

COUNCIL OF THE COUNTY OF MAUI

GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE

April 4, 2025

**Committee
Report No.** _____

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Government Relations, Ethics, and Transparency Committee, having met on March 18, 2025, makes reference to Resolution 25-52, entitled “AUTHORIZING ADDITIONAL COMPENSATION RELATED TO THE EMPLOYMENT OF SPECIAL COUNSEL ES&A, INC., A LAW CORPORATION, IN CHELSIE EVANS, INDIVIDUALLY AND AS THE PERSONAL REPRESENTATIVE OF THE ESTATE OF TRE’ PU’UWAILA’AHIAOLOPAKAAMELEHUANANI EVANS-DUMARAN, DECEASED, vs. SCOTT MARTIN, CIVIL 2CCV-24-0000034.”

Resolution 25-52’s purpose is to authorize additional compensation, in the amount of \$150,000, for a total compensation not to exceed \$200,000, to ES&A, Inc., A Law Corporation, as special counsel to represent Scott Martin, a Department of Fire and Public Safety employee, in Chelsie Evans, Individually and as the Personal Representative of the Estate of Tre’ Pu’uwaila’ahiaolopakaamelehuanani Evans-Dumaran, Deceased, v. Scott Martin, Civil 2CCV-24-0000034.”

Your Committee notes that the Council initially authorized the employment of ES&A, Inc., A Law Corporation as special counsel by the adoption of Resolution 24-105, CD1.

Your Committee further notes that the Council is authorized to retain or employ special counsel by resolution adopted by two-thirds vote in accordance with Section 3-6(6) of the Revised Charter of the County of Maui (1983), as amended.

A Deputy Corporation Counsel provided a status update of the claim.

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Your Committee voted 9-0 to recommend adoption of Resolution 25-52. Committee Chair U'u-Hodgins, Vice-Chair Paltin, and members Cook, Johnson, Kama, Lee, Rawlins-Fernandez, Sinenci, and Sugimura voted "aye."

Your Government Relations, Ethics, and Transparency Committee RECOMMENDS that Resolution 25-52, attached, entitled "AUTHORIZING ADDITIONAL COMPENSATION RELATED TO THE EMPLOYMENT OF SPECIAL COUNSEL ES&A, INC., A LAW CORPORATION, IN CHELSE EVANS, INDIVIDUALLY AND AS THE PERSONAL REPRESENTATIVE OF THE ESTATE OF TRE' PU'UWAILA'AHIAOLOPAKAAMELEHUANANI EVANS-DUMARAN, DECEASED, vs. SCOTT MARTIN, CIVIL 2CCV-24-0000034," be ADOPTED.

This report is submitted in accordance with Rule 3 of the Rules of the Council.



NOHELANI U'U-HODGINS, Chair

Resolution

No. 25-52

AUTHORIZING ADDITIONAL COMPENSATION RELATED TO THE EMPLOYMENT OF SPECIAL COUNSEL ES&A, INC., A LAW CORPORATION, IN CHELSEIE EVANS, INDIVIDUALLY AND AS THE PERSONAL REPRESENTATIVE OF THE ESTATE OF TRE' PU'UWAILA'AHIAOLOPAKAAMELEHUANANI EVANS-DUMARAN, DECEASED, vs. SCOTT MARTIN, CIVIL 2CCV-24-0000034.

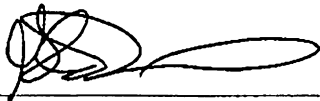
WHEREAS, by Resolution No. 24-105, CD1, the Council authorized the employment of special counsel ES&A, Inc., a Law Corporation ("special counsel") to represent defendant Scott Martin, an employee of the Department of Fire & Public Safety, in the case Chelsie Evans, Individually and as the Personal Representative of the Estate of Tre' Pu'uwaila'ahiaolopakaamelehuanani Evans-Dumaran, Deceased, vs. Scott Martin, Civil 2CCV-24-0000034; and

WHEREAS, the Department of Corporation Counsel has requested authorization to raise the compensation limit for the employment of special counsel for defendant Scott Martin, by an additional \$150,000 for a total compensation not exceeding \$200,000; now, therefore,

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

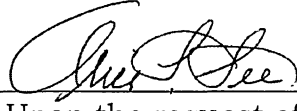
1. That the Council hereby approves and authorizes an increase in compensation for the employment of special counsel ES&A, Inc., A Law Corporation, for the representation of Scott Martin in this case by \$150,000 for a total compensation not exceeding \$200,000; and
2. That certified copies of this resolution be transmitted to the Mayor, the Corporation Counsel, the Director of Finance, and ES&A, Inc., A Law Corporation.

APPROVED AS TO FORM AND LEGALITY:



GLEN R. PASCUAL
Deputy Corporation Counsel
County of Maui
LF #LIT-8076

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "Chris Lee". The signature is written in black ink and is positioned above a horizontal line.

Upon the request of the Mayor.