

# REQUEST FOR LEGAL SERVICES

**Date:** March 20, 2018  
**From:** Yuki Lei Sugimura, Chair  
Policy, Economic Development, and Agriculture Committee

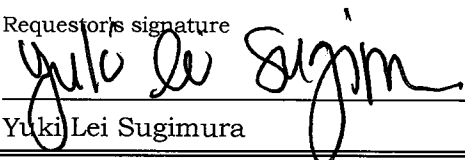
TRANSMITTAL

**Memo to:** DEPARTMENT OF THE CORPORATION COUNSEL  
Attention: David A. Galazin, Esq.

**Subject:** DONATION OF A PORTABLE ECO-COUNTER MOBILE MULTI COUNTING DEVICE TO THE DEPARTMENT OF PUBLIC WORKS (PEA-58)

**Background Data:** Please incorporate nonsubstantive revisions to the proposed resolution, as reflected in the attached marked-up copy: 1) In the first WHEREAS paragraph, insert quotation marks to the acronyms HIPHI and HEAL, 2) In the second WHEREAS paragraph, delete “.00” so that it reads “\$8,000” as the dollar value of the donation, and 3) In the second BE IT RESOLVED paragraph, delete the words “the Department of” so that it reads “Director of Public Works”. If appropriate, approve the revised proposed resolution as to form and legality, and include a signed hard copy with your response.

**Work Requested:**  FOR APPROVAL AS TO FORM AND LEGALITY  
 OTHER:

Requestor's signature  Yuki Lei Sugimura	Contact Person <u>Shelly Espeleta</u> (Telephone Extension: 7134)
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ROUTINE (WITHIN 15 WORKING DAYS)       RUSH (WITHIN 5 WORKING DAYS)  
 PRIORITY (WITHIN 10 WORKING DAYS)       URGENT (WITHIN 3 WORKING DAYS)

SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): March 27, 2018, at 10 a.m.  
REASON: To meet posting deadline for April 6, 2018 Council agenda.

## FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO:	ASSIGNMENT NO.	BY:
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TO REQUESTOR:  APPROVED  DISAPPROVED  OTHER (SEE COMMENTS BELOW)  
 RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DEPARTMENT OF THE CORPORATION COUNSEL

Date \_\_\_\_\_

By \_\_\_\_\_

(Rev. 7/03)

# Resolution

No. \_\_\_\_\_

AUTHORIZING ACCEPTANCE OF THE DONATION OF A  
PORTABLE ECO-COUNTER MOBILE MULTI COUNTING DEVICE  
TO THE DEPARTMENT OF PUBLIC WORKS,  
PURSUANT TO CHAPTER 3.56, MAUI COUNTY CODE

WHEREAS, the Hawai'i Public Health Institute ("HIPHI"), a 501(c)(3) nonprofit organization, in conjunction with the Healthy Eating + Active Living ("HEAL") coalition, wishes to donate a portable Eco-Counter Mobile MULTI counting device (hereafter referred to as "Mobile MULTI") to the Department of Public Works, as reflected in Exhibit "1", attached hereto; and

WHEREAS, the estimated value of the Mobile MULTI is approximately \$8,000.00; and

WHEREAS, the donated Mobile MULTI is a durable, self-contained, battery-powered, and pole-mounted device that counts pedestrians and bicyclists, and differentiates between the two, for statistical analyses of path and trail use patterns; and

WHEREAS, Chapter 3.56, Maui County Code, authorizes the Council to accept a gift and donation on behalf of the County; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby expresses its appreciation and accepts the aforesaid donation on behalf of the County of Maui; and

**Resolution No. \_\_\_\_\_**

2. That certified copies of this resolution be transmitted to the Mayor, the Director of Finance, the Director of ~~the Department of~~ Public Works, HIPHI, and HEAL.

APPROVED AS TO FORM  
AND LEGALITY:



DAVID A. GALAZIN  
Deputy Corporation Counsel  
County of Maui

2017-1476

2017-11-29 Resolution



November 16, 2017

Mr. David Goode  
Director  
Public Works Department  
County of Maui  
200 South High Street  
Wailuku, HI 96793

Aloha Mr. Goode,

We, the Hawai'i Public Health Institute (HIPHI), a 501(c)(3) nonprofit organization, in conjunction with the Healthy Eating +Active Living (HEAL) coalition, a program of HIPHI, would like to donate a portable Eco-Counter Mobile MULTI counting device (hereafter referred to as Mobile MULTI), valued at \$8000, to the County of Maui Public Works Department. Thank you so much for working with us in accepting the Mobile MULTI as a "gift" to the county to aid in collecting data on pedestrians and cyclists either independently, or together in separated or shared use facilities.

The Mobile MULTI counter is automated and can be used to track pedestrian and/or cyclist volumes at various locations year-round. This will bring quality data that is invaluable for the planning, design and evaluation of active transportation projects. This initiative can support more informed decisions about which projects and programs lead to more walking and cycling. Included with the system is a web-based platform that allows the tracking and analysis of the daily count, an in-person capacity-building training, and additional training and support available remotely.

We hope the County of Maui will accept this gift. Please feel free to contact myself or Lauren Loor, Maui County HEAL Community Coordinator.

Sincerely,

Jessica Yamauchi  
Executive Director  
Hawai'i Public Health Institute  
(808) 591-6508 x1  
jessica@hiphi.org

cc: Lauren Loor  
lauren@hiphi.org