

**Approved**

COUNTY OF KAUAI  
Minutes of Meeting  
OPEN SESSION

Approved as amended 07/21/2020.

Board/Commission:	<b>BOARD OF ETHICS</b>	Meeting Date	<b>June 16, 2020</b>
Location	Teleconference	Start of Meeting: 1:05 p.m.	End of Meeting: 2:41 p.m.
Present	Chair Mia Shiraishi, Vice Chair Susan Burriss (joined at 1:09 p.m.), Secretary Mary Tudela. Members: John Latkiewicz, Dean Toyofuku. Also: Deputy County Attorney Charles Foster. Boards & Commissions Office Staff: Administrator Ellen Ching and Administrative Specialist Anela Segreti.		
Excused	Deputy County Attorney Todd Jenson		
Absent			
<b>SUBJECT</b>	<b>DISCUSSION</b>	<b>ACTION</b>	
<b>Call To Order</b>		Chair Shiraishi called the meeting to order at 1:06 p.m. Roll call: Member Latkiewicz: present Member Toyofuku: present Secretary Tudela: present Chair Shiraishi: present Four members present, which constituted a quorum. Vice Chair Burriss: joined at 1:09 p.m.	

SUBJECT	DISCUSSION	ACTION
<b>Approval of Minutes</b>	<u>Open Session Minutes of May 19, 2020</u>  No revisions.	Member Toyofuku moved to approve Open Session Minutes of May 19, 2020. Member Latkiewicz seconded. Voice vote: 4 ayes, 0 nays Motion carried 4:0
<b>Testimony</b>	<u>None</u>	No action
<b>Communication</b>	<u>None</u>	No action
<b>Request for an Advisory Opinion</b>	<u>None</u>	No action
<b>Business</b>	<u>BOE 2018-18 Update on statement regarding Council member Brun.</u>  Ellen Ching, Administrator, updated Board that the statement and County Attorney’s letter (both on file) have been uploaded to the Boards webpage and sent as a link to inquiries.  <p style="text-align: center;">Vice Chair Burriss joined the meeting at 1:09 p.m.</p> Chair Shiraishi updated Vice Chair Burriss on what she missed.	No action
<b>Disclosures</b>	<u>Employees:</u> 1. Michelle Lizama, Deputy Director of Finance 2. Teresa Tumbaga, Deputy County Attorney 3. Todd Raybuck, Chief of Police	Member Latkiewicz moved to approve the disclosures of Michelle Lizama, Teresa Tumbaga and Todd Raybuck. Vice Chair Burriss seconded. Voice vote: 5 ayes, 0 nays Motion carried 5:0

SUBJECT	DISCUSSION	ACTION
	<p><u>Volunteers:</u></p> <p>4. Dee Crowell, Liquor Control Commission            5. Laurie Yoshida, Salary Commission</p> <p><u>Candidates:</u></p> <p>6. Edgar Justus IV, Candidate for County Council</p> <p>7. Clint Yago, Candidate for County Council</p> <p>Members discussed concerns over Mr. Yago’s entry of “new job” under Employment section and blanks under Sections VI, VIII, IX, they request clarification on these items.</p> <p>8. Wally Nishimura, Candidate for County Council            9. Billy DeCosta, Candidate for County Council</p> <p>11. Jade Battad, Candidate for County Council</p> <p>Vice Chair Burriss questioned salary stated as monthly vs. annual. Board discussed sending back a disclosure for amounts of income. This one does not seem correct, disclosure request annual salary and should be clarified for consistency.</p>	<p>Member Toyofuku moved to approve the disclosures of Dee Crowell and Laurie Yoshida. Vice Chair Burriss seconded.            Voice vote: 5 ayes, 0 nays            Motion carried 5:0</p> <p>Secretary Tudela moved to return Clint Yago’s disclosure for clarification that there is no current income and Sections VI, VIII, and IX. Vice Chair Burriss seconded.            Voice vote: 5 ayes, 0 nays            Motion carried 5:0</p> <p>Vice Chair Burriss moved to return Jade Battad’s disclosure for clarification on whether salary stated is annual. Member Latkiewicz seconded.            Voice vote: 5 ayes, 0 nays            Motion carried 5:0</p>

SUBJECT	DISCUSSION	ACTION
	<p style="text-align: center;">10. Rory Parker, Candidate for County Council</p> <p>Members discussed that Mr. Parker’s entry on none for employment and income and whether this could be accurate. Chair Shiraishi stated that she read he identifies as a house husband. Secretary Tudela stated that he did say none so he consciously completed the form. Board discussed that they have no problem with it as he intentionally entered none.</p> <p>Chair Shiraishi called for a motion to approve Candidates numbers 6,8,9, and 10.</p>	<p>Secretary Tudela moved to approve Candidates 6-Edgar Justus IV, 8-Wally Nishimura, 9-Billy DeCosta, and 10-Rory Parker. Vice Chair Burriss seconded.</p> <p>Voice vote: 5 ayes, 0 nays          Motion carried 5:0</p>
<p><b>Executive Session</b></p>	<p>Pursuant to Hawai‘i Revised Statutes §92-4, §92-5 (a) (2) and (4), §92-6 (a) (b), the purpose of this Executive Session is to consult with the Board’s legal counsel on issues pertaining to Resolution 2019-1 to consider the evaluation, dismissal or discipline of an employee or officer of the County in which charges have been alleged against an employee or officer where consideration of matters affecting privacy will be involved; provided that if the individual concerned requests an open meeting, an open meeting shall be held; the Board’s and the County’s powers, duties, privileges, immunities, and /or liabilities as they may relate to this item, deliberate and take such action as appropriate.</p> <p><u>ES-018 Executive Session Minutes of May 19, 2020</u></p> <p><u>ES-022: BOE 2020-19 Pursuant to Hawai‘i Revised Statutes §92-4 and §92-5 (a) and (2) and (4), the purpose of this Executive Session is for the Board to discuss rescheduling of the informal hearing regarding Complaint 20-001 and other related matters where consideration of matters affecting privacy will be involved, and to consult with its attorney on questions and issues pertaining to the Board’s powers, duties, privileges, immunities and liabilities as they may relate to this agenda item.</u></p>	<p>Member Toyofuku moved to go into executive session. Secretary Tudela seconded.</p> <p>Voice vote 5 ayes, 0 nays.          Motion carried 5:0</p>

SUBJECT	DISCUSSION	ACTION
	The Board moved into Executive Session at 1:27pm	
<b>Return to Open Session</b>	Ratify on Board actions taken in Executive Session.	<p>The Board resumed in Open Session at 2:40 p.m.</p> <p>Secretary Tudela moved to ratify decisions made in Executive Session. Member Toyofuku seconded. Voice vote 5 ayes, 0 nays. Motion carried 5:0</p>
<b>Announcements</b>	<p>Next Meeting: Tuesday, July 21, 2020 – 1:00 p.m., Teleconference</p> <p>Possible change in meeting day to be discussed by email.</p>	
<b>Adjournment</b>		Without objection the meeting was adjourned at 2:41 p.m.

Submitted by: \_\_\_\_\_ Reviewed and Approved by: \_\_\_\_\_  
 Anela Segreti, Administrative Specialist Mia Shiraishi, Chair

- ( ) Approved as circulated.
- ( X ) Approved with amendments. See minutes of 07/21/2020.