



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

## COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS

### Voting Members:

Ron Menor, Chair  
Brandon J.C. Elefante, Vice-Chair  
Ikaika Anderson  
Michael Formby  
Carol Fukunaga  
Ann H. Kobayashi  
Joey Manahan  
Kymberly Marcos Pine  
Heidi Tsuneyoshi

| C

## AGENDA

REGULAR MEETING  
COMMITTEE MEETING ROOM  
TUESDAY, FEBRUARY 26, 2019  
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 768-3826 your name, phone number and the agenda item;
- c. By filling out a registration form in person; or
- d. By calling 768-3815.

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 768-3826 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 768-3815 or send an email to [cnakazaki@honolulu.gov](mailto:cnakazaki@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.honolulucitycouncil.tv/>. 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 THE FEBRUARY 5, 2019, COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS MEETING

## FOR ACTION

1. **REVIEW AND EVALUATION OF THE ETHICS BOARD OF APPEALS PURSUANT TO ORDINANCE 17-44.** The Committee will review and evaluate the Ethics Board of Appeals and make recommendations to the Council on whether the Charter provisions or ordinances establishing the Ethics Board of Appeals should be retained, amended, or repealed.

Related communication:

[D-42](#) Department of Budget and Fiscal Services, submitting Report of the Ethics Board of Appeals in accordance with Ordinance 17-44, codified as Revised Ordinances of Honolulu Section 3-15.

## FOR DISCUSSION

2. **REVIEW OF THE CITY'S EMERGENCY OPERATIONS PLAN FOR THE LEGISLATIVE BRANCH OF THE CITY AND COUNTY OF HONOLULU DATED FEBRUARY 6, 2012, PURSUANT TO COUNCIL RULE 10.C.**

Related communication:

[Resolution 11-368, CD1, FD1](#) – Adopting an Emergency Operations Plan for the Legislative Branch and amending the Council Rules to ensure that the plan remains current.

## 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.

Committee on Executive Matters and Legal Affairs Agenda  
Tuesday, February 26, 2019

3. Resolution to request additional funds for Contract No. SC-COR-1800081 to continue the services of McCorriston Miller Mukai MacKinnon LLP as Special Deputy Corporation Counsel to represent the City and County of Honolulu in a legal action entitled Clifford McArthur Rigsbee as Personal Representative of the Estate of Clifford Meredith Rigsbee, Deceased v. City and County of Honolulu, Civil No. CV 17-00532 HG/RT (USDC)
4. Resolution 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 (Superior Court of the State of Arizona, Pinal County)
5. Resolution to request additional funds for Contract No. SC-COR-1900012 to continue the services of McCorriston Miller Mukai MacKinnon, as Special Counsel for the City and County of Honolulu on behalf of Defendant Keith M. Kaneshiro in a legal action entitled Tracy T. Yoshimura et al. v. Keith M. Kaneshiro et al., Civil No. 18-00038 LEK-RLP (USDC)
6. Resolution to retain the legal services of Law Office of Farella Braun & Martell LLP as Special Deputy Corporation Counsel for the City and County of Honolulu for matters involving criminal law
7. Request for Authorization to Make a Federal Rules of Civil Procedure Rule 68 Offer of Judgment on behalf of the City and County of Honolulu in a case entitled Tracy T. Yoshimura, et al. v. Keith M. Kaneshiro et al., Civil No. 18-00038 (LEK-RLP) (USDC)
8. Request for authorization to settle a case against the City and County of Honolulu entitled DeeAnn Koanui v. City and County of Honolulu, Civil No.09-1-2326-10 (DEO) (Cir. Ct.)

RON MENOR, Chair  
Committee on Executive Matters and  
Legal Affairs