

# REQUEST FOR LEGAL SERVICES

**RECEIVED**  
By Dept. of The Corporation Counsel at 3:28 pm, Aug 09, 2017

**Date:** August 9, 2017  
**From:** Yuki Lei Sugimura, Chair  
Policy, Economic Development, and Agriculture Committee

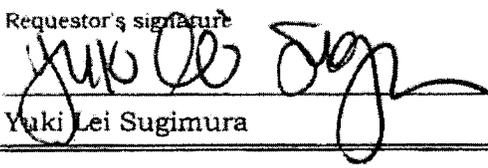
**TRANSMITTAL**  
**Memo to:** DEPARTMENT OF THE CORPORATION COUNSEL  
Attention: Edward S. Kushi, Esq.

**Subject:** NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS (LANAI PLANNING COMMISSION) (PEA-2(16))

**Background Data:** Please revise attached proposed resolution, first BE IT RESOLVED clause, by removing the word "approves" and replacing it with the word "disapproves". Please also include a signed hard copy with your response.

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

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2017 AUG 10 PM 2:28  
OFFICE OF THE  
COUNTY COUNCIL

Requestor's signature  Yuki Lei Sugimura	Contact Person Shelly Espeleta (Telephone Extension: 7134)
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- ROUTINE (WITHIN 15 WORKING DAYS)
- PRIORITY (WITHIN 10 WORKING DAYS)
- RUSH (WITHIN 5 WORKING DAYS)
- URGENT (WITHIN 3 WORKING DAYS)

SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): August 11, 2017  
REASON: For posting on August 22, 2017 Council meeting agenda.

### 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 8/10/17

By 

(Rev. 7/03)

pea:ltr:002(16)acc01:ske

Attachment

# Resolution

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

## RELATING TO THE APPOINTMENT OF DOUGLAS STEPHENSON TO THE LANAI PLANNING COMMISSION

WHEREAS, by correspondence dated August 1, 2017, Mayor Alan M. Arakawa notified the Council he nominated Douglas Stephenson to the Lanai Planning Commission for a term expiring on March 31, 2018, to fill a vacancy replacing Beverly Zigmond, pursuant to Section 2.28.025, 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

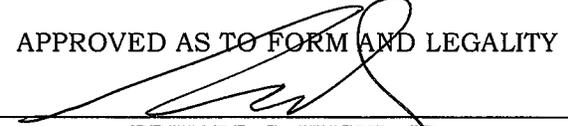
WHEREAS, Charter Section 13-2(17), requires the Council to approve or disapprove the nomination within sixty days after the Mayor submits the name of the nominee to the Council because of the death, resignation, or removal of a member; and

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 disapproves the appointment of Douglas Stephenson to serve on the Lanai Planning Commission for a term expiring March 31, 2018;
2. That the Council expresses its gratitude and appreciation to Douglas Stephenson 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

2017-0072/2017-0098

PEA-2(16) 2017-08-10 LNY PC Stephenson Replacement