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3 COUNTY OF MAUI, STATE OF HAWAII
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8 BOARD OF ETHICS
9 REGULAR MEETING
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15 Held at the Mayor's Conference Room, 200 South High
16 Street, Wailuku, Maui, Hawaii, commencing at 12:01 p.m., on
17 Wednesday, June 10, 2015.
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1 ATTENDANCE
2 BOARD MEMBERS PRESENT:
3 Randol Leach, Chair
4 Norman Franco, Vice-Chair
5 Noreen "Dee Dee" Yabuta, Secretary
6 Abel Kahoohanohano, Jr., Member
7 Sydney Kikuchi, Member
8 Herman Nascimento, Member
9 Lois Prey, Member
10 Sara Gadarian, Member
11 Matthew Macario, Member
12
13 STAFF PRESENT:
14 Linden Joesting, Deputy Corporation Counsel
15 Angela Andrade, Executive Secretary
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1 (Wednesday, June 10, 2015, 12:01 p.m.)
2 * * *
3 CHAIR LEACH: (Gavel.) I would like to call the
4 Maui County Board of Ethics Wednesday, June 10th, 2015
5 meeting to order.
6 We have eight of nine Members here. We do have a
7 quorum.
8 Our first agenda item will be Item 2, review and
9 approve May 13, 2015 Regular Session minutes. Is there a
10 motion to approve?
11 MEMBER PREY: I motion that we approve May 13th,
12 2015 minutes.
13 MEMBER NASCIMENTO: Second.
14 CHAIR LEACH: Any discussion? All in favor, say
15 "aye."
16 (Response.)
17 CHAIR LEACH: Opposed?
18 (No response.)
19 CHAIR LEACH: Thank you. Public testimony, do we
20 have any today?
21 MS. ANDRADE: No.
22 CHAIR LEACH: Seeing none, we have none.
23 Next Agenda Item, 4, Old Business: Financial
24 Disclosures, we have none; 4b, Communication Items, we have
25 none.

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1 Agenda Item 5, New Business: Financial
2 Disclosures, we have none. B, Communication Items, we have
3 none. Lobbyist Registration, c, we have none. Item Agenda
4 d, Discussion of Gifts. And Linden has done some background
5 work -- and thank you very much for that -- and she is going
6 to give us some information on what other jurisdictions are
7 doing about gifts and where we are and where we might want
8 to go.
9 MS. JOESTING: What I did is I sort of have
10 separated the discussion into two parts; one is the various
11 laws that talk about gifts, and then the other discussion
12 would be about our past decisions. Well, not really ours,
13 but your past decisions as the Ethics Commission on gifts
14 and people's questions on gifts. And I separated them
15 partially because they're past Ethics Commission decisions
16 going back to 1977. So it's going to be kind of a bigger
17 survey.
18 So the first course for us is the State
19 Constitution. I looked at Article 14. It, basically, says
20 each County is to do their own code of ethics and to provide
21 for its own provisions on gifts. It doesn't say anything
22 more specific than that.
23 Other guidance can be seen from the other counties
24 and from the State statute. The State Chapter 84, which
25 governs State employees, only talks about gifts and not

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1 accepting gifts, but it doesn't have any figure. The figure
2 only comes up when it comes to reporting gifts, but it
3 doesn't have any prohibition on receipt of gifts other than
4 not to be in reward for past or to influence future
5 behavior.
6 Maui County Code, similarly, is silent on any
7 requirement even to report gifts. Even though we have it on
8 the Financial Disclosure Statement, there's no requirement
9 that it be reported.
10 City and County of Honolulu gets more specific.
11 They have Ethics Commission decisions. In fact there's a
12 recent one involving Nestor Garcia. I don't know if you
13 folks saw that. Yes. So he's received gifts and found in
14 violation and paid a substantial fine. They have specific
15 code sections, which I have attached here, on the receipt of
16 gifts by the mayor and by councilmembers. They don't have
17 it applying across the board to all county employees, but
18 just to those categories of members. And that's the revised
19 ordinances at Sections 38.7 and 38.8. They talk about gifts
20 have to be \$200, it is the same general prohibition on
21 accepting gifts as a reward or as a promise of future
22 behavior. And then there's really very specific
23 exceptions -- exemptions -- excuse me -- from the gift,
24 \$200.
25 The Big Island, the County of Hawaii, has a

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1 reporting requirement in excess of \$100.
2 Kauai has no dollar figure, nor is there anything
3 for a dollar figure or any other requirements for
4 disclosure.
5 Then Number 7, you can see, is just for future
6 discussion. Probably, actually, on Lois' copy, I have a
7 handwritten note to remind myself that the Federal
8 Government has separate rules on gifts and they have a \$20
9 limit on acceptance of gifts, aggregate of \$50 in one
10 calendar year from any one person. They also have
11 restrictions on gifts between federal employees,
12 subordinates, peers. And they have a lot more requirements
13 in those areas.
14 So that's the basic outline.
15 CHAIR LEACH: So, Linden, the procedure, if the
16 County wanted to change, would it be the Charter or the Code
17 of Ethics? To limit gifts or put restrictions on gifts,
18 what would be the procedure on that and how would we be
19 involved with that?
20 MS. JOESTING: It probably would be by an
21 ordinance. And that would be something that you can ask
22 for.
23 CHAIR LEACH: Then the procedure for an ordinance?
24 MS. JOESTING: We can draft it.
25 CHAIR LEACH: How does an ordinance work? Is that

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1 through the Council?
2 MS. JOESTING: Correct.
3 CHAIR LEACH: Okay.
4 MEMBER PREY: I have a question. Westfall and I
5 worked very hard on this, you know, the disclosure thing,
6 because it got -- we felt it got so out of hand, accepting
7 three and four thousand dollars in gifts, you know, various
8 councilmembers. Our question -- my question is, Westfall
9 naturally isn't here, but did it ever get to the Mayor? I
10 think we wrote -- I thought we wrote some kind of advisory
11 to the Council. Did it ever get to the Mayor?
12 MS. JOESTING: I don't know. I mean, I assume, if
13 you folks wrote a letter, that it was delivered to the
14 Mayor. I don't know the administrative -- what happened
15 when it --
16 VICE-CHAIR FRANCO: I kind of remember that
17 because I was on the --
18 MEMBER PREY: That's right, you were with us.
19 VICE-CHAIR FRANCO: We sent -- I think Mike sent
20 something to the chairman of the County Council, and it came
21 back to us and said it's up to us to initiate what we felt
22 was --
23 MEMBER PREY: Then it fell by the wayside, am I
24 right?
25 VICE-CHAIR FRANCO: Yeah.

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1 MEMBER PREY: Because, you know, ever since then,
2 I notice that it's gone higher and higher on the acceptance
3 of gifts. And I am thinking, you know, did this advisory
4 thing ever go through or, you know --
5 MS. JOESTING: Well, it sounds like it's back in
6 your court, essentially.
7 VICE-CHAIR FRANCO: If they want to self-police
8 themselves -- it's a hot potato on their end, so they tossed
9 it to us.
10 MEMBER PREY: It was supposed to be just a letter,
11 you know, saying that, you know, to be careful or something.
12 VICE-CHAIR FRANCO: Right, that was what it was.
13 MEMBER PREY: That was sort of our advisory. And
14 I guess it never came about.
15 VICE-CHAIR FRANCO: I guess the ball's in our
16 court, then.
17 MEMBER PREY: Yeah, okay. So, all right, are we
18 going to do anything or we're not going to do anything or
19 what should we -- what's the next step? What would you
20 suggest?
21 MS. JOESTING: I think that's for you folks to
22 decide, how you want to go from here.
23 MEMBER PREY: I see. Okay.
24 MS. JOESTING: If you want an ordinance to amend
25 the chapter of the County Code which deals with that, our

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1 office can draft that up, you folks can take a look at it,
2 and then it would be forwarded to the Council.
3 MEMBER PREY: I will leave it up to our Chairman.
4 CHAIR LEACH: Abel, what's your thoughts on this?
5 Let's go around.
6 MEMBER KAHOOHANO HANO: If you have been following
7 the State Ethics Commission, they been under fire from the
8 legislature about the -- I think one of the members, I think
9 it was Mr. Souki, had mentioned that things that were
10 customary before, you're telling us now that it's not
11 acceptable. So what would be our liabilities on something
12 like that, I mean, as far as past practice goes, allowing a
13 lot of stuff to happen, then, all of a sudden, putting the
14 brakes on? Do we have the right to? I guess we do have the
15 power to make an ordinance that is reflective of how much
16 money -- or how much gifts, the amount you can accept is.
17 So that would be my only question is that are we going to
18 open ourselves up to scrutiny from -- can we do it, can we
19 not do it?
20 MS. JOESTING: Well, you can always ask for an
21 ordinance to be considered by the Council. I mean, that is
22 within your authority to do that. Where they go from there,
23 that's, you know, up to them.
24 MEMBER KAHOOHANO HANO: Yeah, okay.
25 VICE-CHAIR FRANCO: You know, the thing that we

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1 were toying around with Mike, and Don was also in the group,
2 was the dollar amount.
3 MEMBER PREY: It's been going on for years and
4 it's just been -- you know, I notice it's getting -- since I
5 have been here, it's been getting worse.
6 VICE-CHAIR FRANCO: Yeah.
7 MEMBER PREY: With accepting three and four
8 thousand dollars in gifts. And holy, you know, it just
9 seems to be getting worse. That's all I want to --
10 VICE-CHAIR FRANCO: I kind of like the City and
11 County of Honolulu's version.
12 MEMBER PREY: Yeah. Well, that's what we
13 discussed. We looked into Honolulu. I got a thing from
14 Honolulu, and they said \$200, you know, within 12 months.
15 And we thought that was fair because it was \$50 or
16 something, and I said that was ridiculous, for a year, so
17 why don't we keep it at \$200 across the board, like Honolulu
18 is doing. And so this was in our discussion and so forth.
19 I guess it's up to us. I would like other people's
20 thoughts.
21 MEMBER KAHOOHANO HANO: Is that \$200 per gift?
22 MEMBER PREY: Per year.
23 MEMBER KAHOOHANO HANO: Total.
24 MS. JOESTING: From any one source.
25 MEMBER PREY: \$200.

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1 CHAIR LEACH: Let's make sure we're talking the
2 same thing. Lois, are you saying \$200 total from all gifts
3 to one person for a year or from one entity, one group?
4 MS. JOESTING: One source, yeah?
5 MEMBER PREY: One source.
6 CHAIR LEACH: One source. So if --
7 MEMBER PREY: Well, all right, say, for instance,
8 someone wants to give you \$50 and the next guy wants to give
9 another \$50, I mean, it totals to \$200. Then that's, you
10 know --
11 CHAIR LEACH: So that's from all sources, you're
12 saying, they can only receive \$200?
13 MEMBER PREY: Yeah.
14 CHAIR LEACH: That's different than what I think
15 we're looking at, is you have to report up to \$200 -- I mean
16 over \$200, but doesn't say it's prohibited from accepting.
17 So there's two parts to the gift, it's the reporting and one
18 is the acceptance.
19 VICE-CHAIR FRANCO: I think if you follow their
20 version, Honolulu, City and County of Honolulu, it says,
21 under the footnote here, HAR Section 3-8.8-B prohibits, in
22 pertinent part, during each one-year period, beginning on
23 July 1st and ending on June 30th, no councilmember shall
24 solicit, accept or receive, directly or indirectly, from any
25 one source, any gift or gifts valued singularly or in

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1 aggregate in excess of \$200.
2 MEMBER PREY: Right. Well, yeah.
3 CHAIR LEACH: Is there -- we don't need to
4 reinvent the wheel, too.
5 VICE-CHAIR FRANCO: No. It's pretty much right
6 there. I think you got it nailed pretty good, you know, do
7 we want to change a dollar amount, but --
8 MEMBER PREY: Right.
9 VICE-CHAIR FRANCO: It says pretty clearly,
10 directly or indirectly, from any one source.
11 MEMBER PREY: Right.
12 VICE-CHAIR FRANCO: Any gift. So I think that's
13 pretty clear. I don't know if you want to change that.
14 MEMBER PREY: That's right.
15 CHAIR LEACH: Sydney, what do you think?
16 MEMBER PREY: Sydney, what do you think?
17 MEMBER KIKUCHI: I do believe that we should put a
18 request for an ordinance to be --
19 VICE-CHAIR FRANCO: Considered.
20 MEMBER KIKUCHI: -- considered, yeah. The
21 first -- I think across the board, whether it be State or
22 County or whatever it is, that we should be kind of
23 consistent, I think, statewide. I would hope so, anyway.
24 MEMBER PREY: Yeah.
25 MEMBER KIKUCHI: But the other part I would like

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1 to know is how did they come up with \$200 from just a single
2 source? What was their thought process regarding that? And
3 how long ago was that \$200?
4 MEMBER PREY: You mean Honolulu?
5 MEMBER KIKUCHI: Yeah. How long ago did they come
6 up with that amount? Was it in the seventies, eighties?
7 MEMBER PREY: Oh.
8 MEMBER KIKUCHI: Whereas versus, now, we're in the
9 2000s.
10 VICE-CHAIR FRANCO: It might be higher now.
11 MEMBER KIKUCHI: Yeah, \$200 might be kind of,
12 actually, a low figure. I am not sure. I don't know. Even
13 like political contribution, how much can they take from one
14 source? I'm not quite sure about that. I think it's like
15 \$2,000, \$500, something like that.
16 MS. JOESTING: I am not sure.
17 MEMBER KIKUCHI: Something like that. So I think
18 kind of across the board we should be kind of consistent
19 with whatever is going on within, you know, the State
20 practices, also.
21 MEMBER PREY: That's why we looked into Honolulu,
22 what they were doing, you know. And then Westfall did
23 the -- he worked very, very hard on it.
24 MEMBER KIKUCHI: Yeah, I believe that.
25 MEMBER PREY: He did.

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1 MEMBER KIKUCHI: But I would like to know how long
2 ago that \$200 amount came in, how that came about.
3 MS. JOESTING: I can find that out.
4 MEMBER PREY: Okay. Thank you.
5 CHAIR LEACH: Herman, what's your thoughts?
6 MEMBER NASCIMENTO: I agree with Lois, that we
7 should have some fixed amount and make it even, where we
8 consistent with everybody, like Honolulu, and maybe the
9 other islands will follow through. But we need to have some
10 guidelines where everybody is aware that there are people
11 watching.
12 MEMBER PREY: The subject was also brought up
13 about the credit cards, that person had gotten into serious
14 trouble in Honolulu with the credit card, you know. And if
15 this all slides by, I mean, I don't think it's too good, you
16 know. You're really not supposed to receive any gifts. So,
17 I mean, that's my thought. What do you think, Dee Dee?
18 MEMBER YABUTA: Are we talking about all elected
19 officials and appointees or all County employees?
20 MEMBER PREY: It goes to all County employees, but
21 they're not -- it seems that the Council is the only one
22 that is doing this. I mean, I have not -- since I have been
23 on the Board, I have not seen any employees accepting gifts.
24 It's always the Council.
25 MEMBER YABUTA: But if we were to possibly present

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1 an ordinance before the Council, this would be for all
2 County employees?
3 MEMBER NASCIMENTO: Government employees.
4 MEMBER YABUTA: Not just elected officials or
5 appointed officials?
6 MEMBER PREY: Right.
7 MEMBER YABUTA: But everybody?
8 MEMBER PREY: Yeah.
9 CHAIR LEACH: Yeah.
10 MEMBER PREY: I am just pointing out that since I
11 have been on the Board, I have not seen any employees, you
12 know, write down that they have been accepting. It's always
13 the Council people. But it does go to all the County
14 employees.
15 MS. ANDRADE: Can I say something?
16 VICE-CHAIR FRANCO: Honolulu says any elected or
17 appointed officer or employee.
18 MEMBER PREY: Right.
19 VICE-CHAIR FRANCO: Who possesses or acquires such
20 interest as might be reasonably --
21 MEMBER PREY: It's for everyone.
22 VICE-CHAIR FRANCO: Across the board.
23 CHAIR LEACH: Sara.
24 MEMBER GADARIAN: I agree that there should be a
25 cap on the amount of gifts. And that we have -- as was

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1 indicated, that there seems to be an increasing amount that
2 is reported and there's not any action that anybody can take
3 about it unless it's directly considered a bribe, but,
4 still, it's -- it's unseemly for County employees to receive
5 large gifts. That's the way I look at it.
6 MEMBER KIKUCHI: I know I mentioned this before,
7 in the prior discussions, but the County already has a
8 policy regarding accepting gifts that has to go through the
9 Council for approval from employees, also. So like if
10 somebody wants -- in fact, didn't we do one of the
11 honorarium kind of things? It's almost the same thing.
12 MS. JOESTING: Yes.
13 MEMBER KIKUCHI: So I would think -- I forget the
14 dollar amount already, but if someone wants to give, let's
15 say Herman, who is a County employee, a gift of \$200 or so,
16 and if it is over that threshold, before he has a chance to
17 accept it at all, if any, it has to go to the Council first
18 for approval.
19 MS. JOESTING: Yeah.
20 MEMBER KIKUCHI: So, once again, if we be
21 consistent with whatever that amount is, too. Or maybe not.
22 I don't know. But we should also consider that. In fact,
23 it's not only the employee, but if any department wants to
24 receive X amount of money, somebody wants to donate --
25 VICE-CHAIR FRANCO: Services or whatever.

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1 MS. ANDRADE: Gym equipment, the Fire Department
 2 was just given gym equipment. Before they could take it,
 3 they had to get approval. Somebody donated a statue to
 4 Parks, that had to be approved.
 5 Can I say something? Just to remind you folks
 6 that only appointed officials and the councilmembers and
 7 elected officials are required to file that Financial
 8 Disclosure Statement, and, of course, some board and
 9 commission members, not all board and Commission Members.
 10 So not all employees have to, you know, file a Financial
 11 Disclosure Statement which would subject them to report
 12 that.
 13 MS. JOESTING: And there is a distinction because
 14 the HRS Chapter 84 applies more broadly than the ordinances
 15 for the County. So the State says that it applies to all
 16 employees, but the counties say that these apply to people
 17 who file Financial Disclosure Statements. So even if it
 18 says -- the one that you were just reading, Norman, about
 19 applying to appointed officers or employees, that's the
 20 revised ordinance of Honolulu. If you go further down, they
 21 talk about appointed officers or employees. So if it
 22 applies to civil service employees and not just people who
 23 are appointed by the deputies and the directors, then you
 24 may need to go through some level of collective bargaining
 25 and the whole union approval of these kind of changes. So

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1 if you want to think of that when you draft something, if
 2 you more narrowly tailor it, not necessarily to civil
 3 service employees, but to councilmembers, like Honolulu did,
 4 and to mayors and other appointed officials, then you don't
 5 have to go through that review and approval by the unions
 6 because it affects collective bargaining agreements.
 7 MEMBER YABUTA: So for this discussion, do we want
 8 to narrow this down to elected and appointed officials? I
 9 mean --
 10 MS. ANDRADE: And people who are running for
 11 office?
 12 MEMBER YABUTA: Right. Right.
 13 MS. ANDRADE: They are also required.
 14 MEMBER YABUTA: The people who are required to
 15 file this financial disclosure, that's, basically, what we
 16 would be discussing for the ordinance, if we have one, draft
 17 ordinance.
 18 CHAIR LEACH: That makes sense.
 19 MEMBER PREY: I just want to read you a little
 20 thing from the newspaper. I am not going to mention the
 21 State representative, but he was fined \$50,000 for violation
 22 of city ethics laws, including accepting expensive meals,
 23 golf outings from various people in the commission, it said
 24 on Saturday. So this is just a sample of what is going on,
 25 you know, in Honolulu Board of Ethics. \$50,000 is a lot of

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1 money to be zapped with, you know, because it was over the
 2 \$200.
 3 CHAIR LEACH: So how does this sound? If we could
 4 ask Linden to draft an ordinance with the information that
 5 we seem to agree on, that will be a place for us to start to
 6 do the next step.
 7 MS. JOESTING: Sure.
 8 MEMBER YABUTA: But what's the amount going to be?
 9 CHAIR LEACH: We can start with \$200, but the
 10 research of where did the \$200 come from, like Sydney had
 11 mentioned --
 12 MEMBER PREY: Exactly.
 13 CHAIR LEACH: It sounds like a reasonable amount.
 14 MEMBER KAHOOHANO: You know, my personal
 15 opinion, \$200, to me, is a good place to start because,
 16 personally, I feel you shouldn't be accepting anything.
 17 MEMBER PREY: Right.
 18 MEMBER KAHOOHANO: I mean, you elected
 19 official, especially Council, Mayor, EA Sports big time,
 20 right, you know, and they -- you know, then having them
 21 approve whether it's acceptable or not is like giving the
 22 person that's trying to lose weight the keys to the pantry.
 23 You know, they understand that, yeah, I mean, everybody does
 24 it, you know, and why not, you know. So, yeah, I think we
 25 have to draft up something and -- don't hold me to that,

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1 \$200 is a good place to start, but I don't want to, you
 2 know, put a hole in the boat and sink it to the bottom.
 3 MEMBER PREY: No. It's just that, you know,
 4 people are aware of what they are accepting, you know.
 5 CHAIR LEACH: I see two issues. One is I've seen
 6 in the newspapers that some jurisdictions say anything over
 7 \$100 is taboo, no go, that's their limit. So \$200 might be
 8 on the high end.
 9 MEMBER PREY: So we're being generous with \$200.
 10 CHAIR LEACH: Nowadays, with inflation, you know,
 11 we all --
 12 MS. JOESTING: You can't get that much of a gift
 13 for \$200.
 14 CHAIR LEACH: If a nonprofit wants to tell their
 15 story -- if a nonprofit wants to tell their story to a
 16 councilperson, have them come to their fundraiser or
 17 something like that, you know, the tickets now are \$125.
 18 You know, they give those ticket out.
 19 VICE-CHAIR FRANCO: At least we know they're not
 20 going to go to Mama's Fish House for dinner at \$200. Can't
 21 even buy a drink over there. We can all go to Sydney's
 22 place. Watch out, Sydney will come through the door.
 23 MEMBER GADARIAN: There's no free lunch.
 24 CHAIR LEACH: Yeah, we want to look at everything.
 25 So that's a good discussion. Thank you, everyone, for your

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1 input. We're in unchartered waters, but I think it's
2 something that we should be looking at. Yes, Sara.
3 MEMBER GADARIAN: One more item. I would suggest
4 that that historical research be resurrected somehow. It
5 must be somewhere in the County records.
6 MEMBER PREY: I do have a copy which I am going to
7 give -- let's see. I think I have another copy. And this
8 is what Mike Westfall -- these are our meetings, so I am
9 going to -- I am going to give you this if you want to look
10 it over.
11 MS. JOESTING: Thank you.
12 CHAIR LEACH: Yeah, then we can --
13 MEMBER PREY: And your answer --
14 CHAIR LEACH: For our next meeting, too, we'll
15 have that information.
16 MEMBER PREY: Yeah.
17 CHAIR LEACH: Thank you, Angela, for getting the
18 packets out before our meeting so everyone can review them.
19 That really helps a lot.
20 MEMBER GADARIAN: Mr. Chairman?
21 CHAIR LEACH: Yes.
22 MEMBER GADARIAN: Just to be strict on
23 parliamentary procedure, I suggest we have a motion asking
24 the attorney to draft a proposed item for discussion or put
25 it on the agenda.

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1 CHAIR LEACH: Yes. I am going to take that as a
2 motion.
3 MEMBER GADARIAN: That's my motion.
4 MEMBER YABUTA: Second.
5 CHAIR LEACH: And second. Any more discussion?
6 All in favor, say "aye."
7 (Response.)
8 CHAIR LEACH: Opposed?
9 (No response.)
10 CHAIR LEACH: That's our Secretary.
11 Okay. Next agenda item is 5e, discussion
12 regarding lobbyists as board and commission members. We're
13 going to defer that item, agenda it to our next meeting.
14 And we're going to send a letter to the Mayor's Office
15 requesting a representative from the Mayor's Office who
16 appoints the board and commission members, you know, to come
17 to our meeting to give us some background information. Is
18 everybody okay with that?
19 MEMBER PREY: What meeting? In the next meeting?
20 CHAIR LEACH: In the next meeting, yes.
21 MEMBER PREY: Okay. Great.
22 MEMBER GADARIAN: May I ask how this came up?
23 Because this was --
24 CHAIR LEACH: Yeah. We have, in the past, Sara,
25 had board or commission members --

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1 MEMBER GADARIAN: Right.
2 CHAIR LEACH: -- that are lobbyists. And we have
3 a current board and commission member that is a lobbyist
4 with the County. And we just want to get some more
5 information to see if we need to --
6 MEMBER GADARIAN: Develop something.
7 CHAIR LEACH: A policy or -- we don't know where
8 we're going to go, but we need to get some information to
9 see where we should be going.
10 MEMBER GADARIAN: Got it.
11 MEMBER YABUTA: Some of it looks like a conflict
12 of interest.
13 CHAIR LEACH: Could be a potential.
14 MEMBER YABUTA: Possibly.
15 MEMBER GADARIAN: Yes.
16 MS. JOESTING: And it's a publicly-filed Financial
17 Disclosure Statement. No. Wait. It's privately filed, so
18 you can't discuss the specifics right now, but you could in
19 Executive Session or I can fill you in later on the specific
20 facts that gave rise to the question.
21 CHAIR LEACH: Can we move that agenda item to
22 Executive Session?
23 MS. JOESTING: Now?
24 CHAIR LEACH: No. For the next meeting.
25 MS. JOESTING: Yeah.

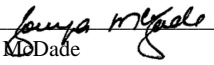
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1 CHAIR LEACH: Let's put it on Executive Session.
2 MS. ANDRADE: This discussion about lobbyists in
3 the Executive Session?
4 CHAIR LEACH: Yeah.
5 MS. JOESTING: Then you can discuss it.
6 CHAIR LEACH: Yes, let's do that. We'll do
7 Executive Session for confidentiality reasons.
8 Next agenda item, Announcements, we have none.
9 Regular Session meeting, next month, will be July
10 8th at the Planning Conference Room at noon.
11 That ends our Regular Session. And is there a
12 motion from the floor to move into Executive Session?
13 MEMBER NASCIMENTO: So moved.
14 MEMBER PREY: Second.
15 CHAIR LEACH: Any discussion? All in favor, say
16 "aye."
17 (Response.)
18 (Recess to Executive Session, 12:29 p.m. to 12:56
19 p.m. p.m.)
20 CHAIR LEACH: We're now out of Executive Session,
21 back in Regular Session.
22 MS. JOESTING: Move to adjourn?
23 CHAIR LEACH: Move to adjourn?
24 MEMBER NASCIMENTO: So moved.
25 MEMBER PREY: So moved.

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1 CHAIR LEACH: All in favor, say "aye."
2 (Response.)
3 CHAIR LEACH: Opposed?
4 (No response.)
5 CHAIR LEACH: Meeting adjourned.
6 (Meeting adjourned, 12:56 p.m.)
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1 CERTIFICATE
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4 I, TONYA MCDADE, Certified Court Reporter of the
5 State of Hawaii, do hereby certify that the proceedings
6 contained herein were taken by me in machine shorthand and
7 thereafter was reduced to print by means of computer-aided
8 transcription; and that the foregoing represents, to the
9 best of my ability, a true and accurate transcript of the
10 proceedings had in the foregoing matter.
11 I further certify that I am not an attorney nor
12 an employee of any of the parties hereto, nor in any way
13 concerned with the cause.
14 DATED this 30th day of June, 2015.
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17 
18 Tonya McDade
19 Certified Shorthand Reporter #447
20 Registered Professional Reporter
21 Certified Realtime Reporter
22 Certified Broadcast Reporter
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