

REQUEST FOR LEGAL SERVICES

Date: May 24, 2019
From: Michael J. Molina Molina, Chair
Governance, Ethics, and Transparency Committee

TRANSMITTAL


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

Subject: NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS (MAUI PLANNING COMMISSION) (GET-2(14))

Background Data: Please consider the revisions on the attached markup of the proposed resolution and, if appropriate, approve the attached clean version as to form and legality. A copy of the Mayor's cover letter is also attached for your reference.

Work Requested: FOR APPROVAL AS TO FORM AND LEGALITY

OTHER:

| | |
|---|--|
| Requestor's signature  Michael J. Molina | Contact Person Shelly Espeleta (Telephone Extension: 7134) |
|---|--|

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): May 28, 2019
REASON: For possible posting on June 4, 2019, Committee meeting agenda.

FOR CORPORATION COUNSEL'S RESPONSE

| | | |
|--------------|----------------|-----|
| ASSIGNED TO: | ASSIGNMENT NO. | BY: |
|--------------|----------------|-----|

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 _____

By _____

(Rev. 7/03)

get:ltr:002(14)acc01:ske

Attachments

Resolution

No. _____

RELATING TO THE DESIGNATION OF LORRAINE SABLAS AS THE NATIVE HAWAIIAN TRADITIONAL AND CUSTOMARY PRACTICES EXPERT TO THE MAUI PLANNING COMMISSION

WHEREAS, by correspondence dated April 29, 2019, Mayor Michael P. Victorino notified the Council that he nominated Lorraine Sablas to the Maui Planning Commission for a term expiring on March 31, 2023, to fill a vacancy replacing Alalani Hill, pursuant to Sections 2.28.010 and 2.28.070, Maui County Code (“MCC”), and Sections 8-8.4 and 13-2, Revised Charter of the County of Maui (1983), as amended, (“Charter”); and

WHEREAS, Section 2.28.070, MCC, requires each planning commission and the Hana advisory committee to have at least one member to have demonstrated expertise in native Hawaiian traditional and customary practices, as evidenced by one or more of the following credentials:

1. A college degree in a relevant field, such as Hawaiian studies, native Hawaiian law, native Hawaiian traditional and customary practices, including traditional environmental practices, or related subject area.
2. Work history that demonstrates an appropriate level of knowledge in native Hawaiian traditional and customary practices, including traditional environmental practices.
3. Substantial experience as a native Hawaiian traditional and customary practitioner; and

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

WHEREAS, Section 13-2(17), Charter, requires the Council to approve or disapprove the nominee within sixty days after the Mayor submits the nominee to the Council; now, therefore,

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

1. That it approves and designates the appointment of Lorraine Sablas to serve on the Maui Planning Commission as the member who

possesses the required expertise in native Hawaiian traditional and customary practices, for a term expiring March 31, 2023; and

2. That the Council expresses its gratitude and appreciation to Lorraine Sablas 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

get:misc:002(14)areso01:ske

Resolution

No. _____

RELATING TO THE APPOINTMENT DESIGNATION OF
LORRAINE SABLAS AS THE NATIVE HAWAIIAN TRADITIONAL AND
CUSTOMARY PRACTICES EXPERT TO THE MAUI PLANNING COMMISSION

WHEREAS, by correspondence dated April 29, 2019, Mayor Michael P. Victorino notified the Council that he nominated Lorraine Sablas to the Maui Planning Commission for a term expiring on March 31, 2023, to fill a vacancy replacing Alalani Hill, pursuant to Sections 2.28.010 and 2.28.070, Maui County Code (“MCC”), and Sections 8-8.4 and 13-2, Revised Charter of the County of Maui (1983), as amended, (“Charter”); and

WHEREAS, Section 2.28.070, MCC, requires each planning commission and the Hana advisory committee to have at least one member to have demonstrated expertise in native Hawaiian traditional and customary practices, as evidenced by one or more of the following credentials:

1. A college degree in a relevant field, such as Hawaiian studies, native Hawaiian law, native Hawaiian traditional and customary practices, including traditional environmental practices, or related subject area.
2. Work history that demonstrates an appropriate level of knowledge in native Hawaiian traditional and customary practices, including traditional environmental practices.
3. Substantial experience as a native Hawaiian traditional and customary practitioner; and

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

WHEREAS, Section 13-2(17), Charter, requires the Council to approve or disapprove the nominee within sixty (60) days after the Mayor submits the nominee to the Council; now, therefore,

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

1. That it approves and designates the appointment of Lorraine Sablas to serve on the Maui Planning Commission as the member who

possesses the required expertise in native Hawaiian traditional and customary practices, for a term expiring on March 31, 2023; and

2. That the Council expresses its gratitude and appreciation to Lorraine Sablas 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
2019-0122
~~2019-04-26 MPC Sablas Replace Hill~~

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