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OFFICE OF THE
COUNTY CLERK

MAUI COUNTY BOARD OF ETHICS

**March 13, 2019
12:30 p.m.**

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

AGENDA

BOARD MEMBERS

- Matthew Macario, Chair**
- David Courson, Vice Chair**
- Sara Gadarian, Secretary**
- Noreen "Dee" Yabuta**
- Rachel Phillips**
- Donna Clayton**
- Napua Greig-Nakasone**
- William Curtis, Jr.**
- David Weiss**

AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for scheduling of agenda items, please contact Board Staff at: Department of the Corporation Counsel, 200 S. High Street, 3rd Floor, Wailuku, Hawaii 96793, 808-270-7742, 1-800-272-0117 (toll-free from Molokai and Lanai), 808-270-7152 (fax).

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted prior to the discussion of each agenda item. If written testimony is submitted at the meeting, 12 copies are requested. If written testimony is e-mailed or faxed, please submit at least 24 hours before the meeting so that copies can be provided to Board members in a timely manner.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Department of the Corporation Counsel at least three days in advance.

A. REGULAR SESSION

1. Call to Order
2. Review and Approval of February 13, 2019 Minutes
3. Public Testimony
4. Old Business
 - a. Financial Disclosure Statements:
NONE
 - b. Communication Items:
NONE

5. New Business:

a. Financial Disclosures: Elected & Appointed

Hart, Jordan E.

b. Communication Items:

NONE

c. Request for an Advisory Opinion dated February 20, 2019 from Deputy Director Jordan Hart, Department of Planning, regarding request for direction in order to avoid potential conflicts of interest.

d. Request for an Advisory Opinion by Mayor Michael P. Victorino regarding Boards and Commissions nominees dated February 14, 2019. Request is regarding the February 12, 2019 Governance, Ethics, and Transparency Committee meeting, in which three nominees to Boards and Commissions were advised to receive an opinion from the BOE on whether or not there is a conflict of interest with their employment and serving on a particular board. The nominees are: 1) Yarrow Flower, 2) Brenda "Michelle" Del Rosario, and 3) Sarah Simmons.

e. Request for an Advisory Opinion by Scott K. Teruya, Director of Finance, dated March 06, 2019 regarding potential conflict of interest as Director of Finance and the Wailuku Civic Complex.

f. Lobbyist Registration:

Bukoski, Kika G.
Blackburn-Rodriguez, Tom R.
Redding, Nick Smith
Sabas, John R.
Sunthoro, Teerapat

6. Announcements

RESOLUTION of the Maui County Board of Ethics, Noreen Yabuta.

7. Schedule Next Meeting Date and Discuss Next Meeting Business

April 10, 2019
12:30 p.m.
Planning Conference Room

NOTE: END OF REGULAR SESSION

B. EXECUTIVE SESSION

With reference to the agenda items listed below, one or more executive meetings are anticipated. In particular, the Board of Ethics anticipates it will consider the evaluation, dismissal or disciplining of an officer or employee of the County of Maui, where considerations of matters affecting privacy will be involved. The Board may also consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities. Therefore, pursuant to Hawaii Revised Statutes ("HRS") Sections 92-4, 5(a)(2) and (4), items marked with an asterisk may be considered in Executive Session. The Board may also convene in Adjudicatory Session pursuant to HRS Section 92-6. There may also be unanticipated executive sessions if a matter arises on which the Board wishes to consult with its attorney pursuant to the Sunshine Law. HRS Sections 92-4,-5(a)(4).

1. Call to Order
2. Review and Approval of February 13, 2019 minutes
3. Old Business
 - a. Financial Disclosure Statements:
NONE
 - b. Communication Items:
 - Review and possible action regarding Board Chair's letter dated February 14, 2019, instructing the Liquor Commission Chair to file an amended financial disclosure statement by March 1, 2019.
 - c. Informal Hearing on consolidated Complaint Nos. 18-12 and 18-13 by a County Official against a County Official alleging (18-12) violations of section 10-4(1)(d) of the Revised Charter of the County of Maui (1983), as amended, and (18-13) alleging violations of section 10-4(1)(b) and (d) of the Revised Charter of the County of Maui (1983), as amended.
(Rescheduled from December 12, 2018 meeting and January 09, 2019 meetings.)
4. New Business
 - a. Financial Disclosures:

Abbot, Gene C.
Castro, Stephen

Celiz, Yvette J.
Fernandez, Linda M.
Franco, Norman C.
Freitas, Joaquin P. Jr.
Ginoza, Kyle K.
Kalepa, Archie
Kenninson William
Lay, Ivan B.
Lundberg, Gregg A.
Misaki, Edwin T.
Nakashima, Michael H..
Sprinzal, John
Tancayo, Travis K.
Werth, Hannah K.

b. Communication Items:

NONE

5. Announcements

NONE

NEXT REGULAR MEETING

April 10, 2019
12:30 p.m.
Planning Conference Room

NOTE: END OF EXECUTIVE SESSION