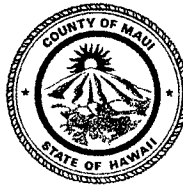
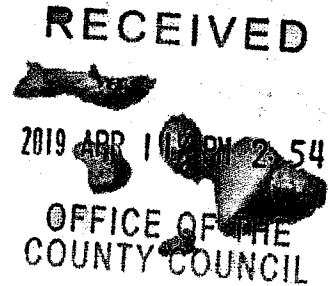


MICHAEL P. VICTORINO
Mayor

SANDY K. BAZ
Managing Director



OFFICE OF THE MAYOR
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov



April 10, 2019

Honorable Michael J. Molina, Chair
Government, Ethics, and Transparency Committee
200 South High Street
Wailuku, Hawaii 96793

Dear Chair Molina:

**SUBJECT: RESOLUTION APPROVING THE APPOINTMENT OF THE
CORPORATION COUNSEL (GET-1)**

Pursuant to Section 6-2(5) of the Revised Charter of the County of Maui (1983), as amended ("Charter"), please consider this my formal notice of the appointment of Moana M. Lutey as Corporation Counsel.

Enclosed is the proposed resolution approving this appointment made effective April 9, 2019.

Sincerely,

A handwritten signature in black ink that reads "Michael P. Victorino".

MICHAEL P. VICTORINO
Mayor, County of Maui

Resolution

No. _____

APPROVING THE MAYOR'S APPOINTMENT OF MOANA M. LUTEY AS THE CORPORATION COUNSEL

WHEREAS, by letter dated April 9, 2019, Mayor Michael P. Victorino notified the Council he appointed Moana M. Lutey as Corporation Counsel, pursuant to Sections 6-2(5) and 8-2.2 of the Revised Charter of the County of Maui (1983), as amended; and

WHEREAS, Charter Section 6-4 authorized the Council to establish specific qualifications for administrative heads appointed by the Mayor in addition to any set forth in the Charter; and

WHEREAS, Section 2.14.100, Maui County Code, attached hereto as Exhibit "A," establishes additional qualifications for the Corporation Counsel effective January 2, 2019; and

WHEREAS, Charter Section 6-2(5) requires the Council to confirm or deny the appointment within sixty days after receiving notice of the appointment by the Mayor; and

WHEREAS, Charter Section 8-2.2 states: "The corporation counsel shall be appointed by the mayor with the approval of the council;" now, therefore,

Resolution No. _____

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

1. That it deems Moana M. Lutey to have satisfied the minimum qualifications for the position of Corporation Counsel;
2. That it hereby approves the appointment of Moana M. Lutey as the Corporation Counsel; and
3. That a certified copy of this resolution be transmitted to the Mayor.

APPROVED AS TO FORM AND LEGALITY



Department of the Corporation Counsel
County of Maui

2019-1911

2019-04-10 Corp Counsel Approval Reso (Lutey)

2.14.100 – Corporation counsel.

The corporation counsel shall have the following minimum qualifications:

1. As set forth in the charter, the corporation counsel shall be an attorney licensed to practice and in good standing before the Hawaii supreme court.
2. As set forth in the charter, the corporation counsel shall have engaged in the practice of law for five years.
3. As a part of or in addition to the five years of experience in the practice of law, three years of civil litigation experience.
4. As a part of or in addition to the five years of experience in the practice of law, three years of responsible managerial and budgetary experience.
5. As a part of or in addition to the five years of experience in the practice of law, three years of experience in one or more of the following functions:
 - a. Serving as chief legal advisor or legal representative of a municipality or other governmental entity, its departments, boards and commissions, or officers and employees in matters relating to their official duties.
 - b. Representing a public or private entity in legal proceedings., designing, building, operating, or maintaining sewer treatment plants, pump stations, sewer lines, reclaimed water distribution systems, and related programs.