

MAUI COUNTY BOARD OF ETHICS

200 S. High St.
Wailuku, HI

AGENDA

(HYPERLINKS TO MEETING MATERIALS ADDED)

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: October 27, 2021
TIME: 12:30 PM
MEETING SITE: Online Only via BlueJeans
Meeting ID: 625 166 061
<https://bluejeans.com/625166061>

RECEIVED
OCT 20 PM 2:02
OFFICE OF THE
COUNTY CLERK

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 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 An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify.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 boardofethics@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. Public Testimony
3. Old Business
 - a. Update from Temporary Investigative Group (“TIG”), regarding, the E-filing of Maui County Board of Ethics Financial Disclosure Statement (“FDS”) with information from ITS resource, Susan Underwood.
 - b. Discussion and approval of revisions and/or amendments to 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. [\(FDS Form\)](#)
4. New Business
 - a. Financial Disclosure Statements (“FDS”) Elected & Appointed Officers.

(FDS Forms)
Fujioka, Gavin L.M.
Sato, Marci M.
Ventura, Bradford K.

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

Registration
Iosua, Michael L.- American Resort Development Assoc.
Iosua, Michael L. – BRE Hotels & Resorts (Blackstone)
Iosua, Michael L. - Marriott Vacations Worldwide
Oue, Evan K. - American Resort Development Assoc
Oue, Evan K. - BRE Hotels & Resorts (Blackstone)
Oue, Evan K. - Marriott Vacations Worldwide
Yoshimoto, Kimberley W. - American Resort Development Assoc
Yoshimoto, Kimberley W. - BRE Hotels & Resorts (Blackstone)
Yoshimoto, Kimberley W. - Marriott Vacations Worldwide

- c. Communications – Board member William Curtis, Jr. recap of and the results of, the September 30th Charter Commission meeting regarding Theme E Matrix – Ethics. [\(Theme E-Decisions\)](#)
5. Announcements:
 - Maui Board of Ethics new dedicated Email address is active and posted on Board web page with all future referrals of communication directed to, boardofethics@mauicounty.gov

6. Discussion of agenda items and Schedule next meeting date:
(subject to change) **November 10, 2021, 12:30 PM, online only via BlueJeans**
 7. ADJOURNMENT
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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. Old Business - None
3. New Business
 - a. Request for an Advisory Opinion No. 21A-10 dated September 15, 2021 from a MEMBER of the LANA'I PLANNING COMMISSION, regarding a matter on proposed changes to the Ko'ele District, on which the Commissioner resides, whether they can deliberate and/or vote on the matter, in accordance with Section 10-4.1.c. Prohibitions. of the Revised Charter of the County of Maui (1983), as amended ("Charter").
 - b. Request for an Advisory Opinion No. 21A-11 dated September 27, 2021 from a MEMBER of the COMMISSION ON PERSONS WITH DISABILITIES, whose occupation is as a Hawaii-licensed therapist, whether they can participate in the Commissions discussions and any future decision-making on the Counseling Compact Program, and advocate on behalf of the Commission to the County Administration and/or Council, in accordance with Section 10-4. Prohibitions. of the Revised Charter of the County of Maui (1983), as amended ("Charter").
 - c. Request for an Advisory Opinion No. 21A-12 dated September 10, 2021 from a MEMBER of the MOLOKAI PLANNING COMMISSION, whose business, co-owned with her husband, are scheduled to appear in front of the Molokai Planning Commission on a zoning request initiated prior to her appointment as a Commissioner, on which she'd like to present and advocate on the companies' behalf, in accordance with Section 10-4. Prohibitions. of the Revised Charter of the County of Maui (1983), as amended ("Charter").

- d. Financial Disclosure Statements Boards and Commissions:
 - De la Cruz, Zane P.
 - Vinoray, Stacey Lee M.B.
4. Announcements – None
5. Next Meeting - **November 10, 2021, 12:30 PM, Online Only via BlueJeans**
6. Adjournment of Executive Session