



# PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

[www.MauiCounty.us/GREAT](http://www.MauiCounty.us/GREAT)

Committee Chair  
Michael J. Molina

Committee Vice-Chair  
Keani N.W.  
Rawlins-Fernandez

Voting Members:  
Gabe Johnson  
Tasha Kama  
Kelly Takaya King  
Alice L. Lee  
Tamara Paltin  
Shane M. Sinenci  
Yuki Lei K. Sugimura

## GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE

**Tuesday, May 31, 2022**

**9:00 a.m.**

MEETING SITE:

Online via BlueJeans:

<https://bluejeans.com/175115369>

Phone testimony: 1-408-915-6290, code 175 115 369

In-person testimony and viewing: Council Chamber, Kalana O

Maui Bldg, 8th Flr, 200 S. High St, Wailuku, HI

Courtesy Live Broadcast: Akaku, Ch. 53

## AGENDA

### **BANK OF AMERICA'S COMMITMENT TO PROVIDE MORTGAGES FOR NATIVE HAWAIIANS ON HAWAIIAN HOME LANDS (GREAT-19)**

**Description:** The Committee is in receipt of the following:

1. County Communication 19-107, from Councilmember Michael J. Molina, relating to the United States Federal Reserve System's order requiring the Bank of America to provide mortgages on Hawaiian Home Lands.
2. County Communication 19-108, from Presiding Officer Pro Tempore Tasha Kama, relating to Bank of America's \$150,000,000 loan commitment for Native Hawaiians on Hawaiian Home Lands.
3. County Communication 19-337, from Presiding Officer Pro Tempore Tasha Kama, transmitting a proposed resolution entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL TO INVESTIGATE AND LITIGATE ACTIONABLE CLAIMS AGAINST BANK OF AMERICA AND THE BANKING AND MORTGAGE INDUSTRY." The purpose of the proposed resolution is to authorize the employment of special counsel to investigate and litigate actionable claims against Bank of America and the banking and mortgage industry.

**MORE →**

4. County Communication 19-338, from Council Chair Kelly T. King, attaching copies of County Communication 19-107 from Councilmember Michael J. Molina, and County Communication 19-108 from Presiding Officer Pro Tempore Tasha Kama, relating to this matter.
5. Government Relations, Ethics, and Transparency Committee Report 21-18, which was recommitted by the Council at its meeting of April 6, 2021.
6. Correspondence dated August 27, 2021, from the County Clerk, transmitting Resolution 21-133, entitled "URGING THE DEPARTMENT OF THE CORPORATION COUNSEL TO WORK WITH SPECIAL COUNSEL TO FILE LEGAL CLAIMS ON THE COUNTY'S BEHALF UNDER RESOLUTION 20-97."

**Status:** The Committee may receive an update from the Department of the Corporation Counsel relating to Resolution 21-133, entitled "URGING THE DEPARTMENT OF THE CORPORATION COUNSEL TO WORK WITH SPECIAL COUNSEL TO FILE LEGAL CLAIMS ON THE COUNTY'S BEHALF UNDER RESOLUTION 20-97," and discuss related matters. No legislative action will be taken.

**Note:** With reference to this agenda item, one or more executive meetings are anticipated in accordance with Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

[County Communication 19-107](#)

[County Communication 19-108](#)

[County Communication 19-337](#)

[County Communication 19-338](#)

[Recommitted Committee Report 21-18](#)

[Correspondence from County Clerk 08-27-2021](#)

## LITIGATION MATTERS (SETTLEMENT AUTHORIZATION: GULSONS, LLC CLAIM) (GREAT-11(9))

**Description:** The Committee is in receipt of correspondence dated August 25, 2021, from the Department of the Corporation Counsel, transmitting a proposed resolution entitled "AUTHORIZING SETTLEMENT OF CLAIM BY GULSONS, LLC." The purpose of the proposed resolution is to authorize settlement of the claim, alleging the County of Maui improperly vacated premises identified as Suites 102 and 400 at 35 Lunalilo Street in Wailuku, Maui, Hawai'i, and is obligated to pay rent for the entire lease period.

**Status:** The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider the filing of the correspondence and other related action.

**MORE →**

**Note:** With reference to this agenda item, one or more executive meetings are anticipated in accordance with Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

[Correspondence from Corporation Counsel 08-25-2021](#)

**LITIGATION MATTERS (RESOLUTION 22-52, RELATING TO SETTLEMENT AUTHORIZATION: TYRON DELLA; CLAIM 4064548 (MOTOR VEHICLE ACCIDENT)) (GREAT-11(13))**

**Description:** The Committee is in receipt of the following:  
1. Resolution 22-52, entitled "AUTHORIZING SETTLEMENT OF CLAIM NO. 4064548 OF TYRON DELLA." Resolution 22-52's purpose is to authorize settlement of the claim filed on September 10, 2021.  
2. Correspondence dated February 18, 2022, from the County Clerk, with a letter from the Department of the Corporation Counsel, dated February 4, 2022, transmitting a copy of the claim. The claim alleges injuries and damages to the Plaintiff's vehicle sustained at the intersection of Ka'ahumanu and Wahine Pio Avenues in Kahului, Maui, Hawai'i, on February 25, 2020, involving a Maui County fleet vehicle being operated by a County employee.

**Status:** The Committee may consider whether to recommend adoption of Resolution 22-52, with or without revisions. The Committee may also consider the filing of Resolution 22-52 and other related action.

**Note:** With reference to this agenda item, one or more executive meetings are anticipated in accordance with Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, immunities, and liabilities of the County, the Council, and the Committee.

[Resolution 22-52](#)

[Correspondence from County Clerk 02-18-2022](#)

**LITIGATION MATTERS (SETTLEMENT AUTHORIZATION: 21st CENTURY INSURANCE COMPANY ON BEHALF OF ITS INSURED ABDEN AND DELIA CORPUZ; CLAIM 4067839) (MOTOR VEHICLE ACCIDENT) (GREAT-11(11))**

**Description:** The Committee is in receipt of correspondence dated September 21, 2021, from the Department of the Corporation Counsel, transmitting a proposed resolution, entitled "AUTHORIZING SETTLEMENT OF CLAIM NO. 4067839 OF 21st CENTURY INSURANCE COMPANY ON BEHALF OF ITS INSURED ABDEN AND DELIA CORPUZ; CLAIM 4067839," and a copy of the claim filed March 29, 2021. The purpose of the proposed resolution is to authorize settlement of the claim. The claim alleges

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damages to the Plaintiff's vehicle resulting from a collision involving a Maui County fleet vehicle on October 21, 2020.

**Status:** The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider the filing of the correspondence and other related action.

**Note:** With reference to this agenda item, one or more executive meetings are anticipated in accordance with Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

[Correspondence from Corporation Counsel 09-21-2021](#)

## LITIGATION MATTERS (RESOLUTION 22-102, RELATING TO SETTLEMENT AUTHORIZATION: ROBERT TURNER V. WAI-AHIWI GULCH LAND COMPANY LLC, ET AL., CIVIL 18-1-0244(1)) (GREAT-11(20))

**Description:** The Committee is in receipt of the following:

1. Resolution 22-102, entitled "AUTHORIZING SETTLEMENT OF ROBERT TURNER V. WAI-AHIWI GULCH LAND COMPANY LLC, ET AL., CIVIL 18-1-0244(1)." Resolution 22-102's purpose is to authorize settlement of the claim, filed on June 4, 2018.
2. Correspondence dated April 25, 2022, from the County Clerk, with a letter from the Department of the Corporation Counsel, dated April 13, 2022, transmitting a copy of the claim. The claim alleges personal injury from an incident involving a fallen eucalyptus tree that landed on the Plaintiff's motor vehicle traveling on Pi'iholo Road in Makawao, Maui, Hawai'i, on April 30, 2017. The claim further alleges that the County of Maui owned and maintained Pi'iholo Road and was negligent in: (1) creating a drainage ditch on Waiahiwi Gulch Land Company LLC's property to evacuate water off of Pi'iholo Road; and (2) cutting down trees near the subject tree, which compromised the stability of the subject tree, causing it to fall.

**Status:** The Committee may consider whether to recommend adoption of Resolution 22-102, with or without revisions. The Committee may also consider the filing of Resolution 22-102 and other related action.

**Note:** With reference to this agenda item, one or more executive meetings are anticipated in accordance with Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, immunities, and liabilities of the County, the Council, and the Committee.

[Resolution 22-102](#)

[Correspondence from County Clerk 04-25-2022](#)

CONTACT INFORMATION

Office of Council Services, 200 South High Street, Wailuku, Hawaii 96793  
Tel: (808) 270-7838

COMMITTEE STAFF

Kasie Apo Takayama, Brittney Sunderland, Pauline Martins, and James Forrest

BOARD PACKETS

Board Packets, as defined in Section 92-7.5, HRS, will be electronically posted as soon as practicable.

CONNECTIVITY

This online meeting is being conducted in accordance with the Sunshine Law. Nothing said in the meeting or included in the agenda is intended to create obligations in excess of those required under the Sunshine Law.

If BlueJeans connectivity affecting quorum is lost, the Committee will be in recess. It will not be considered a loss of quorum unless connectivity cannot be restored within 30 minutes. If the BlueJeans connection is prematurely terminated, for whatever reason, please log back into the same link.

If connectivity affecting quorum cannot be restored within 30 minutes, the meeting will automatically reconvene the following Tuesday at 9 a.m., using the same virtual connections, unless the Committee announces a different date and time.

OFFICIAL LOCATIONS

Video testimony via BlueJeans link: <https://bluejeans.com/175115369>

Oral testimony via phone by dialing: 1-408-915-6290 and entering meeting code 175 115 369

In-person testimony and viewing: Council Chamber, Kalana O Maui Building, 8th Floor, 200 South High Street, Wailuku, Hawaii

Written testimony via eComment.

For more information on testifying please visit [www.mauicounty.us](http://www.mauicounty.us) or contact the Office of Council Services.

COURTESY TESTIMONY SITES - COUNCIL DISTRICT OFFICES

South Maui MEDB Building 1305 North Holopono, Suite 9, Kihei (808) 793-0012	Lānaʻi Lānaʻi Community Center 8th Street, Lānaʻi City (808) 565-7094	West Maui Old Lahaina Center 845 Wainee Street, Suite 205, Lahaina (808) 856-0123
Molokaʻi Molokaʻi District Complex 100 Ainoa Street, Kaunakakai (808) 553-3888	East Maui Hāna Cultural Center & Museum 4974 Uakea Road, Hāna (808) 248-7513	Makawao-Haʻikū-Pāʻia Heritage Hall 401 Baldwin Avenue, Suite 102, Pāʻia (808) 793-0099

Subject to change and staffing availability without notice. Visit [mauicounty.us](http://mauicounty.us) for more information.

COURTESY LIVE CABLECAST AND WEBCAST VIEWING

Akaku: Maui Community Media, Channel 53.

[mauicounty.us/agendas](http://mauicounty.us/agendas) to access meeting videos

Subject to change without notice. Visit [mauicounty.us](http://mauicounty.us) for more information.

If Akaku prematurely ceases broadcasting the meeting, the meeting will continue via interactive conference technology and a recording will be sent to Akaku to be included with archived meeting videos.

DISABILITY ACCESS

Anyone requesting an auxiliary aid or service or an accommodation due to a disability should contact the Office of Council Services at least three working days prior to the meeting date at (808) 270-7838 or [county.council@mauicounty.us](mailto:county.council@mauicounty.us).