAPPROVED COMMITTEE MEMBER**



# Resolution

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

## APPOINTMENT OF A MEMBER TO THE BOARD OF ETHICS FOR THE COUNTY OF MAUI

WHEREAS, by letter dated February 12, 2015, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Board of Ethics for the County of Maui, pursuant to Sections 10-2 and 13-2, Revised Charter of the County of Maui (1983), as amended, ("Charter"); and

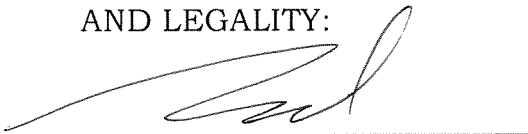
WHEREAS, Section 13-2, Charter, requires the Mayor's nominee to be approved by the Council; and

WHEREAS, Section 13-2(17), 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 Board of Ethics for the term as specified therein; and
2. That it hereby disapproves the appointment of the person listed in Exhibit "C", attached hereto, as a member to the Board of Ethics 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 MEMBER AND TERM**

**BOARD OF ETHICS**

Sara Gadarian (replacing Lilah Inaba)

Term Expiration 3/31/15

EXHIBIT "A"

**APPROVED BOARD MEMBER AND TERM**

**BOARD OF ETHICS**

Sara Gadarian (replacing Lilah Inaba)

Term Expiration 3/31/15

**DISAPPROVED BOARD MEMBER**

EXHIBIT " C "

# Resolution

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

## APPOINTMENT OF A MEMBER TO THE AFFIRMATIVE ACTION ADVISORY COUNCIL FOR THE COUNTY OF MAUI

WHEREAS, by letter dated February 19, 2015, Mayor Alan M. Arakawa notified the Council that he nominated the person listed in Exhibit "A", attached hereto, as a member to the Affirmative Action Advisory Council for the County of Maui, pursuant to Chapter 2.29, Maui County Code ("MCC"), and Section 13-2, Revised Charter of the County of Maui (1983), as amended, ("Charter"); and

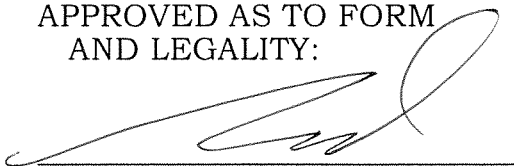
WHEREAS, Section 13-2, Charter, requires the Mayor's nominee to be approved by the Council; and

WHEREAS, Section 13-2(17), 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 Affirmative Action Advisory Council for the term as specified therein; and
2. That it hereby disapproves the appointment of the person listed in Exhibit "C", attached hereto, as a member to the Affirmative Action Advisory Council 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 MEMBER AND TERM**

**AFFIRMATIVE ACTION ADVISORY COUNCIL**

Judy Egger (replacing Michael Kawagishi)

Term Expiration 3/31/18

EXHIBIT " A "

**APPROVED BOARD MEMBER AND TERM**

**AFFIRMATIVE ACTION ADVISORY COUNCIL**

Judy Egger (replacing Michael Kawagishi)

Term Expiration 3/31/18

**DISAPPROVED BOARD MEMBER**

EXHIBIT " C "