

MAUI COUNTY BOARD OF ETHICS

200 S. High St.
Wailuku, HI

RESCHEDULED - AGENDA

([HYPERLINKS TO MEETING MATERIALS ADDED](#))

Pursuant to HRS § 92-3.5, the Board will hold this meeting using interactive conference technology. Considering the evolving Covid-19 pandemic, protecting the health and welfare of the community is of utmost concern. As such, this meeting will be held remotely, with members participating online via BlueJeans.

DATE: August 19, 2020
TIME: 12:30 PM
MEETING SITE: Online Only via BlueJeans.
Meeting ID: 625 166 061
<https://bluejeans.com/625166061>

BOARD MEMBERS: **Chair** – William Curtis, Jr., **Vice-Chair** – David Weiss, **Secretary** – Donna Clayton, Seward Akahi, Geraldine Lewis, Linda Kay Okamoto, Rachel Phillips, Travis Thompson, Shanna Willing

ORAL TESTIMONY: Public testimony will be taken by phone or video conference. All Public testimony will be limited to a maximum of three (3) minutes. If approved by the presiding officer, time limits for testimony may be modified and approved by a majority of the Board.

VIDEO TESTIMONY: To watch the meeting or provide video testimony, use meeting link <https://bluejeans.com/625166061>

Testifiers via video are asked to sign-up using the Chat function to send a Direct Message to the Board Secretary, providing your full name, email and the Agenda Item number which you will be testifying on.

Testifiers will be called by the Chair to offer their testimony and are asked to mute their audio and video when they are not testifying. An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify.

PHONE TESTIMONY: To join the meeting or provide oral testimony by phone, **Dial 1-408-915-6290 and enter Meeting ID: 625 166 061**

Testifiers via phone will be called by the Chair after video testimony is finished. Phone testifiers are asked to provide your full name, email and the Agenda Item number which you will be testifying on.

WRITTEN TESTIMONY: To provide written testimony, email comments to corpoun@mauicounty.gov "Attention: Board of Ethics" or Fax to (808) 270-7152 at least two working days prior to the meeting; written testimony will be distributed to board members and will be reviewed at the meeting.

Board members shall not be contacted via the Chat function during the Board meeting.

SPECIAL ASSISTANCE: If you require an auxiliary aid or accommodation due to a disability, please contact the Board Staff three working days prior to the scheduled meeting by calling 808-270-7742.

AGENDA ITEMS ARE SUBJECT TO CANCELLATION:

Please visit <https://www.mauicounty.gov/170/Board-of-Ethics> for Board information or contact, Supporting Department: Department of the Corporation Counsel, Board Staff at: 808-270-7742, 1-800-272-0117 (toll-free from Molokai and Lanai).

A. REGULAR SESSION

1. Call to Order and Roll Call.
2. Public Testimony.
3. Approval of Minutes.
 - a. June 24, 2020 ([Minutes](#))
 - b. July 08, 2020 ([Minutes](#))
4. Old Business
 - a. Financial Disclosure Statements: **NONE**
 - b. Communication Items: **NONE**
 - c. Review and approval of Advisory Opinion No. 20A-02 regarding request for an advisory opinion dated February 05, 2020, from MARTIN, PETER K., member of the Maui County Salary Commission (“Commission”) and a land developer, on whether he should abstain from Commission discussions and/or voting on Maui County Council member salaries. ([Advisory Opinion](#))
 - d. Review and approval of Advisory Opinion No. 20A-06 regarding request dated February 28, 2020, from ANE, CHANA MAKALE’A DUDOIT, Environmental Coordinator of the County of Maui, Office of Economic Development (“OED”), on the potential conflict of interest regarding her husband’s involvement with various non-profit organizations and his being the Executive Director for Living Pono Project, the fiscal sponsor for several organizations, who receive grant funds from OED. ([Advisory Opinion](#))
 - e. Continuation of June 24, 2020 meeting discussion on Request for an Advisory Opinion No. 20A-05 dated March 04, 2020 from HIRAGA, GWEN OHASHI, member of Maui Redevelopment Agency (“MRA”) and also a part-time contract employee and former owner of Munekiyo Hiraga, a planning consulting firm, and a board member on Arc of Maui, a non-profit organization that owns property in the Wailuku Redevelopment Area, regarding her participation in the MRA’s review of proposed amendments to the Wailuku Redevelopment Area Zoning and Development Code. ([Request](#))
 - f. Update from the Board’s Temporary Interaction Group (TIG) regarding progress of the “County of Maui Gifts Quick Guide.”
5. New Business
 - a. Financial Disclosure Statements (“FDS”) Elected & Appointed Officers and Candidates for Elective Office.

Candidates for Elective Office:

Mano, Matthew (FDS)

- b. Communications: **NONE**
 - c. Lobbyist – Registrations & Resignation: **NONE**
 - d. Informal Hearing on Complaint No. 19-07 by a member of the public, Madge Schaefer, against Councilmember Kelly T. King, alleging a violation of Section 10-4.1.(d.), of the Revised Charter of the County of Maui, Code of Ethics (1983), as amended. ([Complaint](#))
6. Announcements
- Memo from Chair William Curtis, Jr., Re. July 29, 2020, Reminder on Campaign Restrictions for all County Officers and Employees. ([Memo](#))
7. Schedule Next Meeting Date and Discuss Next Meeting Business

September 09, 2020
12:30 PM
Online Only via BlueJeans

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 & Roll Call.
2. Approval of Minutes.
 - a. June 24, 2020
 - b. July 08, 2020
3. Old Business
 - a. Financial Disclosure Statements: Boards & Commission: **NONE**
 - b. Communication Items: **NONE**
 - c. Review and approval of Advisory Opinion No. 20A-07 Request dated March 04, 2020, from a County employee and the founder of a nonprofit organization, regarding any potential conflict of interests with the nonprofit applying for County grants, including grants from the division of the department employee works in.

4. New Business

- a. Financial Disclosure Statements Boards and Commissions:

de la Cruz, Andrew
Franklin, Carolyn M.
Padilla, Melissa L.
Ropa, Natalie L.

- b. Communication Items: **NONE**

5. Announcements

NONE

6. Next Regular Meeting: **September 09, 2020, 12:30 PM, Online Only Via BlueJeans**

NOTE: END OF EXECUTIVE SESSION