



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 18, 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 SEP 11 AM 7:40

RECEIVED

AGENDA

KAHULUI COMMUNITY CENTER PARK AND SURROUNDING AREA MASTER PLAN (PRL-10)

Description: The Committee is in receipt of the following:

1. County Communication 17-361, from the Mayor, relating to Hale Makua Health Services' interest in entering into a long-term lease agreement with the County for a portion of the Kahului Community Center Park.
2. Correspondence dated March 2, 2018, from the Mayor, transmitting a proposed resolution to grant a 75-year lease to Hale Makua Health Services, for the 34.082 acres identified for real property tax purposes as tax map key (2) 3-8-007:097 and known as the Kahului Community Center Park, Kahului, Maui, Hawaii.
3. Correspondence dated August 7, 2018, from the Department of the Corporation Counsel, transmitting the following:
 - a. A revised proposed resolution entitled "AUTHORIZING A GRANT OF A LEASE OF COUNTY REAL PROPERTY TO HALE MAKUA HEALTH SERVICES." The purpose of the revised proposed resolution is to grant a 75-year lease to Hale Makua Health Services, for two contiguous portions of land within the Kahului Community Center Park, Kahului, Maui, Hawaii, comprising a total of 7.401 acres and identified for real property tax purposes as portions of tax map key (2) 3-8-007:097, to establish a holistically planned senior community and related facilities.
 - b. A proposed resolution entitled "URGING THE MAYOR OF THE

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COUNTY OF MAUI TO DEVELOP A MASTER PLAN FOR TAX MAP KEY (2) 3-8-007:097, IN COORDINATION WITH HALE MAKUA HEALTH SERVICES, TO PROVIDE HEALTH CARE FACILITIES, SERVICES, AND PROGRAMS FOR THE ELDERLY POPULATION OF THE COUNTY.” The purpose of the proposed resolution is to urge the Mayor to develop a master plan for the entire 34.082-acre parcel identified for real property tax purposes as tax map key (2) 3-8-007:097, in coordination with Hale Makua Health Services, to provide health care facilities, services, and programs for the elderly population of the County.

Status: The Committee may consider whether to recommend adoption of the revised proposed resolution noted in paragraph 3(a) and the proposed resolution noted in paragraph 3(b), with or without further revisions. The Committee may also consider the filing of County Communication 17-361 and other related action.

County Communication 17-361

Correspondence from the Mayor 03-02-2018

Revised proposed resolutions 08-07-2018

LITIGATION MATTERS (SPECIAL COUNSEL AUTHORIZATION: COUNTY OF MAUI REQUEST FOR RETENTION OF SPECIAL COUNSEL KEKER, VAN NEST & PETERS LLP) (PRL-1(45))

Description: The Committee is in receipt of correspondence dated September 4, 2018, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution, entitled “AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL KEKER, VAN NEST & PETERS LLP TO REPRESENT THE COUNTY OF MAUI, PRO BONO, IN AN AMICUS BRIEF BEFORE THE UNITED STATES SUPREME COURT IN GEORGE K. YOUNG, JR. V. STATE OF HAWAII, ET AL., UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT NO. 12-17808, D.C. NO. 1:12-CV-00336-HG-BMK,” along with a resume for Dan Jackson, Esq., and a copy of the Opinion issued by the Ninth Circuit Court of Appeals. The purpose of the proposed resolution is to authorize the employment of special counsel Keker, Van Nest & Peters LLP, on a pro bono basis, to represent the County of Maui before the United States Supreme Court in preparing and filing an amicus brief in the appeal. The case involved the County of Hawaii’s enforcement of Section 134-9, Hawaii Revised Statutes, relating to the open carry of firearms.

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

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powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

Correspondence from Corporation Counsel 09-04-2018

LITIGATION MATTERS (STATUS: LITIGATION AGAINST OPIOID MANUFACTURERS AND DISTRIBUTORS) (PRL-1(46))

Description: The Committee is in receipt of correspondence dated September 4, 2018, from the Department of the Corporation Counsel, requesting the matter relating to potential litigation against opioid manufacturers and distributors be scheduled for discussion.

Status: The Committee may discuss the matter. 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 09-04-2018

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

Carla Nakata and Pauline Martins

BOARD PACKETS

Board packets, as defined in Section 92-7.5 of the Hawaii Revised Statutes, are available for inspection at the Office of Council Services. Board packets are also available electronically as soon as practicable upon request.

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.