

REQUEST FOR LEGAL SERVICES


Date: April 3, 2018
From: Riki Hokama, Chair
Budget and Finance Committee

TRANSMITTAL
Memo to: DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Jeffrey Ueoka, Esq.

Subject: MANAGEMENT OF KA`EHU BAY (BF-137)

Background Data: Revise proposed resolution as indicated on the attached marked-up copy.

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

Requestor's signature  Riki Hokama	Contact Person <u>Michele Yoshimura or James Krueger</u> (Telephone Extension: 7663 or 7761, respectively)
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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): _____
REASON: _____

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)

bf:ltr:137acc01:mmy

Attachment

Resolution

No. _____

APPROVING THE EXPENDITURE OF THE FISCAL YEAR 2018 BUDGET APPROPRIATION FOR IMPROVEMENTS OF ACCESS ROADS AT THE KA'EHU BAY PROPERTY

WHEREAS, the County of Maui acquired the 64-acre coastal parcel at Ka'ehu Bay, TMK: (2) 3-3-001:001, in 2012 with the help of Trust for Public Land as a community asset for the purpose of conservation, preservation, and restoration; and

WHEREAS, the Maui County Council initially approved a grant for the community group *Ke Ao I Ka Makani Ho'eha'ili* with the proviso that funding not be released until the group received federal non-profit status; and

WHEREAS, the community group ~~did~~ attain^{ed} non-profit status and has since simplified the organization's name to "Ka'ehu"; and

WHEREAS, ~~the Ka'ehu non-profit, as~~ stewards of the land, have regularly hosted organizations and volunteers^s group to further conservation efforts on the land; and

WHEREAS, ~~the Ka'ehu non-profit~~ continues its management of the subject property through *kalo lo'i* and *auwai* restoration and maintenance, rubbish removal, beach clean ups, trimming of vegetation, instructional workshops, planning forums, and other community and volunteer events; and

WHEREAS, the Fiscal Year 2018 Budget contained a \$12,000 appropriation for improvements of access roads at the Ka'ehu Bay property; and

WHEREAS, the Department of Public Works, Highways Division (~~"DPW Hwys"~~) has conducted site visits to the Ka'ehu Bay property to determine the necessary roadway improvements; and

Resolution No. _____

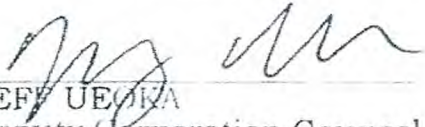
WHEREAS, ~~it is being proposed to remove low spots, fill~~ ^{the proposed roadway improvements include filling the low spots of the ~~road~~ ^{road}} with aggregate, ~~and use~~ ^{then applying} a slurry treatment as a binder to improve ~~the~~ ^{placing an} roadway conditions and drainage at the Kaae Road terminus ("Project"); and

WHEREAS, any proposal for expenditure of the appropriation requires Council approval by Resolution; now, therefore,

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

1. That it does hereby approve the expenditure of the Fiscal Year 2018 Budget appropriation ^{of \$12,000} for the ~~Project~~ ^{roadway improvements at the Kaae Road terminus.}
2. That it does hereby authorize the Mayor of the County of Maui to execute all necessary documents in connection with ~~said Project~~ ^{said roadway improvements.}
3. That certified copies of this resolution be transmitted to the Mayor, ^{the Director of Public Works,} the Director of Finance, and the Office of Economic Development.

APPROVED AS TO FORM
AND LEGALITY:


JEFF UECKER
Deputy Corporation Counsel
County of Maui
2018-0271
2018-03-07 Resolution