

COUNCIL OF THE COUNTY OF MAUI

**POLICY, ECONOMIC DEVELOPMENT,
AND AGRICULTURE COMMITTEE**

September 7, 2018

**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 August 20, 2018, makes reference to County Communication 18-286, from the Mayor, notifying the Council of his appointment of Gladys Baisa as Director of Water Supply, effective July 12, 2018.

Your Committee notes Section 8-11.5 of the Revised Charter of the County of Maui (1983), as amended, provides that the Director of Water Supply shall be appointed by the Mayor with the approval of the Council. Pursuant to Charter Section 6-2(5), the Council shall confirm or deny the appointment within 60 days after receiving notice of the appointment by the Mayor, or the appointment shall be deemed confirmed.

The Council received the Mayor's notification of the appointment on July 16, 2018. Therefore, the Council must act to confirm or deny the appointment by September 14, 2018.

Your Committee further notes the Mayor said the former Director of Water Supply's resignation was effective July 11, 2018. Charter Section 6-2(5) requires the Mayor to appoint the new Director of Water Supply within 60 days of the vacancy. Therefore, the Mayor timely appointed Ms. Baisa.

The Mayor did not transmit proposed legislation to the Council to act on the appointment.

At the request of the Chair of your Committee, the Department of the Corporation Counsel transmitted a proposed resolution entitled

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**Committee
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“APPROVING THE APPOINTMENT OF GLADYS BAISA AS THE DIRECTOR OF WATER SUPPLY” and a proposed resolution entitled “DISAPPROVING THE APPOINTMENT OF GLADYS BAISA AS THE DIRECTOR OF WATER SUPPLY.” The purpose of the proposed resolutions are to approve and disapprove, respectively, Gladys Baisa’s appointment as the Director of Water Supply.

The Charter requires that the Director of Water Supply “have had a minimum of five years of experience in a management capacity, either in public service or private business, or both.” The Charter further requires the Director or Deputy Director of Water Supply be a registered engineer.

Your Committee notes the Mayor appointed Ms. Baisa as the Deputy Director of Water Supply commencing January 2, 2017. On July 12, 2018, the Mayor appointed Ms. Baisa as the Department’s Director, followed by his appointment of civil engineer Shayne Agawa as the new Deputy Director of Water Supply, effective July 17, 2018.

By correspondence dated August 14, 2018, Ms. Baisa provided her resume. Ms. Baisa also provided written remarks at your Committee’s meeting, summarizing accomplishments of the Department under her leadership.

Your Committee interviewed Ms. Baisa and discussed specific management issues, such as staffing and employee retention, emergency response, placing employees on standby versus calling them back when needed, and the impacts of those practices. Your Committee also discussed issues of philosophy in administration and potable water development.

Your Committee voted 6-0 to recommend adoption of the proposed resolution to approve Ms. Baisa’s appointment as the Director of Water Supply, filing of the proposed resolution to disapprove Ms. Baisa’s appointment, and filing of the communication. Committee Chair Sugimura, Vice-Chair Crivello, and members Atay, Cochran, Hokama, and

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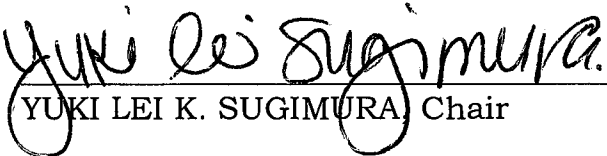
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King voted "aye." Committee members Carroll, Guzman, and White were excused.

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

1. That Resolution _____, attached hereto, entitled "APPROVING THE APPOINTMENT OF GLADYS BAISA AS THE DIRECTOR OF WATER SUPPLY," be ADOPTED;
2. That Resolution _____, attached hereto, entitled "DISAPPROVING THE APPOINTMENT OF GLADYS BAISA AS THE DIRECTOR OF WATER SUPPLY," be FILED; and
3. That County Communication 18-286 be FILED.

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



YUKI LEI K. SUGIMURA, Chair

Resolution

No. _____

APPROVING THE APPOINTMENT OF GLADYS BAISA AS THE DIRECTOR OF WATER SUPPLY

WHEREAS, by letter dated July 16, 2018, Mayor Alan Arakawa notified the Council that he appointed Gladys Baisa as the Director of Water Supply, pursuant to Section 8-11.5 of the Revised Charter of the County of Maui (1983), as amended (“Charter”); and

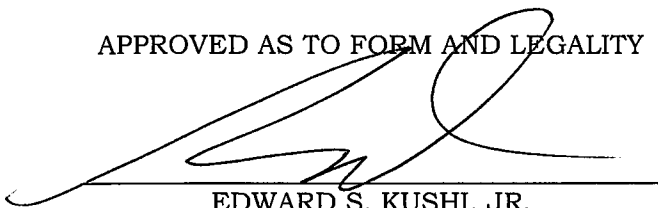
WHEREAS, Charter Section 8-11.5 states that, “The director of water supply shall be appointed by the mayor with the approval of the council, and may be removed by the mayor with the approval of the council.”; and

WHEREAS, Charter Section 6-2(5) provides that the Council shall confirm or deny the appointment within 60 days after receiving notice of the appointment by the mayor; now, therefore,

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

1. That it hereby approves the appointment of Gladys Baisa as the Director of Water Supply; and
2. 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

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Resolution

No. _____

DISAPPROVING THE APPOINTMENT OF GLADYS BAISA AS THE DIRECTOR OF WATER SUPPLY

WHEREAS, by letter dated July 16, 2018, Mayor Alan Arakawa notified the Council that he appointed Gladys Baisa as the Director of Water Supply, pursuant to Section 8-11.5 of the Revised Charter of the County of Maui (1983), as amended ("Charter"); and

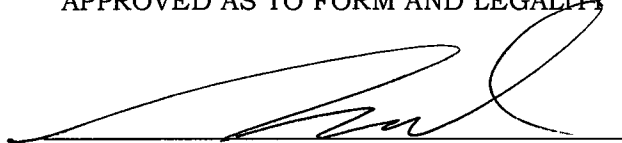
WHEREAS, Charter Section 8-11.5 states that, "The director of water supply shall be appointed by the mayor with the approval of the council, and may be removed by the mayor with the approval of the council."; and

WHEREAS, Charter Section 6-2(5) provides that the Council shall confirm or deny the appointment within 60 days after receiving notice of the appointment by the mayor; now, therefore,

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

1. That it hereby disapproves the appointment of Gladys Baisa as the Director of Water Supply; and
2. 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

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