

POLICY COMMITTEE
Council of the County of Maui

Meeting Agenda

June 12, 2007
1:30 p.m.
Council Chamber, 8th Floor
200 South High Street, Wailuku, Hawaii

website: <http://www.mauicounty.gov/committees/POL/>
e-mail: pol.committee@mauicounty.us

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COMMITTEE MEMBERS

Danny A. Mateo, Chair

G. Riki Hokama, Vice-Chair

Michelle Anderson

Gladys C. Baisa

Jo Anne Johnson

Bill Kauakea Medeiros

Michael J. Molina

Joseph Pontanilla

Michael P. Victorino

AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for tentative scheduling of agenda items, please contact the Committee Staff (Shelly Espeleta, Gayle Revels or Camille Sakamoto) at: Office of Council Services, 200 South High Street, Wailuku, HI 96793, 808-270-7838, 1-800-272-0026 (toll-free from Molokai), 1-800-272-0098 (toll-free from Lanai), 808-270-7686 (fax).

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. If written testimony is submitted at the meeting, 16 copies are requested. If written testimony is e-mailed or faxed, please submit at least 24 hours before the meeting so that copies can be provided to Council members in a timely manner.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Office of Council Services at least three days in advance.

DOCUMENTS ON FILE WITH THE COMMITTEE, which may include correspondence relating to the agenda items below, may be inspected prior to the meeting date. Photocopies may be ordered, subject to charges imposed by law (Maui County Code, Sec. 2.64.010). Please contact the Office of Council Services to make arrangements for inspection or photocopying of documents.

TO LEARN MORE ABOUT COUNCIL-RELATED ISSUES, tune in to Akaku: Maui Community Television.

POL-1(7)

SETTLEMENT AUTHORIZATION OF CLAIMS AND LAWSUITS
(TRINIDAD K. ALCONCEL, ET AL. V. COUNTY OF MAUI, CIVIL NO. CV05-00280
SPK BMK; AND JACK HENRY WILLIAMS, JR., ET AL. V. COUNTY OF MAUI, CIVIL
NO. CV05-00278 DAE LEK)

DESCRIPTION:

The Committee is in receipt of correspondence dated May 25, 2007, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution entitled "AUTHORIZING SETTLEMENT OF TRINIDAD K. ALCONCEL, ET AL. VS. COUNTY OF MAUI, CIVIL NO. CV05-00280 SPK BMK AND JACK HENRY WILLIAMS, JR., ET AL. VS. COUNTY OF MAUI, CIVIL NO. CV05-00278 DAE LEK" and transmitting a copy of each of the complaints. The complaints allege violations of the Fair Labor Standards Act by the Department of Police and Department of Fire and Public Safety, respectively. The purpose of the proposed resolution is to authorize settlement of the cases.

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.

MORE →

NOTE: With reference to this agenda item, one or more executive meetings pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, are anticipated 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.

POL-4(1) INDEMNIFICATION AUTHORIZATION (LOTHAR KUSTER V. MICHAEL W. FOLEY, ET AL., CIVIL NO. CV 07-00264 SOM BMK)

DESCRIPTION: The Committee is in receipt of correspondence dated May 24, 2007, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution entitled "INDEMNIFYING MICHAEL W. FOLEY, CHARLES VILLALON, TY FUKUROKU, AND JAY ARAKAWA IN LOTHAR KUSTER V. MICHAEL W. FOLEY ET AL., CIVIL NO. CV 07-00264 SOM BMK" and transmitting a copy of the complaint. The complaint alleges violations of plaintiff's rights under 42 U.S.C. § 1983 and the 4th, 5th, and 14th Amendments to the U.S. Constitution relating to his 4.5-acre property in Haiku, Maui. The purpose of the proposed resolution is to indemnify present and former County officials and employees Michael W. Foley, Charles Villalon, Ty Fukuroku, and Jay Arakawa in this 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 pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, are anticipated 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.

POL-2(5) NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS (KULA AGRICULTURAL PARK COMMITTEE)

DESCRIPTION: The Committee is in receipt of correspondence dated March 12, 2007, from the Council Chair, recommending the appointment of Councilmember Gladys C. Baisa as the Council's representative on the Kula Agricultural Park Committee.

STATUS: The Committee may consider whether to recommend approval or disapproval of the appointment. The Committee may also consider other related action.

POL-11 UPDATE ON KAUNOA SENIOR CENTER PROJECTS

DESCRIPTION: The Committee is in receipt of County Communication No. 06-311, from the Director of Housing and Human Concerns, transmitting an update on the Wellness Center at Kaunoa Senior Center (2006) and the Kaunoa Senior Center (2007) projects.

STATUS: The Committee may discuss the matter. The Committee may also consider the filing of County Communication No. 06-311 and other related action.