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**POLICY COMMITTEE**  
Council of the County of Maui

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**Meeting Agenda**

OFFICE OF THE  
COUNTY CLERK

**Thursday, August 30, 2012**  
**9:00 a.m.**  
**Council Chamber, 8<sup>th</sup> Floor**  
**200 South High Street, Wailuku, Hawaii**

website: <http://www.mauicounty.gov/committees/POL>

**VOTING MEMBERS**

**G. Riki Hokama, Chair**

**Robert Carroll, Vice-Chair**

**Gladys C. Baisa**

**Elle Cochran**

**Donald G. Couch, Jr.**

**Danny A. Mateo**

**Joseph Pontanilla**

**Michael P. Victorino**

**Mike White**

*AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for tentative scheduling of agenda items, please contact the Committee Staff (Carla Nakata or Tammy Frias) at: Office of Council Services, 200 South High Street, Wailuku, HI 96793, 808-270-7838, 1-800-272-0026 (toll-free from Molokai), 1-800-272-0098 (toll-free from Lanai), 808-270-7686 (fax).*

*ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. Each testifier shall be allowed to speak for three minutes on each item. If additional time is requested, the testifier shall be allowed one minute to conclude the testimony on the item. These time limits may be modified pursuant to the Rules of the Council, provided a modification would apply equally to all testifiers and all items. No further oral testimony by the testifier on the item shall be permitted. An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify. To ensure its distribution prior to the meeting, written testimony must be received in the Office of Council Services at least 24 hours prior to the meeting; provided, that if a meeting will be held on a Monday, written testimony shall be received by 12:00 noon on the business day preceding the meeting. If written testimony is submitted at the meeting, 16 copies are requested to ensure distribution at the meeting.*

*INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Office of Council Services at least three days in advance.*

*DOCUMENTS ON FILE WITH THE COMMITTEE, which may include correspondence relating to the agenda items below, may be inspected prior to the meeting date. Photocopies may be ordered, subject to charges imposed by law (Maui County Code, Sec. 2.64.010). Please contact the Office of Council Services to make arrangements for inspection or photocopying of documents.*

*TO LEARN MORE ABOUT COUNCIL-RELATED ISSUES, tune in to Akaku: Maui Community Television.*

**POL-1(8)**

**LITIGATION MATTERS (CHERYL CABEBE, ET AL. V. NEW SAND HILLS, LLC, ET AL.; CIVIL 09-1-0245(1); KAREN GOO, ET AL. V. MAYOR CHARMAINE TAVARES, ET AL.; PENDING BEFORE THE INTERMEDIATE COURT OF APPEALS AS 30142)**

**DESCRIPTION:**

The Committee is in receipt of correspondence dated August 21, 2012, from the Department of the Corporation Counsel, requesting an opportunity to present an update on these cases. The cases relate to height restrictions applicable to the Wailuku-Kahului Project District 1 (Maui Lani).

**STATUS:**

The Committee may receive a status report on these cases. The Committee may also consider the filing of the correspondence and other related action.

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**NOTE:** With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

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