

COUNCIL OF THE COUNTY OF MAUI  
**COMMITTEE OF THE WHOLE**

September 7, 2001

**Committee  
Report No.**

01-154

Honorable Chair and Members  
of the County Council  
County of Maui  
Wailuku, Maui, Hawaii

Chair and Members:

Your Committee of the Whole, having met on August 14, 2001, makes reference to County Communication No. 01-90, from the Council Chair, regarding the settlement of claims and lawsuits.

Your Committee is in receipt of correspondence dated August 6, 2001, from the Department of the Corporation Counsel, requesting consideration of the possible settlement of the claim of Ms. Mercedes Tech. Attached to the request was a synopsis of the claim.

By correspondence dated August 7, 2001, the Department of the Corporation Counsel transmitted a proposed resolution entitled "CONDITIONALLY APPROVING A PROPOSED SETTLEMENT OF MERCEDES TECH'S CLAIM". The purpose of the proposed resolution is to authorize the Department of the Corporation Counsel to settle the claim.

Your Committee notes that the claim alleges loss of personal property.

At its meeting, your Committee met with the Corporation Counsel and a Deputy Corporation Counsel.

There being no public testimony, the Deputy Corporation Counsel provided a brief overview of the case and requested the opportunity to discuss the matter in an executive meeting.

Your Committee voted to convene an executive meeting for the purpose of consulting with legal counsel on liability issues in the matter, pursuant to Section 92-5(a)(4), Hawaii Revised Statutes.

At its executive meeting, your Committee met with the Corporation Counsel and a Deputy Corporation Counsel.

COUNCIL OF THE COUNTY OF MAUI  
**COMMITTEE OF THE WHOLE**

September 7, 2001  
Page 2

**Committee**  
**Report No.** 01-154

Following the executive meeting, your Committee reconvened in regular session. Based on the information received and the recommendation of the Department of the Corporation Counsel, your Committee voted to recommend adoption of the proposed resolution to approve the settlement of the matter under the terms proposed in the executive meeting.

Your Committee of the Whole RECOMMENDS that Resolution No. \_\_\_\_\_, attached hereto, entitled "CONDITIONALLY APPROVING A PROPOSED SETTLEMENT OF MERCEDES TECH'S CLAIM" be ADOPTED.

Adoption of this report is respectfully requested.

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COUNCIL OF THE COUNTY OF MAUI  
**COMMITTEE OF THE WHOLE**

September 7, 2001  
Page 3

Committee  
Report No. 01-154

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