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LIQUOR CONTROL COMMISSION
DEPARTMENT OF LIQUOR CONTROL
COUNTY OF MAUI, STATE OF HAWAII

TRANSCRIPT OF PROCEEDINGS
REGULAR MEETING

Held via BlueJeans video conference, commencing at
9:03 a.m., on December 9, 2020.

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

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APPEARANCES

COMMISSION MEMBERS PRESENT:

VICE CHAIR: LEON BOLOSAN
COMMISSIONERS: ROBERTO ANDRION, JR.
JAMIE BECRAFT
AARON BOSWELL
JERRYBETH DE MELLO
STANLEY RUIDAS
LESLIE ANN YOKOUCHI

STAFF PRESENT:

DEPUTY CORPORATION COUNSEL: MIMI DESJARDINS
DIRECTOR: LAYNE N. SILVA
LIQUOR CONTROL OFFICER III: JARRETT KAHOOHANOHANO
COMMISSION SECRETARY: MARIA KHANGSENGSING

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(December 9, 2020, 9:03 a.m.)

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VICE CHAIR BOLOSAN: Okay. So good morning to everyone. When I looked out, out by my window this morning -- hi, Jerrybeth -- I see it's a beautiful morning in paradise. Okay. So let's start up by calling the meeting to order and I want to start off also with the roll call alphabetically. Aaron Boswell. Are you there, Aaron?

COMMISSIONER BOSWELL: Yes.

VICE CHAIR BOLOSAN: Okay.

COMMISSIONER BOSWELL: Present.

VICE CHAIR BOLOSAN: Okay. Jamie Becraft.

COMMISSIONER BECRAFT: Present.

VICE CHAIR BOLOSAN: Jerrybeth De Mello. Jerrybeth?

COMMISSIONER DE MELLO: Present.

VICE CHAIR BOLOSAN: Okay. Leslie Ann Yokouchi.

COMMISSIONER YOKOUCHI: Present.

VICE CHAIR BOLOSAN: Roberto Andrion.

COMMISSIONER ANDRION: Here.

VICE CHAIR BOLOSAN: Stan Ruidas.

COMMISSIONER RUIDAS: Present.

VICE CHAIR BOLOSAN: And myself, Leon.

May I call on Director Layne Silva.

DIRECTOR LAYNE N. SILVA: Present.

VICE CHAIR BOLOSAN: Maria Khangsengsing.

1 MS. KHANGSENGSING: I'm here. Present.

2 VICE CHAIR BOLOSAN: Okay. Jarrett Kahooohanohano.
3 Are you there, Jarrett?

4 LCO KAHOOHANOHANO: Present.

5 VICE CHAIR BOLOSAN: Thank you. Okay. Now, is
6 there anyone that I missed? Is there anyone participating
7 that I missed?

8 MS. KHANGSENGSING: Just Mimi, corporation counsel.

9 VICE CHAIR BOLOSAN: Oh, okay. Yes, Mimi. Thank
10 you very much.

11 CORP COUNSEL DESJARDINS: I'm here.

12 MR. LONGHI: This is -- this is Peter Longhi. I
13 just logged in.

14 VICE CHAIR BOLOSAN: Peter Longhi. Okay. Aloha,
15 good morning.

16 MR. LONGHI: I'll mute.

17 MR. SANTIAGO: Bart Santiago. Bart Santiago from
18 the Grand Wailea.

19 VICE CHAIR BOLOSAN: Oh, hi, Bart. Good morning.
20 Anyone else?

21 (No response.)

22 VICE CHAIR BOLOSAN: Well, if not, then let's go on
23 on our meeting.

24 MR. ABEE: Excuse me. Mike Abee from Maui Nui.

25 VICE CHAIR BOLOSAN: Okay. Aloha.

1 MR. ABEE: Sorry.

2 VICE CHAIR BOLOSAN: Good morning.

3 Let's go on. We have the agenda and may I have a
4 motion for approval?

5 COMMISSIONER DE MELLO: I make a motion to approve.

6 VICE CHAIR BOLOSAN: Okay. We have motion by
7 Jerrybeth.

8 COMMISSIONER YOKOUCHI: Second.

9 VICE CHAIR BOLOSAN: Okay. Second by Leslie
10 Yokouchi. Thank you.

11 We also have to have -- may I have a motion for the
12 approval for the minutes October 27 and November 18, 2020.

13 CORP COUNSEL DESJARDINS: Chair.

14 COMMISSIONER BECRAFT: Mr. Chair, I believe we have
15 to --

16 CORP COUNSEL DESJARDINS: You have to take a --

17 COMMISSIONER BECRAFT: -- take a vote.

18 VICE CHAIR BOLOSAN: Okay. Oh, I'm sorry. All
19 right. I have to go back and call for the vote. So those of
20 up who are in favor, say "aye."

21 (Response.)

22 VICE CHAIR BOLOSAN: Looks like motion carried. So
23 we move on --

24 COMMISSIONER BECRAFT: Mr. Chair.

25 VICE CHAIR BOLOSAN: -- to approval --

1 COMMISSIONER BECRAFT: Mr. Chair.

2 VICE CHAIR BOLOSAN: Yes.

3 COMMISSIONER BECRAFT: Sorry. I think you still ask
4 have to -- you still need to ask for nays, especially because
5 we're on BlueJeans.

6 VICE CHAIR BOLOSAN: Oh, okay, all right.

7 COMMISSIONER BECRAFT: Yeah.

8 VICE CHAIR BOLOSAN: Is there anyone that opposed?

9 (No response.)

10 VICE CHAIR BOLOSAN: If not, motion carried.

11 Thank you, Jamie.

12 Okay. Now we're going to cover minutes. May have
13 motion for approval.

14 COMMISSIONER BECRAFT: Mr. Chair. Jamie Becraft.

15 COMMISSIONER ANDRION: Chair.

16 COMMISSIONER BECRAFT: I motion to approve.

17 VICE CHAIR BOLOSAN: Okay. Second?

18 COMMISSIONER DE MELLO: Second.

19 VICE CHAIR BOLOSAN: Jerrybeth, you have it. Okay.

20 Now, let's go for the vote, so those of you who are in favor,
21 say "aye."

22 (Response.)

23 VICE CHAIR BOLOSAN: Okay. Anyone opposed?

24 (No response.)

25 VICE CHAIR BOLOSAN: Motion carried. The minutes is

1 approved.

2 Then General Licensing Matters, can I have someone
3 also to have a motion for approval?

4 CORP COUNSEL DESJARDINS: Chair.

5 VICE CHAIR BOLOSAN: Yes.

6 CORP COUNSEL DESJARDINS: This is Mimi. Before we
7 get -- before you get there, can you remember to open public
8 testimony before calling Items 6 and 7.

9 VICE CHAIR BOLOSAN: Oh, okay.

10 CORP COUNSEL DESJARDINS: Anybody from the public
11 wish to testify --

12 VICE CHAIR BOLOSAN: Thank you, Mimi.

13 CORP COUNSEL DESJARDINS: -- on that section? No
14 problem.

15 VICE CHAIR BOLOSAN: Okay. Now, is there anyone in
16 the public who would like to testify for or against any one of
17 these items? To those who are interested of participating,
18 please get on the chat section. Do I hear anyone? Do I see
19 anyone who would like that give their testimony for or
20 against?

21 (No response.)

22 VICE CHAIR BOLOSAN: If not, then may I have a
23 motion for approval on the -- from A to E.

24 COMMISSIONER BECRAFT: Mr. Chair.

25 VICE CHAIR BOLOSAN: Do I have a motion?

1 COMMISSIONER BECRAFT: Mr. Chair.

2 VICE CHAIR BOLOSAN: Yes.

3 COMMISSIONER BECRAFT: I believe you have to close
4 public testimony.

5 VICE CHAIR BOLOSAN: Oh, okay. Thank you, Jamie.

6 Okay. So if there is none of you that would like to
7 give testimony for or against, I would like to close.

8 And now I would like to have someone -- may I have a
9 motion for the approval for the General Matter -- Licensing
10 Matter from A to E. Do I have a motion?

11 COMMISSIONER YOKOUCHI: Mr. Chair.

12 VICE CHAIR BOLOSAN: Yes.

13 COMMISSIONER YOKOUCHI: I so move we accept Items A
14 to -- A to G?

15 COMMISSIONER DE MELLO: E.

16 VICE CHAIR BOLOSAN: A to E, yes.

17 COMMISSIONER YOKOUCHI: E, A to E.

18 VICE CHAIR BOLOSAN: Okay. We got it. Any second?

19 COMMISSIONER DE MELLO: Second.

20 VICE CHAIR BOLOSAN: Jerrybeth, we've got your
21 second.

22 Now let's move on, Licensing, Public Hearing --

23 CORP COUNSEL DESJARDINS: Chair, you have to ask if
24 you -- Chair, is there any discussion on any of those items.

25 VICE CHAIR BOLOSAN: Oh.

1 CORP COUNSEL DESJARDINS: And if not, then you can
2 go ahead and call for the vote.

3 VICE CHAIR BOLOSAN: Okay. Thank you, Mimi.

4 CORP COUNSEL DESJARDINS: On that one.

5 VICE CHAIR BOLOSAN: I'm kind of muddled. This is
6 my first time and I'm --

7 CORP COUNSEL DESJARDINS: That's all right. You're
8 doing good.

9 COMMISSIONER BECRAFT: You're doing great.

10 VICE CHAIR BOLOSAN: Thank you, Mimi.

11 CORP COUNSEL DESJARDINS: I've gotta earn my keep.

12 VICE CHAIR BOLOSAN: Oh, okay. You know, I -- I had
13 a note last night, but this morning when I woke up, it was all
14 like --

15 CORP COUNSEL DESJARDINS: Yeah, that's how it goes.

16 VICE CHAIR BOLOSAN: Okay. Thank you for reminding
17 me. Okay. So now -- where I was now, Mimi?

18 COMMISSIONER BECRAFT: Discussion.

19 CORP COUNSEL DESJARDINS: Go ahead and ask if
20 there's any discussion.

21 VICE CHAIR BOLOSAN: Is there any discussion? Any
22 discussion? Anyone?

23 (No response.)

24 VICE CHAIR BOLOSAN: Well, if not, then we close
25 that and --

1 COMMISSIONER BECRAFT: We need to vote.

2 CORP COUNSEL DESJARDINS: Call for the vote.

3 VICE CHAIR BOLOSAN: Oh, my goodness. Okay. Where
4 is my note? Oh, yeah.

5 Okay. Let's have a vote on that item. So those of
6 you who are in favor, say "aye."

7 (Response.)

8 VICE CHAIR BOLOSAN: Anyone opposed?

9 (No response.)

10 VICE CHAIR BOLOSAN: Motion carries. Okay. Now we
11 have Public Hearings, Licensing Matters. Do -- we have a
12 reader. Jarrett.

13 MR. NAKAMURA: Good morning, Mr. Chair.

14 LCO KAHOOHANOHANO: Good morning.

15 VICE CHAIR BOLOSAN: Good morning, Craig.

16 MR. NAKAMURA: Go ahead. Go ahead, Jarrett. Sorry.

17 LCO KAHOOHANOHANO: Yeah. This is for Application
18 No. 4. The applicant is Maui Nui Corporation doing business
19 as Sunsets Bar & Grill. The proposed premises is located at
20 470 Lipoa Parkway, Kihei, Maui, Hawaii. It is a public
21 hearing a new Dispenser General C(ii) Liquor License.

22 The documents necessary for completing the remaining
23 application requirements for the liquor license are listed in
24 the summary report.

25 Notice of public hearing was published on -- in the

1 Maui News on October 14th and 21st of 2020.

2 There are total of 276 owners and lessees situated
3 within 500 feet of the proposed premises.

4 The department did not receive any protests.

5 MR. NAKAMURA: Good morning, Mr. Chair, Members of
6 the Commission, and Staff. This is Craig Nakamura, attorney
7 on behalf of the applicant. And on the line is Mr. Mike Abee,
8 who is an officer and director of the corporation.

9 VICE CHAIR BOLOSAN: Okay.

10 MR. NAKAMURA: And just very quickly, this is the
11 public hearing for the liquor license for the restaurant at
12 the Maui Nui Golf Course. We'd be happy to answer any
13 questions that you have.

14 VICE CHAIR BOLOSAN: Okay. Thank you. Thank you,
15 Craig.

16 Is there any questions from the commissioners about
17 this application?

18 (No response.)

19 VICE CHAIR BOLOSAN: Any questions?

20 (No response.)

21 VICE CHAIR BOLOSAN: Well, if not, I'm gonna ask for
22 a motion to --

23 COMMISSIONER ANDRION: Roberto Andrion. Motion to
24 approve.

25 VICE CHAIR BOLOSAN: Okay. Go ahead.

1 COMMISSIONER ANDRION: Mr. Chair, you asking for a
2 motion to approve?

3 VICE CHAIR BOLOSAN: Yeah. May I have a motion
4 for -- let's go on approving this application.

5 COMMISSIONER ANDRION: Roberto Andrion. Motion to
6 approve Application No. 4, Maui Nui Corporation, Sunsets Bar &
7 Grill.

8 COMMISSIONER YOKOUCHI: Second.

9 VICE CHAIR BOLOSAN: Thank you, Robert.

10 COMMISSIONER YOKOUCHI: Second.

11 VICE CHAIR BOLOSAN: Okay. We got a second from
12 Leslie. Let's vote on this. For those of you who are in
13 favor, say "aye."

14 (Response.)

15 VICE CHAIR BOLOSAN: Anyone opposed?

16 (No response.)

17 VICE CHAIR BOLOSAN: Motion carried.

18 MR. NAKAMURA: Thank you very much.

19 VICE CHAIR BOLOSAN: Thank you. Thank you, Craig.

20 COMMISSIONER BECRAFT: Thank you, Mike.

21 MR. ABEE: Thank you very much.

22 VICE CHAIR BOLOSAN: Thank you, Mike. Thank you,
23 Mike.

24 MR. ABEE: Be safe.

25 VICE CHAIR BOLOSAN: Okay. We want to move on to

1 Application 5, R&P Longhi, LLC. Do we have a representative
2 for this application?

3 MR. LONGHI: Yes. This is Peter Longhi.

4 VICE CHAIR BOLOSAN: Hi, Peter. Welcome.

5 MR. LONGHI: Thank you.

6 VICE CHAIR BOLOSAN: So, Jarrett, take it away.

7 LCO KAHOOHANO HANO: All right. This is Application
8 No. 5. The applicant is R&P Longhi, LLC doing business as
9 Longhi's Wailea. The proposed premises is located at 3750
10 Wailea Alanui Drive, Wailea, Maui, Hawaii. This is a public
11 hearing for a new Restaurant General Category B(ii) Liquor
12 License.

13 The documents necessary for completing the remaining
14 application requirements for the liquor license are listed in
15 the summary report.

16 Notice of the public hearing was published in the
17 Maui News on October 14th and 21st of 2020.

18 There are a total of 167 owners and lessees situated
19 within 500 feet of the proposed premises.

20 The department did not receive any protests.

21 VICE CHAIR BOLOSAN: Okay. You got anything for us,
22 Peter?

23 MR. LONGHI: No.

24 VICE CHAIR BOLOSAN: Okay. Any questions from the
25 commissioners?

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(No response.)

VICE CHAIR BOLOSAN: Any question?

(No response.)

VICE CHAIR BOLOSAN: Then may I have a motion for approval on this application. Those of you who are in favor, say aye.

COMMISSIONER BECRAFT: We need the motion first.

VICE CHAIR BOLOSAN: Oh.

COMMISSIONER BECRAFT: We need -- we need the motion first.

VICE CHAIR BOLOSAN: Okay. Yes. I'm so sorry, Jamie.

COMMISSIONER BECRAFT: All good. Mr. Chair. Jamie Becraft. I'd like to make a motion for approval of Application No. 5.

VICE CHAIR BOLOSAN: Thank you, Jamie.

Okay. Do we have a second?

COMMISSIONER ANDRION: Mr. Chair. Roberto Andrion. Second Application No. 5.

VICE CHAIR BOLOSAN: Okay, Robert. Thank you very much.

Now I guess we are ready for going on to vote. So those of you who are in favor, say "aye."

(Response.)

VICE CHAIR BOLOSAN: Thank you. Any opposed?

1 (No response.)

2 VICE CHAIR BOLOSAN: Then if not, Peter,
3 congratulations. Thank you very much.

4 MR. LONGHI: Okay. Thank you.

5 VICE CHAIR BOLOSAN: Thank you, Peter.

6 Okay. I want to move on to Item C, GW Manager LLC.
7 This is transfer of license. Can I have you, Jarrett, to read
8 this one.

9 MR. NAKAMURA: Chair, this is --

10 LCO KAHOOHANOHANO: Application Number -- I'm sorry.

11 MR. NAKAMURA: Go ahead. Go ahead. Sorry. Sorry.

12 Mr. Chair, again, it's Craig Nakamura, attorney on behalf of
13 the applicant. And on the phone is Bart Santiago, who is the
14 manager and organizer of the applicant. Thank you.

15 VICE CHAIR BOLOSAN: Aloha, Bart.

16 MR. SANTIAGO: Good morning.

17 VICE CHAIR BOLOSAN: Good morning.

18 So, Jarrett, can you go on and read, read the
19 application.

20 LCO KAHOOHANOHANO: Yeah. Application No. TA-02.

21 The applicant is GW Manager LLC doing business as the Grand
22 Wailea, A Waldorf Astoria Resort. The proposed premises is
23 located at 3850 Wailea Alanui Drive, Wailea, Maui, Hawaii.
24 This is a public hearing for transfer of a hotel license.

25 The documents necessary for completing the remaining

1 application requirements for a liquor license are listed in
2 the summary report.

3 Notice of public hearing was published in the Maui
4 News on October 14th and 21st of 2020.

5 There are a total of 389 owners and lessees situated
6 within a 500-foot radius of the proposed premises.

7 The department did not receive any protests.

8 VICE CHAIR BOLOSAN: Okay. Do you have anything to
9 add on, Craig?

10 MR. NAKAMURA: Thank you. Thank you, Chair. No.
11 This is the -- just very briefly, this is the public hearing
12 for the transfer of the liquor license for the Grand Wailea
13 Hotel. Nothing further to add and we'd be happy to answer any
14 questions you have. Thank you.

15 VICE CHAIR BOLOSAN: Okay. Thank you, Craig.

16 Commissioners, do you have any questions for Craig?

17 (No response.)

18 VICE CHAIR BOLOSAN: Okay. If not, may I have a
19 motion for approval?

20 COMMISSIONER ANDRION: Mr. Chair, before -- could I
21 ask a question, please.

22 VICE CHAIR BOLOSAN: Yes. Go ahead, Robert.

23 COMMISSIONER ANDRION: I guess this would be to --
24 when you say a hotel transfer, do we know who is it being
25 transferred to?

1 MR. NAKAMURA: Yes. It's being -- the applicant.
2 The licensee is being transferred to the applicant, so it's --
3 GW Manager is the name of the applicant company.

4 COMMISSIONER ANDRION: I see. Okay. Thank you.

5 VICE CHAIR BOLOSAN: Thank you, Robert and Craig.

6 Any more questions for Craig?

7 (No response.)

8 VICE CHAIR BOLOSAN: If not, may I have a motion for
9 approval?

10 COMMISSIONER BECRAFT: Mr. Chair. Jamie Becraft.

11 COMMISSIONER ANDRION: Roberto Andrion. Motion to
12 approve Application TA-2.

13 VICE CHAIR BOLOSAN: I don't know who came on first,
14 but then --

15 COMMISSIONER BECRAFT: Roberto.

16 VICE CHAIR BOLOSAN: Roberto, you have it.

17 And, Jamie, are you doing the second?

18 COMMISSIONER BECRAFT: I'll second, Chair.

19 VICE CHAIR BOLOSAN: Second.

20 COMMISSIONER BECRAFT: Jamie Becraft. I'll second.

21 VICE CHAIR BOLOSAN: Thank you, Jamie and Robert.
22 Thank you very much.

23 Okay. Application is approved -- we do thank you,
24 Craig.

25 COMMISSIONER BECRAFT: Need the vote, Chair.

1 VICE CHAIR BOLOSAN: Okay.

2 COMMISSIONER BECRAFT: We need to vote, Chair.

3 VICE CHAIR BOLOSAN: Yes. Okay. Now we're gonna be
4 voting on this one here, so those of you who are in favor, say
5 "aye."

6 (Response.)

7 VICE CHAIR BOLOSAN: Opposed?

8 (No response.)

9 VICE CHAIR BOLOSAN: Motion carried. Thank you.
10 Thank you, Craig.

11 MR. NAKAMURA: Thank you very much. Happily
12 holidays. Merry Christmas, everyone. Thank you.

13 COMMISSIONER YOKOUCHI: Same to you.

14 VICE CHAIR BOLOSAN: Same to you.

15 COMMISSIONER BECRAFT: Happy holidays.

16 VICE CHAIR BOLOSAN: Okay.

17 MR. SANTIAGO: Thank you.

18 VICE CHAIR BOLOSAN: Okay. Moving along, we do have
19 Administrative Affairs and this is Director's Monthly Report
20 and we have you, Director Layne Silva.

21 DIRECTOR LAYNE N. SILVA: Yes. Good morning.

22 VICE CHAIR BOLOSAN: Good morning.

23 DIRECTOR LAYNE N. SILVA: Director's Monthly Report,
24 we have quite the list this morning. So in order, in
25 numerical order we'll go through. There has been an update on

1 Rule 10 of the County of Maui Public Health Emergency Rules
2 amended November 20th, 2020. I believe you all received that
3 in your packet. Some of the changes were based on the -- to
4 update the mask mandate as provided by the governor where, you
5 know, now the -- I guess it's a little stricter on the -- on
6 the mask usage and where they need to be utilized as well as
7 some allowances that are being allowed within licensed
8 premises as well that were addressed.

9 COMMISSIONER YOKOUCHI: Layne.

10 DIRECTOR LAYNE N. SILVA: Yes.

11 COMMISSIONER YOKOUCHI: Layne, I just want to add I
12 saw in the paper the other day about a Lava Rock Bar.

13 DIRECTOR LAYNE N. SILVA: Yes.

14 COMMISSIONER YOKOUCHI: I just want to add that, you
15 know, I thought your investigators did a good job by giving
16 them a warning first, then coming back and shutting it down.
17 I thought that was a good way to do it. I mean, I'm all for
18 this mask mandate, especially with bars, I mean, that's --
19 we're finding out that's a big spreader and I think we need to
20 be a lot stricter with them, but I like the ways your guys
21 handled it by giving them a warning first and they didn't
22 abide by it, so they deserved to be shut down. I just wanted
23 to add that that was -- that was good.

24 DIRECTOR LAYNE N. SILVA: Thank you. Yeah, you
25 know, like I said, we're trying to take a little bit different

1 approach, you know. We're trying to be more -- well, not
2 more, but maybe educational as well as an enforcement agency.
3 However, you know, the shutdowns, they're -- basically we're
4 enforcing department of health rules at that point, so it's a
5 safety precaution --

6 COMMISSIONER YOKOUCHI: Yes.

7 DIRECTOR LAYNE N. SILVA: -- is what the 24-hour
8 shut down is based on.

9 COMMISSIONER YOKOUCHI: I mean, all of this is
10 affecting everybody, especially the small businesses. And I
11 think the sooner we get out of this, the better it'll be for
12 everybody. And mask -- wearing masks, I think it's very
13 important for the public to realize that.

14 DIRECTOR LAYNE N. SILVA: Absolutely.

15 COMMISSIONER YOKOUCHI: Thank you.

16 DIRECTOR LAYNE N. SILVA: Yeah.

17 COMMISSIONER YOKOUCHI: Yeah.

18 DIRECTOR LAYNE N. SILVA: Thank you.

19 Okay. Going on to No. 2, I believe you all received
20 the letter, the correspondence letter to the committee
21 regarding the proposed Social Host Liability Ordinance. It's
22 to the Board of Ethics GET committee that was forwarded by
23 Nane on behalf of the commission, so that's -- that's a good
24 thing also.

25 Again, I have to mention, County of Maui Board of

1 Ethics, the annual update of financial disclosure statements
2 are due by April 15th, 2020. Just a reminder, make sure you
3 guys get them in before April.

4 Also submitted in your packets were the updated
5 Gifts Protocol Quick Guide from the County of Maui Board of
6 Ethics. I guess, you know, it's holiday season, so it's just
7 a little reminder what is -- what can and cannot be accepted
8 and how it can be accepted.

9 Also, the certification exam and education training
10 class resumed on November 12th, as you see on the agenda;
11 however, a very recent update: Because of the spike in COVID
12 cases that's been recently happening in Maui, it has been
13 temporarily ceased again at this point. Yesterday was
14 actually the last exam given until further notice. And that
15 is based on the recent spike in COVID cases, some of which are
16 coming out of licensed premises, so as a precautionary measure
17 to -- for the safety of our staff and our employees.

18 Yes, Jamie.

19 COMMISSIONER BECRAFT: Hi Layne. Good morning.

20 DIRECTOR LAYNE N. SILVA: Good morning.

21 COMMISSIONER BECRAFT: So I get -- and I think it's
22 wise, obviously, not to be gathering. Is there any -- is
23 anyone looking into doing these -- those classes via BlueJeans
24 like how we're doing this?

25 DIRECTOR LAYNE N. SILVA: Yes. We're actually --

1 you know, apparently, it is a very intricate, very complicated
2 process to try get this exam on to the internet somehow or
3 electronically available somehow, but, yes, we are definitely
4 looking into that. We're hoping to be able to make some
5 progress with that. I've had conversation with the managing
6 director, who is gonna connect me with the people that need to
7 be connected with in MIS in order to try to move forward with
8 an electronic version of this, which I believe will be safer
9 and more effective in the long run, anyway, whether it's COVID
10 or not.

11 COMMISSIONER BECRAFT: Yeah. So like the training
12 could be done like how this is done, like held the class and
13 then -- I get it might be cumbersome, but, I mean, even if it
14 were them -- I mean, just (inaudible).

15 DIRECTOR LAYNE N. SILVA: Well, that's -- that's
16 what we're looking into, because it's -- you know, it's not
17 only an education class, but there's also an exam that's
18 involved that, you know, has a fee. So those -- those are the
19 types of things that, I guess, the -- requires certain types
20 of programs, you know, as far as digitally having access to
21 those types of things in order accept payment and to verify
22 who the individual is that's actually taking the exam at the
23 time. But, yes, these are all things that we are -- we're
24 striving accomplish. We're trying to move forward as quickly
25 as possible.

1 COMMISSIONER BECRAFT: Okay, all right. Just keep
2 us posted. Thanks.

3 DIRECTOR LAYNE N. SILVA: Absolutely.

4 Okay. Moving on, Item No. 6, we've redesigned our
5 certification cards -- actually, all our cards. It's cards
6 for the Class 5, Category D Employee Approved By the Director,
7 Minor Registration Cards, and Solicitors Permit Cards. What
8 we've done is we've removed the signatures from the cards.
9 The reason and the justification for that was that pen and the
10 sign-in pad is a very high contact point and with the COVID,
11 you know, we're trying to reduce contact. We realized that
12 the signature is not necessary on those cards, so it's just a
13 way to eliminate one more contact point. It also allows the
14 picture and the name to be a little bit bigger on the card,
15 which seems like it makes easier for the enforcement guys at
16 night to be able to see it sometimes in the dark, so -- or in
17 dim light.

18 Right now the enforcement division is going through
19 refresher training. The training is scheduled from
20 December 7th through the 18th. I believe you all received an
21 agenda for that training in your packets as well. A lot of it
22 has to do with familiarizing with the public emergency health
23 rules that we're being tasked to enforce at this point, as
24 well as refresher training in methods such as investigations,
25 interviewing of people, taking statements, and identifying

1 intoxicated people and things of that nature. So they're
2 going through that training right now.

3 And No. 8 is we have approval of forms where we're
4 gonna go over the checklist, the License Application Checklist
5 as well as the Special License Application Checklist. For
6 No. 8, I'm actually gonna call on Jarrett and he'll go through
7 the forms and explain what has changed on them. You also
8 should've received copies of those forms in your packets as
9 well.

10 So, Jarrett, whenever you're ready.

11 LCO KAHOOHANOHANO: All right. So the department is
12 asking the commission for approval for changes to DLC-001,
13 which is the License Application Checklist. This checklist is
14 used for permanent, new, and transfer of liquor license
15 applications. The changes that are requested are due to
16 changes reported by the Hawaii Criminal Justice Data Center.
17 If you turn to page 2 of DLC-001, all changes can be located
18 in the second-to-top block. The first reported change to the
19 Hawaii Criminal Justice Data Center is that the department of
20 attorney general has negotiated a new contract with Fieldprint
21 to conduct electronic civil fingerprinting. You'll notice
22 that the fee under Fieldprint Hawaii has been reduced by 10
23 cents due to the new contract.

24 The second change is due to the department being
25 notified that the Hawaii Criminal Justice Data Center is

1 discontinuing acceptance of the ink and roll fingerprint cards
2 for processing of fingerprint base background checks effective
3 January 1st, 2021. The reasoning is that digital
4 fingerprinting using the live scan machine is been used
5 nationally since 1999 for capturing and processing of
6 fingerprints. Although Hawaii Criminal Justice Data Center
7 continues to process ink and roll fingerprint cards as an
8 accommodation to users, Hawaii Criminal Justice Data Center
9 has determined that scanning of an ink and roll fingerprint
10 card is less efficient, time consuming, produces fingerprints
11 with big error rates -- bigger and higher error rates,
12 requires the additional costs of maintaining scanner equipment
13 to convert ink and roll fingerprint cards to digital format,
14 and adds costs to store/destroy the ink and roll cards.

15 But it was also noted that the FBI only accepts
16 digital fingerprints in order to process the nationwide
17 background check. The department was informed that the Hawaii
18 Criminal Justice Data Center will still accept processing ink
19 and roll fingerprint cards for international applicants only,
20 as Fieldprint services are not provided outside the U.S.

21 The proposed changes are DLC-001 now identifies that
22 fingerprint cards are only accepted for international
23 applicants and for U.S. applicants, Fieldprint Hawaii
24 continues to be available along with live scan fingerprint
25 services here at the department.

1 DIRECTOR LAYNE N. SILVA: Jamie, you're muted.

2 COMMISSIONER BECRAFT: Yeah. Sorry. Thank you.

3 That was by design from my wife. The -- Jarrett, does the
4 live scan -- or I guess I can ask you, too, Layne. The live
5 scan, do you guys have your own machine or are you guys
6 working with MPD on that?

7 DIRECTOR LAYNE N. SILVA: We have our own.

8 COMMISSIONER BECRAFT: Oh, okay. Terrific. Thank
9 you.

10 LCO KAHOOHANOHANO: In fact, Jamie, that's what's
11 sitting right behind me. Our live scan monitor is here.

12 COMMISSIONER BECRAFT: Okay.

13 LCO KAHOOHANOHANO: So we actually have the program
14 and whatnot here.

15 COMMISSIONER BECRAFT: Oh, that's terrific. Okay.
16 Thanks.

17 LCO KAHOOHANOHANO: Any other questions?

18 COMMISSIONER BECRAFT: Yeah. Go ahead, Roberto.

19 LCO KAHOOHANOHANO: If you're good -- also, the
20 department is asking for the commission approval --

21 DIRECTOR LAYNE N. SILVA: Hold on, Jarrett. Roberto
22 had a question.

23 COMMISSIONER BECRAFT: Yeah. Roberto had a question
24 and so do I, but --

25 LCO KAHOOHANOHANO: Oh, okay.

1 COMMISSIONER BECRAFT: Go ahead, Roberto.

2 COMMISSIONER ANDRION: (Inaudible.)

3 COMMISSIONER BECRAFT: You're muted, Roberto.

4 Roberto, you're muted.

5 VICE CHAIR BOLOSAN: Roberto, unmute yourself.

6 COMMISSIONER BECRAFT: You're muted.

7 COMMISSIONER ANDRION: Okay. How is that now.

8 COMMISSIONER BECRAFT: You're muted.

9 COMMISSIONER ANDRION: Can you hear me?

10 COMMISSIONER BECRAFT: There you go.

11 COMMISSIONER ANDRION: Good? Okay.

12 Jarrett, going back to the application DLC-001 on, I

13 guess, the -- the beginning of the second page for U.S.

14 applications. I see there's different -- like the live scan

15 or Fieldprint Hawaii has different amounts on there. And

16 then --

17 LCO KAHOOHANOHANO: Yes.

18 COMMISSIONER ANDRION: -- the very last one for

19 criminal history. Is that all different -- different

20 fingerprinting methods or --

21 LCO KAHOOHANOHANO: Yeah. Because a Fieldprint

22 is -- they can come to us and that's why it's a different

23 price. When you go to Fieldprint itself, they actually have

24 their own fees attached to what the federal government fees

25 are for them.

1 COMMISSIONER ANDRION: So -- so the application
2 for -- so the -- so the process that you guys have which you
3 show which is in the back of you, you guys can -- you guys can
4 actually do that or they would have to go to other sources if
5 you're --

6 LCO KAHOOHANO HANO: We can actually do it on site.
7 We have an electronic fingerprint machine that we can go
8 through the program and -- and it's a --

9 COMMISSIONER ANDRION: I see. Okay. Thank you.

10 LCO KAHOOHANO HANO: It's a pretty easy process. We
11 have all the equipment here.

12 COMMISSIONER ANDRION: Okay. Understood. Thank
13 you.

14 VICE CHAIR BOLOSAN: Thank you, Robert.

15 LCO KAHOOHANO HANO: Yeah, Jamie.

16 COMMISSIONER BECRAFT: Mr. Chair, I have a question.

17 So before we get too far past it, I know we were
18 talking about forms a moment ago, too, and my question I
19 wanted to ask is: Are our forms -- or two portions. Are our
20 forms presently online for people to download? And the second
21 question is: And are we moving forward to making all of our
22 forms fillable? Be like it's -- so it would take some time,
23 but I -- I want to know two questions, I guess, and that would
24 be directed at Layne, please.

25 DIRECTOR LAYNE N. SILVA: You know, Jarrett, correct

1 me if I'm wrong, but I do believe that, yeah, majority of the
2 forms are online and I believe most of them are also fillable
3 at this point in time.

4 Is that correct, Jarrett?

5 LCO KAHOOHANO HANO: Yeah. We have fillable forms
6 available as far as the forms available on our website. I'm
7 not sure if a hundred percent of them are fillable, but that's
8 something we can work on with MIS and stuff.

9 COMMISSIONER BECRAFT: I would just ask that we just
10 double-check on that and make sure that all -- if we can -- I
11 mean, I don't think anything's not something they can get
12 via -- by rule from Hawaii PO or whatnot. So if it's not
13 nothing that's not covered by some other rule, if it's -- if
14 it's available, I'd ask that we try to look into that to just
15 make sure that all of our forms are online so that it's easy
16 for the public and applicants to grab it. They wouldn't have
17 to come to you guys' office. And then, of course, moving
18 forward, to make everything fillable, 'cause we had talked
19 about this during the hiring process, you know, moving
20 forward, making things much easier -- as easy as we can,
21 anyway. Right? I mean, it --

22 DIRECTOR LAYNE N. SILVA: Yeah.

23 COMMISSIONER BECRAFT: -- always -- always gonna
24 get -- you know, it's not gonna be done in a day, that's for
25 sure, but like that. If we can just look at that and if we

1 can get an update again on that on next month where we are in
2 regards to forms and stuff, that'd be terrific.

3 DIRECTOR LAYNE N. SILVA: Absolutely.

4 COMMISSIONER BECRAFT: Thank you.

5 DIRECTOR LAYNE N. SILVA: That is the goal, yeah.

6 COMMISSIONER BECRAFT: Right. That's terrific.

7 Thanks.

8 DIRECTOR LAYNE N. SILVA: Okay. And so there was
9 one more, Jarrett, or did you already mention --

10 LCO KAHOOHANOHANO: I still have the Special License
11 Application Checklist.

12 DIRECTOR LAYNE N. SILVA: Okay.

13 LCO KAHOOHANOHANO: And so the department is asking
14 for the commission approval for changes to DLC-030, which is
15 the Special License Application Checklist. This checklist is
16 used for nonprofit and political qualifying applicants for an
17 event up to three days. The only proposed change is to
18 page 2, the fourth block from the top where it says, Liquor
19 Liability Insurance, the department is adding the language of
20 "minimum \$1 million" so applicants are aware of the minimum
21 amount required.

22 COMMISSIONER BECRAFT: Chair.

23 VICE CHAIR BOLOSAN: Yeah.

24 COMMISSIONER BECRAFT: Jamie. Just for
25 clarification, I'm pretty -- just for everybody's knowledge,

1 you guys aren't adding it, that's always been there, it's just
2 so that they know what the --

3 LCO KAHOOHANO HANO: Yeah, yeah. It's always been a
4 qualification point, but it wasn't addressed on the -- the
5 application checklist itself.

6 COMMISSIONER BECRAFT: Right. Yeah. Great.
7 Thanks.

8 DIRECTOR LAYNE N. SILVA: Okay. And let me see.
9 So, Leon, I believe that that was placed on the agenda for
10 approval, so I'm assuming you guys are gonna have to, you
11 know, take a vote on that.

12 VICE CHAIR BOLOSAN: Oh, okay. I would like to call
13 more from the commissioners. Is there any more questions to
14 Jarrett or the Director Layne Silva before we go on and vote
15 for this one?

16 (No response.)

17 VICE CHAIR BOLOSAN: Okay. If not, then let's move
18 on to vote --

19 COMMISSIONER BECRAFT: Mr. Chair.

20 VICE CHAIR BOLOSAN: -- for approval.

21 COMMISSIONER BECRAFT: Mr. Chair.

22 VICE CHAIR BOLOSAN: Yes.

23 COMMISSIONER BECRAFT: Jamie Becraft. I'd like to
24 make it a motion to approve DLC-001 and DLC-030.

25 VICE CHAIR BOLOSAN: Okay, Jamie. You got it.

1 COMMISSIONER DE MELLO: I second the motion.

2 VICE CHAIR BOLOSAN: Jerrybeth, you got the second.
3 And so those of you who are in favor, say "aye."

4 (Response.)

5 VICE CHAIR BOLOSAN: Okay. Got you. Any opposed?

6 (No response.)

7 VICE CHAIR BOLOSAN: Motion carried.

8 I guess we've covered pretty much all -- before we
9 go on to --

10 DIRECTOR LAYNE N. SILVA: There's -- there's one
11 more item, Leon. I'm sorry. It's on the page 4, Item 9.

12 VICE CHAIR BOLOSAN: Oh, okay, all right.

13 DIRECTOR LAYNE N. SILVA: Yeah. The Review and
14 Approval of the Fiscal Year 2022 Budget.

15 VICE CHAIR BOLOSAN: Yes. Yeah.

16 DIRECTOR LAYNE N. SILVA: And I believe you guys all
17 received copies in your packet of that as well. So now this
18 also is for review and approval, so if there are any questions
19 or comments, this would be the time.

20 VICE CHAIR BOLOSAN: Okay. Commissioners, any
21 questions for Layne?

22 (No response.)

23 VICE CHAIR BOLOSAN: Okay. I don't see anyone.
24 Then let's go for approval, go on -- is there anyone that
25 would like to entertain a motion for approval?

1 COMMISSIONER ANDRION: (Gesturing.)

2 VICE CHAIR BOLOSAN: Yes.

3 COMMISSIONER YOKOUCHI: I so move. I so move.

4 VICE CHAIR BOLOSAN: Okay. You got it. Thank you.

5 Second.

6 COMMISSIONER ANDRION: Roberto Andrion. Second.

7 VICE CHAIR BOLOSAN: Roberto, you got it. Thank you

8 very much.

9 Okay. Our regular meeting will be January --

10 COMMISSIONER ANDRION: Call for a vote.

11 VICE CHAIR BOLOSAN: -- 13th.

12 COMMISSIONER ANDRION: Call for the vote, please.

13 VICE CHAIR BOLOSAN: Okay. So sorry. I'm fumbling.

14 Okay. Let's call on for the vote. So those of you

15 who are in favor, say "aye."

16 (Response.)

17 VICE CHAIR BOLOSAN: Okay. Opposed?

18 (No response.)

19 VICE CHAIR BOLOSAN: Motion carried. Thank you.

20 So we're finished with the item.

21 DIRECTOR LAYNE N. SILVA: No. Actually, no, two

22 more quick items. We're almost there, Leon.

23 VICE CHAIR BOLOSAN: Okay. Okay. Thank you, Layne.

24 DIRECTOR LAYNE N. SILVA: Just real fast, the liquor

25 control adjudication board meeting of December 3rd, 2020, has

1 been canceled.

2 VICE CHAIR BOLOSAN: Okay.

3 DIRECTOR LAYNE N. SILVA: And the next regular
4 meeting of the liquor control commission is scheduled for
5 January 13th, 2021. And that concludes the director's monthly
6 report.

7 VICE CHAIR BOLOSAN: Okay. Is there any other that
8 we should cover? Yes, Mimi.

9 COMMISSIONER ANDRION: Leslie.

10 CORP COUNSEL DESJARDINS: I'm sorry, I thought I was
11 on mute. I was calling my dog. I'm sorry.

12 VICE CHAIR BOLOSAN: Oh.

13 (Laughter.)

14 VICE CHAIR BOLOSAN: Okay, all right.

15 CORP COUNSEL DESJARDINS: My apologies.

16 (Laughter.)

17 VICE CHAIR BOLOSAN: Okay. Any more before we --

18 COMMISSIONER YOKOUCHI: Yes.

19 VICE CHAIR BOLOSAN: Okay.

20 COMMISSIONER YOKOUCHI: I have a question.

21 VICE CHAIR BOLOSAN: Leslie Ann, go ahead.

22 COMMISSIONER YOKOUCHI: Just asking Layne, any word
23 on your director, your deputy?

24 COMMISSIONER ANDRION: Number 2.

25 DIRECTOR LAYNE N. SILVA: It's still in progress.

1 We're still working to through the -- you know, the initial
2 kinks that we're trying to get through internally here. We're
3 making fantastic progress, you know, I'd be happy to report to
4 you guys that, you know, as one of the things that I've
5 mentioned all the way through the process that we went through
6 is one of my primary goals was to create a more healthy -- or
7 a healthy work environment. Not to say more healthy, but a
8 healthy work environment. And I believe we are making great
9 strides in that direction and achieving great accomplishments
10 in that, in that direction. So as far as the appointing of
11 a -- of a deputy, we're not quite there yet, but it does seem
12 like we're closing in on that, that time.

13 COMMISSIONER YOKOUCHI: So you've interviewed a few
14 people? Have you interviewed anyone?

15 DIRECTOR LAYNE N. SILVA: I have not held any
16 interviews at this point. Yeah. I just want to make sure
17 that I accomplish my primary goals that I set for myself
18 before I go into that process so I can -- I can put my full
19 focus and concentration into that when I -- when I get around
20 to doing that.

21 COMMISSIONER YOKOUCHI: Thank you.

22 VICE CHAIR BOLOSAN: Okay. Any more questions for
23 the director?

24 (No response.)

25 VICE CHAIR BOLOSAN: Before we adjourn, I'd liked to

1 acknowledge that your attendance today is greatly appreciated,
2 thank you, and especially for being kind to me today.

3 (Laughter.)

4 VICE CHAIR BOLOSAN: Jamie, I like that smile.

5 COMMISSIONER BECRAFT: You did -- you did a good
6 job. I can't imagine -- I didn't know you were gonna be
7 the -- chairing today. I can't imagine if somebody suddenly
8 made me chair, I'd be like --

9 VICE CHAIR BOLOSAN: Well, it was kind of last
10 minute and I even forgot that -- you know, saying, I believe
11 so, that Nane and Bruce are excused today. This was kind of
12 last minute. And, believe me, I had everything, you know,
13 ready for me for this morning last night, but I lost my -- you
14 know, my -- some of the sequence that I'm supposed to follow.
15 But thanks to you all, you know, I was -- I am surrounded with
16 good people always, so I thank you very much.

17 So can we have someone to move -- a motion for
18 approval to adjourn, then?

19 COMMISSIONER DE MELLO: I make a motion to adjourn
20 this meeting.

21 VICE CHAIR BOLOSAN: Okay, Jerrybeth. You got it.
22 Second?

23 COMMISSIONER ANDRION: Roberto Andrion.

24 VICE CHAIR BOLOSAN: Okay, Robert. You got it.
25 Thank you, Robert and Jerrybeth. I guess we're adjourned.

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Thank you very much.

COMMISSIONERS: Gotta vote.

VICE CHAIR BOLOSAN: Oh. Now, okay, I get used to -- okay. Let's for the vote for the vote. I guess everybody wants to go, so those of you who are in favor, say "aye."

(Response.)

VICE CHAIR BOLOSAN: Thank you, guys.

(The proceedings were adjourned at 9:47 a.m.)

