

COUNCIL OF THE COUNTY OF MAUI

# POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE

March 24, 2017

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

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

Chair and Members:

Your Policy, Economic Development, and Agriculture Committee, having met on March 6, 2017, makes reference to County Communication 17-7, from Council Chair Mike White, relating to nominations to boards, committees, and commissions.

By correspondence dated February 24, 2017, the Department of the Corporation Counsel transmitted the following:

1. A proposed resolution entitled "RELATING TO THE APPOINTMENT OF MAYA ROSS TO THE HANA ADVISORY COMMITTEE," along with a completed application for the nominee. The purpose of the proposed resolution is to approve or disapprove the Council's nomination of Maya Ross to the Hana Advisory Committee for a term beginning on April 1, 2017, and expiring on March 31, 2022.
2. A proposed resolution entitled "RELATING TO THE APPOINTMENT OF DAVID KAINA TO THE HANA ADVISORY COMMITTEE," along with a completed application for the nominee. The purpose of the proposed resolution is to approve or disapprove the Council's nomination of David Kaina to the Hana Advisory Committee for a term beginning on April 1, 2017, and expiring on March 31, 2022.
3. A proposed resolution entitled "RELATING TO THE APPOINTMENT OF RICKY SANCHES TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES," along with a completed application for the nominee. The purpose of the

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proposed resolution is to approve or disapprove the Council's nomination of Ricky Sanches (Lanai) to the Maui County Commission on Persons with Disabilities for a term beginning on April 1, 2017, and expiring on March 31, 2022.

By correspondence dated February 27, 2017, the Department of the Corporation Counsel transmitted a proposed resolution entitled "RELATING TO THE APPOINTMENT OF SHARRON COURTER TO THE COST OF GOVERNMENT COMMISSION," along with a completed application for the nominee. The purpose of the proposed resolution is to approve or disapprove the Council's nomination of Sharron Courter to the Cost of Government Commission for a term expiring on March 31, 2018.

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.

The following general appointment procedures apply to the various boards and commissions for which the Council submitted nominations.

The Mayor is required to submit nominees to the Council not less than 60 days, but not more than 70 days before the prior members' terms expire. If the Mayor fails to submit the name of a nominee within the aforementioned time period, the Council may within 60 days nominate and approve the appointment of an individual to fill the vacancy.

Accordingly, the Council has until April 18, 2017, to approve or disapprove the Council's nomination to the Cost of Government Commission, and until April 1, 2017, to approve or disapprove the Council's nominations to the Hana Advisory Committee and Maui County Commission on Persons with Disabilities, or the nominees will be deemed appointed.

Your Committee did not request to interview the nominees.

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Your Committee discussed the merits of the board nominees and their relative experience.

Your Committee noted Sharron Courter was included as a nominee to the Cost of Government Commission submitted in the Mayor's list of nominations received on January 30, 2017. Your Committee disapproved her nomination at its meeting of February 13, 2017 because the 30-day period within which the Mayor was allowed, by Charter, to submit a replacement had expired. Ms. Courter's name is being resubmitted as a Council nomination as she remains interested in serving on the Commission.

Your Committee was satisfied with the background of the board nominees and expressed its gratitude to them for volunteering their services.

Your Committee voted 8-0 to recommend adoption of the proposed resolutions approving the nominations of Sharron Courter to the Cost of Government Commission, Maya Ross to the Hana Advisory Committee, David Kaina to the Hana Advisory Committee, and Ricky Sanches (Lanai) to the Maui County Commission on Persons with Disabilities. Committee Chair Sugimura, Vice-Chair Crivello, and members Atay, Cochran, Guzman, Hokama, King, and White voted "aye." Committee member Carroll was excused.

Your Policy, Economic Development, and Agriculture Committee RECOMMENDS the following:

1. That Resolution \_\_\_\_\_, attached hereto, entitled "RELATING TO THE APPOINTMENT OF SHARRON COURTER TO THE COST OF GOVERNMENT COMMISSION," be ADOPTED;

COUNCIL OF THE COUNTY OF MAUI

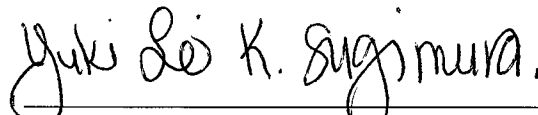
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2. That Resolution \_\_\_\_\_, attached hereto, entitled "RELATING TO THE APPOINTMENT OF MAYA ROSS TO THE HANA ADVISORY COMMITTEE," be ADOPTED;
3. That Resolution \_\_\_\_\_, attached hereto, entitled "RELATING TO THE APPOINTMENT OF DAVID KAINA TO THE HANA ADVISORY COMMITTEE," be ADOPTED; and
4. That Resolution \_\_\_\_\_, attached hereto, entitled "RELATING TO THE APPOINTMENT OF RICKY SANCHES TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES," be ADOPTED.

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

  
\_\_\_\_\_  
YUKI LEI K. SUGIMURA, Chair

# Resolution

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

## RELATING TO THE APPOINTMENT OF SHARRON COURTER TO THE COST OF GOVERNMENT COMMISSION

WHEREAS, there is a vacancy on the Cost of Government Commission due to the resignation of Gregory Evans on August 11, 2016; and

WHEREAS, the Council was officially notified of Gregory Evans' resignation on February 17, 2017; and

WHEREAS, Section 13-2, Revised Charter of the County of Maui (1983), as amended, (the "Charter") and Chapter 2.41, Maui County Code, outline commission nomination procedures for the Mayor and the Council; and

WHEREAS, the Mayor did not submit a nomination to the Council by the deadline of September 10, 2016; and

WHEREAS, pursuant to Section 13-2(17) of the Charter, in the event the Mayor fails to submit the name of a nominee within the time provided therein, the Council may within sixty days nominate and approve an individual to fill the vacancy; and

WHEREAS, the Council is currently within its sixty-day period, which will expire on April 18, 2017, to nominate and approve the appointment of an individual to fill the vacancy; and

WHEREAS, Sharron Courter has indicated a desire to be appointed to the Cost of Government Commission for a term expiring March 31, 2018, and has submitted a completed application form with the information required by Section 2.41.020, Maui County Code; now, therefore,

**Resolution No. \_\_\_\_\_**

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

1. That it hereby nominates and approves the appointment of Sharron Courter as a member to the Cost of Government Commission, for a term expiring March 31, 2018; and
2. That the Council expresses its gratitude and appreciation to Sharron Courter 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, the Corporation Counsel, and Sharron Courter.

APPROVED AS TO FORM AND LEGALITY



Deputy Corporation Counsel  
County of Maui  
2017-0098

PEA-2(2) 2017-02-24 COG Courter Replacement  
Evans

# Resolution

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

## RELATING TO THE APPOINTMENT OF MAYA ROSS TO THE HANA ADVISORY COMMITTEE

WHEREAS, there is a forthcoming vacancy on the Hana Advisory Committee due to the upcoming expiration of the term of a member on March 31, 2017; and

WHEREAS, Section 13-2(16), Revised Charter of the County of Maui (1983), as amended, provides that the Mayor may submit names to fill vacancies on boards and commissions not more than seventy, nor less than sixty days before the vacancy is to occur; and

WHEREAS, the Mayor did not submit the name of a nominee to fill a forthcoming vacancy on the Hana Advisory Committee within the time provided by Section 13-2(16) of the Revised Charter of the County of Maui (1983), as amended; and

WHEREAS, pursuant to Section 2.41.050, Maui County Code, in the event the Mayor fails to submit the name of a nominee within the time provided by law, the Council has sixty days from the expiration of the time so provided to nominate and approve an individual to fill the forthcoming vacancy; and

WHEREAS, Maya Ross has indicated a desire to be appointed to the Hana Advisory Committee for a term commencing April 1, 2017, and expiring March 31, 2022, and has submitted a completed application form with the information required by Section 2.41.020, Maui County Code; now, therefore,

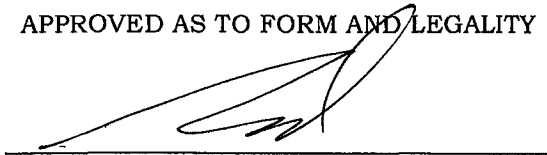
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby nominates and approves the appointment of Maya Ross as a member to the Hana Advisory Committee, for a term commencing April 1, 2017, and expiring March 31, 2022; and

**Resolution No. \_\_\_\_\_**

2. That the Council expresses its gratitude and appreciation to Maya Ross 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, the Corporation Counsel, and Maya Ross.

APPROVED AS TO FORM AND LEGALITY



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Deputy Corporation Counsel  
County of Maui

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# Resolution

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

## RELATING TO THE APPOINTMENT OF DAVID KAINA TO THE HANA ADVISORY COMMITTEE

WHEREAS, there is a forthcoming vacancy on the Hana Advisory Committee due to the upcoming expiration of the term of a member on March 31, 2017; and

WHEREAS, Section 13-2(16), Revised Charter of the County of Maui (1983), as amended, provides that the Mayor may submit names to fill vacancies on boards and commissions not more than seventy, nor less than sixty days before the vacancy is to occur; and

WHEREAS, the Mayor did not submit the name of a nominee to fill a forthcoming vacancy on the Hana Advisory Committee within the time provided by Section 13-2(16) of the Revised Charter of the County of Maui (1983), as amended; and

WHEREAS, pursuant to Section 2.41.050, Maui County Code, in the event the Mayor fails to submit the name of a nominee within the time provided by law, the Council has sixty days from the expiration of the time so provided to nominate and approve an individual to fill the forthcoming vacancy; and

WHEREAS, David Kaina has indicated a desire to be appointed to the Hana Advisory Committee for a term commencing April 1, 2017, and expiring March 31, 2022, and has submitted a completed application form with the information required by Section 2.41.020, Maui County Code; now, therefore,

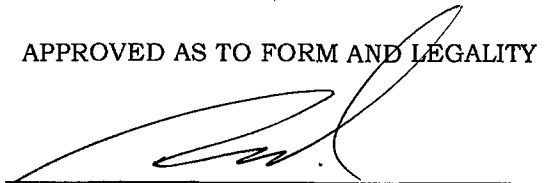
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby nominates and approves the appointment of David Kaina as a member to the Hana Advisory Committee, for a term commencing April 1, 2017, and expiring March 31, 2022; and

**Resolution No. \_\_\_\_\_**

2. That the Council expresses its gratitude and appreciation to David Kaina 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, the Corporation Counsel, and David Kaina.

APPROVED AS TO FORM AND LEGALITY



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Deputy Corporation Counsel  
County of Maui

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# Resolution

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

RELATING TO THE APPOINTMENT OF RICKY  
SANCHES TO THE MAUI COUNTY  
COMMISSION ON PERSONS WITH  
DISABILITIES

WHEREAS, there is a forthcoming vacancy on the Maui County Commission on Persons with Disabilities due to the upcoming expiration of the term of a member on March 31, 2017; and

WHEREAS, Section 13-2(16), Revised Charter of the County of Maui (1983), as amended, provides that the Mayor may submit names to fill vacancies on boards and commissions not more than seventy, nor less than sixty days before the vacancy is to occur; and

WHEREAS, the Mayor did not submit the name of a nominee to fill a forthcoming vacancy on the Maui County Commission on Persons with Disabilities within the time provided by Section 13-2(16) of the Revised Charter of the County of Maui (1983), as amended; and

WHEREAS, pursuant to Section 2.41.050, Maui County Code, in the event the Mayor fails to submit the name of a nominee within the time provided by law, the Council has sixty days from the expiration of the time so provided to nominate and approve an individual to fill the forthcoming vacancy; and

WHEREAS, Ricky Sanches has indicated a desire to be appointed to the Maui County Commission on Persons with Disabilities for a term commencing April 1, 2017, and expiring March 31, 2022, and has submitted a completed application form with the information required by Section 2.41.020, Maui County Code; now, therefore,

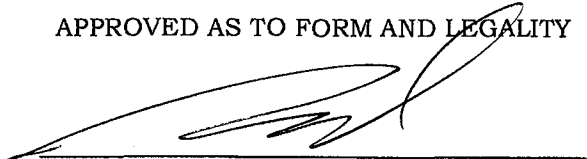
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby nominates and approves the appointment of Ricky Sanches as a member to the Maui County Commission on Persons with Disabilities, for a term commencing April 1, 2017, and expiring March 31, 2022; and

**Resolution No. \_\_\_\_\_**

2. That the Council expresses its gratitude and appreciation to Ricky Sanches 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, the Corporation Counsel, and Ricky Sanches.

APPROVED AS TO FORM AND LEGALITY



Deputy Corporation Counsel  
County of Maui

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