



PUBLIC MEETING NOTICE

COMMITTEE OF THE WHOLE

COUNCIL OF THE COUNTY OF MAUI

www.MauiCounty.us/COW

Committee Chair
Don S. Guzman

Committee Vice-Chair
Stacy Crivello

Voting Members:
Gladys C. Baisa
Robert Carroll
Elle Cochran
Don Couch
Riki Hokama
Michael P. Victorino
Mike White

Friday, March 13, 2015
9:00 a.m.

MEETING SITE:
Council Chamber
Kalana O Maui Building, 8th Floor
200 South High Street
Wailuku, Hawaii

RECEIVED
2015 MAR -6 PM 1:03
OFFICE OF THE
COUNTY CLERK

AGENDA

LITIGATION MATTERS (STATUS: ROBERT ITO FARM, INC., ET AL. V. COUNTY OF MAUI, CIVIL 1:14-CV-511; and ALIKA ATAY, ET AL. V. COUNTY OF MAUI, ET AL., CIVIL 14-1-0638(2)) (COW-1(1))

DESCRIPTION:

The Committee is in receipt of the following:

1. Correspondence dated January 2, 2015, from the Department of the Corporation Counsel, requesting an opportunity to provide a status update on the cases and transmitting copies of the Complaints. The cases relate to the proposed ordinance entitled "A BILL PLACING A MORATORIUM ON THE CULTIVATION OF GENETICALLY ENGINEERED ORGANISMS" ("the Ordinance"), which was proposed by initiative petition and passed by electorate at the General Election on November 4, 2014. The Complaint in Robert Ito Farm, Inc., et al. vs. County of Maui, Civil 1:14-CV-511, seeks a judicial declaration that the Ordinance is invalid under County, State, and Federal law. The First Amended Complaint in Alika Atay, et al. vs. County of Maui, et al., Civil 14-1-0638(2), seeks a judicial declaration that the Ordinance is valid, enforceable, and should be implemented.
2. Correspondence dated January 20, 2015, from the Department of the Corporation Counsel, responding to questions regarding the County's representation in the cases.

STATUS:

The Committee may discuss the status of the case. The Committee may also consider other related action.

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.

REMOTE TESTIMONY SITES		
<p>Hana Council District Office Hana Community Center 5091 Uakea Road Hana, Hawaii</p>	<p>Lanai Council District Office Lanai Community Center 8th Street Lanai City, Hawaii</p>	<p>Molokai Council District Office 100 Ainoa Street Kaunakakai, Hawaii</p>
<p>CONTACT INFORMATION</p>	<p>Office of Council Services 200 South High Street Wailuku, Hawaii 96793 www.MauiCounty.us/COW</p> <p>Committee Staff: Carla Nakata, Sharon Brooks and Clarita Balala</p>	
<p>TESTIMONY</p>	<p>For information on testifying please visit www.MauiCounty.us/how-to-testify or contact the Office of Council Services.</p>	
<p>DISABILITY ACCESS</p>	<p>People with disabilities requiring special accommodations should contact the Office of Council Services at least three working days prior to the meeting date.</p>	
<p>LIVE CABLECAST</p>	<p>Available on Akaku: Maui Community Media, Channel 53.</p>	

AGENDA ITEMS ARE SUBJECT TO CANCELLATION.

cow:150313:scb