

COMMITTEE OF THE WHOLE

Council of the County of Maui

Meeting Agenda

August 2, 2005

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(23) SETTLEMENT AUTHORIZATION OF CLAIMS AND LAWSUITS (MARK T. HADA V. COUNTY OF MAUI, CASE NOS. AB 2004-237 (M) AND 7-01-00848)

DESCRIPTION: The Committee is in receipt of correspondence dated June 8, 2005, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution entitled "AUTHORIZING SETTLEMENT OF MARK T. HADA VS. COUNTY OF MAUI, CASE NOS. AB 2004-237(M) AND 7-01-00848". The claim alleges work-related injuries sustained on March 17, 2001. 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.

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**COW-1(25) SETTLEMENT AUTHORIZATION OF CLAIMS AND LAWSUITS
(ZACHARY CROWDER VS. COUNTY OF MAUI, CASE NO. 8-03-02204)**

DESCRIPTION: The Committee is in receipt of correspondence dated July 8, 2005, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution entitled "AUTHORIZING SETTLEMENT OF ZACHARY CROWDER V. COUNTY OF MAUI, CASE NO. 8-03-02204". The claim alleges work-related injuries sustained on June 28, 2003. 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(11) NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS
(ANIMAL CONTROL BOARD)**

DESCRIPTION: The Committee is in receipt of correspondence dated July 21, 2005, (received on July 22, 2005), from the Mayor, requesting consideration of the nomination of Peter Soman to replace Gayle Loranger-Rose on the Animal Control Board for a term expiring on March 31, 2007.

STATUS: The Council must approve or disapprove the nomination by September 20, 2005, 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.

COW-19 STATE FIRE CODE

DESCRIPTION: The Committee is in receipt of County Communication No. 05-90, from the Fire Chief, transmitting a proposed bill entitled, "A BILL FOR AN ORDINANCE ADOPTING THE STATE FIRE CODE, WITH CERTAIN AMENDMENTS THERETO". The purpose of the proposed bill is to adopt the State Fire Code with modifications.

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 the filing of County Communication No. 05-90 and other related action.