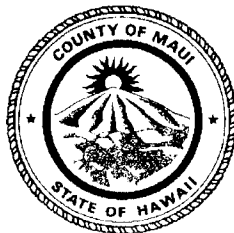


ALAN M. ARAKAWA  
Mayor



PATRICK K. WONG  
Corporation Counsel

EDWARD S. KUSHI  
First Deputy

LYDIA A. TODA  
Risk Management Officer  
Tel. No. (808) 270-7535  
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DEPARTMENT OF THE CORPORATION COUNSEL  
COUNTY OF MAUI  
200 SOUTH HIGH STREET, 3<sup>RD</sup> FLOOR  
WAILUKU, MAUI, HAWAII 96793  
EMAIL: CORPCOUN@MAUICOUNTY.GOV  
TELEPHONE: (808) 270-7740  
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February 7, 2017

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OFFICE OF THE  
COUNTY COUNCIL

MEMORANDUM

TO: Donald S. Guzman, Chair  
Parks, Recreation Energy and Legal Affairs Committee

FROM: Christie M. Trenholme, Deputy Corporation Counsel

SUBJECT: Litigation Matters – Settlement of Claims and Lawsuits (PRL-1)  
Charge of Discrimination Filed with the Hawaii Civil Rights Commission  
(HCRC) and Equal Employment Opportunity Commission (EEOC) on August 4,  
2016; FEPA No. M-19303; EEOC No. 37B-2016-00303

Our Department respectfully requests the opportunity to present to the Committee a settlement with regard to the above-referenced matter.

A copy of the proposed Resolution is attached.

It is anticipated that an executive session may be necessary to discuss questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee. We request that a representative from the Police Department, be in attendance during discussion of this matter.

Should you have a questions or concerns, please do not hesitate to contact me.

CMT:jcm

Enclosure

cc: Chief Tivoli Faaumu

# Resolution

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

AUTHORIZING SETTLEMENT OF A CHARGE OF DISCRIMINATION FILED WITH THE HAWAII CIVIL RIGHTS COMMISSION (HCRC) AND THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION (EEOC) ON AUGUST 4, 2016; FEPA NO. M-19303; EEOC NO. 37B-2016-00303

WHEREAS, a Charge of Discrimination was filed against the County of Maui on or about August 4, 2016, with the Hawaii Civil Rights Commission (HCRC) and the Equal Employment Opportunity Commission (EEOC), designated as FEPA No. M-19303; EEOC No. 37B-2016-00303; and

WHEREAS, having reviewed the facts and circumstances regarding this matter and being advised of the proposed settlement by the Department of the Corporation Counsel, the Council wishes to authorize the settlement of the grievance under the terms and conditions proposed in an executive meeting before the Parks, Recreation, Energy, and Legal Affairs Committee; now therefore,

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

1. That it hereby approves settlement of this case under the terms set forth in an executive meeting before the Parks, Recreation, Energy, and Legal Affairs Committee; and

2. That it hereby authorizes the Mayor to execute a Release and Settlement Agreement on behalf of the County in this case, under such terms

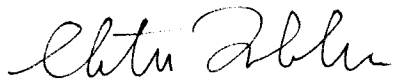
**Resolution No. \_\_\_\_\_**

and conditions as may be imposed, and agreed to, by the Corporation Counsel;  
and

3. That it hereby authorizes the Director of Finance to satisfy the settlement of this case, under such terms and conditions as may be imposed, and agreed to, by the Corporation Counsel; and

4. That certified copies of this resolution be transmitted to the Mayor, the Director of Finance, the Chief of Police, and the Corporation Counsel.

APPROVED AS TO FORM AND LEGALITY:



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CHRISTIE M. TRENHOLME  
Deputy Corporation Counsel  
County of Maui