

RECEIVED

MAUI COUNTY BOARD OF ETHICS

Wednesday, April 9, 2014

2014 APR -3 AM 9: 56

12:30 p.m.

**OFFICE OF THE
COUNTY CLERK**

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

AGENDA

BOARD MEMBERS

Michael Westfall, Chair

Randol Leach, Vice Chair

Norman Franco, Secretary

Sydney Kikuchi

Lois Prey

Lilah Inaba

Abel Kahoochanohano, Jr.

Herman Nascimento

Noreen "Dee Dee" Yabuta

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. Welcome to New Board Member Noreen "Dee Dee" Yabuta
3. Election of New Officers
4. Review and Approval of March 12, 2014 Minutes
5. Public Testimony
6. Old Business
 - a. Financial Disclosures:

**GOODE, DAVID
SPENCE, WILLIAM
WALKER, MARK**

b. Communication Items:

NONE

- c. Status report on proposed Resolution entitled "Proposing An Amendment To The Revised Charter Of The County Of Maui (1983), As Amended, Relating To The Code of Ethics.
- d. Review memorandum regarding Proposed Charter Amendments (PIA-10) from Council Chair G. Riki Hokama, to the members of the Policy and Intergovernmental Affairs Committee dated November 19, 2013.
- e. Review Hawaii State Ethics Commission's "Resolution of Charge 2014-1 (Charge No. 13-CG-14) Hiring of Relatives" dated February 14, 2014 (for information only).
- f. Review Testimony To The Senate Committee on Judiciary and Labor regarding Senate Bill No. 2959 Relating to Nepotism from the following: Director Barbara A. Krieg of the State of Hawaii Department of Human Resources Development; Hawaii State Ethics Commission and from Carmille Lim, Executive Director, Common Cause Hawaii.
- g. Review Senate Bill No. 2959 Relating to Nepotism.
- h. Review Committee Report No. 2354 regarding Senate Bill No. 2959 to Honorable Donna Mercado Kim, President of the Senate, Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii from Committee on Judiciary and Labor Chair Clayton Hee.

7. New Business

a. Financial Disclosures:

GINOZA, KYLE	RAATZ, DAVID, JR.
HIROMOTO, LANCE	SILVA, FRANKLYN
KAY, ALANA	TAGUCHI, LANCE
KIM, JOHN D.	TOM, CLAYTON
MIYAMOTO, MICHAEL	UNDERWOOD, DAVID
NAVA, FREDERICK, "RICK"	WONG, PATRICK
PONTANILLA, JOE	
**BORGE, PATRICK, SR.	**MAMUAD, NELDON
**FUJIMOTO, DON	**MASUDA, RALPH

****FUJIWARA, MAY**
****GOMES, DOREEN**
****HIRAGA, GWEN**
****HIRATA, CHARLES**
****HO, SYLVIA**
****JOSLIN, RYAN**
****KALEPA, ARCHIE**
****KAMAI, WILLIAM**
****KANETANI, GAIL**
****KIKUCHI, SYDNEY**
****KODANI, CYRUS**

****NAKAO, ROBYNE**
****ORNELLAS, JOHN**
****REIMANN, CAROL**
****ROGERS, DOUGLAS**
****SOARES, WILLIAM**
****SOUZA, ALLEN**
****SUZUKI, MICHAEL**
****TALON, JOSEPH**
****TAMORI, EDWARD**

b. Communication Items:

NONE

c. Lobbyist Registration:

NONE

d. Review proposed memorandum regarding gift guidance.

e. ****Review and discuss oral information received, not under oath, indicating possible violation of the Code of Ethics by the Department of Public Works pursuant to Section 10-2(2)(a) Revised Charter of the County of Maui (1983), as amended.**

f. Review Request for Advisory Opinion from R. Raymond Cabebe, on whether, as a sitting member of the Board of Water Supply, he can perform software programming work as a vendor hired by the Department of Water Supply. **#14A-02**

8. Announcements

NONE

9. Schedule Next Meeting Date and Discuss Next Meeting Business

a. Wednesday, May 14, 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.mauhi.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