

# REQUEST FOR LEGAL SERVICES

**RECEIVED**

By The Department of the Corporation Counsel at 11:27 am, Apr 03, 2018

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

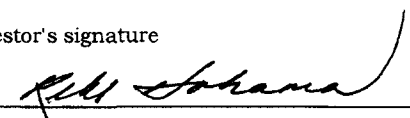
TRANSMITTAL

**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: <b>JTU</b>	ASSIGNMENT NO. <b>2017-0093</b>	BY: <b>kku</b>
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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 4/4/18

By  \_\_\_\_\_

(Rev. 7/03)

bf:ltr:137acc01:mmy

Attachment

RECEIVED  
218 APR -4 AM 8:37  
OFFICE OF THE  
COUNTY COUNCIL

# 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 attained non-profit status and has since simplified the organization's name to "Ka`ehu"; and

WHEREAS, Ka`ehu, stewards of the land, have regularly hosted organizations and volunteer groups to further conservation efforts on the land; and

WHEREAS, Ka`ehu 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 has conducted site visits to the Ka`ehu Bay property to determine the necessary roadway improvements; and

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

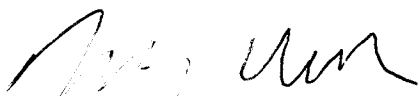
WHEREAS, the proposed roadway improvements include filling the low spots of the road with aggregate, placing an overlay with cold plane, then applying a slurry treatment as a binder to improve roadway conditions and drainage at the Kaae Road terminus; and

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 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 roadway improvements.
3. That certified copies of this resolution be transmitted to the Mayor, the Director of Finance, the Director of Public Works, and the Office of Economic Development.

APPROVED AS TO FORM  
AND LEGALITY:

  
\_\_\_\_\_  
JEFF UEOKA  
Deputy Corporation Counsel  
County of Maui  
2018-0271/2017-0093  
2018-04-03 Revised Resolution