



PUBLIC MEETING NOTICE

COMMITTEE OF THE WHOLE

COUNCIL OF THE COUNTY OF MAUI

www.MauiCounty.us/COW

Committee Chair
Don S. Guzman

Tuesday, July 7, 2015
1:30 p.m.

Committee Vice-Chair
Stacy Crivello

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

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

RECEIVED
2015 JUL - 1 AM 10: 08
OFFICE OF THE
COUNTY CLERK

A G E N D A

LITIGATION MATTERS (SETTLEMENT AUTHORIZATION: COUNTY OF MAUI V. MICHAEL BASKIN, ET AL., CONSOLIDATED APPEALS BVAA 2014-0008; SEASHORE PROPERTIES, LLC, ET AL. V. RHONDA I.L. LOO, SCPW-14-0000773; COUNTY OF MAUI V. SEASHORE PROPERTIES, LLC, ET AL., CIVIL 14-1-0064(1); AND MICHAEL BASKIN, ET AL. V. COUNTY OF MAUI, CIVIL 14-1-00194 LEK-KSC) (COW-1(12))

DESCRIPTION: The Committee is in receipt of the following:

1. Correspondence dated June 2, 2015, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution to authorize settlement of County of Maui v. Michael Baskin, et al., Consolidated Appeals BVAA 2014-0008; Seashore Properties, LLC, et al. v. Rhonda I. L. Loo, SCPW-14-0000773; County of Maui v. Seashore Properties, LLC, et al., Civil 14-1-0064(1). The purpose of the proposed resolution is to authorize settlement of the referenced cases.
2. Correspondence dated June 18, 2015, from the Department of the Corporation Counsel, requesting consideration of a revised proposed resolution entitled "AUTHORIZING SETTLEMENT OF COUNTY OF MAUI V. MICHAEL BASKIN, ET AL., CONSOLIDATED APPEALS BVAA 2014-0008; SEASHORE PROPERTIES, LLC, ET AL. V. RHONDA I.L. LOO, SCPW-14-0000773; COUNTY OF MAUI V. SEASHORE PROPERTIES, LLC, ET AL., CIVIL NO. 14-1-0064(1); AND MICHAEL BASKIN, ET AL. V. COUNTY OF MAUI, CIVIL NO. 14-1-00194 LEK-KSC". The Department also transmitted a copy of the First Amended Complaint in Civil 14-00194 LEK-KSC and other related documents. The purpose of the revised proposed resolution is to authorize settlement of County of Maui v. Michael Baskin, et al., Consolidated Appeals BVAA 2014-0008; Seashore Properties, LLC, et al. v. Rhonda I. L. Loo, SCPW-14-0000773; County of Maui v. Seashore Properties, LLC, et al., Civil 14-1-0064(1); and Michael Baskin, et al. v. County of Maui, Civil 14-1-00194 LEK-KSC.

STATUS: The Committee may consider whether to recommend adoption of the revised proposed resolution, with or without further revisions. The Committee may also consider other related action.

MORE →

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.

LITIGATION MATTERS (SETTLEMENT AUTHORIZATION: CLAIM OF TREMAINE BALBERDI, CLAIM 5-14-00322; CLAIM OF JAMES A.Q. GIROUX, CLAIM 5-14-00345; CLAIM OF KATHLEEN KERN, CLAIM 5-14-00330; CLAIM OF MARK A. KING, CLAIM 5-14-00348; CLAIM OF DOUGLAS MILLER, CLAIM 5-14-00526 (RELATING TO MAUI AIR INCIDENT ON LANAI)) (COW-1(19))

DESCRIPTION: The Committee is in receipt of correspondence dated June 30, 2015, from the Department of the Corporation Counsel, requesting consideration of the following:

1. A proposed resolution entitled "AUTHORIZING SETTLEMENT OF TREMAINE BALBERDI V. COUNTY OF MAUI, DISABILITY COMPENSATION DIVISION CASE NO. 5-14-00322";
2. A proposed resolution entitled "AUTHORIZING SETTLEMENT OF JAMES A.Q. GIROUX V. COUNTY OF MAUI, DISABILITY COMPENSATION DIVISION CASE NO. 5-14-00345";
3. A proposed resolution entitled "AUTHORIZING SETTLEMENT OF KATHLEEN KERN V. COUNTY OF MAUI, DISABILITY COMPENSATION DIVISION CASE NO. 5-14-00330";
4. A proposed resolution entitled "AUTHORIZING SETTLEMENT OF MARK A. KING V. COUNTY OF MAUI, DISABILITY COMPENSATION DIVISION CASE NO. 5-14-00348"; and
5. A proposed resolution entitled "AUTHORIZING SETTLEMENT OF DOUGLAS MILLER V. COUNTY OF MAUI, DISABILITY COMPENSATION DIVISION CASE NO. 5-14-00526".

The claims each allege work-related injuries sustained as a result of an air crash on Lanai, Maui, Hawaii, on February 26, 2014. The purpose of each proposed resolution is to authorize settlement of the case.

STATUS: The Committee may consider whether to recommend adoption of the proposed resolutions, with or without revisions. 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; and Section 92-5(a)(8), Hawaii Revised Statutes, to deliberate or make a decision upon a matter that requires the consideration of information that must be kept confidential pursuant to a State or Federal law, or a court order.

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>(808) 270-7838 (phone) (800) 272-0098 (toll-free from Lanai) (800) 272-0026 (toll-free from Molokai) (808) 270-7686 (fax)</p> <p>Committee Staff: Carla Nakata 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.

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