



PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

www.MauiCounty.us/PRL

Committee Chair
Don S. Guzman

Committee
Vice-Chair
Kelly T. King

Voting Members:
Alika Atay
Robert Carroll
Elle Cochran
Stacy Crivello
Riki Hokama
Yuki Lei K. Sugimura
Mike White

PARKS, RECREATION, ENERGY, AND LEGAL AFFAIRS COMMITTEE

Tuesday, September 19, 2017

1:30 p.m.

MEETING SITE:

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

OFFICE OF THE COUNTY CLERK
County of Maui

SEP 13 2017 2:30 PM

AGENDA

AUTHORIZING THE ISSUANCE OF PERMITS FOR DURATIONS GREATER THAN FIVE CONSECUTIVE DAYS FOR THE 2017-2021 ALOHA CLASSIC WINDSURFING TOURNAMENTS, PURSUANT TO SECTION 13.04A.100, MAUI COUNTY CODE (PRL-5)

Description: The Committee is in receipt of County Communication 17-366, from the Director of Parks and Recreation, transmitting a proposed resolution entitled "AUTHORIZING THE ISSUANCE OF PERMITS FOR DURATIONS GREATER THAN FIVE CONSECUTIVE DAYS FOR THE 2017-2021 ALOHA CLASSIC WINDSURFING TOURNAMENTS, PURSUANT TO SECTION 13.04A.100, MAUI COUNTY CODE." The purpose of the proposed resolution is to authorize a use permit for more than five consecutive days for the 2017, 2018, 2019, 2020, and 2021 Aloha Classic Windsurfing Tournaments at Hookipa Beach Park, Maui, Hawaii, for 14-day periods each year.

Status: The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider the filing of County Communication 17-366 and other related action.

County Communication 17-366

AUTHORIZING THE EMPLOYMENT OF THE LEGAL AID SOCIETY OF HAWAII AS SPECIAL COUNSEL FOR LEGAL SERVICES

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ADMINISTERED THROUGH THE OFFICE ON AGING (PRL-8)

Description: The Committee is in receipt of County Communication 17-367, from the Director of Housing and Human Concerns, transmitting a proposed resolution entitled "AUTHORIZING THE EMPLOYMENT OF THE LEGAL AID SOCIETY OF HAWAII AS SPECIAL COUNSEL FOR LEGAL SERVICES ADMINISTERED THROUGH THE OFFICE ON AGING." The purpose of the proposed resolution is to authorize the employment of Legal Aid Society of Hawaii as special counsel to provide legal services to qualified individuals, pursuant to Section 3-6(6) of the Revised Charter of the County of Maui (1983), as amended, administered through the Office on Aging, with total compensation for the two-year period October 1, 2017 through September 30, 2019, not to exceed \$70,000 per year.

Status: The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider the filing of County Communication 17-367 and other related action.

County Communication 17-367

LITIGATION MATTERS (SPECIAL COUNSEL ADDITIONAL COMPENSATION AND SETTLEMENT AUTHORIZATION: HARRY DONENFELD V. COUNTY OF MAUI, ET AL.; USDC CIVIL 16-00381 DKW-KJM) (PRL-1(24))

Description: The Committee is in receipt of correspondence dated September 12, 2017, from the Department of the Corporation Counsel, requesting consideration of the following, and transmitting a copy of the complaint:

1. A proposed resolution entitled "authorizing an increase in compensation related to the employment of special counsel kobayashi sugita & goda, llp in harry donenfeld v. COUNTY OF MAUI, ET AL., USDC CIVIL NO. 16-00381 DKW-KJM." The purpose of the proposed resolution is to increase the compensation for special counsel Kobayashi Sugita & Goda, LLP by \$75,000 for trial preparation and trial of the case, for a total compensation not to exceed \$150,000.
2. A proposed resolution entitled "authorizing settlement of harry donenfeld v. county of maui, et al., usdc civil no. 16-00381 dkw-kjm." The purpose of the 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 the filing of the correspondence and 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

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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.

Correspondence from Corporation Counsel 09-12-2017

**LITIGATION MATTERS (SETTLEMENT AUTHORIZATION:
KAANAPALI GOLF COURSES; CLAIM 30154597128-0001)
(PRL-1(21))**

Description: The Committee is in receipt of correspondence dated August 21, 2017, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution, entitled "AUTHORIZING SETTLEMENT OF CLAIM NO. 301545971280001 BY KAAANAPALI GOLF COURSES," and attaching a copy of the claim and related documents. The purpose of the proposed resolution is to authorize settlement of the claim.

Status: The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider the filing of the correspondence and 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.

Correspondence from Corporation Counsel 08-21-2017

**LITIGATION MATTERS (SETTLEMENT AUTHORIZATION: THE
HERTZ CORPORATION; CLAIM 30177967397-0001) (PRL-1(22))**

Description: The Committee is in receipt of correspondence dated August 21, 2017, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution, entitled "AUTHORIZING SETTLEMENT OF CLAIM NO. 30177967397-0001 OF THE HERTZ CORPORATION," and attaching a copy of the claim and related documents. The purpose of the proposed resolution is to authorize settlement of the claim.

Status: The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider the filing of the correspondence and 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.

Correspondence from Corporation Counsel 08-21-2017

LITIGATION MATTERS (SETTLEMENT AUTHORIZATION: COUNTY OF MAUI'S CLAIM I1038632 AGAINST ISLAND INSURANCE COMPANY, LIMITED) (PRL-1(23))

Description: The Committee is in receipt of correspondence dated August 29, 2017, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution, entitled "AUTHORIZING SETTLEMENT OF THE COUNTY OF MAUI'S CLAIM NO. I1038632 AGAINST ISLAND INSURANCE COMPANY, LIMITED," and attaching a copy of the claim and related documents. The purpose of the proposed resolution is to authorize settlement of the claim.

Status: The Committee may consider whether to recommend adoption of the proposed resolution, 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.

Correspondence from Corporation Counsel 08-29-2017

REMOTE TESTIMONY SITES

| | | |
|-------------------------|-------------------------|-------------------------|
| Hana | Lanai | Molokai |
| Council District Office | Council District Office | Council District Office |
| Hana Community Center | Lanai Community Center | 100 Ainoa Street |
| 5091 Uakea Road | 8th Street | Kaunakakai, Hawaii |
| Hana, Hawaii | Lanai City, Hawaii | |

CONTACT INFORMATION

| | | |
|----------------------------|---|----------------------|
| Office of Council Services | (808) 270-7838 (phone) | (808) 270-7686 (fax) |
| 200 South High Street | (800) 272-0098 (toll-free from Lanai) | |
| Wailuku, Hawaii 96793 | (800) 272-0026 (toll-free from Molokai) | |

COMMITTEE STAFF

Carla Nakata and Pauline Martins

TESTIMONY

Oral or written testimony on any agenda item will be accepted. Email testimony to prl.committee@mauicounty.us.

For more information on testifying please visit www.MauiCounty.us/how-to-testify or contact the Office of Council Services. If written testimony is submitted at the meeting site, 16 copies are requested.

DISABILITY ACCESS

People with disabilities requiring special accommodations should contact the Office of Council Services at least three working days prior to the meeting date.

LIVE CABLECAST

Available on Akaku: Maui Community Media, Channel 53.