



PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

www.MauiCounty.us/COW

Committee Chair
Don S. Guzman

Committee
Vice-Chair
Stacy Crivello

Voting Members:
Gladys C. Baisa
Robert Carroll
Elle Cochran
Don Couch
Riki Hokama
Michael P. Victorino
Mike White

COMMITTEE OF THE WHOLE

Friday, August 5, 2016

1:30 PM

MEETING SITE:

Council Chamber
Kalana O Maui Buidling, 8th Floor
200 South High Street
Wailuku, Hawaii

A G E N D A

LITIGATION MATTERS (SPECIAL COUNSEL AUTHORIZATION: HARRY DONENFELD V. COUNTY OF MAUI, ET AL., CIVIL 16-00381 DKW-KJM) (COW-1(41))

Description: The Committee is in receipt of correspondence dated July 19, 2016, from the Department of the Corporation Counsel, transmitting a proposed resolution, entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL IN HARRY DONENFELD v. COUNTY OF MAUI, ET AL., USDC CIVIL NO. 16-00381-DKW-KJM," and attaching a copy of the Complaint. The Complaint, filed July 8, 2016, alleges Donenfeld was terminated as the Maui County Film Commissioner in violation of his due process rights under the United States and Hawaii Constitutions, breach of contract, defamation, and violations of statutory privacy interests, among other things. The purpose of the proposed resolution is to authorize employment of Kobayashi Sugita & Goda, LLP as special counsel for Alan Arakawa, who has been identified as a Defendant in his individual capacity, in Harry Donenfeld v. County of Maui, et al., Civil 16-00381 DKW-KJM, for a total compensation not to exceed \$75,000.

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

Note: With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92 5(a)(4), Hawaii Revised Statutes, to

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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; and Section 92-5(a)(8), Hawaii Revised Statutes, to deliberate or make a decision upon a matter that requires the consideration of information that must be kept confidential pursuant to a State or Federal law, or a court order.

Attachments: [Proposed resolution from Corp Counsel 07-19-2016](#)

**STATUS: CHRISTOPHER SALEM V. ALAN ARAKAWA, ET AL.,
CIVIL 15-00384 LEK-KSC (COW-5)**

Description: The Committee is in receipt of correspondence dated July 19, 2016, from the Department of the Corporation Counsel, requesting an opportunity to disclose a settlement demand received from Christopher Salem.

Status: The Committee may receive an update from the Department of the Corporation Counsel and discuss the status of the case. The Committee may also consider other related action.

Note: With reference to this agenda item, one or more executive meetings are anticipated pursuant to 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.

Attachments: [Correspondence from Corp Counsel 07-19-2016](#)

REMOTE TESTIMONY SITES

Hana	Lanai	Molokai
Council District Office	Council District Office	Council District Office
Hana Community Center	Lanai Community Center	100 Ainoa Street
5091 Uakea Road	8th Street	Kaunakakai, Hawaii
Hana, Hawaii	Lanai City, Hawaii	

CONTACT INFORMATION

Office of Council Services	(808) 270-7838 (phone)	(808) 270-7686 (fax)
200 South High Street	(800) 272-0098 (toll-free from Lanai)	
Wailuku, Hawaii 96793	(800) 272-0026 (toll-free from Molokai)	

COMMITTEE STAFF

Carla Nakata and Clarita Balala

TESTIMONY

For information on testifying please visit www.MauiCounty.us/how-to-testify or contact the Office of Council Services. If written testimony is submitted at the meeting site, 16 copies are requested to ensure distribution at the meeting.

DISABILITY ACCESS

People with disabilities requiring special accommodations should contact the Office of Council Services at least three working days prior to the meeting date.

LIVE CABLECAST

Available on Akaku: Maui Community Media, Channel 53.

Agenda items are subject to cancellation.