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MAUI COUNTY BOARD OF ETHICS

STATE OF HAWAII

TRANSCRIPT OF PROCEEDINGS

REGULAR MEETING

Held via Blue Jeans video conference, commencing at
12:47 p.m., on June 24, 2020.

REPORTED BY: SANDRA J. GRAN, RPR/CSR #424

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(June 24, 2020, 12:47 p.m.)

* * *

MS. OANA: So I'm going to do a roll call. Because I can't see everybody on my screen, I'm going to call your name, if you can just say "present."

So David Weiss.

VICE CHAIR WEISS: Present.

MS. OANA: Seward Akahi.

MEMBER AKAHI: Present.

MS. OANA: Donna Clayton.

MEMBER CLAYTON: Present.

MS. OANA: Bill Curtis.

MEMBER CURTIS: Present.

MS. OANA: Gerri Lewis.

MEMBER LEWIS: Present.

MS. OANA: Linda Kay Okamoto.

MEMBER OKAMOTO: Present.

MS. OANA: Rachel Phillips.

MEMBER PHILLIPS: Present.

MS. OANA: Travis Thompson.

MEMBER THOMPSON: Present.

MS. OANA: And Shanna Willing.

MEMBER WILLING: Present.

MS. OANA: Thank you. Okay. So moving on, we're going to go to the introduction of returning board of ethics

1 members as well as the introduction of new board of ethics
2 members. Does any -- anyone want to -- all the returning
3 board of ethics members, do you want to say anything about
4 yourselves or -- or how shall we do that?

5 (No response.)

6 MS. OANA: We did a roll call already, maybe we
7 should just move on to introduction of new board of ethics
8 members. Does that sound good?

9 VICE CHAIR WEISS: I guess -- first of all, Dave
10 Weiss welcoming the new board members prior to their
11 introduction.

12 MS. OANA: Okay. So let's start with Linda Kay
13 Okamoto, do you want to say anything about yourself?

14 MEMBER OKAMOTO: Well, I'm from Lanai and the first
15 time I've been affiliated with board of ethics, but I've been
16 on other boards. I'm a realtor here on Lanai and, more
17 recently, I served on urban design and also the charter
18 commission.

19 MS. OANA: Thank you.

20 And Shanna Willing.

21 MEMBER WILLING: Good afternoon. My name is Shanna
22 Willing. I'm from Molokai and this is my first time serving
23 on any county board. I've been on local boards, but not on a
24 county board.

25 MS. OANA: Thank you.

1 And Travis Thompson.

2 MEMBER THOMPSON: Hi. My name is Travis Thompson.
3 I retired from the Boeing Company in 1990, came to Maui,
4 became the director of finance under Mayor Linda Lingle and
5 have been doing -- working with her and other people in the
6 community ever since. I'm very excited about being on the
7 ethics board. Thank you.

8 MS. OANA: Thank you.

9 So -- oh, let's do introduction of board of ethics
10 staff. I am just kind of filling in today. Your deputy
11 corporation counsel is Kristina Toshikiyo. Kristina, do you
12 want to say hello?

13 MS. TOSHIKIYO: Hello, everyone. I'm excited to
14 work with all of you. Thanks, Jen.

15 MS. OANA: And you all know Gary Murai, who I don't
16 see in the conference room right now, but you all are probably
17 familiar with him. He is Kristina's backup deputy.

18 And, of course, you guys know Cory, I almost forgot
19 her, Cory-Lynn Vicens, who gets everything together for us for
20 our meeting.

21 Okay. So let's open it up to public testimony. So
22 anyone who is here to testify, you'll have three minutes to
23 testify on any agenda item. We're going to have Cory read off
24 the names as it's your turn.

25 Cory, is there anyone signed up to testify?

1 MS. VICENS: Jen, I have not had anybody. I do see
2 some individual numbers on the line, but I am not aware -- no
3 one's identified themselves as a testifier, so I'm going to
4 say no at this time. Oh, I do have -- I'm sorry. We do have
5 one testifier on a request for an advisory opinion.

6 MS. OANA: Okay.

7 MS. VICENS: And that is Erin --

8 MS. OANA: I think I saw that. I believe it's
9 Makale'a Ane. Makale'a, do you just want to wait until your
10 item comes up?

11 MS. VICENS: We do have Erin Wade from the office of
12 the mayor's department of management and she is here for the
13 Request For Advisory Patient -- Opinion 20A-05, that's for
14 Gwen Hiraga. And Gwen is on the meeting herself.

15 MS. OANA: Okay. So I do see a chat from Makale'a,
16 who says no problem to waiting until her item comes up and
17 Erin also chatted that she is a resource for the item, so no
18 need to testify.

19 I do notice that there's some phone numbers
20 signed -- logged in, anybody at this point who's called in
21 wants to testify, you can unmute yourself and let us know who
22 you are and if you want to testify.

23 (No response.)

24 MS. OANA: Okay. Hearing none, no testifiers.

25 Anyone?

1 (No response.)

2 MS. OANA: Okay. At this time, with no objection by
3 the board, I'd like to close public testimony. Any objection?

4 (No response.)

5 MS. OANA: Okay. Hearing none, public testimony is
6 now closed.

7 Moving on to the next item, Election of Officers.
8 So we're going to start with the chair and then after I do the
9 chair's election, the chair can take over for me and run the
10 rest of the meeting. So anybody who wants to nominate anyone
11 for chair?

12 VICE CHAIR WEISS: Dave Weiss nominating Bill
13 Curtis.

14 MS. OANA: Okay. I've got a nomination for Bill
15 Curtis.

16 MEMBER CURTIS: I'll nominate --

17 MS. OANA: Bill, you're --

18 MEMBER CURTIS: I'll nominate Dave or Travis.

19 (Laughter.)

20 VICE CHAIR WEISS: Okay. So let's just start off
21 with do you guys both accept the nominations? Are you willing
22 to be chair?

23 VICE CHAIR WEISS: Go ahead, Bill, you first.

24 MEMBER CURTIS: Certainly, I'll give it a shot.

25 VICE CHAIR WEISS: Are you waiting on me? I would

1 accept, but I would support Bill.

2 (Laughter.)

3 MS. OANA: Okay.

4 MEMBER CURTIS: Just a general question, how much
5 time is required for the prep?

6 MS. OANA: Okay. So the present chair --

7 VICE CHAIR WEISS: So I did talk to Gary about that
8 and he said Matt put in about an extra hour or two, maybe
9 three if it was a busy agenda, about a week before, once --
10 once a week.

11 MEMBER CURTIS: Okay. I could do the --

12 MS. OANA: So the chair has a lot more contact --

13 MEMBER CURTIS: I just --

14 MS. OANA: -- with the deputy corporation counsel.
15 Any time there's a complaint that comes in, the chair reviews
16 it first and talks to the deputy about it to make a
17 recommendation to the board at its meeting what the chair, you
18 know, recommends that the board do. Also, for advisory
19 opinions, too, the chair would review it prior and discuss
20 with the deputy what it -- what the chair would like to
21 recommend to the board to do. Other than that, I can't really
22 think of anything. There's a lot of signing to do. You know
23 how we do advisory opinions, I believe it's the chair who --
24 no. I'm not sure about that.

25 VICE CHAIR WEISS: The chair signs.

1 MS. OANA: There's more signing to do with regard
2 to -- you know how you guys have questions for employees or
3 candidates with regard to their financial disclosure
4 statements and you guys send a letter requesting further
5 information, the chair signs those letters. As far as that,
6 I'm not sure.

7 Gary, do you have any other information about how
8 much the chair does?

9 MR. MURAI: Well, it kind of -- it really depends on
10 the amount of -- the number of requests for advisory opinions
11 we have or the number of complaints we're processing, but,
12 typically, what the chair does is prior to the meeting, the
13 chair will have an either in-person meeting or telephone
14 meeting with staff to -- well, for one thing, the chair also
15 approves the agenda, so you can expect to usually about a
16 week, ten days or so before the meeting, you'll get a
17 communication from Cory with a proposed agenda and the chair
18 would review it, say okay. The chair -- the chair makes the
19 decision as to what goes on and does not go on the agenda, so
20 there's that.

21 And, you know, if the chair has -- if we have any
22 requests for advisory opinions or complaints, according to our
23 own board of ethics rules, the chair and the deputy corp.
24 counsel discuss the -- you know, what's -- you know, the
25 complaint and then formulate a recommendation to the full

1 board, so that does -- that takes some time, not -- in
2 addition to the time you'd normally spend preparing for a
3 meeting, I'd say probably another -- depending, it could be as
4 little as a half an hour to a few hours. But, you know,
5 fortunately, we have, you know, very experienced staff to --
6 to help out, so -- I'm not going to say it's a -- it's a piece
7 of cake or anything like that, but as far as the time goes, I
8 would say, you know, during the -- usually the week to week
9 and a half prior to the meeting, probably a couple, three
10 hours. After the meeting, sometimes, you know, the chair may
11 need to sign documents, so -- but that's not too burdensome.
12 Usually what we do is we email them to you, you can sign off
13 on them electronically and then, you know, email them back.

14 MEMBER CURTIS: Okay. I'm willing to do it since
15 we've lost our previous chair and vice chair, but I've got
16 horrible audio and I hate to run the meeting like this.

17 VICE CHAIR WEISS: So I'd just like to remind
18 everyone, if you're not talking, maybe mute yourself so the
19 audio comes in better for everyone else and then when you want
20 to talk, unmute yourself for that.

21 MR. MURAI: You know, here's -- here's a suggestion.
22 Let's say, for the sake of discussion, Bill becomes elected
23 chair -- let's see who the vice chair is and if the vice chair
24 has a better audio connection, maybe we can ask the vice chair
25 to -- to complete meeting for Bill.

1 If that's okay with you, Bill.

2 MEMBER CURTIS: Yes.

3 MEMBER THOMPSON: Well, have we voted for the chair
4 yet?

5 MR. MURAI: Not yet.

6 MS. OANA: Not yet. Not yet. So what I'm going to
7 do is ask: Is there any other nominations for chair besides
8 Bill Curtis and David Weiss?

9 (No response.)

10 MS. OANA: Okay. Hearing none, let's start voting
11 for -- we'll do the voting separately.

12 Gary, is that okay?

13 MR. MURAI: Yeah. Why don't we do -- okay. So if
14 we're all in agreement, we can close the nominations. If
15 anyone wants to speak for or against a candidate or if the
16 candidates themselves want to make a little stump speech,
17 that'd be fine; otherwise, Jen, you can just call for the
18 vote. In other words, all in favor of So-and-So, please
19 indicate by raising your hand, and then, you know, Cory, you
20 know, you'll count heads; and then all in favor of the other
21 guy, please raise your hand, Cory will count hands and heads;
22 and then we'll announce the winner. And as soon as that's
23 done, we will have the election for vice chair and follow the
24 same process. Sounds okay, guys?

25 MS. VICENS: Gary, this is Cory. Because our screen

1 can't -- I don't see all the members on our -- on our screen
2 here, if everybody raises their hand, if I can just do a quick
3 roll call with a yes or aye or no, I'll be able to do a better
4 count from there, so --

5 MR. MURAI: Okay. Either way. Cory, we can either
6 do a roll call and say, okay, So-and-So, are you on -- you
7 know, are you on Team Bill or Team Dave or something like
8 that.

9 MS. VICENS: Okay.

10 MR. MURAI: Or you can just -- if you can see
11 people's hands, then just say, okay, I see, you know,
12 So-and-So and So-and-So for -- you know, that kind of thing.

13 MS. VICENS: Okay. Thank you.

14 So if we can start with everybody raising their
15 hands; the ones I can't see, I will call back. For Bill,
16 please raise your hand.

17 (Response.)

18 MS. VICENS: I see Donna, Gerri, Kay, Travis, and
19 Dave.

20 MR. MURAI: And Shanna.

21 MS. VICENS: Seward. Shanna. And I don't see --

22 MR. MURAI: And Gerri.

23 MS. VICENS: I've got Shanna, Kay, Donna, Travis,
24 Dave. I saw Gerri's hand for Bill.

25 MEMBER PHILLIPS: Hi, Cory. It's Rachel. I'm also

1 voting for Bill. I guess you can't see me.

2 MS. VICENS: Thank you.

3 MR. MURAI: Okay. Okay. Bill, you've got --

4 MS. VICENS: And Seward. I did not -- Seward, can I
5 have an oral Seward? Is this for Bill?

6 MR. MURAI: Okay. Cory, you can call for.

7 MS. VICENS: There we go.

8 MR. MURAI: If that's everyone, if everyone's --
9 Cory, if everyone's voted, then it sounds like a landslide for
10 Bill.

11 VICE CHAIR WEISS: Congratulations.

12 MEMBER THOMPSON: Congratulations by acclimation.
13 Congratulations, Bill.

14 MR. MURAI: Okay. Why don't -- why don't we do the
15 election for vice chair.

16 MEMBER: Yes, Bill.

17 (Inaudible comments.)

18 MS. OANA: Bill, are you able to conduct the
19 meeting?

20 CHAIR CURTIS: Oh, yes.

21 MS. OANA: Or we can start with vice chair.

22 CHAIR CURTIS: So calling for nominees for vice
23 chair.

24 MEMBER PHILLIPS: Hi, it's Rachel. I'll nominate
25 Dave for vice chair.

1 VICE CHAIR WEISS: I'll accept the nomination.

2 MR. MURAI: Okay. Any other nominations?

3 (No response.)

4 MR. MURAI: If there are -- if there are no other
5 nominations, we'll close the -- we'll close the nominations.

6 Is there any discussion?

7 (No response.)

8 MR. MURAI: Okay. If there's no discussion, we will
9 vote. All of those in favor of Dave Weiss to serve as board
10 of ethics vice chair, please indicate by raising your hand.

11 MR. MURAI: Okay. I see Kay, I see Seward, Donna,
12 Gerri, Travis.

13 CHAIR CURTIS: I can't see Rachel.

14 MR. MURAI: Shanna. I can't see --

15 MEMBER LEWIS: I think Dave raised his hand.

16 MR. MURAI: Well, you know what, Dave is unopposed,
17 so I'm going to declare Dave the winner.

18 MEMBER LEWIS: Congratulations.

19 VICE CHAIR WEISS: (Inaudible comment.)

20 MR. MURAI: Okay. Here's the quirk of the board of
21 ethics, is that our rules call for us to elect a secretary.
22 Now, it's unusual, not many other boards I can think have the
23 officer of secretary, and to be quite candid, we need to --
24 well, we need to elect one, but I'll be real candid in that
25 the role of secretary, usually, there's not a lot to do, but

1 it's still an important position because it's required by law.
2 So, Bill, can I ask you to call for the -- call for
3 nominations for board of ethics secretary.

4 CHAIR CURTIS: Calling for nominations for board of
5 secretary -- board of ethics secretary.

6 MEMBER PHILLIPS: Hi, this is Rachel.

7 CHAIR CURTIS: Any nominees?

8 MEMBER PHILLIPS: I'll nominate Donna.

9 MR. MURAI: Any other nominations?

10 (No response.)

11 MR. MURAI: If there are no nominations, we'll close
12 nominations. Any discussion?

13 (No response.)

14 MR. MURAI: If there's no discussion, Bill, you can
15 ask if anyone's in favor of Donna being secretary.

16 CHAIR CURTIS: Okay. All in favor of Donna for
17 secretary, please raise your hand.

18 MR. MURAI: Another landslide. Congratulations,
19 Donna.

20 MEMBER CLAYTON: Thank you.

21 MEMBER LEWIS: Congrats, Donna.

22 MS. OANA: Okay. Bill, so turn it over to you and
23 let's if you can -- if you are able to, you know, get your
24 audio good and conduct the meeting. So right now we're on
25 Item A.5, Approval of the February 12 Minutes.

1 CHAIR CURTIS: Okay. The problem I'm having is it's
2 echoing in my phone, so I don't know if -- if you're hearing
3 both of us or it's just me.

4 MR. MURAI: Just you.

5 MS. OANA: We're hearing you good and -- and no
6 echo.

7 CHAIR CURTIS: No echo. Okay. So bringing to the
8 agenda the approval of the regular meeting minutes for
9 February -- this is really hard 'cause I've got a delay that's
10 coming back into me in talking (inaudible).

11 MR. MURAI: Bill, are you getting the echo because
12 you're getting audio from your computer and your phone?

13 CHAIR CURTIS: No, it's just coming through the --

14 MR. MURAI: Oh, okay. That's strange.

15 CHAIR CURTIS: So I'm speaking and then I'm hearing
16 myself with a lag.

17 MEMBER THOMPSON: Oh, boy.

18 MEMBER LEWIS: Bill, is your computer on mute?

19 CHAIR CURTIS: Yeah, the computer's on, but I wasn't
20 able to connect the audio. And so I get about five seconds in
21 and then I'm hearing myself.

22 MR. MURAI: You know what, Bill, you know what the
23 problem is, when you're speaking into your phone, your
24 computer mic is also picking up your voice. So because the
25 computer, there's a few seconds lag and your phone is almost

1 instantaneous, that's why you're getting that echo. I don't
2 know whether you can disable your mic on your -- I don't know
3 whether disabling your mic on your computer will help, but try
4 that.

5 CHAIR CURTIS: Okay. In the meantime, is there any
6 discussion on the minutes from the regular meeting?

7 MEMBER CLAYTON: I -- this is Donna. I move we
8 accept the minutes of the regular meeting.

9 VICE CHAIR WEISS: Dave. Second.

10 MEMBER LEWIS: Second. Gerri Lewis.

11 CHAIR CURTIS: Okay. So it's been -- there's been a
12 motion, it's been seconded. The minutes are accepted.

13 Next item agenda is --

14 MR. MURAI: Oh, you've got to -- hold on, Bill. Ask
15 if there's any corrections or -- corrections or changes; and
16 if there are none, then ask for a vote.

17 CHAIR CURTIS: Okay. Are there any comments on the
18 minutes?

19 MEMBER OKAMOTO: This is Kay. I didn't print the
20 minutes and I wasn't there, but I just noticed that in some
21 cases it was Pulama with a u and in some cases it had an i --
22 an a, and so I -- just for consistency.

23 CHAIR CURTIS: Okay. So noted --

24 MEMBER OKAMOTO: I can't say exactly --

25 CHAIR CURTIS: -- on the spelling.

1 MEMBER OKAMOTO: -- but I noticed it was different
2 spelling in different places.

3 CHAIR CURTIS: And that was Pulama, Lanai?

4 MEMBER OKAMOTO: Yes.

5 CHAIR CURTIS: Okay. We'll note that.

6 Any other comments on the minutes?

7 MEMBER THOMPSON: (Inaudible) the chair indicated
8 that Seward Akahi had a term expiring March 31st, 2022, five
9 years from now, and I suspect that should be two years from
10 now.

11 CHAIR CURTIS: Yeah. There was a note right after
12 that, I believe, where Donna commented.

13 MEMBER THOMPSON: Everybody's got a two-year term,
14 but the minutes reflected the five years. Thank you.

15 CHAIR CURTIS: Okay.

16 Okay. Any other comments on --

17 (No response.)

18 CHAIR CURTIS: Not seeing any, is there a motion to
19 accept it with the comments.

20 VICE CHAIR WEISS: So moved.

21 CHAIR CURTIS: There's a motion. Second?

22 MEMBER CLAYTON: Second.

23 MS. OANA: There was a motion and a second already.

24 CHAIR CURTIS: Okay.

25 MS. OANA: So now it's just the voting, all in

1 favor.

2 CHAIR CURTIS: All in favor of accepting the minutes
3 as amended?

4 (Response.)

5 CHAIR CURTIS: It appears to be unanimous.

6 Next agenda topic is --

7 MR. MURAI: Excuse me, Bill.

8 CHAIR CURTIS: Yes.

9 MR. MURAI: Bill, before we go any further, are you
10 still getting an echo?

11 CHAIR CURTIS: Yeah.

12 MR. MURAI: You know what, try muting yourself,
13 muting your computer.

14 MEMBER LEWIS: There.

15 MR. MURAI: Yeah. Is that any better?

16 Oh, you know what, you know what Bill's problem is,
17 is he can hear us only through his phone, but his -- he needs
18 his computer mic for us to hear him. Ah.

19 MEMBER LEWIS: Okay.

20 CHAIR CURTIS: So when I hit the Blue Jeans, then
21 I -- I think that's what's happening.

22 MR. MURAI: Here's a suggestion, guys. If it's okay
23 with Bill and with Dave, under the circumstances, maybe Dave
24 or even -- or Jen, if you want to, someone else would kind of
25 be like the proxy for the chair and run the meeting that way.

1 CHAIR CURTIS: Yeah, I'd appreciate that. I didn't
2 have this problem with the office computer yesterday, but with
3 the home computer, this is not working well.

4 MR. MURAI: Why don't we just take a short, one-
5 minute recess in place. Okay? Don't go -- don't go anywhere.

6 (Pause for technical difficulties.)

7 MR. MURAI: Okay. Calling the meeting back to
8 order.

9 VICE CHAIR WEISS: We'll continue with No. 6, Old
10 Business, Financial Disclosure, Jordan Molina. Comments?

11 (No response.)

12 VICE CHAIR WEISS: I think George Molina was a
13 cautionary letter.

14 MS. VICENS: A cautionary letter was sent to Jordan
15 Molina, yes.

16 VICE CHAIR WEISS: Okay.

17 MS. VICENS: That was executed.

18 VICE CHAIR WEISS: Okay. So do we have to -- do we
19 have to draft that any further?

20 MS. VICENS: No.

21 VICE CHAIR WEISS: Okay. Continuing on,
22 Communication Items: None.

23 Next, 6.C would be Review and approval of the
24 advisory letter to Michael Molina. Is there any comments on
25 the letter? I think there's a draft letter in there.

1 Correct?

2 MEMBER THOMPSON: Here.

3 VICE CHAIR WEISS: Yeah. Okay. I think the letter
4 reflects our discussion and opinion. Does anybody --

5 MS. VICENS: (Inaudible.)

6 VICE CHAIR WEISS: What's that?

7 MS. VICENS: It's from February.

8 VICE CHAIR WEISS: Right. And so this letter -- I
9 think it accurately reflects our discussion. Does anybody --

10 MEMBER THOMPSON: I move for approval of the letter
11 as submitted.

12 MEMBER CLAYTON: Second. Donna.

13 VICE CHAIR WEISS: Okay. So moved.

14 MEMBER THOMPSON: All in favor.

15 VICE CHAIR WEISS: All in favor, say aye.

16 (Response.)

17 VICE CHAIR WEISS: Opposed?

18 (No response.)

19 MS. VICENS: Chair, this is Cory. This letter will
20 be e-signed on behalf of all the members and recorded as such.

21 VICE CHAIR WEISS: How about that. Okay. So
22 everybody got that? We don't have to pass it around.

23 Any --

24 MS. OANA: Okay. So since I didn't -- I don't have
25 Rachel on my screen, is it -- I think it's unanimous, but can

1 I just have anyone who did not vote for approval, can you just
2 speak up?

3 (No response.)

4 MS. OANA: Okay. It sounds good. Unanimous.

5 VICE CHAIR WEISS: Okay. We're moving on -- are we
6 done?

7 MEMBER THOMPSON: Yeah.

8 VICE CHAIR WEISS: Okay. Next item, the update from
9 the TIG group regarding the gift guide. And, Bill, is that --
10 is that gonna be you?

11 CHAIR CURTIS: Yeah. I believe we wanted to defer
12 this to the next --

13 VICE CHAIR WEISS: Okay.

14 CHAIR CURTIS: -- next -- next meeting.

15 VICE CHAIR WEISS: Do we have to vote to defer it?

16 MEMBER THOMPSON: No.

17 VICE CHAIR WEISS: Is that a yes or no? I got a yes
18 here and a no there.

19 Okay. So somebody want to make a motion to defer
20 that Item D to the next meeting.

21 MEMBER CLAYTON: I move -- this is Donna. I move we
22 defer it to the next meeting.

23 MEMBER THOMPSON: Second the motion. Travis
24 Thompson.

25 MEMBER LEWIS: I second. Gerri Lewis.

1 VICE CHAIR WEISS: All in favor, say aye.

2 (Response.)

3 VICE CHAIR WEISS: Okay. It's unanimous.

4 MS. OANA: Okay. Just so make sure, anyone did not
5 vote aye, speak up in case we can't see or hear you. Hearing
6 none, okay, thank you.

7 VICE CHAIR WEISS: Okay. Moving on, Item E, an
8 update, status update on our posting of the advisory opinions
9 on the webpage. Somebody? Is that a corp. counsel update?
10 Do we have any --

11 MS. VICENS: This is Cory. And the status on that,
12 this was taken up during the county council budget session, it
13 was approved and will become effective July 1st. We will
14 start to work with IT and determine a resource to help with
15 scanning. At this point, we will just give the board an
16 update as progress occurs on this, but we will move forward
17 with this item.

18 MEMBER THOMPSON: A question: Will this be from
19 this point on -- from the 1st of July on or does it go
20 retroactive?

21 MS. VICENS: No.

22 MEMBER THOMPSON: Thank you.

23 VICE CHAIR WEISS: Okay. Moving along. Ahead of
24 myself. Okay. So that would be No. 7 now, New Business.

25 MEMBER THOMPSON: Right.

1 VICE CHAIR WEISS: Financial disclosures. Now, I'm
2 looking at Cory, what's that?

3 MS. VICENS: Deputy Oana, on the financial
4 disclosures and requests for advisory --

5 MS. OANA: Yeah, Chair. Chair, I heard a request
6 earlier to Dave whether the board would be okay with moving up
7 the advisory opinions that's a little bit further down the
8 agenda to be -- to be before the financial disclosures.

9 'Cause you guys have a lot and we have some people waiting on
10 the line with regard to their advisory opinions, so I just ask
11 you to ask if there's any objections to moving that up in the
12 agenda and if there's no objections, we can do the advisory
13 opinions first.

14 MEMBER THOMPSON: A point of clarification: Is that
15 advisory -- is that Item Number, what, 7.E, is that the one
16 you're moving up?

17 MS. VICENS: Chair, this is Cory. They are Items
18 7.C, D, and E.

19 MEMBER THOMPSON: Okay. Good. No objection.

20 VICE CHAIR WEISS: So we are -- do we need to take a
21 vote on that or we -- just no objections, we're moving it up
22 and addressing the advisory opinion ahead of time?

23 MS. OANA: If there's no objections, we can just
24 move it up.

25 VICE CHAIR WEISS: Any objections?

1 (No response.)

2 VICE CHAIR WEISS: Okay. Let's move it up. So
3 we're going to start with 7.C.

4 MEMBER THOMPSON: Yeah.

5 VICE CHAIR WEISS: Advisory -- did everybody have a
6 chance to read the request for an advisory opinion from Peter
7 Martin?

8 MEMBER: Yes.

9 VICE CHAIR WEISS: Any comments?

10 (No response.)

11 VICE CHAIR WEISS: I'll start. I did have an
12 opportunity to read it. I should disclose that I've known
13 Peter for a long time. I do not see personally any conflict
14 of interest on the -- on salaries regarding his land
15 ownership, anything to do with land ownership.

16 Any -- anyone else?

17 MS. VICENS: Chair, this is Cory. Mr. Martin is
18 here --

19 VICE CHAIR WEISS: Oh, okay.

20 MS. VICENS: -- at the meeting as well. I don't
21 know if he has anything that he wants to add.

22 VICE CHAIR WEISS: My apologies. Peter, would you
23 like to add something, say something on your behalf.

24 MR. MARTIN: Well, I think I'm -- I very much
25 misspoke at the salary commission meeting and I think that's

1 what triggered it. I -- I had been proposing to -- well, I
2 didn't really -- I proposed that we consider lowering
3 everybody's council salary and the mayor's salary on the
4 salary commission and my daughter, she's, you know, born here
5 and kind of pays attention a little bit, she goes, Are you
6 dumb? As a developer on Maui, you know you're going to have
7 projects coming in front of the council. And I said -- well,
8 yeah, anyway, so I kind of -- I did make a comment at the
9 salary commission that I'd heard that that wasn't helpful to
10 getting things approved, which I shouldn't have said that and
11 I think that's what triggered it. Anyway, that -- that's kind
12 of the story. I don't know exactly who --

13 Kyle, do you know who triggered --

14 But I'm happy to do whatever the ethics committee
15 recommends on -- on being on the commission.

16 (Inaudible comments.)

17 MR. MARTIN: Oh, it was the chair that requested I
18 get a -- an opinion, but thank -- thank you for -- all of you
19 to -- for reviewing and -- and asking me to be involved in
20 this.

21 VICE CHAIR WEISS: So, Peter, somebody requested you
22 come forward with -- and request an advisory opinion?

23 MR. MARTIN: They asked me -- Kelly Swanson, the
24 chair, emailed me and said I should get an advisory opinion
25 and that's what I'm doing.

1 VICE CHAIR WEISS: I don't have it in front of me
2 'cause I read it online. It sounded like you were asking that
3 as a -- you know, as your -- as a developer, that you'd be
4 able to make objective decisions on salaries. Maybe I misread
5 it, I was reading it off the computer.

6 MR. MARTIN: That's -- That's correct. That's
7 correct.

8 VICE CHAIR WEISS: Okay.

9 MR. MURAI: Mr. Chair, Dave. Dave, this is Gary.

10 VICE CHAIR WEISS: Yeah.

11 MR. MURAI: If I may, I hope no one minds me butting
12 in, but I -- I also happen to advise the salary commission, I
13 know Mr. Martin and I'm aware of his activities on the salary
14 commission. Although Mr. Martin -- Mr. Martin says it in his
15 letter, but I think that we all know that Mr. Martin is a real
16 estate developer and as a real estate developer, his -- his
17 permits and applications are often reviewed by various
18 departments including, I believe, public works and planning,
19 and they also have to go through the appropriate planning
20 commissions and also may require approvals by the mayor and
21 the county council.

22 Based on my understanding of what Mr. Martin does as
23 a salary commissioner and in his private business, I believe
24 that Section 10-4.C of the Code of Ethics may apply and that
25 provision says that no county officer, employee -- and

1 Mr. Martin, as a salary commissioner, would be a county
2 officer -- shall engage in any business transaction or
3 activity or have a financial interest, direct or indirect,
4 which is incompatible with the proper discharge of his
5 official duties or which may tend to impair the
6 independence -- his independence of judgment in the
7 performance of his official duties. So the question for the
8 board of ethics is whether Mr. Martin's business activities as
9 a -- as a real estate developer, is -- that would be his
10 outside financial business interest, whether that interest
11 interferes with the proper discharge of his official duties or
12 which may tend to impair his independence of judgment in the
13 performance of his official duties as a salary commissioner.

14 Got it? Anybody have any questions for Jen or I
15 about, you know, whether that's the appropriate, you know,
16 issue?

17 I see Bill's hand up.

18 CHAIR CURTIS: So the salary commissioner just makes
19 recommendations as to what they should be paid, but the --

20 MR. MURAI: Well, actually --

21 CHAIR CURTIS: -- council votes on those? Or is
22 that not --

23 MR. MURAI: No, no, no. The salary commission is
24 charged with the duty of setting salaries for all directors,
25 deputy directors, all elected officials; in other words, the

1 council members and the mayor as well as the legislative
2 auditor. And the salary commission has the final say; in
3 other words, whatever they say goes. Now -- so what your
4 charge is -- and so, you know, Martin is here to answer
5 questions if you had questions for him, but -- so, you know,
6 if -- but that -- that's what the salary commission does and
7 Mr. Martin is one of nine salary commissioners.

8 And I do recall -- this is an aside and, you know,
9 Mr. Martin, you can confirm or -- you know, confirm it or not,
10 but at various times I have, you know, heard Mr. Martin
11 discuss not only the possibility of reducing salaries, but
12 also increasing salaries. So it's not as if -- you know, I
13 know what prompted him to come and seek the opinion was his --
14 his thought that perhaps a decrease in salaries were -- would
15 be appropriate, but I know that he's also floated the ideas of
16 significant increases and those were all part of discussions
17 as to what would -- what would get us, you know, I don't know,
18 the best -- best qualified elected officials out there.

19 Peter, I hope I stated you -- what you've done
20 correctly. Again, I don't -- you know, I'm not trying to
21 influence the board, I'm just simply trying to give the board
22 a fuller picture of what's going on here.

23 MR. MARTIN: Yes, absolutely. Absolutely correct,
24 he described my position exactly. I've -- I've floated ideas
25 to raise the salaries significantly, I've also raised the fact

1 that -- that council should be voluntary, I've -- Gary, you
2 did it perfect, I don't need to repeat what you said, I -- in
3 fact, yeah, good job. Thank you.

4 MR. MURAI: Dave, Donna's got her hand up.

5 VICE CHAIR WEISS: Donna.

6 MEMBER CLAYTON: I just feel that we're ready -- I'm
7 ready to vote. I don't see any problem with Peter Martin
8 being on the salary commission. I think somebody who
9 understands numbers and budgets is useful and it sounds like
10 he's worried about the loss of funding to the county and
11 being -- you know, bringing up an idea and I have no problem
12 with that.

13 VICE CHAIR WEISS: I'd like to add, too, that Peter,
14 being a major developer and -- and floating the idea of
15 lowering salaries, which could adversely affect him, means
16 he's putting the county's business over his own business, so I
17 would support the -- the action that there is no conflict.
18 Personally, I say that.

19 MS. OANA: Okay. Excuse me, Chair. I just wanted
20 to clarify something. Donna's motion was to -- that she sees
21 no conflict with Mr. Martin being on the salary commission,
22 but I think the subject question for Mr. Martin was he wants
23 to know, so he knows how to act, is whether the board thinks
24 that there's a conflict with him voting on the salaries for
25 these people. I think that'll help him with what he -- he

1 needs to do, so if your discussion and your motion can be
2 based on that, I think that's what he wants to know.

3 VICE CHAIR WEISS: Travis.

4 MEMBER THOMPSON: Yeah. I think Peter would be a --
5 is a great addition to the salary commission as one of nine.
6 His opinion would be weighed with the other eight and I feel
7 that with his background and experience, he's been -- he's
8 seen both sides and it sounds like to me he's very objective
9 and I see no conflict whatsoever. I think he's a -- I see
10 that -- from an ethic point of view, I think he's a very --
11 should be very much appreciated.

12 MR. MURAI: Members, I have a suggestion. I think
13 the kind of guidance that would help Mr. Martin would be like,
14 for example, if the salary commission were voting on council
15 member salaries:

16 No. 1. Should he be required to disclose to the
17 salary commission and anyone at the meeting that he sometimes
18 has business that comes before the county council?

19 No. 2. If he discloses that, may he participate in
20 the discussion and voting on the matter?

21 So in the past, this board has issued advisory
22 opinions that, for example, say, yes, you must disclose and,
23 no, you may not vote; they've issued opinions that said, well,
24 you should disclose the matter, but you may participate in the
25 discussions and you may vote; or they -- we've also, in the

1 past, opined that, no, you know what, there's really no -- you
2 know, there's no relation between your outside financial
3 interests and your county duties, so no disclosure is even
4 required. So that's the kind of --

5 Mr. Martin, correct me if I'm wrong, but I think
6 that's the kind of guidance he's looking for.

7 MR. MARTIN: Yes, I'd very much like that, Mr. --
8 yes, I'd very much like that, Mr. Murai. The -- my choice
9 would be that I would like to disclose, but I would like to be
10 able to -- to vote and participate, that would be my
11 preference.

12 MR. MURAI: So --

13 VICE CHAIR WEISS: Gary, this is Dave. Gary, this
14 is Dave. I think as a commissioner on the salary commission
15 that could not discuss or vote on salaries, I think that's --
16 that's the primary objective of that position, so I -- I
17 would -- if he'd agreed to disclose it, but a commissioner
18 would have to be able to discuss salaries and vote on them.
19 So I personally don't see a conflict, a disclosure might be an
20 additional layer of -- of safety, for lack of a better word,
21 but I do -- I do absolutely think he needs to be able to vote
22 and discuss salaries.

23 MR. MURAI: Okay. Well, you know what, so, Dave,
24 since you're acting sort of like the chair right now, why
25 don't we -- why don't you solicit a motion from one of the

1 members.

2 Perhaps, Donna, since you indicated that you didn't
3 see a problem with Mr. Martin serving on the salary
4 commission, maybe you'd like to make a motion along the lines
5 that -- that the -- your motion would be that Mr. Martin be
6 required, should a council member salary come up for -- before
7 the salary commission, he must disclose his relationship to
8 the -- between his business and the county council; however,
9 he may -- he may participate in the discussions and the voting
10 for the salary commission.

11 MEMBER CLAYTON: I'd be happy to. Thank you, Gary.
12 This is Donna and I make a motion on just what Gary said.

13 MEMBER THOMPSON: Second.
14 (Inaudible comments.)

15 MEMBER THOMPSON: Motion made and seconded. Call
16 the question.

17 VICE CHAIR WEISS: All in favor of Donna's
18 recommendation, say aye.

19 (Response.)

20 VICE CHAIR WEISS: Any objections?
21 How many do we got?

22 MEMBER THOMPSON: Four.

23 VICE CHAIR WEISS: Are there any objections? Did we
24 get everybody's affirmative or are we still waiting?

25 MS. VICENS: Rachel, this is Cory. We can't see

1 you, can you give us a verbal?

2 MEMBER PHILLIPS: Yes. I voted aye.

3 MS. VICENS: Thank you.

4 MEMBER THOMPSON: Five.

5 VICE CHAIR WEISS: Motion carries.

6 MR. MARTIN: Thank you and I thank you all for your
7 service.

8 VICE CHAIR WEISS: Thanks, Peter.

9 Okay. Moving on to number D, so the question of
10 advisory opinion from Gwen Hiraga. Are we moving -- are we
11 there? Do we have anybody on the line?

12 MS. HIRAGA: I'm here.

13 MR. MURAI: Ms. Hiraga is on, on the call.

14 MS. HIRAGA: And I believe Erin Wade is also on the
15 call.

16 MS. WADE: Yes, I'm here.

17 VICE CHAIR WEISS: So I -- may I invite them to say
18 a little something prior to us discussing it?

19 Would you like to summarize it both -- one or both
20 of you weigh in.

21 MS. HIRAGA: Maybe I'll ask Erin -- well, first of
22 all, my request for an advisory opinion comes as a member of
23 the Maui -- as me being a member of the Maui Redevelopment
24 Agency and I am also on the board of directors for the ARC of
25 Maui organization and ARC of Maui owns property in the Wailuku

1 Redevelopment Area. And ARC of Maui was created back in 1954,
2 it provides residential services for individuals with
3 intellectually -- well, with intellectual and developmental
4 disabilities, so it's meets a -- a group that is often not
5 thought of. They have six group homes on Maui and they try to
6 service the best -- these residents the best as they can and
7 try to integrate them into the community, helping them finding
8 jobs, etc.

9 But what's before the Maui Redevelopment Agency
10 right now is a review of the amendments to the Wailuku
11 Redevelopment Area Zoning and Development Code and this is
12 where I wanted Erin -- requested Erin's assistance as a
13 resource person to talk about what it is that the MRA is
14 currently reviewing.

15 Erin, if you don't mind.

16 MS. WADE: Sure. I'm happy to share. So the zoning
17 and development code for Wailuku area is specific to,
18 essentially, Wailuku Town and it goes, basically, from Central
19 Avenue where the old Ooka Supermarket is up to High Street and
20 then from Wells to Vineyard and down through the business
21 district in Happy Valley, that is zoned as the Wailuku
22 Redevelopment Area. And changes were proposed a couple years
23 back, we had several meetings about them and conversations
24 about changing them. We put this sort of on hold for a little
25 while, while we determine the questions of zoning and whether

1 the code should even stay with the Maui Redevelopment Agency
2 or if it should be pulled into Title 19. So there's a lot of
3 questions at the moment about how zoning will continue in the
4 redevelopment area, but, overall, the role of the board
5 members is to advise regarding what's needed for reinvestment
6 into the area and for the substandard -- we have a lot of
7 substandard lot sizes, inability to provide parking on site,
8 those types of things, so how -- the board members provide
9 advisement as to how we can craft the zoning to do those
10 things.

11 VICE CHAIR WEISS: Okay. Does anybody on the
12 committee have any questions for Ms. Hiraga?

13 (No response.)

14 VICE CHAIR WEISS: I do, if no one else has one.
15 Ms. Hiraga, this is Dave Weiss, I have a question. How
16 effective could you be on the MRA if you abstained from voting
17 on ARC of Maui projects? Could you still be effective?

18 MS. HIRAGA: I -- yes. I would have no problem
19 abstaining from voting directly on ARC of Maui projects as
20 well as projects that may come before the MRA that my employer
21 is working on, Munekiyo Hiraga. I work only part-time
22 contract. I'm actually retired, but put in maybe ten hours a
23 week. But in both cases, if ARC of Maui or Munekiyo Hiraga
24 has anything that comes up before the MRA, I would abstain
25 from voting and I wouldn't even participate in any discussion.

1 MEMBER THOMPSON: Mr. Chair, that sounds very
2 reasonable to me.

3 VICE CHAIR WEISS: Gary's got something. Gary.

4 MR. MURAI: Thanks. Actually, I have a question
5 for -- for Erin.

6 Erin, tell -- could you tell the board a little bit
7 more about the MRA. Is it a -- do they have final say in
8 zoning or do they -- are they an advisory board to, say,
9 planning or the council or somebody else? And on top of that,
10 when the MRA does vote or make recommendations, do they vote
11 on the entire, you know, Wailuku Town plan as a package deal
12 or do they vote on zoning for specific TMKs?

13 MS. WADE: So the way that the board is set up now,
14 the Wailuku Redevelopment Plan is approved by council, so
15 that's determined by council, and within the plan provides the
16 authority for the redevelopment agency to do the zoning. And
17 it does not just zoning, but it essentially acts as the
18 planning commission, the board of variances and appeals, and
19 the UDRB in a one-stop shop. That was the intention when the
20 board was created, was to be able to expedite reinvestment
21 into Wailuku, so it can do all of those things. So when
22 there's questions of design review, the board can choose to
23 send it or request to send it to UDRB, but often can handle it
24 in-house amongst its own members, so it does do all of those
25 things within the -- the body itself.

1 MR. MURAI: But what -- how high a level of inquiry
2 is it? Do they get -- is it just like a big picture or do
3 they get granular down to individual pieces of property?

4 MS. WADE: Yeah, it gets granular. So the majority
5 of the applications -- I mean, just in summary, like the
6 majority of the applications in the last few years has been
7 telecom equipment replacement; the bowling alley in Wailuku,
8 they needed a variance in order to rectify the lot line
9 situation 'cause there was a building encroachment; things
10 like that, really simple sort of small scale, primarily, in
11 most years have been the types of applications that have come.
12 Currently now, we're starting to see some bigger applications,
13 so we expected this to come up that we'd need to be more
14 specific about what the zoning intent is.

15 MR. MURAI: Thanks, Erin.

16 I'm sorry, Mr. Chair. I'm done.

17 VICE CHAIR WEISS: Does any -- any other comments or
18 questions --

19 MEMBER THOMPSON: Yeah.

20 VICE CHAIR WEISS: -- for Ms. Hiraga.
21 Travis.

22 MEMBER THOMPSON: I thought the proposal that she
23 exclude ARC and any of the activities that are related to her
24 current or former employer makes a lot of sense and she
25 discloses that, says I'm not voting on that, and it seems like

1 a very clear, straightforward way to handle things.

2 VICE CHAIR WEISS: This is Dave. I couldn't agree
3 more. I mean, it -- your -- if you offered up to abstain from
4 voting from those two potential conflicts, I think we'd -- I
5 would recommend issuing an advisory letter to address those
6 and -- I think that's it unless there's any other comment.

7 MR. MURAI: Mr. Chair, if I may.

8 VICE CHAIR WEISS: Sure.

9 MR. MURAI: This is Gary again, some of -- Board
10 Members, I'm not sure whether any of you were on the board
11 when the board did this, but I can recall a few years ago
12 receiving a -- I think an analogous request from Council --
13 from Don Couch, who was a council member at the time.
14 Councilmember Couch asked the board whether he may vote on
15 matters regarding the Boys and Girls Club when they come
16 before the county council for funding. Mr. Couch was on the
17 board of directors for the Boys and Girls Club. And what the
18 board of ethics did back then was they said if the matter --
19 if a matter regarding just the Boys and Girls Club comes up,
20 you must disclose that you're a board member and you should
21 consider whether you need to abstain from voting or not.

22 However, the way council worked was all of the
23 appropriations for the Boys and Girls Club, for other youth
24 programs were all bundled into a youth services appropriation,
25 so, in other words, Boys and Girls Club was in the mix with

1 the part of a larger budget. And what the board of ethics
2 said was if it's part of a larger budget, in other words, this
3 is not just your organization that's receiving funding; you
4 may vote on the total package. If it's a specific to Boys and
5 Girls Club, you must disclose and consider whether you need to
6 abstain. I think that's analogous in this case, so I -- I
7 would suggest to the board that if an MRA matter comes up that
8 affects the entire Wailuku Town District that happens to, say,
9 include the ARC, then, you know, analogizing Ms. Hiraga's
10 situation to Mr. Couch's, she would be able to vote on the
11 total package, she could not vote on something that
12 specifically affected only her organization. If that makes
13 sense to you, I would suggest that as a -- as a similar
14 situation.

15 MS. OANA: And, Mr. Chair, I have one more thing.
16 You know, I believe the ARC of Maui is a nonprofit
17 organization and she is a board member, so if you look at
18 Section 10-4 Prohibitions, especially the 1.C, Engage in any
19 business transaction or activity or have a financial interest,
20 direct or indirect, which is incompatible; you know, if she's
21 doing this as a volunteer basis for ARC, she may -- you know,
22 I don't think she has a personal financial interest, so maybe
23 that could be part of your discussion, too, with regard to
24 allowing her to vote for ARC matters. With regard to Munekiyo
25 Hiraga, you know, that is her employer, so that -- you can see

1 the financial interest there, but with regard to ARC, it may
2 be a little bit different.

3 VICE CHAIR WEISS: Gary, do you see an interest as
4 far as a board member being that much different than personal
5 interest if they're -- if they're -- if they have an influence
6 over -- or, excuse me, not an influence. If you see that as
7 the same?

8 MR. MURAI: I'm sorry, Mr. Chair. Were you talking
9 to me? I -- I got distracted. Sorry.

10 VICE CHAIR WEISS: Sure. If you're a board member
11 representing a board and advocating for that board, would that
12 not still be somewhat similar to a personal interest? Did I
13 articulate that?

14 MR. MURAI: Well, it may be of personal interest,
15 but, you know, the -- as Jen correctly points out, what the
16 code looks for is outside financial interests that may
17 conflict. Now, I can see how, you know, a board member, even
18 though they're unpaid, may have a desire to see their -- you
19 know, their organization supported, so that's -- that's for
20 you folks to wrestle with, whether, you know, serving as a
21 volunteer to a nonprofit or -- and charitable organization,
22 quite frankly, is a financial interest that would cause the
23 board member to -- for -- to influence her independence of
24 judgment in making decisions as an MRA member. Anyway, so --
25 and I do note in that -- even in Councilmember Couch's case,

1 he was also a volunteer board member for a nonprofit
2 organization and, you know, in spite of that, we -- I can't
3 recall whether the board of ethics found that Mr. Couch's
4 service was considered a financial interest, but, you know,
5 that's -- that's what they did. In this case --

6 VICE CHAIR WEISS: Okay. So I'd like (inaudible) --

7 MR. MURAI: Yeah. I'm done.

8 VICE CHAIR WEISS: I'd like to make a recommendation
9 to follow the advisory opinion that we gave to Don Couch in
10 this, in this situation, that if there's a specific topic or
11 item agenda that deals with ARC, that Ms. Hiraga would abstain
12 or anything to do with Munekiyo Hiraga. If not, if it's part
13 of a bigger package, that she could vote, and I think the
14 advisory opinion should address that.

15 Any other comments?

16 MS. OANA: Chair, I just wanted to remind the board,
17 I don't know, about six months ago or so, you guys did get an
18 advisory opinion request from Councilmember Kama and I
19 believe -- and I don't really recall specifically, but I
20 believe she was on a bunch of boards and she was requesting
21 that the board advise her on whether she can vote for a
22 certain, you know, item in the council when it had to do with
23 those certain boards. So I can't really recall, but you guys
24 did kind of discuss Councilmember Kama's membership on the
25 board and whether she can vote in council and you did allow

1 her to vote for those.

2 MEMBER CLAYTON: This is Donna. I would feel that
3 we should at least let her -- we should let anybody with
4 knowledge on a nonprofit, you know, discuss, at least, and
5 then maybe consider whether they -- in the Don Couch wording,
6 I think, according to Gary, that he had to consider whether he
7 should or should not vote. I don't know, it seems like a
8 nonprofit is not the same, you know, it's not -- it's a
9 personal interest, but it's not a financial interest. So in
10 my opinion, she could discuss and vote on the nonprofit and
11 not on the Munekiyo projects.

12 VICE CHAIR WEISS: Any other comments or
13 suggestions? Gary?

14 MR. MURAI: No. If the -- if the members are ready
15 to -- for a motion, I'd suggest that you request a motion.

16 VICE CHAIR WEISS: Let me say one thing before
17 because I don't recall the advisory opinion on Kama, does it
18 not make sense to maybe go back and review that so we don't
19 have a conflicting advisory opinion if -- if, in fact, we did
20 allow someone to vote on behalf of a nonprofit they were on a
21 board with and instead of restricting them to abstain if
22 that's -- if that's discussing that -- their particular
23 interest.

24 MEMBER OKAMOTO: This is Kay Okamoto. If you look
25 at many of our leaders, they're on nonprofit boards. If you

1 were to say that they couldn't vote on things for nonprofits,
2 the council probably couldn't vote on much of anything because
3 many of them are on various nonprofit boards, we like to get
4 leaders on to our boards. And so when the council is voting
5 on things that might give funds to different ones, if everyone
6 had to excuse themselves because they had a connection to a
7 nonprofit board, you might not have any votes. And I think,
8 you know, if it's your employee -- your employment, that's
9 different, but on a nonprofit, unless it is very specific that
10 you're asking that they're gonna get something that really is
11 going to be an overwhelming financial gain to them -- which I
12 don't think many of our things that we're looking at. So I
13 would -- I would be in favor of saying if it's a nonprofit,
14 you should tell people, you should announce that, yes, you are
15 a member of that board, but certainly you should be able to
16 discuss the issues and vote. But not if it's part of your
17 employment.

18 VICE CHAIR WEISS: And I just don't -- I want to
19 make sure that we don't make something more restrictive than
20 we've done in the past and I don't -- I don't personally
21 recall it.

22 Do you have a copy of it?

23 MS. VICENS: I do. I'd have to --

24 VICE CHAIR WEISS: So do we -- do we want to finish
25 this now or do we want to defer it and make sure it's

1 finished? Because I'm okay with what -- how we originally
2 proposed it.

3 Okay. So I recommend taking a vote on an advisory
4 opinion recommending that Ms. Hiraga abstain from voting on
5 particular items in the MRA dealing with ARC of Maui, but if
6 it's included in a bigger package, that discussing and voting
7 would -- would be not a conflict.

8 MEMBER THOMPSON: You need to talk about Munekiyo
9 too.

10 VICE CHAIR WEISS: Yeah, right. Munekiyo & Hiraga,
11 same thing. Sorry, bundle that in.

12 MEMBER THOMPSON: Can our attorneys work out
13 something from what the guidance of the board is?

14 VICE CHAIR WEISS: Well, they'd have to put a
15 together the letter --

16 MEMBER THOMPSON: Yeah.

17 VICE CHAIR WEISS: -- but I think we have to agree.

18 MS. VICENS: So, Vice Chair, I just wanted you to
19 know so that our other deputies on this meeting -- Deputy
20 Murai, Gary, has had to excuse himself, he has another meeting
21 that is in conflict with this one. So at this point we have
22 Deputy Oana and Kristina -- and Deputy Toshikiyo on the phone
23 at this time, so I guess they would be ones you'd be directing
24 that to.

25 VICE CHAIR WEISS: So there's enough information

1 there to draft an advisory letter?

2 MEMBER THOMPSON: So moved.

3 VICE CHAIR WEISS: Do we need to bring that to the
4 floor?

5 MS. OANA: Okay. So I haven't heard a motion yet.
6 Does someone make a motion or do you want -- you know, I'm
7 sorry to ask Cory, but, you know, if you could go grab the
8 Tasha Kama advisory opinion and we can just kind of -- you can
9 just read it to the members. I don't know if you can put it
10 on a share screen. Do you guys want to see that or does
11 someone just want to make a motion now?

12 MS. VICENS: I can -- if we want to, Jen, I can grab
13 that and we can just -- just pause this one, I guess, so to
14 speak, and then come back to it once I get the document up and
15 ready to view and then we can come back. Let me try and see
16 if I can find it from here. I'm, obviously, in a different
17 room, so I don't want to disrupt this.

18 MEMBER THOMPSON: I don't have a --

19 MS. OANA: You guys want to take a five-minute
20 recess?

21 VICE CHAIR WEISS: Okay. We can do that.

22 MS. OANA: So we don't get crazy.

23 MEMBER LEWIS: Yes, please.

24 VICE CHAIR WEISS: So we'll take a five-minute
25 recess of regular session.

1 (Pause in Proceedings)

2 VICE CHAIR WEISS: Okay. We're going back in
3 session, regular session. Can everybody see the document,
4 Advisory Opinion 19A-09? Is everybody able to see that?

5 MEMBERS: Yes.

6 MS. VICENS: (Inaudible comment.)

7 VICE CHAIR WEISS: We're all catching up on it.

8 (Pause.)

9 MEMBER THOMPSON: Straightforward.

10 VICE CHAIR WEISS: So they -- they -- we at the time
11 being -- it not to be in conflict.

12 MEMBER THOMPSON: Yeah.

13 VICE CHAIR WEISS: So I think this should apply to
14 the advisory opinion request from Ms. Hiraga. Do we need to
15 bring that up as discussion or -- do we have counsel on the
16 line?

17 MS. OANA: I'm sorry, I didn't hear. Are we back in
18 session?

19 VICE CHAIR WEISS: We are back in session and my
20 question is: Can everybody see the document?

21 MEMBER: Yes.

22 MS. VICENS: (Inaudible comments.)

23 VICE CHAIR WEISS: Right. So what -- the opinion
24 that was rendered was that there was no conflict regarding
25 Ms. Kama. Did I read that correctly?

1 MEMBER THOMPSON: Yes.

2 VICE CHAIR WEISS: So I don't -- I would recommend
3 that we apply the same standard for Ms. Hiraga. I know we're
4 taking a left turn here. Does anybody have a comment,
5 question, concern? These are similar cases.

6 MEMBER CLAYTON: This is Donna. So this -- to me,
7 then, we would go to there's no conflict with the nonprofit,
8 but she would need to excuse herself when it was relating to
9 projects for Munekiyo & Hiraga as far as voting. Or do we
10 want discussion and voting?

11 VICE CHAIR WEISS: I think anything to do with a
12 commercial operation for profit should be abstained, but she
13 could go ahead and participate -- my recommendation is we
14 apply the same standards and do not see a conflict for the
15 nonprofit.

16 MS. OANA: So if I may suggest a motion and then you
17 guys can so move if you want. The motion can be that the
18 board of ethics finds no conflict with regard to ARC of Maui,
19 a nonprofit, and Ms. Hiraga can -- or should disclose her
20 relationship with ARC of Maui, but she is allowed to
21 participate in the discussion and vote. But as to Munekiyo
22 Hiraga projects, she has to disclose and she is not allowed to
23 vote, but she can answer technical questions, if you want to
24 add that as well. 'Cause sometimes these consultants have
25 information that, you know, their board may want to ask them

1 and they're the only ones that -- who can -- who can really --
2 who has the answers.

3 So there's a UDR opinion -- UDRB opinion that the
4 board rendered years and years ago -- and the UDRB, for those
5 of you who don't know, it's the urban design review board and
6 a lot of projects come to them with regard to the design and
7 because the UDRB is made up of all engineers and architects,
8 there's a lot of times when these UDRB members' projects come
9 before the UDRB. So in the BOE opinion it says they can't be
10 the presenter, someone from their firm has to present, but
11 they can answer technical questions, but they cannot -- they
12 have to abstain from voting. And they also cannot answer in a
13 way that advocates for their project, but they can answer
14 technical questions.

15 So, again, you know, your motion can be that she may
16 vote and participate in discussion with regard to ARC of Maui,
17 but she has to disclose her relationship. And with regard to
18 Munekiyo Hiraga, she has to disclose her relationship with
19 Munekiyo and she has to abstain from discussion and voting
20 unless it is to answer technical question.

21 VICE CHAIR WEISS: (Inaudible) technical questions.
22 Does one of us have to reiterate it as a motion? So I'll make
23 a motion to --

24 MEMBER OKAMOTO: This is Kay. So moved.

25 VICE CHAIR WEISS: Okay. If we can use counsel's,

1 then so moved and -- second?

2 MEMBER THOMPSON: Second. Travis Thompson.

3 VICE CHAIR WEISS: All in favor, say aye.

4 (Response.)

5 VICE CHAIR WEISS: Any opposed?

6 (No response.)

7 VICE CHAIR WEISS: It carries. How's that?

8 MEMBER THOMPSON: Okay. We made it.

9 VICE CHAIR WEISS: Okay. Moving on.

10 Thank you.

11 MS. HIRAGA: Thank you. Good-bye.

12 VICE CHAIR WEISS: Okay. (Inaudible.)

13 MS. VICENS: Just as a reminder to our requesters
14 that the advisory opinions will be drafted and brought for
15 review and approval, but this oral approval can be carried
16 back to whatever organization, board, or employment your
17 finding today until the final is sent.

18 VICE CHAIR WEISS: In other words, they're effective
19 today, but we'll get it -- backup in writing. Okay. How
20 about that.

21 Is Ms. Ane on the line?

22 MS. ANE: Aloha. Can you hear me?

23 VICE CHAIR WEISS: Aloha. Thank you for coming.
24 We're going to discuss a request for Advisory Opinion 20A-06.
25 May I ask you, Ms. Ane, to introduce yourself and summarize

1 your request to the board, please.

2 MS. ANE: Hi. Aloha. My name is Makale'a Ane. I'm
3 the environmental coordinator in the office of economic
4 development, soon to be, actually, the new office of climate
5 change and sustainability under the mayor. So I came to you
6 for an opinion on a potential conflict of interest. I was
7 asked is to submit this as a fail-safe, I guess, by my
8 director, Kay Fukumoto, who is -- actually had resigned, so
9 JoAnn -- JoAnn is her replacement -- and Tyson Miyake, who is
10 the chief of staff.

11 And so I guess just a history of my participation
12 with a lot of nonprofits in Maui. Myself and my husband have
13 been a part of many nonprofits, my husband more so than --
14 than myself, and he remains on the board for the Maui
15 Historical Society, he's a potential vice president for the
16 Maui Native Hawaiian Chamber of Commerce, and in this
17 particular instance, he's the executive director of the Living
18 Pono Project and I was a former treasurer/secretary of the
19 Living Pono Project until I was appointed this position in
20 OED. I stepped off the board before I took this job and that
21 was January 2nd of last year. And the Living Pono Project has
22 many of their own projects, but also acts as fiscal -- fiscal
23 sponsors for many Maui nonprofit organizations including Puu
24 Kukui Watershed Preserve that Living Pono acts as a fiscal
25 sponsor for Puu Kukui through the department of water supply,

1 so totally separate from mine.

2 So my specific request was in regards to many
3 nonprofits that were going through Tri-Isle Resource &
4 Development that fiscal sponsor for develop, but a lot of
5 organizations knew of the Living Pono Project, so they'd asked
6 Living Pono to act as their fiscal sponsor for OED grants.
7 Four of the OED grants had fallen under environmental
8 protection funding, which is the -- where I'm the specialist
9 under and so at that point, that was July 1st of last year, I,
10 myself and Kay Fukumoto, the director at the time, removed
11 myself from any of the decision-making process when we were
12 reviewing the grants and allocating any funding. So all of
13 the proposals that were going through my -- my index were
14 reviewed by other staff in OED and the director and they were
15 rated and scored and graded and I was not involved in any of
16 those funding allocations. Some of them were funded, a lot of
17 them weren't, and then a few kind of were held on and didn't
18 get -- didn't get a contract even till now and they wanted to
19 see what this board of ethics was going to rule on before they
20 had provided any funding, so it's kind of in limbo and then
21 COVID kind of delayed the process.

22 And so, really, my husband's involvement with --
23 with Living Pono as the executive director, he really hadn't
24 gotten paid, it was all like voluntary. He did get some
25 funding from Puu Kukui's -- that funding that was allocated

1 through DWS, but he, you know, assured the mayor and our --
2 our director that any funding that went through Living Pono
3 for the administration and overhead costs for the 15 percent,
4 he would not take any of that, even though he had to do -- you
5 know, process a lot of paperwork and everything, but he
6 would -- he had not received any funding from that, will not
7 take any funding and all of that goes to like, you know, the
8 treasurer and paying taxes and QuickBooks and all that other
9 stuff.

10 But, really, the -- the main point is that when --
11 once I stepped off the board, it was like a vault, it was like
12 here's the line, we drew a line in the sand, and anything
13 Living Pono, he took care of and anything Maui County related,
14 I took care of. I didn't share, I would -- you know, didn't
15 share any information with him, even though I knew things
16 about Living Pono's projects that I could've shared with him;
17 he didn't share anything with me and it was like a vault and
18 we're -- you know, want to be super professional and make sure
19 that everything went through the proper chain of command and
20 we are making sure that, you know, there's no -- no crossing
21 the line. So that's it.

22 VICE CHAIR WEISS: Do we have any -- any board
23 members questions or comments for Ms. Ane?

24 (No response.)

25 VICE CHAIR WEISS: I have one question. And I tried

1 to follow along, but the sound wasn't -- is there any singular
2 action you can take that assists your husband's nonprofit,
3 like a sole decision you could make?

4 MS. ANE: No. We really have made sure that he
5 takes care of that, we don't really share and talk information
6 too much and we don't have any -- I don't have any --
7 absolutely any financial decisions regarding Living Pono on
8 either side, on the county side or Living Pono.

9 VICE CHAIR WEISS: Okay. That was my question.

10 MEMBER THOMPSON: One question. What specific
11 direction would you like from the board of ethics?

12 MS. ANE: For me, I just wanted you guys to hear the
13 background and history and be able to provide an opinion if
14 there is a conflict of interest. My director wanted to know
15 if they were still able to fund Living Pono projects as a
16 fiscal sponsor -- and they wanted to make sure it was still
17 okay to be able to do that and continue to do that because
18 they were -- the county had been funding Living Pono as a
19 fiscal sponsor before I even got to this position.

20 MEMBER THOMPSON: Thank you.

21 VICE CHAIR WEISS: Any other comments?

22 MS. OANA: Chair, I just have a question for
23 Ms. Ane.

24 So you -- you mentioned that you don't have any
25 single responsibility in your department for approving who to

1 fund, which projects to fund; correct?

2 MS. ANE: I do head the grants review committee for
3 all the environmental protection budgets and proposals, but
4 any of the ones that have come through that were Living Pono,
5 my director took that off the table before I even saw any of
6 the proposals and then the other OED staff had created a
7 grants review committee specific for those. So I didn't see
8 it at all and I didn't give any opinion or discussion on any
9 of those -- those proposals.

10 MS. OANA: Okay. So you're screened from any
11 involvement in those projects that your husband's involved
12 with?

13 MS. ANE: Yes.

14 MS. OANA: Thank you.

15 MS. ANE: And I think the -- going forward, it
16 was -- because we're going into this new grant process and
17 proposals are due July 1st, we really want to know how to
18 handle it when those grants -- when those proposals come in
19 again.

20 MEMBER THOMPSON: Question. Ms. Ane, my
21 understanding is your relationship has been fully disclosed
22 and you're abstaining from anything that has relationship --
23 that has involvement with your husband?

24 MS. ANE: Yes.

25 MEMBER THOMPSON: Sounds good to me. Thank you.

1 VICE CHAIR WEISS: So, yeah, I would recommend an
2 advisory letter essentially --

3 MEMBER THOMPSON: Saying.

4 VICE CHAIR WEISS: -- saying there is no conflict as
5 long as you're not, you know, working on any Living Pono
6 projects. I think that is consistent with how you explained
7 it; is that correct?

8 MS. ANE: Yes.

9 VICE CHAIR WEISS: Any other questions or comments?

10 MS. OANA: And then with regard to -- I think just
11 to help the department and Ms. Ane out in making these
12 decisions, if you guys can have the motion be in the event
13 that there are Living Pono projects, that --

14 I'm sorry, Ms. Ane, did you say the deputy director
15 or the director takes it from you?

16 MS. ANE: Well, we're -- as of July 1st, we're going
17 to be moving under just the mayor's office, so I guess it
18 would be the chief of staff.

19 MS. OANA: Okay. So in the event that there are
20 Living Pono projects, I guess the chief of staff or any
21 director or deputy handles those matters.

22 MS. ANE: There is another -- in my new office of
23 climate change there is another specialist, so -- he's the
24 energy commissioner, but he's usually involved and, you know,
25 we collaborate closely, so maybe even the other specialist

1 within the office of climate change.

2 And then, also, if you are -- you know, I heard you
3 guys talking about answering technical questions. If you
4 could put something in about, you know, the ability to still
5 answer technical questions about certain items just as a
6 specialist, that would be helpful. It came up a couple of
7 times with different environmental issues that went before
8 council and I abstained from even giving any input, but, you
9 know, the -- whoever had gone up and answered on -- from our
10 office, you know, didn't have the expertise that I could've
11 provided. So if I could, you know, make it clear that it's
12 just as -- answering in a technical capacity, that would help
13 just my job in general.

14 VICE CHAIR WEISS: All right. Yes. So should we,
15 Counsel, just craft a -- could someone make a recommendation
16 to craft an advisory opinion, for example, that the committee
17 doesn't find a conflict of interest with the exception of any
18 direct involvement with Living Pono, but Ms. Ane would be
19 available to provide technical --

20 MEMBER THOMPSON: Expertise.

21 VICE CHAIR WEISS: -- expertise to projects? Is
22 that concise enough to make an advisory opinion around?

23 MS. OANA: Okay. So maybe if I can suggest a motion
24 to craft an advisory opinion that states that Ms. Ane -- hold
25 on a second. That with regard to Living Pono projects, which

1 her husband is involved with, that another supervisor, whether
2 it's the -- a director, deputy director, chief of staff, or
3 other grant coordinator handles those matters for Living Pono.
4 However, with regard to any questions asked to her department
5 with regard to the grants, such as council, if she has to get
6 in front of the council, that she may participate in answering
7 technical questions.

8 VICE CHAIR WEISS: So does somebody want to repeat
9 that or --

10 MEMBER THOMPSON: So moved.

11 VICE CHAIR WEISS: -- so move?

12 MEMBER THOMPSON: There you go.

13 VICE CHAIR WEISS: Can we -- can we adopt counsel's
14 or do we have to reiterate it for the record?

15 MEMBER THOMPSON: She's got it.

16 VICE CHAIR WEISS: That was a question. Oh, we did?
17 Okay. So does somebody want to -- Donna, do you
18 want to --

19 MEMBER CLAYTON: I'll second it.

20 MEMBER THOMPSON: I made the motion. Making the
21 motion.

22 VICE CHAIR WEISS: Can -- is that -- can we -- will
23 that suffice, is my question, being new at this, my one day?
24 Can we use Counsel Oana's recommendation. Jen? Hello.

25 MS. OANA: Sorry. So you've got a motion and a

1 second.

2 VICE CHAIR WEISS: Okay. We have a motion and a
3 second.

4 MS. OANA: Any discussion?

5 VICE CHAIR WEISS: All right. No discussion.

6 MS. OANA: You can vote.

7 VICE CHAIR WEISS: All in favor, say aye.

8 (Response.)

9 VICE CHAIR WEISS: Any opposed?

10 (Response.)

11 VICE CHAIR WEISS: Any opposition?

12 (No response.)

13 VICE CHAIR WEISS: Motion carries. Okay. Thank
14 you, everybody.

15 MEMBER THOMPSON: Thank you, Ms. Ane --

16 VICE CHAIR WEISS: Thank you, Ms. Ane.

17 MEMBER THOMPSON: -- for coming in, that was very
18 nice.

19 VICE CHAIR WEISS: Moving on.

20 MS. ANE: Thank you.

21 MEMBER THOMPSON: No. We've gotta go back.

22 VICE CHAIR WEISS: Oh, we have to -- oh, do the
23 financial disclosures.

24 MS. VICENS: So, Chair, we will now go back to Item
25 7.A.1 and 7.A.2 --

1 VICE CHAIR WEISS: Okay.

2 MS. VICENS: -- which are financial disclosures for
3 elected and appointed members and then candidates for elective
4 office.

5 VICE CHAIR WEISS: Okay. So we're going to go back
6 to 7.A, New Business, Financial Disclosures, Elected,
7 Appointed Officers & Candidates. So shall we do it
8 alphabetically? Here is my issue: I didn't really have
9 access to many of them and the ones I did, I just made notes,
10 so when it comes, I might just identify it -- the problem is
11 they're not gonna be in any order. I found a few problems of
12 the ones I reviewed and that would be the council -- one of
13 the council members and so I don't --

14 MS. VICENS: If we take it in order
15 alphabetically --

16 VICE CHAIR WEISS: Yes.

17 MS. VICENS: -- that probably would be the easiest.

18 VICE CHAIR WEISS: Okay. So, first of all, let's
19 take a look at B to -- so I'm assuming there's no A's in
20 there.

21 MEMBER THOMPSON: Right. Baz.

22 VICE CHAIR WEISS: Baz through Victorino first.

23 MEMBER THOMPSON: Right. Go.

24 MS. VICENS: The question would be do any --
25 anything on Baz that needs to be addressed or --

1 VICE CHAIR WEISS: So we want to go individually.

2 Okay.

3 Do we have anything on Baz?

4 (No response.)

5 VICE CHAIR WEISS: I'm just gonna move a little
6 quicker, so -- Buck?

7 (No response.)

8 VICE CHAIR WEISS: Dag -- sorry.

9 MEMBER THOMPSON: Dagdag.

10 VICE CHAIR WEISS: Dagdag?

11 (No response.)

12 VICE CHAIR WEISS: Du Pont?

13 Faaumu? I know I had something (pause) --

14 (No response.)

15 VICE CHAIR WEISS: Guzman?

16 (No response.)

17 VICE CHAIR WEISS: Hart?

18 (No response.)

19 VICE CHAIR WEISS: Hokama?

20 MEMBER THOMPSON: No -- no annual comp codes were
21 included.

22 VICE CHAIR WEISS: Yes. I had the same thing that
23 there was -- on his trusts, there were -- first of all, did
24 not check annual update for Hokama. If somebody could
25 double-check that, 'cause I don't have it in front of me.

1 That was left blank. There's a --

2 MEMBER THOMPSON: I got it right.

3 VICE CHAIR WEISS: -- choice of annual update -- did
4 he not put that in?

5 MEMBER THOMPSON: Yes. Yeah, he did not.

6 VICE CHAIR WEISS: Yeah. It should be an annual
7 update.

8 MEMBER THOMPSON: Right. He left that blank. No
9 codes on annual compensation, Item 1.

10 VICE CHAIR WEISS: Any more on Hokama?

11 MEMBER THOMPSON: I -- he also neglected to check
12 the boxes on Item 1 on check -- okay, dependent children, it
13 says to check it, none. None of that was done.

14 MS. VICENS: He doesn't have any, so it's --

15 MEMBER THOMPSON: So he put a check if none?

16 MS. VICENS: He has no children.

17 MEMBER THOMPSON: Why don't you check it, then.

18 MS. VICENS: On Hokama?

19 MEMBER THOMPSON: Yeah.

20 MS. VICENS: He checked -- he did not check on
21 Item 1.

22 MEMBER THOMPSON: No. Okay.

23 MS. VICENS: Yeah.

24 MEMBER THOMPSON: So what do you do? I'm new. What
25 do you do, send it back to him or ask him to correct it or

1 what do we do?

2 VICE CHAIR WEISS: Normally you would ask them, but
3 sometimes there's people that know them in our group. I've
4 seen before, Oh, I know him and it's -- as Gary would say, he
5 works there or doesn't have children or -- then we can --

6 Cory, could you please follow up?

7 Okay. Cory will follow up.

8 MEMBER THOMPSON: Thank you. Good.

9 VICE CHAIR WEISS: Okay. Kama?

10 Okay. (Inaudible comment.)

11 MEMBER CLAYTON: I have something on Kama.

12 VICE CHAIR WEISS: Yes.

13 MEMBER CLAYTON: So I'm concerned about the gifts,
14 so I wanted to ask that -- Tasha Kama's gifts from developers.
15 And our subcommittee, you know, on gifts, maybe we should say
16 that she -- to be sure we talk about that, because the --
17 she's got a number of gifts from developers. And it's also
18 true for Kelly King, so it's a thing that we -- they're just
19 not clear on the gift rules.

20 VICE CHAIR WEISS: Oh, on the other hand, too,
21 you've got several council members getting gifts and others
22 not, so either they're not getting them or not disclosing
23 them.

24 MEMBER THOMPSON: They're not telling. They're not
25 telling us.

1 MEMBER CLAYTON: Or -- or they're not -- or they're
2 refusing them. I remember people that, you know --

3 VICE CHAIR WEISS: Or they could -- yeah, they
4 certainly could be refusing or sending them back, yes.

5 MEMBER CLAYTON: Yeah.

6 MEMBER THOMPSON: Has the board -- are there any
7 guidelines -- maybe this is a TIG thing. Are there guidelines
8 that say you can -- a nominal value is not to exceed \$50 or a
9 \$100 or \$500, is there anything like that?

10 VICE CHAIR WEISS: There are guidelines. There's
11 state guidelines and county guidelines and there's a TIG group
12 currently --

13 MEMBER THOMPSON: Okay.

14 VICE CHAIR WEISS: -- working on the gift thing and
15 we'll get to that.

16 MEMBER THOMPSON: I think that would help if we had
17 it. Thank you.

18 VICE CHAIR WEISS: So, yes, duly noted that gifts, I
19 had that down as well.

20 MEMBER THOMPSON: Yeah.

21 VICE CHAIR WEISS: Kaohu?

22 MEMBER OKAMOTO: I have a question on that. One
23 place it said county clerk and one it was executive assistant
24 and I wasn't sure.

25 VICE CHAIR WEISS: Yeah. I had the same -- there's

1 one -- she's -- I don't have it front of me, but one is what
2 her position is as the FDS and then her income comes from
3 legislative assistant. Did I -- I have the note, I just don't
4 have it in front of me. Is that correct?

5 MEMBER OKAMOTO: That was my question too.

6 VICE CHAIR WEISS: Oh, that actually came through
7 last year, that's right. I had that -- I actually realized
8 that after I wrote it down.

9 MEMBER OKAMOTO: Oh, okay.

10 VICE CHAIR WEISS: (Inaudible) it was from last --
11 the previous year.

12 MEMBER OKAMOTO: Okay.

13 VICE CHAIR WEISS: That's her new job.

14 Okay. Anybody else?

15 (No response.)

16 VICE CHAIR WEISS: Kelly King?

17 MEMBER THOMPSON: Yes. I had a -- no. I'm sorry.
18 Well, she's -- she's okay.

19 VICE CHAIR WEISS: Well, she's disclosed them.
20 Krueger?

21 (No response.)

22 VICE CHAIR WEISS: Lee?

23 (No response.)

24 VICE CHAIR WEISS: McLean?

25 MEMBER THOMPSON: No annual comp codes.

1 MEMBER OKAMOTO: That's right.

2 VICE CHAIR WEISS: Maybe you can send that back,
3 Cory.

4 Okay. I have one on Molina. Molina, when they were
5 talk -- disclosing his interest in real property in a trust,
6 he has percentage values in the Makena property, but no value,
7 so maybe we can ask him about that. It says 20 and 50 percent
8 on the two properties, but he does not list a financial
9 corresponding value.

10 MEMBER THOMPSON: Item 6.

11 VICE CHAIR WEISS: Anybody else on Molina?

12 (No response.)

13 VICE CHAIR WEISS: Munsell?

14 (No response.)

15 VICE CHAIR WEISS: Nakagawa?

16 (No response.)

17 VICE CHAIR WEISS: Nishita?

18 (No response.)

19 VICE CHAIR WEISS: Peters?

20 (No response.)

21 VICE CHAIR WEISS: Rawlins-Fernandez?

22 (No response.)

23 VICE CHAIR WEISS: Razo-Porter?

24 (No response.)

25 VICE CHAIR WEISS: Rickard? (No response.)

1 VICE CHAIR WEISS: Rivera?
2 (No response.)
3 VICE CHAIR WEISS: Sinenci?
4 (No response.)
5 VICE CHAIR WEISS: Sugimura?
6 (No response.)
7 VICE CHAIR WEISS: Takamori?
8 (No response.)
9 VICE CHAIR WEISS: Thomson?
10 (No response.)
11 VICE CHAIR WEISS: Thyne?
12 (No response.)
13 VICE CHAIR WEISS: Tyau?
14 (No response.)
15 VICE CHAIR WEISS: Underwood?
16 MEMBER CLAYTON: Sorry. On Thyne.
17 VICE CHAIR WEISS: Yes, Thyne.
18 MEMBER CLAYTON: Items 8 and 9, there's no box
19 checked.
20 VICE CHAIR WEISS: Okay. Cory, if you would send
21 that back and have him correct that.
22 MS. VICENS: Items 8 and 9?
23 MEMBER CLAYTON: Yes.
24 MS. VICENS: Thank you.
25 VICE CHAIR WEISS: Underwood?

1 (No response.)

2 VICE CHAIR WEISS: Ventura?

3 (No response.)

4 VICE CHAIR WEISS: And Victorino?

5 MEMBER THOMPSON: I had a question. Gifts.

6 VICE CHAIR WEISS: I saw that, but he does disclose
7 them and they're all under 250 or something like that.

8 MEMBER CLAYTON: He has --

9 MEMBER THOMPSON: Under --

10 MEMBER CLAYTON: On Victorino, the spouse's
11 occupation. The spouse's occupation is not marked and box for
12 kids.

13 VICE CHAIR WEISS: So they're not checked off None.

14 MEMBER CLAYTON: Yeah, exactly.

15 VICE CHAIR WEISS: Yeah.

16 MEMBER CLAYTON: And, let's see, three -- I'm like
17 you, I don't have it front of me, I just made notes, but it
18 says box for kids, 300 dining certificate -- oh, that's gifts.
19 Yeah. So I guess he -- there's a couple of boxes, the
20 spouses's occupation, the box for kids. Other earnings didn't
21 show, I guess, other earnings. Something was listed, but
22 there was no amount. Then there was a \$300 dining certificate
23 and golf. So, anyway, the gifts are getting up there in
24 amounts.

25 MEMBER THOMPSON: Is there a limit or not? It says,

1 again, that \$300 --

2 MEMBER CLAYTON: Yeah. You know, 200 aggregate from
3 one person in a year was one of the wordings that we were
4 referencing when we look into things.

5 MEMBER THOMPSON: Well, this indicated -- this is
6 Travis Thompson -- Maui Beach Dining Gift, \$300.

7 MEMBER CLAYTON: Right.

8 MEMBER THOMPSON: Is that too much or what do you --
9 I don't --

10 MEMBER CLAYTON: Oh, that's the same.

11 MS. OANA: So excuse me for --

12 VICE CHAIR WEISS: Do you need to go back?

13 MS. OANA: Basically -- so this is just financial
14 disclosures, they're just supposed to tell you in a statement
15 form what they have, and so --

16 MEMBER THOMPSON: Okay.

17 MS. OANA: -- any kind of talk on whether it's
18 appropriate or not, that could be for the separate discussion
19 after the TIG, you know, does their --

20 MEMBER CLAYTON: Yeah.

21 MS. OANA: -- research and reporting and advice on
22 the guide. So this financial disclosure review is just to
23 make sure that they're telling us what they have, so I just
24 want to point that out. You know, we can discuss what is
25 appropriate at another, you know, meeting when you guys talk

1 about the gifts.

2 MEMBER THOMPSON: Thank you for the clarification.

3 MS. OANA: I just wanted to also -- I just wanted to
4 also say that for these financial disclosures, you know, your
5 action is to review it and, you know, a motion can be that you
6 acknowledge it and file it with the exception of, I believe,
7 Hokama, McLean, Molina, Thyne, and Victorino that you're going
8 to be waiting for updates or clarifications on.

9 VICE CHAIR WEISS: I have one too and I'm assuming
10 you might be able to do it. Yuki Lei Sugimura did not mention
11 her job title. I don't have it front of me, but I don't
12 believe she said it's county council member or whatever.

13 MEMBER THOMPSON: Who was that?

14 VICE CHAIR WEISS: Sugimura.

15 MEMBER THOMPSON: Oh.

16 MEMBER OKAMOTO: I have a question. Paulson is not
17 on this list, but she -- as a council member, but she is on
18 the candidate one.

19 VICE CHAIR WEISS: I remember there was one that
20 didn't have it and there was like two first pages, so I was
21 (inaudible) --

22 MEMBER CLAYTON: Right. That was Yuki Lei.

23 VICE CHAIR WEISS: Yeah, 'cause -- okay. So she
24 did -- on the second one she did mention it.

25 MS. VICENS: Chair. Chair, this is Cory. Just to

1 be clear, when these were being filed, the council members and
2 appointed department heads and elected officials were making a
3 deadline of April 15th. Several of them faxed it in and the
4 original arrived -- we accepted them and the original arrived
5 the next day. So what you have here are two first pages is
6 the making the deadline and then the next day that had arrived
7 on -- in office, so that's the only -- I just wanted to
8 clarify why you're seeing two pages in some of these
9 instances.

10 Her role -- I think somebody asked on Item No. 1 for
11 Sugimura, she lists her job title last year as Maui County
12 council member for Maui, so it is stated.

13 VICE CHAIR WEISS: Okay. I remember there was two
14 first pages.

15 MS. VICENS: Yes.

16 VICE CHAIR WEISS: Okay.

17 MS. VICENS: Just to clarify.

18 VICE CHAIR WEISS: Any -- any other or are we --

19 MEMBER THOMPSON: Okay. Could we make, then -- do
20 we make a motion to acknowledge these for the elected and
21 appointed people with the exceptions noted, that we
22 acknowledge receipt of those? Is that the appropriate thing
23 to do?

24 VICE CHAIR WEISS: Or do we do them all at once?

25 MEMBER THOMPSON: I think we do them separate. It

1 appears there's elected and then next are candidates.

2 MS. OANA: We can do it by item, you know, sub --
3 sub item number.

4 VICE CHAIR WEISS: Okay.

5 MS. OANA: So we can do this whole bunch in one
6 motion and then we can go on.

7 VICE CHAIR WEISS: Okay.

8 MEMBER OKAMOTO: Is there some reason that Tamara
9 Paulson isn't there?

10 MS. VICENS: She was in earlier.

11 VICE CHAIR WEISS: Yeah, she did submit.

12 MS. VICENS: Yeah. This is Cory. Councilmember
13 Paltin submitted her financial disclosure and it was approved
14 in the February meeting.

15 MEMBER OKAMOTO: Oh, okay.

16 VICE CHAIR WEISS: So we're going to make a motion
17 to approve B to M?

18 MEMBER THOMPSON: Yeah.

19 VICE CHAIR WEISS: Okay.

20 MS. OANA: The motion would be to acknowledge and
21 file with the exception of -- I believe you guys said Hokama,
22 McLean, Molina, Thyne, and Victorino.

23 MEMBER THOMPSON: Okay.

24 MEMBER CLAYTON: So moved.

25 VICE CHAIR WEISS: That is correct.

1 Okay. So do I have a second?

2 MEMBER THOMPSON: Second.

3 VICE CHAIR WEISS: Motion carries. All in favor,
4 say aye?

5 (Response.)

6 VICE CHAIR WEISS: Now the motion carries.

7 MEMBER THOMPSON: Good.

8 VICE CHAIR WEISS: Okay. 7.A double i, but --

9 MEMBER THOMPSON: Yes.

10 VICE CHAIR WEISS: -- Elected and appointed
11 officials N through V.

12 MEMBER THOMPSON: No.

13 VICE CHAIR WEISS: Oh, I'm sorry. We've already
14 done that.

15 MEMBER THOMPSON: We already went through those.

16 VICE CHAIR WEISS: Candidates for Elected Office.

17 MEMBER THOMPSON: Yes.

18 VICE CHAIR WEISS: Okay. Starting with Carroll.

19 I'm just going to call them out and I'll pause for three
20 seconds until we hear something.

21 Cook?

22 (No response.)

23 VICE CHAIR WEISS: Crystal?

24 (No response.)

25 VICE CHAIR WEISS: De Jetley?

1 (No response.)

2 VICE CHAIR WEISS: Eyre?

3 (No response.)

4 VICE CHAIR WEISS: Johnson?

5 (No response.)

6 VICE CHAIR WEISS: Kaiwi?

7 MEMBER CLAYTON: I have --

8 MEMBER THOMPSON: Item 2, no letter.

9 VICE CHAIR WEISS: One at a time. Travis.

10 MEMBER THOMPSON: Okay. Item 2, no letter.

11 VICE CHAIR WEISS: Is that the same one that
12 somebody else spoke up?

13 MEMBER OKAMOTO: No, I just have a question. In the
14 debts, a Mr. Cooper, is that a company or something?

15 VICE CHAIR WEISS: Mr. Cooper is a lender, we found
16 out.

17 MEMBER OKAMOTO: Okay.

18 MEMBER THOMPSON: Oh.

19 MEMBER OKAMOTO: That was my question.

20 VICE CHAIR WEISS: It's a mortgage lender.

21 MEMBER OKAMOTO: Okay. Thank you.

22 VICE CHAIR WEISS: That's what we found out. Not
23 that he's borrowing from the guy next door.

24 MEMBER OKAMOTO: That's what I thought.

25 MEMBER CLAYTON: And I had --

1 VICE CHAIR WEISS: Kama?

2 MEMBER CLAYTON: There's -- on Debra, let's see, it
3 says other earnings amount blank.

4 MEMBER THOMPSON: That's correct. That's Item 2,
5 others is blank.

6 MEMBER CLAYTON: Okay. Good. You already said
7 that. Okay.

8 VICE CHAIR WEISS: Kamekona?

9 MEMBER THOMPSON: Oh, wait. Oh, going back to --
10 who is it -- Kaiwi, I can't -- it said name and location of
11 business, it says Maui or -- this is under Item 3.

12 MS. VICENS: So she's identifying Maui as the
13 location and that -- that is the address of it.

14 MEMBER THOMPSON: The name of the business is Maui?

15 MS. VICENS: We can clarify.

16 MEMBER THOMPSON: I mean, it's a considerable amount
17 of value, so I just wondered about that.

18 MS. VICENS: It's Item No. 3?

19 VICE CHAIR WEISS: So Cory will send back for --

20 MEMBER THOMPSON: Clarification.

21 VICE CHAIR WEISS: -- clarification.

22 MEMBER THOMPSON: If you would. Thank you.

23 VICE CHAIR WEISS: Any more on Kaiwi?

24 (No response.)

25 VICE CHAIR WEISS: Kama?

1 MEMBER THOMPSON: Wait a minute.

2 VICE CHAIR WEISS: Kelly King is on here twice.

3 MEMBER THOMPSON: Oh.

4 MS. VICENS: Sorry about that.

5 VICE CHAIR WEISS: That's all right. We have -- we
6 have a couple -- we've got a couple of duplicates, so I'll --
7 we've already done King and we've already done Lee, we've
8 already done Molina.

9 MEMBER THOMPSON: Right.

10 VICE CHAIR WEISS: Nava?

11 MEMBER THOMPSON: He puts dollars, not codes and I
12 know I read some earlier things that -- whether the board
13 corrected that or asked him to correct that --

14 VICE CHAIR WEISS: Cory, you can just correspond for
15 that code, he said he put the dollar amount --

16 MEMBER THOMPSON: He put dollars, right.

17 VICE CHAIR WEISS: Do we just --

18 MS. VICENS: Chair, I just want to be clear that
19 they have to -- council members have to submit for their
20 current position and to run as an elective candidate, so
21 that's why you're seeing them again.

22 Councilmember Molina had a question on his financial
23 disclosure as an appointed official. He has submitted the
24 same one, it would be the same questions for him to clarify
25 which would duplicate in both, is that --

1 VICE CHAIR WEISS: So whatever was deficient on one
2 is --

3 MEMBER THOMPSON: Clarify them both at once.

4 MS. VICENS: Yes.

5 VICE CHAIR WEISS: Okay. Okay. Thank you for the
6 explanation.

7 MEMBER THOMPSON: I was on Nava, again, he put in
8 all dollar values on Item 2 and Item No. 5.

9 MS. VICENS: To -- Chair, in the past -- this is
10 Cory. We do ask that they use a letter, we have seen -- and
11 we saw it for -- Director Pearson used numbers. It's public
12 record, it's okay for them, I can clarify with them if they --
13 if they have no problem --

14 VICE CHAIR WEISS: I think if it they've used a
15 number, it's fine, and that would be my recommendation.

16 MEMBER THOMPSON: Okay.

17 VICE CHAIR WEISS: Let's save the work for something
18 else.

19 MEMBER THOMPSON: For Nava, again, on Item 3 on his
20 business, he gave percent of ownership and no value of the
21 investment, so that should be clarified, I would think. Okay?
22 Thanks.

23 VICE CHAIR WEISS: Okay. Moving along. Paltin?

24 (No response.)

25 VICE CHAIR WEISS: Patel?

1 MEMBER CLAYTON: Patel had Item 4 as blank.
2 VICE CHAIR WEISS: Okay. So noted.
3 (No response.)
4 VICE CHAIR WEISS: Rawlins-Fernandez?
5 (No response.)
6 VICE CHAIR WEISS: Sinenci?
7 MEMBER CLAYTON: His occupation.
8 VICE CHAIR WEISS: Sugimura.
9 MEMBER CLAYTON: Sinenci's occupation is blank.
10 MS. VICENS: Let's make sure that it's not in the
11 box above.
12 (Pause.) Okay. Item No. 1.
13 VICE CHAIR WEISS: Sugimura?
14 (No response.)
15 VICE CHAIR WEISS: Zahnd?
16 MEMBER THOMPSON: I did not get that one. I don't
17 know --
18 VICE CHAIR WEISS: Zahnd?
19 MEMBER THOMPSON: Yeah. That's okay, but -- I don't
20 know.
21 MEMBER CLAYTON: I got Zahnd, but it was missing a
22 form. One of the pages was missing.
23 MS. VICENS: We can re- --
24 VICE CHAIR WEISS: Okay. That one is going to
25 resubmit.

1 MS. VICENS: We can re- -- I'll go back and check.

2 MEMBER THOMPSON: Thank you.

3 VICE CHAIR WEISS: So now we're going to make a
4 motion to accept financial disclosure statements for
5 candidates with the exception of we need some clarification --
6 clarification Kaiwi, Nava, Patel, and Zahnd. Can I get a
7 motion?

8 MS. VICENS: You also had Sinenci, Chair?

9 VICE CHAIR WEISS: Oh, Sinenci, Sinenci.

10 MS. VICENS: Mm-hmm.

11 VICE CHAIR WEISS: I didn't get that one. Okay.

12 And Sinenci, clarification.

13 MS. VICENS: Item No. 1.

14 VICE CHAIR WEISS: Item No. 1.

15 MEMBER THOMPSON: So moved.

16 MEMBER CLAYTON: Second.

17 VICE CHAIR WEISS: Second? Okay. All in favor, say
18 aye.

19 (Response.)

20 VICE CHAIR WEISS: Any opposed?

21 (No response.)

22 VICE CHAIR WEISS: Motion carries.

23 Okay. So now that was Item 7 and now we're going
24 to --

25 MEMBER THOMPSON: Lobbyists.

1 VICE CHAIR WEISS: Okay. So we're gonna -- we're
2 gonna skip down to F, Lobbyist registration.

3 MEMBER THOMPSON: Wait a minute. What happened to
4 the -- communications, do we do anything about that?

5 MS. OANA: Chair.

6 MEMBER THOMPSON: (Inaudible comment.)

7 VICE CHAIR WEISS: Oh, yes. I'm sorry. I did skip
8 some. I skipped the Communication, B.1 and 2.

9 MS. VICENS: It's just receipt of them.

10 VICE CHAIR WEISS: Okay. So we received the
11 Honolulu Ethics Commission Advisory Opinion 2020-1 regarding
12 Acceptance of tokens of aloha and acts of kindness. That was
13 the one with giving first responders --

14 MEMBER THOMPSON: Oh, yeah.

15 VICE CHAIR WEISS: -- something, you know, and they
16 said that that was not a conflict of interest.

17 MS. VICENS: Right.

18 VICE CHAIR WEISS: I would assume that we would
19 adopt that. Or do we need a --

20 MS. VICENS: No, you're just --

21 VICE CHAIR WEISS: Just saying that we got it.
22 Okay.

23 MS. VICENS: Yeah, you received it. It could be
24 something for the TIG.

25 MEMBER THOMPSON: Oh, send it to your TIG.

1 VICE CHAIR WEISS: And then that -- and No. 2, so we
2 don't -- there's no action on that one?

3 Okay. And then County Ordinance No. 5070, amending
4 Section 2-41-090, Maui County Code, relating to attendance at
5 boards and commissions. So taking attendance now, it looks
6 like, and you're gonna get written up if you don't make it and
7 you go to the principal's office and Bill's gonna have to
8 counsel you, so --

9 (Laughter.)

10 MEMBER LEWIS: You're gonna get scoldings.

11 VICE CHAIR WEISS: Yeah. That is going to be
12 watched very carefully.

13 Okay. So there is no real -- I would just --

14 MS. VICENS: Acknowledge.

15 VICE CHAIR WEISS: -- acknowledge the receipt of
16 those two items.

17 So we're now going to carry on with F, Lobbyist
18 Registration?

19 MS. VICENS: Yes.

20 VICE CHAIR WEISS: So we're going to basically make
21 a motion to accept these lobbyist registrations for Antone,
22 Cleveland, Gold, and Kent. Do I have a motion to accept
23 this -- or acknowledge receipt of those lobbyist
24 registrations?

25 MEMBER CLAYTON: So moved. This is Donna.

1 MEMBER THOMPSON: We have -- Gold has resigned,
2 so --

3 VICE CHAIR WEISS: Oh, I've gotta do -- I thought
4 we'd do them one at a time.

5 MEMBER THOMPSON: Well, but how --

6 VICE CHAIR WEISS: Oh, Gold is --

7 MEMBER THOMPSON: I didn't understand.

8 VICE CHAIR WEISS: Lobbied and then-- well, Lynn
9 McCrory was with Palama, I know her well, and that -- maybe
10 she's not with Palama anymore.

11 MS. VICENS: Chair, this is Cory. Ms. Gold
12 registered prior to COVID.

13 MEMBER THOMPSON: Oh.

14 MS. VICENS: Post COVID --

15 VICE CHAIR WEISS: (Inaudible comment.)

16 MS. VICENS: -- she -- her role changed, so hence
17 her resignation and then she's not before the board for these.

18 MEMBER THOMPSON: Yes.

19 VICE CHAIR WEISS: Okay. So just kind of --

20 MS. VICENS: She checked the boxes.

21 VICE CHAIR WEISS: Delete that. Okay. And then
22 Lynn McCrory, they've lost a good -- good one there.

23 So can I get a motion to accept the additions and
24 resignations or the new -- new registrations and --

25 MEMBER THOMPSON: I move. So moved.

1 MEMBER CLAYTON: Second.

2 VICE CHAIR WEISS: Okay. Motion -- all in favor,
3 say aye.

4 (Response.)

5 VICE CHAIR WEISS: Opposed?

6 (No response.)

7 VICE CHAIR WEISS: Motion carries.

8 Okay. Announcements. Resolutions -- oh. We're
9 going to recognize the great service of Matt Macario and Sara
10 Gadarian. Too bad they couldn't be here.

11 MS. VICENS: I know. So, Chair, Deputy Toshikiyo is
12 going to read, to put this on record, those resolutions
13 submitted by the office of the mayor and Mayor Victorino for
14 their service on our board, so I'll let Kristina read those
15 into the minutes.

16 MS. TOSHIKIYO: Okay. And this is for Sara Gadarian
17 and Matthew Macario. It says:

18 On behalf of the people of the County of Maui,
19 please accept my deepest appreciation for your dedication and
20 service on the Board of Ethics. Your efforts and
21 contributions have made a positive difference in our
22 community. I truly believe it is important for certain to
23 play an active role in government. The process of recruiting
24 and selecting nominees to serve on the various boards and
25 commissions have given -- has given me great appreciation for

1 volunteers and community service. I would like to thank you
2 for your willingness to devote your time, energy, resources,
3 and insight to the betterment of Maui County. Once again,
4 thank you for making Maui No Kai Oi. I hope your experience
5 was memorable and meaningful. Sincerely, Michael P.
6 Victorino, Mayor.

7 And they are each going to get a certification.

8 VICE CHAIR WEISS: Well, deserved. Big shoes to
9 fill, but I'd also say I wanted it to commend the group on the
10 financial disclosures in Sara's absence, we did pretty good.

11 (Laughter.)

12 VICE CHAIR WEISS: (Inaudible) behind her.

13 MEMBER CLAYTON: Yeah.

14 VICE CHAIR WEISS: But, no, I think everybody that
15 got to work with them greatly appreciate that.

16 So we're going to schedule the next meeting for July
17 8th, are we going to -- oh, that's a couple weeks away. Okay.
18 So we will have a meeting on July 8th, 1:30 p.m. --

19 MS. VICENS: 12.

20 VICE CHAIR WEISS: Sorry, 12:30. It's right in
21 front of me. Via Blue Jeans. Will this room be available
22 or --

23 Cory, can I -- before we end the regular session,
24 could you update us on will we be getting only electronic
25 documents going forward or will we get a package now that

1 they're going to be smaller?

2 MS. VICENS: Thank you, Chair, for the question.
3 Due to the volume of documents we had, as you see, from all
4 the financial disclosures, this -- this meeting was an
5 anomaly. Going forward, you will receive it electronically as
6 well as a hard copy. We anticipate a much smaller volume of
7 financial disclosures, the majority of them are all here now,
8 so you will receive hard copies going forward.

9 Just want to note that because many of these
10 documents are confidential, it is -- you'll receive a letter,
11 each board member, that they agree to return documents, hard
12 copies, to this office. You will be provided with a return
13 envelope for that purpose. So that will be the practice going
14 forward for any documents you have in your -- that you've
15 received from this office.

16 VICE CHAIR WEISS: And for all the new members,
17 you -- this was a little bit of a -- this was an anomaly,
18 because there's a volume of work and we're reading off the
19 screen, but a couple days -- generally the Monday before the
20 meeting, you'll get a nice little package in the mail with
21 everything all organized by agenda items that Cory puts
22 together and it's much easier, you can make notes right on
23 there.

24 So thank you very much. This is -- and I'd like to
25 say, before we end, to thank Cory because there was really

1 difficult putting this all together. Actually, some of it
2 goes to Gerri emailed a while -- like last week saying, Hey,
3 do you think we should be -- you know, bring it up because
4 we're going to be so far behind, so thanks, Gerri. But thank
5 you, Cory, I think we all appreciate how much work you did and
6 it -- hopefully, this will become a little easier. I know
7 that I was bugging you daily because I couldn't get the
8 documents and --

9 MS. VICENS: Oh, no, I appreciate everybody's
10 feedback. As we've noted, there's a different process using
11 Blue Jeans for video conferencing. We have as well gone
12 through posting all of our documents on our website so that
13 the public can firsthand see it, so that's new for the board
14 of ethics, and, hopefully, we'll continue to be able to engage
15 our community.

16 Chair, I'd like to ask, so that everybody can
17 transition to the executive meeting, which is a closed
18 meeting, all of the members received a second email and it
19 says executive meeting, for you to be able to pop into that.
20 This meeting will stay open with a representation from one of
21 our -- our law techs who will keep this meeting open, because
22 we're required to, but we will move into executive session.
23 So we need to close this and move into executive.

24 VICE CHAIR WEISS: So can I get a motion to end --
25 do I get a motion to end the regular session?

1 MS. OANA: Not yet. We're going to come back to
2 regular session to ratify all decisions made in executive, so
3 if you can entertain a motion to go into executive session.

4 VICE CHAIR WEISS: Okay. The chair will entertain a
5 motion to enter executive session.

6 MEMBER CLAYTON: So moved.

7 MEMBER THOMPSON: Second.

8 VICE CHAIR WEISS: We will be back in five minutes
9 to the executive session, so if you can all hit the link. All
10 in favor, say aye.

11 (Response.)

12 VICE CHAIR WEISS: Any opposed?

13 (No response.)

14 VICE CHAIR WEISS: Hit your link and we'll see you
15 in five minutes.

16 (Pause in Proceedings: 3:00 p.m.-3:53 p.m.)

17 Whereupon Vice Chair Weiss called the proceedings back to
18 order and solicited a motion to ratify all decisions made
19 in executive session. Member Travis so moved and Member
20 Phillips seconded the motion. The vote was taken and it
21 was unanimously approved. Whereupon, Vice Chair Weiss
22 solicited a motion to adjourn the proceedings. Member
23 Travis were so moved and Member Phillips seconded the
24 motion. The vote was taken and it was unanimously
25 approved, whereupon the meeting adjourned at 3:54 p.m.

