

To: B.J. Leithead-Todd

From: Action Committee - PCDP

Subject: Request for Information on how to get Hele On on to Puna Roads

Many subdivisions in Puna would like to have the Hawaii County Hele On bus system provide service on some of our main private roads in the very near future. In recent years the question of Hawaii County's exposure to civil liability has surface each time a request for public bus service has been made to travel onto one of the Puna's subdivision roads.

A letter (communication # 2010-33) dated July 13, 2010 from the Director of Transportation Tom Brown overseeing the Hele On bus system referred to a conversation he had with Corp Counsel's Bill Brihante identifying some of the legal issues related to achieving the aforementioned objective.

We believe this is a very good start and would very much appreciate getting feedback directly from Corporation Counsel's Mr. Bill Brillhante.

It would be helpful to obtain a letter from Corporation Counsel outlining exactly what steps the interested subdivisions must take in order to reduce Hawaii County's exposure to liability.

As we are all aware the State of Hawaii Department of Education has for many years traveled on private roads the Puna subdivisions to pick up and drop off school children during the weekdays. Would the State of Hawaii's liability concerns policies differ from Hawaii County in anyway if so how so?

Thank You