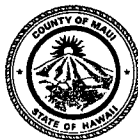


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Director of Council Services
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COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.MauiCounty.us

August 3, 2016

MEMO TO: Patrick K. Wong
Corporation Counsel

F R O M: Don S. Guzman, Chair
Economic Development, Energy, Agriculture, and Recreation
Committee

SUBJECT: **AUTHORIZING GRANT OF A LEASE OF REAL PROPERTY TO
TEACH DEVELOPMENT LLC (OLD MAUI HIGH SCHOOL
CAMPUS)** (EAR-63)

At its meeting of August 2, 2016, the Economic Development, Energy, Agriculture, and Recreation Committee discussed a proposed resolution to authorize the Mayor, the Director of Finance, or their authorized representatives to enter into two leases with Teach Development LLC for the Old Maui High School Campus properties. The leases provide for \$1 per year in total rent for the subject properties, set a term of 60 years, and require use as a facility of innovative social, economic, and environmental benefit to Maui.

The Committee would like to know if under the terms of the Executive Order, the County may grant a right-of-entry to Teach Development LLC prior to the approval of the lease by the Board of Land and Natural Resources. If not, is there an expedited process for securing such a right-of-entry from the State to give Teach Development LLC immediate access to the property to conduct their initial 180-day inspection period?

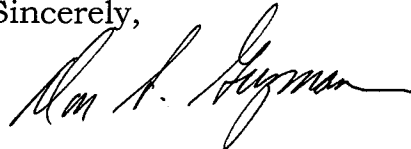
Specifically, may I ask that you determine whether the State agrees to providing the County with an administrative right-of-entry for due diligence purposes?

I would appreciate receiving a response by **Monday, August 8, 2016**. To ensure efficient processing, please include the relevant Committee item number in the subject line of your response.

Patrick K. Wong
August 3, 2016
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Should you have any questions, please contact me or the Committee staff (Sharon Brooks at ext. 7137, or Pauline Martins at ext. 8039).

Sincerely,

A handwritten signature in black ink, appearing to read "Don S. Guzman", with a long horizontal flourish extending to the right.

DON S. GUZMAN, Chair
Economic Development, Energy,
Agriculture, and Recreation Committee

ear:ltr:063acc01:scb

cc: Teena Rasmussen, Economic Development Director