

# REQUEST FOR LEGAL SERVICES

**Date:** October 2, 2018  
**From:** Riki Hokama, Chair  
Budget and Finance Committee

**RECEIVED**

By The Dept. of the Corporation Counsel at 9:47 am, Oct 03, 2018

TRANSMITTAL

**Memo to:** DEPARTMENT OF THE CORPORATION COUNSEL  
Attention: Mimi Desjardins, Esq.

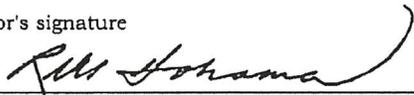
RECEIVED  
2018 OCT -3 PM 1:17  
OFFICE OF THE  
COUNTY COUNCIL

**Subject:** WAILUKU HEIGHTS PARK IMPROVEMENTS (BF-168)

**Background Data:** Revise proposed resolution as indicated on the attached marked-up copy. An original hardcopy is required.

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

OTHER:

Requestor's signature  Riki Hokama	Contact Person <u>Michele Yoshimura</u> (Telephone Extension: <u>7663</u> )
---	---

- 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): Wednesday, October 10, 2018

REASON: For posting on Friday, October 12, 2018 for the October 19, 2018 Council meeting.

## FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO: MDJ	ASSIGNMENT NO. 2017-0093	BY: LUV
------------------	--------------------------	---------

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): See attached

Reso w/ suggested changes.

DEPARTMENT OF THE CORPORATION COUNSEL

Date 10/3/2018

By MIMI DESJARDINS

(Rev. 7/03)

bf:ltr:168acc01:mmy

Attachment

# Resolution

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

AUTHORIZING ACCEPTANCE OF A DONATION OF ~~(\$5,000.00)~~ FIVE THOUSAND DOLLARS FROM THE WAILUKU HEIGHTS EXTENSION COMMUNITY ASSOCIATION FOR PARK IMPROVEMENTS TO THE WAILUKU HEIGHTS PARK,  
PURSUANT TO CHAPTER 3.56, MAUI COUNTY CODE

WHEREAS, the fiscal year 2019 budget appropriated ~~\$150,000.00~~ ONE HUNDRED FIFTY THOUSAND DOLLARS towards park playground improvements at the Wailuku Heights Park, provided that the Wailuku Heights Extension Community Association contributes ~~(\$5,000.00)~~ FIVE THOUSAND DOLLARS for improvements to the park; and

WHEREAS, on May 22, 2018, the Wailuku Heights Extension Community Association transmitted a check to the County of Maui in the amount of ~~(\$5,000.00)~~ FIVE THOUSAND DOLLARS as their required contribution towards the park improvements, as reflected in Exhibit "1", attached hereto; and

WHEREAS, Chapter 3.56, Maui County Code, authorizes the Council to accept gifts and donations 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 ~~contribution of~~ FIVE THOUSAND DOLLARS (\$5,000) from the Wailuku Heights Extension ~~donation~~ on behalf of the County of Maui; and ~~community Association~~
2. That certified copies of this resolution be transmitted to the Mayor, ~~for park playground~~ improvements to the Wailuku Heights Park, the Director of Finance, the Director of Parks and Recreation, and the Wailuku Heights Extension Community Association. ~~the Budget Director~~

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

APPROVED AS TO FORM  
AND LEGALITY:



---

MIMI DESJARDINS  
Deputy Corporation Counsel  
County of Maui  
2018-1156  
2018-08-30 Resolution

# Resolution

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

AUTHORIZING ACCEPTANCE OF A DONATION OF FIVE THOUSAND DOLLARS (\$5,000) FROM THE WAILUKU HEIGHTS EXTENSION COMMUNITY ASSOCIATION FOR PARK IMPROVEMENTS TO THE WAILUKU HEIGHTS PARK, PURSUANT TO CHAPTER 3.56, MAUI COUNTY CODE

WHEREAS, the Fiscal Year 2019 budget appropriated ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000) towards park playground improvements at the Wailuku Heights Park, provided that the Wailuku Heights Extension Community Association contributes FIVE THOUSAND DOLLARS (\$5,000) for improvements to the park; and

WHEREAS, on May 22, 2018, the Wailuku Heights Extension Community Association transmitted a check to the County of Maui in the amount of FIVE THOUSAND DOLLARS (\$5,000) as their required contribution towards the park improvements, as reflected in Exhibit "1", attached hereto; and

WHEREAS, Chapter 3.56, Maui County Code, authorizes the Council to accept gifts and donations 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 contribution of FIVE THOUSAND DOLLARS (\$5,000) from the Wailuku Heights Extension Community Association on behalf of the County of Maui for park playground improvements to the Wailuku Heights Park; and
2. That certified copies of this resolution be transmitted to the Mayor, the Director of Finance, the Director of Parks and Recreation, the Budget Director and the Wailuku Heights Extension Community Association.

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

APPROVED AS TO FORM  
AND LEGALITY:



---

MIMI DESJARDINS  
Deputy Corporation Counsel  
County of Maui  
LF 2018-1156 / 2017-0093  
2018-10-03 Resolution Donation  
for Wailuku Heights Park

**RECEIVED**  
**WAILUKU HEIGHTS EXTENSION COMMUNITY ASSOCIATION**  
Post Office Box 968  
Wailuku, Maui, Hawaii 96793

2018 MAY 29 AM 10:09

May 22, 2018

RECEIVED  
COMMUNITY ASSOCIATION

**VIA HAND DELIVER**

Council Member Alika Atay  
200 South High Street  
Wailuku, Maui, Hawaii 96793

RE: Donation to County of Maui for Wailuku Heights  
Park Playground and Fitness Equipment

Dear Council Member Atay:

Enclosed please find our check in the amount of \$5,000 approved by the Wailuku Heights Extension Community Association Phase I for improvements to the Wailuku Heights Park.

Your assistance in securing funding for this worthwhile project is deeply appreciated. We look forward to working with the county to see this project through to completion.

Aloha,



Wayne N. Hedani  
President  
WHECA Phase I

WNH/cfn  
Enclosure

cc: Mr. Jack Breen (via e-mail)  
Mr. Greg Heyd (via e-mail)  
Ms. Cathy Kalehuawehe (via e-mail)  
Mr. Joseph Balangitao (via e-mail)  
Mr. Colin Yamamoto (via e-mail)  
Mr. Charles Hall (via e-mail)

EXHIBIT "1"

(ii) New Kahului Community Center	400,000
(2) General Fund	
(i) Kepaniwai Heritage Gardens Improvements	330,000
(ii) Central Maui Parks System	390,000
(a) Provided, that \$150,000 shall be for park playground improvements at the Wailuku Heights Park, provided that the Wailuku Heights Extension Community Association contributes \$5,000 for improvements to the park.	
(iii) Wells Park Master Plan Implementation	150,000
(iv) Kokua Pool Improvements	450,000
(v) Ichiro "Iron" Maehara Baseball Stadium Improvements	500,000
9. West Maui Community Plan Area	
a. Parks and Recreation	
(1) General Fund	
(i) West Maui Parks System	748,000
(2) Park Assessment Fund	
(i) Laniupoko Master Plan	500,000
F. Department of Police	
1. Countywide	
a. Government Facilities	
(1) General Fund	
(i) Countywide Police Facilities	848,000
G. Department of Public Works	
1. Countywide	
a. Drainage	
(1) Bond Fund	
(i) Countywide Drainage Improvements	1,300,000
(a) Provided, that \$300,000 shall be for Hololani drainage improvements in West Maui.	
b. Government Facilities	
(1) General Fund	
(i) Countywide Facility Building Improvements	425,000
c. Other Projects	
(1) General Fund	
(i) Bridge Inspection and Evaluation of Various County Bridges	300,000
d. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) Bond Fund	
(i) Countywide Federal Aid Program	2,000,000
(2) Bikeway Fund	
(i) Countywide Bikeway Improvements	140,000

WAILUKU HEIGHTS EXTENSION  
COMMUNITY ASSOCIATION  
P.O. BOX 968  
WAILUKU, HI 96793

3002

58-102/1213

May 23, 2018  
Date

Pay to the Order of County of Maui \$ 5000.00  
Five Thousand and no/100 Dollars

Bank of Hawaii  
Wailuku Branch  
Wailuku, Hawaii 96793

For Park

*[Signature]*

⑆ 121301028⑆ 0060⑆ 034532⑆ 3002