

Approved

COUNTY OF KAUAI
Minutes of Meeting
OPEN SESSION

Approved as submitted 03/17/2023.

Board/Commission:	BOARD OF ETHICS	Meeting Date	February 17, 2023
Location	Boards & Commissions Conf. Room	Start of Meeting: 1:00 p.m.	End of Meeting: 2:56 p.m.
Present	Chair John Latkiewicz, Vice Chair Ryan de la Pena, Secretary Rose Ramos-Benzel, Members: Susan Burriss (exited meeting at 2:47 p.m.), Dean Toyofuku. Also: Deputy County Attorney Aaron Larrimore. Boards & Commissions Office Staff: Administrator Ellen Ching, and Support Clerk Anela Segreti.		
Excused			
Absent			
SUBJECT	DISCUSSION	ACTION	
A. Call To Order B. Roll Call		Chair Latkiewicz called the meeting to order at 1:00 p.m. Roll call: Member Burriss: present Member Toyofuku: present Secretary Ramos-Benzel: present Vice Chair de la Pena: present Chair Latkiewicz: present Five members present, which constituted a quorum.	

SUBJECT	DISCUSSI	ACTION
C. Approval of Agenda	<p>For the record Chair Latkiewicz confirmed that there was no one in the audience.</p> <p>Chair Latkiewicz entertained a motion to approve the agenda.</p> <p>Ellen Ching, Administrator, confirmed no one was present in the audience and he did not have to ask for testimony after every agenda item.</p>	<p>Member Burriss moved to accept the agenda as submitted. Vice Chair de la Pena seconded.</p> <p>Motion carried 5:0</p>
D. Approval of Minutes	<p>Minutes of the Open Session: 1. January 20, 2023</p> <p>Chair Latkiewicz entertained a motion to approve the minutes.</p>	<p>Member Burriss moved to accept the minutes of January 20, 2023 as submitted. Secretary Ramos-Benzel seconded.</p> <p>Motion carried 5:0</p>
E. Public Testimony	<p>None.</p>	
F. Executive Session	<p><u>ES-001 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 January 20, 2023, 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.</u></p> <p><u>ES-002 BOE 2022-01 Pursuant to Hawai'i Revised Statutes §92-4 and §92-5 (a) and (2) and (4), the purpose of this Executive Session is for discussion and possible action on 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.</u></p> <p><u>No officer or employee of the county shall:</u> <u>B. Disclose information which, by law or practice, is not available to the public and</u></p>	

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	<p><u>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.</u></p> <p><u>E. Use the officer or employee’s official position to secure a special benefit, privilege, or exemption for the officer or employee or others.</u></p> <p><u>F. Use county property for other than public activity or purpose.</u></p> <p><u>ES-003 Pursuant to Hawai’i Revised Statutes § 92-4, § 92-5(a)(2), and § 92-5(a)(4), the purpose of this Executive Session is for the Board to review the Disclosure Statements required under Kaua’i County Code § 3-1.9 of the following regulatory employees, 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.</u></p> <p><u>Regulatory Employees:</u></p> <ol style="list-style-type: none"> <u>5. Chad Yamamoto, Supervising Construction Inspector</u> <u>6. Taj Leone, Building Inspector</u> <u>7. Brayden Munar, Building Inspector</u> <u>8. Michael Hinazumi, Civil Engineer VII</u> <u>9. Ronson Valdez, Building Inspector</u> <u>10. Scott Suga, Project Management Officer</u> <u>11. Edwin Navarro, Electrical Inspector</u> <u>12. Jimmy Iloreta, Electrical Inspector</u> <u>13. Sixto Agoto, Jr., Senior Building Inspector</u> <u>14. Stanford Lau, Plumbing Inspector</u> <u>15. Weston Moniz, Waterworks Inspector III</u> <u>16. Alisha Summers, Long Range Planner III</u> <u>17. James Tejada, Planning Inspector</u> <u>18. Jaret Towler, Planning Inspector</u> <u>19. Jason Kagimoto, Acting Engineering Division Head</u> <u>20. Jet Levinthol, Supervising Waterworks Inspector</u> 	

SUBJECT	DISCUSSI	ACTION
	<p>21. <u>Juanito Rabaino, Building Inspector</u> 22. <u>Scott Shibuya, Construction Inspector</u> 23. <u>Takara Kunioka, Civil Engineer III</u> 24. <u>Leolynne Escalona, Code Enforcement Officer</u> 25. <u>Joan Ludington, Enforcement Inspector</u> 26. <u>Shelea Koga, Planner</u> 27. <u>Alan Clinton, Administrative Planning Officer</u></p>	<p>Vice Chair de la Pena moved to enter into Executive Session at 1:04 p.m. Member Toyofuku seconded.</p> <p>Motion carried 5:0</p>
<p>G. Return to Open Session</p>	<p><u>Ratify on Board actions taken in Executive Session.</u> Open session resumed at 2:50 p.m.</p> <p>Member Burriss left the meeting at 2:47 p.m.</p> <p>Ms. Ching Noted that there is no one in the audience.</p>	<p>Member Toyofuku moved to ratify actions taken in Executive Session. Secretary Ramos-Benzel seconded.</p> <p>Motion carried 4:0</p>
<p>H. Communication</p>	<p><u>BOE 2023-02 Possible conflict of interest and recusal dated January 25, 2023, from Council Chair Mel Rapozo on C 2023-22, relating to a claim filed against the County of Kauai.</u></p>	<p>Vice Chair de la Pena moved to receive BOE 2023-02. Member Toyofuku seconded.</p> <p>Motion carried 4:0</p>
	<p><u>BOE 2023-03 Disclosure of Interest dated January 23, 2023, from Francis DeGracia, Planning Commission Chair, relating to the Planning Commission Agenda Item K.1., meeting on January 24, 2023.</u></p>	<p>Member Toyofuku moved to receive BOE 2023-03. Vice Chair de la Pena seconded.</p> <p>Motion carried 4:0</p>
	<p><u>BOE 2023-04 Disclosure of Interest dated January 23, 2023, from Donna Apisa, Planning Commission Vice Chair, relating to the Planning Commission Agenda Item K.1., meeting on January 24, 2023.</u></p>	<p>Member Toyofuku moved to receive BOE 2023-04. Vice Chair de la Pena seconded.</p> <p>Motion carried 4:0</p>
	<p><u>BOE 2023-05 Letter from County Clerk Jade Fountain-Tanigawa dated February 1, 2023, regarding the 2022 County of Kaua'i Lobbyist Registration.</u></p>	<p>Member Toyofuku moved to receive BOE 2023-05. Secretary de la Pena seconded.</p> <p>Motion carried 4:0</p>

SUBJECT	DISCUSSI	ACTION
I. Request for an Advisory Opinion	None.	
J. Business	<u>BOE 2023-06 Discussion and possible decision regarding communication from County Clerk Jade Fountain-Tanigawa regarding the 2022 County of Kaua'i Lobbyist Registration and those that have not registered.</u>	Member Toyofuku moved to send letters to lobbyists that have not submitted their registration. Vice Chair de la Pena seconded. Motion carried 4:0
K. Disclosures	<u>Employees:</u> 1. Jodi A.H. Sayegusa, Planning Department Deputy Director 2. Addison Bulosan, Councilmember <u>Volunteers:</u> 3. Lori Otsuka, Planning Commissioner 4. Jerry Ornellas, Planning Commissioner	Member Toyofuku moved to accept disclosures #1-#4. Secretary Ramos-Benzel seconded. Motion carried 4:0
L. Announcements	Next Meeting: Friday, March 17, 2023, at 1:00pm	
M. Adjournment		Hearing no objections Chair Latkiewicz adjourned the meeting at 2:56 p.m.

Submitted by: _____ Reviewed and Approved by: _____
 Anela Segreti, Administrative Specialist John Latkiewicz, Chair

(X) Approved as circulated.
 () Approved with amendments. See minutes of _____