



MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES

CAMERON CENTER • 95 MAHALANI STREET, ROOM 20 • WAILUKU, HI 96793 • PHONE (808) 270-7755 • FAX (808) 270-7935

COMMISSION ON PERSONS WITH DISABILITIES (CPD)

September 12, 2019

12:32 p.m.

J. Walter Cameron Center

95 Mahalani St., Wailuku, HI 96793

Call to Order: 12:32 p.m.

Introductions

Members Present: David Courson, Cranston Kapoi, Ricky Sanches, Nani Watanabe, Faraz Azizoltani, and Kimberly West

Members Excused: Joseph D'Alessandro

Members Absent: Petrina Castillo

Guests Present: None

County Staff Present: Claudette Medeiros (Office on Aging) Alida Murray (Office on Aging), Jennifer Oana (Dept. of the Corporation Counsel)

Topic/Agenda Item	Discussion	Action
I. Call to Order II. Review/Approve Minutes	Members reviewed the August 8, 2019 meeting minutes.	Commissioner Courson moved to approve the minutes; Commissioner Azizoltani seconded. Motion to approve minutes carried unanimously.



MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES

CAMERON CENTER • 95 MAHALANI STREET, ROOM 20 • WAILUKU, HI 96793 • PHONE (808) 270-7755 • FAX (808) 270-7935

III. Public Comments and Testimony	No Public Testimony	
IV. Old Business	<p>a. Letter from Michael Dupont dated August 9, 2019, in Response to Patricia Moore’s Letter Regarding Not Being Able to Board the Maui Bus with Her Trekking Pole.</p> <p>Chair West read a portion of the letter which mentioned that Ms. Moore’s trekking pole had no rubber bottom and its sharp metal end was exposed. Chair West brought up the question of whether bus drivers receive training with regard to the elderly and handicapped individuals that ride the bus. Commissioner Courson stated that he knows Ms. Moore personally and said that her ability to walk is limited and that a physician had recommended the use of trekking poles. He further noted the physician had recommended, but perhaps not prescribed, the use of trekking poles for stability and mobility. It was noted by Commission Courson that the issue was not so much the trekking pole, but rather the poor treatment Ms. Moore received from the driver of the bus. Commissioner Courson went on to say that Commissioner West’s question with regard to training was commendable. Vice-Chair Watanabe supports the idea of awareness and informational training for drivers with regard to the elderly and persons with disabilities in order to avoid future complaints in these types of situations. She further stated that there are training resources here on Maui that can be utilized through her program at Maui Independent Living Center which includes information and training.</p>	<p>Commissioner Courson motioned for the Commission on Persons with Disabilities draft a letter to Mayor Mike Victorino with the recommendation that the drivers of Roberts Hawaii who operate the Maui bus</p>



MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES

CAMERON CENTER • 95 MAHALANI STREET, ROOM 20 • WAILUKU, HI 96793 • PHONE (808) 270-7755 • FAX (808) 270-7935

	<p>Commissioner Azizoltani volunteered to draft the letter to the Mayor. Commissioner Courson requested that Deputy Corporate Counsel Oana have input into the drafting of the letter. Ms. Oana suggested that the draft letter be distributed at the next meeting for review by all.</p>	<p>system would receive training with Maui Independent Living Center and/or MEO for the purpose of dealing with elderly passengers and passengers with disabilities. Commissioner Kapoi seconded, motion carried unanimously.</p>
V. New Business	None	



MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES

CAMERON CENTER • 95 MAHALANI STREET, ROOM 20 • WAILUKU, HI 96793 • PHONE (808) 270-7755 • FAX (808) 270-7935

VI. Presentation
Jennifer Oana, Deputy
Corporate Counsel,
Regarding Sunshine
Law and Ethics

Deputy Corporation Counsel Oana distributed a pamphlet put out by the State of Hawaii Office of Information Practices entitled OPEN MEETINGS Guide to “The Sunshine Law” for State and County Boards (July 2019). Ms. Oana recommended that the commissioners take the time to read the Sunshine Law Guide word-for-word. The first half is a “cheat sheet” and the second half is the actual Sunshine Law statute. Ms. Oana drew attention to several sections of the first half of the pamphlet, in particular the first few paragraphs of the General Information section. Ms. Oana drew attention to and remarked on the sections entitled Discussions Between Board Members Outside of a Meeting, Permitted Interactions and Procedural Requirements, Procedural Requirements – Notice and Agenda and Minutes, and Suit To Void Board Action. Ms. Oana then distributed copies of Article 10 – Code of Ethics of the Maui County Charter. In particular, Ms. Oana drew attention to the Declaration of Policy of the Board of Ethics which covers elected and appointed officers of which members of the Commission on Persons with Disabilities belong. Ms. Oana discussed Section 10-3 – Financial Disclosure. Ms. Oana drew attention to Section 10-4 - Prohibitions, and gave examples of several different scenarios of conflict of interest. She explained that if any member of this Commission had questions regarding their potential conflict of interest, the member could go to the Board of Ethics for guidance and the Board of Ethics would discuss the matter and then provide an advisory opinion to the requestor. Ms. Oana also spoke about Section 10-5 – Penalties. Commission Courson, who currently serves as the Vice-Chair on the Board of Ethics, added that Section 10-4 are the prohibitions that the Board of Ethics analyzes and there may be times that an employee or officer of the County may behave in a socially or morally unethical fashion, but that may not be a matter that constitutes a violation of a provision in Section 10-4. Ms. Oana

- Deleted:** Corporate
- Deleted:**
- Deleted:**
- Deleted:** spoke about
- Deleted:** conflicts of interest
- Deleted:** Commission
- Deleted:** investigate the question
- Deleted:** present
- Deleted:** decision
- Deleted:** Section 10-3 – Financial Disclosure and Section 10-4 – Prohibitions and
- Deleted:** if a member of the community or
- Deleted:** s
- Deleted:** an
- Deleted:** That is
- Deleted:** can be brought before the Board of Ethics



MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES

CAMERON CENTER • 95 MAHALANI STREET, ROOM 20 • WAILUKU, HI 96793 • PHONE (808) 270-7755 • FAX (808) 270-7935

	<p>offered that she was available via email if any <u>Commissioners</u> at any time had questions regarding the Sunshine Law.</p>	
<p>VI. Upcoming Events/Announcements</p>	<p>a. Upcoming Events/Announcements</p> <ul style="list-style-type: none"> i. September 26, 2019 - Maui Disability Alliance Forum Wailuku Community Center ii. October 26, 2019 – 2019 Senior Fair War Memorial Gymnasium – 7:30 am – 11:30 am iii. November 22, 2019 - Caregivers Conference Grand Wailea 8:00 am – 3:30 pm 	

Deleted: commissions



MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES

CAMERON CENTER • 95 MAHALANI STREET, ROOM 20 • WAILUKU, HI 96793 • PHONE (808) 270-7755 • FAX (808) 270-7935

VII. Agenda Items for Future Meetings	Discussion on Affordable Housing with Regard to Persons with Disabilities	
VIII. Next Date	The next meeting is scheduled for October 10, 2019 at the J. Walter Cameron Center, 95 Mahalani St., Wailuku HI 96793 at 12:30 p.m.	
IX. Motion to Adjourn	1:34 PM	Chair West moved to adjourn; Motion carried unanimously.