

Resolution

No. 25-192

AUTHORIZING SETTLEMENT OF AISSA NISHIYAMA V. COUNTY OF MAUI
POLICE DEPARTMENT, ET AL., CIVIL 2CCV-23-0000346

WHEREAS, Plaintiff Aissa Nishiyama, filed a Complaint on October 30, 2023, in the Second Circuit Court, State of Hawai'i, Civil 2CCV-23-0000346, against Defendant County of Maui Police Department in which Plaintiff alleges that she experienced unlawful employment discrimination and retaliation between October 18, 2021, and July 15, 2023; and

WHEREAS, the County of Maui, to avoid incurring expenses and the uncertainty of a judicial determination of the parties' respective rights and liabilities, will attempt to reach a resolution of this case by way of a negotiated settlement or Offer of Judgment; and

WHEREAS, the Department of the Corporation Counsel has requested authority to settle this case under the terms presented in an executive meeting before the Government Relations, Ethics, and Transparency Committee; and

WHEREAS, having reviewed the facts and circumstances regarding this case and being advised of attempts to reach resolution of this case by way of a negotiated settlement or Offer of Judgment by the Department of the Corporation Counsel, the Council wishes to authorize the settlement; now, therefore,

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

1. That under Section 3.16.020, Maui County Code, it approves settlement of Aissa Nishiyama v. County of Maui Police Department, et al., Civil 2CCV-23-0000346, under the terms discussed in an executive meeting before its Government Relations, Ethics, and Transparency Committee;
2. That it authorizes the Mayor to execute a Release and Settlement Agreement on behalf of the County in this case, under terms and conditions as may be imposed by the Corporation Counsel consistent with the Council's settlement approval;

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3. That it authorizes the Director of Finance to satisfy settlement of this case, under terms and conditions as may be imposed by the Corporation Counsel consistent with the Council's settlement approval; and
4. That certified copies of this Resolution be transmitted to the Mayor, Director of Finance, Chief of Police, and Corporation Counsel.

APPROVED AS TO FORM AND LEGALITY:



SUSAN M. LEEDER
Deputy Corporation Counsel
County of Maui
LF-7930

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "Peter Lee", is written over a horizontal line.

Upon the request of the Mayor.