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FIRE AND PUBLIC SAFETY COMMISSION

COUNTY OF MAUI

TRANSCRIPT OF PROCEEDINGS

REGULAR MEETING

Held via BlueJeans, commencing at 10:00 a.m., on
August 19, 2021.

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

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ATTENDANCE

COMMISSION MEMBERS PRESENT:

- Kyle Ginoza, Chair
- Lisa Vares, Vice Chair
- Gregg Lundberg, Member
- Dwight Burns, Member
- Donna Sterling, Member
- Punahuele Alcon, Member
- Max Kincaid, Jr., Member
- Dylan Andrion, Member

STAFF:

- Michael Werner, Assistant Chief
- Richard Kawasaki, Assistant Fire Chief
- Moana Lutey Corporation Counsel
- Gary Murai, Deputy Corporation Counsel
- Richelle Wakamatsu, Commission Secretary
- Misty Cordeiro, Office Operations Assistant
- Herman Andaya, Maui Emergency Management Agency

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(August 19, 2021, 10:00 a.m.)

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CHAIR GINOZA: Good morning. Today is August 19th, and this is the fire and public safety commission meeting for August 2021. My name is Kyle Ginoza; I'm chair of the commission. I'd like to start off by calling the meeting to order and start off with roll call.

So Vice Chair Lisa Vares.

VICE CHAIR VARES: (Gesturing.)

CHAIR GINOZA: Hi, Lisa.

Gregg Lundberg.

COMMISSIONER LUNDBERG: Here. Thank you.

CHAIR GINOZA: Thank you, Gregg.

Dwight Burns.

COMMISSIONER BURNS: Here.

CHAIR GINOZA: Hi, Dwight.

COMMISSIONER BURNS: Good morning.

CHAIR GINOZA: Good morning.

Is Donna on? Okay. No Donna.

Punahuele Alcon.

COMMISSIONER ALCON: Here.

CHAIR GINOZA: Hi, Punahuele.

COMMISSIONER ALCON: Howzit?

CHAIR GINOZA: Max Kincaid, Jr.

COMMISSIONER KINCAID: Here.

1 CHAIR GINOZA: Hi, Max.

2 COMMISSIONER KINCAID: Hi.

3 CHAIR GINOZA: Dylan Andrion.

4 COMMISSIONER ANDRION: Present.

5 CHAIR GINOZA: Thank you, Dylan.

6 We also have -- Chief Werner, could you mention
7 who's in there with you? Or Chief Kawasaki, sorry, or either
8 one.

9 ASSISTANT CHIEF WERNER: Myself, Chief Werner, and
10 I've got Chief Kawasaki here. Richelle Wakamatsu is just out
11 of camera here, and Misty Cordeiro is out of camera.

12 CHAIR GINOZA: Okay. Great.

13 And I believe we have Moana Lutey and Gary Murai
14 from corporation counsel. Thank you for joining us.

15 And I believe we have Herman. I don't see a video,
16 but, Herman, is that you?

17 MEMA OFFICER ANDAYA: (Gesturing.)

18 CHAIR GINOZA: Okay. Thank you, Herman.

19 Is there anybody I failed to recognize as far as
20 resources?

21 (No response.)

22 CHAIR GINOZA: All right. Seeing none, let's move
23 on to public testimony. Is there anyone signed up to testify?

24 MS. WAKAMATSU: I don't have anyone signed up to
25 here, Kyle.

1 CHAIR GINOZA: Okay. Thank you.

2 Is there anybody on that wishes to testify? Please
3 speak up.

4 (No response.)

5 CHAIR GINOZA: All right. Seeing none, we'll close
6 public testimony.

7 I'd like to move on to the next agenda item, which
8 is under Herman, so, please, Herman, you have the floor.

9 MEMA OFFICER ANDAYA: Good morning, Mr. Chair,
10 Members of the Commission. Our EOC continues to be in partial
11 activation for COVID-19, and we have been activated now for
12 the past 500 days. We continue to provide support to the
13 department of health and the mayor's office in our COVID
14 response. We are seeing a surge in the number of confirmed
15 cases of COVID. We are working with the hospital and
16 monitoring the capacity. We are able to provide support to
17 the hospital need they -- should they implement their surge in
18 capacity plan. We are working with the DOH and our
19 vaccinators, and we continue to meet with them weekly. We are
20 working with DOH regarding our isolation and quarantine sites,
21 and we are also, because of the -- the surge in numbers, we
22 are looking at working with the mayor's office in respect to
23 surge testing. So there's a lot going on with respect to our
24 COVID response.

25 With respect to our office, we are -- our agency is

1 currently receiving training for crisis management software
2 that we recently purchased, and it's called EOC. This system
3 will enable our staff and partners to be better coordinated
4 with respect to our response efforts during an incident. This
5 software would enhance our ability to maintain a common
6 operating picture and encourage information sharing by
7 partners, and will assist us with our documentation efforts as
8 well. Currently, the EOC utilizes various ICS forms, and the
9 fire department is very familiar with this because they use
10 the incident command system as well, but we use these forms to
11 coordinate our efforts and our resources.

12 With respect to active shooter, we are currently
13 working with the department of education in creating a
14 tabletop exercise for our administrators and for our teachers,
15 and this exercise will help serve to validate their active
16 shooter plan as well as to ensure that the DOE employees are
17 familiar with the plan.

18 Lastly, as you know, Tropical Storm Linda, it used
19 to be Hurricane Linda yesterday, and now it's been downgraded
20 to tropical storm, and so this storm will be crossing the --
21 the 140 longitude tomorrow at -- at or about 11:00 a.m., and
22 so as such, we're having -- in fact, right now we're having a
23 VTC with HiEMA. This is our usually 140, 140 briefing for
24 Linda. Hurricane Linda should -- should weaken, should be
25 weakening, but it may come to -- close to Hawaii as a tropical

1 depression or tropical storm, and -- but it is tracking north
2 of the islands. And so, we're hoping that it'll continue to
3 weaken. They -- it no longer has an eye, it -- our sea
4 surface temperatures and our wind shears should -- should
5 weaken the storm even more, so we hope that's the case. But,
6 you know, as someone has told me, hope is not a plan, so we
7 will continue to plan as if it's -- as if it will impact the
8 islands. And, you know, we would really encourage our
9 community, communities to please prepare, create an emergency
10 kit, know what your plan will be in the event -- should the
11 storm hit us, and continue being informed.

12 That's all I have, Mr. Chair.

13 CHAIR GINOZA: Thank you, Herman.

14 Before we go for any questions or clarifications for
15 Herman, I see we have Donna joined us, so Commissioner
16 Sterling has joined us.

17 And after we go through MEMA, I see that I neglected
18 to do one agenda item, which is to approve the minutes.

19 MR. MURAI: The minutes.

20 CHAIR GINOZA: So we'll do that right after this.

21 Sorry about that.

22 Does any commissioner have any questions or need
23 clarification from Herman today?

24 (No response.)

25 CHAIR GINOZA: All right. Seeing none, thank you

1 very much, Herman, for your update. We really appreciate it.

2 And as I mentioned, sorry, can we go to the approval
3 of the last minutes from July 15th? Could I have a motion to
4 accept or approve the minutes?

5 COMMISSIONER BURNS: Motion to approve.

6 CHAIR GINOZA: Thank you, Dwight.

7 And a second?

8 VICE CHAIR VARES: Second.

9 CHAIR GINOZA: Thank you, Lisa.

10 So motion by Dwight, seconded by Lisa. Could
11 every -- if commissioners all agree, could you raise your hand
12 for approval?

13 COMMISSIONER ALCON: Yes. This is Puna.

14 CHAIR GINOZA: Okay. So unanimous, everybody
15 approves the minutes.

16 So let's move on to the fire department. Chief
17 Ventura isn't able to join us today because he's traveling on
18 vacation, and each member -- or each commissioner has the
19 reports from both what would be Fire 1's and Fire 2's reports,
20 and they're pretty standard with, you know, various meetings
21 with departments and such and the mayor. Unless anybody has
22 any questions, I mean, we have Fire 3 and Fire 4 in attendance
23 that could try to answer some of the questions, but they
24 weren't at the meetings, so -- does any commissioner have any
25 questions for Fire 1 or Fire 2's report today?

1 (No response.)

2 CHAIR GINOZA: Okay. Seeing none, I'd like to move
3 on to Chief Kawasaki.

4 ASSISTANT CHIEF KAWASAKI: Good morning, everybody.
5 Nothing really that much to report on our major incidents for
6 July. I don't know how we did it, but we got very fortunate
7 to get through July with some very windy days there with no
8 major brush fires. We had a couple of small ones only.

9 For our apparatus, all of our 2020 apparatus has
10 been received. As of last week, we just got our last two in
11 service, that would be Engine 3 for Lahaina and a mini truck
12 for Station 1 Wailuku. We are currently working on creating
13 our specifications to go to bid for our 2022 budget, which
14 is -- includes Engine 8 Lanai, Engine 13 Kula, a vehicle for
15 our BCs on the west side, and we also got awarded a CDBG grant
16 for Engine 7 for Hana and also a brush truck for Hoolehua on
17 Molokai.

18 Our training bureau are very busy with our Recruit
19 Class 37 that's currently in session. That started on
20 July 1st and is scheduled to graduate January 7th.

21 Ocean safety, they just started their recruit class
22 No. 2, that's only No. 2 because it's the second class since
23 they've been under fire. That class started on Monday this
24 week.

25 Other than that, that's all I have. Thank you.

1 CHAIR GINOZA: Thank you, Chief Kawasaki.

2 Does any commissioner have any questions for Chief
3 Kawasaki?

4 (No response.)

5 CHAIR GINOZA: Seeing none, I have a question. So I
6 want -- and I and maybe other commissioners would like to see,
7 like, some of these apparatuses at the various stations. Is
8 it best to coordinate directly with the station or through
9 you?

10 ASSISTANT CHIEF KAWASAKI: You can go through me,
11 and then I'll -- I can kind of refer you to what -- our newer
12 trucks and where they're located and all of that.

13 CHAIR GINOZA: Okay. Thank you.

14 ASSISTANT CHIEF KAWASAKI: Yeah. I'm gonna -- you
15 know, our newest brush trucks that we've been buying is this
16 FY50. It has, you know, good upward capability, it has -- it
17 carries 400 gallons of water, and it's a big lifted truck.
18 It's pretty impressive if you've seen it, but 41-inch tires
19 and it's -- it's great, but we haven't had any testing
20 it under (inaudible).

21 CHAIR GINOZA: Okay. Thank you.

22 Any commissioners have any questions?

23 COMMISSIONER STERLING: (Gesturing.)

24 CHAIR GINOZA: Yes, Donna.

25 COMMISSIONER STERLING: Chief Kawasaki, on 9/11, the

1 ceremony that we were invited to at 10, Engine 10, will some
2 of the apparatus vehicles be there for -- to look at?

3 ASSISTANT CHIEF KAWASAKI: Yeah. The brush truck
4 that I'm talking about is -- we have one here at Kahului, and
5 you guys also have access to all of the rest of the vehicles
6 that are here. We have, you know, Engine -- Engine 10, rescue
7 10, Hazmat, the boat is also here, yeah, so you guys can look
8 at those trucks then.

9 COMMISSIONER STERLING: (Gesturing.)

10 MR. MURAI: Mr. Chair.

11 CHAIR GINOZA: Yes, Gary.

12 MR. MURAI: If -- we need to think about how -- if
13 there's gonna be any -- you know, if the commission is going
14 to be inspecting any equipment or, you know, watching any kind
15 of demonstration, we need to be careful in how we set that up
16 because it may be construed to be a meeting under the Sunshine
17 Law. And if it is, we may have to treat it as like a -- like
18 a site visit. So that is coming up pretty soon, so we
19 probably shouldn't commit to anything today, but we should
20 talk about it.

21 CHAIR GINOZA: Okay. Thank you. Yeah, I was asking
22 more in the context of I just wanted to go visit them, see
23 what these vehicles are.

24 MR. MURAI: Right. Individual, you know,
25 commissioners, that would be okay, but if it's more than --

1 say more than two --

2 CHAIR GINOZA: Yes.

3 MR. MURAI: -- to make sure we set it up correctly.

4 CHAIR GINOZA: Absolutely. Thank you for the
5 clarification.

6 Any other questions from commissioners?

7 COMMISSIONER KINCAID: What are the possibilities of
8 the fire department doing some videos on the machine?

9 CHAIR GINOZA: Thank you, Max.

10 ASSISTANT CHIEF KAWASAKI: Yeah, we could definitely
11 do that and what -- I would just need to know what you guys
12 want to see, how you guys -- we could send you guys some
13 videos of our, you know, guys using the truck for training or
14 even on fires.

15 COMMISSIONER KINCAID: Just for training at this
16 point is fine.

17 ASSISTANT CHIEF KAWASAKI: Okay. We can do that.

18 CHAIR GINOZA: Great. Thank you, Max.

19 Any other questions?

20 (No response.)

21 CHAIR GINOZA: All right. Seeing none, thank you,
22 Chief Kawasaki. Before --

23 ASSISTANT CHIEF KAWASAKI: One thing, just getting
24 back --

25 CHAIR GINOZA: Yes.

1 ASSISTANT CHIEF KAWASAKI: -- to your question
2 there, I'll be gone the whole month of September, so Chief
3 Lindo will be filling in for my spot, so if you have to -- if
4 you want to set up something, you can contact him during
5 September.

6 CHAIR GINOZA: Okay. Thank you.

7 ASSISTANT CHIEF KAWASAKI: I'll be back in October.

8 CHAIR GINOZA: Thank you.

9 Chief Werner.

10 ASSISTANT CHIEF WERNER: Good morning. For my
11 report, I'll start with the fire prevention bureau. In the
12 highlights, one of the big things they accomplished was the --
13 they finished the county amendments for the fire code, and so
14 those recommendations have been given to administration and
15 corp. counsel to review. There's a lot of uniform fire codes
16 out there or models of the fire code out there, and this last
17 year, they moved to a different fire code, which is NFPA1, and
18 then the state fire council met with all of the counties to
19 make amendments to that and then adopt the state fire code.
20 And then after that was adopted, the -- each county has 18
21 months to create their own changes to the fire code and adopt
22 it. So it was a big task for them; it's quite a -- quite a
23 book, so they've completed that, and we're looking at that
24 right now and getting ready to adopt those amendments.

25 They also made a big change to the explosives

1 permits, which I thought was a really good idea. They've got
2 a process now where anyplace that is granted a permit to store
3 explosives, all three engine companies and the hazmat company
4 in the district where they're stored will go out and do a site
5 inspection to see exactly where they have those explosives and
6 how much is there and then they'll come up with a plan to deal
7 with any calls that happen in that area.

8 Again, they made a very strong effort to get plans
9 reviewed, and they're still continuing to work towards the
10 goal of getting MAPPS ready for the go-live date of October.

11 Pub ed, we were starting to do more pub ed, but with
12 the cases ramping up again, we're doing that on a case-by-case
13 basis. They did go over to Lanai, MPD put on a fair over
14 there, and we did the -- the keiki IDs.

15 And that's it for fire prevention bureau.

16 Health and safety bureau, they completed a draft of
17 the update of the respiratory protection manual, they
18 submitted that to admin. for review, so we're taking a look at
19 that. HIOSH did a second round of surprise visits. We met
20 with corp. counsel, they were great about preparing us for
21 that and making sure that we had a process in place in order
22 to deal with any inspections.

23 And then, again, preparing for the ramp-up of cases
24 which we have had, we've gotten all of our PPE for medical
25 response. The department has up to six months' worth if we --

1 And then moving on to the budget planning and
2 appropriations committee, our performance measures to the
3 fourth-quarter report was submitted to the budget office, and
4 all of our direction has been given to start procuring all of
5 the budget items for the FY '22, then we are now getting ready
6 to prepare for the FY '23 budget.

7 That's everything I have for you folks. Happy to
8 answer any questions.

9 CHAIR GINOZA: Thank you, Chief Werner.

10 Does any commissioner have any questions?

11 COMMISSIONER STERLING: (Gesturing.)

12 CHAIR GINOZA: Yes, Donna.

13 COMMISSIONER STERLING: Thank you, Chair. You know,
14 I just want to make a comment on -- in doing my research and
15 spending time, I really recommend all commissioners and all
16 staff to really go through this book, the book that came out.
17 It has some history I didn't know about the fire department
18 and morphed into the health and public (inaudible) for Maui
19 fire. I mean, this is really informative but important to the
20 basis of our -- our fire department going back to 1930
21 something. So that's --

22 COMMISSIONER KINCAID: Let me call you back. I'm in
23 a meeting. Yeah, bye.

24 COMMISSIONER STERLING: Yeah. So that's all, Chair,
25 just a comment. Thank you.

1 CHAIR GINOZA: Thank you, Donna.

2 Any other questions from -- or comments from
3 commissioners?

4 (No response.)

5 CHAIR GINOZA: All right. Seeing none, thank you,
6 Chief Kawasaki and Chief Werner.

7 I'd like to move on to the next agenda item in --
8 under New Business, which is the Temporary Investigative Group
9 Report and Recommendations. And I believe Lisa will be
10 speaking on behalf of the TIG. Lisa.

11 VICE CHAIR VARES: Good morning, everybody. So our
12 newest update for the (inaudible) --

13 CHAIR GINOZA: Lisa, we cannot hear you, so I think
14 maybe it's better to just go without video.

15 VICE CHAIR VARES: Oh, yeah. Better?

16 CHAIR GINOZA: Yes.

17 VICE CHAIR VARES: Is that better? Okay. Great.

18 All right. Good morning, everybody. I'm gonna
19 start again. So our update for the temporary investigative
20 group for the candidates for fire chief. The TIG has received
21 four applications; three were deemed to have met the minimum
22 qualifications, one was deemed ineligible. We will be
23 forwarding those three names to the full commission. The
24 names of the finalists are not gonna be closed publicly until
25 after the full commission receives them and the finalists are

1 notified. And it may be via press release; it may be via --
2 actually, on one of these meetings, we're not quite sure yet.
3 We're not gonna be making any recommendations regarding
4 scheduling or dates just yet because I'd actually like to
5 discuss that as a full committee, a full commission, not just
6 the TIG making recommendations on that.

7 On Item 7E, the temporary investigative (inaudible)
8 main job was to weed out the candidates to finalists, and
9 we've done that. And I believe that we'll probably -- unless
10 anyone has any other thoughts, I don't believe the -- the TIG
11 is needed anymore, we can just move back to the regular
12 commission when discussing these items. If the -- if our work
13 as a temporary investigative group is done, then I'd like to
14 discuss with the rest of the commission if they're okay with
15 dissolving the TIG or if anybody wants to -- us to keep at it
16 for any reason.

17 Any input or any questions about that?

18 COMMISSIONER LUNDBERG: Lisa, this is Gregg.

19 VICE CHAIR VARES: Yes, hi.

20 COMMISSIONER LUNDBERG: Hi. A couple things for a
21 suggestion. One is I totally agree with you to dissolve the
22 TIG. TIGs are usually important when we have 10, 15, 20
23 candidates, and we really only had four candidates, of which,
24 as you stated, one doesn't qualify due to their residency,
25 which leaves us three candidates. That's very manageable by

1 the commission as a whole, so I would definitely suggest that
2 we support your decision and recommendation in dissolving the
3 TIG.

4 VICE CHAIR VARES: Great. Thank you. I -- really,
5 the main reasoning behind it is so that we can move forward
6 more efficiently. With the TIG, every single recommendation
7 we make, whether it be a schedule or a date to make the --
8 schedule the interviews or whatnot, every single
9 recommendation we make requires another meeting. I'd like to
10 cut that out of the process and then get us moving forward
11 efficiently again.

12 Gregg, did you have anything else? Was that just
13 the one?

14 COMMISSIONER LUNDBERG: Oh, no, I'm sorry, the
15 second one was I spent an hour and a half, almost two hours
16 down at Gary's office this week going through the resumes and
17 the critical information. If you haven't done that, I think
18 that we should -- should; otherwise, you don't really have any
19 ideas on who you're voting for. And I also, in talking with
20 Gary -- and, Gary, I'll defer to you for the legalese, but is
21 there a way we can open something up so that we don't have to
22 go down to your office in corp. counsel and sit in the
23 conference room? Is there a way that we can email or set up a
24 B drive or something so people can get into the -- and access
25 the information without coming down to your office?

1 MR. MURAI: Mr. Chair, can I respond?

2 CHAIR GINOZA: Go ahead, Gary.

3 MR. MURAI: Yeah, Commissioner Lundberg, we are --
4 well, it's up to the commissioners how they want to review the
5 documents. And, you know, just so -- for every -- just to
6 remind folks, in order to protect the integrity of the
7 process, you know -- you know, well, these are all
8 confidential documents at this point, and so commissioners
9 have options. We can set it up so that commissioners -- we
10 can place them on a platform, on a secure platform where
11 commissioners can access them, you know, remotely. And this
12 would be especially important for our commissioners from
13 Molokai and Lanai or -- or who are unable to come into the
14 county building. And, of course, the option of coming into
15 the county building itself is also a possibility.

16 Now, when the commissioners meet to interview and
17 deliberate, certainly, the -- those documents will be
18 available and -- as a hard copy, you know, in case we are
19 meeting in person, or available some other way if we are doing
20 this remotely.

21 CHAIR GINOZA: Anything else?

22 COMMISSIONER LUNDBERG: Gary, was that a yes? Was
23 that a yes? That was a long-winded yes.

24 MR. MURAI: I'm taking -- I took a long time to say
25 it's up to you folks, and if you folks want to, you know --

1 well, it's up to you folks. The logistics of it, perhaps we
2 can have that discussion once we know more about the -- what
3 platform we're using, but the answer is yes.

4 COMMISSIONER LUNDBERG: Okay, great. Yeah, I just
5 think that for everybody to get access to it without having to
6 come down would be important.

7 And the next point I've got, Lisa, just as a
8 question, and maybe it's for Gary, can we schedule special
9 meetings and special sessions as opposed to waiting for the
10 next full commission hearing or meeting? 'Cause, we've gotta
11 get this process going and --

12 MR. MURAI: The answer is -- Commissioner Lundberg,
13 the answer is yes. You know, we traditionally or typically
14 meet on the third Thursday of the month, there's -- you know,
15 and usually when we schedule a meeting, you know, special
16 meetings or meetings that are not part of our regular routine,
17 usually our biggest impediment is finding the room because,
18 you know, the -- where we normally meet, you know, at the fire
19 department, sometimes the room is booked on different days.
20 Now that we're doing this mostly on BlueJeans, it can be just
21 about any time that -- that the commissioners are available
22 and staff is available.

23 So for the sake of discussion, you know, one thing
24 that Vice Chair Vares told us earlier was that the TIG has --
25 is going to be recommending the list of finalists to the full

1 commission at the next meeting, and we don't want to wait for
2 a month for that, so if you are so inclined, you can -- you
3 can meet, say, in two weeks, as long as people are available
4 and staff are available. Now, you know -- and because the
5 scope of the meeting will be, you know, narrow, like, for
6 example, you know, we don't -- we won't -- we won't be having
7 a report from -- you know, from MEMA, we're not expecting, you
8 know, reports from administration, so, you know, the -- the
9 scheduling is less -- less cumbersome.

10 VICE CHAIR VARES: May I?

11 CHAIR GINOZA: Yes, Lisa.

12 VICE CHAIR VARES: Yes. I definitely agree, Gary,
13 and our next item is slipping into executive session to
14 discuss a few things that will be a little more sensitive in
15 nature, but prior to that, I'd like to let you know that we've
16 actually been moving forward every week as this process goes.
17 The TIG received the applications, and then our next mission
18 was to notify -- well, was to draft a request for records and
19 documentation, which we had to draft and we then sent out --
20 or is about to be sent out, but we do have some absences,
21 incurable absences. But once those get out to the candidates,
22 they will be responding with those -- hopefully responding
23 with yes, we will allow the commission to inquire into our
24 records, we'll get into the records as the full commission,
25 and then move forward as quickly as possible from there and

1 we'll definitely get a -- another meeting set up ASAP. Does
2 that answer your question?

3 COMMISSIONER LUNDBERG: I think it does. Thank you.

4 VICE CHAIR VARES: Okay. Good.

5 COMMISSIONER ALCON: I have a --

6 COMMISSIONER LUNDBERG: I think the report card is
7 that --

8 COMMISSIONER ALCON: Oh, go ahead.

9 COMMISSIONER LUNDBERG: Oh, I'm sorry, go ahead.

10 COMMISSIONER ALCON: I have a question for Gary. I
11 forwarded to you a bunch of testimony from Molokai community
12 members pertaining to this subject. What can I report back to
13 them?

14 MR. MURAI: Well, you can tell -- Commissioner
15 Alcon, you can tell those folks that the commission has
16 received them and that they -- you know, for the commissioners
17 who have reviewed the files, they've seen them, and for the
18 commissioners who have yet to review the applications and all
19 of the testimony that's been received, that will be available
20 to them as well. So every scrap of paper, every communication
21 from the public regarding, you know, the appointment of the
22 next chief is collected into one -- you know, one binder and
23 it will be available for the commissioners.

24 COMMISSIONER ALCON: Thank you.

25 And thank you, Gregg, for bringing up the idea of

1 providing outer island people access to this information
2 because I can't make it to Maui to go and review applications
3 at the county building.

4 COMMISSIONER LUNDBERG: Yeah. Thank you.

5 CHAIR GINOZA: Are there any other questions for
6 Lisa as part of the TIG? Because kind of procedurally, I want
7 to make sure to get some input as far as whether people would
8 like to have, as Gary mentioned, you know, either just having
9 a secure location to be able to access the applications --
10 that's my preference, if you have some Dropbox, I'd rather not
11 have paper that I have to deal with afterward about disposing
12 of it, so my preference is to be able to have a -- some kind
13 of online platform. But, also, we need to finalize a decision
14 on whether or not we get -- have a motion to dissolve the TIG.
15 We'll also talk about kind of a tentative schedule and, like
16 Gregg had alluded -- or had mentioned, I -- my preference is
17 to have another meeting in the next week or so after --
18 basically, we have to notice the meeting, so it has to be at
19 least a week from now, but we need another regular meeting to
20 accept the recommendations of the TIG, approve the
21 recommendations of the TIG, as well as we made an inquiry as
22 to whether or not we can have in-person interview meetings or
23 if they have to be virtual or -- you know, we have a
24 discussion with Max and with Punahale about if they'd be -- if
25 we can have an in-person meeting, whether they would be able

1 to come over for them or if we'd have to set up some kind of
2 hybrid system, so -- as well as kind of just to figure out in
3 executive session the -- the interview questions and
4 protocols. So perhaps, Lisa, not to take over for your
5 discussion, but can we -- I mean, what is -- what are
6 commissioners' preferences as far as getting access to the
7 applications or any documentation, as Gary had mentioned? Is
8 anybody requiring something other than an online platform to
9 be able to view the documents?

10 (No response.)

11 VICE CHAIR VARES: Online would be wonderful.

12 CHAIR GINOZA: Okay. So, Gary, is that something
13 that you could kind of set up in your department so that
14 commissioners could access the information remotely?

15 MR. MURAI: Yes. Yeah, the answer is yes.

16 CHAIR GINOZA: Okay. Thank you.

17 And, also, do we need further discussion as far as
18 what the TIG has provided or whether there is a need to
19 continue the TIG?

20 COMMISSIONER LUNDBERG: I would -- I would recommend
21 that we dissolve the TIG.

22 CHAIR GINOZA: Okay.

23 COMMISSIONER LUNDBERG: Otherwise, it's just gonna
24 be that many more meetings we need to have to process out
25 through the TIG rules. So the sooner we get out of it, the

1 sooner we --

2 CHAIR GINOZA: So is that a motion?

3 COMMISSIONER LUNDBERG: I make a motion to dissolve
4 the TIG. Yes, that's a -- that's a motion. Sorry, Lisa.

5 VICE CHAIR VARES: I second it.

6 CHAIR GINOZA: Okay. Moved by Gregg and seconded by
7 Lisa. All in favor, raise your hand.

8 (Response.)

9 COMMISSIONER ALCON: Yes.

10 CHAIR GINOZA: Okay. It looks like it's unanimous
11 that we will dissolve the TIG.

12 As far as scheduling another meeting to be able to
13 decide whether to approve the recommendations of the TIG,
14 would -- I mean, is there a recommendation of when people are
15 available to meet, a day like -- it has to be at least a week
16 from now in order to notice, so say maybe like next week
17 Monday or Tuesday, would that work for a regular meeting
18 which -- so I would think that it would -- basically, the
19 agenda items would be public testimony and approving the
20 recommendations of the TIG. Would that --

21 COMMISSIONER LUNDBERG: Do we need to go into
22 executive -- Kyle, do we need to go into executive session to
23 receive the TIG recommendations?

24 CHAIR GINOZA: I don't believe so. Gary?

25 MR. MURAI: Actually, you know, we have an executive

1 session scheduled for -- as the next agenda item, where
2 we'll -- where we will be discussing things that, as a matter
3 of law, have to be kept, you know -- well, to -- again, you
4 know, in the next session we'll be talking about things like,
5 you know, the interview questions, scoring sheets, and things
6 like that that cannot be disclosed prematurely. So I would
7 suggest we wait until we get into executive session.

8 CHAIR GINOZA: Okay.

9 COMMISSIONER STERLING: Chair.

10 CHAIR GINOZA: As far as -- wait until -- wait until
11 executive session to schedule -- to develop a schedule?

12 MR. MURAI: Oh, no, no, no. I'm sorry. Maybe I
13 misunderstood the question. As far as developing the
14 schedule, you can do that -- we should probably do that at the
15 next meeting and put that on the agenda, and that can be done
16 in an open session.

17 CHAIR GINOZA: Okay. Donna.

18 COMMISSIONER STERLING: Yeah, that -- yeah, so,
19 Gary, that's where I was going is if we were to schedule
20 something for next week Monday, we could -- darn it. Let me
21 get my -- then we could maybe do the agenda and then add the
22 executive session at the end and discuss the process and the
23 issues just to speed things up.

24 MR. MURAI: Actually, you know what, Commissioner
25 Sterling, the first thing I want to comment is, you know,

1 because the law requires us to post our agenda a minimum of
2 six days prior to the meeting, I think as -- and tomorrow's a
3 holiday. So as a practical matter, I would think that the
4 earliest date we could meet would be Monday, the 30th, not
5 next week, Monday, the 23rd.

6 COMMISSIONER STERLING: That's good. Yeah,
7 that's -- I'm good for that. That's good, the 30th.

8 CHAIR GINOZA: Yes, that's what I meant. Sorry if I
9 misspoke and said next week Monday; I meant a week from
10 Monday.

11 MR. MURAI: And so, you know, the staff have to kind
12 of scramble a little bit. I'll work -- I'll work with the
13 staff and see if we can post on the 23rd or the 24th. The
14 latest we could post would probably be the twenty -- would be
15 the 24th.

16 VICE CHAIR VARES: Chair, if we could do that, that
17 would be -- that would be excellent.

18 MR. MURAI: So maybe, Mr. Chair, you could
19 informally ask the members whether we at least have a quorum
20 to meet on the 30th.

21 CHAIR GINOZA: Sure. Is -- is everybody available
22 on the 30th?

23 VICE CHAIR VARES: Yes.

24 COMMISSIONER LUNDBERG: Yes.

25 COMMISSIONER STERLING: Yes.

1 CHAIR GINOZA: Well, is anybody not available on the
2 30th?

3 (No response.)

4 CHAIR GINOZA: Okay. At, say, ten o'clock.

5 MR. MURAI: Yeah.

6 VICE CHAIR VARES: Yes.

7 COMMISSIONER STERLING: That's good.

8 CHAIR GINOZA: Okay. So we'll plan on trying to
9 reconvene or have a -- have a regular meeting on the 30th
10 where we'll discuss -- we'll have public testimony, we'll have
11 deciding whether or not to approve the recommendations of the
12 TIG, to -- to flesh out a schedule going forward as far as --
13 hopefully by that time corp. counsel will have figured out a
14 way for us to access applications, and then we can decide
15 procedurally, you know, when we would schedule interviews and
16 decide that way, so, yes.

17 Does anybody have questions about what we would
18 basically -- kind of the schedule or the process at this
19 point?

20 COMMISSIONER LUNDBERG: No. Sounds good.

21 CHAIR GINOZA: Okay. So seeing none, I -- can --
22 the next -- the next item on our agenda is executive session,
23 and I believe we have to have a motion, and six members agree
24 that we would go into executive session. Is that right, Gary?

25 MR. MURAI: Yeah. Mr. Chair, so you need a motion,

1 and the motion would be to go into executive session, and the
2 legal authority to do that would be HRS Chapter 92-5. And the
3 motion requires six votes. And once we go into -- once the --
4 if -- assuming the executive session is approved, I don't
5 think we set up a separate executive session link, so I
6 believe what -- I'm not sure if Richelle or Misty's gonna do
7 this, but they're going to lock the meeting so that -- and
8 kick everybody else out except the commissioners, me, and I'm
9 not sure whether Misty is on the call, but Misty is acting as
10 our staffer who will be assisting us, so -- I don't know,
11 Richelle, are you on?

12 MS. WAKAMATSU: Yes. And Misty is present to help
13 us set up the executive session, and then I'll leave and
14 she'll take over.

15 MR. MURAI: Okay, great.

16 VICE CHAIR VARES: Okay. So --

17 MR. MURAI: Kyle, do you have everything you need?

18 CHAIR GINOZA: So, Gary, just -- just for clarity
19 for others listening, so if we have a motion and enough people
20 to warrant going into executive session, once we come back
21 out, is it -- is there gonna be anything that we would discuss
22 further in open session, or would it -- would coming back into
23 the regular meeting really be just to --

24 VICE CHAIR VARES: Adjourn.

25 CHAIR GINOZA: -- adjourn the meeting?

1 MR. MURAI: Well --

2 CHAIR GINOZA: Basically, is it worth -- worth it
3 for members of the public to wait around?

4 MR. MURAI: I can't say, that would be up to them.
5 But depending on the action taken in executive session, some
6 actions may need to be ratified, but that -- but other than
7 that, you know, I don't see anything else on the agenda, we
8 would be pretty much pau. And if we come back into a regular
9 session, it may be just to ratify the actions taken in
10 executive session, if there are any, and just adjourn the --
11 adjourn the regular session meeting.

12 CHAIR GINOZA: Okay.

13 MR. MURAI: It's up to folks if they want to wait
14 or -- or whatever they want to do.

15 CHAIR GINOZA: Okay. Thank you.

16 Does --

17 VICE CHAIR VARES: Chair.

18 CHAIR GINOZA: Yes.

19 VICE CHAIR VARES: May I go ahead and move that the
20 commission go into executive session?

21 CHAIR GINOZA: Yes. Thank you.

22 VICE CHAIR VARES: Great. So pursuant to HRS
23 Chapter 92.5, I'd like to move the commission into executive
24 session in order to discussion the hiring of the fire chief
25 and to formulate the interview questions and the scoring

1 points.

2 CHAIR GINOZA: Thank you, Lisa. Do I have a second?

3 COMMISSIONER STERLING: Second.

4 CHAIR GINOZA: Second by Donna. I need to make sure
5 there are six, so I'll just go down the line to see if people
6 are -- approve going into executive session. So Lisa said
7 yes.

8 Gregg.

9 COMMISSIONER LUNDBERG: Yes.

10 CHAIR GINOZA: Okay. Dwight.

11 COMMISSIONER BURNS: Yes.

12 CHAIR GINOZA: Okay. Donna seconded.

13 So Puna.

14 COMMISSIONER ALCON: Yes.

15 CHAIR GINOZA: Max.

16 COMMISSIONER KINCAID: Yes.

17 CHAIR GINOZA: And Dylan. I think Dylan had to
18 leave the meeting.

19 So we have eight out of nine, so we have the
20 required six. So I'd like to recess the regular meeting to be
21 able to go into executive session. So I don't know -- I don't
22 know what goes on now in order to do that.

23 COMMISSIONER LUNDBERG: You need a gavel.

24 COMMISSIONER STERLING: Done.

25 (Pause in Proceedings: 10:48 a.m.-11:30 a.m.)

1 CHAIR GINOZA: Good morning. It's 11:30 on
2 August 19th, and I'd like to reconvene the fire and public
3 safety commission meeting. I'd like to give Gary Murai the
4 floor.

5 MR. MURAI: Okay. Thank you, Mr. Chair. Mr. Chair,
6 so just to summarize what the commission did in executive
7 session, the commission discussed the nature and the format
8 for posing interview questions. We also discussed the
9 preparation of the scoring sheets. We discussed how the --
10 you know, how the commission is going to agree on the -- the
11 final questions. I believe commissioners will all be
12 submitting their own questions if they wish. Other than that,
13 though, no -- no other action was taken by the -- by the
14 commission, and there were no -- there were no actions that
15 needed to be voted on or approved. So, anyway -- and my
16 understanding is that at the next meeting, which would be --
17 which is scheduled for -- for the 30th, August 30th, Monday,
18 this matter -- these matters will be addressed again as well.
19 Or finalized, rather. If that accurately sums up what we did,
20 I believe we are -- we are pau.

21 CHAIR GINOZA: Okay. Thank you, Gary.
22 Does anybody from any questions or clarification?

23 (No response.)

24 CHAIR GINOZA: If not, could I have a motion to
25 adjourn the meeting?

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COMMISSIONER KINCAID: Motion to adjourn.

CHAIR GINOZA: Thank you, Dwight.

Second?

COMMISSIONER KINCAID: (Gesturing.)

CHAIR GINOZA: Thank you, Max.

All in favor, raise your hand.

(Response.)

CHAIR GINOZA: Great. Thank you so much, everybody,
for your time today, and we will see each other in a week and
a half. Enjoy the rest of the week. Thank you.

(The proceedings were adjourned at 11:33 a.m.)

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C E R T I F I C A T E

STATE OF HAWAII)
) SS.
COUNTY OF MAUI)

I, Sandra J. Gran, Certified Shorthand Reporter for
the State of Hawaii, hereby certify that on August 19, 2021,
at 10:00 a.m., the proceedings were taken down by me in
machine shorthand and was thereafter reduced to typewritten
form under my supervision; that the foregoing represents, to
the best of my ability, a true and correct transcript of the
proceedings had in the foregoing matter.

I further certify that I am not an attorney for any
of the parties hereto, nor in any way concerned with the
cause.

DATED this 31st day of August, 2021, in Maui,
Hawaii.



Sandra J. Gran, RPR
Hawaii CSR 424