

POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE

Council of the County of Maui

MINUTES

February 18, 2015

Council Chamber, 8th Floor

CONVENE: 9:04 a.m.

PRESENT: Councilmember Michael P. Victorino, Chair
Councilmember Gladys C. Baisa, Member
Councilmember Robert Carroll, Member
Councilmember Elle Cochran, Member
Councilmember Stacy Crivello, Member
Councilmember Don S. Guzman, Member
Councilmember Mike White, Member (In 11:15 a.m.)

EXCUSED: Councilmember Don Couch, Jr., Vice-Chair
Councilmember Riki Hokama, Member

STAFF: Kimberley Willenbrink, Legislative Analyst
Sharon Brooks, Legislative Attorney (In 11:26 a.m.)
Tammy M. Frias, Committee Secretary

Ella Alcon, Council Aide, Molokai Council Office (via telephone conference bridge)

Denise Fernandez, Council Aide, Lanai Council Office (via telephone conference bridge)

Dawn Lono, Council Aide, Hana Council Office (via telephone conference bridge)

ADMIN.: Michael J. Molina, Executive Assistant, Office of the Mayor (Items PIA-2(5), -2(6), -2(7))
Susan L. Underwood, Information Systems Analyst VI, Information Technology Services Division, Department of Management (Item PIA-42)
Karen L. Sherman, Information Systems Analyst VI, Information Technology Services Division, Department of Management (Item PIA-42)
Edward S. Kushi, Jr., First Deputy Corporation Counsel, Department of the Corporation Counsel

OTHERS: Michele McLean, Deputy Director, Department of Planning (Items PIA-2(5), -2(6), -2(7))

Item PIA-2(5):

Sara Gadarian, nominee, Board of Ethics

Matthew Macario, nominee, Board of Ethics

Kathleen Harrowby, nominee, Council on Aging

David Spicer, nominee, Council on Aging

Gale Notestone, nominee, Hana Advisory Committee (via telephone conference bridge from Hana District Office)

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Dawn Lono, nominee, Hana Advisory Committee (via telephone conference bridge from Hana District Office)

James Clemens, nominee, Lanai Planning Commission

Bruce U`u, nominee, Liquor Control Adjudication Board

Roy Umeno, nominee, Liquor Control Commission

Dawn Bicoy, nominee, Liquor Control Commission

Christy Kajiwara-Gusman, nominee, Maui County Cultural Resources Commission

Thurston Robinson, nominee, Maui Planning Commission

Lawrence Hudson, nominee, Maui Planning Commission

Gwen Ohashi Hiraga, nominee, Police Commission

Lawrence Feinberg, nominee, Police Commission

Daren Suzuki, nominee, Real Property Tax Review Board

Wallace Tom, nominee, Salary Commission

Christian Tackett, nominee, Salary Commission

PRESS: *Akaku--Maui County Community Television, Inc.*

CHAIR VICTORINO: *... (gavel) ...* Good morning. The meeting of the Policy and Intergovernmental Affairs Committee will come to order. First of all, I'd like to ask everyone...oh, right now, it's four minutes after 9:00. I'd like everyone if you could please turn off your cellphones or put 'em on silent mode. We will keep decorum in this Chamber at all times. I would like to start off by introducing the Members that are here this morning. First of all from East Maui, Mr. Robert Carroll.

COUNCILMEMBER CARROLL: Good morning, Chair.

CHAIR VICTORINO: Good morning. The lady from Upcountry, Ms. Gladys Baisa.

COUNCILMEMBER BAISA: Good morning, Chair.

CHAIR VICTORINO: Good morning. Our young lady from West Maui, Ms. Elle Cochran.

COUNCILMEMBER COCHRAN: Aloha, good morning, Chair.

CHAIR VICTORINO: Good morning. Our little lady from Molokai, Ms. Stacy Crivello.

COUNCILMEMBER CRIVELLO: Aloha and good morning.

CHAIR VICTORINO: Good morning. Our Vice-Chair of the Council, Mr. Don Guzman.

COUNCILMEMBER GUZMAN: Good morning, Chair.

CHAIR VICTORINO: Good morning. Excused at this time is Mr. Mike White, the Council Chair. Also excused today from all proceedings is Mr. Don Couch and Mr. Riki Hokama, both on their way to NACo for which some of us will be leaving

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tonight and tomorrow. So I wanna wish them safe travels. From the Administration, I would like to welcome this morning, Mike Molina, Executive Assistant to the Mayor's Office.

MR. MOLINA: Good morning, Mr. Chair and Committee Members.

CHAIR VICTORINO: Good morning. Later this morning we will have Susie Underwood from the IT Division, Office of Managing Director, and Karen Sherman also from the IT Division, Office of Managing Director. We have present also Mr. Ed Kushi, First Deputy Corporation Counsel.

MR. KUSHI: Good morning.

CHAIR VICTORINO: Good morning. Our invaluable Staff, Ms. Kim Willenbrink, our Legislative Analyst.

MS. WILLENBRINK: Good morning, Chair.

CHAIR VICTORINO: Good morning. And our Committee Secretary, Tammy Frias.

MS. FRIAS: Good morning.

CHAIR VICTORINO: At this time are we ready to check with our District Offices? They're ready? They're still on mute, yeah? Okay, thank you. Let me check in with our District Offices at this time. First of all, I would like to check with...check in with Dawn Lono in our Hana Office. Good morning, Dawn, is there anyone wanting to testify at your office?

MS. LONO: Good morning, Chair. This is Dawn Lono at the Hana Office and there is no one waiting to testify.

CHAIR VICTORINO: Okay, we'll get back to you after we complete testimony in the Chamber.

MS. LONO: Okay.

CHAIR VICTORINO: Denise Fernandez, Lanai Office, Lanai, do you have anyone wanting to testify?

MS. FERNANDEZ: Good morning, Chair. This is Denise Fernandez on Lanai and there is no one waiting to testify.

CHAIR VICTORINO: Thank you and we'll get back to you as soon as we complete the testimony here in the Chamber. And of course, finally the young lady from Molokai, Ella Alcon. Ella, do you have anyone wishing to testify?

MS. ALCON: Good morning, Chair. This is Ella Alcon on Molokai and there is no one here waiting to testify.

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CHAIR VICTORINO: Thank you. We will get back to you as soon as we're completed with testimony here in the Chamber. Today, ladies and gentlemen, we have four items on today's agenda including, which is gonna be a daunting task, the Mayor's list on nominees to boards and commissions. We have approximately 18 nominees in attendance today and I wanna thank each one of you for being here this morning. I know you're busy and you have work schedules and other things to do, so I wanna thank you very much on behalf of the Committee for all of you being here this morning. On March 2nd it will be our last day in the Committee to make recommendations for all nominees listed in the order for the placement on the Council meeting of March 20th. After that then they would automatically become appointed to whatever board or commission that they were nominated to. So before we get started, if with no objections, may I start public testimony?

COUNCILMEMBERS: No objections.

CHAIR VICTORINO: Thank you. Public testimony will be limited to the item agendas today. If you wish to testify, please sign up at the desk located on the eighth floor lobby or at one of the District Offices listed on the agenda. Pursuant to Rule 17B of the Rules of the Council for today's meeting, testimony will be limited to three minutes only. At two and a half, the yellow light will come on and at three minutes, the red light will start blinking. I will ask you at that point to complete your sentence so that we can kindly continue on with questioning, if any, from the Committee Members. When testifying, please state your name and for whom you may be representing. We have established a connection with our District Offices. To be fair, we will rotate to each site. As you heard earlier, there's really no one there yet but they will be e-mailing us if they have and after we complete testimony here in the Chamber, I will go back to make sure all our District Offices have an opportunity to let us know if there's anyone wanting to testify. So with no...oh, I already said that. So I'd like to start off with the Chambers. Right now we just have one testifier and that is machine...ah, machine. Michele McLean. I'm trying to put the two names together. Sorry, Michele. And she's speaking on PIA-2(5), -(6), -(7). And as all you know, that's she's representing the Planning Department and she's the Deputy Director of the Planning Department. Ms. McLean. Thank you very much for being here.

. . .BEGIN PUBLIC TESTIMONY. . .

MS. McLEAN: Thank you, Chair. Good morning. Aloha, Committee Members. My name is Michele McLean, the Deputy Planning Director. And I'm here to testify in overall support of the Mayor's nominees to the Planning Department's various boards and commissions. The Planning Department staffs eight full-time boards and commissions and seven of those have nominees on your agenda today. We also staff the Community Plan Advisory Committees and the General Plan Advisory Committee when those are impaneled. I believe Mr. Molina might have a few final tweaks that he'll need to share with you and we also stand behind those changes. As you know, there are some Code requirements for professional and technical qualifications for

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some of the boards and commissions. And even when there aren't those requirements, we also seek to have some sort of geographic diversity and a balance of viewpoints. As an Administrator, and I'm sure many, if not all of you, have had roles as Administrators in the past in addition to your Council duties, we're looking for candidates who can understand and follow our rules and protocols like the Sunshine Law, our Administrative Rules, County Code requirements. So it's important that we have board and commission members that we can work with in that regard. That can sometimes be a challenge with the citizen volunteers. But we did wanna express the support for the names that have been put forward. I'll give you a recent example. We have had some challenges lately with the Lanai Planning Commission, a very active and committed group of people. One example is we wanted to discuss with them changing the meeting times of our meetings 'cause those meetings right now are at night. And as you folks can imagine, our staff traveling to Lanai at night can be a difficult and sensitive thing. And so we sent out a survey to Commission members asking if they would just check off boxes of days and times that they might be available. And we received one survey back. So this was just entertaining the discussion of is it possible for members to meet on different days and we only got one of those back. And so, you know, if the ultimate answer was we don't change the time, that's fine. But we couldn't even really have that discussion with them until we went there in person and then it was a rather heated discussion which something as simple as that shouldn't be. So the candidates you have before you are ones that we feel very comfortable with and we'd just like to ask for your consideration. I should be available in the Chamber if, as you go through them, you have questions for us. But again, thank you for your consideration of our perspective for these nominees.

CHAIR VICTORINO: Thank you very much, Ms. McLean. Any questions for the testifier? And I will keep her here as a resource when we get to the various Planning Commissions. Seeing none, thank you very much. I have no one else signed up to testify in the Chamber. Let me check with the District Offices. Let me start with Hana. Dawn Lono, do you have anyone wishing to testify?

MS. LONO: The Hana Office has no one waiting to testify, Chair.

CHAIR VICTORINO: Thank you, Dawn. Lanai, Denise, do you have anyone wishing to testify?

MS. FERNANDEZ: There is no one waiting to testify on Lanai.

CHAIR VICTORINO: Thank you, Denise. And Molokai, Ella, do you have anyone wishing to testify?

MS. ALCON: There's no one here on Molokai waiting to testify.

CHAIR VICTORINO: Thank you very much. And I will give anyone in the gallery who wishes to testify...and you nominees, I mean you're gonna be called up so if you wanna say something now you may, but you can wait until we call you up and then you'll have your opportunity. But anyone else would wish to testify, please come forward and you

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can sign at the table after you've completed your testimony. Seeing no one rushing to the podium, with no objections, I will close public testimony.

COUNCILMEMBERS: No objections.

CHAIR VICTORINO: Thank you very much. Okay, thank you, ladies. You go hang that...hang it up...I'm sorry. Okay.

. . .END OF PUBLIC TESTIMONY. . .

ITEM PIA-2(5): NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS
(VARIOUS) (CC 15-5)

CHAIR VICTORINO: So today we have Nominations to Boards and Commissions which will be our first item, PIA 2(5). The Committee is in receipt of correspondence dated January 30, 2015, from the Mayor, transmitting the proposed resolution entitled, Appointing...Appointments of Members to the Boards and Commissions for the County of Maui; along with the completed application forms for each nominee. The purpose of the proposed resolution is to approve or disapprove the Mayor's nominees to the various boards, committees, commissions for the term beginning April 1, 2015 and expiring March 31, 2020, unless otherwise indicated. Today we will be taking the nominees in their exact order. We will first interview the nominees that are here from Lanai and Molokai. Then we'll move in the order of other nominees that are present. I have been informed that Captain Gale Notestone is on a 72-hour shift out in Hana and that he will be showing up to the Hana Office about 10:00 a.m. for an interview. So if I may, I will defer him if his name comes up until that time. Some of the nominees were unable to attend. Two nominees have also wished to withdraw. I will take all of this up at the last part of our meeting. And if there is no objections, I will be voting to approve or disapprove each nominee after discussing their respective nomination. So if there's no objections, that's the way I'd like to proceed today through this mass nomination group. Any objections?

COUNCILMEMBERS: No objections.

CHAIR VICTORINO: Okay, thank you very, very much. Let's begin with the nominee for the Board of Ethics, okay. And let's start with Board of Ethics. First of all, our first nominee to be interviewed is Sara Guardian?

MS. GADARIAN (*from the audience*): Gadarian.

CHAIR VICTORINO: Gadarian, okay. And I would like to have Mr. Molina say a few words about the nominee. And if you, Ms. Gadarian, would come up, please. I'd appreciate that. Mr. Molina, please proceed.

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MR. MOLINA: Thank you very much, Mr. Chairman and Committee Members. The Administration is very pleased that Ms. Gadarian has consented to serve on the Ethics Board for your consideration. She is currently a small business owner on the West Side of Maui. Many of you might have known her late husband, the late Blackie Gadarian. Mr. Gadarian was a member of the Ethics Board years ago. And Mrs. Gadarian assisted Mr. Gadarian with some of the information that came before Ethics Board members as well with assistance with, as she had stated, Mr. Gadarian had some eyesight issues and she provided some assistance. And, of course, she attended many of these meetings, if not all, so she's quite familiar with the proceedings on the Ethics Board. So we're certainly pleased with her unofficial prior experience on the Board and would like to ask for your consideration in supporting her to this Board. Thank you, Mr. Chairman.

CHAIR VICTORINO: Thank you very much. Ms. Gadarian, good morning.

MS. GADARIAN: Good morning.

CHAIR VICTORINO: No wonder the name was familiar.

MS. GADARIAN: Thank you.

CHAIR VICTORINO: I apologize. And would you like to make an open statement...opening statement, I should say.

MS. GADARIAN: Yes.

CHAIR VICTORINO: Go ahead.

MS. GADARIAN: Yes, Mr. Chairman and Committee Members. We have lived here...I have lived here with my husband 35 years in various businesses in West Maui. And participated in some civic affairs, mostly to listen and watch and sometimes give opinions to various Council people. But concerning the Board of Ethics, as a business person and member of the community, I think it's very important that all County people, personnel and elected officials conduct themselves properly in accordance with the law. And I'm glad that the Board of Ethics is very active in enforcing that situation.

CHAIR VICTORINO: Thank you. Anything else?

MS. GADARIAN: No.

CHAIR VICTORINO: Oh, that's it. Thank you. Okay, why don't we do it this way. I will start from this end of the room, Mr. Carroll, and work my way across to you, Mr. Guzman, if that's okay. And then we'll rotate. That way everybody has a fair chance. Mr. Carroll?

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COUNCILMEMBER CARROLL: Thank you, Chair. I really have no questions. I've known her for a long time, very long time. And I think she's an excellent selection for this position. Thank you.

CHAIR VICTORINO: Thank you, Mr. Carroll. Ms. Baisa?

COUNCILMEMBER BAISA: Mr. Chair, no questions. I know the name, the family and the reputation. Happy to have you volunteer.

CHAIR VICTORINO: Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you very much. And thank you very much, Sara, for wanting to step up and volunteering. And Chair, I don't have directly any questions but also positive comments as my fellow colleagues here and I just appreciate, not just yours, but Blackie's also, kinda no-nonsense, straight-to-the-point, you know, common sense-type approach on things. And I believe Sara, you know, can bring a really great voice to this Committee and looking forward to having you on that. Thank you very much, Sara.

MS. GADARIAN: Thank you.

CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: No questions. I just wanna thank you for giving us your time. Thank you.

CHAIR VICTORINO: Mr. Guzman?

COUNCILMEMBER GUZMAN: Sorry, I just had the page and I flipped it.

CHAIR VICTORINO: That's okay.

COUNCILMEMBER GUZMAN: Thank you very much for coming down to the floor today. I see that you do have somewhat...somewhat experience being involved in the Board of Ethics. Can you elaborate more on when you assisted or listened to different sides on the Board of Ethics? And what was your experience...how did you feel about the different types of cases that the Board of Ethics has to deal with?

MS. GADARIAN: Yes, my assistance always...my husband and I had a partnership in marriage and business and all of our civic affairs. And my husband was...had vision problems so I was more detailed in studying the paperwork that came before the Committee. I know that was privileged but it remained privileged with...within just the two of us. Concerning what issues came before the Board of Ethics, it was the concern that we give a fair hearing of the matters but that there is not a great latitude to be given as if it's the law and persons in civic duties holding office or working for the County are in that position of responsibility that they should have...that they should be in conformance with the law. There are no gray areas.

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COUNCILMEMBER GUZMAN: Okay. I'm sorry, when did you assist your husband...during what period, in what year?

MS. GADARIAN: It would be 1990 to 1995.

COUNCILMEMBER GUZMAN: 1995, okay. I kinda disagree with you in terms of the gray area in the language in the Board of Ethics Rules and Regulations, but I think that's where the Board of Ethics comes out and does its full analysis in determining what those gray areas are. It's not necessarily black and white issues in terms of what is right and wrong. Sometimes you have to analyze the gray areas and a lot of times there are gray areas. So I kinda disagree with you in that terms but it looks as though you do have somewhat of experience in dealing with some of these issues. And are you still doing the promotion in jazz productions?

MS. GADARIAN: Yes, I am.

COUNCILMEMBER GUZMAN: Oh.

MS. GADARIAN: Actively, yes.

COUNCILMEMBER GUZMAN: That's wonderful. I have no further questions, thank you.

CHAIR VICTORINO: Thank you, Mr. Guzman. And I'll add that knowing you and your husband and for years of service you've done to this community, I also believe you would be a very favorable candidate. But we will see what the Committee says, okay.

MS. GADARIAN: Okay.

CHAIR VICTORINO: So if there's no further questions, I will let Ms. Gadarian go. Any...any...okay, thank you, Sara.

MS. GADARIAN: Thank you.

CHAIR VICTORINO: What's that?

MS. WILLENBRINK: . . .*(Inaudible)*. . .

CHAIR VICTORINO: Yeah, I will do the motion. Just let her sit down.

MS. WILLENBRINK: Okay.

CHAIR VICTORINO: Okay, with no objections, I'd like to give my recommendation to the Committee.

COUNCILMEMBERS: Recommendation?

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CHAIR VICTORINO: Thank you. If...with no further discussion, the Chair will entertain a motion to approve the nomination of Sara Gadarian to the Board of Ethics for an expiring term of March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Sara Gadarian to the Board of Ethics for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It was moved by Ms. Baisa, seconded by Mr. Carroll to approve Ms. Gadarian to the Board of Ethics for the term expiring March 31, 2020. Any more discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: All those who...all...any "nays"? Let the record show that we have, one, two, three, four, five, six "ayes". Three excused, Mr. White, Mr. Hokama, and Mr. Couch. Thank you very, very much.

VOTE:	AYES:	Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, and Guzman.
	NOES:	None.
	EXC.:	Vice-Chair Couch and Councilmembers Hokama and White.
	ABSENT:	None.
	ABSTAIN:	None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Sara Gadarian to the Board of Ethics.

CHAIR VICTORINO: Okay. . . .(Inaudible). . . Okay, thank you. All righty. Now our next nominee for the Board of Ethics is Matthew Machello [sic]. And if I said that wrong, I apologize. Is Matthew here?

MR. MOLINA: Yes.

CHAIR VICTORINO: Matthew, would you come forward, please? Matthew, please give me the correct pronunciation.

MR. MACARIO: Happy to, Mr. Chairman. It's Macario.

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CHAIR VICTORINO: Macario, okay. Sorry, sorry, okay.

MR. MACARIO: No problem.

CHAIR VICTORINO: Okay, Mr. Macario, would you please give a brief introduction, please.

MR. MACARIO: Be happy to.

COUNCILMEMBER CARROLL: . . .*(Inaudible)*. . .

MR. MACARIO: Good morning...oh, sorry. Good morning, Mr. Chairman, Councilmembers. My name is Matt Macario. I'm honored to be considered for the position of the Board of Ethics. I was born and raised on Maui. My family moved to the mainland when I was a junior in high school so I left Baldwin in...after my sophomore year. We moved to the mainland where my father expanded his business and went to college and law school on the mainland. And within the last year and a half now that I have...now that I'm married and have children, we moved back home to Maui and I'm continuing to practice law in my old state which is Washington, kind of remotely. So I work from home and go back to Seattle about four times a year to do what I have to do in person and otherwise work here. I've been looking for something like this to do to kinda give back to the community and when this opportunity presented itself, I thought perhaps my experience as a lawyer would be helpful or perhaps a hindrance depending on your views of lawyers. But that's my goal. I'd like to be able to give back to the community and thank you.

CHAIR VICTORINO: Thank you, Mr. Macario. I appreciate that. At this time I will switch it around and I'll start with you, Mr. Guzman, this time and work my way down. Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you, Mr. Macario.

MR. MACARIO: Macario, yes.

COUNCILMEMBER GUZMAN: Macario --

CHAIR VICTORINO: Macario.

COUNCILMEMBER GUZMAN: --for coming today. I noticed that you're an attorney by profession. You're practicing in the state of Washington. Any disciplinary actions or pending...

MR. MACARIO: No, sir.

COUNCILMEMBER GUZMAN: With the Bar? Nothing? Good standing?

MR. MACARIO: Yes.

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COUNCILMEMBER GUZMAN: Okay. I noticed that you've also...are you...you established a...a professional service here on Maui as your business?

MR. MACARIO: No, I have not. My current plans are to take the bar exam here in Hawaii in July of this year but I have not yet been admitted to practice. I haven't...I've just been so busy that I haven't had the time to study like I should. So that's my plan. I've just been sort of working remotely from here.

COUNCILMEMBER GUZMAN: Okay. And so do you foresee that you will have the amount of time to, I guess, participate in this Board of Ethics?

MR. MACARIO: Oh, definitely, yes.

COUNCILMEMBER GUZMAN: Okay, and then also in your 17 years of practice, what areas of the law were you practicing?

MR. MACARIO: It's all been civil litigation so I think the majority of what I do now is employment litigation.

COUNCILMEMBER GUZMAN: Okay.

MR. MACARIO: So we represent a large number of municipalities in the state of Washington and anytime...there's kind of an insurance risk pool that we work with. And so anytime a county employee or the county itself or director is named in a lawsuit, we typically defend those...those cases.

COUNCILMEMBER GUZMAN: Thank you. I think you'll be a fine fit for the Board of Ethics especially for the proceedings portions of it which I think your expertise would allow them to improve. So thank you very much, Chair. I have no further questions.

CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: Thank you, Chair. I have no questions. I just wanna say thank you for bringing your skills back home.

MR. MACARIO: Thank you very much.

COUNCILMEMBER CRIVELLO: Thank you.

CHAIR VICTORINO: Thank you. Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. And no, no questions at this time. I just wanna thank you for wanting to step up and volunteering.

MR. MACARIO: Thank you.

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CHAIR VICTORINO: Thank you. Ms. Baisa?

COUNCILMEMBER BAISA: Mr. Chair, no questions but again another big mahalo. Thank you for volunteering.

MR. MACARIO: Thank you.

CHAIR VICTORINO: Mr. Carroll?

COUNCILMEMBER CARROLL: No questions but thank you very much for offering yourself to our community.

MR. MACARIO: Thank you, sir.

CHAIR VICTORINO: So I just have couple real quick questions and, you know, Mr. Guzman covered most of the questions that I had in mind. But as far as your times travelling, do you travel much back to Washington for...for litigation or other legal matters?

MR. MACARIO: I do. I go about once a quarter.

CHAIR VICTORINO: Okay.

MR. MACARIO: So maybe four times a year and what I...what I tend to do is...you'll find that for anybody who has legal experience, we end up doing most of the work that we do in our office anyway.

CHAIR VICTORINO: Yeah.

MR. MACARIO: So I'm able to do most of that work here. But there are certain things, court appearances, arbitrations, mediations, things of that nature that do require a personal attendance. So that's...I try and line those up in a row so I go back for maybe a week, week and a half at a time.

CHAIR VICTORINO: And you try to make sure that doesn't conflict with the Board of Ethics meetings that they...monthly.

MR. MACARIO: Of course.

CHAIR VICTORINO: Okay.

MR. MACARIO: I have control over my schedule.

CHAIR VICTORINO: Okay.

MR. MACARIO: So I can...

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CHAIR VICTORINO: Okay, I think that was very important in my mind. And I know you answered Mr. Guzman but I wanted to make sure that you can avoid conflict as much as possible as far as scheduling is concerned. Sometimes there's special meetings called so then I guess you'll have to adjust from that point. But other than that you feel like you can do this...this Board without any major problems?

MR. MACARIO I do not anticipate any problems, Mr. Chairman.

CHAIR VICTORINO: Okay, thank you very much. Any other questions? Seeing none, I will let you sit down. Thank you very much.

MR. MACARIO: Thank you.

CHAIR VICTORINO: At this time I'd like to make my recommendation if there's no other questions.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: Thank you. If...with...for no further discussion, the Chair would like to entertain a motion to approve the nomination of Matthew Macario to the Board of Ethics for the term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you very much, Mr. Chair. I move to approve the nomination of Matthew Macario to the Board of Ethics for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It has been moved by Ms. Baisa, seconded by Mr. Carroll to approve the nomination of Matthew Macario to the Board of Ethics for the term expiring March 31, 2020. Any further discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Opposed? Let the record show six "ayes", three excused. I...I will give these names and I will not mention these two names again because they are excused from the entire meeting, Mr. Don Couch and Mr. Riki Hokama. And Mr. White, hopefully will be in attendance very shortly. So with three excused and no "nays".

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, and Guzman.

NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Hokama and White.

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ABSENT: None.

ABSTAIN: None.

MOTION CARRIED.

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Matthew Macario to the Board of Ethics.

CHAIR VICTORINO: Thank you very, very much. And so that completes our Board of Ethics. Now going back to the first nomination that I missed. And I apologize, Mr. Molina. For the Affirmative Action Advisory Council. You have one nominee. So Mr. Molina, I will start with you and I won't miss you starting off from this point forward.

MR. MOLINA: No, no apologies necessary, Mr. Chairman. I know you've got a...certainly a big load today. But with regards to the Affirmative Action Advisory Council, the nominee is Karen Kiang. She would be filling one of the required vacancies to have a County employee on this particular board. She's currently an employee of the Parks Department and she did indicate to us she previously served on this particular council many, many years ago so she brings some prior experience with her. And we would humbly ask for your consideration of Ms. Kiang to this council. Thank you, Mr. Chairman and Committee Members.

CHAIR VICTORINO: Thank you very much. And if...you have the application is in your file if...and I did not ask Ms. Kiang to be here today. But if you have any questions that you want answered by Mr. Molina, please feel free to ask. Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you, thank you, Chair. Mr. Molina, on the application it indicates on her previous County experience, currently as it states, currently staff support to the Arborist Committee. Is this...is this a paid position? The staff to the Arborist committee?

MR. MOLINA: I believe it's part of her...if I may say, Mr. Chairman and Councilmember?

CHAIR VICTORINO: Sure, go ahead.

MR. MOLINA: It is currently part of her responsibilities and she's already a salaried employee, from my understanding, with the County so it's just basically another responsibility added for her. So she does staff the Arborist Committee and basically we consult with her if we have...the Mayor has any nominees to this particular Commission. So she, you know, keeps us informed as to what's happening on the Committee upon request.

COUNCILMEMBER GUZMAN: And, Chair, the only reason why I was asking was because it took quite some time to finally get staffing for Arborist Committee so I was somewhat

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concerned whether this was a volunteer position and therefore if she were accepted under this Affirmative Committee...Affirmative...is it Affirmative Action Committee? Yeah, Affirmative Action Council, she would not have time to be on the Arborist Committee. But answers...you answered my question thoroughly. Thank you.

MR. MOLINA: Councilmember...Mr. Chair, if I may add to your comments?

CHAIR VICTORINO: Yes, Mr. Molina?

MR. MOLINA: Councilmember Guzman, this particular Council meets very infrequently. They average maybe two to three times a year. So they don't meet very frequently so the issue of time she indicated to us would not be a problem for her.

COUNCILMEMBER GUZMAN: And...and...Chair, may I?

CHAIR VICTORINO: Yes, go ahead, Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you. Mr. Molina, just to give me an update or at least a briefing, we don't really interact so much with this council, this Affirmative Action Advisory Council. Can you explain what their role is in the council and what issues they face?

MR. MOLINA: Mr. Chairman, Councilmember.

CHAIR VICTORINO: Go ahead.

MR. MOLINA: If...just basically in a nutshell, they deal with affirmative action hiring policies. And they...basically they go through a review and if there are any issues that come up, let's say, a complaint against the County with hiring policies and if it's consistent with Affirmative Action law, that's...those are the kinds of matters that they typically deal with.

COUNCILMEMBER GUZMAN: Do they advise in terms of policy crafting or drafting of internal policies, hiring and firing and things like that?

MR. MOLINA: They may. They may on occasion give again advisory...they serve an advisory capacity. This particular council is overseen by our Personnel Department. More specific questions I think might be more appropriate for the Personnel Director to give a more detailed response to their responsibilities. But I would guess on a safe bet that I'd...sure they would have some thoughts on providing advisory opinions on various County policies as it relates to Affirmative Action.

COUNCILMEMBER GUZMAN: Okay. Thank you.

CHAIR VICTORINO: Thank you. Ms. Baisa?

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COUNCILMEMBER BAISA: Yes, Chair. There's a couple things in her application that I think are worth pointing out and I like them. One is that she was the Executive Director of Mediation Services for quite a while and so that tells me that she has a lot of expertise in looking at issues and finding solutions amicably which I think is very important when you're dealing with Affirmative Action issues. The other thing is she's also been a past member of the Grants Review Board which is another place where one picks up this kind of experience. So I think she'll make a good member. Thank you.

CHAIR VICTORINO: Thank you, Ms. Baisa, for those comments. Any other comments or questions for Mr. Molina? Seeing none, I would like to make my recommendation if I may?

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: Thank you. I'd like to move...or I should say, I would like to entertain a motion to approve the nomination of Karen Kiang to the Affirmative Action Advisory Council for the term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Karen Kiang to the Affirmative Action Advisory Council for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It has been moved by Ms. Baisa, seconded by Mr. Carroll to approve the nomination of Karen Kiang to the Affirmative Action Council for the term expiring March 31, 2020. Any more discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: All those opposed? Let the record show six "ayes", no "noes", and three excused...three Members excused.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, and Guzman.

NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Hokama and White.

ABSENT: None.

ABSTAIN: None.

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MOTION CARRIED

ACTION: **Recommending ADOPTION of revised resolution approving the nomination of Karen Kiang to the Affirmative Action Advisory Council.**

CHAIR VICTORINO: Thank you very much. Oh, this is moving along very well so far. Okay, now the next one is going to be a very interesting one. Before I start, Members, I'd like to announce that the next two nominees I wanted to mention that the Council enacted Ordinance 4147 effective August 1, 2014, requiring that Board of Variances and Appeals have at least one member from Molokai and one member from Lanai. Those positions are unfilled and neither of the two nominees are from those islands. So Mr. Molina, can you speak to this?

MR. MOLINA: Yes, thank you, Mr. Chairman and Committee Members. First of all, my apologies to the Committee for this oversight. This one's on me. I guess in our haste to fill these vacancies prior to the...meeting your deadline it was assumed that we already had a Molokai and Lanai representative. So upon after submitting the nomination list to you then it was discovered. And I wanna commend your staff, Mr. Victorino, for finding this error here. We will certainly...right now are in the process of finding a Molokai and a Lanai representative to serve on this Board and Commission. And as stated at a previous meeting, the Administration is certainly open to any of your suggestions as to who out there in the community might also be worthy of consideration for this nomination. So with that said, we certainly would support you going through the process of rejecting the nominees based on these technicalities. And for the record, Mr. Matsuura and Mr. Freitas were the nominees...are certainly very worthy candidates. Mr. Matsuura was currently serving on the BVA, filling out someone else's term and was being considered for a reappointment. And Mr. Freitas is concluding his term on the Planning Commission. So these two individuals are certainly worthy of consideration but we'll now certainly have to look at other boards and commissions for consideration for these individuals. Thank you, Mr. Chairman and Committee Members.

CHAIR VICTORINO: Thank you, and Mr. Matsuura and Mr. Freitas were both contacted. I made sure that they knew what the circumstances were and they both agreed and they were more than happy...more than happy to be serving on another commission or board in the future. So I know that has been resolved also. So they understand the circumstances and there was no ill feelings in that respect. So any discussion? If not, then I will like to make --

COUNCILMEMBER GUZMAN: Chair?

CHAIR VICTORINO: --my...

COUNCILMEMBER GUZMAN: Okay, good.

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CHAIR VICTORINO: I would like to just make my recommendation, please. I understand and, again, it was an oversight. We caught it and they corrected it so we'll move on. But let's...let us remember now that we made certain changes and the Administration has to be cognizant of that, Mr. Molina. And there's other boards and commissions that we also want representation from Molokai and Lanai, yeah. And that's why we made that change back in August, okay. Thank you. So I'd like to make my recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: I would like to recommend the disapproval of the nominees of Scott Matsuura and Joaquin Freitas to the Board of Variances and Appeals. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to disapprove the nominations of Scott Matsuura and Joaquin Freitas to the Board of Variances and Appeals.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It has been moved by Ms. Baisa, seconded by Mr. Carroll to disapprove the nomination of Scott Matsuura and Joaquin Freitas to the Board of Variances and Appeals. Any other discussion?

COUNCILMEMBER GUZMAN: Thank you, Chair. I just wanted to ask Mr. Molina whether they...are you going to at least keep in contact with the two nominees and make sure that they get on a board or a commission that's gonna be available or open?

MR. MOLINA: Chairman, Councilmember Guzman, certainly, of course. And thank you for bringing that up. These two individuals are very dedicated public servants and we certainly don't want them...we certainly want their talents on our boards and commissions. But in this particular case due to the technical oversight and I certainly take full responsibility for that. And I know it was a recent change made by the Council back in 2014 so...but still that's no excuse on my part. But we will certainly keep Mr. Matsuura and Mr. Freitas in the loop and advise them of any potential openings on our boards and commissions. Thank you for the question.

COUNCILMEMBER GUZMAN: Thank you. Thank you, Chair.

CHAIR VICTORINO: Thank you. Seeing no other discussion, all those in favor of the disapproval of the nominations of Scott Matsuura and Joaquin Freitas to the Board of Variances and Appeals, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Opposed? Let the record show six "ayes", no "noes" and three excused. Thank you very, very much.

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VOTE: **AYES:** **Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, and Guzman.**

NOES: **None.**

EXC.: **Vice-Chair Couch and Councilmembers Hokama and White.**

ABSENT: **None.**

ABSTAIN: **None.**

MOTION CARRIED

ACTION: **Recommending ADOPTION of revised resolution disapproving the nominations of Scott Matsuura and Joaquin Freitas to the Board of Variances and Appeals.**

CHAIR VICTORINO: Moving on, we will now go to the Civil Service Commission. Oh...excuse me, one...quick recess, please, because my list has changed. One moment. . . .(gavel) . . .

RECESS: 9:41 a.m.

RECONVENE: 9:41 a.m.

CHAIR VICTORINO: . . .(gavel) . . . Policy and Intergovernmental Committee will...Intergovernmental Affairs Committee will reconvene. We move on now to the Council of Aging and we have two nominees. The first one...first of the nominees is Kathleen --

MS. HARROWBY: *(speaking from audience)* Harrowby.

CHAIR VICTORINO: --Harrowby, okay. Thank you, Ms. Harrowby. I appreciate the correction. And if you would come forward to be interviewed, please, and then I have Mr. Spicer would be the next one. So good morning, Ms. Harrowby. Thank you very much.

MS. HARROWBY: Good morning. It's nice to see all of you here. Lot of familiar faces. Good morning, Mr. Chairman. Good morning, members of the Council. I appreciate the opportunity to come up here and introduce myself. My name is Kathleen Harrowby. I'm from Wailuku. I first came to Maui in 1969. I attended Maunaolu College. When Maunaolu was sold, I went back to the mainland and finished my degree, undergraduate degree, U Mass-Dartmouth. I came back to Hawaii, my home, and finished my Master's Degree in Library and Information Science at the University of Hawaii-Manoa. When I came back to Maui, they had a freeze on hiring of educators

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and so I went to work out of Maalaea as a snorkel instructor on the boats that went out to Molokini. And, yeah, I was doing my teaching through that but I became fully aware of the cross-section of all of the people who visit Maui and those of us who live here. In 1991 I was lucky enough to be hired by Maui High School. I kid around and say that I did everything there except the janitor's job. I first worked as the Curriculum Coordinator, moved on to the classroom and taught English for five years and finally I graduated from high school after almost 25 years as the Head Librarian at Maui High School. I'm very proud of that. I miss the kids desperately so I have gone back. I'm substitute teaching occasionally in the...as the AP, Advanced Placement, Language Arts teacher. Since I have left this school, I've been at loose ends wanting to continue to give back to my community, became aware of the opening in the Council on Aging. My mom is 87 years old. She lives at Lokelani Hale. She luckily is still an independent elderly lady, feisty as ever. And I have become very aware of the services that are available to her and the services that I would like to see available to all of the elderly on Maui. I feel it's my soul's kuleana to give back to the community and the way that I can do it now is--I started with the young 'uns--and I'd like to go on with the elderly. So thank you for your consideration.

CHAIR VICTORINO: Thank you, Ms. Harrowby. Thank you very much. And I was reading your bio and I'll let Ms. Baisa comment a little more but you put over here, "after reading Ms. Baisa's editorial in *The Maui News* on volunteering". So I guess it does work. Thank you very much.

MS. HARROWBY: It does very much, thank you so much.

CHAIR VICTORINO: Okay. We'll start with Mr. Carroll. Mr. Carroll, do you have any questions for the testifier?

COUNCILMEMBER CARROLL: No questions. Thank you for volunteering.

MS. HARROWBY: Thank you.

CHAIR VICTORINO: Ms. Baisa?

COUNCILMEMBER BAISA: Thank you very much, Ms. Harrowby, for being here and for referring to the article. I'm glad people were reading that. But, you know, as a Saber myself, I'm very impressed with your background. And it sounds to me like you really understand the role of the Office on Aging. And I'm very delighted that you're volunteering. Thank you.

MS. HARROWBY: Thank you.

CHAIR VICTORINO: Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. And, again, I concur with my fellow Members and thank you for volunteering. I have no questions but definitely look forward to having you on this Committee.

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MS. HARROWBY: Thank you.

CHAIR VICTORINO: Ms. Crivello?

COUNCILMEMBER CRIVELLO: Thank you, Chair. Thank you. I really appreciate your sharing and I look forward to serving with you on the Council on Aging.

MS. HARROWBY: Thank you.

CHAIR VICTORINO: Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you. I have no further questions. I know Kathleen. We've met before and we've had long discussions in terms of the issues that are facing Maui and the homeless. So I believe her heart...her heart is in the right place and I thoroughly endorse this candidate...or this nominee. Thank you.

CHAIR VICTORINO: Thank you.

MS. HARROWBY: Thank you.

CHAIR VICTORINO: And I'll close by saying, Ms. Harrowby, you know, I've seen you around. You've been very active in the community. Thank you for what you do for our young people, what you plan to do in helping us not only with the elderly but also our homeless...homelessness problem. Thank you because we need more citizens like you stepping forward. So thank you very, very much.

MS. HARROWBY: Thank you.

CHAIR VICTORINO: Any other...at this point I will let you have a seat if you want to.

MS. HARROWBY: Thank you so much. I appreciate your time.

CHAIR VICTORINO: Thank you. If there is no other discussion, I'd like to make my recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: The Chair would like to entertain a motion to approve the nomination of Kathleen Harrowby to the Council on Aging for the term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Kathleen Harrowby to the Council on Aging for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

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CHAIR VICTORINO: It has been moved by Ms. Baisa and seconded by Mr. Carroll to approve the nomination of Kathleen Harrowby to the Council on Aging for a term expiring March 31, 2020. Any further discussion? Seeing none, all those in favor, signify by saying, "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Opposed? Let the record show six "ayes", no "noes" and one...and three Members excused. Thank you very, very much.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, and Guzman.

NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Hokama and White.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Kathleen Harrowby to the Council on Aging.

CHAIR VICTORINO: The next nominee for the Council on Aging is Mr. David Spicer. Mr. Spicer, would you come to the podium, please? Mr. Spicer, please go ahead. I apologize.

MR. SPICER: Yes, thank you, Mr. Chairman, Members of the Committee. I'm David Spicer. My wife and I moved here a little over two years ago. I spent my entire working career in public service, the last 20 in the emergency response community. And as such I was with the Missouri Department of Health as their Emergency Preparedness Director in their Senior Citizens Division. Doing that I spent a lot of time with not only hospitals but nursing homes, assisted living facilities and this on their wants, needs and preparedness for emergency and everyday care. I have served on numerous city, county and even Federal boards and commissions so I'm aware of the Sunshine Laws and Robert's Rules of Order, so forth. Anyway, I saw in the paper where they were asking for volunteers for boards and commissions and I submitted my application for consideration and would be honored to serve and assist the County of Maui. Thank you.

CHAIR VICTORINO: Thank you very much. Will you hang on now for questions. I will start with you, Mr. Guzman, and work our way across. Go ahead.

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COUNCILMEMBER GUZMAN: Thank you, Mr. Spicer, for being here today. Something very interesting in your application. You served as the Terrorism Response Coordinator for Missouri's Department of Health and Senior Services.

MR. SPICER: Yes, sir.

COUNCILMEMBER GUZMAN: Can you...

MR. SPICER: My previous occupation before I started emergency preparedness and went into that for something like 20 years, I was Chief Deputy and a Major Case Crime Investigator for state and local governments for about 25 years. So my first occupation was law enforcement.

COUNCILMEMBER GUZMAN: Thank you. Thank you, Chair.

CHAIR VICTORINO: Okay, thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: No questions. Again, thank you. Thank you for bringing your skills --

MR. SPICER: Thank you.

COUNCILMEMBER CRIVELLO: --to the process of volunteering. Thank you.

CHAIR VICTORINO: Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. No questions at this time. But thank you.

MR. SPICER: Thank you.

CHAIR VICTORINO: Thank you. Ms. Baisa?

COUNCILMEMBER BAISA: Yes, thank you, Mr. Chair. And thank you, Mr. Spicer, for being here. Thank you for volunteering. You know, I live with a former law enforcement office myself. And strangely he was in organized crime too.

MR. SPICER: Oh.

COUNCILMEMBER BAISA: And so I know the personality and I think you'd be a great addition to the Office on Aging...to the Committee on Aging. You know, there's a lot of concern nowadays with our seniors and them being victimized or, you know, people taking advantage of them. I think your background will be very, very helpful in looking at program services. Thank you so much.

MR. SPICER: Mahalo.

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EXC.: Vice-Chair Couch and Councilmembers Hokama and White.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of David Spicer to the Council on Aging.

CHAIR VICTORINO: Okay, moving right along. Our next nominee is to the Hana Advisory Committee. And I'm hoping he's there. He'd be there about 10 o'clock. Okay, well what we will do is...at this time we'll do the first nominee, Dawn Lono, from the...to the Hana Advisory Committee. If that name sounds familiar, that's the same Dawn Lono that we always...works for us out in Hana. And we'd like to thank Dawn not only for working for us but also volunteering. So at this time, Dawn, are you there?

MS. LONO: Yes, this is Dawn.

CHAIR VICTORINO: Okay, so I will open up the floor for questions for you. I'll start off with your representative, Mr. Carroll.

COUNCILMEMBER CARROLL: Thank you, Chair. I have known the applicant for many years besides working for us, but long, long before that. She's well-received in the community. She was instrumental in reactivating our Hana Community Association that...so people like this Council could have a better reading on what's going on in our Hana. She's always been there for our people and I think...and she knows just about everybody there and I think she'd be a great asset to the committee. Thank you.

CHAIR VICTORINO: Thank you very much. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you very much, Mr. Chair. I have no questions but I do want to thank Dawn for taking on more responsibility. She's a busy lady as it is but certainly very involved in community. I think she'll be a big asset. Thank you.

CHAIR VICTORINO: Thank you very much. Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. And just wanna give my thanks to Ms. Lono for all her service and work she does for this County and especially Hana. But I guess saying that as busy as you are, you are...you do...you will have the time for this?

CHAIR VICTORINO: Dawn?

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MS. LONO: Yes, I feel I would have the time. The committee does not meet, you know, on a regular basis, a couple of times a year, maybe three or four times depending on the issues that are put before it. So I don't feel I will have any problem committing the time.

COUNCILMEMBER COCHRAN: Very good. Thank you again for your service, Dawn. Aloha.

CHAIR VICTORINO: Ms. Crivello?

COUNCILMEMBER CRIVELLO: Thank you, Dawn. Aloha and mahalo. I don't have any questions but, you know, I appreciate you volunteering and as a 30-plus-year resident of heavenly Hana, I'm sure you can give us the good advice that decisions have to be based on for Hana. Mahalo.

CHAIR VICTORINO: Thank you. And Mr. Guzman has left the room for a little bit so I will close by saying, Dawn, thank you again for taking on more duties. You've been an integral part of Hana and on the years I've served on the Council and even before that, very active in the community and very, very helpful for those who had questions in any regard as far as Hana and its community. And thank you for putting the...helping get the association reactivated. So with no further discussion, I'd like to make my recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: Thank you. The Chair would like to attend...excuse me. The Chair would like to entertain a motion to approve the nomination of Dawn Lono to the Hana Advisory Committee for a term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Dawn Lono to the Hana Advisory Committee for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It's been moved by Ms. Baisa and seconded by Mr. Carroll to approve the nomination of Dawn Lono to the Hana Advisory Committee for the term expiring March 31, 2020. Any further discussion? Seeing none, all those signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Opposed? Let the record show five "ayes", no "noes" and four excused. And then I will announce the name because I know there's one more Member, Mr. Couch, Mr. Hokama, Mr. Guzman, and Mr. White.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, and Crivello.

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NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Guzman, Hokama, and White.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Dawn Lono to the Hana Advisory Committee.

CHAIR VICTORINO: And by the way, I just wanted to announce that we are down to bare quorum so if anyone needs any personal needs, please signal so that I will take a recess, yeah. Moving right along, Dawn, has Gale shown up at this point?

MS. LONO: Yes, sir. Mr. Notestone is sitting here.

CHAIR VICTORINO: Okay. We have the next nominee to the Hana Advisory Committee, Mr. Gale Notestone. Mr. Notestone is a Captain in the Fire Department and is on a 72-hour shift as I mentioned earlier, so he was unable to come in but we have him via phone. Mr. Notestone, would you like to say a few words or open up with some comments, please?

MR. NOTESTONE: Good morning and thanks for...for all you do. I also want to thank you for the letter of recognition for the 20th anniversary of the Hana Fire Station that we held two days ago. It was a roaring success. And I wanna thank you for that and I look forward to this interview.

CHAIR VICTORINO: Thank you very much, Mr. Notestone. Let us say we're thankful to you and the other firefighters in Hana and all our districts for the great work you do to protect and keep our communities safe. So thank you very, very much.

MR. NOTESTONE: Thank you.

CHAIR VICTORINO: I will start with you, Miss...if you don't mind, Ms. Crivello, would I be allowed to start with Mr. Carroll --

COUNCILMEMBER CRIVELLO: I have no problem.

CHAIR VICTORINO: --the representative from the District.

COUNCILMEMBER CRIVELLO: You go...you do whatever you need to do.

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CHAIR VICTORINO: Thank you, Ms. Crivello. I will start with you again, Mr. Carroll. Now I gonna have to start twice this side so I change the order, but go ahead, Mr. Carroll.

COUNCILMEMBER CARROLL: Thank you. I think this is an excellent choice. He brings a lot to the community and I can't think of another person that I would pick over him at this time. Thank you.

CHAIR VICTORINO: Thank you very much. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I have no questions about Mr. Gale Notestone. I know him. I know of his volunteer work in the community and I know that he has passion in the community for helping and making things better so I think he's a great person. We'll be lucky to have him volunteer. Thank you, Gale.

CHAIR VICTORINO: Thank you. Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. And also no questions but I just wanna thank Mr. Notestone for finding the time to volunteer and I, you know, trust in the words and comments of my colleagues. Thank you.

CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: Again, I'd like to just express my mahalo for you extending your time to volunteer and to serve Hana and all of Maui County. Mahalo.

CHAIR VICTORINO: Thank you. And again I'll close by saying the same thing. Thank you very much for extending yourself even further. I truly appreciate that. And wish you nothing but continued and safe journeys out there in Hana...like Ms. Crivello said, heavenly Hana.

MR. NOTESTONE: Well, thank you, Mr. Victorino.

CHAIR VICTORINO: You're more than welcome. At this point, I would like to make my recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: Thank you. The Chair would like to entertain a motion to approve the nomination of Gale Notestone to the Hana Advisory Committee for the term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Gale Notestone to the Hana Advisory Committee for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

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CHAIR VICTORINO: Thank you. The motion has been made by Ms. Baisa, seconded by Mr. Carroll to approve Mr. Gale Notestone to the Hana Advisory Committee for the term expiring March 31, 2020. Any further discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: All those opposed? Let the record show five "ayes", four excused, again Mr. Couch, Mr. Hokama, Mr. Guzman, and Mr. White. Thank you very much and Dawn and Gale, thank you very much. Have a great day.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, and Crivello.

NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Guzman, Hokama, and White.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Gale Notestone to the Hana Advisory Committee.

CHAIR VICTORINO: Okay. Now next will be the Lanai Planning Commission. We have two nominees. The first one will be Mr. James Clemens. And we have also Jarrod Barfield. At this time I'd like to call on Mr. Molina to give us a brief overview of Mr. Clemens from Lanai.

MR. MOLINA: Thank you very much, Mr. Chairman and Committee Members. Mr. Clemens' application had been before you as a potential nominee for the Lanai Planning Commission. The Administration wants to give Mr. Clemens another opportunity for your consideration. Based on the fact the Mr. Clemens does participate in many of the community meetings and certainly has been...voiced his opinions on a number of issues. And he has also expressed a real sincere desire to represent the folks out in Manele. And I know the importance of geographic representation has been made. The importance of that like, for example, on our Maui Planning Commission we get citizens from different parts of the island. Well, the same, I guess, rationale was suggested by Mr. Clemens whereas the majority of the folks on the Commission currently come from Lanai City and I believe there's one member from the Koele area. But as of this moment there's no one from the Manele area so which is why Mr. Clemens asked for a consideration to be considered by you to represent the Manele area and offer his

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points of view with regards to planning issues on the island of Lanai. And, of course, diverse opinions are always very healthy for any board or commission to consider. So with that being said, the Administration would like to ask for your consideration of Mr. Clemens to the Lanai Planning Commission. Thank you, Chairman. Thank you, Members.

CHAIR VICTORINO: Thank you, Mr. Molina. Is Mr. Clemens in the gallery? Okay, I thought that was you but I'd forgotten what you look like. I apologize. Would you come to the podium to be interviewed, please? Good morning, Mr. Clemens.

MR. CLEMENS: Good morning.

CHAIR VICTORINO: Thank you for being here. I will start with you, Ms. Crivello, this time.

COUNCILMEMBER CRIVELLO: Thank you for being...

CHAIR VICTORINO: Oh, I'm sorry. Let...I forgot him to ask him to give a brief opening.

COUNCILMEMBER CRIVELLO: Okay.

CHAIR VICTORINO: I apologize, my fault.

COUNCILMEMBER CRIVELLO: No need apologize.

CHAIR VICTORINO: Thank you. Mr. Clemens, would you like to give an opening statement. I apologize.

MR. CLEMENS: Sure, thank you. Thank you, Mr. Chairman. Thank you, Council. I'm very appreciative of being here. My wife and I moved to Lanai in 1995 and we're still here. I was a former owner of a construction company I started in Philadelphia. And I think other than serving as a Marine, a young Marine in Vietnam, I don't think there's ever been a point in my life where I have not served on some committee or board even to the present day. So I have a passion for Lanai. I have...very, very exciting time on Lanai right now with the new owner and all the changes and what's happening and I look forward to hopefully adding my expertise to the Commission. Thank you.

CHAIR VICTORINO: Thank you very much. Ms. Crivello?

COUNCILMEMBER CRIVELLO: Mr. Clemens, thank you for being here. We've had...we have couple and I guess there's more testimony in support of your appointment from Lanai and I'm sorry that our...my colleague from Lanai is not here today to sort of give us a better overview. I have here a letter of opposition and I'd just like for you to...whether or not...if there's any truth to it or not. But what about...it says that Mr. Clemens has shown over the years as an individual who only cares about himself and not what his...outbursts like, "you are lowering my property value", or, "you are ruining this island" during Commission meetings and other community meetings. Is that a one-time behavior of frustration or would you agree with this letter?

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MR. CLEMENS: It's absolutely bogus.

COUNCILMEMBER CRIVELLO: Oh, bogus.

MR. CLEMENS: And if you want me to speak openly about it, I will be happy to. I never had an outburst. The Commissioner...the chairman of that committee, I went up to ask him a question at a informational meeting, not at a Planning Commission meeting. And I went up to ask him a question, why the Planning Commission put a condition on accepting the desal plant that hurt the Manele district. And he came after me to hit me to...with his fisticuffs. And the gentleman he was with got in the middle of it. I was shocked. I had no idea. Obviously, this person...I don't know what's going on with him. But that...that's the present chair of the Planning Commission.

COUNCILMEMBER CRIVELLO: Okay.

MR. CLEMENS: Thank you.

COUNCILMEMBER CRIVELLO: Thank you.

MR. CLEMENS: And I had no knowledge that...that...I'm not surprised that he would write that letter.

COUNCILMEMBER CRIVELLO: Thank you. Thank you, sir.

CHAIR VICTORINO: Thank you. Mr. Guzman?

COUNCILMEMBER GUZMAN: I have no further questions.

CHAIR VICTORINO: Thank you. Ms. Cochran?

COUNCILMEMBER COCHRAN: Yeah, thank you. I just...I have received some letters also in opposition to your appointment. And I, too, concur that it's unfortunate that our representative of the island is not here to shed more light upon the comments and queries that we've been receiving. So I don't have any questions, Chair, at this time.

CHAIR VICTORINO: Thank you. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you very much, Chair. I'm in the same situation as Ms. Cochran. I guess we all got these letters and it is sad that our representative from Lanai couldn't be here today 'cause I would've have liked to hear from him. But I thank you for answering Ms. Crivello's question. It was good to hear that. Thank you.

CHAIR VICTORINO: Mr. Carroll?

COUNCILMEMBER CARROLL: Thank you, Chair. Along with Mr. Hokama I've worked on Lanai issues for many, many, many years even before I was on the Council. And I'm

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sure that if Mr. Hokama had any objection, he would've let me know, or the other Members know. And he has not come forward with anything. So I support the motion. I think they should have some interesting meetings and it's good to have different points of views. The last thing you want is a committee with everybody being like-minded. Thank you.

CHAIR VICTORINO: Thank you. And...

MR. CLEMENS: Mr. Chairman, could I make another comment?

CHAIR VICTORINO: Would the Committee allow that?

COUNCILMEMBER BAISA: Yes.

CHAIR VICTORINO: Okay, go ahead, Mr. Clemens.

MR. CLEMENS: I'm not surprised that there were a few letters but I also think there were probably over 40 letters favoring me. This little group on Lanai, they, they...it's...I don't wanna say anything bad about them. They have...they have an agenda and they don't like people to oppose them if I may say that. So that's the only comment I have about it. I look forward...I have passion for Lanai. I serve on the Lanai Community Association for the last seven years. We started the Royal Lanai Yacht Club and support the keiki paddling program. I'm involved in just about everything to do, from the hospital to you-name-it on Lanai. And thank you, that's all I have to say.

COUNCILMEMBER COCHRAN: Chair?

COUNCILMEMBER GUZMAN: Chair?

COUNCILMEMBER COCHRAN: Oh.

COUNCILMEMBER GUZMAN: That's all right. Point of privilege.

CHAIR VICTORINO: Ms. Cochran first and then I'll call upon you. Go ahead.

COUNCILMEMBER COCHRAN: Thank you, Chair. And Mr. Clemens...a question for Mr. Clemens?

CHAIR VICTORINO: Yeah, go ahead.

COUNCILMEMBER COCHRAN: Yeah, hi, thank you, Mr. Clemens. And so you mentioned 40 letters of support. Were they sent to this body?

MR. CLEMENS: They were e-mailed to Mr. Victorino.

COUNCILMEMBER COCHRAN: Okay.

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CHAIR VICTORINO: Yeah.

MR. CLEMENS: Because of the timing when I found out about this meeting with the holiday, I knew there was no time to get those letters in but I know those letters...I know they all exist because people copied me with them. I was quite shocked to tell you the truth of all that support.

COUNCILMEMBER COCHRAN: Okay.

CHAIR VICTORINO: Ms. Willenbrink, would you like to address that please?

MS. WILLENBRINK: Yes, Chair. Those letters were transmitted from your e-mail to the PIA Committee and they're available in SharePoint to view.

COUNCILMEMBER COCHRAN: Okay.

CHAIR VICTORINO: Thank you. Ms. Baisa, you had something else you wanted to add? Go ahead.

COUNCILMEMBER BAISA: I'm wondering if a brief recess might be a good thing right...a very short one.

CHAIR VICTORINO: Thank you. Mr. Guzman?

COUNCILMEMBER GUZMAN: Chair, point of privilege. Can I ask a question to Mr. Molina?

CHAIR VICTORINO: Yeah, go ahead.

COUNCILMEMBER GUZMAN: Thank you. Mr. Molina, is there a timeframe, deadline on whether to pass this out or not, this particular, specific commission appointee?

MR. MOLINA: Certainly. Good question, Councilmember Guzman. Maybe with Corp. Counsel providing some needed assistance, I believe the Council has up to 60 days to make a decision. For example, if in Committee no recommendation is made and it goes to Council and if there's no recommendation made as well, the nominee would be deemed approved. But my recollection, as formerly chairing this Committee, yeah, you do have up to 60 days. And it's...the ball is in your court as to whether you wanna make a decision today or move on and move to another meeting. I believe you have...I guess Chairman Victorino mentioned you do have another meeting scheduled for the first week of March. So with that being said, that's basically the time parameters you have and I don't know if Corp. Counsel would like to add anything else to it. Thank you.

COUNCILMEMBER GUZMAN: Yeah, may I ask Corp. Counsel if we...if it's possible to bifurcate...

CHAIR VICTORINO: Mr. Guzman, I did announce earlier that March 2 was our next meeting.

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COUNCILMEMBER GUZMAN: Chair, under Robert's Rules of Order, you just...you just granted me privilege.

CHAIR VICTORINO: . . .*(Inaudible)*. . .

COUNCILMEMBER GUZMAN: You cut me off right now, I'm gonna ask for point of order.

CHAIR VICTORINO: And I'm gonna say no, you're out of order because I did announce this when we first started the meeting, okay, that we had March 2nd was another meeting that we had to get it by the March 16th Council meeting one way or the other, approved or disapproved or then it would become automatic. But I will allow Mr. Kushi to address the situation. Mr. Kushi?

MR. KUSHI: Yes, sir, Mr. Chair. What Mr. Molina said is basically correct. The Charter just says that you have 60 days from the date the Mayor nominates a person for a vacancy. You have 60 days. If you don't act up or down within 60 days, the nomination is confirmed. So 60 days from whenever you guys received this and I think it's --

UNIDENTIFIED SPEAKER: January 31st.

MR. KUSHI: --March 31st.

CHAIR VICTORINO: Yeah. No, no, no, no. We received it --

MR. MOLINA: January 30th.

CHAIR VICTORINO: --January 30th.

MR. MOLINA: Yeah. So you have two months from that time.

MR. KUSHI: So whenever...60 days plus that.

CHAIR VICTORINO: Okay.

MR. KUSHI: But that's Council action now.

CHAIR VICTORINO: Okay. Thank you. Any further questions, Mr. Guzman?

COUNCILMEMBER GUZMAN: Do we need to bifurcate this item and motion for a deferral on that specific item, Mr. Kushi?

MR. KUSHI: Bifurcate?

COUNCILMEMBER GUZMAN: I mean do we need to ask specifically for a deferral on that specific item?

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MR. KUSHI: For this specific commission?

COUNCILMEMBER GUZMAN: Yeah.

MR. KUSHI: It's up to you. It's still up for this Committee, yeah.

COUNCILMEMBER GUZMAN: Okay.

CHAIR VICTORINO: Thank you. Any other questions?

COUNCILMEMBER GUZMAN: I'm done.

COUNCILMEMBER COCHRAN: Chair?

CHAIR VICTORINO: Yes.

COUNCILMEMBER COCHRAN: Sorry, not so much for Mr. Clemens, Chair, but for the discussion right now.

CHAIR VICTORINO: Mr. Clemens...I wanna let Mr. Clemens sit down if it's all right with everyone.

COUNCILMEMBER BAISA: Yes, yes.

CHAIR VICTORINO: Mr. Clemens, you may have a seat, please.

MR. CLEMENS: Thank you.

CHAIR VICTORINO: And, go ahead, Miss...well, let me tell you what I plan to do.

COUNCILMEMBER COCHRAN: Yeah.

CHAIR VICTORINO: Since...since, you know, this discussion has gone there and we have the representative from Lanai not here. So my plan was to defer this to March 2nd because everyone's jumping ahead of the gun. So let me tell you what I had planned to do is to defer this to March 2nd, with no objections. And then at that point in time, the...hopefully the Lanai representative would be here. If he's not, then unfortunate we'd have to make a decision one way or the other. But I do have, and you'll find in SharePoint...and again, we were instructed to put all e-mails into SharePoint for you to review. I review my SharePoint all the time from the various Committees. I ask all of you from now on to please take...take some time to review those e-mails that are sent to SharePoint by various Committees, not only from mine but from others also, yeah. So with no objections, I would like to defer the appointment to the Lanai Planning Commission of Mr. Jim Clemens.

COUNCILMEMBERS: No objections.

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COUNCILMEMBERS VOICED NO OBJECTIONS (excused: DC, RH, MW).

CHAIR VICTORINO: Thank you. And, Mr. Clemens, we will take this up on March 2nd, again. And you don't need to come again because we can do it via phone if you so choose to, okay. So thank you, Mr. Clemens, very much for being here today.

ACTION: DEFER pending further discussion (nomination of James Clemens to the Lanai Planning Commission).

CHAIR VICTORINO: The second nominee to the Lanai Planning Commission is Mr. Jessie [sic] Barfield. And is Mr. Barfield...I don't think Mr. Barfield's here. I don't see him. But would he be calling in or is he unavailable?

MS. WILLENBRINK: Chair? He did have to work today, but he was going to try to go to the Lanai Office. I have heard from Denise Fernandez that he has not shown up. And point of correction, his name is Jarrod Barfield.

CHAIR VICTORINO: Oh, I'm sorry. Jarrod, okay, I apologize. I said Jessie. I apologize. Jarrod Barfield, yeah, it's right here in my notes. Let me check with Lanai. Ms. Fernandez, is Mr. Jarrod Barfield there at this time?

MS. FERNANDEZ: No, Chair, he has not shown up.

CHAIR VICTORINO: Okay, with no objections, I will put this matter to the opportunity for Mr. Barfield to show up. And when...please let us know, Denise, if he does show up. Please e-mail us and we will then take him up next on the agenda right after the nominee that we're working on at that time.

MS. FERNANDEZ: Okay, will do.

CHAIR VICTORINO: Thank you, Denise. Okay, so we'll leave Mr. Barfield down until he's able to show up. The next group is the Lanai...I mean, Lanai...the Liquor Control Adjudication Board. Our next nominee to the Adjudication...the Liquor Control Adjudication Board is Miss...Mr. Bruce U`u. Mr. Molina, would you like to start on a few comments and I will call Mr. U`u up to the podium at the same time to expedite the matter. Go ahead.

MR. MOLINA: Okay, thank you, Mr. Chairman and Committee Members. The Administration would like to ask for your consideration of Bruce U`u who is employed by the Carpenters Union but is also very active in the community as you will note on his application. He served as a former Planning Commissioner and also is currently concluding his term on the Cultural Resources Commission and he's a, of course, long-time kama`aina and works with a lot of youth as well. So he has certainly interesting perspectives and concerns as it relates to liquor issues here on the island and County as well. So we'd like to certainly yield the microphone at this point to

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Mr. U`u and ask for your consideration of his nomination. Thank you, Chairman.
Thank you, Committee Members.

CHAIR VICTORINO: Thank you, Mr. Molina. Mr. U`u, good morning.

MR. U`U: Good morning.

CHAIR VICTORINO: Would you like to open up with a brief statement and some opening remarks?

MR. U`U: Sure. Good morning, Committee Members, Committee Chair. My name is Bruce U`u, lifelong resident of Maui County, hoping to get the nod to serve on the Liquor Control Adjudication Board. Served on the Planning Commission, also finished up my term on Cultural Resources Commission which I really enjoyed my time at the CRC...and both, by that way. And looking forward, you know, hopefully to serving on one more. Thank you for your guys' time and opportunity.

CHAIR VICTORINO: Thank you, Mr. U`u. We'll start with Mr. Guzman. Mr. Guzman?

COUNCILMEMBER GUZMAN: Yeah, thank you very much, Mr. Bruce...Mr. U`u. On the...I believe Mr. Molina mentioned that you had previously had some experience with the Liquor Control Board?

MR. U`U: No, no, none at all. Just after 21 years old, that's about it but no experience. Law abiding.

COUNCILMEMBER GUZMAN: Oh, oh I guess...are you previous...are you currently serving on another Commission?

MR. U`U: Cultural Resources Commission, yes, current.

COUNCILMEMBER GUZMAN: And when does that term...

MR. U`U: That term ends March.

CHAIR VICTORINO: March 31st.

COUNCILMEMBER GUZMAN: This...this coming 31st?

MR. U`U: Yes.

COUNCILMEMBER GUZMAN: Okay, okay. Yeah, I have no further questions.

CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: Aloha and thank you for being here.

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MR. U`U: Aloha.

COUNCILMEMBER CRIVELLO: I appreciate what you said here, "it is my kuleana to get involved and take the responsibility to heart." Just the fact that you've already...I think you're already groomed to serve on boards and commission with your previous experience. So I appreciate it. Mahalo.

MR. U`U: Thank you.

CHAIR VICTORINO: Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. And been seeing Mr. U`u at many commissions and committees and meetings and what have you, so I know he's definitely well-experienced at this. And I really don't have any questions. Thank you for your service.

MR. U`U: Thank you, Elle.

CHAIR VICTORINO: Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair, and thank you, Mr. U`u, for being here. Thank you for all your volunteer efforts in the community. I'm very well-aware of the broad involvement that you have and it's interesting that you would get on a liquor adjudication board. I'm sure you're going to do a good job there. Thank you very much.

MR. U`U: Thank you.

CHAIR VICTORINO: Mr. Carroll?

COUNCILMEMBER CARROLL: Thank you, Chair. No questions. I have known him for a very long time and I think he'll be a great asset to this Board. Thank you.

MR. U`U: Thank you.

CHAIR VICTORINO: Okay, thank you. And, Bruce, I will add that you have been an integral part of our governmental process for a number of years, an integral part of the community with your other activities with the Hawaiian civic clubs and other activities out there. And I wanna thank you very, very much. And we'll see what happens from here. But thank you for being here.

MR. U`U: Thank you all. Aloha.

CHAIR VICTORINO: Aloha. Okay, any more discussion? Seeing none, I'd like to make my recommendation.

COUNCILMEMBERS: Recommendation?

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CHAIR VICTORINO: Thank you. The Chair would like to entertain a motion to approve the nomination of Bruce U`u to the Liquor Control Adjudication Board for the term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Bruce U`u to the Liquor Control Adjudication Board for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It's been moved by Ms. Baisa, seconded by Mr. Carroll to approve the nomination of Bruce U`u to the Liquor Control Adjudication Board for the term expiring March 31, 2020. Any other discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Opposed? Let the record show six "ayes", three excused, Mr. Couch, Mr. Hokama, and Mr. White. And I won't say that again unless someone...Mr. White shows up. Thank you very, very much.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, and Guzman.

NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Hokama and White.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Bruce U`u to the Liquor Control Adjudication Board.

CHAIR VICTORINO: Our next nominee is to the Liquor Control Commission. This nominee is Mr. Roy Umeno. Mr. Umeno, would you finally come up to the podium? And Mr. Molina, would you like to say a few words about Mr. Umeno? Oh, I'm sorry.

MR. MOLINA: Yes. Thank you very much, Chairman and Committee Members. Mr. Umeno is currently in insurance, in the insurance business, a company called Pyramid Insurance Center. And he previously served on the Commission a few years back and

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I think he could probably elaborate a little better than I can on there. And he also served on the Civil Service Commission, so he's had some prior experience serving on these boards and commissions and the Administration feels that he would certainly be an asset with his prior experience and insight on liquor issues that come before them and the County as well. So with that being said, Mr. Chairman, I'll yield the floor to Mr. Umeno.

CHAIR VICTORINO: Thank you. And I'll take the point of personal privilege to say I've known Mr. Umeno for many, many years, some 30-plus years in the insurance industry. We've been competitors, but friendly competitors, and have shared a lot of time together as far as insurance issues and other issues in this community. So I wanna thank you very much, Roy, for being here this morning. I will start with you, Mr. Carroll. Mr. Carroll, do you have any questions...oh no, before we start, I'll give you a moment to give an opening statement. I apologize.

MR. UMENO: I don't need to make any statements.

CHAIR VICTORINO: I knew you were gonna do that, Roy. Mr. Carroll?

COUNCILMEMBER CARROLL: Thank you, Chair. And we admire a man of few words. I've known him a long time and I'm sure that again we have another person that's gonna be a great asset to the Committee. Thank you.

CHAIR VICTORINO: Thank you. Ms. Baisa?

COUNCILMEMBER BAISA: No questions, Chair. Thank you very much.

CHAIR VICTORINO: Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. And again just happy for people wanting to step up and volunteer. I was trying to quickly see what the roles and duties of this Commission is in particular and so, Mr. Umeno, if you can shed light for me on what it is that your responsibilities will be?

MR. UMENO: You mean on the Liquor Commission?

COUNCILMEMBER COCHRAN: Right.

MR. UMENO: I don't know exactly what the duties are in the Liquor Commission. I feel like...well, I can take care of anything that comes up as far as Liquor Rules, et cetera.

COUNCILMEMBER COCHRAN: Okay, thank you.

MR. UMENO: Is that good enough?

COUNCILMEMBER COCHRAN: And I see you were with the Civil Service...Civil Service Commission. So you kinda know the process, I suppose.

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MR. UMENO: Yes.

COUNCILMEMBER COCHRAN: But the subject will be different and seems like you can get up to speed quite quickly. And again thank you for your service.

MR. UMENO: Okay.

CHAIR VICTORINO: Ms. Crivello?

COUNCILMEMBER CRIVELLO: Good morning, thank you for being here. Did you apply for the Liquor Control Commission?

MR. UMENO: Yes.

COUNCILMEMBER CRIVELLO: Okay. Okay, thank you.

MR. UMENO: Thank you.

COUNCILMEMBER CRIVELLO: Thank you for being here, appreciate it.

CHAIR VICTORINO: Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you also for being here. Why did you apply for the Liquor Commission?

MR. UMENO: Well, I applied for and got on the Civil Service Commission and enjoying myself there so I felt like I wanted to do something else for the County.

COUNCILMEMBER GUZMAN: Do you know what the Liquor Commission does?

MR. UMENO: I think it's rules and regs on liquor...liquor laws.

COUNCILMEMBER GUZMAN: Okay. On the...I know that you've done more community service activities. On your application it's blank as terms as community and professional organization activities. Did...you didn't have any involvement in the community?

MR. UMENO: No. I was a coach...if that...at a high school.

COUNCILMEMBER GUZMAN: Thank you, Chair.

CHAIR VICTORINO: Thank you. And like I said, I've known Mr. Umeno for many, many years. And he's done other things. He's just too modest to...you know, he's a man of few words. You know, he just does things and that's why I know 'cause he's helped us in some of our golf tournaments and other things in this community. So I know this man does a lot of work but just doesn't like to talk about it though. And I can admire

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that. So without any other questions, Roy, you may sit down. Thank you. And if not, I'd like to make my recommendation at this time.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: Thank you. The Chair would like to entertain a motion to approve the nomination of Mr. Roy Umeno to the Liquor Control Commission for a term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Mr. Chair, I move to approve the nomination of Roy Umeno to the Liquor Control Commission for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It has been moved by Ms. Baisa, seconded by Mr. Carroll to approve the nomination of Roy Umeno to the Liquor Control Commission for the term expiring March 31, 2020. Any further discussion? Seeing none, all those...in favor I should say, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: All those opposed? Let the record show six "ayes", three excused at this time, and no "nays". Thank you very, very much.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, and Guzman.

NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Hokama and White.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Roy Umeno to the Liquor Control Commission.

CHAIR VICTORINO: The next Commission member for the Liquor Control Commission is Ms. Dawn Bicoy. Ms. Bicoy, are you here? I don't think...oh, yes, you are. There you are. I thought I saw you earlier. Dawn, would you come up? Mr. Carroll...ah, Mr. Carroll. Mr. Molina, would you like to give some opening remarks about Ms. Bicoy?

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MR. MOLINA: Of course, Mr. Chairman, thank you very much, and Committee Members. First of all, we're very pleased that Ms. Bicoy made herself available for consideration to the Liquor Control Commission. Ms. Bicoy, if you'll note on her application, is quite a busy lady. She's been involved with several community organizations on Molokai and currently is employed by the Monsanto Company as a State and Local Community Affairs spokesperson. And she certainly has some very good insight on a lot of issues and we feel that with regards to the issues of liquor and its impact on the community and our youth, we believe her insight will be quite valuable for the community as a whole. Respectfully we'd like to ask for your consideration of confirming her nomination to the Liquor Control Commission as a representative from the island of Molokai. Thank you very much, Mr. Chairman and Committee Members.

CHAIR VICTORINO: Thank you and, Ms. Bicoy, good morning.

MS. BICOY: Good morning.

CHAIR VICTORINO: And thank you for coming from Molokai and being here this morning to join us. Would you like to give an opening statement, please?

MS. BICOY: Okay, well, sure. Thank you very much and good morning, Councilmembers. I wanna say a special good morning to you, Council Chair Victorino and to Molokai Councilmember Stacy Crivello which I call Aunty Stacy. But I'm actually honored to be considered. I'm coming here bright-eyed, bushy-tailed. Have never been on a board or commission before but my family has a long lineage of being involved in the community and I'd like to continue that. I do take that seriously. I am a keiki o ka aina. And I wanted to also thank you for encouraging and enhancing neighbor island participation. I think it's important particularly because we're from a...we are a tri-County and Molokai, Lanai...coming from Molokai we have...we have unique and different perspectives just because of our geographic location and our size and the population there. But I think we all understand and want to be able to live under the same rules and regulations in a cohesive way and I'd like to bring that to the Commission. I think it's, like I said, I think it's important for me to serve in a civic...civic duties so I'm...and thank you very much. I'm happy to go through the interview.

CHAIR VICTORINO: Thank you, Ms. Bicoy, for being here this morning. We appreciate that.

MS. BICOY: Thank you.

CHAIR VICTORINO: And your willingness to serve the community in all aspects is well appreciated. Mr. Carroll, with your permission I would like to have that area representative lead off the questioning if you don't mind.

COUNCILMEMBER CARROLL: Proceed.

CHAIR VICTORINO: Thank you. Ms. Crivello?

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COUNCILMEMBER CRIVELLO: Aloha, Dawn.

MS. BICOY: Aloha.

COUNCILMEMBER CRIVELLO: Mahalo for being here. I have no questions, more comments. I surely support Dawn's appointment and I know she will be committed and takes her work seriously. Yes, the Bicoy family got plenty, plenty footprints on the island that's cemented and pa`a. So I can only say that she brings professional skills to the table and I think this is an enhancement for the boards and commission and I appreciate you being here. Thank you.

MS. BICOY: Thank you.

CHAIR VICTORINO: Thank you. Mr. Carroll?

COUNCILMEMBER CARROLL: Thank you, Chair. I support her. I think she will be...we're so fortunate. We've heard so many really good, qualified applicants and we have another one before us over here this morning. And I think, again, she'll be a great asset to the Committee and to her island. Thank you.

CHAIR VICTORINO: Thank you, Mr. Carroll. Ms. Baisa?

COUNCILMEMBER BAISA: Yes, thank you, Chair, and thank you, Dawn, for being here this morning. I know this little package of dynamite and I think she's gonna be a wonderful addition. She works very, very hard and has boundless energy.

CHAIR VICTORINO: Yes.

COUNCILMEMBER BAISA: Is very dedicated. So I know she'll do a great job and like Ms. Crivello says, you know, the Bicoys are like a, you know, kama`aina family here on Maui. I mean you guys are part of the community. I can't imagine what it would be without Bicoys. So I'm glad to see you involved and we're very grateful. Thank you.

MS. BICOY: Thank you.

CHAIR VICTORINO: Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair, and thank you, Ms. Bicoy, for coming all this way. And so I'm just wondering what voice you hope to bring from Molokai to this Commission here? What are...I guess there is outstanding issues there in regards to...issues.

MS. BICOY: To the liquor...liquor?

COUNCILMEMBER COCHRAN: Right.

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MS. BICOY: That I would not be familiar with. I wouldn't know if there are any outstanding issues. I think coming from Molokai, bringing my perspective to, like I said, to be able to take a look at the rules and regulations, make sure that they apply equitably to not just to Maui but to the tri-County. I'm sorry, I'm not really clear on your question. I apologize. Is that...

COUNCILMEMBER COCHRAN: Okay, thank you. I just...again to the other applicant in regards to the responsibilities of this Commission and what you...what you know of those responsibilities I suppose and how you're able to fulfill those responsibilities, I guess is my question.

MS. BICOY: Well, I know that they're supposed to appropriate funds as well as adopt rules and regulations as well as grant...or grant renewal or deny applications as well as, I believe, review the Director performance. So I've taken a look at all of those things. I think I'm able and equipped to be able to perform those responsibilities.

COUNCILMEMBER COCHRAN: Okay...in a, I guess...not in conflict way, obviously.

MS. BICOY: I would always defer to the rules and regulations.

COUNCILMEMBER COCHRAN: Okay, thank you. Thank you, Chair.

CHAIR VICTORINO: You're welcome. Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you very much, Ms. Bicoy, for being here.

MS. BICOY: Thank you.

COUNCILMEMBER GUZMAN: I have a interesting question. And it says here, aside from all your diverse background, I...something flags up to me and it says self-employed of the...co-owner of high-end European automotive repair.

MS. BICOY: That was...

COUNCILMEMBER GUZMAN: So that's very interesting that you have that included with all of your other business background and education. How did you...do you actually repair European cars?

MS. BICOY: I didn't do the actual repair. I hired people to do it for me. But...so this is a possible way of also giving some other perspective. I was self-employed most of my life until, you know, I worked for Monsanto. I started a few years ago. So I have not just a, you know, business perspective from an owner but also corporate perspective as well to be able to kinda bring all of that into...so working with, you know, some of the businesses that we would be taking a look at and reviewing and listening, you know, and understanding all of that. I think I can bring that perspective but, yeah, I was a owner of a automotive repair/refinishing high...for high-end European cars, yes.

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COUNCILMEMBER GUZMAN: With such a diverse background, was the Liquor Commission your first choice?

MS. BICOY: No, so there's a little point of clarification there. I actually applied for another committee and I was invited to interview to be able, you know, to see if you folks thought I would be appropriate for this Commission. I came...I think it's important to do your civic duty and so I'm willing whatever you feel is appropriate to be able to serve the County.

COUNCILMEMBER GUZMAN: What was your first choice?

MS. BICOY: It was the Molokai Community Advisory.

COUNCILMEMBER GUZMAN: Okay. And one policy question, do you believe...I mean what is your sense or take on whether fees that are collected through the Liquor fees, would they...would you feel that it's appropriate to use portions of those for drugs...drug abuse/alcohol programs? Would you support something like that?

MS. BICOY: Well, not understanding the rules and regulations of what is appropriate for the Commission, I would prefer to take a look and understand what the rules and regs say first before I would answer something hypothetical like that. Would that...

COUNCILMEMBER GUZMAN: Thank you, Chair.

CHAIR VICTORINO: Spoken well, spoken well. Thank you and --

MS. BICOY: My dad was a lawyer.

CHAIR VICTORINO: --never answer a question you don't know the facts behind of it. And I think I admire that, Dawn. And Ms. Bicoy, I'm very, very happy to hear that as far as your response. And I, too, will say that I have known you for many years and your activities with not only the youth but other groups there on Maui...in Molokai. I'm very much excited about your serving and understanding and giving back. Thank you very, very much.

MS. BICOY: Thank you, all of you, for the opportunity.

CHAIR VICTORINO: Thank you. Any other question? Seeing none, the Chair would like to make his recommendation, please.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: Yeah, the Chair would like to entertain a motion to approve the nomination of Dawn Bicoy to the Liquor Control Commission for a term expiring March 31, 2020. Ms. Baisa?

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COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Dawn Bicoy to the Liquor Control Commission for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It's been moved by Ms. Baisa, seconded by Mr. Carroll to approve the nomination of Dawn Bicoy to the Liquor Control Commission for the term expiring March 31, 2020. Any further discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: All those opposed? Let the record show six "ayes", no "nays" and three excused. Thank you very, very much.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, and Guzman.

NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Hokama and White.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Dawn Bicoy to the Liquor Control Commission.

CHAIR VICTORINO: So at this time I would like to take the morning break. And because we still have quite a lot of things to accomplish, could I please ask everyone to be back here no later than 10:50 because we still have the Cybersecurity issue to bring up at the very end of the meeting. So I would like to get to that if I can. But we still have a number of nominees. Again, we do have some time. I could defer some of this to March 2nd but I'd like to accomplish as much as possible. So with no...so this meeting will stand in recess till 10:50. . . .(gavel). . .

RECESS: 10:37 a.m.

RECONVENE: 10:56 a.m.

CHAIR VICTORINO: . . .(gavel). . . The meeting of the Policy and Intergovernmental Affairs Committee will reconvene. We will start off our next nominee is actually a

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reappointment to the Maui County Cultural Resources Commission. Mister...is Christy Gusman but Mr. Molina, would you like to open up with some remarks? And Ms. Gusman, would you come to the podium, please?

MR. MOLINA: Sure, thank you, Chairman Victorino and Committee Members. The Administration would like to ask you for your consideration of appointing Ms. Christy Kajiwarra-Gusman for a full five-year term on the Cultural Resources Commission. You previously approved Ms. Gusman for a short term up until the 31st of March of this year. And Ms. Gusman has expressed interest in continuing to serve our community in this capacity. So with that being said, Mr. Chairman, I'll yield the floor to you and Ms. Gusman. Thank you.

CHAIR VICTORINO: Thank you very much. Ms. Gusman, good morning.

MS. KAJIWARA-GUSMAN: Good morning.

CHAIR VICTORINO: Would you like to start with some opening remarks, please.

MS. KAJIWARA-GUSMAN: Yes, thank you, Chair, and members of the Council. I am very honored to be here this morning and to apply to continue my service on the Cultural Resources Commission. I've served since September which was only a few months but in that short time I, was actually one of the highlights of my services to the community. And it was something that reminded and taught me a lot about why we do this and where we come from was being involved in the acceptance of the Old Kahului Railroad Building to the Historical Preservation Database. That really reminded me why our services to the community is so important and it's because it really hit home being that it was a plantation era which is the time when I grew up. It was very important to me to see that go through. And I think it was important that the community be reminded that that is an industry that built Hawaii into it was today and it still remains in our...in our...in Maui County today we're the only island that still has that industry. And to not only preserve the past but to preserve the future of that industry and the people working there was something that was...hit home and was special to me. So I know you folks have all thanked everyone for their service to the community but I'd like to thank *you* first of all for giving me that opportunity to serve in that capacity. So thank you.

CHAIR VICTORINO: Thank you, Ms. Kajiwarra-Gusman. I gotta call you Ms. Gusman. That's too much.

MS. KAJIWARA-GUSMAN: That's fine.

CHAIR VICTORINO: Sorry. We've known each other for a long time and, you know, this young lady has a long name but she may be short in stature but dynamite when she gets out there, sometimes maybe too much. But I'll start with you, Mr. Carroll. You have questions or comments, please.

COUNCILMEMBER CARROLL: No comments at this time.

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CHAIR VICTORINO: Okay, thank you. Ms. Baisa?

COUNCILMEMBER BAISA: No, no questions, Chair, but certainly a lot of thanks, Christy, for your energy and I know how you are. You work 100 percent or even more when you get into something. Thank you.

MS. KAJIWARA-GUSMAN: Thank you.

CHAIR VICTORINO: And thank you. Ms. Cochran, your turn.

COUNCILMEMBER COCHRAN: Thank you, Chair, for my...sorry for my tardiness. And thank you, Mister...Ms. Gusman, for being here. I saw Mr. Guzman over there.

CHAIR VICTORINO: Mr., Mrs., we got all of 'em. Go ahead.

COUNCILMEMBER COCHRAN: And, Chair, I guess, has everybody received the handout? Okay, and so in reference to this as everyone here knows and yourself, too, Ms. Gusman, I did not approve your appointment to this Committee. And this handout that I've given to the Council reflects I guess...it spells out the character and...of yourself in reference to some occurrences that had happened after your appointment to this committee....this Commission. And so for me, it definitely _____ light on the person and I don't feel is appropriate to be representing a body such as the Cultural Resources Commission for this County as a whole. And that is why this has been sent to all of us to review and see. So this isn't something that had been previous to her appointment but this had occurred after. And, again, as a representative of this County and this Commission, to me it does not reflect a favorable light. And so I again will stand by my...my decision on this appointment and not be in support for a reappointment. So that is my comments at this point, Chair.

CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: Thank you, Chair. You know, when it comes back down to what Ms. Cochran was sharing and I guess with the...all of the issues that took place at that time, it was quite emotional for many people whether it was the pro or the con. And I would hope that we can move forward. Social media at times can just bring out the worst of all of us. And perhaps with that comment, you know, you would like to comment on it, too. But, you know, I regret that the basis of your participation will be based on...may be based on this but I think the credentials that you bring forth can hope to supersede what's been passed out with us. And perhaps you have a better explanation. But I think sometimes this social media...I've been a victim of social media during this issue, in particular with the initiative. And so I can fully understand and some of us deal with it differently. So thank you.

CHAIR VICTORINO: And at the end I will let you comment on this issue, Ms. Gusman --

MS. KAJIWARA-GUSMAN: Okay.

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CHAIR VICTORINO: --if you don't mind, okay.

MS. KAJIWARA-GUSMAN: A lot of this that has stated here is not how it happened, first of all. We did both seek police assistance and this story that is told here is not the way it happened. I do have my own police reports for what did happen. I find it very disturbing to think that someone my size could beat up two people your size, Uncle Mike. Really, this is not what happened. And a lot of emotions at the time were high. And I have actually had four prior incidents to this before any of this happened. People destroying signs off my fence on my property that have police reports were made. Ms. Cochran, I did bring four of your signs that were placed on our properties, various...my horse pasture and various other properties, back to you here at the County Building because no permission was asked to place those signs on my fence. The frustration that you go through when dealing with...with something like this, having to, you know, support jobs and support people and trying to make sure that food is being put on the table for your kids at the same time, is...is, you know, you pull up in your driveway and someone's trying to put a sign not on your fence but directly in front of it, three inches, is, you know, after going through four other instances where you already have police reports and you're, like, okay I finally got these guys and you have a picture of the guy and you're trying to call the police and nobody does anything. There's threats being made to your home and property. I'm gonna protect myself and I'm gonna protect my kids. And basically that is what it comes down to, is they were...the pictures that we have and everything that we do have shows exactly where they were. I did seek legal counsel and I was advised to let the thing cool off until after the election. So it being brought forth now, I have put this behind me. Mr. Lehman and his friend that was with him, you know, I had assumed that they would've done the same 'cause we haven't heard anything from police or prosecutor, anybody in...you know, since anything happened. I've continued my service in the community and continue to move forward with this. But it is not something that I think I should be judged on because this was my personal home and personal property. They were on my property. And my 15-year-old son was also there with me at the time and, you know, it's just kinda...I did...I was very upset and anybody would be, like I said after going through it several times and just trying to find out who's doing this to my property over and over and over again. So like I said, you know, Ms. Cochran, you bringing this up. Your campaign people have done the same thing to me as well and I was nice enough to...instead...I know those signs cost at least 100 bucks each. Mines were 99 bucks a pop. And I rolled them up, I collected 'em from the people who...who...you know, and I brought 'em back here to you to your office. Needless to say, a police report was filed saying that I stole 'em but, you know, I didn't steal 'em. They were put up without permission. So thank you.

CHAIR VICTORINO: Thank you, Ms. Gusman. Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you, Christy. Can I call you Christy?

MS. KAJIWARA-GUSMAN: Yes.

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COUNCILMEMBER GUZMAN: Okay. Yeah, that was...that's a lot to unload on one --

MS. KAJIWARA-GUSMAN: Yeah, sorry.

COUNCILMEMBER GUZMAN: --one testimony. But I do acknowledge all of your community service work and your experience and the work you've done in the community. I am concerned with the documents that were presented on the floor. And I wanna let you know what my concerns are. And number one is it appears as though there was an altercation between you and another person, Mr. Lehman --

MS. KAJIWARA-GUSMAN: Yeah.

COUNCILMEMBER GUZMAN: --I believe. And it may have been physical or it may have been verbal but there was an altercation in which somebody reported and filed a police report. And it may have...I believe it was Mr. Lehman...

MS. KAJIWARA-GUSMAN: Both parties did.

COUNCILMEMBER GUZMAN: Yeah, both parties. So my concern is the police reports themselves, have they been charged by the Prosecutor's Office? And I know that you probably will say like most victims do say that they wanna not charge or tell the police we're not charging. But it's really not the victim's or the parties' decision. It's actually the Prosecutor's decision.

MS. KAJIWARA-GUSMAN: Yes, I understand that.

COUNCILMEMBER GUZMAN: So I don't know where in the process those reports are, whether they have been dismissed by the Prosecutor's Office or they're awaiting charges. So my concern is that if you're up for a nomination and there are pending charges either on you or whoever was with you, that you're involved with, that is my concern. My concern is the integrity of the County and the Commissioners that serve as officers of the County. And like I said when you were first appointed back, I believe, in October 17th, I did mention on the floor as it's indicated here that, you know, when you serve as a Commissioner you are an officer of the County. And you have to abide at the utmost responsibility with the laws of the County and conduct yourself accordingly in a professional manner. And you thoroughly agreed with me. So my concern is not necessarily whether the facts are true but there are pending police reports that could evolve to charges. And so right now I am very uncomfortable at this stage unless I know thoroughly that those charges have been...or those police reports have been NP'd, No Pros., in affirming your appointment at this time. Until I know further that these...this incident is done and over with, I cannot support this nomination. And believe me, I think that you are well-qualified. It's just like...like after reiterating again, I feel that there are pending reports that need to be resolved or at least in my mind notification from the Prosecutor's Office that they been No Pros'd, NP'd. Thank you very much, Chair.

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CHAIR VICTORINO: Thank you. And thank you, Ms. Gusman. I know at times that was a very emotional time for all of us --

MS. KAJIWARA-GUSMAN: Oh, yeah.

CHAIR VICTORINO: --in the area. And what I'm going to also do at this point, with no objection, I'm gonna defer this matter to the March 2nd meeting. In the meantime, I will request from the Prosecuting Attorney's Office a response to that question and to further delve into that. But I will say in the defense of you and others, it was a very trying time. It was a very trying time.

MS. KAJIWARA-GUSMAN: Yeah.

CHAIR VICTORINO: And it was very difficult at times to hold your ground and not get upset. And I...

MS. KAJIWARA-GUSMAN: Well, not when they personally attacking your....your...

CHAIR VICTORINO: And I understand that and I'm not asking for comments, if you don't mind.

MS. KAJIWARA-GUSMAN: No.

CHAIR VICTORINO: And... 'cause I was personally attacked.

MS. KAJIWARA-GUSMAN: Oh, yes.

CHAIR VICTORINO: I was and you know that.

MS. KAJIWARA-GUSMAN: Yeah.

CHAIR VICTORINO: And my wife was witness to some of that. But I'm a public servant and a big guy and I can handle it. But it was not just one-sided and let me tell you straight, and there was many times I could've filed charges but I let it be. I let it be. So with that being said, with no objections, I'm gonna defer this matter to the March 2nd meeting.

COUNCILMEMBERS: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: DC, RH, MW).

CHAIR VICTORINO: No objections. Thank you very much.

MS. KAJIWARA-GUSMAN: Thank you.

CHAIR VICTORINO: Thank you, Ms. Gusman.

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MS. KAJIWARA-GUSMAN: Thank you.

ACTION: DEFER pending further discussion (nomination of Christy Kajiwara-Gusman to the Maui County Cultural Resources Commission).

CHAIR VICTORINO: The next nominee...actually is very simple. We have had a request from this nominee to remove her name. Her name is Ms. Jane Ornellas Marshall. And she has correspondence asking to withdraw her from consideration. So, Mr. Molina, would you give us the update and then I will go ahead and make the motion on this one.

MR. MOLINA: Yes, thank you very much, Mr. Chairman and Committee Members. Regrettably we did receive an e-mail from Ms. Marshall who certainly did an outstanding job on the Urban Design Review Board. I believe her term will be coming to an end on March 31st so we asked her initially to consider serving on this Commission and initially she certainly was supportive of being nominated. But she did mention to us that there's a possibility that she may have to do some work on Oahu and as you take note of the e-mail the project that now she has to deal with on Oahu will consume a lot of her time. But to her credit she did notify us ahead of time that she will have to withdraw her nomination and she would hate to be confirmed to a board or commission and then not be able to attend. So just in that I think shows a lot of sincerity on her part. So with that being said the ball is now, you know, in your court now to consider a removal or withdrawal to take a vote on that. And I believe the Mayor did send an attached letter with that. Basically Council action is mentioned in Section 2.41.060 of the Maui County Code for the Committee or the Council's action with regards to Ms. Marshall's withdrawal. So with that being said, Mr. Chairman, the Administration yields to the Council's action on this particular nominee. Thank you.

CHAIR VICTORINO: Thank you. And I was informed that we need to disapprove because it's in our hands. So if there's no further discussion, I'd like to entertain a motion.

COUNCILMEMBER BAISA: Recommendation.

CHAIR VICTORINO: Or I should say recommendation. I'd like to make my recommendation. Thank you, Ms. Baisa, for the clarification. The Chair would like to entertain a motion to disapprove the nomination of Ms. Jane Ornellas Marshall to the Board...to the Maui County Cultural Resources Commission for the term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to disapprove the nomination of Jane Marshall to the Maui County Cultural Resources Commission for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

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CHAIR VICTORINO: It's been moved by Ms. Baisa and seconded by Mr. Carroll to disapprove the nomination of Jane Ornellas Marshall to the County...to Maui County Cultural Resources Commission for the term expiring March 31, 2020. Any other discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Opposed? Let the record show six "ayes", no "noes" and three excused.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, and Guzman.

NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Hokama and White.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution disapproving the nomination of Jane Marshall to the Maui County Cultural Resources Commission.

MR. MOLINA: Mr. Chairman?

CHAIR VICTORINO: Yes.

MR. MOLINA: I'm sorry. May I have the privilege of commenting further on the nominations for the Maui County Cultural Resources Commission to the body?

CHAIR VICTORINO: Go ahead.

MR. MOLINA: Committee Members, just for your information there was a vacancy also for a Lanai representative on the Cultural Resources Commission. Unfortunately, the person we were considering, the application that we were awaiting did not arrive in time to submit on the nomination list which was due to you by January 30th. So I just wanted to make the Committee aware of the authority now to nominate for a Lanai representative on the Cultural Resources Commission rest in the hands of the Council. Thank you, Chairman.

CHAIR VICTORINO: Thank you very much. Appreciate that, Mr. Molina. What we're going to try to do at this point is finish up the Maui Planning Commission. We have them here and also the Police Commission. I'm going to finish the Maui Planning

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Commission if I can and then the others I will allow them to say a few words and we will then defer that to our next meeting because we need to spend time with our Cybersecurity. That is so very important. I need to spend some time with that. And I had planned to be done by no later than 11:25 to move into that segment. So with your permission I'd like to go on to the Maui Planning Commission and I would like to call upon Miss...oh, Mr. Thurston Robinson. And Mr. Molina, would you like to say a few words about Mr. Robinson? And Mr. Robinson, would you...kindly come to the podium?

MR. MOLINA: Thank you very much, Mr. Chair and Committee Members. The Administration would like your consideration of Mr. Thurston Keaka Robinson to be confirmed to the Maui Planning Commission. Mr. Robinson is the owner and proprietor of Maui Linen Supply and he's been involved with several community organizations as noted on his application. And he previously served on the Salary Commission so he's had some prior experience on our boards and commissions and he has certainly been very enthused and would like to give back to his community in this particular capacity, Mr. Chairman. Thank you.

CHAIR VICTORINO: Thank you. Mr. Robinson, good morning.

MR. ROBINSON: Aloha.

CHAIR VICTORINO: Go ahead. . . .*(Inaudible)*. . .

MR. ROBINSON: Aloha, Chair. Aloha, Committee. I'm Thurston Keaka Robinson. I'm a husband of a caring wife and...

CHAIR VICTORINO: Thurston, you can...you can...yeah. There you go.

MR. ROBINSON: I'm a husband of a caring wife and a father of four children and I'm a business owner and...with time of the essence, I'll keep it sweet. Thank you.

CHAIR VICTORINO: Thank you very much. I will start with you, Mr. Carroll, as far as questions are concerned, please.

COUNCILMEMBER CARROLL: I have no questions and no objections to this candidate.

CHAIR VICTORINO: Thank you.

COUNCILMEMBER CARROLL: Thank you.

CHAIR VICTORINO: Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Chair. And thank you, Thurston, for being here. Thank you for volunteering. It's nice to see our folks getting involved in this kind of endeavor. Thank you very much. No questions.

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MR. ROBINSON: Thank you.

CHAIR VICTORINO: Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair, and thank you, Mr. Robinson for being here. And so you've...looks like you have some experience on this Salary Commission, is it?

MR. ROBINSON: Yes, I was --

COUNCILMEMBER COCHRAN: Served here.

MR. ROBINSON: --2006 to 2010.

COUNCILMEMBER COCHRAN: Oh, okay, wonderful. And, yeah, I don't have any outstanding questions at this point but just thank you for applying and wanting to give back. Is this your first...is this the Commission that you did apply for or was there another...

MR. ROBINSON: I believe I left it open for a couple.

COUNCILMEMBER COCHRAN: Okay.

MR. ROBINSON: Sorry, I don't...but --

COUNCILMEMBER COCHRAN: Yeah.

MR. ROBINSON: --I know the Planning Commission was one of the things I wrote down.

COUNCILMEMBER COCHRAN: Okay, very good. Okay, thank you.

MR. ROBINSON: Thank you.

COUNCILMEMBER COCHRAN: Thank you, Chair.

CHAIR VICTORINO: Thurston, before I call Ms. Crivello, I would like to recognize the presence of Council Chair Mike White.

COUNCILMEMBER WHITE: Good morning, Chair.

CHAIR VICTORINO: Good morning. Ms. Crivello?

COUNCILMEMBER CRIVELLO: I have no questions but I appreciate you volunteering your time. Thank you.

MR. ROBINSON: Mahalo.

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CHAIR VICTORINO: Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you. Thank you, Mr. Robinson. I wanted to ask a few questions in terms of the duties of the Planning Commission. Are you aware of or have any knowledge of what they do on the Planning Commission?

MR. ROBINSON: I have the general knowledge of following the Charter and listening to testimony and granting, you know, or not granting permits and I've been in a few of them and I have also watched it a little bit on television.

COUNCILMEMBER GUZMAN: And how do you feel about the type of zoning ordinances that we have here in Maui County?

MR. ROBINSON: Oh, I don't know if I have a personal feeling, you know. I feel the Zoning Committees, you know, they set forth the zoning with the Charter and the, you know, the Plan and I assume that the Planning Commission is to make sure that everybody, you know, is on the same playing field and follows all the rules.

COUNCILMEMBER GUZMAN: How do you foresee the growth of Maui being in the next 10 to 20 years?

MR. ROBINSON: Originally being from Honolulu, I've...I'm aware of the growth and, you know, Maui is a beautiful place to live. As far as the growth, I think the Master Plan as put forth, I think the elected officials and, you know, what their...what their vision is of what Maui's gonna be in the, I guess, the controlled growth. I think, you know, that's important, you know. Being a parent, you know, it's always, you know, having that next generation in mind and, you know, trying to weigh the good and the...you know, the good and the necessary.

COUNCILMEMBER GUZMAN: Okay, aside from having the desire to serve on the Commission, what other assets or attributes do you bring to the Commission?

MR. ROBINSON: I think being a business owner, I think, you know, I...I look at, you know, as my employees as my customers instead of my customers, you know, as my customers. I think of having being in connection with a lot of families and with having children I think I bring that aspect as well as, you know, with my culture aspect. And I also...I do have property as well, you know. I have a commercial property. I have an agriculture property and I have a residential. And I've...and I've...I've chosen them with their zoning as is and I...and I, you know, I'm comfortable with that. And I think, you know, that's an important thing as well.

COUNCILMEMBER GUZMAN: Thank you, Chair. Thank you very much.

MR. ROBINSON: Thank you.

CHAIR VICTORINO: Mr. White?

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COUNCILMEMBER WHITE: Thank you, Chair. I don't have any questions for Mr. Robinson. I'm aware of his business experience and I will appreciate having that kind of a perspective on the Planning Commission.

CHAIR VICTORINO: Thank you.

COUNCILMEMBER WHITE: And thank you for offering your services.

MR. ROBINSON: Thank you.

CHAIR VICTORINO: Thank you, Mr. White. I've know you since heavens-knows-when. When I was living on Oahu we became family friends and --

MR. ROBINSON: Yes.

CHAIR VICTORINO: --his mom was one of those family friends that we got to know the whole family. Remember when you were a youngster and now you're a grown man and doing business here on Maui so thank you very, very much.

MR. ROBINSON: Thank you.

CHAIR VICTORINO: A lot of confidence in what you bring to the table.

MR. ROBINSON: Mahalo.

CHAIR VICTORINO: So without any discussion, I would like to make my recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: Thank you. And you may sit down if you want to. Thank you. The Chair would like to entertain a motion to approve the nomination of Thurston Robinson to the Maui Planning Commission for the term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Thurston Robinson to the Maui Planning Commission for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It's been moved by Ms. Baisa and seconded by Mr. Carroll to approve the nomination of Thurston Robinson to the Maui Planning Commission for a term expiring March 31, 2020. Any other discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

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CHAIR VICTORINO: All those opposed? Let the record show six “ayes” and no “noes” and--I gotta give the names again because now I have somebody else--Mr. Couch, Ms. Crivello, and Mr. Hokama excused.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Crivello and Hokama.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Thurston Robinson to the Maui Planning Commission.

CHAIR VICTORINO: Okay. And the last Planning...Maui Planning Commission nominee is Mr. Lawrence Hudson. And if that name sounds familiar, because Mr. Hudson was formerly with the Maui Police Department and appeared before us in many other...for many other issues when it came to the Police Department. Mr. Molina, if you would start and Mr. Hudson, if you'd come to the podium.

MR. MOLINA: Thank you very much, Mr. Chairman, and you accurately pointed out that, yes, many of us are quite familiar with the now-retired Assistant Police Chief Lawrence Hudson. As you all know, he's been very instrumental in a lot of Capital Improvement Projects for the Maui Police Department ranging from the County Morgue to the completion of a...construction of a Police cottage in Hana, Lahaina Police Station, Kihei Police Station and the list goes on and on. So Mr. Hudson is quite familiar with the permit process and issues that will come before the Planning Commission. So it is without question that the Administration would ask for your consideration for retired Chief Hudson who will certainly be a valuable asset to the Commission. Thank you, Chairman.

CHAIR VICTORINO: Thank you very much. Mr. Hudson, would you like to start with some opening remarks?

MR. HUDSON: Good morning and thank you, Chair, Members of the Council. My name is Lawrence Larry Hudson. I was born in Honolulu, raised in Kahuluu, moved to Maui at the ripe old age of 18 to become a police officer where I served for 33 years. My family's name is Rocha so even though I look very, very white, I am Portuguese. I

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retired at the end of 2013 and I realized how much I enjoyed serving the community. And so I welcome the opportunity to address your questions and hopefully to serve the community once again.

CHAIR VICTORINO: Thank you, Mr. Hudson. And the name Rocha rings a bell. We all know his mom. Okay, we'll start with you, Mr. White.

COUNCILMEMBER WHITE: I have no questions. I support his nomination and I appreciate him wanting to get back in the action. And I know you've felt the pain of going through the process so I think you'll be a good addition to the Planning Commission.

CHAIR VICTORINO: Thank you. Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you, Chair. Thank you, Mr. Hudson, for being here. And it's refreshing to hear that deep voice again after you've been retired. But I fully support your desire to serve once again and I know you'll do a good job. So thank you very much.

MR. HUDSON: Thank you.

CHAIR VICTORINO: Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. And yes, very nice seeing you, Mr. Hudson. Looks like retirement agrees with you and you look very dashing today which you always have.

MR. HUDSON: Thank you.

COUNCILMEMBER COCHRAN: And...but not to butter you up anymore, it's very, very refreshing like others have said to see your name here placed to be on this Planning Commission. I think you will...I know you will bring a different, you know, perspective, to our Planning and I think, you know, public safety issues are top priority in as how do we build out our islands and how do we make sure that the people that inhabit, you know, live in the homes and things are well-taken care of, access, and what have you. So I know that is definitely...comes to the top of mind just sorta like on autopilot for you and it'll be very nice to have you involved in our decision-making processes. So thank you for wanting to volunteer and get back in the saddle, I guess, with this County. But again thank you very much.

MR. HUDSON: Thanks.

CHAIR VICTORINO: Ms. Baisa?

COUNCILMEMBER BAISA: Yes, Chair. And thank you very much, Mr. Hudson, for being here. I think that Maui County is very fortunate that you're willing to share some of this hard-earned leisure time with us because you have a unique perspective. You know you've had to go through all this building stuff that you've done very

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successfully. I mean you took it from an idea to actually a blessing dedication. And I know how much time you spend here working within the system. So I think that you will be empathetic and that you will also bring a lot of knowledge and experience to decision-making. Also you're kama'aina, even though you said you were raised on Oahu. I know your family's been here for a long, long, long time along with my family and you bring that grounding in what Maui's all about. And so I wanna thank you very, very much and I know you'll be a big asset. Thank you.

MR. HUDSON: Thank you.

CHAIR VICTORINO: Mr. Carroll?

COUNCILMEMBER CARROLL: Thank you, Chair. It's inspiring to see somebody come before us that spent their entire life in public service and retiring and still willing to go over there and serve the public and work to make Maui a better place. I wish we had more people like you come before us. Thank you.

MR. HUDSON: Thank you.

CHAIR VICTORINO: Thank you. And I will close by saying ditto to everything everybody said and your mother, Audrey Reed Rocha, is very proud of you especially that dapper'd way you've dressed today to _____ here in front of us. She's gonna be very, very thankful. So that's all I have to say about that. Yes?

COUNCILMEMBER BAISA: I have one more question for Mr. Hudson. Did Mama make malasadas yesterday?

MR. HUDSON: No, we had the fortunate...to experience her making malasadas on Saturday.

CHAIR VICTORINO: That's right.

MR. HUDSON: When the wind was really kicking up and the tents blew down and then people were complaining, and then I was wondering about Portuguese jokes and where they begin from. But we did sell out of our malasadas so we were happy with that, yes we...

COUNCILMEMBER BAISA: Okay, just want to be sure you got your fix. Thanks.

MR. HUDSON: Thank you.

CHAIR VICTORINO: The Portuguese Club never fails to do that.

COUNCILMEMBER BAISA: I know.

CHAIR VICTORINO: Never fails. Okay, thank you, Mr. Hudson.

MR. HUDSON: Thank you.

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CHAIR VICTORINO: Thank you very much. All right, any other discussion? If not, I'd like to make my recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: The Chair would like to...the Chair would like to entertain a motion to approve the nomination of Lawrence Hudson to the Maui Planning Commission for a term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Lawrence Hudson to the Maui Planning Commission for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It's been moved by Ms. Baisa and seconded by Mr. Carroll to approve the nomination of Lawrence Hudson to the Maui Planning Commission for the term expiring March 31, 2020. Any other discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Opposed? Let the record show six "ayes", no "noes", and three excused, Mr. Couch, Ms. Crivello, and Mr. Hokama. Thank you, Mr. Hudson, and thank you.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmembers Crivello and Hokama.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Lawrence Hudson to the Maui Planning Commission.

CHAIR VICTORINO: Now at this time, with your...with no objections I would like to call up very quickly the various nominees that are here for the Police Commission. We will not act on this. I will defer this matter to the March 2nd meeting 'cause we just won't

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have the time to finish it up. I really tried hard but as you can see I wasn't able to accomplish it so I apologize. So the first nominee to the Police Commission is Gwen Hiraga. And if that name sounds familiar, again, it's a lady that has put a lot of presence here in this Council Chamber and with us as Councilmembers and the County. Come. And Mr. Molina, while she comes forward, would you please give an opening statement on Ms. Hiraga?

MR. MOLINA: Thank you very much, Chairman and Committee Members. I know you're somewhat pressed for time. You've got other matters on your agenda but another familiar face to the Council Chambers. Ms. Ohashi Hiraga is currently the Senior Advisor for Munekiyo and Hiraga and was a former employee of the County and once served as a Council Services Director. So she's got a wide array of experience that will certainly be an asset to the Maui Police Commission. And with that said, Mr. Chair, I'll yield the microphone to you and the nominee.

CHAIR VICTORINO: Thank you. Ms. Hiraga, would you like to give an opening statement?

MS. OHASHI HIRAGA: Yes. Good morning, Chair Victorino, and Members of the Committee. I've...I was born and raised on Maui. I reside in Wailuku in the family home that I grew up in as a daughter of a police officer. I have a deep appreciation for those in public safety and law enforcement and I feel that this Commission is one that I'm very interested in serving on. I consider to be...this to be an honor to serve on various boards and commissions as well as on nonprofit boards. And your favorable consideration will be appreciated and I'll be open to any questions that you may have. Thank you.

CHAIR VICTORINO: Thank you. Mr. Carroll?

COUNCILMEMBER CARROLL: I have no real questions for this person. I've known her for many, many, many years. I think she is an outstanding applicant. Her ethics are the highest and I think she would serve the Committee well. Thank you.

CHAIR VICTORINO: Thank you. Ms. Baisa?

COUNCILMEMBER BAISA: No question but definitely support. I think it'll be great to have more gender balance on the Police Commission and she's certainly the right person.

MS. OHASHI HIRAGA: Thank you.

CHAIR VICTORINO: Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. And again definitely know Ms. Hiraga here and I think she'll do an awesome job and I don't have any pressing questions at this moment. Thank you.

CHAIR VICTORINO: Thank you. Mr. Guzman?

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COUNCILMEMBER GUZMAN: Thank you, Chair. Yeah, I don't have any questions. Just would like to...did you know that the Police Commissioners have a little badge? It's...it's kinda cute. Just wanted to let you know, I'd like to see you have that badge one day. So thank you...

MS. OHASHI HIRAGA: And I have my Dad's.

COUNCILMEMBER GUZMAN: Yeah, oh, you have your dad's. Okay, thank you.

CHAIR VICTORINO: I was gonna mention that part, yeah. Her dad was a former Commissioner. Mr. White?

COUNCILMEMBER WHITE: Thank you, Chair. I think most of us know more about this...this person than she would like us to know. But I think all of us realize that she has always done what's best for Maui County and has always been a very forthright and honest person with all of her dealings with the Council, and her level of experience in the community I think provides her a great perspective from which to be a great asset to the Police Commission. So I support her if you wanna put it to a vote today.

CHAIR VICTORINO: Yeah, thank you. I'm gonna take a quick recess, one minute. Please do not leave your seat. . . .(gavel). . .

RECESS: 11:32 a.m.

RECONVENE: 11:32 a.m.

CHAIR VICTORINO: . . .(gavel). . . The meeting of the Policy and Intergovernmental Affairs Committee will reconvene.

ITEM PIA-42: CYBERSECURITY (CC 13-226)

CHAIR VICTORINO: Members, I made a quick change again. I've been changing all day so please forgive me. I've asked the IT Department to come back March 2nd for sure to discuss the cyber issue with us, okay. So with no objections, I'm gonna defer that matter to March...certain date March 2nd.

COUNCILMEMBERS: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: DC, RH).

CHAIR VICTORINO: Okay, so be back March 2nd. Thank you, Mr. Verkerke. He's been put off so long I cannot put him off any longer. I apologize and thank you.

ACTION: DEFER (No Discussion).

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**ITEM PIA-2(5): NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS
(VARIOUS) (CC 15-5)**

CHAIR VICTORINO: What I'd like to do is really take the vote on Ms. Hiraga at this time so I'd like to make my recommendation if I may.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: Thank you. I'd like to...the Chair would like to entertain a motion to approve the nomination of Gwen Ohashi Hiraga to the Police Commission for a term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Gwen Ohashi Hiraga to the Police Commission for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It has been moved by Mr. Carroll...I mean Ms. Baisa and seconded by Mr. Carroll to approve the nomination of Gwen Ohashi Hiraga to the Police Commission for a term expiring March 31, 2020. Any further discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Opposed? Let the record show seven "ayes", no opposition and two Members excused, Mr. Couch and Mr. Hokama. Thank you very much.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmember Hokama.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Gwen Ohashi Hiraga to the Police Commission.

CHAIR VICTORINO: The next nominee would be Mr. Lawrence Feinberg and Mr. Feinberg, if you would come to the podium while I call upon Mr. Molina to give us a brief intro to Mr. Feinberg. Mr. Molina?

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MR. MOLINA: Thank you very much, Mr. Chairman and Committee Members. The Administration would like to ask for your consideration of Lawrence Feinberg to the Maui Police Department [sic]. He's currently employed with the Aloha Natural Brokers, Incorporated and serves as President. And he's, as you'll note on his application, been involved with several community organizations. And he had some prior involvement with the Maui Police Department serving as the trainer, I believe, Commander of Plans and Training to provide actors for the Mock Crime Training. So he certainly has exhibited a passion to serve on the Commission and issues that relate to matters on the Maui Police Department. So he resided on Maui for over 30 years and has demonstrated a real sincere passion to serve and give back to the community. And the Administration respectfully asks for your consideration of Mr. Feinberg to the Commission. Thank you, Chairman.

CHAIR VICTORINO: Thank you, Mr. Molina. Mr. Feinberg, welcome.

MR. FEINBERG: Thank you.

CHAIR VICTORINO: Go ahead.

MR. FEINBERG: Thank you, Mr. Chairman and Committee Members. I've been wanting to be on this Commission for five Administrations already since...Larry...it's interesting to see Larry Hudson here because he's the one that I worked very closely with doing the Plans and Training for many years. And during that part, I have gotten...I'm a real law and order person also. And when I lived...I grew up in New York but I lived in L.A. and on the side of the patrol cars in L.A. it says, protect and serve. On the side of the Maui patrol cars it says, integrity, service, compassion and fairness. And that's how I feel about the police, how they should act, with those qualities. And from what I understand about the Police Commission that they make sure that...policemen I've learned over the...my lifetime that they're just people. And they need to be held to a higher standard. And I would like to serve. Unfortunately, I've become a widow in the last year so I have plenty of time on my hands and I'd like to serve the County of Maui. Thank you.

CHAIR VICTORINO: Thank you, Mr. Feinberg, and our condolences, you know. And thank you for putting yourself out and being willing to serve.

MR. FEINBERG: Thank you.

CHAIR VICTORINO: I'd like to start with Mr. White. Mr. White?

COUNCILMEMBER WHITE: Thank you, Mr. Victorino. I've known Larry for a long time and I think he would be a great addition to the Police Commission. We've had a number of discussions regarding his feelings about the police doing, you know, continuing to do a great job for the community of Maui. And being a law and order kind of guy myself, Larry and I agree on a lot of things so I strongly support his being on the Commission. Thank you.

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CHAIR VICTORINO: Thank you. Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you, Chair. Thank you, Mr. Feinberg, for being here. I have maybe just one question. On the...what do you see your role as a Commissioner, as a Police Commissioner?

MR. FEINBERG: From what I understand is that the Police Commissioner is the police of the police. That the officers from trainees all the way to Chief have a higher standard and if they are people bringing them up on charges or there are complaints, that we adjudicate that. And I'm...I try to be as fair as possible. There are the...you know, there's a right way...there's rules and regulations. If they follow the rules and regulations, if they don't, then there are consequences. And I'm there to...I would be there to enforce the consequences.

COUNCILMEMBER GUZMAN: Thank you. Thank you very much for that response.

MR. FEINBERG: Almost to the point that I left earlier because even though Taguma's not here anymore, I went and moved my car 'cause I wasn't...you know, for the two hours. And I didn't even have a white stripe on the car.

COUNCILMEMBER GUZMAN: Thank you very much. Thank you.

CHAIR VICTORINO: Let's not spread rumors now, Mr. Feinberg. Let's not spread rumors.

MR. FEINBERG: No, no, no. Actually I wrote letters...I was in tremendous support of him. I felt that he was one of the best police officers that there were because he followed the letter of the law and people didn't like that. And he never gave you a ticket unless you actually deserved it and I and many other people he spoke to and gave second chances to.

CHAIR VICTORINO: Well, I wasn't referring to that aspect. It was the no white chalk line on the tire.

MR. FEINBERG: Oh I have no idea.

CHAIR VICTORINO: Oh, okay, okay.

MR. FEINBERG: All I know is I moved it and I parked in between the lines just like he taught me.

CHAIR VICTORINO: All right, thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: Thank you. Reading your application, I am fully in support of Mr. Feinberg.

MR. FEINBERG: Thank you.

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CHAIR VICTORINO: Thank you. Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair, and, yeah, thank you. Mr. Guzman asked the questions in regards to the responsibilities of this Commission and I have confidence that you'll do a great job. So welcome and thank you for your service.

MR. FEINBERG: Thank you very much.

COUNCILMEMBER COCHRAN: Thank you, Chair.

CHAIR VICTORINO: Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Chair, and thank you, Mr. Feinberg, for being here. I know you're going to do a great job. You are a very involved citizen. I've listened to many, many conversations on radio, talk radio in the morning. I know you pay close attention to what's happening and I think you bring a real important personality to the Commission. Thank you.

MR. FEINBERG: Thank you very much.

CHAIR VICTORINO: Okay. Mr. Carroll?

COUNCILMEMBER CARROLL: Thank you, Chair. I, too, am looking forward to his tenure on the Commission and I think he'll be great asset for it. And again I'm so pleased that we have so many highly qualified candidates. Thank you.

MR. FEINBERG: Thank you very much.

CHAIR VICTORINO: This has been a bumper crop as far as qualified candidates, and I will say that even though there has been some challenges, the overall group is very, very qualified. And that's rare nowadays to get that kind of a group. But I guess I gotta put some thanks to Ms. Baisa and her Viewpoint about volunteerism and being a part of the boards and commissions. So we gotta thank you for that. And I will say thank you and hopefully to say welcome to the Police Commission.

MR. FEINBERG: We'll know in a minute.

CHAIR VICTORINO: In a minute or two. You may sit down. Thank you.

MR. FEINBERG: Okay, thank you.

CHAIR VICTORINO: Any other discussion? If not, I'd like to entertain a motion.

COUNCILMEMBERS: Recommendation?

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CHAIR VICTORINO: Okay. I will make my recommendation, not like I wanted to move this along. Okay, the Chair would like to entertain a motion to approve the nomination of Lawrence Feinberg to the Police Commission for a term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you Mr. Chair. I move to approve the nomination of Lawrence Feinberg to the Police Commission for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It has been moved by Ms. Baisa, seconded by Mr. Carroll to approve the nomination of Lawrence Feinberg to the Police Commission for the term expiring March 31, 2020. Any other discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: All those opposed? Let the record show seven "ayes", no "noes" and two excused. Thank you very much and welcome.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmember Hokama.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Lawrence Feinberg to the Police Commission.

CHAIR VICTORINO: Moving now to our next nominee for the Real Property Tax Review Board. And if Mr. Daren Suzuki would come on down while I...Mr. Molina, if you would start your introduction of Mr. Suzuki, please.

MR. MOLINA: Yes, thank you, Mr. Chairman and Committee Members. The Administration would like your consideration of Mr. Daren Suzuki. Some of you may know Mr. Suzuki who was once employed by the County in the Planning Department and is now currently employed by Maui Lani Partners as a Development Manager. He is also currently the Vice-President of the Maui Lani Village Center. So he certainly is quite involved not only in the business world but also our community. He once served on

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our Subdivision Engineering Standards and has taken an interest to getting involved with the issues that come before members on the Real Property Tax Review Board which is certainly one of our more important commissions in dealing with appeals and other real property tax matters. So with that being said, Mr. Chairman, I'll yield the floor to you and Mr. Suzuki. Thank you.

CHAIR VICTORINO: Thank you. And we will let Mr. Suzuki open up with some remarks, please.

MR. SUZUKI: Aloha, Chair. Thank you, Chair. Good morning, Councilmembers. Daren Suzuki, born and raised here on Maui. I'm a 1983 graduate of Maui High School.

COUNCILMEMBER BAISA: Yes!

CHAIR VICTORINO: I think that's an automatic one vote but go ahead.

MR. SUZUKI: Like Mr. Molina has mentioned, I've been with Maui Lani Partners for the last ten years. I'm a Development Manager there. I do land entitlements. I process subdivision applications. I do building permits and I do a little bit of construction management as well. And some of you may know, I'm also a...I was an employee of the Planning Department since...from 1989 to 2004. So about, let's say, 14, 15 years of government experience as well. So I'm hoping that my expertise in both the public and private sector and as well as implementing rules and regulations can be a real asset to serving on this Committee. Thank you.

CHAIR VICTORINO: Thank you, Mr. Suzuki. Mr. Carroll?

COUNCILMEMBER CARROLL: Thank you, Chair. I happen to know this man very well. And I think with his prior experience and his job experience that he will be really, really a great asset. I mean it's unusual to get somebody with the experience he has in the right board and commission. And I think this is...we're really fortunate to have him at this time. Thank you.

CHAIR VICTORINO: Thank you very much. Ms. Baisa?

COUNCILMEMBER BAISA: No questions but obviously very well-qualified. Thank you for wanting to be a part of this review board. You know, it's tough to do those things and make those decisions so thank you very much. And how could I refuse a Saber?

CHAIR VICTORINO: Before I...before I go on, I've been told some very sad news and I would like to share it with all of you. I've been told that former Representative Mele Carroll passed away this morning. And so I wanted to share that news to the people of Maui County for which she served many, many years. We say thank you. And if it is not a problem with all of you, I'd like to take a moment of silence for Ms. Carroll and our condolences to the family and thank you and God bless you for everything you've done. With no objections, I'll take a moment of silence. And I'm sorry, Mr. Suzuki, to

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do this but if you don't mind, please. Thank you. And I'd like to give everybody some time for comments but this is not the time if you know what I mean. So let's take a moment of silence, please.

Note: *Moment of silence for the passing of Representative Mele Carroll.*

CHAIR VICTORINO: Thank you, everyone. And who...I think Miss...oh, Cochran. Was it your turn? I apologize.

COUNCILMEMBER COCHRAN: Yeah, not a problem. Thank you for that moment. And Mr. Suzuki, thank you very much for, you know, being part of this County and then willing to dedicate your time, spare time if you have any, to it once again. So thank you for that and looking forward to having you on board. Thank you.

CHAIR VICTORINO: Ms. Crivello?

COUNCILMEMBER CRIVELLO: Thank you, Chair. Thank you, Mr. Suzuki, for being here. Thank you for bringing your expertise on board, your continuation of serving our County. So mahalo.

CHAIR VICTORINO: Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you, Chair. Thank you, Mr. Suzuki, for being here as well. I think that you're more than well-qualified and I think you'll do a good job. Thank you.

CHAIR VICTORINO: Mr. White?

COUNCILMEMBER WHITE: Thank you, Chair. I'll just ditto Mr. Carroll's comments. I've known Mr. Suzuki for quite some time. I can't remember exactly how long but I worked with him at least two of the capacities that are listed on the form and like Mr. Carroll said I think we've got somebody who has a significant level of experience in the kinds of issues that the Real Property Tax Appeals Board will be dealing with. And I think we'll be very well-served by his expertise. So thank you for agreeing to serve.

CHAIR VICTORINO: And I'll close by saying I agree wholeheartedly. I've known you many years, Mr. Suzuki, or Daren. I can call you Daren. And I know you bring a very balanced perspective to the Real Property Tax Review Board and I'm proud to say I can support this very much. So thank you very much for putting yourself out even more. Thank you.

MR. SUZUKI: Sure, Chair, Members.

CHAIR VICTORINO: With no further discussion, I'd like to make my recommendation.

COUNCILMEMBERS: Recommendation?

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CHAIR VICTORINO: The Chair would like to entertain a motion to approve the nomination of Daren Suzuki to the Real Property Tax Review Board for a term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Daren Suzuki to the Real Property Tax Review Board for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It has been moved by Ms. Baisa, seconded by Mr. Carroll to approve the nomination of Daren Suzuki to the Real Property Tax Review Board for a term expiring March 31, 2020. Any further discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Any opposed? Let the record show seven "ayes", no "noes" and two excused, two Members excused. Thank you very much.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmember Hokama.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Daren Suzuki to the Real Property Tax Review Board.

CHAIR VICTORINO: Moving right along, I would like now to bring forward for the Salary Commission, Mr. Wallace Tom. I think Mr. Tom is in this corner. While Mr. Tom is approaching the podium, Mr. Molina, would you like to give an introduction for Mr. Tom?

MR. MOLINA: Yes, thank you very much, Mr. Chairman and Committee Members. It's nice to see we have another retired police officer who's willing to give back to the community in a different capacity. And we're certainly pleased that Wallace Tom has volunteered to serve on the Salary Commission. He worked in a variety of capacities for the Maui Police Department. He's also a veteran of the United States Air Force and

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is involved with youth activities ranging from soccer to amateur boxing. And he's a kama'aina, graduate of Lahainaluna High School so we feel his background will certainly be an asset to the Salary Commission. Thank you, Mr. Chairman and Committee Members.

CHAIR VICTORINO: Thank you. I don't think anybody will hold it against you about Lahainaluna. I mean you'll still get the votes in that respect.

MR. TOM: Thank you.

CHAIR VICTORINO: Mr. Tom, would you like to open up with a statement to the Committee, please.

MR. TOM: Oh, good morning. Good morning, Mr. Chairman. Good morning, Councilmembers. It's a pleasure to be here. And I'll entertain any questions that you have for me.

CHAIR VICTORINO: Oh, I like that. Thank you and you're a regular police officer. Get right to the business at hand. Thank you.

MR. TOM: Thank you.

CHAIR VICTORINO: Mr. White, we'll start from your side.

COUNCILMEMBER WHITE: I have no questions. I support this nomination. Thank you.

CHAIR VICTORINO: Thank you.

COUNCILMEMBER WHITE: Thank you for your service.

CHAIR VICTORINO: Mr. Guzman? I'm sorry.

COUNCILMEMBER GUZMAN: I still have a question. Do you know how many times this Salary Commission meets? I don't know if you would know that but maybe Mr. Molina?

CHAIR VICTORINO: Mr. Molina, would you like to address that question, please?

MR. MOLINA: Yes, sir, Mr. Chairman. And thank you for the question, Councilmember Guzman. The Commission has been meeting somewhat infrequently of late. As many of you know, the Commission made some adjustments to salaries for Directors and elected officials some time last year. Typically, they would normally meet once a month but as of late, they haven't been meeting as frequently. So it's been somewhat more on an every other month or on an as-needed basis.

COUNCILMEMBER GUZMAN: Every other month, okay.

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MR. MOLINA: At this point, yes.

COUNCILMEMBER GUZMAN: Mr. Tom, do you believe you can fulfill those requirements to meet every other month?

MR. TOM: Yes, sir. I'm retired now so...

COUNCILMEMBER GUZMAN: Okay, very good.

MR. TOM: I have a lot of time on my hands.

COUNCILMEMBER GUZMAN: Thank you.

MR. TOM: Thank you.

CHAIR VICTORINO: Ms. Crivello?

COUNCILMEMBER CRIVELLO: Thank you for being here. You *think* you got lot of time on your hand. But thank you. I...reading your application and I appreciate you...your continuing efforts to serve our County. Thank you.

CHAIR VICTORINO: Thank you. Ms. Cochran. Excuse me.

COUNCILMEMBER COCHRAN: Thank you. And thank you, Mr. Tom. Again another retiree who looks...still wants to continue their service to this community. And so just appreciate your wanting to volunteer and spend time in bettering it. Thank you very much.

MR. TOM: Thank you.

CHAIR VICTORINO: Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. And thank you, Mr. Tom, for being here. Thank you so much for volunteering for Salary Commission. It's a very important commission. And I think that your background in the Police Department and your experience being a salaried person will come in very handy. I served on that Commission many years ago and I wanna thank you for taking on a big job. Thank you.

MR. TOM: It'll be my pleasure.

CHAIR VICTORINO: Mr. Carroll?

COUNCILMEMBER CARROLL: Thank you, Chair. I, too, am very happy that we have this person volunteering to continue to serve our community and I'm sure he will do well. Thank you.

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ACTION: Recommending ADOPTION of revised resolution approving the nomination of Wallace Tom to the Salary Commission.

CHAIR VICTORINO: And the final Salary Commission nominee, if he would come up, Christian, would you come up to the front and Mr. Molina, would you like to give a brief opening on Mister...nomination to the Salary Commission?

MR. MOLINA: Thank you very much, Chairman and Committee Members. We're very pleased that Christian Tackett has volunteered his services to be used on the Salary Commission. Mr. Tackett has expressed an interest in getting involved in the community in a more intimate way and has expressed interest in how the, for example, how the salary process works on the County Salary Commission. And he's been involved not only through the Carpenters Union but on his own with various other community organizations as noted on his application here before you. So with that being said, the Administration would be humbled to have your support for Mr. Tackett to the Salary Commission. Thank you, Chairman.

CHAIR VICTORINO: Thank you. Christian Tackett, good morning.

MR. TACKETT: Good morning, good morning, Councilmembers, Council Chair.

CHAIR VICTORINO: You wanna open...start with an opening statement, please.

MR. TACKETT: Most of...most of you guys I've...I've had the privilege of knowing and if you do recognize me, you'll know that I'm a pretty low-profile person. Although I've been here my whole life, probably not a lot of people know who I am. I went to Wailuku Elementary. I went out to Iao School and I went to Baldwin. And I would like to take this opportunity to sit on a Salaries Board to give back to the community that has been so good to me. I see the Salaries Board as a place where the trials that our entire community face comes to play, where it's a place where the price of living is a little bit higher than everywhere else. So I'm here in hopes to be a benefit to the community and I'm happy to answer any question that you guys have.

CHAIR VICTORINO: Thank you. I will start with Mr. Carroll. Mr. Carroll?

COUNCILMEMBER CARROLL: No questions. But again I support this candidate.

CHAIR VICTORINO: Thank you. Ms. Baisa?

COUNCILMEMBER BAISA: No questions but I would like to say that I know Christian very well. And, Christian, I think you bring the everyday person viewpoint to the Salary Commission. You're in the real world about, you know, talking about how expensive it is to live on Maui and your experiences and I think that'll be very valuable. Thank you.

CHAIR VICTORINO: Ms. Cochran?

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COUNCILMEMBER COCHRAN: Thank you, Chair. Yeah, not too familiar with your work or anything but I like your comments in regards to ability to listen, be flexible and see problems in multiple perspectives. So that's very good, open-minded philosophy to have. So looking forward to having you on the Commission. Thank you.

CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: Thank you for being here, Mr. Tackett, and I will go by your application and with the support of the...my colleagues and thank you again for volunteering.

CHAIR VICTORINO: Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you, Chair. Thank you also, Mr. Tackett, for being here. I wanted to ask whether this was your first choice, the Salary Commission.

MR. TACKETT: I believe it was listed as my first or second choice. I'm not sure how I listed it on the application.

COUNCILMEMBER GUZMAN: Okay. And what was your second choice?

MR. TACKETT: Once again, I'm not sure how I listed them. I know I listed three or four choices. And I listed the choices in the order of the things that I thought that I could be most helpful at. And so this being...this will be my first time sitting on one of these Commissions. And that's how I placed the choices that I put down on the application.

COUNCILMEMBER GUZMAN: Yeah, very good. On the...I noticed that your current employer position is Apprenticeship and Training Coordinator for the Hawaii Carpenters Union.

MR. TACKETT: Correct.

COUNCILMEMBER GUZMAN: Okay, is...was there anyone that prompted you to apply to the Salary Commission affiliated with the...your employer?

MR. TACKETT: No, not affiliated with my employer. Like I said, I'm not much for the limelight but I have always been politically involved, probably I started being politically involved probably at the age of 24, 25. At that point my surfboard, my children and politics were all important to me as weird as that may sound. And no, nobody has ever really pushed me to hit those types of interest. What interests me is the fact that we have a wonderful place like this to live in and it has been very good to me and very good to my family. And I think if you have an opportunity to bring a benefit to the things that have benefitted you and have made you the person that you are, I think that you should be happy to give back in that process. So those are the things that have driven me to seek this position.

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COUNCILMEMBER GUZMAN: Thank you for your response.

MR. TACKETT: Thank you.

CHAIR VICTORINO: Thank you. Mr. White?

COUNCILMEMBER WHITE: No questions. Thank you, Chair.

CHAIR VICTORINO: Okay, thank you. And, Christian, thank you for being here. You bring a good perspective to the Salary Commission. I think you'll do very well. Thank you.

MR. TACKETT: Thank you. Have a great day.

CHAIR VICTORINO: You too. All right, with...any more discussion? If not, I'd like to make my recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: The Chair would like to entertain a motion to approve the nomination of Christian Tackett to the Salary Commission for a term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Christian Tackett to the Salary Commission for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It has been moved by Ms. Baisa, seconded by Mr. Carroll to approve the nomination of Christian Tackett to the Salary Commission for a term expiring March 31, 2020. Any more discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: All...any opposed, I should say? So let the record show seven, zero...seven in favor, no "nays" and two Members excused.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmember Hokama.

ABSENT: None.

ABSTAIN: None.

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MOTION CARRIED

ACTION: **Recommending ADOPTION of revised resolution approving the nomination of Christian Tackett to the Salary Commission.**

CHAIR VICTORINO: Members, we have a few more nominations that we can complete. They were not asked to be here today and primarily because some of these I felt were Commissions that you could read the bios and make a decision based upon that aspect. The first one I'd like to go back to the agenda to D., the Civil Service Commission. And we have one nomination, Ms. Carol Reimann and the application is there in the...behind of your...I should say in your binders, I should say. So Mr. Molina, would you like to make an opening statement as far as Ms. Reimann's qualifications and willingness to serve on this Commission?

MR. MOLINA: Sure. Thank you very much, Mr. Chairman. The Administration would like to ask for your consideration of Ms. Carol Reimann to the Civil Service Commission. Many of you know Ms. Reimann as the individual who has come and testified on a plethora of issues that have come before this Council throughout the years during her time as, I believe, as the Executive Director for the Maui Hotel and Lodging Association and currently now as the spokesperson for the Monsanto Company here on Maui. And Ms. Reimann is concluding her term on the Salary Commission which expires March 31st and has indicated an interest to us about serving once again in some way, shape or form on our various boards and commissions and in this particular commission, the Civil Service Commission. She is very opening...open to serving on this particular board. And with that being said, also Ms. Reimann is a...also a graduate of Maui High School for Councilmember Baisa's consideration and a long-time kama`aina on this island. So that being said, Mr. Chairman, thank you.

CHAIR VICTORINO: These Sabers stick together. Mr. White, you have any questions for Mr. Molina?

COUNCILMEMBER WHITE: No questions, I've worked with Carol as...during the time that she was with the Maui Hotel and Lodging Association and she was always very sharp, very energetic and took all of her work assignments very seriously. And I always felt that she did a wonderful job. So I'm in support of this nomination.

CHAIR VICTORINO: Thank you. Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you, Chair. I, too, am in support of this nomination. I believe that she'll do a good job. Thank you.

CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: Thank you. I have no questions.

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CHAIR VICTORINO: Thank you. Ms. Cochran?

COUNCILMEMBER COCHRAN: No questions.

CHAIR VICTORINO: Ms. Baisa?

COUNCILMEMBER BAISA: No questions but support, of course.

CHAIR VICTORINO: Thank you. And Mr. Carroll?

COUNCILMEMBER CARROLL: No questions. In support.

CHAIR VICTORINO: And I will conclude by saying I agree wholeheartedly. So with no further discussion, I'd like to make my recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: The Chair would like to entertain a motion to approve the nomination of Carol Reimann to the Civil Service Commission for a term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Carol Reimann to the Civil Service Commission for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It has been moved by Ms. Baisa, seconded by Mr. Carroll to approve the nomination of Carol Reimann to the Civil Service Commission for a term expiring March 31, 2020. Any further discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: All...any opposed? So let the record show seven "ayes", two Members excused, no "noes". Thank you very much.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmember Hokama.

ABSENT: None.

ABSTAIN: None.

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MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Carol Reimann to the Civil Service Commission.

CHAIR VICTORINO: Now we go to the Public...Fire and Public Safety Commission. We have two nominees. The first nominee is Elgin Keahi Meyer. And Mr. Molina, in fact, why don't you take both him and Ms. Linda Fernandez together and we will discuss both...both nominees together. Go ahead, Mr. Molina.

MR. MOLINA: Thank you very much, Mr. Chairman. The Administration would like to mention...ask for your support for Mr. Meyer who's graciously volunteered to be considered to the Maui County Fire Commission. We did receive word that there's a possibility he may want to withdraw his nomination but this is not quite confirmed yet at this point. We would possibly ask for your consideration to possibly defer action on him at this point until we know for sure what his status is and at some point it might be wise to yield to Councilmember Crivello for further comment on this. Thank you.

CHAIR VICTORINO: Well, with that in mind and because time is of the essence, Ms. Crivello, would you mind if we deferred this matter to the next, March 2nd meeting and...

COUNCILMEMBER CRIVELLO: Not at all.

CHAIR VICTORINO: Yeah, thank you.

COUNCILMEMBER CRIVELLO: Please do.

CHAIR VICTORINO: So with no objections, I will defer the nomination of Mr. Meyer to the Fire and Public Safety Commission.

COUNCILMEMBERS: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: DC, RH).

CHAIR VICTORINO: Okay, thank you.

ACTION: DEFER pending further discussion (nomination of Elgin Keahi Meyer to the Fire and Public Safety Commission).

CHAIR VICTORINO: Okay, Ms. Fernandez, Mr. Molina, from Lanai.

MR. MOLINA: Yes, thank you very much, Mr. Chairman. The Administration would like to ask for your support of Ms. Linda Fernandez. She is concluding her term on the Liquor Adjudication Board and we feel that her prior County experience will certainly be an asset with regards to this particular Commission. And she's currently employed

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by the Four Seasons of Lanai but she did indicate to us that she would have the time and permission from her employers to attend meetings here on Maui. Thank you.

CHAIR VICTORINO: Thank you. I'll start with you, Mr. White, this time.

COUNCILMEMBER WHITE: I have no questions. Thank you.

CHAIR VICTORINO: Thank you. Mr. Guzman?

COUNCILMEMBER GUZMAN: Yeah, Chair, I have a issue in terms of speaking on this behalf or discussing this matter without the candidate present or...

CHAIR VICTORINO: She was unable to attend because of work. You know, I can tell you that was the reason she's not here...

COUNCILMEMBER GUZMAN: Well, Public Safety, Chair...

CHAIR VICTORINO: Yeah.

COUNCILMEMBER GUZMAN: And Fire are very important in our community.

CHAIR VICTORINO: Absolutely, Mr. Guzman, but I'm just saying the reason.

COUNCILMEMBER GUZMAN: And so I have...okay. You know what? I'm not gonna go into any further discussion.

CHAIR VICTORINO: Okay.

COUNCILMEMBER GUZMAN: I do not feel that I have the appropriate information to make a decision at this point. So I would request that this item be deferred as well, and including Mr. Hokama's not here. So...

CHAIR VICTORINO: Ms. Crivello?

COUNCILMEMBER CRIVELLO: I have no questions.

CHAIR VICTORINO: Thank you. Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. And sorry, but I feel the same way as Mr. Guzman at this point. I would...if there's a way to defer this vote also on this person at this time.

CHAIR VICTORINO: Thank you. Ms. Baisa?

COUNCILMEMBER BAISA: No question.

CHAIR VICTORINO: Thank you. And Mr. Carroll?

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COUNCILMEMBER CARROLL: No questions.

CHAIR VICTORINO: Thank you, thank you. You know, I will defer this matter to the March 2nd meeting and at that point in time I'll see if she can call in. I know she works and that's why it's very difficult. But I will ask and see if she will be able to call in on that meeting and be able to have questions fielded by you. But if you, you know...and at that point we will see what we can do with that, okay. So if no objections, I will defer this matter.

COUNCILMEMBERS: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: DC, RH).

ACTION: DEFER pending further discussion (nomination of Linda Fernandez to the Fire and Public Safety Commission).

CHAIR VICTORINO: The last two, well, actually I have three. But the last...two of 'em are for the Commission...the Maui County Commission on Persons with Disabilities. And we have Ms. Sheila Villanueva and Mr. David Courson, I think. But if I'm saying that incorrectly, I apologize. Mr. Molina, would you like to discuss these two candidates, please, for the Maui County Commission on Persons with Disabilities.

MR. MOLINA: Yes, thank you very much, Mr. Chair. First of all, for Mr. Courson, he is currently the Associate Pastor for the Calvary Chapel in Kihei and has expressed an interest in serving on our boards and commissions and in particular this very important Commission which deals with ADA issues and other challenges faced by our people who have disabilities. And he certainly has the time and he would like to be of service to our community and we'd like to ask for your consideration of his nomination. Thank you.

CHAIR VICTORINO: Thank you. Mr. Carroll?

COUNCILMEMBER CARROLL: I have no questions. I don't really...not really familiar with the person but I have no reason not to support him.

CHAIR VICTORINO: Thank you. Ms. Baisa?

COUNCILMEMBER BAISA: No questions. It seems like he has the qualifications. Thank you.

CHAIR VICTORINO: Thank you. Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. Yeah, I have the same sentiments as my colleagues so no questions.

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CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: No questions.

CHAIR VICTORINO: Mr. Guzman? Mr. White?

COUNCILMEMBER WHITE: No questions.

CHAIR VICTORINO: Thank you. Then the Chair would like to make his recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: The Chair would like to entertain a motion to approve the nomination of David Courson to the Maui County Commission on Persons with Disabilities for the term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of David Courson to the Maui County Commission on Persons with Disabilities for a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It's been moved by Ms. Baisa and seconded by Mr. Carroll to approve the nomination of David Courson to the Maui County Commission on Persons with Disabilities for a term expiring March 31, 2020. Any other discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Opposed? Let the record show seven "ayes", no "noes", and two Members excused.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmember Hokama.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

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ACTION: Recommending ADOPTION of revised resolution approving the nomination of David Courson to the Maui County Commission on Persons with Disabilities.

CHAIR VICTORINO: And the last person for our Maui County Commission on Persons with Disabilities is Sheila Villanueva. Mr. Molina?

MR. MOLINA: Yes, thank you very much, Mr. Chairman. The Administration would like to ask for your support of Ms. Villanueva to the Commission on Persons with Disabilities. She is a retired County employee formerly with the Kaunoa Senior Center Program and she took a special interest in wanting to serve on this Commission. She does have a family relative who faces many of the challenges that are...people in our disabilities community face. So she certainly has an interest there and she's also very involved with the cultural aspect of our community, serving as the Head Kahu of the Ways and Means Committee of the `Ahahui Ka`ahumanu and she's also involved with the...a halau as a dancer as well. So she's quite a well-rounded person and one who can certainly bring a very good perspective to this Commission, Mr. Chairman. Thank you.

CHAIR VICTORINO: Thank you, Mr. Molina. Mr. Carroll?

COUNCILMEMBER CARROLL: Thank you, Chair. I know this person. I can't imagine anybody else that could serve any better than her. So I would support the nomination.

CHAIR VICTORINO: Thank you. Ms. Baisa?

COUNCILMEMBER BAISA: Excellent candidate, support.

CHAIR VICTORINO: Thank you. Ms. Cochran?

COUNCILMEMBER COCHRAN: Yes, I also do know of her and I think she'll be wonderful at this. Thank you.

CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: Full support.

CHAIR VICTORINO: Thank you. Mr. Guzman?

COUNCILMEMBER GUZMAN: Support.

CHAIR VICTORINO: And Mr. White?

COUNCILMEMBER WHITE: Same for me. Thank you, Chair.

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CHAIR VICTORINO: Okay, thank you. So with no...no more further...no more discussion, I'd like to make my recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: The Chair would like to entertain a motion to approve the nomination of Sheila Villanueva to the Maui County Commission on Persons with Disabilities for a term expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Sheila Villanueva to the Maui County Commission on Persons with Disabilities for a term expiring March 31, 2020.

COUNCILMEMBER COCHRAN: Second.

COUNCILMEMBER CARROLL: Second.

COUNCILMEMBER COCHRAN: Oh.

CHAIR VICTORINO: It was moved by Ms. Baisa and seconded by Ms. Cochran to approve the nomination of Sheila Villanueva to the Maui County Commission on Persons with Disabilities for a term expiring March 31, 2020. Any further discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Any opposed? So let the record show seven "ayes", two Members excused, no "noes". Thank you very, very much.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmember Hokama.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Sheila Villanueva to the Maui County Commission on Persons with Disabilities.

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CHAIR VICTORINO: I have one last member and this was for the Liquor Adjudication Board and again, this member worked and was unable...this is Ms. Ariaga and she's unable to be here today or even call in. So Candace Ariaga may be available by...for interview from the Lanai Office. And she hasn't...you haven't heard anything from them, have we? From the Lanai Office?

MS. WILLENBRINK: Excuse me, Chair. I spoke to Ms. Ariaga and she is out of the State.

CHAIR VICTORINO: Okay. So with no objection, I'm gonna defer this one also to the March 2nd meeting.

COUNCILMEMBERS: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: DC, RH).

CHAIR VICTORINO: Thank you.

ACTION: DEFER pending further discussion (nomination of Candace Ariaga to the Liquor Control Adjudication Board).

CHAIR VICTORINO: I think that concludes all those that we could and that we deferred. Now we have one more...well, two more things. The nomination to Boards and Commissions for the Urban Review Board. And...

MS. WILLENBRINK: Chair?

CHAIR VICTORINO: Yeah.

MS. WILLENBRINK: Excuse me.

CHAIR VICTORINO: Yeah, go ahead.

MS. WILLENBRINK: The memo is part of this item.

CHAIR VICTORINO: Oh, okay, okay, before we go on. Okay, you all have received a memo from myself addressing the question as far as members...nominations to boards and committees and commissions. This memo is to inform you that the Mayor was...and the Administration actually was unable to bring forth nominations in certain areas, certain boards and commissions for which now...it falls upon the Council to...oh, we have the opportunity to appoint or nominate, I should say, members to these boards and commissions. So we...the Council has 60 days to nominate and approve any appointment of any individual for these...each of these vacancies. Our deadline for action to be taken is March 31, 2015 which I can count, that's not 60 days but unfortunately, that's the way it came down. So we have nominees...we had no nominees for the Commission on Children and Youth, or nominees for the Maui County Cultural Resources Commission to fill the Lanai seat, okay. So those were the

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ones that we had no nominees handed down from the Administration. So we have, and I'm giving everyone an opportunity to bring forth any nomination for those two particular boards and commissions. And, of course, the Maui County Cultural Resources Commission, the person must be a resident of Lanai and that was brought forth in an earlier discussion. So and we need to have that in to the Committee so that we can forward that by...for the March 2, 2015 meeting. So going backwards, Ms. Willenbrink, would you give us a calendar of when these nominations would need to come in so that we can take appropriate action?

MS. WILLENBRINK: Yes, Chair. To clarify, these nominations did not come in by the deadline of January 30th.

CHAIR VICTORINO: Yeah.

MS. WILLENBRINK: So that's when the calendar started. So March 31st is the deadline and according to your new rules that states things cannot be transmitted out of committee, the transmittal would need to occur at the next meeting after the gavel.

CHAIR VICTORINO: Okay, and March 2nd. And by the way, make one correction. The deadline for nominations to be submitted to the Council was January 30, 2015. So and I apologize, I made a mistake on that one. So is there any questions? Okay, so we have up to March 2nd if you would bring forward any nominations for those particular boards and commissions, yeah.

ITEM PIA-2(7): NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS (URBAN DESIGN REVIEW BOARD) (CC 15-5)

CHAIR VICTORINO: And then the last one is nomination...now I can move on to that one. The last item is Nominations to Boards and Commission, Urban Design Review Board. And that's PIA 2(7). The Committee is in receipt of correspondence dated January 30, 2015, received January 30, 2015, from the Mayor transmitting the proposed resolution entitled, Appointing Members to the Urban Design Review Board for Maui County...for the County of Maui, along with the completed applications of these nominees. The purpose of the proposed resolution is to approve or disapprove the Mayor's following nominees to the Urban Design Review Board from a term beginning April 1, 2015 and expiring March 31, 2020 unless otherwise indicated. And we have three names as the Urban Design Review Board and two alternates. So at this point, I will let Mr. Molina take it from here. Mr. Molina?

MR. MOLINA: Thank you very much, Mr. Chairman. First of all on the first applicant, Mr. Demetrios Callinicos. You previously approved him to the Subdivision Engineering Standards Committee and his term expired and he's expressed an interest in serving again. And, of course, he has a background in architecture and by all accounts he did an outstanding job on the Subdivision Engineering Standards Committee and we'd like to ask for your support for him on the Urban Design Review Board. The next applicant, Raymond Phillips, has previously served in...on the Urban

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Design Review Board as well as the MRA and Subdivision Standards so he brings with him a wealth of experience and again has expressed interest in once again serving our community in this capacity and he has a background in engineering and also architecture. The third applicant, Mr. David Sereda, the Administration would like to ask for your consideration to defer the nomination of Mr. Sereda. It was disclosed to us by Mr. Sereda yesterday that there may be an issue with regards to his citizenship and we'd like to ask for some time to explore his eligibility to serve on this Commission as it relates to his current citizenship. He did disclose to us he is still a Canadian citizen and we're trying to look for any points that are within the Charter that would qualify him, if he is qualified, as a Canadian citizen or not. And so we would like some time to explore that and then at a later point discuss the matter at your next meeting. And with regards to the other two applicants for the alternate positions, first of all Mr. Gray Ringsby. He is...currently resides in Haiku and is also an architect and again is involved with Maui Association of Realtors and has expressed an interest in serving in this capacity as an alternate. And finally we have Peter Jacobsen who owns an architecture firm out in Lahaina. And again he wanted to serve in this capacity as an alternate and we're certainly very pleased with these individuals who have very solid backgrounds wanting to serve our County in this particular capacity on this very important board. Thank you, Mr. Chairman.

CHAIR VICTORINO: So thank you, Mr. Molina, and can you tell me what was David's...what was the concern again? I was busy discussing something with the Staff. Something about citizenship?

MR. MOLINA: Yes, sir. He did, to his credit...it occurred to him that he should disclose to us that he is a Canadian citizen. We're still trying to confirm whether that would qualify him in regards to eligibility. He did...he does have a residency here but I guess it's...there's another term for it. Maybe Corporation Counsel can explain that other term as to, you know, how he can reside in Maui. I think there's some kind of, like, a working visa or something to that effect. He is currently employed by a local architecture firm here, Chris Hart and Partners. But he did bring that to our attention the other day so we wanted to ask for more time to explore his eligibility for this Commission. And if it doesn't work out and determined by Corporation Counsel's Office that he's not eligible then we would ask for a withdrawal. But right now everything is still in the research phase. Thank you, Chairman.

CHAIR VICTORINO: Thank you. So the Chair would like to entertain a motion to separate David...what was his last name?

MR. MOLINA: Sereda.

CHAIR VICTORINO: Sereda, yeah. To separate David Sereda from the list of Urban Design Review Board nominees and defer him to the next meeting on March 3rd...I mean March 2, 2015. So...and is there any...is there a...do I need to have a motion to separate? Yeah, so I need a motion to separate.

COUNCILMEMBER BAISA: So moved.

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COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: It's been moved by Ms. Baisa and seconded by Mr. Carroll to separate David Sereda to...from the Urban Design Review Board. Any...let me take a vote on it. All those in favor of separation, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Opposed?

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmember Hokama.

ABSENT: None.

ABSTAIN: None.

ACTION: APPROVE to separate the nomination of David Sereda to the Urban Design Review Board.

CHAIR VICTORINO: So with no objections, I'd like to defer Mr. Sereda to the next meeting of March 2, 2015. Any objections?

COUNCILMEMBERS: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: DC, RH).

CHAIR VICTORINO: Thank you.

ACTION: DEFER pending further discussion (nomination of David Sereda to the Urban Design Review Board).

CHAIR VICTORINO: Then I would now like to open the floor up for the other two nominees and the alternates. Starting with you, Mr. White.

COUNCILMEMBER WHITE: No questions, sir.

CHAIR VICTORINO: Mr. Guzman?

COUNCILMEMBER GUZMAN: No questions.

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CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: No questions.

CHAIR VICTORINO: Ms. Cochran?

COUNCILMEMBER COCHRAN: How many realtors are on this Board right now?

CHAIR VICTORINO: Do you know, Mr. Molina?

MR. MOLINA: If you could give me just a few moments --

COUNCILMEMBER COCHRAN: Okay.

MR. MOLINA: --to look through who's on...currently on our Board, I could kinda give you a brief synopsis. Certainly a good question, Mr. Chairman, Councilmember Cochran.

COUNCILMEMBER COCHRAN: Just, Chair, I mean just to get a wide range of, you know, representation on this particular board.

MR. MOLINA: Okay, currently, if I may state the, to Councilmember Cochran, currently the members that are presently on the Board, we have one, two, three architects, one civil...two engineers, civil engineers. We have two citizens who have not...which is I guess the minimum allowed for two regular, I guess, members of the community. One Lanai and Molokai representative each which is required by the Code. And then we have a gentleman who's recently appointed back in April, Mr. Conrad. He's, I believe, with an architectural firm as well. So as far as anybody with any particular experience in real estate, I cannot specifically say until I do some further research.

COUNCILMEMBER COCHRAN: Okay, thank you.

MR. MOLINA: But we have more technical...people with more technical expertise --

COUNCILMEMBER COCHRAN: Right.

MR. MOLINA: --in those areas.

COUNCILMEMBER COCHRAN: Good. Okay, thank you, Mr. Molina.

MR. MOLINA: Thank you.

COUNCILMEMBER COCHRAN: Thank you, Chair.

CHAIR VICTORINO: Ms. Baisa? No? No questions?

COUNCILMEMBER BAISA: No comment.

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EXC.: Vice-Chair Couch and Councilmember Hokama.

ABSENT: None.

ABSTAIN: None.

MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nominations of Demetrios Callinicos, Raymond Phillips, Gray Ringsby, and Peter Jacobsen to the Urban Design Review Board.

**ITEM PIA-2(6): NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS
(MAUI REDEVELOPMENT AGENCY) (CC 15-5)**

CHAIR VICTORINO: And we conclude, and I have to step back, I apologize. I missed the Maui Redevelopment Agency. So I would like to open the discussion if Mr. Molina would like to speak on behalf of Mr. Frank De Rego. I think we all know who Mr. De Rego is. He's been a...he's been a member of the, I think, the Cost of Government and he's been here at this Chamber many times to speak. So Mr. Molina?

MR. MOLINA: Thank you very much, Mr. Chairman. I think you've pretty much said it all about Mr. De Rego who's very actively involved and been here in the Chambers to testify on a number of things. Of course, he was most recently on the Cost of Government Commission and also served as a Maui Charter Commission member as well and he certainly been involved in many things in our community. And in short has expressed some enthusiasm in wanting to serve on this particular...the Maui Redevelopment Agency so we'd certainly be humbled with your support. Thank you.

CHAIR VICTORINO: Thank you. I will quickly from you, Mr. White, if you'd like to start if you have questions.

COUNCILMEMBER WHITE: No questions, just a comment. I think Mr. De Rego is qualified for this. But I have to say that I hope he will conduct himself in a manner different from the way he conducted himself on the Cost of Government Commission where I believe he took actions that were inconsistent with the Charter, inconsistent with the wishes of this body and some actions that were very difficult to understand and the justification for. I think he's a bright guy and I hope that he can provide some good support for the Redevelopment Agency. But I would just like to add that caution that he play within the rules on this Board. Thank you, Chair.

CHAIR VICTORINO: Thank you and we will make sure that it's duly noted, Mr. Chair. Mr. Guzman?

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COUNCILMEMBER GUZMAN: Yes, I know Mr. De Rego very well and I think he's more than qualified. Thank you.

CHAIR VICTORINO: Thank you. Ms. Crivello?

COUNCILMEMBER CRIVELLO: Thank you. I've worked with Mr. De Rego on the Charter Commission and I appreciate the work that he contributes so at this point I do support him. Thank you.

CHAIR VICTORINO: Thank you. Ms. Cochran?

COUNCILMEMBER COCHRAN: Thank you, Chair. And, yes, it seems Mr. De Rego definitely has a lot of passion to be able to just wanna serve and so looking forward to having him on this Board. But on a side note, Chair, as in procedural, I know we normally put names on Exhibit "A", "B" or "C" and we don't need to. That's not a --

CHAIR VICTORINO: No.

COUNCILMEMBER COCHRAN: --have to, have to do.

CHAIR VICTORINO: I checked with --

COUNCILMEMBER COCHRAN: Okay.

CHAIR VICTORINO: --Corp. Counsel and we don't have to do that, you know.

COUNCILMEMBER COCHRAN: Right, just checking, okay.

CHAIR VICTORINO: To expedite especially with the mass. This would take us just so long to put on "A", "B" "C" and going...

COUNCILMEMBER COCHRAN: Okay.

CHAIR VICTORINO: So they told we either approve or disapprove.

COUNCILMEMBER COCHRAN: Got it. Okay, thank you.

CHAIR VICTORINO: I did follow up in that area.

COUNCILMEMBER COCHRAN: Yeah, as for this nominee, approve. Thank you.

CHAIR VICTORINO: Thank you. Ms. Baisa?

COUNCILMEMBER BAISA: Support Mr. De Rego. I understand he is a very passionate person who, you know, sometimes may, you know, not...not be easy in a group. But he's passionate, he knows Wailuku and I think he'll bring a lot of good stuff to the Redevelopment Agency.

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CHAIR VICTORINO: Thank you. And that's nothing to do with our ethnicity in any way, shape, or form. Is it?

COUNCILMEMBER BAISA: No.

CHAIR VICTORINO: Okay, that's what I thought. Go ahead, Mr. Carroll.

COUNCILMEMBER CARROLL: Support.

CHAIR VICTORINO: Thank you. And I, too, can support Mr. De Rego. And I can feel his passion and... 'cause some of us have similar traits and I will leave it at that. So without further discussion, I would like to make my recommendation, please.

COUNCILMEMBERS: Recommendation?

CHAIR VICTORINO: Okay, the Chair would like to entertain a motion to approve the appointment of Frank De Rego to the Maui Redevelopment Agency for a term beginning April 1, 2015 and expiring March 31, 2020. Ms. Baisa?

COUNCILMEMBER BAISA: Thank you, Mr. Chair. I move to approve the nomination of Frank De Rego, Jr. to the Maui Development...Maui...isn't it Redevelopment Agency? For a term expiring March 31, 2020.

COUNCILMEMBER CARROLL: Second.

CHAIR VICTORINO: Thank you. It's been moved by Ms. Baisa and seconded by Mr. Carroll to approve the nomination of Frank De Rego to the Maui Redevelopment Agency for a term expiring March 31, 2020. Any further discussion? Seeing none, all those in favor, signify by saying "aye".

COUNCILMEMBERS: Aye.

CHAIR VICTORINO: Any opposed? Let the record show seven "ayes", no "noes", and two Members excused.

VOTE: AYES: Chair Victorino and Councilmembers Baisa, Carroll, Cochran, Crivello, Guzman, and White.

NOES: None.

EXC.: Vice-Chair Couch and Councilmember Hokama.

ABSENT: None.

ABSTAIN: None.

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MOTION CARRIED

ACTION: Recommending ADOPTION of revised resolution approving the nomination of Frank De Rego Jr. to the Maui Redevelopment Agency.

ITEM PIA-2(5): NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS (VARIOUS) (CC 15-5)

CHAIR VICTORINO: Before I move on, Ms. Willenbrink, is there anything else I need to cover today?

MS. WILLENBRINK: Well, first of all, we did not defer Item PIA-2(5) and that is good because I would like to make a correction.

CHAIR VICTORINO: Yes, please go ahead. That's why I did not do that. But go ahead.

MS. WILLENBRINK: I was reminded that on that memo because the item is already in Committee, you can do a direct referral if you would like to do a nomination to any of those Boards that are vacant.

CHAIR VICTORINO: Okay, so you can do a direct referral. You don't have to, you know...so with no objections, I would like to defer that matter. Any objections?

COUNCILMEMBERS: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: DC, RH).

CHAIR VICTORINO: I thought we did but thank you very much. By not doing it, we caught it.

ACTION: DEFER pending further discussion.

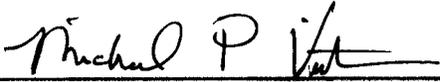
CHAIR VICTORINO: Okay, thank you, Members, very much. We really covered a lot of issues and took care of a number of nominations. Those that I deferred to the March 2nd, please I hope everyone can be here to finish those off. And also to do that Cybersecurity discussion and we need to get that completed. Also to remind everyone that at 1:30 we have a Council meeting. So it's 12:35 so you get about an hour for lunch. So with no objections, I would adjourn this meeting of the Policy and Intergovernmental Affairs Committee. . . .(gavel). . .

ADJOURN: 12:32 p.m.

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APPROVED:



MICHAEL P. VICTORINO, Chair
Policy and Intergovernmental Affairs Committee

pia:min:150218

Transcribed by: Reinette Kutz

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CERTIFICATE

I, Reinette Kutz, hereby certify that the foregoing represents to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED this 16th day of March 2015, in Wailuku, Hawaii.


Reinette L. Kutz