

1
2
3
4 COUNTY OF MAUI, STATE OF HAWAII
5
6
7
8
9 BOARD OF ETHICS
10 REGULAR MEETING
11
12
13
14
15
16 Held at the Planning Department Conference Room, 250
17 South High Street, Wailuku, Maui, Hawaii, commencing at
18 12:00 p.m., on Wednesday, January 14, 2015.
19
20
21
22 Reported by: Tonya McDade, CSR, CRR
23 Certified Shorthand Reporters Maui
24 2145 Wells Street, Suite 302
25 Wailuku, Hawaii 96793
(808)244-3376
reporters@csrmaui.com

Page 1

1 ATTENDANCE
2 BOARD MEMBERS PRESENT:
3 Randol Leach, Chair
4 Norman Franco, Vice-Chair
5 Noreen "Dee Dee" Yabuta, Secretary
6 Abel Kahooohanohano, Jr., Member
7 Sydney Kikuchi, Member
8 Lois Prey, Member
9 Michael Westfall, Member
10
11 STAFF PRESENT:
12 Linden Joesting, Deputy Corporation Counsel
13 Angela Andrade, Executive Secretary
14
15
16
17
18
19
20
21
22
23
24
25

Page 2

1 (Wednesday, January 14, 2015, 12:00 p.m.)
2 * * *
3 CHAIR LEACH: I would like to call the Wednesday,
4 January 14th, 2015 meeting to order.
5 A couple brief announcements:
6 One, I would like to thank Lois for our new gavel
7 for the Board of Ethics. My knuckles will be okay now. And
8 this is also for enforcing. And that's one announcement.
9 Second announcement is I would like to wish the
10 Green Bay Packers luck in their game this Sunday.
11 MEMBER PREY: Here, here.
12 MEMBER KAHOOHANO HANO: Thank you.
13 CHAIR LEACH: And, third, last October, Linden was
14 off, so we would like to -- she's been gone for a while,
15 like to welcome her back to our Board. We missed you and
16 welcome back.
17 MS. JOESTING: Thank you very much.
18 CHAIR LEACH: And in the spirit of that, while you
19 were gone, I traveled to New London, Connecticut, where I
20 was born, my dad was Coast Guard Academy, retired Coast
21 Guard. And Linden has a history with the Coast Guard
22 Academy and she, also, was in the Coast Guard. So I brought
23 back, from New London, Connecticut, a United States Coast
24 Guard decal and a Coast Guard Academy sticker.
25 MS. JOESTING: Go Bears. Yes.

Page 3

1 MEMBER KAHOOHANO HANO: That's great.
2 CHAIR LEACH: Thank you for your service.
3 MS. JOESTING: Oh, my privilege.
4 CHAIR LEACH: Okay.
5 MEMBER KAHOOHANO HANO: Does she have to declare
6 that? No, you're not part of the Board.
7 MS. JOESTING: I was going to say, under \$25,
8 probably okay.
9 CHAIR LEACH: Back to business. Agenda Item 2,
10 review and approve November 12th, 2014 minutes. Is there a
11 motion to approve?
12 MEMBER PREY: Yes, I motion to approve November
13 12, 2014 minutes.
14 MEMBER KAHOOHANO HANO: Second.
15 CHAIR LEACH: Any discussion? All in favor say
16 "aye."
17 (Response.)
18 CHAIR LEACH: Opposed?
19 (No response.)
20 CHAIR LEACH: Thank you. Public testimony. Is
21 there any public testimony?
22 MS. ANDRADE: No.
23 CHAIR LEACH: Having none, we will move to Agenda
24 Item 4, Old Business. Financial Disclosures, none.
25 Communication Items, none.

Page 4

1 Under New Business, we have Financial Disclosures
 2 for Buenconsejo, Faamu, Nishita, Regan, Rickard, Ridao and
 3 Carroll. Is there a motion to acknowledge receipt of those?
 4 MEMBER PREY: I have found, in Carroll --
 5 CHAIR LEACH: Let's go to discussion.
 6 MEMBER PREY: Excuse me.
 7 MS. JOESTING: Make a motion.
 8 MEMBER PREY: I make a motion.
 9 MEMBER KAHOOHANO HANO: Second.
 10 CHAIR LEACH: Okay. Discussion.
 11 MEMBER PREY: Okay. I found, in Carroll's, Item
 12 4, 5 and 9, he omitted. So I don't --
 13 CHAIR LEACH: Yes. Our trusty clerk, Angela,
 14 could you --
 15 MS. ANDRADE: I will send it back.
 16 CHAIR LEACH: Yeah. And, also, for Buenconsejo
 17 and Regan and Nishita, just to be consistent, they have
 18 first-time filing. They're appointed every year.
 19 MEMBER PREY: Right.
 20 CHAIR LEACH: Would their filing be a first-time
 21 filing or annual update?
 22 MS. ANDRADE: They are not appointed every year.
 23 They're -- for Buenconsejo, he was just appointed, so it is
 24 a first-time filing for him.
 25 CHAIR LEACH: For?

1 MEMBER KIKUCHI: He has his occupation, Na Hoaloha
 2 Ekalu.
 3 MS. ANDRADE: Oh, okay. You want him to better
 4 define that?
 5 MEMBER KIKUCHI: I don't know what that is.
 6 MS. ANDRADE: Neither do I.
 7 MS. JOESTING: I had the same question, so I did
 8 some research, Googling, it comes up that is a coalition of
 9 three friends who run various restaurant businesses in the
 10 Lahaina area, Lahaina Luau, the Star Noodle Shop and a
 11 couple other places. That's what it is.
 12 MEMBER KIKUCHI: And the last one, for me, anyway,
 13 is Dean Rickard should maybe change it to a deputy chief,
 14 his occupation.
 15 MS. ANDRADE: It should be changed to deputy
 16 chief?
 17 MEMBER KIKUCHI: Yeah, he's the deputy chief.
 18 MEMBER PREY: Who are you talking about? Which
 19 one now?
 20 MS. ANDRADE: Mine says it's deputy.
 21 MEMBER KIKUCHI: Mine says assistant.
 22 MS. ANDRADE: Under elected, it has deputy.
 23 MEMBER PREY: Sydney, which one.
 24 MEMBER KIKUCHI: Dean Rickard, under Item Number
 25 1.

1 MS. ANDRADE: For Buenconsejo. But others,
 2 because it's a new administration, they're reappointed, they
 3 were going back.
 4 CHAIR LEACH: So the new filing is correct?
 5 MS. ANDRADE: Yeah.
 6 CHAIR LEACH: Thank you.
 7 MEMBER PREY: Okay.
 8 CHAIR LEACH: Any other comments?
 9 MEMBER KAHOOHANO HANO: I think Robert Carroll
 10 should have been an annual update, not a first time filing.
 11 MS. JOESTING: He was just elected.
 12 MEMBER PREY: He was just elected.
 13 MS. JOESTING: Since it's a new term for him, it's
 14 first time.
 15 MEMBER KAHOOHANO HANO: Oh. So every two years,
 16 they --
 17 MS. ANDRADE: Yeah.
 18 MS. JOESTING: If they get reelected, then it's
 19 the first time. They always get a new --
 20 MEMBER PREY: So that's correct?
 21 CHAIR LEACH: Yeah, his is correct.
 22 MEMBER KIKUCHI: Could we get Mr. Buenconsejo to
 23 actually put down his occupation?
 24 MS. ANDRADE: I can tell you he's the Director of
 25 Parks.

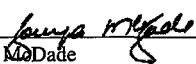
1 CHAIR LEACH: Here he has deputy and this says
 2 last year. So was his title, last year, assistant?
 3 MEMBER KIKUCHI: Yeah, he was assistant chief.
 4 CHAIR LEACH: So he was just following the
 5 previous calendar year occupation.
 6 MEMBER KIKUCHI: Oh, okay. Okay. That's fine. I
 7 thought he was -- he should put the new one, but that's
 8 okay. No problem.
 9 CHAIR LEACH: It's the form.
 10 MS. JOESTING: On the Police Chief's form, his
 11 wife doesn't have an employer and a business address. We
 12 don't know who employs her.
 13 MEMBER KIKUCHI: I think he's not in contact with
 14 her.
 15 VICE-CHAIR FRANCO: Estranged.
 16 MS. JOESTING: There's an estranged wife and,
 17 also, a --
 18 VICE-CHAIR FRANCO: He has a partner.
 19 MEMBER KIKUCHI: Yeah.
 20 MS. JOESTING: So the partner doesn't list her
 21 employment. That's on the back of the form.
 22 MEMBER KIKUCHI: Oh, the back. Okay.
 23 MS. JOESTING: Sorry. I wasn't clear.
 24 CHAIR LEACH: Angela, could you just update the
 25 employer for the --

1 MS. ANDRADE: It says unknown.
2 MS. JOESTING: On the back of the page, the first
3 page, that's his partner.
4 MS. ANDRADE: Oh, okay.
5 MS. JOESTING: Her employer is not listed.
6 CHAIR LEACH: Any more comments or questions?
7 MS. JOESTING: You won't be able to tell if
8 there's a conflict.
9 MEMBER WESTFALL: I guess we're getting into
10 modern relationships here, huh? All right. I will leave
11 that.
12 CHAIR LEACH: It's on the form. We'll acknowledge
13 receipt of the Financial Disclosures, with corrections and
14 additions that Angela will bring to our attention.
15 MS. ANDRADE: That was just on the Chief of
16 Police --
17 CHAIR LEACH: Yeah.
18 MS. ANDRADE: -- and Bob Carroll, correct?
19 CHAIR LEACH: Yes.
20 MS. ANDRADE: Okay.
21 CHAIR LEACH: For those two. All in favor, say
22 "aye."
23 (Response.)
24 CHAIR LEACH: Opposed?
25 (No response.)

1 be -- if there's a change, then there has to be an update.
2 VICE-CHAIR FRANCO: Okay.
3 MS. JOESTING: Sorry. My error.
4 CHAIR LEACH: So the next couple meetings, we'll
5 be getting quite a few of the financial --
6 MS. ANDRADE: Yes.
7 CHAIR LEACH: -- disclosures.
8 MEMBER PREY: All the way until April, I think.
9 MS. ANDRADE: The deadline is April 15th.
10 MEMBER YABUTA: Actually, we'll be inundated.
11 CHAIR LEACH: It's our tax time. Okay. Is there
12 a motion to adjourn Regular Session?
13 MEMBER PREY: I motion.
14 CHAIR LEACH: Second?
15 VICE-CHAIR FRANCO: Second.
16 CHAIR LEACH: All in favor, say "aye."
17 (Response.)
18 CHAIR LEACH: We will now move into Executive
19 Session. Is there a volunteer to read our Executive Session
20 paragraph?
21 MS. JOESTING: You can do a summary of it.
22 CHAIR LEACH: I will do the summary. In regard of
23 confidentiality and privacy, we will be moving to Executive
24 Session.
25 MS. JOESTING: Very good.

1 CHAIR LEACH: Thank you. Under New Business, 5b,
2 Communication Items, we have none. 5c, Lobbyist
3 Registration, we have one, Dante Carpenter. We'll
4 acknowledge receipt of his lobbyist registration.
5 MEMBER KAHOOHANO: So moved.
6 CHAIR LEACH: So moved. Is there a second?
7 MEMBER PREY: Second.
8 CHAIR LEACH: Any comment? Discussion? All in
9 favor, say "aye."
10 (Response.)
11 CHAIR LEACH: Opposed?
12 (No response.)
13 CHAIR LEACH: Thank you. Announcements, we have
14 none.
15 Agenda Item 7, our next meeting will be Wednesday,
16 February 11th, at noon in this Planning Conference Room.
17 VICE-CHAIR FRANCO: I have one. Are we supposed
18 to file this again? We do, right, the Financial Disclosure
19 Statement?
20 MS. JOESTING: It does not have to be every year
21 unless there's a change.
22 VICE-CHAIR FRANCO: Oh.
23 MS. ANDRADE: It is every year.
24 MS. JOESTING: Oh, it is every year? Okay.
25 MS. ANDRADE: If there's a change, then it has to

1 (Recess to Executive Session, 12:10 p.m. to 12:25
2 p.m.)
3 CHAIR LEACH: Is there any other comments,
4 discussion, questions in Regular Session? Okay. I will
5 call the vote again to adjourn Regular Session. All in
6 favor, say "aye."
7 (Response.)
8 CHAIR LEACH: Opposed?
9 (No response.)
10 CHAIR LEACH: Meeting adjourned.
11 (Meeting adjourned, 12:25 p.m.)
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 CERTIFICATE
2
3
4 I, TONYA MCDADE, Certified Court Reporter of the
5 State of Hawaii, do hereby certify that the proceedings
6 contained herein were taken by me in machine shorthand and
7 thereafter was reduced to print by means of computer-aided
8 transcription; and that the foregoing represents, to the
9 best of my ability, a true and accurate transcript of the
10 proceedings had in the foregoing matter.
11 I further certify that I am not an attorney nor
12 an employee of any of the parties hereto, nor in any way
13 concerned with the cause.
14 DATED this 4th day of January, 2015.
15
16
17 
18 Tonya McDade
19 Certified Shorthand Reporter #447
20 Registered Professional Reporter
21 Certified Realtime Reporter
22 Certified Broadcast Reporter
23
24
25