

COUNCIL OF THE COUNTY OF MAUI

**POLICY AND INTERGOVERNMENTAL
AFFAIRS COMMITTEE**

May 6, 2014

**Committee
Report No.** _____

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

Chair and Members:

Your Policy and Intergovernmental Affairs Committee, having met on April 16, 2014, makes reference to County Communication 14-64, from the Director of Finance, transmitting a proposed resolution entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL HAWKINS DELAFIELD & WOOD LLP, FOR THE COUNTY OF MAUI 2014 GENERAL OBLIGATION BOND ISSUANCE".

The purpose of the proposed resolution is to authorize the employment of Hawkins Delafield & Wood LLP as special counsel to represent the County of Maui on bond and disclosure matters relating to the 2014 general obligation bond issuance. The proposed resolution would allow for total compensation not to exceed \$19,000 and expenses not to exceed \$750.

At the request of the Chair of your Committee, the Department of the Corporation Counsel transmitted a revised proposed resolution, approved as to form and legality, incorporating nonsubstantive revisions.

The Director of Finance informed your Committee the firm of Hawkins Delafield & Wood LLP had emerged as the highest-ranked candidate responding to the County's request for proposals. He and Russell Miller, Esq., a partner with Hawkins Delafield & Wood LLP, described the law firm's experience with Hawaii municipal bond issues.

Your Committee was satisfied with the selection and noted prior, favorable experiences with the law firm.

Your Committee voted 7-0 to recommend adoption of the revised proposed resolution and filing of the communication. Committee Chair Hokama, Vice-Chair Couch, and members Baisa, Cochran, Crivello, Victorino, and White voted "aye". Committee members Carroll and Guzman were excused.

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Your Policy and Intergovernmental Affairs Committee RECOMMENDS the following:

1. That Resolution _____, as revised herein and attached hereto, entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL HAWKINS DELAFIELD & WOOD LLP, FOR THE COUNTY OF MAUI 2014 GENERAL OBLIGATION BOND ISSUANCE", be ADOPTED; and
2. That County Communication 14-64 be FILED.

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



G. RIKI HOKAMA, Chair

Resolution

No. _____

AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL
HAWKINS DELAFIELD & WOOD LLP,
FOR THE
COUNTY OF MAUI 2014 GENERAL OBLIGATION BOND ISSUANCE

WHEREAS, the Council alone is authorized to retain or employ special counsel by resolution adopted by a two-thirds vote; and

WHEREAS, the Council finds that there is a real necessity to retain the firm of HAWKINS, DELAFIELD & WOOD LLP to represent the County of Maui as Bond and Disclosure Counsel; and

WHEREAS, the Department of Finance issued a Request for Proposal for Qualified Bond and Disclosure Counsel on December 16, 2013; and

WHEREAS, HAWKINS, DELAFIELD & WOOD LLP was the highest scorer of the applicants as determined by the Department of Finance; now, therefore,

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

1. That the Council hereby authorizes the employment of the firm HAWKINS, DELAFIELD & WOOD LLP, as bond and disclosure counsel to represent the County of Maui during its 2014 General Obligation Bond Issuance; and

2. That the total compensation for the employment of the firm HAWKINS, DELAFIELD & WOOD LLP, as bond and disclosure counsel shall not exceed \$19,000; and


Resolution No. _____

3. That expenses for HAWKINS, DELAFIELD & WOOD LLP, shall be limited to \$750; and

4. That the expenditures of additional funds shall require prior Council approval; and

5. That certified copies of this resolution be transmitted to the Mayor, the Corporation Counsel, and the Director of Finance.

APPROVED AS TO FORM
AND LEGALITY:



JEFFREY LEOKA
Deputy Corporation Counsel
County of Maui

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