



# PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

[www.MauiCounty.us/PRL](http://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, February 13, 2018

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

2018 FEB - 7 PM 3:49

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## AGENDA

### WAIEHU MUNICIPAL GOLF COURSE OPERATIONS AND IMPROVEMENTS (PRL-30)

**Description:** The Committee is in receipt of the following:

1. Miscellaneous Communication, dated May 22, 2017, from the County Clerk, reporting that the Council referred the matter relating to the Waiehu Municipal Golf Course operations and improvements.
2. Miscellaneous Communication, dated February 2, 2018, from the County Clerk, transmitting Contract C6407 relating to the Waiehu Golf Course clubhouse feasibility study and master plan.
3. Correspondence dated July 12, 2017, from the Department of the Corporation Counsel, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 13.16.040, MAUI COUNTY CODE, RELATING TO THE WAIEHU MUNICIPAL GOLF COURSE SPECIAL FUND." The purpose of the proposed bill is to modify the uses for the golf course special fund and delete the language about the fund being self-supporting.
4. Correspondence dated February 5, 2018, from the Director of Parks and Recreation, relating to revenues, expenditures and concession agreements for the Waiehu Municipal Golf Course.

**Status:** The Committee may discuss costs of operating the golf course, revenue potential at the golf course, and other issues relating to the financial health and administration of the course. The Committee may receive an update from the Department of Parks and Recreation on improvements to

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operations and greens. The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the filing of the Miscellaneous Communications and other related action.

Miscellaneous Communication 05-22-2017

Miscellaneous Communications 02-02-2018

Correspondence from Corporation Counsel 07-12-2017

Correspondence from Parks and Recreation 02-05-2018

**LITIGATION MATTERS (SPECIAL COUNSEL AUTHORIZATION:  
DAVID TAYLOR V. ALAN ARAKAWA, ET AL.; CIVIL 18-1-0056(1))  
(PRL-1(32))**

**Description:** The Committee is in receipt of correspondence dated February 7, 2018, from the Department of the Corporation Counsel, requesting consideration of the following:

1. A proposed resolution entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL COX FRICKE LLP IN DAVID TAYLOR V. ALAN ARAKAWA, ET AL.; CIVIL NO. 18-1-0056(1)." The Complaint, filed January 30, 2018, alleges Taylor was removed from his position as Director of Water Supply starting as early as November 15, 2017, in violation of the Revised Charter of the County of Maui (1983), as amended; and further alleges wrongful termination in violation of his due process rights under the Hawaii Constitution; and further alleges the misuse of his professional engineering license, in violation of Hawaii Revised Statutes; and further alleges defamation, slander per se, and intentional infliction of emotional distress, among other things. The purpose of the proposed resolution is to authorize the employment of Cox Fricke LLP as special counsel to represent Alan Arakawa, who has been identified as a Defendant in his individual capacity, in David Taylor v. Alan Arakawa, et al.; Civil 18-1-0056(1), for a total compensation not to exceed \$75,000.
2. A proposed resolution entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL KOBAYASHI, SUGITA & GODA, LLP IN DAVID TAYLOR V. ALAN ARAKAWA, ET AL.; CIVIL NO. 18-1-0056(1)." The Complaint, filed January 30, 2018, alleges Taylor was removed from his position as Director of Water Supply starting as early as November 15, 2017, in violation of the Revised Charter of the County of Maui (1983), as amended; and further alleges wrongful termination in violation of his due process rights under the Hawaii Constitution; and further alleges the misuse of his professional engineering license, in violation of Hawaii Revised Statutes, among other things. The purpose of the proposed resolution is to authorize the employment of Kobayashi, Sugita & Goda, LLP as special counsel to represent the County of Maui and Alan Arakawa in his capacity as the Mayor of the County of Maui, who have been identified as Defendants,

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in David Taylor v. Alan Arakawa, et al.; Civil 18-1-0056(1), for a total compensation not to exceed \$75,000.

**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.

Correspondence from Corporation Counsel 2-7-2018

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](mailto:prl.committee@mauicounty.us).

For more information on testifying please visit [www.MauiCounty.us/how-to-testify](http://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

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LIVE CABLECAST

Available on Akaku: Maui Community Media, Channel 53.

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Agenda items are subject to cancellation.