

REQUEST FOR LEGAL SERVICES

Date: August 22, 2016
From: DON S. GUZMAN, Chair
Economic Development, Energy, Agriculture, and Recreation Committee

TRANSMITTAL

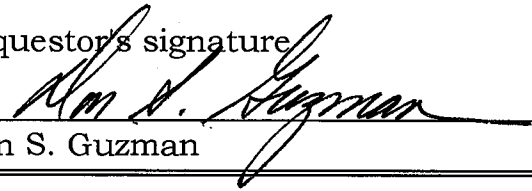
Memo to: DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Patrick K. Wong, Esq.

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

Background Data: Please revise the proposed resolution, entitled "AUTHORIZING THE GRANT OF A LEASE OF COUNTY REAL PROPERTY CONSISTING OF TAX MAP KEY NUMBERS (2) 2-5-004:014 AND (2) 2-5-004:053, TO TEACH DEVELOPMENT, LLC, PURSUANT TO CHAPTERS 3.36. AND 3.40, MAUI COUNTY CODE," and two leases pursuant to revisions made by the Committee at its meeting of August 16, 2016 and nonsubstantive revisions by:

1. Deleting "Lessor commits" language on Exhibit 8 of each Exhibit A and Exhibit B;
2. Adding the requirement that Lessee provide an annual report to the Council in each lease;
3. Making nonsubstantive revisions:
 - a. Deleting comma in TEACH DEVELOPMENT LLC in the title of the resolution, first line of the resolution, and in last line of the resolution.
 - b. Deleting the period after "CHAPTERS 3.36" in the title.

Work Requested: ☒ FOR APPROVAL AS TO FORM AND LEGALITY
☒ OTHER: Please revise the proposed resolution as stated above.

Requestor's signature  Don S. Guzman	Contact Person Sharon Brooks (Telephone Extension: <u>7137</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): September 7, 2016
REASON: To meet posting deadline for the September 16, 2016 Council meeting.

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)

ear:ltr:063acc02:scb

Attachment