

REQUEST FOR LEGAL SERVICES

Date: January 25, 2022
From: Michael J. Molina, Chair
Government Relations, Ethics, and Transparency Committee

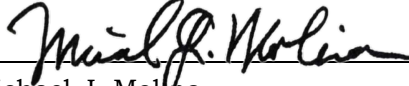
TRANSMITTAL

Memo to: DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Mimi DesJardins, Esq.

Subject: REMOVAL OF LEINAALA PERRY FROM THE BOARD OF WATER SUPPLY
(GREAT-46)

Background Data: Please see the attached revised resolution. Please submit response to great.committee@mauicounty.us with a reference to GREAT-46.

Work Requested: ☒ FOR APPROVAL AS TO FORM AND LEGALITY
☐ OTHER:

Requestor's signature  Michael J. Molina	Contact Person <u>Shelly Espeleta</u> (Telephone Extension: <u>7134</u>)
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☐ 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): January 26, 2022
REASON: For posting on February 4, 2022, Council agenda.

FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO:	ASSIGNMENT NO.	BY:
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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 January 28, 2022

By /s/ Mimi Desjardins

(Rev. 7/03)

great:ltr:046acc02:gap

Attachment

Resolution

No. _____

REMOVAL OF LEINAALA PERRY FROM THE BOARD OF WATER SUPPLY FOR THE COUNTY OF MAUI

WHEREAS, by correspondence dated September 22, 2021, Mayor Michael P. Victorino recommended the removal of member Leinaala Perry from the Board of Water Supply for the County of Maui due to her non-attendance at any meetings this year; and

WHEREAS, Mr. Copeland was asked by staff to confirm whether she could continue on the board, and to date, staff has not heard from Ms. Perry, attached as Exhibit “1”; and

WHEREAS, Ms. Perry was appointed to the Board of Water Supply for the County of Maui by Resolution 21-75, adopted on May 7, 2021, for a term expiring on March 31, 2026; and

WHEREAS, Section 13-2(5) of the Revised Charter of the County of Maui (1983), as amended, provides that “members of boards and commissions appointed by the mayor, with the approval of the council, may be removed for cause upon recommendation of such removal by the mayor and the approval of two-thirds of the entire membership of the council”; now, therefore,

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

1. That it approves the removal of Leinaala Perry from the Board of Water Supply for the County of Maui, effective upon adoption of this Resolution; and
2. That certified copies of this Resolution be transmitted to the Mayor, the Managing Director, the Director of Water Supply, and the Corporation Counsel.

Resolution No. _____

APPROVED AS TO FORM AND LEGALITY:

/s/ Mimi Desjardins

Deputy Corporation Counsel
County of Maui

great:misc:046areso01:gap



BOARD OF WATER SUPPLY
COUNTY OF MAUI
200 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.mauewater.org

September 22, 2021

Honorable Michael P. Victorino
Mayor, County of Maui
200 South High Street
Wailuku, Hawaii 96793

Dear Mayor Victorino:

SUBJECT: Board of Water Supply Member

Leinaala Perry was appointed to the Board of Water Supply on May 7, 2021. The board packet was mailed to her and an email was sent on May 18, 2021 as a confirmation. Ms. Perry replied that she was on the mainland and that she would take care of it upon her return.

On September 7, 2021 I sent Ms. Perry another packet via certified mail. I received the return receipt on September 14, 2021 with Ms. Perry's signature which verifies that she accepted it, however I still have not heard or received anything back from her.

Please feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in cursive script, reading "Sherilyn Otsubo".

Sherilyn Otsubo
Commission Support Clerk

EXHIBIT "1"

"By Water All Things Find Life"