

# REQUEST FOR LEGAL SERVICES

**RECEIVED**

By The Department of the Corporation Counsel at 8:31 am, Feb 27, 2018

Date: February 26, 2018

From: Yuki Lei Sugimura, Chair

Policy, Economic Development, and Agriculture Committee

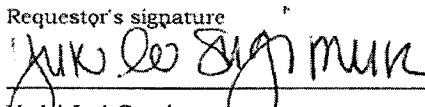
TRANSMITTAL

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

Subject: NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS (LANAI PLANNING COMMISSION) (PEA-2(29))

Background Data: Please include a reference to Section 2.28.070 in the first WHEREAS paragraph as noted in the attached marked-up copy. Please review and approve as to form and legality, if appropriate, and include a signed hard copy with your response.

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

Requestor's signature  Yuki Lei Sugimura	Contact Person Shelly Espeleta (Telephone Extension: 7134)
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RECEIVED  
2018 FEB 27 PM 12:31  
OFFICE OF THE COUNTY COUNCIL

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): February 28, 2018 at 10 a.m.  
REASON: To meet posting deadline for March 9, 2018 Council meeting.

**FOR CORPORATION COUNSEL'S RESPONSE**

ASSIGNED TO: <b>ESK</b>	ASSIGNMENT NO. <b>2017-0098</b>	BY: <b>kku</b>
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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 2/27/18

By 

(Rev. 7/03)

pea:ltr:002(29)acc01:ske

Attachment

# Resolution

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

## RELATING TO THE APPOINTMENT OF GERALD RABAINO TO THE LANAI PLANNING COMMISSION

WHEREAS, by correspondence dated February 9, 2018, Mayor Alan M. Arakawa notified the Council he nominated Gerald Rabaino to the Lanai Planning Commission for a term expiring on March 31, 2020, to fill a vacancy replacing Marlene Baltero, pursuant to Sections 2.28.025 and 2.28.070, Maui County Code, and Sections 8-8.4 and 13-2, Revised Charter of the County of Maui (1983), as amended, ("Charter"); and

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

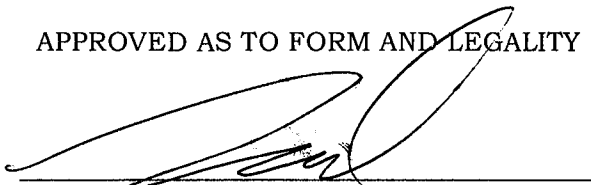
WHEREAS, Charter Section 13-2(17), requires the Council to approve or disapprove the nomination within sixty days after the Mayor submits the name of the nominee to the Council because of the death, resignation, or removal of a member; and

WHEREAS, Charter Section 8-8.4 contains specific provisions relating to the Lanai Planning Commission; now, therefore,

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

1. That it approves the appointment of Gerald Rabaino to serve on the Lanai Planning Commission for a term expiring March 31, 2020;
2. That the Council expresses its gratitude and appreciation to Gerald Rabaino 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

2017-0072

2018-02-27 Resolution LPC Rabaino  
Replacement