

COUNTY OF MAUI, STATE OF HAWAII

BOARD OF ETHICS

REGULAR MEETING

Held at the Planning Department Conference Room,
250 South High Street, Wailuku, Maui, Hawaii, commencing
at 12:32 p.m., on Wednesday, May 11, 2011.

Reported by: Tonya McDade, CSR, CRR
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1 ATTENDANCE
 2 BOARD MEMBERS PRESENT:
 Michael Westfall, Chair
 3 Marti Wukelic, Vice-Chair
 Donald Sheridan, Secretary
 4 C. Gretchen Guy, Member
 Frank Moe, Member
 5 Sydney Kikuchi, Member
 6 STAFF PRESENT:
 Gary Y. Murai, Deputy Corporation Counsel
 7 Angela Andrade, Executive Secretary
 8 ALSO PRESENT:
 Andrew Von Sonn (Executive Session Item 4(c))
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1 oversaw the Investigative Services Bureau, which is the
 2 detectives, the Vice Division, the Special Response
 3 Team, and our Juvenile section. That was my last
 4 assignment, anyway. During the course of my career, I
 5 did have an opportunity to sit on -- actually,
 6 investigate complaints against officers or employees.
 7 I, actually, did the investigations. I ran the Internal
 8 Affairs Unit, which was the unit assigned to the
 9 Department to do that, to handle those responsibilities.
 10 And, eventually, they allowed me to sit on the
 11 Administrative Review Board, which is -- I don't know
 12 how similar this is going to be to this, but the
 13 Administrative Review Board, I sat on that, and reviewed
 14 cases and submitted my recommendations, also, what I
 15 thought was right or wrong, or whatever it may be. And
 16 I also had the opportunity to chair some of the ARBs, as
 17 we call it.
 18 So long story short, I just retired in
 19 December. And I had another job at Pacific Courier. I
 20 think it was in the disclosure form. That lasted just
 21 about three months when I decided that wasn't for me.
 22 So now I'm a free man and enjoying life for now.
 23 That's about it unless you have any questions
 24 you want to ask me.
 25 CHAIR WESTFALL: All right. Any questions?

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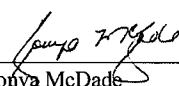
1 (Wednesday, May 11, 2011, 12:32 p.m.)
 2 * * *
 3 CHAIR WESTFALL: We'll go ahead and get
 4 started here. Call the meeting of Wednesday, May 11,
 5 2011, of the Maui County Board of Ethics to order.
 6 The first order of business is welcoming our
 7 newest member, Sydney Kikuchi. And I will turn it over
 8 to Mr. Kikuchi, if he would like to say a few words and
 9 give us a little background.
 10 MEMBER KIKUCHI: Yes. Hi, everyone.
 11 CHAIR WESTFALL: I want to welcome you to the
 12 Board of Ethics.
 13 MEMBER KIKUCHI: Thank you. Syd Kikuchi, I
 14 live in Waiehu. I'm married. I have three daughters,
 15 all older now. In fact, my baby's the last one to
 16 graduate from college, which I'll be leaving at the end
 17 of this month to attend her ceremonies. So --
 18 MEMBER SHERIDAN: What college?
 19 MEMBER KIKUCHI: She's at Saint Mary's in
 20 Moraga, yeah. It's been quite a ride for her, so -- and
 21 my two older girls also got through with their mainland
 22 education. So they're back at home, too.
 23 I spent just short of 33 years in the Police
 24 Department. Of course, I started off with the -- as a
 25 patrolman and I ended up as an assistant chief. I

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1 VICE-CHAIR WUKELIC: Welcome.
 2 MEMBER MOE: Welcome.
 3 MEMBER KIKUCHI: Thank you.
 4 CHAIR WESTFALL: And I believe you had
 5 orientation? All right. We're full steam ahead here.
 6 Attendance today: Michael Westfall, Chair, is
 7 in attendance; Marti Wukelic, Vice-Chair; Don Sheridan;
 8 C. Gretchen Guy; Frank Moe; and Sydney Kikuchi are all
 9 in attendance. Sheri-Ann Daniels and Rebecca Woods are
 10 excused.
 11 MS. ANDRADE: Yes.
 12 CHAIR WESTFALL: Thank you.
 13 Do I have a motion to accept the minutes from
 14 April 13th, 2011?
 15 MEMBER SHERIDAN: I so move.
 16 VICE-CHAIR WUKELIC: I second.
 17 CHAIR WESTFALL: All those in favor, say
 18 "aye."
 19 (A chorus of ayes.)
 20 CHAIR WESTFALL: Any opposition?
 21 (Silence.)
 22 CHAIR WESTFALL: Seeing none, we'll move that
 23 forward. Do we have any public testimony today?
 24 MS. ANDRADE: We do. We have attorney Andrew
 25 Von Sonn who is here to say a few things regarding Item

1 4(c).
 2 CHAIR WESTFALL: Mr. Von Sonn, are you here
 3 representing --
 4 MR. VON SONN: I'm representing Mr. Murphy,
 5 correct.
 6 CHAIR WESTFALL: I am going to ask that you
 7 just wait a few minutes until we go into Executive
 8 Session and then I'll have you go ahead and testify
 9 then.
 10 MR. VON SONN: All righty. Thank you.
 11 CHAIR WESTFALL: Since you represent him, we
 12 can allow you in to that.
 13 MR. VON SONN: Okay. Thank you, sir.
 14 CHAIR WESTFALL: Moving forward. Old
 15 Business: Financial Disclosures, none. Communication
 16 Items, none.
 17 New Business: Financial Disclosures, none.
 18 Communication Items, none. Lobbyist Registrations,
 19 none.
 20 Announcements, none.
 21 Next meeting June 8, 2011.
 22 That ends Regular Session. Marti is happy.
 23 Now I need a motion to go into Executive Session.
 24 MEMBER SHERIDAN: Excuse me.
 25 CHAIR WESTFALL: Yes. Did I miss something?

CERTIFICATE

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 4 I, TONYA MCDADE, Certified Court Reporter of
 5 the State of Hawaii, do hereby certify that the
 6 proceedings contained herein were taken by me in machine
 7 shorthand and thereafter was reduced to print by means
 8 of computer-aided transcription; and that the foregoing
 9 represents, to the best of my ability, a true and
 10 accurate transcript of the proceedings had in the
 11 foregoing matter.
 12 I further certify that I am not an attorney
 13 nor an employee of any of the parties hereto, nor in any
 14 way concerned with the cause.
 15 DATED this 1st day of June, 2011.
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 19 Tonya McDade
 20 Certified Shorthand Reporter #447
 21 Registered Professional Reporter
 22 Certified Realtime Reporter
 23 Certified Broadcast Reporter
 24
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1 MEMBER SHERIDAN: The Old Business, Financial
 2 Disclosures, Alberta de Jetley and Marti Wukelic.
 3 VICE-CHAIR WUKELIC: It's Executive Session.
 4 CHAIR WESTFALL: That's in Executive Session.
 5 MEMBER SHERIDAN: Okay.
 6 VICE-CHAIR WUKELIC: Okay. I'll do it. With
 7 reference to the agenda items listed below, one or more
 8 executive meetings are anticipated. In particular, the
 9 Board of Ethics anticipates it will consider the
 10 evaluation, dismissal or disciplining of an officer or
 11 an employee of the County of Maui, where considerations
 12 of matters affecting privacy will be involved. The
 13 Board may also consult with the Board's attorney on
 14 questions and issues pertaining to the Board's powers,
 15 duties, privileges, immunities and liabilities.
 16 Therefore, pursuant to Hawaii Revised Statutes, Sections
 17 92-5(a)(2) and (4), the following items may be
 18 considered in Executive Session. The Board may also
 19 convene in Adjudicatory Session pursuant to Hawaii
 20 Revised Statutes, Section 92-6.
 21 (Recessed to Executive Session at 12:39 p.m.)
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