

MICHAEL P. VICTORINO  
Mayor

MOANA M. LUTEY  
Corporation Counsel

RICHELLE M. THOMSON  
First Deputy

LYDIA A. TODA  
Risk Management Officer



DEPARTMENT OF THE CORPORATION COUNSEL  
COUNTY OF MAUI  
200 SOUTH HIGH STREET, 3<sup>RD</sup> FLOOR  
WAILUKU, MAUI, HAWAII 96793  
EMAIL: CORPCOUN@MAUICOUNTY.GOV

September 12, 2022

Via email only at [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us)

Honorable Alice L. Lee, Chair  
and Members of the Council  
County of Maui  
Wailuku, Hawaii 96793

RECEIVED  
2022 SEP 12 PM 3:55  
OFFICE OF THE  
COUNTY CLERK

SUBJECT: AUTHORIZING SETTLEMENT OF GRIEVANCE CASE MS-20-04  
FILED ON BEHALF OF ALL UNITED PUBLIC WORKERS, BU-01  
EMPLOYEES IN ALL DEPARTMENTS

Dear Chair Lee and Council Members:

Please find attached separately a proposed resolution entitled "AUTHORIZING SETTLEMENT OF GRIEVANCE CASE MS-20-04 FILED ON BEHALF OF ALL UNITED PUBLIC WORKERS, BU-01 EMPLOYEES IN ALL DEPARTMENTS." The purpose of the proposed resolution is to seek authority to settle this case by way of a negotiated settlement.

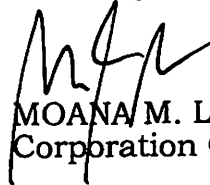
May I request that the proposed resolution be scheduled for discussion and action, or referral to the appropriate standing committee as soon as possible, but no later than October 4, 2022. Also attached herewith is the Arbitration Notices dated November 17, 2020 and May 14, 2021, filed in this matter.

It is anticipated that an executive session may be necessary to discuss questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and/or the Committee.

Alice L. Lee, Chair  
and Members of the Council  
County of Maui  
September 12, 2022  
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Should you have any questions or concerns, please do not hesitate to contact us. Thank you for your anticipated assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'M. Lutey', is written over the printed name.

MOANA M. LUTEY  
Corporation Counsel

cc: Mayor Michael P. Victorino, County of Maui  
Managing Director, Sananda Baz  
Director Scott Teruya, Department of Finance, County of Maui  
Director David Underwood, Department of Personnel Services, County of Maui

Attachments



COPY

RECEIVED *Clinton, Ky*  
2020 NOV 23 PM 3:20  
OFFICE OF THE MAYOR

November 17, 2020

VIA EMAIL & MAIL

Mayor Michael P. Victorino  
County of Maui  
200 South High Street  
Wailuku, HI, 96793

RE: Arbitration Notice – Grievance Case # MS-20-04, BU-01 Class

Dear Mayor Victorino,

In accordance with Section 15 – Grievance Procedure of the Unit 01 Collective Bargaining Agreement, it is our intent to proceed to arbitration regarding the following grievance:

Grievant: All BU-01 Employees with the County of Maui  
Department: All Departments  
BU: 01

Please contact me at 808-244-0815 or msaito@upwhawaii.org discuss the selection of an Arbitrator.

Sincerely,

Melanie Saito  
Maui Division Director

cc: Chris Burnett, Statewide Director of Field Services  
Loyna Kamakeeaina, Oahu Division Director  
Grievance File

**UNITED PUBLIC WORKER:**  
AFSCME Local 646, AFL-CIO  
Administrator Liz Ho

TEL (808) 847-2631 EMAIL Lho@afscme.org 1426 North School Street

DATE: 11/23/2020  
FROM: MAYOR / MD  
TO: Moana Lutey, Corp Counsel

- ☐ FYI
- ☐ Acknowledge Letter / Call / Email
- ☒ Handle
- ☐ Comment
- ☐ See Me
- ☐ Draft response for Mayor / MD signature
- ☐ File / Log

DUE DATE: \_\_\_\_\_

c.c. Dave Underwood, DPS



RECEIVED  
CORPORATION COUNSEL

21 MAY 18 AM 10:06

Lit 6190

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2021 MAY 17 PM 2:49

OFFICE OF THE MAYOR

MS-20-04

May 14, 2021

The Honorable Michael P. Victorino  
Mayor, County of Maui  
200 South High Street  
Wailuku, HI 96793

**RE: ARBITRATION NOTICE – Grievance Case MS-20-04, dated September 8, 2020,  
filed on behalf of all BU-01 Employees, in all Departments**

Dear Mayor Victorino:

Be informed that the United Public Workers is submitting the above-cited grievance to arbitration.

Mr. Doug Fiaui will be the Union representative in arbitration. Please have your representative contact Mr. Fiaui at (808) 847-2631 to comply with the arbitration provisions of the grievance procedure.

Sincerely,

ELIZABETH C. HO  
UPW Administrator

ECH:sj

cc: Melanie Saito, Maui Division Director  
Loyna Kamakeeaina, Interim Statewide Director of Field Services  
Doug Fiaui, Attorney (w/ Original Grievance File)

**UNITED PUBLIC WORKERS**  
**AFSCME Local 646, AFL-CIO**  
**Administrator Liz Ho**

TEL (808) 847-2631 EMAIL Lho@afscme.org 1426 North School Street, Honolulu, HI 96817

