

COUNCIL OF THE COUNTY OF MAUI  
**COMMITTEE OF THE WHOLE**

December 19, 2006

**Committee  
Report No.**

06-164

Honorable Chair and Members  
of the County Council  
County of Maui  
Wailuku, Maui, Hawaii

Chair and Members:

Your Committee of the Whole, having met on November 28, 2006, makes reference to the referral noted on Exhibit "A", attached hereto and incorporated herein.

At its meeting, your Committee met with a Deputy Corporation Counsel.

There was no public testimony.

Your Committee noted that the end of the current Council term was approaching. In preparation for the new Council term, the Chair of your Committee recommended that certain pending matters be referred to the Council Chair for the term beginning January 2, 2007, pursuant to the following provision of the Rules of the Council:

Sec. 19. Filing of Items.

1. At the expiration of a Council term, all items pending before the Council and its committees shall be deemed filed and disposed of; provided that the following items shall be deemed referred to the Council Chair for the ensuing term, for consideration by the Council:

1. an item transmitted by another governmental agency to the Council, pursuant to a legal requirement, for Council action;

2. pending legislation that has passed only one of the required readings; and

3. subject to Council approval, items recommended for referral by the Council Chair for matters pending before the Council, and items recommended for referral by a committee chair with the approval of that committee for matters pending before that chair's committee.

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2.       This provision shall not prevent the resubmittal of any matter to the Council in a subsequent term, for consideration as a new item.

Accordingly, the recommendation of the Chair of your Committee was approved.

Your Committee of the Whole RECOMMENDS that the communication noted on Exhibit "A" be REFERRED to the Council Chair for the term beginning January 2, 2007.

Adoption of this report is respectfully requested.

cow:cr:06end:rkk



## **EXHIBIT “A”**

**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”.

**END OF EXHIBIT “A”**