

MAUI COUNTY BOARD OF ETHICS

200 S. High St.
Wailuku, HI

RECEIVED

AMENDED AGENDA

(HYPERLINKS TO MEETING MATERIALS ADDED)

2021 MAY 10 PM 3:16

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

MEMBERS: **Chair:** Geraldine Lewis, **Vice-Chair:** Donna Clayton, **Secretary:** David Weiss, Seward Akahi, William Curtis, Jr., 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 An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify.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. Approval of Minutes – None
4. Public Testimony
5. Old Business
 - a. Financial Disclosure Statements
 - i. Faumu, Tivoli S. (FDS)
 - b. Review and approval of Advisory Opinion No. 21A-03 from BATANGAN, KAUANOE, Maui Charter Commission member and a Senior Associate project manager with Munekiyo Hiraga, requested an opinion 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. (Advisory Opinion)
 - c. Communication Items: **NONE**
 - d. Presentation by Kristina Toshikiyo, Deputy Corporation Counsel on, “Rules that govern the Board of Ethics.”
 - e. Update from the Permitted Interaction Group (“PIG”) regarding recommended revisions and/or amendment of the Maui County Board of Ethics Financial Disclosure Statement (“FDS”) Subchapter 4 Financial Disclosures §04-101-43 Filing Deadline., §04-101-48 Late Filings (a), and §04-101-49 Penalties. (a), (b)(2)(A).e.
 - f. Discussion and proposed amendments to County Charter for submission to Maui Charter Commission.
6. New Business
 - a. Financial Disclosure Statements (“FDS”) Elected & Appointed Officers

Elected & Appointed (FDS)
Agawa, Shayne R.
Baz, Sananda K.
Dagdag-Andaya, Rowena M.
Molina, Jordan K.K.
Nakagawa, Eric A.
Peters, Karla H.
Silva, Layne N.
Thyne, David C

- b. Lobbyist – Registration, Amended, or Resignation: ([Registration](#))

Registration
Dooley, Joseph
Fisher, Duane
Jacobson, Stephen
Middleton, Tyler

7. Announcements – **NONE**
8. Schedule next meeting date and discuss agenda Items for meeting
June 09, 2021 at 12:30 PM, Online Only via BlueJeans
9. 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 – None
3. Old Business
 - a. Financial Disclosure Statements: Boards & Commission:

DeLeon, David P.
Deslauriers, Paul C.
Merchasin, Marcus D.
Olson, Ashley S.
Williams, Michael L.

- b. Review of draft letter regarding Complaint No. 21-01 Respondent – former member of Maui Redevelopment Agency, for non-payment of penalties assessed on March 10, 2021, owing on April 13, 2021.
 - c. Communication Items: **NONE**

4. New Business

- a. Chair's report and recommendation on Complaint No. 21-06 by a member of the public against a County employee alleging a violation of Section 10-4.1.(C), of the Revised Charter of the County of Maui, Code of Ethics (1983), as amended.
 - b. Financial Disclosure Statements Boards and Commissions:

Albino, Louella 'Ō	Machado, Colette Y.
Almeida, Alan J.	Martin, Peter K.
Andrion, Roberto R.	Nakama, Grant T.
Baltazar, Emmanuel Alegre	Nobriga, Buddy James M.A.
Bolosan, Leon S.	O'Neil, Patrick D.
Boswell, James Aaron W.	Pali, Kellie R.N.
Buchanan, Lori L.	Parker, Scott K.
Franklin, Carolyn M.	Poepoe, Laakea K.

Fujiwara, Dawnalyn	Ruidas, Stanley
Grove, Elizabeth A.	Samonte, Shirley A.
Hipolito, Melvin Jr., E.	Spencer, Emily A.K.
Ho, Andrew S	Tackett, Christian B.
Johnson, Russell E.	Takayama, Blake T.
Kanahele, Daniel K.	Tancayo, Travis K.
Lanias, Stanford K.	TauTau Pele, John P.
Lee-Greig, Tanya L.	Thomson, Dale L.
Lundberg, Gregg A.	

- b. Notification of non-receipt of 2021 Financial Disclosure Statements and discussion of action by the Board.

Del Rosario, Brenda Michelle
De la Cruz, Andrew
Egge, Trisha
Frampton, Dean
Redeker, Mark
Sarich, Brandis
Williams, Jason

- c. Communication Item: May 03, 2021 receipt of FDS forms from commissioners of the Healing Solutions for Homelessness Commission. Members of this commission are not required to submit FDS forms according to the Maui County Code Chapter 2.56 – Code of Ethics, §2.56.060 Financial disclosure statements. (A)(3). Board of Ethics members are not authorized to review.

5. Announcements – **NONE**
6. Next Meeting - **June 09, 2021, 12:30 PM, Online Only via BlueJeans**
7. Adjournment of Executive Session