

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

September 2, 2005

**Committee**  
**Report No.**

05-125

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 August 16, 2005, makes reference to County Communication No. 05-25, from the Council Chair, regarding proposed contracts for special counsel.

Your Committee is in receipt of correspondence dated August 9, 2005, from the Department of the Corporation Counsel, requesting consideration of a proposed resolution entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL, THE PACIFIC LAW GROUP, IN TRINIDAD K. ALCONCEL, ET AL. VS. COUNTY OF MAUI, HAWAII, CIVIL NO. CV05-00280 SPK BMK". The purpose of the proposed resolution is to authorize the employment of The Pacific Law Group as special counsel in the referenced lawsuit for a total compensation of \$7,500.

Your Committee notes that this case includes allegations of violations of the Fair Labor Standards Act.

At its meeting, your Committee met with a Deputy Corporation Counsel and the Chief of Litigation from the Department of the Corporation Counsel.

There was no public testimony. The Deputy Corporation Counsel provided a brief overview of the case and requested authorization to employ special counsel with expertise in the area of insurance coverage. She noted that because the County has switched insurance coverage carriers numerous times throughout the past few years, and because this lawsuit spans a number of years, there is confusion about the extent of coverage each insurance carrier must tender to the County.

After a brief discussion, your Committee voted to recommend adoption of the proposed resolution.

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

September 2, 2005  
Page 2

**Committee**  
**Report No.**     05-125

Your Committee of the Whole RECOMMENDS that Resolution No. \_\_\_\_\_, attached hereto, entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL, THE PACIFIC LAW GROUP, IN TRINIDAD K. ALCONCEL, ET AL. VS. COUNTY OF MAUI, HAWAII, CIVIL NO. CV05-00280 SPK BMK" be ADOPTED.

Adoption of this report is respectfully requested.

cow:cr:0505(3)aa:rk

