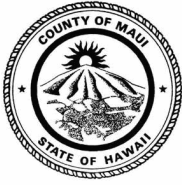


Reconvened from 1/30/19 at 3:00 p.m.



PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

www.MauiCounty.us/GET

Committee Chair
Michael J. Molina

Committee
Vice-Chair
Keani N.W.
Rawlins-Fernandez

Voting Members:
Riki Hokama
Tasha Kama
Kelly T. King
Alice L. Lee
Tamara Paltin
Shane M. Sinenci
Yuki Lei K. Sugimura

GOVERNANCE, ETHICS, AND TRANSPARENCY COMMITTEE

Tuesday, February 5, 2019

9:00 a.m.

MEETING SITE:

Council Chamber
Kalana O Maui Building, 8th Floor
200 South High Street
Wailuku, Hawaii

A G E N D A

APPOINTMENT AND REMOVAL OF ADMINISTRATIVE HEADS OF DEPARTMENTS (MANAGING DIRECTOR) (GET-1(1))

Description: The Committee is in receipt of the following:

1. Correspondence dated January 14, 2019, from the Mayor, transmitting a copy of the Mayor's correspondence to the Council Chair, dated January 2, 2019 (received January 8, 2019), transmitting a proposed resolution to approve the appointment of Sananda K. Baz as Managing Director, pursuant to Sections 6-2(5) and 8-1.2 of the Revised Charter of the County of Maui (1983), as amended ("Charter").
2. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a revised proposed resolution entitled "APPROVING THE MAYOR'S APPOINTMENT FOR MANAGING DIRECTOR." The purpose of the revised proposed resolution is to approve the Mayor's appointment of Sananda K. Baz as Managing Director. The revised proposed resolution incorporates the minimum qualifications for the position, as set forth in Ordinance 4864 (2018) (Section 2.14.120, Maui County Code), effective January 2, 2019, and nonsubstantive revisions.
3. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled "DISAPPROVING THE MAYOR'S APPOINTMENT FOR MANAGING

MORE →

DIRECTOR.” The purpose of the proposed resolution is to disapprove the Mayor’s appointment of Sananda K. Baz as Managing Director, pursuant to Charter Sections 6-2(5) and 8-1.2.

Status: The Council must confirm or deny the appointment by March 9, 2019, or the appointment will be deemed confirmed. The Committee may consider whether to recommend adoption of the revised proposed resolution approving the appointment or the proposed resolution disapproving the appointment, with or without further revisions. The Committee may also consider other related action.

Note: With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(2), Hawaii Revised Statutes, to consider the hire, evaluation, dismissal, or discipline of officers or employees.

[Correspondence from Mayor 01-14-2019](#)

[Revised resolution 01-16-2019](#)

[Disapproval resolution 01-16-2019](#)

APPOINTMENT AND REMOVAL OF ADMINISTRATIVE HEADS OF DEPARTMENTS (DIRECTOR OF PARKS AND RECREATION) (GET-1(11))

Description: The Committee is in receipt of the following:

1. Correspondence dated January 14, 2019, from the Mayor, transmitting a copy of the Mayor’s correspondence to the Council Chair, dated January 2, 2019 (received January 8, 2019), transmitting a proposed resolution to approve the appointment of Karla H. Peters as Director of Parks and Recreation, pursuant to Charter Sections 6-2(5) and 8-6.2.
2. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a revised proposed resolution entitled “APPROVING THE MAYOR’S APPOINTMENT FOR DIRECTOR OF PARKS AND RECREATION.” The purpose of the revised proposed resolution is to approve the Mayor’s appointment of Karla H. Peters as Director of Parks and Recreation. The revised proposed resolution incorporates the minimum qualifications for the position, as set forth in Section 2.14.040, Maui County Code, effective January 2, 2019, and nonsubstantive revisions.
3. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled “DISAPPROVING THE MAYOR’S APPOINTMENT FOR DIRECTOR OF PARKS AND RECREATION.” The purpose of the proposed resolution is to disapprove the Mayor’s appointment of Karla H. Peters as Director of Parks and Recreation, pursuant to Charter Sections 6-2(5) and 8-6.2.

Status: The Council must confirm or deny the appointment by March 9, 2019, or the appointment will be deemed confirmed. The Committee may consider

MORE →

whether to recommend adoption of the revised proposed resolution approving the appointment or the proposed resolution disapproving the appointment, with or without further revisions. The Committee may also consider other related action.

Note: With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(2), Hawaii Revised Statutes, to consider the hire, evaluation, dismissal, or discipline of officers or employees.

[Correspondence from Mayor 01-14-2019](#)

[Revised resolution 01-16-2019](#)

[Disapproval resolution 01-16-2019](#)

APPOINTMENT AND REMOVAL OF ADMINISTRATIVE HEADS OF DEPARTMENTS (DIRECTOR OF TRANSPORTATION) (GET-1(10))

Description: The Committee is in receipt of the following:

1. Correspondence dated January 14, 2019, from the Mayor, transmitting a copy of the Mayor's correspondence to the Council Chair, dated January 2, 2019 (received January 8, 2019), transmitting a proposed resolution to approve the appointment of Marc Takamori as Director of Transportation, pursuant to Charter Sections 6-2(5) and 8-14.2.
2. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a revised proposed resolution entitled "APPROVING THE MAYOR'S APPOINTMENT FOR DIRECTOR OF TRANSPORTATION." The purpose of the revised proposed resolution is to approve the Mayor's appointment of Marc Takamori as Director of Transportation. The revised proposed resolution incorporates the minimum qualifications for the position, as set forth in Section 2.14.050, Maui County Code, effective January 2, 2019, and nonsubstantive revisions.
3. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled "DISAPPROVING THE MAYOR'S APPOINTMENT FOR DIRECTOR OF TRANSPORTATION." The purpose of the proposed resolution is to disapprove the Mayor's appointment of Marc Takamori as Director of Transportation, pursuant to Charter Sections 6-2(5) and 8-14.2.

Status: The Council must confirm or deny the appointment by March 9, 2019, or the appointment will be deemed confirmed. The Committee may consider whether to recommend adoption of the revised proposed resolution approving the appointment or the proposed resolution disapproving the appointment, with or without further revisions. The Committee may also consider other related action.

Note: With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(2), Hawaii Revised Statutes, to consider the hire, evaluation, dismissal, or discipline of officers or

MORE →

employees.

[Correspondence from Mayor 01-14-2019](#)

[Revised resolution 01-16-2019](#)

[Disapproval resolution 01-16-2019](#)

APPOINTMENT AND REMOVAL OF ADMINISTRATIVE HEADS OF DEPARTMENTS (DIRECTOR OF ENVIRONMENTAL MANAGEMENT) (GET-1(7))

Description: The Committee is in receipt of the following:

1. Correspondence dated April 1, 2019 (received on April 4, 2019), from the Mayor, transmitting a proposed resolution entitled "APPROVING THE MAYOR'S APPOINTMENT OF ERIC NAKAGAWA FOR DIRECTOR OF ENVIRONMENTAL MANAGEMENT." The purpose of the proposed resolution is to approve the appointment of Eric Nakagawa for Director of Environmental Management, pursuant to Sections 6-2(5) and 8-15.2 of the Revised Charter of the County of Maui (1983), as amended ("Charter").
2. Correspondence dated April 18, 2019, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled "DISAPPROVING THE MAYOR'S APPOINTMENT OF ERIC NAKAGAWA FOR DIRECTOR OF ENVIRONMENTAL MANAGEMENT." The purpose of the proposed resolution is to disapprove the Mayor's appointment of Eric Nakagawa for Director of Environmental Management, pursuant to Charter Sections 6-2(5) and 8-15.2.

Status: The Council must confirm or deny the appointment by June 3, 2019, or the appointment will be deemed confirmed. The Committee may consider whether to recommend adoption of the proposed resolution approving the appointment or the proposed resolution disapproving the appointment, with or without revisions. The Committee may also consider other related action.

Note: With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(2), Hawaii Revised Statutes, to consider the hire, evaluation, dismissal, or discipline of officers or employees.

[Correspondence from Mayor 04-01-2019](#)

[Correspondence from Corporation Counsel 04-18-2019](#)

APPOINTMENT AND REMOVAL OF ADMINISTRATIVE HEADS OF DEPARTMENTS (PROSECUTING ATTORNEY) (GET-1(3))

Description: The Committee is in receipt of the following:

1. Correspondence dated January 14, 2019, from the Mayor, transmitting a copy of the Mayor's correspondence to the Council Chair, dated

MORE →

- January 2, 2019 (received January 8, 2019), transmitting a proposed resolution to approve the appointment of John D. Kim as Prosecuting Attorney, pursuant to Charter Sections 6-2(5) and 8-3.2.
2. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a revised proposed resolution entitled "APPROVING THE MAYOR'S APPOINTMENT FOR PROSECUTING ATTORNEY." The purpose of the revised proposed resolution is to approve the Mayor's appointment of John D. Kim as Prosecuting Attorney. The revised proposed resolution incorporates the minimum qualifications for the position, as set forth in Section 2.14.110, Maui County Code, effective January 2, 2019, and nonsubstantive revisions.
 3. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled "DISAPPROVING THE MAYOR'S APPOINTMENT FOR PROSECUTING ATTORNEY." The purpose of the proposed resolution is to disapprove the Mayor's appointment of John D. Kim as Prosecuting Attorney, pursuant to Charter Sections 6-2(5) and 8-3.2.

Status: The Council must confirm or deny the appointment by March 9, 2019, or the appointment will be deemed confirmed. The Committee may consider whether to recommend adoption of the revised proposed resolution approving the appointment or the proposed resolution disapproving the appointment, with or without further revisions. The Committee may also consider other related action.

Note: With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(2), Hawaii Revised Statutes, to consider the hire, evaluation, dismissal, or discipline of officers or employees.

[Correspondence from Mayor 03-01-2019](#)

[Correspondence from Corporation Counsel 03-04-2019](#)

[Testimony from Mark Simonds 03-13-2019](#)

APPOINTMENT AND REMOVAL OF ADMINISTRATIVE HEADS OF DEPARTMENTS (PLANNING DIRECTOR) (GET-1(8))

Description: The Committee is in receipt of the following:

1. Correspondence dated January 14, 2019, from the Mayor, transmitting a copy of the Mayor's correspondence to the Council Chair, dated January 2, 2019 (received January 8, 2019), transmitting a proposed resolution to approve the appointment of Michele McLean as Planning Director, pursuant to Charter Sections 6-2(5) and 8-8.2.
2. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a revised proposed resolution entitled "APPROVING THE MAYOR'S APPOINTMENT FOR PLANNING DIRECTOR." The purpose of the revised proposed resolution is to approve the Mayor's appointment of Michele McLean

MORE →

as Planning Director. The revised proposed resolution incorporates the minimum qualifications for the position, as set forth in Section 2.14.070, Maui County Code, effective January 2, 2019, and nonsubstantive revisions.

3. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled "DISAPPROVING THE MAYOR'S APPOINTMENT FOR PLANNING DIRECTOR." The purpose of the proposed resolution is to disapprove the Mayor's appointment of Michele McLean as Planning Director, pursuant to Charter Sections 6-2(5) and 8-8.2.

Status: The Council must confirm or deny the appointment by March 9, 2019, or the appointment will be deemed confirmed. The Committee may consider whether to recommend adoption of the revised proposed resolution approving the appointment or the proposed resolution disapproving the appointment, with or without further revisions. The Committee may also consider other related action.

Note: With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(2), Hawaii Revised Statutes, to consider the hire, evaluation, dismissal, or discipline of officers or employees.

[Correspondence from Mayor 01-14-2019](#)

[Revised resolution 01-16-2019](#)

[Disapproval resolution 01-16-2019](#)

[Mark Hyde 01-24-2018](#)

APPOINTMENT AND REMOVAL OF ADMINISTRATIVE HEADS OF DEPARTMENTS (CORPORATION COUNSEL) (GET-1(2))

Description: The Committee is in receipt of the following:

1. Correspondence dated January 14, 2019, from the Mayor, transmitting a copy of the Mayor's correspondence to the Council Chair, dated January 2, 2019 (received January 8, 2019), transmitting a proposed resolution to approve the appointment of Patrick K. Wong as Corporation Counsel, pursuant to Charter Sections 6-2(5) and 8-2.2.
2. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a revised proposed resolution entitled "APPROVING THE MAYOR'S APPOINTMENT FOR CORPORATION COUNSEL." The purpose of the revised proposed resolution is to approve the Mayor's appointment of Patrick K. Wong as Corporation Counsel. The revised proposed resolution incorporates the minimum qualifications for the position, as set forth in Section 2.14.100, Maui County Code, effective January 2, 2019, and nonsubstantive revisions.
3. Correspondence dated January 16, 2019, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled

MORE →

“DISAPPROVING THE MAYOR’S APPOINTMENT FOR CORPORATION COUNSEL.” The purpose of the proposed resolution is to disapprove the Mayor’s appointment of Patrick K. Wong as Corporation Counsel, pursuant to Charter Sections 6-2(5) and 8-2.2.

Status: The Council must confirm or deny the appointment by March 9, 2019, or the appointment will be deemed confirmed. The Committee may consider whether to recommend adoption of the revised proposed resolution approving the appointment or the proposed resolution disapproving the appointment, with or without further revisions. The Committee may also consider other related action.

Note: With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(2), Hawaii Revised Statutes, to consider the hire, evaluation, dismissal, or discipline of officers or employees.

[Correspondence from Mayor 01-14-2019](#)

[Revised resolution 01-16-2019](#)

[Disapproval resolution 01-16-2019](#)

REMOTE TESTIMONY SITES

Hana	Lanai	Molokai
Council District Office	Council District Office	Council District Office
Hana Community Center	Lanai Community Center	100 Ainoa Street
5091 Uakea Road	8th Street	Kaunakakai, Hawaii
Hana, Hawaii	Lanai City, Hawaii	

CONTACT INFORMATION

Office of Council Services	(808) 270-7838 (phone)	(808) 270-7686 (fax)
200 South High Street	(800) 272-0098 (toll-free from Lanai)	
Wailuku, Hawaii 96793	(800) 272-0026 (toll-free from Molokai)	

COMMITTEE STAFF

Shelly Espeleta and Pauline Martins

BOARD PACKETS

Board packets, as defined in Section 92-7.5 of the Hawaii Revised Statutes, are available for inspection at the Office of Council Services. Board packets are also available electronically as soon as practicable upon request.

TESTIMONY

Oral or written testimony on any agenda item will be accepted. Each testifier shall be allowed to speak for three minutes on each item. For more information on testifying please visit www.MauiCounty.us/how-to-testify or contact the Office of Council Services. If written testimony is submitted at the meeting site, 16 copies are requested. Email testimony to get.committee@mauicounty.us.

DISABILITY ACCESS

People with disabilities requiring special accommodations should contact the Office of Council Services at least three working days prior to the meeting date.

LIVE CABLECAST

Available on Akaku: Maui Community Media, Channel 53.

Agenda items are subject to cancellation.