

# REQUEST FOR LEGAL SERVICES

**Date:** March 5, 2020  
**From:** Michael J. Molina, Chair  
Governance, Ethics, and Transparency Committee


TRANSMITTAL

**Memo to:** DEPARTMENT OF THE CORPORATION COUNSEL  
Attention: Edward S. Kushi, Jr., Esq.

**Subject:** NOMATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS (VARIOUS)  
(GET-2(31))

**Background Data:** Please review the attached resolutions and approve as to form and legality, if appropriate. Please include signed hard copies with your response.

**Work Requested:**  FOR APPROVAL AS TO FORM AND LEGALITY  
 OTHER:

Requestor's signature  Michael J. Molina	Contact Person <u>Lesley Milner</u> (Telephone Extension: <u>7886</u> )
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ROUTINE (WITHIN 15 WORKING DAYS)       RUSH (WITHIN 5 WORKING DAYS)  
 PRIORITY (WITHIN 10 WORKING DAYS)       URGENT (WITHIN 3 WORKING DAYS)

SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): March 5, 2020  
REASON: To meet posting deadline for the March 13, 2020 Council Meeting

## FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO:	ASSIGNMENT NO.	BY:
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TO REQUESTOR:  APPROVED  DISAPPROVED  OTHER (SEE COMMENTS BELOW)  
 RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DEPARTMENT OF THE CORPORATION COUNSEL

Date \_\_\_\_\_

By \_\_\_\_\_

(Rev. 7/03)

get:ltr:002(31)acc01:ljcm

Attachment

# Resolution

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

## APPOINTMENT OF A MEMBER TO THE BOARD OF VARIANCES AND APPEALS FOR THE COUNTY OF MAUI

WHEREAS, by correspondence dated January 30, 2020, Mayor Michael P. Victorino notified the Council he nominated the person listed in Exhibit "A", attached hereto, as a member to the Board of Variances and Appeals for the County of Maui, pursuant to Section 2.41.080, Maui County Code ("MCC"), and Sections 8-8.7 and 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 nominee to be approved by the Council; and

WHEREAS, Section 13-2(16) of the Charter requires the Council to approve or disapprove the nomination within sixty days after the Mayor submits the name of 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 the person listed in Exhibit "B", attached hereto, as a member to the Board of Variances and Appeals for the term as specified therein; and
2. That it hereby disapproves the appointment of the person listed in Exhibit "C" as a member to the Board and Variances and Appeals as nominated by the Mayor; and
3. That the Council expresses its gratitude and appreciation to the appointed member for her willingness to be considered for public service and actively participate in County government; and
4. 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 MEMBER AND TERM**

**BOARD OF VARIANCES AND APPEALS**

Caron Green

Term Expiration 3/31/25

**APPROVED MEMBER AND TERM**

**BOARD OF VARIANCES AND APPEALS**

Caron Green

Term Expiration 3/31/25

**DISAPPROVED MEMBER**

**BOARD OF VARIANCES AND APPEALS**

# Resolution

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

## APPOINTMENT OF MEMBERS TO THE MAUI COUNTY CULTURAL RESOURCES COMMISSION

WHEREAS, by correspondence dated January 30, 2020, Mayor Michael P. Victorino notified the Council he nominated the persons listed in Exhibit "A", attached hereto, as members to the Maui County Cultural Resources Commission, pursuant to Sections 2.40.110 and 2.88.030, Maui County Code ("MCC"), and 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 nominations within sixty days after the Mayor submits the name of the nominees to the Council; now, therefore,

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

1. That it approves the appointment of the persons listed in Exhibit "B", attached hereto, as members to the Maui County Cultural Resources Commission for the term as specified therein; and
2. That it hereby disapproves the appointment of the persons listed in Exhibit "C" as members to the Maui County Cultural Resources Commission as nominated by the Mayor; and
3. That the Council expresses its gratitude and appreciation to the appointed members for their willingness to be considered for public service and actively participate in County government; and
4. That certified copies of this Resolution be transmitted to the Mayor, the Managing Director, and the Corporation Counsel.

APPROVED AS TO FORM  
AND LEGALITY:

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EDWARD S. KUSHI, JR.  
First Deputy Corporation Counsel  
County of Maui

**NOMINATED MEMBERS AND TERMS**

**MAUI COUNTY CULTURAL RESOURCES COMMISSION**

Emily Spenser  
Brandis Sarich  
Marinel Yumol

Term Expiration 3/31/25  
Term Expiration 3/31/25  
Term Expiration 3/31/25

**APPROVED MEMBERS AND TERMS**

**MAUI COUNTY CULTURAL RESOURCES COMMISSION**

Emily Spenser  
Brandis Sarich

Term Expiration 3/31/25  
Term Expiration 3/31/25



**DISAPPROVED MEMBERS**

**MAUI COUNTY CULTURAL RESOURCES COMMISSION**

Marinel Yumol

# Resolution

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

## APPOINTMENT OF MEMBERS TO THE URBAN DESIGN REVIEW BOARD FOR THE COUNTY OF MAUI

WHEREAS, by correspondence dated January 30, 2020, Mayor Michael P. Victorino notified the Council he nominated the persons listed in Exhibit "A", attached hereto, as members to the Urban Design Review Board for the County of Maui, pursuant to Sections 2.26.030 and 2.40.100, Maui County Code ("MCC"), and Section 13-2(1), 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 nominations within sixty days after the Mayor submits the name of the nominees to the Council; now, therefore,

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

1. That it approves the appointment of the persons listed in Exhibit "B", attached hereto, as members to the Urban Design Review Board for the term as specified therein; and
2. That it hereby disapproves the appointment of the persons listed in Exhibit "C" as members to the Urban Design Review Board as nominated by the Mayor; and
3. That the Council expresses its gratitude and appreciation to the appointed members for their willingness to be considered for public service and actively participate in County government; and
4. That certified copies of this Resolution be transmitted to the Mayor, the Managing Director, and the Corporation Counsel.

APPROVED AS TO FORM  
AND LEGALITY:

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EDWARD S. KUSHI, JR.  
First Deputy Corporation Counsel  
County of Maui

**NOMINATED MEMBERS AND TERMS**

**URBAN DESIGN REVIEW BOARD**

Christopher Curtis (Land Architect)

Term Expiration 3/31/25

Joshua Circle-Woodburn (Alternate) (Land Architect)

Term Expiration 3/31/25

**APPROVED MEMBERS AND TERMS**

**URBAN DESIGN REVIEW BOARD**

Christopher Curtis (Land Architect)

Term Expiration 3/31/25

Joshua Circle-Woodburn (Alternate) (Land Architect)

Term Expiration 3/31/25

**DISAPPROVED MEMBERS**

**URBAN DESIGN REVIEW BOARD**