

**POLICY COMMITTEE**  
Council of the County of Maui

**Meeting Agenda**

**November 13, 2007**  
**1:30 p.m.**  
**Council Chamber, 8<sup>th</sup> Floor**  
**200 South High Street, Wailuku, Hawaii**

website: <http://www.mauicounty.gov/committees/POL/>  
e-mail: [pol.committee@mauicounty.us](mailto:pol.committee@mauicounty.us)

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**COMMITTEE MEMBERS**

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**G. Riki Hokama, Vice-Chair**

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**Michael J. Molina**

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*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 (Gayle Revels, Kirstin Hamman, 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 by 12 noon on the business day preceding 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-8(2) AMENDMENTS TO THE RESIDENTIAL WORKFORCE HOUSING POLICY (VARIOUS)**

**DESCRIPTION:** The Committee is in receipt of correspondence dated November 6, 2007, from the Department of the Corporation Counsel, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE TO REDUCE COUNTY FEES REQUIRED FOR RESIDENTIAL WORKFORCE HOUSING UNITS". The purpose of the proposed bill is to amend various sections of the Maui County Code to decrease County fees required to build residential workforce housing units.

**STATUS:** The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider other related action.

**POL-1(5) SETTLEMENT AUTHORIZATION OF CLAIMS AND LAWSUITS  
(ASGHAR R. SADRI V. MAUI PLANNING COMMISSION; CIVIL NO. 04-1-0366(2);  
ASGHAR R. SADRI V. KURT ULMER, ET AL.; CIVIL NO. CV06-00430 ACK KSC)**

- DESCRIPTION:** The Committee is in receipt of correspondence dated October 29, 2007, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled “AUTHORIZING SETTLEMENT OF ASGHAR R. SADRI V. KURT ULMER, ET AL., CIVIL NO. CV06-00430 ACK KSC, AND ASGHAR R. SADRI V. MAUI PLANNING COMMISSION, CIVIL NO. 04-1-0366(2)”. The purpose of the proposed resolution is to authorize settlement of the cases. The complaints allege constitutional violations arising from the rescission of an exemption for a Special Management Area permit for the subject property.
- 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-1(11) SETTLEMENT AUTHORIZATION OF CLAIMS AND LAWSUITS  
(NATHAN FURTADO V. COUNTY OF MAUI, CASE NO. 7-04-02140)**

- DESCRIPTION:** The Committee is in receipt of correspondence dated August 28, 2007, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution entitled “AUTHORIZING SETTLEMENT OF NATHAN FURTADO VS. COUNTY OF MAUI, CASE NO. 7-04-02140”. The case alleges work-related injuries sustained on July 28, 2004. 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 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; 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.

**POL-1(14) SETTLEMENT AUTHORIZATION OF CLAIMS AND LAWSUITS  
(CLAIM OF SHAWNI MENDOZA, CLAIM NO. 2006-088)**

- DESCRIPTION:** The Committee is in receipt of correspondence dated September 17, 2007, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution entitled “AUTHORIZING SETTLEMENT OF CLAIM NO. 2006-088 OF SHAWNI MENDOZA” and transmitting a copy of the claim. The claim alleges damages incurred as a result of a motor vehicle collision at the intersection of Hana Highway and Dairy Road on July 6, 2006. The purpose of the proposed resolution is to authorize settlement of the claim for \$10,722.11.
- 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.

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