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2 COUNTY OF MAUI, STATE OF HAWAII  
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7 BOARD OF ETHICS  
8 REGULAR MEETING  
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14 Held at the Planning Department Conference Room,  
15 250 South High Street, Wailuku, Maui, Hawaii, commencing  
16 at 12:32 p.m., on Wednesday, June 12, 2013.  
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19  
20 Reported by: Tonya McDade, CSR, CRR  
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1 (Wednesday, June 12, 2013, 12:32 p.m.)  
2 \* \* \*  
3 CHAIR WESTFALL: I am going to call the  
4 meeting of Wednesday, June 12, 2013, of the Maui County  
5 Board of Ethics to order.  
6 Attendance: I will just read from the list.  
7 Michael Westfall is in attendance; Don Sheridan; Randol  
8 Leach; Sydney Kikuchi; Norman Franco; Lois Prey; let me  
9 make sure I say this right, Lilah Inaba, got it for  
10 once; and now my second one here, Abel Kahooohanohano Jr.  
11 MEMBER KAHOOHANOHANO: Close enough.  
12 CHAIR WESTFALL: Close enough.  
13 MEMBER KAHOOHANOHANO: I won't put you to  
14 that.  
15 CHAIR WESTFALL: It's been a lifelong  
16 struggle. So Herman is absent.  
17 MS. ANDRADE: He's excused. Yeah, he called  
18 this morning.  
19 CHAIR WESTFALL: I really want to apologize  
20 for not pronouncing names right. Maybe I should have a  
21 roll call or something so I don't do this. I've been  
22 doing it since kindergarten, so not anything new.  
23 So Minutes of May 8, 2013, do I have a motion  
24 to --  
25 VICE-CHAIR SHERIDAN: I so move.

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1 ATTENDANCE  
2 BOARD MEMBERS PRESENT:  
3 Michael Westfall, Chair  
4 Donald Sheridan, Vice-Chair  
5 Randol Leach, Member  
6 Sydney Kikuchi, Member  
7 Norman Franco, Member  
8 Lois Prey, Member  
9 Lilah Inaba, Member  
10 Abel Kahooohanohano, Jr., Member  
11 BOARD MEMBERS EXCUSED:  
12 Herman Nascimento  
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14 STAFF PRESENT:  
15 Gary Y. Murai, Deputy Corporation Counsel  
16 Angela Andrade, Executive Secretary  
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1 MEMBER PREY: Second.  
2 CHAIR WESTFALL: Any discussion?  
3 (No response.)  
4 CHAIR WESTFALL: Seeing none, do I have  
5 consent to approve those minutes? All say "aye."  
6 (Response.)  
7 CHAIR WESTFALL: Public testimony.  
8 (None.)  
9 CHAIR WESTFALL: Seeing none, Old Business:  
10 Financial Disclosures, none.  
11 Communication Items, none.  
12 Status of Research Committee, we did not meet.  
13 We're going to meet before the next meeting, so there's  
14 no report there.  
15 New Business:  
16 Financial Disclosures, none.  
17 Communication Items, correspondence from  
18 Michael Ichimaru, a County of Maui Building Inspector,  
19 to Michael Westfall, dated April 30th, 2013. You've all  
20 seen that correspondence.  
21 It's the Chairman's opinion that I am going to  
22 assume that what he was requesting was an advisory  
23 opinion; however, the letter doesn't state that  
24 specifically. And that's why it's listed on our agenda  
25 under Correspondence. He also doesn't have his

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1 telephone number. And there's a couple of other things  
 2 that we need to see to validate it as a request for an  
 3 advisory opinion.  
 4 If he were here, just as an aside, I would ask  
 5 to relax the minutes and I would just ask him those  
 6 questions. And he would most likely say it is an  
 7 advisory opinion, and we would put it in the agenda for  
 8 executive committee and do it.  
 9 At this point, there's nothing we can really  
 10 do. All it is, is correspondence. So I think what we  
 11 will do is send him a note that he needs to -- how  
 12 should I say -- get it to conform, essentially tell us  
 13 that he wants an advisory opinion.  
 14 Any discussion on that?  
 15 VICE-CHAIR SHERIDAN: Sounds right.  
 16 CHAIR WESTFALL: I don't think I need any  
 17 motion or anything. So we'll just give him a call and  
 18 keep it at ease, so to speak. We'll just give him a  
 19 call and make sure that's what he's after. And at the  
 20 next meeting, maybe he can be in attendance.  
 21 The second question you might ask him is --  
 22 and I am looking over at you because I know you normally  
 23 -- I am assuming you'll be making the calls -- if he  
 24 would like to have this in Executive Session, which is  
 25 the normal procedure, so we can re-agendize it. Okay.

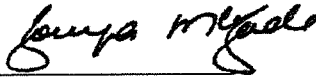
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1 Any other questions or comments? Okay.  
 2 Lobbyist Registration. We have updated  
 3 contact information for Carol Reimann and Michael  
 4 Diamond of Monsanto. Do I need a motion for that?  
 5 MR. MURAI: No, I don't think. There's no  
 6 motion. I think they're just updating their  
 7 information.  
 8 CHAIR WESTFALL: Just information.  
 9 MR. MURAI: Just file it.  
 10 CHAIR WESTFALL: Announcements, none.  
 11 Our next meeting, regular meeting, will be  
 12 July 10th, 2013.  
 13 We now move to Executive Session. Would  
 14 anyone like to volunteer to read the preamble?  
 15 MEMBER LEACH: Since I was absent last  
 16 meeting --  
 17 CHAIR WESTFALL: Okay. Thank you, Randol. We  
 18 applaud your braveness.  
 19 MEMBER LEACH: With reference to the agenda  
 20 items listed below, one or more executive meetings are  
 21 anticipated. In particular, the Board of Ethics  
 22 anticipates it will consider the evaluation, dismissal  
 23 or disciplining of an officer or employee of the County  
 24 of Maui, where considerations of matters affecting  
 25 privacy will be involved. The Board may also consult

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1 with the Board's attorney on questions and issues  
 2 pertaining to the Board's powers, duties, privileges,  
 3 immunities and liabilities. Therefore, pursuant to  
 4 Hawaii Revised Statutes Section 92-5(a)(2) and (4), the  
 5 following items may be considered in Executive Session.  
 6 The Board may also convene in adjudicatory session  
 7 pursuant to HRS Section 92-6.  
 8 CHAIR WESTFALL: All right. Thank you.  
 9 (Recess to Executive Session, 12:36 p.m. to  
 10 1:32 p.m.)  
 11 CHAIR WESTFALL: We are now back in Regular  
 12 Session. Our next meeting will be July 10th, 2013,  
 13 here. And, hopefully, we have the key.  
 14 Motion to adjourn the Regular Session?  
 15 VICE-CHAIR SHERIDAN: I so move.  
 16 MEMBER KIKUCHI: Second.  
 17 CHAIR WESTFALL: All those in favor, signify  
 18 by saying "aye."  
 19 (Response.)  
 20 CHAIR WESTFALL: Thank you.  
 21 (Meeting adjourned, 1:32 p.m.)

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1 CERTIFICATE  
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 3  
 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 3rd day of July, 2013.  
 16  
 17   
 18  
 19 Tonya McDade  
 20 Certified Shorthand Reporter #447  
 21 Registered Professional Reporter  
 22 Certified Realtime Reporter  
 23 Certified Broadcast Reporter

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