

**SUMMARY OF PROPOSED FLOOR DRAFT:**

**Resolution 17-268  
TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-1700063 TO  
CONTINUE THE SERVICES OF O'CONNOR & CAMPBELL OF TEMPE, ARIZONA  
AS SPECIAL DEPUTY CORPORATION COUNSEL FOR THE HONOLULU POLICE  
DEPARTMENT AND ITS CUSTODIAN(S) OF RECORD IN A LEGAL ACTION  
ENTITLED STATE OF ARIZONA V. MITI MAUGAOTEGA,  
CRIMINAL NO. CR2010 01172.**

**PROPOSED FD1 makes the following amendments:**

- A. Corrects the citation to the Revised Charter of the City and County of Honolulu in the "BE IT RESOLVED" clause by changing the citation from 5-204.3, which refers to "special counsel," to 5-204.1, which refers to "special deputy," as set forth in the resolution title.
- B. Makes miscellaneous technical and nonsubstantive amendments.



## RESOLUTION

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TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-1700063 TO CONTINUE THE SERVICES OF O'CONNOR & CAMPBELL OF TEMPE, ARIZONA AS SPECIAL DEPUTY CORPORATION COUNSEL FOR THE HONOLULU POLICE DEPARTMENT AND ITS CUSTODIAN(S) OF RECORD IN A LEGAL ACTION ENTITLED STATE OF ARIZONA V. MITI MAUGAOTEGA, CRIMINAL NO. CR2010 01172.

WHEREAS, by way of Resolution 16-305, the Council of the City and County of Honolulu ("Council") approved the retention of the law firm of O'Connor & Campbell ("Special Deputy Corporation Counsel") to represent the interests of the Honolulu Police Department ("HPD") and its Custodian(s) of Record ("Records Custodian") in a criminal action entitled State of Arizona v. Miti Maugaotega, Criminal No. CR2010 01172, filed in the Superior Court of the State of Arizona, Pinal County; and

WHEREAS, by way of Resolution 16-305, the Council authorized an allotment to the Department of the Corporation Counsel ("COR") in the maximum amount of \$10,000.00 for legal fees and costs in the representation of HPD and the Records Custodian(s) in the above-referenced legal action; and

WHEREAS, to date, the maximum amount of \$10,000.00 has been incurred in fees and costs, and additional funds are necessary to provide on-going representation; and

WHEREAS, COR has requested and recommended the approval of additional funds to cover anticipated legal fees and costs in the representation of HPD and its Records Custodian(s) in this legal action; and

WHEREAS, based on the above, it appears that an increase and allotment in the amount required to cover fees and costs is warranted; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu, pursuant to the mandate of Sections 5-203 and 5-204.1 of the Revised Charter of the City and County of Honolulu 1973 (2017 Edition), as amended, that an additional \$25,000.00 be allotted to COR for payment to the law firm of O'Connor & Campbell, in accordance with all the terms and conditions set forth in Resolution 16-305, bringing the total amount authorized by Council resolution to \$35,000.00; and



**RESOLUTION**

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BE IT FINALLY RESOLVED that copies of this resolution be transmitted to the Department of the Corporation Counsel and the law firm of O'Connor & Campbell, 7955 South Priest Drive, Tempe, AZ 85284.

INTRODUCED BY:

Ron Menor (br)

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DATE OF INTRODUCTION:

September 28, 2017  
Honolulu, Hawaii

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Councilmembers