

COMMITTEE OF THE WHOLE

Council of the County of Maui

Meeting Agenda

November 28, 2006

9:00 a.m.

Council Chamber, 8th Floor

200 South High Street, Wailuku, Hawaii

website: <http://www.co.maui.hi.us/committees/COW/>

e-mail: cow.committee@mauicounty.us

COMMITTEE MEMBERS

Michael J. Molina, Chair

Dain P. Kane, Vice-Chair

Michelle Anderson

Robert Carroll

G. Riki Hokama

Jo Anne Johnson

Danny A. Mateo

Joseph Pontanilla

Charmaine Tavares

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 (Richelle Kawasaki or Clarita Balala) 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.

COW-1(44) SETTLEMENT AUTHORIZATION OF CLAIMS AND LAWSUITS (CLAIM OF REVITALIZE WAILUKU, LLC, CLAIM NO. 1808669-0251)

DESCRIPTION: The Committee is in receipt of correspondence dated November 8, 2006, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution entitled "AUTHORIZING SETTLEMENT OF CLAIM NO. 1808669-0251 BY REVITALIZE WAILUKU, LLC", and transmitting a copy of the claim. The claim alleges damages due to a sewage line blockage on or about December 8, 2005 in Wailuku, Maui. 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.

**COW-2(24) NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS
(COST OF GOVERNMENT COMMISSION)**

DESCRIPTION: The Committee is in receipt of correspondence dated November 17, 2006 (received on November 20, 2006), from the Mayor, requesting consideration of the nomination of Stephen E. Goldsmith to the Cost of Government Commission for a term expiring on March 31, 2008.

STATUS: The Council must approve or disapprove the nomination by January 19, 2007, or the nominee will be deemed approved. The Committee may consider whether to recommend approval or disapproval of the nomination. The Committee may also consider other related action.

NOTE: THE COMMITTEE CHAIR HAS RECOMMENDED THAT THE FOLLOWING ITEMS BE REFERRED TO THE COUNCIL CHAIR FOR THE TERM BEGINNING JANUARY 2, 2007, PURSUANT TO SECTION 19 OF THE RULES OF THE COUNCIL.

**COW-60 AUTHORIZING PROCEEDINGS IN EMINENT DOMAIN FOR THE
ACQUISITION OF REAL PROPERTY AT UKUMEHAME**

Oct. 20/06 C.C. No. 06-263 Planning Director, transmitting a proposed resolution entitled “AUTHORIZING PROCEEDINGS IN EMINENT DOMAIN FOR THE ACQUISITION OF REAL PROPERTY SITUATED AT UKUMEHAME, MAUI, HAWAII FOR UTILITIES, PARK, AND ACCESS PURPOSES TO COUNTY PROPERTY”.