

Resolution

No. 23-145

AUTHORIZING SETTLEMENT OF A CHARGE OF DISCRIMINATION FILED WITH THE HAWAII CIVIL RIGHTS COMMISSION AND FEDERAL EQUAL EMPLOYMENT OPPORTUNITY COMMISSION ON JUNE 21, 2022 UNDER HAWAII CIVIL RIGHTS COMMISSION NO. M-22238 AND EQUAL EMPLOYMENT OPPORTUNITY COMMISSION NO. 37B-2022-00168

WHEREAS, a Charge of Discrimination was filed with the Hawai'i Civil Rights Commission and the Equal Employment Opportunity Commission (EEOC) on June 21, 2022, and given HCRC No. M-22238 and EEOC No. 37B-2022-00168, against the County of Maui, that alleged discrimination under Title VII of the Civil Rights Act; and

WHEREAS, the Complainant has indicated an intent to file a Complaint and initiate a lawsuit against the County of Maui, but seeks to resolve the action prior to any lawsuit; and

WHEREAS, the County of Maui, to avoid incurring expenses and the uncertainty of litigation of the parties' respective rights and liabilities, will attempt to reach a resolution of this case by way of a negotiated settlement or Offer of Judgment; and

WHEREAS, the Department of the Corporation Counsel has requested authority to settle this case under the terms set forth in an executive meeting before the Government Relations, Ethics, and Transparency Committee; and

WHEREAS, having reviewed the facts and circumstances regarding this case and being advised of attempts to reach resolution of this case by way of a

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negotiated settlement or Offer of Judgment by the Department of the Corporation Counsel, the Council wishes to authorize the settlement; now, therefore,

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

1. That it hereby approves settlement of this case under the terms set forth in an executive meeting before the Government Relations, Ethics, and Transparency Committee; and

2. That it hereby authorizes the Director of Finance to satisfy said settlement of this case, under such terms and conditions as may be imposed, and agreed to, by the Corporation Counsel; and


3. That certified copies of this resolution be transmitted to the Mayor, the Director of Finance, the Chief of Police, and the Corporation Counsel.

APPROVED AS TO FORM
AND LEGALITY:



MARIANA LÖWY-GERSTMAR
Deputy Corporation Counsel
County of Maui
LIT 7820

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "Alice L. Lee", written over a horizontal line.

ALICE L. LEE

Upon the request of the Mayor.