

COUNCIL OF THE COUNTY OF MAUI

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

October 19, 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 October 1, 2018, makes reference to County Communication 17-7, from Council Chair Mike White, relating to nominations to boards, committees, and commissions.

By correspondence dated September 4, 2018 (received on September 5, 2018), the Mayor transmitted a proposed resolution, entitled "RELATING TO THE APPOINTMENT OF SANDRA DUVAUCHELLE TO THE BOARD OF VARIANCES AND APPEALS," along with a completed application for the nominee. The purpose of the proposed resolution is to approve or disapprove the Mayor's nomination of Sandra Duvauchelle to the Board of Variances and Appeals, for a term expiring on March 31, 2023, to fill a vacancy due to the resignation of Evelyn Kissen.

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.

Your Committee further notes specific provisions for the Board of Variances and Appeals are located in Charter Section 8-8.7.

The Council must approve or disapprove Ms. Duvauchelle's nomination to the Board of Variances and Appeals by November 4, 2018, or the nomination will be deemed approved.

Your Committee did not request to interview the nominee.

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A representative of the Mayor said Ms. Duvauchelle is the owner and operator of Lehua Builders, Inc., a general contracting company. The Mayor felt her knowledge of construction will be helpful to the Board. In addition, Ms. Duvauchelle is able to attend meetings due to her self-employment.

The Mayor's representative said should there be a potential conflict on matters that may come before the Board, Ms. Duvauchelle will be prepared to recuse herself, if necessary.

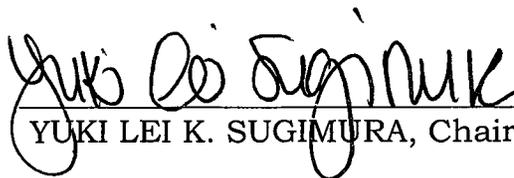
Your Committee noted Ms. Duvauchelle was a former full-term member of the Maui Planning Commission whose term expired on March 31, 2018.

Your Committee was satisfied with Ms. Duvauchelle's application and recommended her nomination be approved.

Your Committee voted 6-0 to recommend adoption of the proposed resolution approving the nomination. Committee Chair Sugimura, Vice-Chair Crivello, and members Atay, Cochran, Hokama, and King voted "aye." Committee members Carroll, Guzman, and White were excused.

Your Policy, Economic Development, and Agriculture Committee RECOMMENDS that Resolution _____, attached hereto, entitled "RELATING TO THE APPOINTMENT OF SANDRA DUVAUCHELLE TO THE BOARD OF VARIANCES AND APPEALS," 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 SANDRA DUVAUCHELLE TO THE BOARD OF VARIANCES AND APPEALS

WHEREAS, by correspondence dated September 4, 2018, Mayor Alan M. Arakawa notified the Council he nominated Sandra Duvauchelle to the Board of Variances and Appeals for a term expiring March 31, 2023, to fill a vacancy replacing Evelyn Kissen, 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, 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; now, therefore,

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

1. That it approves the appointment of Sandra Duvauchelle to serve on the Board of Variances and Appeals for a term expiring March 31, 2023;
2. That the Council expresses its gratitude and appreciation to Sandra Duvauchelle 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



EDWARD S. KUSHI, JR.

Department of the Corporation Counsel
County of Maui

2018-0105

2018-09-04 BVA Duvauchelle Replacement