

Resolution

No. 23-33

AUTHORIZING SETTLEMENT OF CLAIM NO. 4077629 OF RHONDA HAMASAKI

WHEREAS, Rhonda Hamasaki, filed Claim No. 4077629 on June 29, 2022, against the County of Maui for damages to her property located at 1582 Mill Street, Wailuku, Maui, Hawaii 96793, resulting from a water main break; and

WHEREAS, State Farm Fire and Casualty Company subsequently filed a subrogation demand related to the above property damages on August 4, 2022; and

WHEREAS, the County of Maui and Rhonda Hamasaki, to avoid incurring expenses and the uncertainty of a judicial determination of the parties' respective rights and liabilities, have reached a proposed resolution of this claim by way of a negotiated settlement; and

WHEREAS, having reviewed the facts and circumstances regarding this matter and being advised of attempts to reach resolution of this claim by way of a negotiated settlement by the Department of the Corporation Counsel, the Council wishes to authorize settlement; now, therefore,

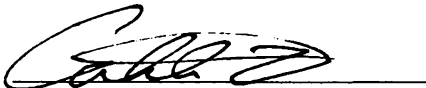
BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves settlement of Claim No. 4077629 in the amount of SIXTY TWO THOUSAND ONE-HUNDRED THIRTY-NINE AND 16/100 DOLLARS (\$62,139.16); and

2. That payment is authorized to satisfy settlement of this claim following the execution of the "Property Damage Release" by State Farm Fire and Casualty company Hamasaki; and

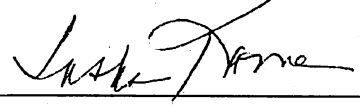
3. That certified copies of this Resolution be transmitted to the Mayor, the Director of Finance, the Department of Water Supply, and the Corporation Counsel.

APPROVED AS TO FORM
AND LEGALITY:

A handwritten signature in black ink, appearing to read 'Caleb P. Rowe', is written over a horizontal line.

CALEB P. ROWE
Deputy Corporation Counsel
County of Maui
RISK - 2022-0725

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "Jack Kame", written over a horizontal line.

Upon the request of the Mayor.