

COUNCIL OF THE COUNTY OF MAUI
**GOVERNANCE, ETHICS, AND
TRANSPARENCY COMMITTEE**

July 5, 2019

**Committee
Report No. _____**

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

Chair and Members:

Your Governance, Ethics, and Transparency Committee, having met on June 21, 2019, makes reference to County Communication 19-24, from Council Chair Kelly T. King, relating to nominations to boards, committees, and commissions.

By correspondence dated and received on May 15, 2019, the Mayor transmitted a proposed resolution, entitled "RELATING TO THE APPOINTMENT OF STEPHEN WEST TO THE BOARD OF VARIANCES AND APPEALS FOR THE COUNTY OF MAUI," with a completed application for the nominee. The purpose of the proposed resolution is to approve or disapprove the Mayor's nomination of Stephen West to the Board of Variances and Appeals, for a term expiring on March 31, 2023, to fill a vacancy due to the resignation of Sandra Duvauchelle.

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

Your Committee further notes specific provisions for the Board of Variances and Appeals are located in Charter Section 8-8.7.

The Council must approve or disapprove Mr. West's nomination to the Board of Variances and Appeals by July 14, 2019, or the nomination will be deemed approved.

Your Committee met with Mr. West.

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As noted in his board application, Mr. West previously served separate terms on Maui County's Salary Commission and Liquor Control Commission.

A representative of the Mayor said Mr. West's prior board experience and his background in construction would prove helpful to the Board of Variances and Appeals.

Mr. West is currently employed with the Grand Wailea Maui, A Waldorf Astoria Resort, which supports his need to attend meetings. When questioned, Mr. West said he would recuse himself from board decisions involving the Grand Wailea Maui if they arose.

Your Committee questioned the nominee about his public interaction with other residents in the past. Your Committee also discussed the geographical imbalance of the current board membership, noting the absence of members from South Maui and West Maui. The Mayor's representative said Councilmembers are encouraged to reach out to constituents in their residency areas to apply for board positions.

Your Committee voted 5-4 to recommend adoption of the proposed resolution approving the nomination. Committee Chair Molina and members Hokama, Kama, Lee, and Sugimura voted "aye." Committee Vice-Chair Rawlins-Fernandez and members King, Paltin, and Sinenci voted "no."


Your Governance, Ethics, and Transparency Committee **RECOMMENDS** that Resolution _____, attached hereto, entitled "RELATING TO THE APPOINTMENT OF STEPHEN WEST TO THE BOARD OF VARIANCES AND APPEALS 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 J. MOLINA, Chair

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Resolution

No. _____

RELATING TO THE APPOINTMENT OF STEPHEN WEST TO THE BOARD OF VARIANCES AND APPEALS FOR THE COUNTY OF MAUI

WHEREAS, by correspondence dated May 15, 2019, Mayor Michael P. Victorino notified the Council that he nominated Stephen West to the Board of Variances and Appeals for the County of Maui for a term expiring March 31, 2023, to fill a vacancy replacing Sandra Duvauchelle, pursuant to Sections 8-8.7 and 13-2, Revised Charter of the County of Maui (1983), as amended, ("Charter"); and

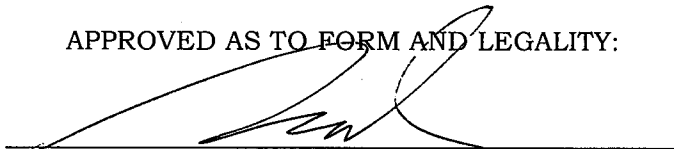
WHEREAS, Section 13-2, Charter, requires the Mayor's nominee to be approved by the Council; and

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 approves the appointment of Stephen West to serve on the Board of Variances and Appeals for the County of Maui for a term expiring March 31, 2023; and
2. That the Council expresses its gratitude and appreciation to Stephen West for his willingness to be considered for public service and actively participate in County government; 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.

Department of the Corporation Counsel

County of Maui

2019-0122

2019-05-15 BVA West Replace Duvauchelle