

MAUI COUNTY BOARD OF ETHICS

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Wednesday, February 12, 2014

2014 FEB -5 PM 12: 14

12:30 p.m.

**Planning Conference Room
KALANA PAKUI BUILDING
WAILUKU, MAUI, HAWAII**

**OFFICE OF THE
COUNTY CLERK**

AGENDA

BOARD MEMBERS

- Michael Westfall, Chair**
- Randol Leach, Vice Chair**
- Norman Franco, Secretary**
- Sydney Kikuchi**
- Lois Prey**
- Lilah Inaba**
- Abel Kahooohanohano, Jr.**
- Herman Nascimento**
- Lei Fagan**

AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for scheduling of agenda items, please contact the Board Secretary, (Angela Andrade), at: Department of the Corporation Counsel, 200 S. High Street, 3rd Floor, Wailuku, Hawaii 96793, 808-270-7742, 1-800-272-0117 (toll-free from Molokai and Lanai), 808-270-7152 (fax).

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted prior to the discussion of each agenda item. If written testimony is submitted at the meeting, 12 copies are requested. If written testimony is e-mailed or faxed, please submit at least 24 hours before the meeting so that copies can be provided to Board members in a timely manner.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Department of the Corporation Counsel at least three days in advance.

REGULAR SESSION

1. Call to Order
2. Review and approval of January 8, 2014 Minutes
3. Public Testimony
4. Old Business
 - a. Financial Disclosures:
NONE
 - b. Communication Items:
NONE

- c. ****Review of draft advisory opinion on Dave Taylor, Director of the Department of Water Supply (DWS), request as to his representation of the DWS before the Commission on Water Resource Management (CWRM) when he owns property in the Wailuku Country Estates, a passive beneficiary of the CWRM proceeding. #14A-01**
- d. Update on Advisory Opinion #13A-03, Russ Ichimaru. Department of Public Works may create policy on outside employment and possible Ichimaru request for reconsideration.
- e. ****Review proposed amendments on fair and equal treatment to the County Code of Ethics, Maui County Charter.**

6. New Business

- a. Financial Disclosures:

**AGSALOG, DANILO
 ARAKAWA, ALAN
 CHING, DAVID
 FUJITA-VILLAROSA, TRACY
 MATEO, DANNY
 MCLEAN, MICHELE
 MEYER, PAUL
 MURRAY, JEFF
 NISHITA, JOSIAH
 RIDAO, JOANN
 TAYLOR, DAVID**

****BALL, JOHN KEONE
 **DESPINS, BERNARD
 **FAGAN, LEI ANNE
 **FRANCO, NORMAN
 **KAHOOHANOANO, JR., ABEL
 **LONG, E. GALE
 SHIMADA, ROBERT

- b. Communication Items:

NONE

- c. Lobbyist Registration:

**DOS SANTOS-TAM, TYLER
 MCMILLAN, CYNTHIA**

- d. ** County employee who recently passed the California bar and is licensed to practice law in California, wants to practice immigration law by representing private clients on his own time. County employee works for Department of Housing and Human Concerns which involves working with immigrants. #14A-02
- e. Proposal to draft a "guidance memorandum" to limit gifts over \$50 and aggregate gifts from a single source over a one year period of over \$200. This memo would be based on the Charter, Section 10-4-1.a.

7. Announcements

NONE

8. Schedule Next Meeting Date and Discuss Next Meeting Business

- a. Wednesday, March 12, 2014

**With reference to the agenda items listed above, one or more executive meetings are anticipated. In particular, the Board of Ethics anticipates it will consider the evaluation, dismissal or disciplining of an officer or employee of the County of Maui, where considerations of matters affecting privacy will be involved. The Board may also consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities. Therefore, pursuant to Hawaii Revised Statutes ("HRS") Sections 92-4, 5(a)(2) and (4), items marked with an asterisk may be considered in Executive Session. The Board may also convene in Adjudicatory Session pursuant to HRS Section 92-6. There may also be unanticipated executive sessions if a matter arises on which the Board wishes to consult with its attorney pursuant to the Sunshine Law. HRS §§92-4, -5(a)(4).

AGENDA SENT TO THE FOLLOWING VIA EMAIL:

Bill Medeiros @ bill.medeiros@co.maui.hi.us

Senator Les Ihara, Jr. @ senihara@capitol.hawaii.gov

Common Cause Hawaii @ info@commoncausehawaii.org

Melissa Vomvoris @ ihara@capitol.hawaii.gov

Leissan Sadykova @ LeissanSadykova@gmail.com