

MAUI COUNTY BOARD OF ETHICS

200 S. High St.
Wailuku, HI

RECEIVED

AGENDA

(HYPERLINKS TO MEETING MATERIALS ADDED)

2021 APR -8 PM 2:05

Pursuant to HRS § 92-3.5, the Board will hold this meeting using interactive conference technology with members participating via BlueJeans, a web-meeting platform that the County of Maui uses for all board/commission meetings. Considering the evolving Covid-19 pandemic, protecting the health and welfare of the community is of utmost concern.

DATE: April 14, 2021
TIME: 12:30 PM
MEETING SITE: Online Only via BlueJeans
Meeting ID: 625 166 061
<https://bluejeans.com/625166061>

MEMBERS: **Chair:** William Curtis, Jr., **Vice-Chair:** David Weiss, **Secretary:** Donna Clayton, Seward Akahi, Geraldine Lewis, Linda Kay Okamoto, Scott Parker, Steven Sturdevant, Shanna Willing

ORAL TESTIMONY: Public testimony will be taken by phone or video conference. Testifiers are asked to provide your full name, email and the Agenda Item number on which you will be testifying on. All Public testimony will be limited to a maximum of three (3) minutes. If approved by the presiding officer, time limits for testimony may be modified and approved by a majority of the Board.

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

Testifiers via video are asked to sign-up using the Chat function by sending a Direct Message to the Board Secretary, providing your full name, email and the Agenda Item number which you will be testifying on. Board members shall not be contacted via the Chat function.

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 An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify.

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

Testifiers via phone will be called by the Chair after video testimony is finished.

WRITTEN TESTIMONY: To provide written testimony, email testimony to corpcoun@mauicounty.gov "Attention: Board of Ethics" or Fax to (808) 270-7152, at least two (2) working days prior to the meeting; written testimony will be distributed to Board members and will be reviewed at the meeting.

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

AGENDA ITEMS ARE SUBJECT TO CANCELLATION:

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

A. REGULAR SESSION

1. Call to Order and Roll Call
2. Introduction and welcome to new members: Dr. Scott Parker and Steven Sturdevant.
3. Approval of Minutes – March 10, 2021 ([Minutes](#))
4. Public Testimony
5. Old Business
 - a. Financial Disclosure Statements
 - i. Victorino, Michael P. ([FDS](#))
 - b. Review and approval of Advisory Opinion No. 21A-02 from EATON, ANTONETTE, Maui County Board of Water Supply (“BWS”) member and an employee of the State of Hawaii Department of Hawaiian Home Lands (DHHL), whose projects may come before the BWS. ([Advisory Opinion](#))
 - c. Communication Items:
 - i. Appreciation Letter from Mayor, Michael P. Victorino and Certificate to out-going member Rachel Ball Phillips, dated March 31, 2021 expressing gratitude for contributions and service on Board of Ethics.
6. New Business
 - a. Election of Officers – Chair, Vice-Chair and Secretary
 - b. Financial Disclosure Statements (“FDS”) Elected & Appointed Officers

Elected & Appointed (FDS)
Alibin, May-Anne A.
Faaumu, Tivoli S.
Kaho’ohanohano, Jarrett K.
Nishita Josiah K.
Razo-Porter, Cynthia M.
Teruya, Scott K.
Underwood, David, J.

- c. Amended Financial Disclosure Statement (“FDS”) - Elected & Appointed
 - McLean, Michele N. ([Amended FDS](#))
- d. Communication Items: **Charter** Commission ([Charter Commission Ltr.](#))
The Board “may discuss this topic and take necessary action.”

- e. Lobbyist – Registration, Amended, or Resignation: (Resignation)

Resignation
Folio, Katie

- f. Request for an Advisory Opinion No. 21A-03 dated March 08, 2021 from BATANGAN, KAUANOE, member of the Maui Charter Commission and an employee of Munekiyo Hiraga, an urban planning and project management consulting firm, who as a Senior Associate provides project management and advisory services, requests guidance on whether his participation in the review of and voting on possible Charter amendments, specifically Chapter 8 of the County Charter, Department of Planning, may be a conflict of interest and he should abstain from Charter Commission discussions and/or voting on matters related to land use. (Request)
6. Announcements – **NONE**
7. Schedule next meeting date and discuss agenda Items for meeting
May 12, 2021 at 12:30 PM, Online Only via BlueJeans
8. ADJOURNMENT

B. EXECUTIVE SESSION

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

1. Call to Order & Roll Call
2. Approval of Minutes – March 10, 2021
3. Old Business
 - a. Financial Disclosure Statements: Boards & Commission:
 - i. Aiwohi, Lahela K.
 - ii. Lee-Greig, Tanya
 - iii. Lindsey, Ashley
 - b. Communication Items: **NONE**
 - c. Decision and Order on Complaint No. 21-01 – Maui Redevelopment Agency, board member for non-filing of a financial disclosure statement form in violation of the County of Maui, Code of Ethics, Article 10, section 10-3.
 - d. Decision and Order on Complaint No. 21-02 – Maui Cultural Resources Commission, commission member for non-filing of a financial disclosure statement form in violation of the County of Maui, Code of Ethics, Article 10, section 10-3.
 - e. Decision and Order on Complaint No. 21-03 – Molokai Planning Commission, commission member for non-filing of a financial disclosure statement form in violation of the County of Maui, Code of Ethics, Article 10, section 10-3.
 - f. Decision and Order on Complaint No. 21-04 – Molokai Planning Commission, commission member for non-filing of a financial disclosure statement form in violation of the County of Maui, Code of Ethics, Article 10, section 10-3.
 - g. Decision and Order on Complaint No. 21-05 A – Liquor Control Adjudication Board, board member for non-filing of a financial disclosure statement form in violation of the County of Maui, Code of Ethics, Article 10, section 10-3.

4. New Business

a. Financial Disclosure Statements Boards and Commissions:

Abbot, Gene C.	Lankford-Faborito, Lu Ann M.
Aiwohi, Lahela K.	Lay, Ivan
Ball, John "Keone" E.	Lewis, Geraldine G.
Barbadillo, Noemi E.	Lindsey, Ashley
Bassford, Ian D.	Mano, Mathew J.K.
Batangan, Kelson K.	Mardfin, Douglas W.
Becraft, Jamie J.	Menze, Sherry A.
Cambra, William E.	Merchasin, Marcus D.
Canto, Doreen	Misaki, Edwin T.
Chun, Grant Y.M.	Moniz, Megan K.
Collins, Lance D.	Olson, Ashley S.
DeLeon, David P.	Parker, Scott K. (BOE 2021 & Salary Commission)
De Rego, Frank R., Jr	Patnode Roberta L.
Deslauriers, Paul C.	Pu, Susan J.
Freitas, Kawika S.D.	Purdy IV, George K.
Green, Caron M.	Rodrigues, Emmett L.
Heiskell, Paula A.	Ropa, Natalie L.
Ho, Sylvia	Sanches, Robbie A.
Kaho'ohanohano, George	Simmons, Sarah M.
Kalanihuia, Janice A.	Sturdevant, Steven T.
Kaninau, Janet Nalani	U'u, Bruce H.
Kapoi, Karey Anne K.	Vares, Lisa O.
Kawamura, Georgina K.	Werth, Hannah K.
Kincaid, Max Jr.	Williams, Michael L.
Kuoha, Keoni J.	

b. Communication Items: **NONE**

5. Announcements – **NONE**

6. Next Meeting - **May 12, 2021, 12:30 PM, Online Only via BlueJeans**

7. Adjournment of Executive Session

