



PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

www.MauiCounty.us/GREAT

Committee Chair
Michael J. Molina

Committee Vice-Chair
Keani N.W.
Rawlins-Fernandez

Voting Members:
Gabe Johnson
Tasha Kama
Kelly Takaya King
Alice L. Lee
Tamara Paltin
Shane M. Sinenci
Yuki Lei K. Sugimura

GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE

Tuesday, August 3, 2021

9:00 a.m.

MEETING SITE:

Online Only

Phone testimony: 1-408-915-6290, meeting code 175 115 369

Video testimony: <https://bluejeans.com/175115369>

View live: Akaku, Channel 53 or mauicounty.us/agendas

*Subject to change without notice. Visit mauicounty.us for more information.

A G E N D A

NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS (MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES) (GREAT-2(18))

Description: The Committee is in receipt of correspondence dated July 2, 2021 (received on July 7, 2021), from the Mayor, transmitting a proposed resolution, entitled "RELATING TO THE APPOINTMENT OF MELISSA JOHNSON TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES," with a completed application for the nominee. The purpose of the proposed resolution is to approve or disapprove the Mayor's nomination of Melissa Johnson to the Maui County Commission on Persons with Disabilities, for a term expiring on March 31, 2022, to fill a vacancy due to the resignation of Melody Uchimura.

Status: The Council must approve or disapprove the nomination by September 5, 2021, or the nomination will be deemed approved. The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider other related action.

[Correspondence from Mayor 07-02-2021](#)

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BANK OF AMERICA'S COMMITMENT TO PROVIDE MORTGAGES FOR NATIVE HAWAIIANS ON HAWAIIAN HOME LANDS (GREAT-19)

Description: The Committee is in receipt of the following:

1. County Communication 19-107, from Councilmember Michael J. Molina, relating to the United States Federal Reserve System's order requiring the Bank of America to provide mortgages on Hawaiian Home Lands.
2. County Communication 19-108, from Presiding Officer Pro Tempore Tasha Kama, relating to Bank of America's \$150,000,000 loan commitment for Native Hawaiians on Hawaiian Home Lands.
3. County Communication 19-337, from Presiding Officer Pro Tempore Tasha Kama, transmitting a proposed resolution entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL TO INVESTIGATE AND LITIGATE ACTIONABLE CLAIMS AGAINST BANK OF AMERICA AND THE BANKING AND MORTGAGE INDUSTRY." The purpose of the proposed resolution is to authorize the employment of special counsel to investigate and litigate actionable claims against Bank of America and the banking and mortgage industry.
4. County Communication 19-338, from Council Chair Kelly T. King, attaching copies of County Communication 19-107 from Councilmember Michael J. Molina, and County Communication 19-108 from Presiding Officer Pro Tempore Tasha Kama, relating to this matter.
5. Government Relations, Ethics, and Transparency Committee Report 21-18, which was recommitted by the Council at its meeting of April 6, 2021.
6. Correspondence dated July 28, 2021, from Committee Chair Michael J. Molina, transmitting a proposed resolution entitled "URGING THE DEPARTMENT OF THE CORPORATION COUNSEL TO WORK WITH SPECIAL COUNSEL TO FILE LEGAL CLAIMS ON THE COUNTY'S BEHALF UNDER RESOLUTION 20-97." The purpose of the proposed resolution is to urge Corporation Counsel to work with special counsel Bronster Fujichaku Robbins to file legal claims on the County's behalf under Resolution 20-97.

Status: The Committee may consider whether to recommend adoption of the proposed resolution noted in paragraph 6, with or without revisions. The Committee may also consider the filing of County Communications 19-107, 19-108, 19-337, and 19-338, and other related action.

Note: With reference to this agenda item, one or more executive meetings are anticipated in accordance with Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

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[County Communication 19-107](#)

[County Communication 19-108](#)

[County Communication 19-337](#)

[County Communication 19-338](#)

[Recommitted Committee Report 21-18](#)

[Correspondence from Committee Chair 07-28-2021](#)

AMENDMENTS TO THE RULES OF THE COUNCIL (VARIOUS) (GREAT-6(1))

Description: The Committee is in receipt of the following:

1. Miscellaneous Communication, dated January 5, 2021, from the County Clerk, relating to the Rules of the Council.
2. Correspondence dated January 13, 2021, from Committee Chair Michael J. Molina, transmitting a proposed resolution entitled "AMENDING THE RULES OF THE COUNCIL." The purpose of the proposed resolution is to incorporate various amendments to Rule 2(B) of the Rules of the Council relating to conducting meetings via video conferencing if allowed by State law or in the event of a County, State, or Federal emergency of significant health crisis or pandemic; the use of Rule 7(G) relating to an urgency that cannot be met if the matter is sent to committee, a matter relating to a County, State, or Federal emergency, or action required to preserve the health, safety, and well-being of residents of the County; and a new Rule 29 relating to a limitation on clarifying questions of testifiers, as attached in Exhibit "A" to the proposed resolution.
3. Correspondence dated January 19, 2021, from Committee Chair Michael J. Molina, transmitting an Amendment Summary Form to add a new Rule 30 of the Rules of the Council that limits the number of times a member can use Rule 7(G) to no more than once per regular Council meeting.
4. Correspondence dated January 19, 2021, from Councilmember Yuki Lei Sugimura, transmitting an Amendment Summary Form proposing an amendment to Rule 27 of the Rules of the Council relating to modifications to the Council Chamber.
5. Correspondence dated March 3, 2021, from Council Chair Alice L. Lee, transmitting a proposed resolution entitled "ADOPTING AN AMENDED VERSION OF THE RULES OF THE COUNCIL." The purpose of the proposed resolution is to incorporate various amendments to the Rules of the Council, as attached in Exhibit "A" to the proposed resolution.
6. Correspondence dated March 3, 2021, from Council Chair Alice L. Lee, transmitting an Amendment Summary Form proposing amendments to Rule 7(G) of the Rules of the Council relating to exempting resolutions from the requirement of committee referral and

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report, Rule 16 relating to the use of Robert's Rules of Order Newly Revised, 11th Edition, "small board" rules, Rule 18 relating to designating County officials and employees as resource persons, and Rule 23 relating to the discretion of the Council to refer pending items, and repealing Rule 22 relating to council travel.

Status: The Committee may consider whether to recommend adoption of the proposed resolution in paragraph seven, with or without revisions. The Committee may also consider the filing of County Communication 21-214, the Miscellaneous Communication, and other related action.

[Miscellaneous Communication 01-05-2021](#)

[Correspondence from Committee Chair 01-13-2021](#)

[Correspondence from Committee Chair 01-19-2021](#)

[Correspondence from Councilmember Sugimura 01-19-2021](#)

[Correspondence from Council Chair 03-03-2021](#)

[Proposed Amendments from Committee Chair 03-03-2021](#)

CONTACT INFORMATION

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200 South High Street
Wailuku, Hawaii 96793

COMMITTEE STAFF

Shelly Espeleta, Kasie Apo Takayama, Pauline Martins, and James Forrest

BOARD PACKETS

Board Packets, as defined in Section 92-7.5, HRS, will be electronically posted as soon as practicable under the current conditions.

CONNECTIVITY

This online meeting is being conducted in accordance with the Governor's most recent emergency proclamation on COVID-19. The proclamation partially suspends the Sunshine Law, and meetings can be conducted without Councilmembers or members of the public being physically present in the same location. Nothing said today or included in the agenda is intended to create obligations in excess of those required under the Sunshine Law and the emergency proclamation.

If BlueJeans connectivity affecting quorum is lost, the Committee will be in recess. It will not be considered a loss of quorum unless connectivity cannot be restored within 30 minutes. If BlueJeans connectivity is prematurely terminated for whatever reason, please log back into the meeting using the same link. If Akaku is terminated for whatever reason, or prematurely ceases broadcasting the meeting to Channel 53, Akaku will try its best to restore broadcasting. But if it is unable to do so in a reasonable amount of time, the Committee will continue its meeting, record it on BlueJeans, and after the meeting, forward the recording to Akaku to be included with archived meeting videos.

If connectivity affecting quorum cannot be restored within 30 minutes, the meeting will automatically reconvene the following Tuesday at 9 a.m., using the same virtual connections, unless the Committee announces a different date and time.

TESTIMONY

Oral testimony via phone by dialing in to 1-408-915-6290 and entering meeting code 175 115 369

Video testimony via BlueJeans link: <https://bluejeans.com/175115369>

Written testimony via eComment. For more information on how to use eComment, please visit <http://mauicounty.us/ecomment/>

For more information on testifying please visit www.MauiCounty.us or contact the Office of Council Services.

LIVE CABLECAST AND WEBCAST

Live meeting is available on Akaku: Maui Community Media, Channel 53.

Or go to mauicounty.us/agendas to access live and archived meeting videos.

Agenda items are subject to cancellation.