

**MAUI COUNTY BOARD OF ETHICS**

September 11, 2019  
12:30 p.m.

Department of Planning Conference Room  
Kalana Pakui Building  
Wailuku, Maui, Hawaii

**AGENDA**

**BOARD MEMBERS**

- Matthew Macario, Chair
- David Courson, Vice Chair
- Sara Gadarian, Secretary
- Rachel Phillips
- Donna Clayton
- Napua Greig-Nakasone
- William Curtis, Jr.
- David Weiss
- Geraldine Lewis

**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, 3<sup>rd</sup> Floor, Wailuku, Hawaii 96793, 808-270-7742, 1-800-272-0117 (toll-free from Molokai and Lanai), 808-270-7152 (fax).

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

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

**A. REGULAR SESSION**

1. Call to Order
2. Review and Approval of August 14, 2019 minutes.
3. Public Testimony
4. Old Business

- a. Financial Disclosure Statements:

**NONE**

- b. Communication Items:

- Review and approval of Advisory Opinion No. 19A-07 FUKAGAWA, CY, Real Property Appraiser III, dated July 01, 2019 regarding direction in order to avoid potential conflict of interest.

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 COUNTY CLERK

- Review and approval of Advisory Opinion No. 19A-08 SPENCE, WILLIAM, former County Planning Director, dated, July 17, 2019, regarding potential conflict of interest, post County employment, by attending and appearing before the Attainable Housing for Maui Nui Working Group.
- Review and approval of Opinion regarding Complaint No. 19-03 KING, KELLY T. – Council Chair, for violations of Sections 10-1 and 10-4(1)(c) of the Code of Ethics with regard to conflict of interest.

5. New Business:

- a. Financial Disclosures: Elected & Appointed

**NONE**

- b. Communication Items:

**NONE**

- c. Request for an Advisory Opinion No. 19A-08 dated August 07, 2019 from KAMA, TASHA, County Councilmember, regarding direction on any potential conflict of interests with her future participation in discussions and voting on, Resolution Of Bank Of Americas Commitment To Provide Mortgages For Native Hawaiians On Hawaiian Home Lands, and if affiliations with Nā Po'e Kōkua, Keokea Agriculture Homestead and Sovereign Councils of Hawaiian Homestead Associations constitute a violation of Section 10-4(1)(c) of the Revised Charter of the County of Maui (1983), as amended, for Councilmember Kama's past participations.

- d. Discussion and possible action to make future and/or past Advisory Opinions "Public" on the County of Maui Board of Ethics web page.

- e. Lobbyist Registration:

**NONE**

6. Announcements

**NONE**

7. Schedule Next Meeting Date and Discuss Next Meeting Business

**October 09, 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), the following agenda items 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 August 14, 2019 minutes.
3. Old Business
  - a. Financial Disclosure Statements: Boards & Commissions  
**NONE**
  - b. Communication Items:  
**NONE**
  - c. Review and approval of Opinion Dismissing Complaint No. 19-04 by a member of the public against a former County employee alleging violation of Article 10, Section 10-1 of the Code of Ethics.
4. New Business
  - a. **Financial Disclosures: Boards & Commissions**

Becraft, Jamie J.
Aiwohi, Kaapunialiionalanikiekie K.
  - b. Communication Items:  
**NONE**
5. Announcements  
**NONE**

NEXT REGULAR MEETING

**October 09, 2019  
12:30 p.m.  
Planning Conference Room**

**NOTE: END OF EXECUTIVE SESSION**