



## MAUI COUNTY BOARD OF ETHICS

c/o Department of the Corporation Counsel

200 S. High St., 3<sup>rd</sup> Floor

Wailuku, HI 96793

Phone: (808) 270-7740 FAX: (808) 270-7152

E-mail: [boardofethics@mauicounty.gov](mailto:boardofethics@mauicounty.gov)

Webpage: <https://mauicounty.gov/170/Board-of-Ethics>

---

### AGENDA

Documents related to agenda items listed are hyperlinked and also available on the Board's website <https://mauicounty.gov/DocumentCenter/Index/5092>

PURSUANT TO CHAPTERS 91 AND 92, HAWAII REVISED STATUTES, AS AMENDED NOTICE IS HEREBY GIVEN OF A REMOTE PUBLIC MEETING OF THE MAUI COUNTY BOARD OF ETHICS.

**DATE: March 22, 2023**

**TIME: 12:30 p.m.**

BOARD MEMBERS: David Weiss (Chair), William Curtis, Jr. (Vice-Chair), Geraldine Lewis (Secretary), Kelly Lanilei Maluo-Pearson, Scott Parker, Kathryn Reeves Shroder, Steven Sturdevant, Shanna Willing, *Vacant*

PHYSICAL LOCATION: Members of the public may observe the remote meeting or testify in-person using audio/visual technology at the, Planning Department Conference Room, 250 S. High St., Kalana Pakui Bldg., Wailuku, Hawaii 96793  
Board members may not be physically present at this location.

REMOTE MEETING LOCATION: Interactive conference technology via BlueJeans. To view and/or provide testimony via computer or mobile device, log onto [www.bluejeans.com](http://www.bluejeans.com) and enter **Meeting ID: 997420720** or use the meeting link, <https://maui.bluejeans.com/997420720>

PHONE ACCESS: To listen to the meeting or provide testimony via phone dial 1-408-915-6290 (toll-free) and enter Meeting ID: 997420720  
Testifiers via phone will be called after video testimony has concluded.

### TESTIMONY PROCEDURES

Oral or written testimony on any agenda item will be accepted.

Testimony will be taken at the beginning of the meeting and when each item is deliberated. Testifiers may only testify once per item.

Testifiers are to provide your name and the agenda item number testifying on.

Testifiers are limited to three (3) minutes to testify per each agenda item. If unable to conclude, testifier may request additional time; time limits for testimony may be modified and approved by a majority of the Board.

IN-PERSON TESTIMONY: Sign-up at the physical location. Testifiers will be called upon after video and phone testimony has been heard.

REMOTE TESTIMONY: Testifiers via video may sign-up using the Chat function by sending a Direct Message to the Board Secretary, signifying your intention to testify. Testimony shall not be submitted within the Chat function, the Chat function may not be used to contact Board members, or other meeting participants, for commenting on the agenda items, or other matters. Individuals may be disconnected from the meeting for breaking decorum.

All participants (non-board member) are asked to mute their audio and video at all times, except when called upon by the Chair to testify or speak.

WRITTEN TESTIMONY: Whether sent via fax, email, or USPS, legible written testimony should be received by the Department of the Corporation Counsel by noon, two business days before the meeting to ensure distribution to the Board members. Email written testimony to [boardofethics@mauicounty.gov](mailto:boardofethics@mauicounty.gov); Fax "Attention: Board of Ethics" to (808) 270-7152; or mail to the Board of Ethics c/o the Department of the Corporation Counsel, 200 S. High Street, 3<sup>rd</sup> Floor, Wailuku, Hawaii 96793. While the Board requests that written testimony be submitted by a certain date and time, testimony submitted after such date and time will still be accepted.

## ORDER OF BUSINESS

1. CALL TO ORDER AND ROLL CALL
2. Public Testimony: Pursuant to the Sunshine Law, testimony will be taken at the beginning of the meeting. However, public testimony will also be allowed prior to deliberation on any individual item on the agenda.
3. Old Business
  - a. Discuss rule making requirements and timeline pursuant to 2022 Charter amendments and HRS Chapter 91. Review draft proposed amendments.
4. New Business
  - a. Lobbyist - Registrations, Resignation, Amended ([Lobbyist Registration or Resignation](#))

NAME	AFFILIATIONS - REGISTRATION
Masiya, Shingayi	Pacific Whale Foundation

## 5. EXECUTIVE SESSION

With reference to agenda items listed, one or more executive sessions are anticipated. In particular, the Board of Ethics anticipates it may 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 their attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities. The Board may also convene in Adjudicatory Session pursuant to Hawai'i

Revised Statutes (“HRS”) Section 92-6. The following items may be considered in Executive Session pursuant to HRS Sections 92-5(a), subsections (2) and (4), and 92-6(a).

a. Old Business

- i. Clarification and review of Confidential Financial Disclosure Statement forms filed by Board and Commission members.

<b>NAME</b>	<b>BOARD OR COMMISSION</b>
Buchanan, Lori	Molokai Planning Commission
Lindsey, Ashley	Maui Planning Commission
Padilla, Melissa	Liquor Control Adjudication Board
Reyher-Colon, Juanita	Board of Water Supply
Sanches, Robbie	Liquor Control Adjudication Board

b. New Business

- i. Review of Confidential Financial Disclosure Statement forms filed by Board and Commission members.

<b>NAME</b>	<b>BOARD OR COMMISSION</b>
Dela Cruz, Andrew	Maui County Cultural Resources Commission
Gillis, Gordon	Fire and Public Safety Commission

- ii. Supplemental Request for Advisory Opinion Relating to Advisory Opinion No. 23A-04 dated March 13, 2023 from an employee regarding clarification on the scope of conflict of interest with her current County position and her prior appointed position on the Board of Directors.
- iii. Request for an Advisory Opinion No. 23A-05 dated March 15, 2023 from a County of Maui employee regarding possible conflicts of interest with her current County employment and a new training opportunity.
- iv. Request for an Advisory Opinion No. 23A-06 dated March 15, 2023 from a County of Maui employee regarding possible conflicts of interest with her current County employment and her self-employed business.

RETURN TO REGULAR SESSION

6. Vote on Executive Session Items:

- Item No. 5.a.i.
- Item No. 5.b.i.
- Item No. 5.b.ii
- Item No. 5.b.iii.
- Item No. 5.b.iv.

7. Next Meeting Date and Time – May 3, 2023, at 12:30 PM

8. **ADJOURN**

NOTE:

Agenda Items Are Subject to Cancellation.

Meeting Location Is Subject to Change Without Notice.

**SPECIAL ASSISTANCE:** If any person requires an auxiliary aid or service or an accommodation due to a disability, contact the Board Staff as soon as possible and no later than three (3) business days prior to the scheduled meeting by calling 808-270-7740 or by email to [boardofethics@mauicounty.gov](mailto:boardofethics@mauicounty.gov). If a response is received the day of the scheduled meeting, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled.

**DOCUMENTS ON FILE:** Visit <https://www.mauicounty.gov/170/Board-of-Ethics> for Board information and documentation. Contact the Board Secretary Department, Department of the at: 808-270-7740, or 1-800-272-0117 (toll-free from Molokai and Lanai) for further assistance.

**EXECUTIVE SESSION:** An executive session may be called in order for the Board to consult with its attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities, pursuant to Section 92-5(a) and subsection (4), Hawaii Revised Statutes.

**INTERRUPTION IN VIDEO/AUDIO:** If the connection between a testifier and the video conference is lost, the meeting will continue. A meeting held by interactive conference technology shall be automatically recessed for up to thirty (30) minutes to restore communication when audiovisual communication cannot be maintained with board members participating in the meeting or with the public location identified above. If connection cannot be restored within thirty (30) minutes, the meeting is automatically terminated.