

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

June 18, 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 4, 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 April 29, 2019, the Mayor transmitted a proposed resolution, entitled "RELATING TO THE APPOINTMENT OF LORRAINE SABLAS TO THE MAUI PLANNING COMMISSION," with a completed application for the nominee. The purpose of the proposed resolution is to approve or disapprove the Mayor's nomination of Lorraine Sablas to the Maui Planning Commission, for a term expiring on March 31, 2023, to fill a vacancy due to the resignation of Alalani Hill.

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 ("MCC").

Your Committee further notes specific provisions for the Maui Planning Commission are located in Sections 2.28.010 and 2.28.070, MCC, and Charter Section 8-8.4.

By correspondence dated May 24, 2019, the Department of the Corporation Counsel transmitted a revised proposed resolution entitled "RELATING TO THE DESIGNATION OF LORRAINE SABLAS AS THE NATIVE HAWAIIAN TRADITIONAL AND CUSTOMARY PRACTICES EXPERT TO THE MAUI PLANNING COMMISSION." The purpose of the

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revised proposed resolution is to designate Lorraine Sablas as the Native Hawaiian Traditional and Customary Practices Expert to the Maui Planning Commission, pursuant to Section 2.28.070, MCC.

Your Committee notes Section 2.28.070, MCC, requires each planning commission to have at least one member to have demonstrated expertise in native Hawaiian traditional and customary practices.

By correspondence dated May 30, 2019, the Mayor notified the Council that Ms. Sablas requested her name be withdrawn for consideration to the Maui Planning Commission, as its Native Hawaiian Traditional and Customary Practices Expert, due to personal circumstances.

Your Committee notes the Mayor shall submit the name of a second nominee within ten days, pursuant to Charter Section 13-2(16).

Your Committee voted 9-0 to recommend disapproval of the nomination of Lorraine Sablas to the Maui Planning Commission, for a term expiring on March 31, 2023, and that the revised proposed resolution be further revised consistent with the Committee's intent. Committee Chair Molina, Vice-Chair Rawlins-Fernandez, and members Hokama, Kama, King, Lee, Paltin, Sinenci, and Sugimura voted "aye."

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 revision.

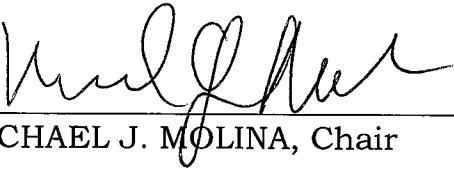
Your Governance, Ethics, and Transparency Committee **RECOMMENDS** that Resolution _____, attached hereto, entitled "RELATING TO THE DESIGNATION OF LORRAINE SABLAS AS THE NATIVE HAWAIIAN TRADITIONAL AND CUSTOMARY PRACTICES EXPERT TO THE MAUI PLANNING COMMISSION," be **ADOPTED**.

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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 DESIGNATION OF LORRAINE SABLAS AS THE NATIVE HAWAIIAN TRADITIONAL AND CUSTOMARY PRACTICES EXPERT TO THE MAUI PLANNING COMMISSION

WHEREAS, by correspondence dated April 29, 2019, Mayor Michael P. Victorino notified the Council that he nominated Lorraine Sablas to the Maui Planning Commission for a term expiring on March 31, 2023, to fill a vacancy replacing Alalani Hill, pursuant to Sections 2.28.010 and 2.28.070, Maui County Code (“MCC”), and Sections 8-8.4 and 13-2, Revised Charter of the County of Maui (1983), as amended, (“Charter”); and

WHEREAS, Section 2.28.070, MCC, requires each planning commission and the Hana advisory committee to have at least one member to have demonstrated expertise in native Hawaiian traditional and customary practices, as evidenced by one or more of the following credentials:

1. A college degree in a relevant field, such as Hawaiian studies, native Hawaiian law, native Hawaiian traditional and customary practices, including traditional environmental practices, or related subject area.
2. Work history that demonstrates an appropriate level of knowledge in native Hawaiian traditional and customary practices, including traditional environmental practices.
3. Substantial experience as a native Hawaiian traditional and customary practitioner; and

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

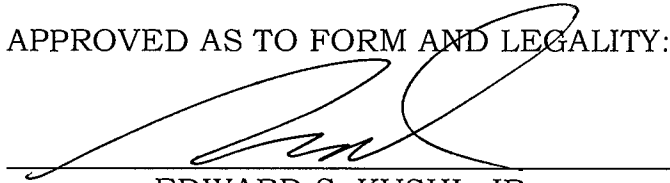
WHEREAS, Section 13-2(17), Charter, requires the Council to approve or disapprove the nominee within sixty days after the Mayor submits the nominee to the Council; now, therefore,

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

1. That it disapproves the appointment of Lorraine Sablas to serve on the Maui Planning Commission, for a term expiring on March 31, 2023; and

2. That the Council expresses its gratitude and appreciation to Lorraine Sablas for her 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:

A handwritten signature in black ink, appearing to read 'Edward S. Kushi, Jr.', is written over a horizontal line.

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

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