

RECEIVED

**MAUI COUNTY BOARD OF ETHICS**

2014 JUL -3 AM 9: 52

**Wednesday, July 9, 2014**

**12:00 p.m.**

OFFICE OF THE  
COUNTY CLERK

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

**AGENDA**

**BOARD MEMBERS**

**Randol Leach, Chair**

**Norman Franco, Vice Chair**

**Noreen "Dee Dee" Yabuta, Secretary**

**Lilah Inaba**

**Abel Kahooohanohano, Jr.**

**Sydney Kikuchi**

**Herman Nascimento**

**Lois Prey**

**Michael Westfall**

**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, 3<sup>rd</sup> 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.

**A. REGULAR SESSION**

1. Call to Order
2. Review and Approval of May 14, 2014 Minutes
3. Public Testimony
4. Old Business
  - a. Financial Disclosures:  
**KOPELMAN, ORION**
  - b. Communication Items:  
**NONE**

- c. Review and approve Advisory Opinion for 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. **(Business transaction which may tend to impair employee's duties and entry into contract in excess of \$500 unless made after competitive bidding)**. Sections 10-4.1.c and 10-4.3, Maui County Charter. **#14A-02**

5. New Business

- a. Financial Disclosures:

ARAKAWA, ALAN	HOKAMA, RIKI
BLUMER-BUELL, JOHN	KAHULA, JR., HENRY
BRUCH, COURTNEY	KNOX, ROBIN
COUCH, JR., DONALD	METCALFE, JEROME
COUCH, JR., DONALD	NIKHILANANDA
FITZPATRICK, JOHN	VICTORINO, MICHAEL
HALLER, ALEXANDER	WAIKIKI, JR., NELSON
BEAU HAWKES	WHITE, MICHAEL

- b. Communication Items:

**NONE**

- c. Lobbyist Registration:

**WILSON, BROOKE**

- d. Discussion of the selection process for County Board and Commission members.
- e. Request for an Advisory Opinion from the Department of the Prosecuting Attorney regarding an honorarium of \$250 from the Office of Hawaiian Affairs to Deputy Prosecuting Attorney, Tracy Jones, and \$100 to Victim/Witness Counselor, Gizelle Kuailani. **(Acceptance of gifts)**. Section 10-4.1.a, Maui County Charter. **#14A-03**
- f. Request for an Advisory Opinion from Councilmember Donald Couch regarding acceptance of a gift of an educational workshop from the Coral Reef Initiative. **(Acceptance of gift)**. Section 10-4.1a, Maui County Charter. **#14A-05**
- g. Request for an Advisory Opinion from Councilmember Michael Victorino regarding acceptance of a gift of an educational workshop from the Coral Reef Initiative. **(Acceptance of gift)**. Section 10-4.1a, Maui County Charter. **#14A-06**
- h. Request for an Advisory Opinion from Councilmember Elle Cochran regarding acceptance of a gift of an educational workshop from the

Coral Reef Initiative (**Acceptance of gift**). Section 10-4.1a, Maui County Charter. **#14A-07**

6. Announcements

**NONE**

7. Schedule Next Meeting Date and Discuss Next Meeting Business

a. **Wednesday, August 13, 2014**

**NOTE: END OF REGULAR SESSION AGENDA**

**B. EXECUTIVE SESSION**

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).

- 1. Call to Order
- 2. Review and Approval of May 14, 2014 Minutes
- 3. Old Business

- a. Financial Disclosures:

- ALCON, PANCHO**
    - KAWASAKI, NORA**
    - REIMAN, CAROL**
    - SUGIMURA, YUKI LEI**
    - TANAKA, KEVIN**
    - TANCAYO, SHERRY**
    - TSAI, MAX**
    - WILSON, MICHAEL**

- b. Communication Items:

- NONE**

- 4. New Business

- a. Financial Disclosures:

- DAVIS, PETER**
    - DEMELLO, JERRYBETH**
    - FAIRBANKS, III, THOMAS**
    - GREIG, WILLIAM**
    - HOEFFKEN, GABRIEL**
    - KAUKA, JR., HENRY**
    - LASUA, LAWRENCE**
    - LIKES, JAMES**

- MALUO, PATRICIA**
    - MATSUURA, TAMMIE**
    - MATSUURA, SCOTT**
    - STARR, JONATHAN**
    - STUCKY, STEPHANIE**
    - THOMPSON, DALE**
    - WESTFALL, MICHAEL**

b. Communication Items:

**NONE**

- c. Initial review of Complaint No. 14-3 against a County employee. **(Allegation of improper use of County time and engaging in business transactions which are incompatible with the employee's official duties)**. Section 10-4.1.c and 10-4.1.d., Maui County Charter.
- d. Initial review of Complaint No. 14-4 against a Council Member. **(Allegation of improper use of County time)**. Section 10-4.1.d., Maui County Charter.
- e. Initial review of Complaint No. 14-5 against a Board member. **(Allegation of failure to file a Financial Disclosure Statement)**. Section 10-3.2., Maui County Charter.
- f. Request for an Advisory Opinion regarding Appearing before County Departments by a County Employee. **(Appearing on behalf of a Private Interest before County Departments)**. Section 10-4.4, Maui County Charter. **#14-04**

5. Announcements

**NONE**

NEXT REGULAR MEETING

Wednesday, August 13, 2014  
12:00 p.m.  
Planning Department Conference room

**AGENDA SENT TO THE FOLLOWING VIA EMAIL:**

Bill Medeiros @ [bill.medeiros@co.maui.hi.us](mailto:bill.medeiros@co.maui.hi.us)  
Senator Les Ihara, Jr. @ [senihara@capitol.hawaii.gov](mailto:senihara@capitol.hawaii.gov)  
Melissa Vomvoris @ [ihara@capitol.hawaii.gov](mailto:ihara@capitol.hawaii.gov)  
Leissan Sadykova @ [LeissanSadykova@gmail.com](mailto:LeissanSadykova@gmail.com)