



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS

Voting Members:

Ron Menor, Chair
Carol Fukunaga, Vice-Chair
Ikaika Anderson
Brandon J.C. Elefante
Ann H. Kobayashi
Joey Manahan
Ernest Y. Martin
Trevor Ozawa
Kymberly Marcos Pine

AGENDA

REGULAR MEETING
COMMITTEE MEETING ROOM
TUESDAY, AUGUST 23, 2016
1:00 P.M.

SPEAKER REGISTRATION

Persons wishing to testify are requested to register by 1:00 p.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>
- b. By faxing to 768-3827 your name, phone number and the agenda item;
- c. By filling out a registration form in person; or
- d. By calling 768-3817.

Persons who have not registered to testify will be given an opportunity to speak on an item following oral testimonies of the registered speakers.

Each speaker is limited to one-minute presentation.

WRITTEN TESTIMONY

Written testimony may be faxed to 768-3827 or transmitted via the internet at <http://www.honolulu.gov/ccl-testimony-form.html> for distribution at the meeting.

If submitted, written testimonies, including the testifier's address, e-mail address and phone number, may be posted by the City Clerk and available to the public on the City's DocuShare Website.

* * * * *

Accommodations are available upon request to persons with disabilities, please call 768-3817 or send an email to ltam@honolulu.gov at least three working days prior to the meeting.

The meeting is viewable by: (1) internet live streaming through http://olelo.granicus.com/MediaPlayer.php?publish_id=92; (2) televised live broadcast on Olelo TV Channel 54; or (3) after the meeting, viewable at <http://www.honolulu.gov/council/cclmeetings/ccl-archived-meetings-agendas.html>. Copies of older meeting videos may be requested by calling the City Clerk's Office at 768-5822, charges may apply.

FOR APPROVAL

MINUTES OF JULY 19, 2016 MEETING

FOR ACTION

1. **RESOLUTION 16-186 – ACCEPTANCE OF GIFT FROM THE 2016 GLOBAL HARBOR CITIES FORUM SECRETARIAT.** Accepting a gift to the City valued at \$4,364.30 from the 2016 Global Harbor Cities Forum Secretariat to the Office of the Mayor to pay for travel to attend the 2016 Global Harbor Cities Forum from September 5, 2016 to September 8, 2016 in Taiwan. (Transmitted by Communication MM-79)
2. **BILL 37 (2016) – REVISED ORDINANCES OF HONOLULU 1990.** Updating Chapter 2 of the Revised Ordinances of Honolulu 1990 to reflect changes in the names and functions of the executive branch of the city. (Bill 37 passed first reading on 6/1/16; Committee deferred action on 7/19/16)
3. **RESOLUTION 16-164 – AUDIT OF THE HONOLULU ETHICS COMMISSION.** Requesting the City Auditor to perform a comprehensive management and performance audit of the Honolulu Ethics Commission.

EXECUTIVE SESSION

The Committee anticipates going into Executive Session pursuant to Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), to consult in a closed meeting with the attorneys for the Council Executive Matters and Legal Affairs Committee on questions and issues pertaining to claims and other matters on the Council's powers, duties, privileges, immunities and/or liabilities.

4. Resolution to retain the services of Chong, Nishimoto, Sia, Nakamura & Goya as Special Counsel to represent Defendants Honolulu Ethics Commission and the City and County of Honolulu in a legal action entitled Kealoha, et al. v. Tutto, et al., Civil No. 16-1-1166-6 GWBC.
5. Resolution to retain the services of Cox Fricke LLP as Special Counsel to represent Defendant Charles W. Tutto in a legal action entitled Kealoha, et al. v. Tutto, et al., Civil No. 16-1-1166-6 GWBC.
6. Resolution to retain the services of Kobayashi, Sugita & Goda as Special Counsel to represent Defendant Letha A.S. DeCaires in a legal action entitled Kealoha, et al. v. Tutto, et al., Civil No. 16-1-1166-6 GWBC.

Committee on Executive Matters and Legal Affairs Agenda
Tuesday, August 23, 2016

7. Resolution to retain the services of Jeffery A. Hawk as Special Deputy Corporation Counsel to represent Refuse Driver Denise Kekumu in a legal action entitled Keith S. Kato, individually and as personal representative of the Estate of Barbara N. Kato and Kevin Y. Kato v. City and County of Honolulu, Civil No. 15-1-0185-02 VLC.
8. Resolution to retain the services of Jeffrey A. Hawk as Special Deputy Corporation Counsel to represent Officer Shawn Cavaco in a legal action entitled Randy Rivera v. City and County of Honolulu, et al., Civil No. CV15-00360 LEK-KSC.
9. Resolution to retain the services of the Law Office of David Hayakawa as Special Deputy Corporation Counsel to represent Refuse Driver Lunue Bethea in a legal action entitled Russell H. Ando, individually and as a personal representative of the Estate of Pauline Ando and Marshall H. Ando v. City and County of Honolulu, Civil No. 15-1-0134-01 KKS.
10. Resolution to retain the services of the Law Office of David Hayakawa as Special Deputy Corporation Counsel to represent Officer Ming Wang in a legal action entitled Jamie Kalani Rice v. City and County of Honolulu, et al., Civil No. CV15-00541 ACK-KSC.
11. Resolution to retain the services of a private attorney as Special Deputy Corporation Counsel to represent the City and County of Honolulu under a Cooperative Purchasing Agreement with the County of Maui in representing the Public Employer in the Collective Bargaining Interest Arbitration with the Hawaii Fire Fighters Association, IAFF, Local 1462, AFL-CIO, Bargaining Unit 11.
12. To request authorization to settle a case against the City and County of Honolulu entitled Mathew Turull v. City and County of Honolulu, et al., Civil No. 14-1-2402-11 ECN.
13. Dispute regarding Former Employee's Workers' Compensation.

RON MENOR, Chair
Committee on Executive Matters and
Legal Affairs