REGULAR MONTHLY TELECONFERENCE MEETING NOTICE AND AGENDA
Friday, November 19, 2021
1:00 p.m. or shortly thereafter

Microsoft Teams Conferencing Information

Click on the link below or enter the url in your network browser to join on your computer or mobile app by VIDEO:
https://bit.ly/3qgUEo1

Or

Dial phone number and enter conference ID to call in and join by AUDIO:
Phone: +1 469-848-0234  United States, Dallas
Phone Conference ID: 722301854#

This meeting will be held via Microsoft Teams conferencing only. Members of the public are invited to join this meeting by using the link above or calling the number above with the conference ID information. You may testify during the video conference or submit written testimony in advance of the meeting via e-mail or mail. To avoid excessive noise/feedback, please mute your microphone except to testify.

CALL TO ORDER

ROLL CALL

APPROVAL OF MINUTES
Open Session Minutes of October 15, 2021

PUBLIC TESTIMONY

COMMUNICATION

REQUEST FOR AN ADVISORY OPINION

BUSINESS
BOE 2021-31  Review and possible discussion on response to email received October 5, 2021 from Lonnie Sykos and his acknowledgement.

BOE 2021-30  Discussion and possible action on letter from Charter Review Commission regarding request for proposals to amend the Charter.
BOE 2021-32 Discussion and possible action on implementation of the new ordinance regarding disclosure statements.

DISCLOSURES

Employee:
1. Rebecca Like, Candidate, Prosecuting Attorney
2. Joseph Tait, Manager & Chief Engineer, Department of Water
3. Stephen Hall, Deputy County Attorney
4. Jen Chahanovich, Fire Commission
5. Stephen Long, Kauaʻi Historic Preservation Review Commission

EXECUTIVE SESSION

ES-019 Pursuant to Hawaiʻi Revised Statutes §92-4, §92-5(a)(4), §92-9(a)(1-4) and (b), the purpose of this Executive Session is for the Board to approve or amend the Executive Session Minutes of October 15, 2021, and to consult with its attorney on issues pertaining to the Board’s powers, duties, privileges, immunities, and/or liabilities as they may relate to this item.

ES-004 BOE 2021-08 Pursuant to Hawaiʻi Revised Statutes §92-4 and §92-5 (a) and (2) and (4), the purpose of this Executive Session is for the Board to discuss a notarized formal complaint received February 8, 2021, charging that an employee or officer of the County has breached the Code of Ethics as set forth in the Kauaʻi County Charter section 20.02 B, 20.02 E and 20.02 F.

No officer or employee of the county shall:

B. Disclose information which, by law or practice, is not available to the public and which the officer or employee acquires in the course of the officer or employee’s official duties or use such information for the officer or employee’s personal gain or for the benefit of anyone.

E. Use the officer or employee’s official position to secure a special benefit, privilege, or exemption for the officer or employee or others.

F. Use county property for other than public activity or purpose.
RETURN TO OPEN SESSION
Ratify on Board actions taken in Executive Session.

ANNOUNCEMENTS
Next Meeting: Friday, December 17, 2021 at 1:00 p.m.

ADJOURNMENT

NOTICE OF EXECUTIVE SESSION
Pursuant to Hawaii Revised Statutes §92-7(a), the Board may, when deemed necessary, hold an executive session on any agenda item without written public notice if the executive session was not anticipated in advance. Any such executive session shall be held pursuant to HRS §92-4 and shall be limited to those items described in HRS §92-5(a). Discussions held in Executive Session are closed to the public.

cc: Aaron Larrimore, Deputy County Attorney

PUBLIC COMMENTS and TESTIMONY

SPEAKER REGISTRATION

Prior to the Day of the Meeting: Persons wishing to testify are requested to register their name, phone number, and agenda item via email at asegreti@kauai.gov; or by calling 808-241-4917. On the Day of the Meeting: Persons who have not registered to testify by the time the Commission meeting begins will be given the opportunity to speak on an item following oral testimonies of registered speakers.

Each speaker is limited to a three-minute presentation on each item.

WRITTEN TESTIMONY

Prior to the Day of the Meeting: Testimony may be emailed: asegreti@kauai.gov, or mailed: County of Kauai, Office of Boards and Commissions, Board of Ethics, 4444 Rice St., Ste. 300, Lihue, HI 96766.
SPECIAL ASSISTANCE

IF YOU NEED AN AUXILIARY AID/SERVICE OR OTHER ACCOMMODATION DUE TO A DISABILITY, OR AN INTERPRETER FOR NON-ENGLISH SPEAKING PERSONS, PLEASE CONTACT THE OFFICE OF BOARDS & COMMISSIONS AT (808) 241-4917 OR ASEGRETI@KAUAI.GOV AS SOON AS POSSIBLE. REQUESTS MADE AS EARLY AS POSSIBLE WILL ALLOW ADEQUATE TIME TO FULFILL YOUR REQUEST.

UPON REQUEST, THIS NOTICE IS AVAILABLE IN ALTERNATE FORMATS SUCH AS LARGE PRINT, BRAILLE, OR ELECTRONIC COPY.
COUNTY OF KAUAI  
Minutes of Meeting  
OPEN SESSION

<table>
<thead>
<tr>
<th>Board/Commission:</th>
<th>BOARD OF ETHICS</th>
<th>Meeting Date</th>
<th>October 15, 2021</th>
</tr>
</thead>
<tbody>
<tr>
<td>Location</td>
<td>Teleconference</td>
<td>Start of Meeting:</td>
<td>1:02 p.m.</td>
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<td>End of Meeting:</td>
<td>1:41 p.m.</td>
</tr>
<tr>
<td>Present</td>
<td>Chair Susan Burriss, Vice Chair Mia Shiraishi, Secretary John Latkiewicz. Members: Ryan de la Pena, Kelly Gentry, Dean Toyofuku. Also: Deputy County Attorney Aaron Larrimore. Boards &amp; Commissions Office Staff: Administrator Ellen Ching and Support Clerk Malialani Kelekoma.</td>
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<tr>
<td>Excused</td>
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<td>Absent</td>
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<tr>
<th>SUBJECT</th>
<th>DISCUSSION</th>
<th>ACTION</th>
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<tbody>
<tr>
<td>Call To Order</td>
<td></td>
<td>Chair Burriss called the meeting to order at 1:02 p.m.</td>
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<td>Roll call:</td>
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<td>Member de la Pena: present</td>
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<td></td>
<td></td>
<td>Member Gentry: present</td>
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<td></td>
<td></td>
<td>Member Toyofuku: present</td>
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<tr>
<td></td>
<td></td>
<td>Secretary Latkiewicz:present</td>
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<td></td>
<td></td>
<td>Vice Chair Shiraishi: present</td>
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<td></td>
<td>Chair Burriss: present</td>
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<td>Six members present, which constituted a quorum.</td>
</tr>
<tr>
<td>Approval of Minutes</td>
<td>Open Session Minutes of September 17, 2021</td>
<td>Secretary Latkiewicz moved to accept the minutes as presented. Member de la Pena seconded.</td>
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<td></td>
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<td>Voice vote: 6 ayes, 0 nays</td>
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<td>Motion carried 6:0</td>
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<tr>
<td>SUBJECT</td>
<td>DISCUSSION</td>
<td>ACTION</td>
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</tbody>
</table>
| Public Testimony | Chair Burriss asked guest if they had any testimony to offer.  
Mr. Lay responded no.  
Ms. Bodon did not respond.                                                                                                                     | No action       |
| Communication | **BOE 2021-29** Email received October 5, 2021 from Lonnie Sykos to the Charter Review Commission and the Board of Ethics asking what is acceptable ethical actions by our officials.  
Chair Burriss noted that there were specific items addressed to the Board of Ethics, but not in the form of a complaint. She asked Deputy County Attorney Larrimore if it would be appropriate to send a response.  
Deputy County Attorney Aaron Larrimore responded that the complaint is from a community member and he hasn’t alleged any particular complaint. He stated that the communication was also published. If the Board wants to follow up and clarify that if he wants more to done he would need to follow the requirements of the Charter and Code to send in a complaint, it would be in order.  
Chair Burriss called for a motion to receive the communication.  
Chair Burriss called for a motion to ask Deputy County Attorney Larrimore to draft a letter to Mr. Sykos to advise of appropriate steps to file a complaint to the Board.  
Deputy County Attorney clarified that he will draft a letter for Chair Burriss to sign as Chair.                                                                                             | Member de la Pena moved to receive BOE 2021-29. Vice Chair Shiraishi seconded.  
Voice vote: 6 ayes, 0 nays  
Motion carried 6:0  
Member de la Pena moved to have Deputy County Attorney draft letter to Mr. Sykos for Chair Burriss’ signature. Secretary Latkiewicz seconded.  
Voice vote: 6 ayes, 0 nays  
Motion carried 6:0 |
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<tr>
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<th>ACTION</th>
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<tbody>
<tr>
<td>Request for Advisory Opinion</td>
<td>None</td>
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</table>
| Business                    | BOE 2021-30 Discussion and possible action on letter from Charter Review Commission regarding request for proposals to amend the Charter.  
  Chair Burriss asked Administrator Ellen Ching if she thought there was anything that the Board should be looking at for Charter amendments.  
  Ms. Ching said no, none has come to mind, and reminded the Board that a number of complaints was received from the community regarding former Councilmember Brun.  
  She is not sure if that would be something that the Board of Ethics would want to take up as a proposal.  She stated that many community members were not aware that the Board’s purview is limited to specific violations to the Code of Ethics.  Other issue that was tabled was fine structure.  She noted that this is a very preliminary stage of the process.  A simple paragraph on what want to see changed and why is sufficient.  The Charter Commission may invite someone from the Board to explain the proposal at one of their meetings, they will discuss and then decide if they want to move forward.  It’s at that point that more extensive work will need to be done on proposal.  
  Chair Burriss asked if there are any other groups or boards likely to propose any amendments.  
  Administrator Ching stated that there has been some discussion.  The two things that potentially will be discussed before Charter Review is the issue of districting, and rank voting.  She explained that districting has come up before and that rank voting gives the option to vote as to who is first, second and third choice, a different way of conducting an election.  Also not sure if discussions will come up regarding avoiding the cost of a special election.  
  Chair Burriss asked if there was a timeframe and whether the members could go home and think about this and perhaps propose something next month.  
  Administrator Ching confirmed that would be fine. |        |
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<tr>
<td>Chair Burriss asked if anyone had anything at this time. Members responded no.</td>
<td>Vice Chair Shiraishi moved to receive BOE 2021-30 and put on agenda for next month’s meeting. Member de la Pena seconded. Voice vote: 6 ayes, 0 nays Motion carried 6:0</td>
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<td><strong>Disclosures</strong></td>
<td><strong>Employee:</strong> 1. Arryl Kaneshiro, Councilmember Chair Burriss asked if there were any comments or questions regarding the nature of consulting involved in the employment. No response from members.</td>
<td>Vice Chair Shiraishi moved to approve. Member Toyofuku seconded. Voice vote: 6 ayes, 0 nays Motion carried 6:0</td>
</tr>
<tr>
<td><strong>Executive Session</strong></td>
<td><strong>ES-018</strong> Pursuant to Hawai‘i Revised Statutes §92-4, §92-5(a)(4), §92-9(a)(1-4) and (b), the purpose of this Executive Session is for the Board to approve or amend the Executive Session Minutes of September 17, 2021, and to consult with its attorney on issues pertaining to the Board’s powers, duties, privileges, immunities, and/or liabilities as they may relate to this item. <strong>ES-004</strong> BOE 2021-08 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 a notarized formal complaint received February 8, 2021, charging that an employee or officer of the County has breached the Code of Ethics as set forth in the Kaua’i County Charter section 20.02 B, 20.02 E and 20.02 F. No officer or employee of the county shall: B. Disclose information which, by law or practice, is not available to the public and which the officer or employee acquires in the course of the officer or employee’s official duties or use such information for the officer or employee’s personal gain or for the benefit of anyone.</td>
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<tr>
<td>SUBJECT</td>
<td>DISCUSSION</td>
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<td>E. Use the officer or employee’s official position to secure a special benefit, privilege, or exemption for the officer or employee or others.</td>
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<td>F. Use county property for other than public activity or purpose.</td>
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<td>ES-012 BOE 2021-22 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 a notarized formal complaint received July 29, 2021, charging that an employee or officer of the County has breached the Code of Ethics as set forth in the Kaua‘i County Charter section 20.02 E, Standards of Conduct.</td>
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<td>ES-013 BOE 2021-23 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 a notarized formal complaint received July 29, 2021, charging that an employee or officer of the County has breached the Code of Ethics as set forth in the Kaua‘i County Charter section 20.02 E, Standards of Conduct.</td>
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<td>ES-014 BOE 2021-24 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 a notarized formal complaint received July 29, 2021, charging that an employee or officer of the County has breached the Code of Ethics as set forth in the Kaua‘i County Charter section 20.02 E, Standards of Conduct.</td>
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<td>ES-015 BOE 2021-25 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 a notarized formal complaint received July 30, 2021, charging that an employee or officer of the County has breached the Code of Ethics as set forth in the Kaua‘i County Charter section 20.02 E, Standards of Conduct.</td>
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<td>ES-016 BOE 2021-26 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 a notarized formal complaint received August 3, 2021, charging that an employee or officer of the County has breached the Code of Ethics as set forth in the Kaua‘i County Charter section 20.02 E, Standards of Conduct.</td>
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Vice Chair Shiraishi moved to go into Executive Session at 1:25 p.m. Member de la Pena seconded.

Voice Vote: 6 ayes, 0 nays. Motion carried 6:0
Return to Open Session

The Board resumed in Open Session at 1:39 p.m.

Roll call:
Member de la Pena: present
Member Gentry: present
Member Toyofuku: present
Secretary Latkiewicz: present
Vice Chair Shiraishi: present
Chair Burriss: present
Six members present, which constituted a quorum.

Ratify on Board actions taken in Executive Session.

Member de la Pena moved to ratify the actions taken by the Board in Executive Session. Member Toyofuku seconded.

Voice Vote: 6 ayes, 0 nays. Motion carried 6:0

Announcements
Next Meeting: Friday, November 19, 2021 at 1:00pm

Adjournment
Hearing no objections Chair Burriss adjourned the meeting at 1:41 p.m.
Submitted by: ______________________ Reviewed and Approved by: ______________________
Anela Segreti, Administrative Specialist             Susan Burriss, Chair

( ) Approved as circulated.
( ) Approved with amendments. See minutes of ________
October 25, 2021

Mr. Lonnie Sykos
Kapa‘a, HI
Isykos@hotmail.com

Dear Mr. Sykos:

The Board of Ethics (BOE) received your communication on October 15, 2021.

One of the functions of the Board is to initiate, receive, hear, and investigate complaints of violation of the code of ethics regarding complaints involving county officers. (See the following page, item #1).

The code of ethics is defined by the Kauai County Charter. (See the following page, item #2)

Thus, when the Board of Ethics received your communication, the Board was looking at the whether you were making a specific complaint against a county officer or whether you were generally expressing your opinion about recent actions taken by the County. The Board could not determine that you were making a specific complaint.

The Kaua‘i County Board of Ethics Rules and Regulations – Part 1 describe the requirements to file a complaint at Rule 6.1(a). (See the following page, item #3). Should you wish to file a complaint in the future, please include a concise statement of the facts constituting the alleged violation of the code of ethics, the name and position of the person allegedly violating the code of ethics, and sign the complaint under oath.

Attached you will find the Board complaint form and procedures for filing a complaint for further reference.

The Board appreciates your time in bringing this issue before it.

Sincerely,

Susan Burriss
Chair
Board of Ethics

BOE 2021-31
1. **Kauai County Charter Section 20.05. Board of Ethics.**

   D. It shall be the function of the board:

   (1) To initiate, receive, hear, and investigate complaints of violations of the code of ethics and to transmit its findings to the council as to complaints involving county officers and to the civil service commission as to employees. It may also, on its own, file impeachment proceedings in the circuit court.

2. **Kauai County Charter Section 20.01. Standards of Conduct.**

   **Kauai County Charter Section 20.02**

   **Section 20.01. Standards of Conduct.** In order to establish a high standard of integrity and morality in government service, a code of ethics is hereby established.

   **Section 20.02.** No officer or employee of the county shall:

   A. Solicit, accept, or receive, directly or indirectly, any gift, whether in the form of money, service, loan, travel, entertainment, hospitality, thing, or promise, or in any other form, under circumstances in which it can reasonably be inferred that the gift is intended to influence the officer or employee in the performance of the officer or employee's official duties or is intended as a reward for any official action on the officer or employee's part.

   B. Disclose information which, by law or practice, is not available to the public and which the officer or employee acquires in the course of the officer or employee's official duties or use such information for the officer or employee's personal gain or for the benefit of anyone.

   C. Acquire financial interest in business enterprises which the officer or employee may be directly involved in official action to be taken by the officer or employee.

   D. Appear on behalf of private interests before any county board, commission, or agency.

   E. Use the officer or employee's official position to secure a special benefit, privilege, or exemption for the officer or employee or others.

   F. Use county property for other than public activity or purpose.

3. **Kauai'i County Board of Ethics Rules and Regulations – Part 1. Rule 6.1(a)**

   6.1 COMPLAINTS INSTITUTED BY A MEMBER OF THE PUBLIC
(a) Content. All complaints shall contain a concise statement of the facts constituting the alleged violation of the Code of Ethics, the name and position of the respondent, and shall be signed under oath by the complainant. The oath shall be administered in accordance with the laws of the State of Hawai‘i.
The Board of Ethics is made up of Kaua‘i residents. These volunteer members are dedicated to allowing all the people of Kaua‘i an opportunity to express their concerns regarding possible ethical misconduct by elected or appointed officials of the County of Kaua‘i and employees of the County.

In order to review all complaints thoroughly, the Board of Ethics members require that certain procedures be followed:

1. All complaints must be in writing.
2. All written complaints must be notarized or signed under oath.
3. The alleged violation must reference the pertinent section of the Kauai County Charter.

All complaints are considered CONFIDENTIAL and will be discussed at the next available regular Board of Ethics meeting in executive session unless the respondent requests that the complaint be heard in open session.

Please feel free to contact our assistant, Anela Segreti by phone at 241-4917 in the Office of Boards and Commissions should you have any further questions or concerns.
CONFIDENTIAL

COUNTY OF KAUA‘I
BOARD OF ETHICS

FORMAL COMPLAINT

I, ____________________________________________,
whose residence address is ____________________________, and
whose mailing address is ____________________________, and
whose bus. phone is __________ and whose resident phone is __________, do hereby
affirm that the information given by me is true and correct to the best of my knowledge and belief.

The above-named applicant makes the following complaint against:

______________________________________________, Position of the
Name of Employee / Official of the

______________________________________________, whom I believe to be in
Name of Department / Board / Commission

violation of Kaua‘i County Charter Article XX, section:

The charge is based on the following factual information or observations:

COMPLAINT:

______________________________________________

______________________________________________

DATE OF OCCURRENCE: ____________ TIME OF OCCURRENCE: ____________

PLACE OF OCCURRENCE: ____________________________________________

WITNESSES:Please list names, if any, and attach their statement.

______________________________________________

______________________________________________
All complaints shall contain a concise statement of the facts constituting the alleged violation of Article XX, the name and position of the respondent, and shall be signed under oath by the complainant (Kaua'i County Board of Ethics Rules & Regulations Rule 6, 6.1(a)):

Certification – MUST BE SIGNED IN FRONT OF A NOTARY PUBLIC

Signature ___________________________ Date ____________

Doc. Date: ___________________________ # Pages: __________
Doc. Description: ______________________
Notary Name: _________________________ Circuit __________________________
Subscribed and sworn to before me this ______ day of _____________, 200___

Notary Public, State of Hawai‘i
My commission expires: __________________________
Aloha

Thank you for your response to my inquiry.

I understand my need to reframe questions submitted to the Commission.

Thank you.

Lonnie Sykos
Kapaa
808 280 1654
October 1, 2021

Chair Susan Burriss
Board of Ethics
c/o Boards and Commissions
4444 Rice St., Ste. 300
Lihue, Hawaii 96766

RE: Requesting any proposals to amend the Charter

Dear Chair Burriss and Members of the Board of Ethics:

You are invited to present any proposals you may have on any Charter amendments you would like the Charter Commission to consider.

Should you want to propose any amendments, please provide a brief background on the issue and how the amendment will address or solve the issue.

Should you have any questions, please feel free to contact, Ellen Ching at eching@kauai.gov or at 241-4922.

Sincerely,

[Signature]

Reid Kawane, Chair
Charter Review Commission
A BILL FOR AN ORDINANCE AMENDING CHAPTER 3, KAUA'I COUNTY CODE 1987, AS AMENDED, RELATING TO FINANCIAL DISCLOSURES

BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF KAUA'I, STATE OF HAWAII:

SECTION 1. Findings and purpose. The Council finds that a range of important government operations are conducted by employees working underneath the Mayor and department heads and deputies. These employees are engaged in sensitive matters involving the administration of County business and the determination of compliance with County law and rules. These employees historically have not been required to file financial disclosures with the Board of Ethics under Chapter 3, Section 3-1.9(a), Kaua'i County Code 1987, as amended.

The Council finds that a Charter Amendment was duly adopted on November 3, 2020, that broadened the classes of employees required to file financial disclosures with the Board of Ethics to include the Managing Director, the heads of agencies and divisions, and regulatory employees.

The Council finds that Chapter 3, Kaua'i County Code 1987, as amended, must be amended in order to conform to the Charter Amendment adopted in November 2020. Furthermore, the Council finds that the term "regulatory employees" should be defined in the Kaua'i County Code 1987, as amended, to provide clarity and certainty on which employees shall be required to file financial disclosures.

The purpose of this Ordinance is to amend Chapter 3, Sections 3-1.3 and 3-1.9(a), Kaua'i County Code 1987, as amended, to conform to the County Charter and to define the regulatory employees required to file financial disclosures with the Board of Ethics.

SECTION 2. Chapter 3, Section 3-1.3, Kaua'i County Code 1987, as amended, is hereby amended by inserting, alphabetically, a definition for the following term:

"Regulatory Employee" means

(1) Supervisors of inspectors employed by the Department of Public Works;
(2) Inspectors employed by the Department of Public Works;
(3) Supervisors of liquor control investigators;
(4) Liquor control investigators;
(5) Buyers and purchasing agents;
(6) Supervisors of real property tax appraisers;
(7) Real property tax appraisers;
(8) Supervisors of planners or inspectors employed by the Planning Department;
(9) Planners employed by the Planning Department;
(10) Inspectors employed by the Planning Department;
(11) Supervisors of fire prevention inspectors;
(12) Fire prevention inspectors;
(13) Supervisors of housing quality standards inspectors;
(14) Housing quality standards inspectors;
(15) Supervisors of motor vehicle inspectors;
(16) Motor vehicle inspectors;
(17) Supervisors of inspectors employed by the Department of Water;
(18) Inspectors employed by the Department of Water;
(19) The County Auditor;
(20) Auditors employed by the County Auditor; and
(21) Analysts employed by the County Auditor.”

SECTION 3. Chapter 3, Section 3-1.9(a), Kaua‘i County Code 1987, as amended, is hereby amended to read as follows:

“(a) The Mayor, Councilpersons, [all department heads and deputies,] Managing Director, heads and deputies of all departments, agencies, and divisions, members of boards and commissions [and], the purchasing administrator, and [any employee delegated or authorized to act on behalf of the Director of Finance and the Deputy Director of Finance in their absence] regulatory employees shall, within thirty (30) days of assuming office, file with the Board of Ethics a list of all real property within the County in which he or she has any right, title or interest; a list of all business firms which contract for County business in which he or she has interest; all places of employment, including part-time employment; and all sources and amounts of income, business ownership, officer and director positions, debts, creditor interests in insolvent businesses and the names of persons represented before government agencies. Amendments to the list, including additions, deletions or changes in title, interest in property or of employment, shall be made within thirty (30) days of the occurrence of the amendment. The list shall be a matter of public record[.]; provided that the lists of regulatory employees shall not be open to public inspection.”
SECTION 4. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are severable.

SECTION 5. Material to be repealed is bracketed. New material is underscored. When revising, compiling, or printing this Ordinance for inclusion in the Kaua‘i County Code 1987, as amended, the brackets, bracketed material, and underscoring need not be included.

SECTION 6. This Ordinance shall take upon its approval.

Introduced by:

[Signature]

ARRYL KANESHIRO
(By Request)

DATE OF INTRODUCTION:

August 4, 2021

Līhu‘e, Kaua‘i, Hawai‘i
CERTIFICATE OF THE COUNTY CLERK

I hereby certify that heretofore attached is a true and correct copy of Bill No. 2830, which was passed on first reading and ordered to print by the Council of the County of Kaua‘i at its meeting held on August 4, 2021, by the following vote:

FOR PASSAGE: Carvalho, Chock, Cowden, DeCosta, Evslin, Kuali‘i, Kaneshiro
AGAINST PASSAGE: None
EXCUSED & NOT VOTING: None
RECUSED & NOT VOTING: None

TOTAL - 7, TOTAL - 0, TOTAL - 0, TOTAL - 0.

Līhu‘e, Hawai‘i
August 4, 2021

Jade . Fountain-Tanigawa
County Clerk, County of Kaua‘i
CERTIFICATE OF THE COUNTY CLERK

I hereby certify that heretofore attached is a true and correct copy of Bill No. 2830, which was adopted on second and final reading by the Council of the County of Kaua'i at its meeting held on October 6, 2021, by the following vote:

FOR ADOPTION: Carvalho, Chock, Cowden, DeCosta, Evslin, Kuali‘i, Kaneshiro TOTAL – 7,

AGAINST ADOPTION: None TOTAL – 0,

EXCUSED & NOT VOTING: None TOTAL – 0,

RECUSED & NOT VOTING: None TOTAL – 0.

Līhu‘e, Hawai‘i
October 6, 2021

Jade K. Fountain-Tanigawa
County Clerk, County of Kaua‘i

ATTEST:

Arryl Kaneshiro
Chairman & Presiding Officer

DATE OF TRANSMITTAL TO MAYOR:

October 6, 2021

Approved this 7th day of

October, 2021.

Derek S.K. Kawakami,
Mayor
County of Kaua‘i