



PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

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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, November 28, 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

2017 NOV 22 AM 10:46

RECEIVED

AGENDA

LEASES OF COUNTY RECREATIONAL SPACE TO HAWAIIAN KAMALI'I, INC. AND NA KAI EWALU (KAHULUI) (PRL-34)

Description: The Committee is in receipt of the following:

1. County Communication 17-436, from the Director of Parks and Recreation, transmitting the following:
 - a. A proposed resolution to grant a 20-year lease of County recreational space to Hawaiian Kamali'i, Inc., for the 9,135 square feet of land upon which their canoe hale is located at Hoaloha Park, Kahului, Maui, Hawaii, and to terminate their existing License to Occupy for property that includes the land occupied by the canoe hale.
 - b. A proposed resolution to grant a 20-year lease of County recreational space to Na Kai Ewalu, for the 8,709 square feet of land upon which their canoe hale is located at Hoaloha Park, Kahului, Maui, Hawaii.
2. Correspondence dated November 17, 2017, from the Director of Parks and Recreation, transmitting the following:
 - a. A revised proposed resolution entitled "AUTHORIZING A GRANT OF A LEASE OF COUNTY RECREATIONAL SPACE TO HAWAIIAN KAMALI'I, INC." The revised proposed resolution corrects the tax map key for the property to (2) 3-7-008:017, and incorporates nonsubstantive revisions.
 - b. A revised proposed resolution entitled "AUTHORIZING A GRANT OF A LEASE OF COUNTY RECREATIONAL SPACE TO NA KAI

MORE →

EWALU.” The revised proposed resolution corrects the tax map key for the property to (2) 3-7-008:017, and incorporates nonsubstantive revisions.

Status: The Committee may consider whether to recommend adoption of the revised proposed resolutions, with or without further revisions. The Committee may also consider the filing of County Communication 17-436 and other related action.

County Communication 17-436

Correspondence from Parks and Recreation 11-17-2017

LITIGATION MATTERS (SETTLEMENT AUTHORIZATION: BARBARA CABALO; CLAIM 301547579300001) (PRL-1(29))

Description: The Committee is in receipt of correspondence dated November 6, 2017, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution, entitled “AUTHORIZING SETTLEMENT OF CLAIM NO. 301547579300001 OF BARBARA CABALO,” and transmitting a copy of the claim and related documents. The claim alleges damages to Barbara Cabalo’s property at 877 Maikai Street, Makawao, Maui, Hawaii, resulting from a water main break on July 16, 2015. The purpose of the proposed resolution is to authorize settlement of the claim for \$25,399.08.

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 11-06-2017

LITIGATION MATTERS (SETTLEMENT AUTHORIZATION: ENTERPRISE RENT-A-CAR; CLAIM 30178022844-0001) (PRL-1(30))

Description: The Committee is in receipt of correspondence dated November 8, 2017, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution, entitled “AUTHORIZING SETTLEMENT OF CLAIM NO. 30178022844-0001 OF ENTERPRISE RENT-A-CAR,” and transmitting a copy of the claim and related documents. The claim alleges damages to Enterprise Rent-A-Car’s vehicle arising from its operation by an employee of the County’s Department of Fire and Public Safety in Hilo, Hawaii, on May 10, 2017. The purpose of the proposed resolution is to authorize settlement of the claim for \$13,714.20.

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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 11-08-2017

**LITIGATION MATTERS (SETTLEMENT AUTHORIZATION:
IVANETTE P. BLEVINS V. SHAWN K. MIDA; COUNTY OF MAUI, ET
AL.; CIVIL 16-1-0191(2)) (PRL-1(28))**

Description: The Committee is in receipt of correspondence dated November 7, 2017, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution, entitled "AUTHORIZING SETTLEMENT OF IVANETTE P. BLEVINS, ET AL. VS. SHAWN K. MIDA; COUNTY OF MAUI, ET AL., CIVIL NO. 16-1-0191 (2)," and transmitting a copy of the complaint. The complaint alleges Ivanette P. Blevins was a passenger in a vehicle stopped at the intersection of Makawao Avenue and Koehana Place, Maui, Hawaii, on August 15, 2013, when Shawn K. Mida, a County employee driving a County vehicle, collided with the rear end of another County vehicle, causing that vehicle to collide with the vehicle in which Ms. Blevins was riding. Ms. Blevins alleges physical injuries and emotional distress as a result of the accident. 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 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; 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 11-07-2017

**LITIGATION MATTERS (STATUS: JAMES A. Q. GIROUX V. COUNTY
OF MAUI, DISABILITY COMPENSATION DIVISION CASE 5-14-00345;
MARK A. KING V. COUNTY OF MAUI, DISABILITY COMPENSATION
DIVISION CASE 5-14-00348; DOUGLAS MILLER V. COUNTY OF**

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**MAUI, DISABILITY COMPENSATION DIVISION CASE 5-14-00526)
(RELATING TO MAUI AIR INCIDENT ON LANAI) (PRL-1(27))**

Description: The Committee is in receipt of correspondence dated November 7, 2017, from the Department of the Corporation Counsel, requesting an opportunity to present an update on the settlement progress of the following workers' compensation claims arising from the Maui Air incident on Lanai on February 26, 2014, and transmitting a copy of the resolutions as noted: James A. Q. Giroux v. County of Maui, Disability Compensation Division Case 5-14-00345 (Resolution 16-55); Mark A. King v. County of Maui, Disability Compensation Division Case 5-14-00348 (Resolution 16-56); and Douglas Miller v. County of Maui, Disability Compensation Division Case 5-14-00526 (Resolution 16-57).

Status: The Committee may receive an update on the progress of settlement of these workers' compensation claims. 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; 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 11-07-2017

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

Maggie Clark, 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.

Agenda items are subject to cancellation.