

**COUNCIL OF THE COUNTY OF MAUI**  
**POLICY COMMITTEE**

January 6, 2012

**Committee**  
**Report No.** \_\_\_\_\_

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

Chair and Members:

Your Policy Committee, having met on December 14, 2011, makes reference to County Communication 11-301, from the Director of Finance, transmitting two reports on the settlement of claims as of September 30, 2011.

Your Committee notes that Section 3.16.020(C), Maui County Code, requires the Director of Finance to file with the Council a quarterly report of all settlements and claims.

Your Committee further notes that the transmitted reports set forth the claims paid from the "Self-Insurance" and "Claims, Settlements, and Judgments" accounts, respectively, for the quarter ended September 30, 2011.

Your Committee questioned the Corporation Counsel about a \$1,275,000 payment made to "MERCHANT HOROVITZ LLC" on July 20, 2011 and a \$3,500,000 payment made to "TITLE GUARANTY ESCROW SERVICES, INC" on July 28, 2011, respectively.

The Corporation Counsel provided a brief overview of the two matters and noted that both claims still had active components. He requested the opportunity to discuss the matter in an executive meeting, closed to the public, to provide further information.

Your Committee voted to convene an executive meeting, closed to the public, to consult with legal counsel pursuant to Section 92-5(a)(4), Hawaii Revised Statutes.

Following the executive meeting, your Committee reconvened in regular session. Your Committee voted 7-0 to recommend filing of the communication. Committee Chair Hokama, Vice-Chair Carroll, and members Cochran, Couch, Mateo, Victorino, and White voted "aye". Committee members Baisa and Pontanilla were excused.

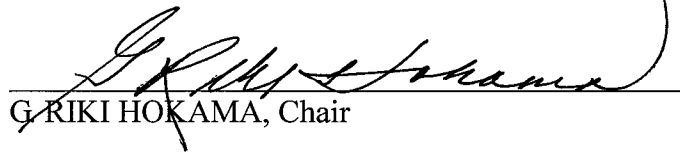
Your Policy Committee **RECOMMENDS** that County Communication 11-301 be **FILED**.

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This report is submitted in accordance with Rule 8 of the Rules of the Council.



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G. RIKI HOKAMA, Chair

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