

REQUEST FOR LEGAL SERVICES

Date: October 28, 2024
From: Gabe Johnson, Chair
Agriculture, Diversification, Environment, and Public Transportation
Committee

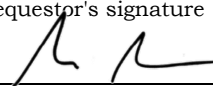
TRANSMITTAL

Memo to: DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Nahulu Nunokawa, Esq.

Subject: BILL 131 (2024), RELATING TO PESTICIDE AND FERTILIZER USE ON COUNTY PROPERTY (ADEPT-16)

Background Data: Please see the attached questions that arose from the Committee's discussions with the Department of Parks and Recreation. Please submit your response to adept.committee@mauicounty.us with a reference to ADEPT-16.

Work Requested: FOR APPROVAL AS TO FORM AND LEGALITY
 OTHER: Please see background data section above.

Requestor's signature  Gabe Johnson, Chair	Contact Person <u>Sam Tanck or Megan Moniz</u> (Telephone Extension: <u>7140 or 7145, respectively</u>)
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ROUTINE (WITHIN 15 WORKING DAYS) RUSH (WITHIN 5 WORKING DAYS)
 PRIORITY (WITHIN 10 WORKING DAYS) URGENT (WITHIN 3 WORKING DAYS)

SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): _____
REASON: _____

FOR CORPORATION COUNSEL'S RESPONSE

ASSIGNED TO:	ASSIGNMENT NO.	BY:
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TO REQUESTOR: APPROVED DISAPPROVED OTHER (SEE COMMENTS BELOW)
 RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE): _____

DEPARTMENT OF THE CORPORATION COUNSEL

Date _____

By _____

(Rev. 7/03)

adept:ltr:001(16)acc01:sgt

Attachment

At its meetings of September 26, 2024, and October 24, 2024, the Agriculture, Diversification, Environment, and Public Transportation Committee discussed Bill 131 (2024), relating to pesticide and fertilizer use on County property.

During discussions, the Department of Parks and Recreation shared their challenges with the implementation of Ordinance 5242 (2021), as enumerated in Chapter 2.50, Maui County Code. The effective date of this Ordinance as applicable to several County properties, including the Waiehu Municipal Golf Course, is outlined in Section 2 of the Ordinance.

May I please request your written opinion on the following:

1. Can the Department use an independent contractor to assist with the implementation of Chapter 2.50, Maui County Code?
2. Would the Department need to go through the Request for Proposals process to hire a contractor?

May I further request you transmit your written response to adept.committee@mauicounty.us by **November 8, 2024**. To ensure efficient processing, please include the Committee item number in the subject line.

Should you have any questions, please contact me or the Committee staff (Sam Tanck at ext. 7140, or Maria Leon at ext. 7866).

adept:ltr:001(16)acc01_attachment:sgt

ADEPT Committee

From: ADEPT Committee
Sent: Monday, October 28, 2024 4:51 PM
To: CorpCounselRFLS@co.maui.hi.us
Cc: ADEPT Committee
Subject: OCS - ADEPT - Bill 131 (2024), Relating to Pesticide and Fertilizer Use on County Property (ADEPT-16)
Attachments: 016acc01.pdf

Please see the attached RFLS.

Thank you,
ADEPT Committee Staff