DAVID Y. IGE GOVERNOR

RODERICK K. BECKER COMPTROLLER



ROSS I. YAMASAKI CHAIRMAN, STADIUM AUTHORITY

> SCOTT L. CHAN MANAGER

RYAN G. ANDREWS
DEPUTY MANAGER

An Agency of the State of Hawaii

Stadium Authority Meeting 99-500 Salt Lake Boulevard Honolulu, Hawaii 96818

September 28, 2017

### Members Present:

Ross I. Yamasaki, Chairman

Audrey Abe

Keith Y. Amemiya

John Fink

Michael Iosua

Scot Long

Brennon T. Morioka

Charles T. Toguchi, Vice Chairman

David H. Uchiyama

### Staff

Scott L. Chan Ryan Andrews Russell Uchida

Stephen Lee Charles Vitale Neal Sakamoto

Trina Silva

Andrew Chang

Samantha Spain

Liane Nakagawa

### Others:

Randall Nishiyama, Deputy Attorney General (AG)
Carl Clapp, University of Hawaii Athletics
Davy Murayama, Centerplate
Louise Sper, Aloha Sports Properties
Franz Kraintz, City & County of Honolulu, Planning & Permitting
Abbey Mayer, Honolulu Authority on Rapid Transportation (HART)
Frank Kosich, Honolulu Authority on Rapid Transportation (HART)
Chris Kinimaka, Department of Accounting & General Services (DAGS)
David DePonte, Department of Accounting & General Services (DAGS)
See Exhibit A (Sign-in Sheet)

Stadium Authority Meeting September 28, 2017 Page 2

### I. CALL TO ORDER

A quorum being present, Chairman Ross I. Yamasaki called the meeting to order at 8:34 a.m.

The Chair requested board approval on the following modifications to the agenda:

- A MOTION WAS MADE BY MEMBER IOSUA AND SECONDED BY MEMBER AMEMIYA TO MOVE SECTION V.E.2 PRESENTATION BY DANIEL GLUCK, HAWAII STATE ETHICS COMMISSION SECTION VII.1. UNFINISHED BUSINESS. THE MOTION WAS UNANIMOUSLY CARRIED.
- 2. A MOTION WAS MADE BY MEMBER IOSUA AND SECONDED BY MEMBER FINK TO ADD "FOR DISCUSSION AND ACTION" TO SECTION V.D.3.c. TOD LETTER OF ENFORSEMENT. THE MOTION WAS UNANIMOUSLY CARRIED.
- 3. A MOTION WAS MADE BY MEMBER TOGUCHI AND SECONDED BY MEMBER AMEMIYA TO DELETE "LEGISLATIVE COMMITTEE CHAIR'S REPORT" AND REPLACE WITH "DISCUSSION AND ACTION SUNSET OF THE SUB-COMMITTEE" TO SECTION V.D.4. SUB-COMMITTEE REPORTS. THE MOTION WAS UNANIMOUSLY CARRIED.
- 4. A MOTION WAS MADE BY MEMBER IOSUA AND SECONDED BY MEMBER AMEMIYA TO ADD A NEW SECTION V.E.2. "IAC MEMBERS FOR DISCUSSION AND ACTION" -- TO FILL THE TWO VACANT POSITIONS ON THE IAC BY SEATING MEMBERS MORIOKA AND ABE ON THE COMMITTEE. THE MOTION WAS UNANIMOUSLY CARRIED.
- 5. A MOTION WAS MADE BY MEMBER AMEMIYA AND SECONDED BY MEMBER UCHIYAMA TO ADD SECTION V.E.3 "VICE-CHAIR ELECTION DISCUSSION AND ACTION" -- TO FILL THE VACANT VICE CHAIR POSITION. THE MOTION WAS UNANIMOUSLY CARRIED.

### II. OATH OF OFFICE

The Chair stated, at the last Stadium Authority meeting the board was informed that the nominees for the board seats were made and that confirmation was being processed through the special session of the Legislature. He said that process has been completed and Mr. Brennon Morioka and Ms. Audrey Abe are our new members of the Stadium Authority. On Tuesday, they participated in an Orientation at the stadium, and at that time the Oath of Office was conducted by Counsel Randall Nishiyama; they are now officially seated on this board.

The Chair welcomed the new members and said he is very excited about the perspectives and skill sets that they bring to the Authority. He said Ms. Abe is a CPA, a

realtor, and a real estate appraiser, which skills will be beneficial as we start discussing development opportunities and financial plans for development.

• Member Abe said she is privileged to be on the board and expressed her appreciation for the opportunity. She added, the orientation was very good and although a lot of work has been done, she sees at this turning point that there is a lot more work ahead and will give her best efforts as a member of the board.

The Chair said Dr. Morioka needs no introduction to the board as he has been attending these meeting while representing HART. Chair said we are very excited and that his knowledge in transportation and his roles as an executive brings a lot to the table.

Member Morioka said he is happy to be on board.

### III. PUBLIC TESTIMONY

None

### IV. <u>APPROVAL OF MINUTES</u>

A. Approval of the minutes for the August 31, 2017 Regular Session and Executive Session:

A MOTION WAS MADE BY MEMBER JOHN FINK AND SECONDED BY MEMBER AMEMIYA TO ACCEPT THE MINUTES OF THE REGULAR SESSION. THE MOTION WAS UNANIMOUSLY CARRIED.

A MOTION WAS MADE BY MEMBER IOSUA AND SECONDED BY MEMBER AMEMIYA TO ACCEPT THE MINUTES OF THE EXECUTIVE SESSION. THE MOTION WAS UNANIMOUSLY CARRIED.

### V. Monthly Reports

### A. Chairman's Report

Operationally, as well as administratively we have had a busy month due to the activities that take place to prepare for the football season, and the off-boarding and on-boarding of board members. Also on the administrative side, our manager is working through the departmental procedures as they start moving into a new legislative season.

### B. Stadium Manager's Report

Manager Chan welcomed the new board members.

- We have been meeting with our Comptroller in preparation of the Ways & Means (WAM) Departmental briefing that will occur on October 25, 2017. This meeting normally takes place prior to the Legislative Session. We will also meet with the finance committee.
- With reference to the recent news articles regarding the condition of the stadium facility, Manager Chan informed the board that Aloha Stadium is showing its age, but we continue to maintain it to ensure the safety of our visitors and staff. We work closely with the guidance of a licensed structural engineering firm that performs structural safety inspections and evaluations for the stadium on a biennial basis. Aloha Stadium is safe and we do not want the public to have the impression that it is not.
- UH football team is back in town and we are looking forward to Saturday's game against Colorado State. They will be away next week (Nevada), then return to play against San Jose State.
- The ILH is starting to heat up with a lot of exciting games being matched. This week we have Kamehameha vs. St. Louis and St. Francis vs. Iolani.
- <u>U.S. Soccer Litigation (Counsel Randall Nishiyama)</u>
   U.S. Soccer and the Plaintiff Ticketholders have been ordered into arbitration by the Circuit Court. However, the Stadium Authority is not subject to this arbitration action and cannot be ordered to participate by the Court. Therefore, our part of the case has been stayed for now. For the moment Counsel Nishiyama said there is nothing for the stadium to do. Chair Yamasaki inquired about a timeline. Counsel Nishiyama said it could be a while.
- C. Internal Affairs Committee Chair's Report (Member Iosua)

Committee Chair Iosua said he is pleased to have Members Abe and Morioka on the IAC and looks forward to presenting a report at the October meeting.

### a. Events

- No new events to introduce.
- Summary of Monthly Events (report attached)
- Calendar of Events (report attached)

- b. Sales & Marketing (report attached)
- c. Security Report (attached)
- d. Capital Improvement Projects/Engineering & Maintenance Report (attached)

### D. External Affairs Committee's

1. Committee Chair's Report (Member Fink) - Attached

Fink, in addition to his report, they are looking at doing something to be more proactive with a possible liaison and will have more to report at next month's meeting.

- 2. Contractor Reports
  - a. Outfront Media/Aloha Sports Properties Report Attached
  - b. Centerplate Aloha Stadium Swap Meet/Sales & Marketing Report Attached.
- 3. Stakeholder Reports
  - a. University of Hawaii

Carl Clapp reported they were disappointed that they did not get a win on the road, but are looking forward to this Saturday's game with Colorado State.

b. Honolulu Authority for Rapid Transit (HART) - Report Attached

Mr. Frank Kosich said they are proceeding with getting the contractors on board and making some progress is being made with Kiewit clearing up and moving out of their area. In answer to Member Fink's question on HART's timeline based on their report and Mr. Kosich said it is on schedule as noted.

- c. Transit Oriented Development (TOD)
  - Member Fink said TOD has requested a letter of endorsement from the Stadium Authority to the Planning Commission with reference to the

Halawa Area TOD Plan. The Chair asked the board to review the draft letter that was in their hand-outs.

A MOTION WAS MADE BY MEMBER TOGUCHI AND SECONDED BY MEMBER FINK TO APPROVE AND FINALIZE THE DRAFT LETTER OF ENDORSEMENT FOR CHAIR'S SIGNATURE. THE MOTION WAS UNANIMOUSLY CARRIED.

 d. <u>Hawaii Interagency Council for Transit Oriented Development (HIC – TOD)</u> – Report Attached

### 4. Sub-Committee Reports

a. Discussion and Action - Sunset of the Legislative Committee

Chair Yamasaki said the special session is over; therefore, the committee has no direct work right now. He feels as a practice of the board, we wanted to make sure that the ad-hoc committees had a start and an end. We feel it is important that it is formally taken care of.

Member Fink inquired if the Legislative Committee returns when the Legislature comes back into session? The Chair said the board can then form committees as needed.

A MOTION WAS MADE BY MEMBER TOGUCHI AND SECONDED BY MEMBER AMEMIYA TO SUNSET THE LEGISLATIVE COMMITTEE.

<u>Discussion</u>: Member Toguchi said this does not mean that we are not watching the Legislature -- a few of us, especially the Chair, will continue to monitor the activities at the Legislature. The Chair said the purpose of the Legislative Committee (and what the board authorizes them to do under that scope of work) was to engage the legislators in the work that was going on. Chair Yamasaki thanked Committee Chair Toguchi for all his hard work and leadership in that effort and also recognized Karen Dang of Senator Glenn Wakai's office who was deeply involved with a lot of things at the Legislature, with the board.

THE MOTION WAS UNANIMOUSLY CARRIED.

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- E. Governance Committee (GC) Report
  - 1. Committee Chair's Report (Chair Yamasaki)
  - 2. IAC Committee Members for Discussion and Action

The Chair stated that the GC would like to recommend that we formally seat Members Abe and Morioka in the IAC.

A MOTION WAS MADE BY MEMBER AMEMIYA AND SECONDED BY MEMBER UCHIYAMA TO SEAT MEMBERS ABE AND MORIOKA IN THE INTERNAL AFFAIRS COMMITTEE TO FILL THE TWO VACANCIES. THE MOTION WAS UNANIMOUSLY CARRIED.

3. The Chair stated that the GC reached out to the existing members to solicit their interest in the role of vice-chair and the feedback they received was that they were not interested in pursuing that position. The GC would therefore like to recommend MemberToguchi to fill that role, specifically for the reason that as the former chair of the Authority it would work well for him to step in as vice-chair.

A MOTION WAS MADE BY MEMBER IOSUA AND SECONDED BY MEMBER AMEMIYA TO APPROVE THE SELECTION OF MEMBER TOGUCHI AS THE VICE-CHAIRMAN OF THE STADIUM AUTHORITY.

### Discussion:

Member Toguchi said he would like to provide equal opportunity to everyone, including the new members, and would be happy to step down if any of them were interested in being the vice-chair.

Member Amemiya said he was in full support of Member Toguchi being in that role, and recognized the great job that he did as Chair of the Authority. Chair Yamasaki said there have been a lot of activity with the standing committees and the members of those committees to address some of the board activities. It has been a great help to the Chair, not having to shoulder everything in between our monthly meetings. He thanked all the members who have been active in the sub-committees. He also appreciates Member Toguchi's willingness to accept the vice-chair position. Member Toguchi said everything has been working out well and does not feel much will change as they continue to work together.

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### **EXECUTIVE SESSION**

AT 9:03 A.M. A MOTION WAS MADE BY MEMBER FINK AND SECONDED BY MEMBER UCHIYAMA TO MOVE INTO EXECUTIVE SESSION TO CONSULT WITH THE BOARD'S ATTORNEY ON QUESTIONS OR ISSUES REGARDING THE BOARD'S POWERS, DUTIES, PRIVILEGES, IMMUNITIES, AND LIABILITIES PURSUANT TO SECTION 92-5(A) (4), HAWAII REVISED STATUTES, REGARDING STADIUM OPERATION ISSUES. THE MOTION WAS UNANIMOUSLY CARRIED.

(Recess - 9:07 a.m.)

Meeting reconvened at 9:15 a.m.

### VI. <u>UNFINISHED BUSINESS</u>

A. Presentation by Daniel Gluck, Hawaii State Ethics Commission (Exhibit B - attached)

Mr. Gluck stated that the State Ethics Commission (EC) oversees all state employees, and all state officials (including board and commission members). They frequently conduct trainings throughout the year which run for an hour and a half, and said he will condense it for this meeting and cover the basics. One important message to everyone, Mr. Gluck said if anyone has questions to please call their office and they will provide free/quick confidential advice at any time.

Mr. Gluck provided the following hand-outs:

- A list of the kinds of questions that may come up during your state work.
- The State Ethics Code A Quick Guide on Gifts
- The State Ethics Code A Quick Guide for New Employees and Board/ Commission Members.

Mr. Gluck provided a power point presentation and reviewed in detail the following subjects:

- Confidential Information
- Gifts/Gifts Disclosure
- Fair Treatment
- Financial Disclosure Statements
- Private Business Activities
- Financial Interest
- Conflicts of Interests
- State Contracts
- Post-Employment Restrictions

Below are some of the highlights of Mr. Gluck's presentation:

- Employees must report gifts valued over \$200; minor gifts of Aloha such as food items, leis, etc. of nominal value do not have to be reported.
- HRS 84-11 states no employee shall accept or solicit any gift if it is reasonable to infer that the gift is intended to influence or reward official action.
- Discouraged invitation to golf to discuss business; recommends meeting in the office instead.
- Do not assume that because you report a gift to the EC that you are allowed to accept that gift.
- When an employee attends a conference on behalf of the state, the EC recommends that you do not accept door prices of value. The state gets no benefit from a vacation package to Las Vegas; however it can benefit if you win an iPad and donate it to the state. Small items like pens, tote bags, etc. are acceptable.
- The general rule is: If accepting a gift seems wrong, then the best thing to do is to decline it.
- <u>Post Employment</u>: Once you leave the Stadium Authority, there is a 12-month cooling off period. Cannot be paid to represent another person or business on matters participated in. Don't give out confidential information.

### Board Positions

You have the privilege of being on the Stadium Authority -- don't use your office to get personal perks for yourselves.

### Questions from the Board & Management to Mr. Gluck

 What happens if you file a disclosure and forget to report an improper gift?

<u>Answer</u>: If someone files a complaint and the EC investigates, you can be charged for accepting a gift when you shouldn't have and also for

not reporting it in your disclosure statement. It's always better to check with the EC.

 A concert promoter offers a couple of tickets at discount (you are paying for them, but not at full price) -- one example. The second example: It's a difficult concert to attend and you pay full price with someone's help to get the tickets.

<u>Answer</u>: In both situations if you are using your position as a stadium official to influence these discounts, it would not be allowed.

• If a state employee wins a door prize at the conference, is he allowed to give it to another participant at the conference?

Answer: The cleanest thing to do is to decline it.

• Is it permissible for a licensee to provide uniforms for the stadium staff and officials at their event?

<u>Answer:</u> If it is spelled out in the licensee's contract, it would not be an issue with the EC because it is not considered a personal gift -- it's being provided to the state for officials working the event.

• If a board member or former board wants to take a stadium employee out to dinner that costs over \$200, is there a conflict?

<u>Answer:</u> This is considered a friendly gesture and should not be a violation, unless you feel they are trying to get something from you.

 The Board has been criticized with questions on what are we doing to market the stadium. All board members have contacts on a personal level with the entertainment/media industry (i.e., engage a friend to bring his event in an effort to help promote an event). Is this a conflict of interest issue?

### Answer:

If you are trying to hustle business or trying to do what's best for the stadium or the state, EC encourages that. However, they caution if you (as an example) offer the opportunity to buy naming rights at Aloha Stadium to someone you know and not to other parties, that would come in conflict with their fair treatment law.

Mr. Gluck informed the board that the Ethics Commission is well-staffed to assist anyone with questions and encouraged everyone to call them prior to engaging in something that they are unsure it would be permissible by the EC.

Mr. Gluck left his business cards and more hand-outs for employees who were not present at the meeting.

VII. New Business

None

VIII. Announcements

A. Next Board Meeting – October 26, 2017

### IX. Adjournment

Prior to adjournment, Member Uchiyama expressed concerns regarding today's newspaper article re: Colorado being able to build a new stadium in three years and why that can't be done at Aloha Stadium. He feels this may result in more questions and criticism by the public and that the board needs to prepare a response for people who are going to criticize the process (they are saying our planning has been going on for ten years and Colorado did it in three years). The Chair said we will track this through the Internal Affairs Committee with the stadium manager. Member Iosua also mentioned having a communications firm to assist. Chair said we can look into that.

AT 9:57 A.M. A MOTION WAS MADE BY MEMBER IOSUA AND SECONDED BY MEMBER TOGUCHI TO ADJOURN THE MEETING. THE MOTION WAS UNANIMOUSLY CARRIED.

RÓSS I. YAMASAKI

Chairman

Recorded by: Diana C. Ho

Date: October 26, 2017

### EXHIBIT A

### **Stadium Authority Board Meeting**

Sign-In Sheet (please print)

Event Date: September 28, 2017

Public Testimony Notice: Please indicate if you wish to provide oral, public testimony. If you are, please indicate if you wish to speak at the beginning of the meeting, or if you choose to wait until the agenda topic is being discussed. Please limit testimony to no more than 3 minutes.

Print Name	Organization	Phone #	Email Address	
Karan Dang	Senate	284-8585		
Are you providing public testimony? _	Yes No	If "Yes": Beginning	Will Follow Agenda	
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Are you providing public testimony?	Yes No	If "Yes": Beginning _	Will Follow Agenda	
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Are you providing public testimony?	Yes No	If "Yes": Beginning	Will Follow Agenda	

### **INTERNAL AFFAIRS COMMITTEE**

### Monthly Summary of Events Report Events Branch 8-22-17 to 9-18-17

	COMMENTS	Punahou-23 vs Torrey Pines-7		Pac-5-21 vs St Francis-36, St. Louis-44 vs KS Kapalama-0	UH-41 vs Western Carolina-18	Damien-18 vs Pac-5-39, KS Kapalama-0 vs Punahou-21	Pac-5- 20vs Iolani-55, Punahou-13 vs St. Louis-49		
	OTHER EVENT(S) HELD ON SAME DATE/TIME	^	Swap Meet			Swap Meet	Swap Meet	Swap Meet	
-01-	# OF PARKING ATTENDANTS	6	9	39	74 (17)	35	30	2	
0-77-17 (0 3-10-17	VEHICLES PARKED	564	136	2,104	6,114	1,314	2,053		
7-0	# OF USHERS	20	15	17	115 (25)	19	25		
	ATTENDANCE	1,766	2,166	6,141	22,725	4,445	6,490		
	LOCATION	Stadium	Stadium	Stadium	Stadium	Stadium	Stadium	Lower Halawa Parking Lot	
	EVENT	KSA Football	Oahu Pop Warner Football	ILH Football	UH Football	ILH Football	ILH Football	SCCA	
	DATE	8-25-17	8-26-17	9-1-17	9-2-17	9-9-17	9-16-17	9-17-17	

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SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Aug 27	28	29	30	31	Sep 1 9:00am Western Carolina Football 4:45pm Pac-Five vs St. Francis (Stadium) 7:30pm St. Louis vs	2.8:00am Swap Meet 6:00pm UH vs Western Carolina (Stadium)
3 6:30am Swap Meet 4:00pm Domingo Party (HR)	4 HOLIDAY - Labor Day	5 6:30am UH - LCC (Bus Lot) 8:00am Pay 5:00pm HSSF (HR)	6 8:00am Swap Meet 9:00am Staff Meeting (Conf Rm)	7 6:30am UH - LCC (Bus Lot)	8 6:30am UH - LCC (Bus Lot)	8:00am Swap Meet 3:00pm Damien vs Pac-Five (Stadium) 4:00pm Hawaii Red, LLC 6:00pm KS-Kapalama vs
6:30am Swap Meet 2:00pm Moanalua H.S. Marching Band Rehearsal (Stadium)	6:30am UH - LCC (Bus Lot) 8:00am Servco Pacific (load-in) (LHPL) 6:30pm OFOA (HR)	12 6:30am UH - LCC (Bus Lot) 8:00am Servco Pacific (LHPL)	8:00am Servco Pacific (LHPL) 8:00am Swap Meet	14 6:30am UH - LCC (Bus Lot) 7:30am DHRD (HR) 8:00am Servco Pacific (LHPL)	15 6:30am UH - LCC (Bus Lot) 8:00am Servco Pacific (LHPL)	16 8:00am Swap Meet 3:00pm Pac-Five vs Iolani (Stadium) 6:00pm Punahou vs St. Louis (Stadium)
6:00am SCCA (LHPL) 6:30am Swap Meet 2:00pm Moanalua H.S. Marching Band Rehearsal (Stadium)	18 6:30am UH - LCC (Bus Lot) 5:00pm HPD (LHPL)	19 6:30am UH - LCC (Bus Lot) 6:00pm HSBOA (HR)	20 8:00am Pay 8:00am Swap Meet	21 6:30am UH - LCC (Bus Lot)	6:30am UH - LCC (Bus Lot) 6:00pm Punahou vs KS-Kapalama (Stadium)	23 8:00am Swap Meet 6:00pm St. Louis vs Narbonne (Stadium)
24 6:30am Swap Meet 8:00am Play Sports (Stadium) 6:00pm Ganir party (HR)	25 6:30am UH - LCC (Bus Lot) 8:00am DOE (HR) 6:30pm OFOA (HR)	26 6:30am UH - LCC (Bus Lot)	27 8:00am Swap Meet	28 8:30am Board Meeting (Conf Rm) 6:00pm HSBOA (HR)	4:45pm St. Francis vs Iolani (Stadium) 7:30pm KS-Kapalama vs St. Louis (Stadium)	30 8:00am Swap Meet 6:00pm UH vs Colorado State (Stadium)
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SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Oct 1 6:30am Swap Meet	2 5:30pm HPD (LHPL) 6:30pm OFOA (HR)	8:30am American Medical Response (LHPL) 6:00pm HSBOA (HR)	48:00am Swap Meet 8:30am American Medical Response (LHPL) 5:00pm.HSSF (HR)	5 8:00am Pay	9	8:00am Swap Meet 3:00pm Damien vs St. Francis (Stadium) 6:00pm St. Louis vs Punahou (Stadium)
8 6:30am Swap Meet	9 9:00am UPW (HR) 6:30pm OFOA (HR)	8:00am 2017 Annual Commodore's Cup (U.S. Navy CSS-7) 6:30pm Moanalua H.S. Marching Band	11 8:00am Swap Meet	12 7:30am DHRD (HR)	13 6.00pm TBA (ILH#2 vs #3) (Stadium)	8:00am Swap Meet 6:00pm UH vs San Jose State (Homecoming) (Stadium)
6:30am Swap Meet 2:30pm Pearl City HS Music Learning Center (practice only) (Stadium)	16	17 9:30am EUTF (HR) 6:00pm HSBOA (HR)	18 8:00am Swap Meet	19	20 8:00am Pay 5:00pm OIA (Stadium)	21 8:00am Swap Meet 3:00pm TBA (ILH #1/#4 vs #2/#3) (Stadium) 6:00pm TBA (ILH #1 vs #2/#3) (Stadium)
6:30am Swap Meet	23 6:30pm OFOA (HR)	24 6:00pm HSBOA (HR)	25 8:00am Swap Meet	26 7:30am DHRD (HR) 8:30am Board Meeting (Conf Rm) 4:00pm OIA (Stadium)	4:45pm TBA (ILH TBA vs TBA) (Stadium) 7:00pm TBA (ILH TBA vs TBA) (Stadium)	28 8:00am Swap Meet 6:00pm UH vs San Diego State (Stadium)
6:30am Swap Meet 2:30pm Moanalua HS Marching Band (Stadium)	30 6:00pm HSBOA (HR)	31	Nov 1	2	8	4
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SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Oct 29	30	31	Nov 1 8:00am Swap Meet 9:00am Staff Meeting (Conf Rm)	2 4:30pm Moanalua H.S. Marching Band Rehearsal (Stadium)	3 7:00am DOE: Drivers Ed (LHPL) 8:00am Pay	4 7:00am DOE: Drivers Ed (LHPL) 8:00am Swap Meet 5:00pm OIA (Stadium)
6:30am Swap Meet 7:30am Pop Warner Football (Stadium)	6.30am UH - LCC (Bus Lot) 5.30pm Pearl City HS Music Learning Center (Stadium)	7 6:30am UH - LCC (Bus Lot) 2:00pm OJA - Athletic Health Care Trainers 6:00pm HSBOA (HR)	8:00am Swap Meet	6:30am UH - LCC (Bus Lot) 8:00am DOE (HR) 5:30pm Rainbow Invitational Marching	10 HOLIDAY - Veterans' Day 4:00pm HHSAA (Stadium)	8:00am Swap Meet 6:00pm UH vs Fresno State (Stadium)
6:30am Swap Meet 7:30am Pop Warner Football (Stadium)	13 6:30am UH - LCC (Bus Lot) 6:30pm OFOA (HR)	14 6:30am UH - LCC (Bus Lot)	15 8:00am Swap Meet	16 6:30am UH - LCC (Bus Lot) 8:30am Board Meeting (Conf Rm)	17 6:30am UH - LCC (Bus Lot) 8:00am DOE (HR)	8:00am Swap Meet 2:00pm HHSAA (Stadium)
6:00am SCCA (LHPL) 6:30am Swap Meet 7:30am Pop Warner Football (Stadium)	20 8:00am Pay	21	22 8:00am Swap Meet	23 HOLIDAY - Thanksgiving	24	8:00am Swap Meet 4:00pm UH vs Brigham Young (Stadium)
26 6:30am Swap Meet	27 6:30am UH - LCC (Bus Lot)	28 6:30am UH - LCC (Bus Lot)	29 8:00am Swap Meet	30 6:30am UH - LCC (Bus Lot)	Dec 1	2
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SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Nov 26	27	28	.29	30	Dec 1 6:30am UH - LCC (Bus Lot)	2 8:00am Swap Meet
3 6:00am SCCA (LHPL) 6:30am Swap Meet	4 6.30am UH - LCC (Bus Lot)	5 6:30am UH - LCC (Bus Lot) 7:30am DHRD (HR) 8:00am Pay	6 8:00am Swap Meet	7 6:30am UH - LCC (Bus Lot)	8 6:30am UH - LCC (Bus Lot)	9 8:00am Swap Meet
10 6.30am Swap Meet	11 6:30pm OFOA (HR)	12 8:00am DOE (HR)	13 8:00am DOE (HR) 8:00am Swap Meet	14 8:30am Board Meeting (Conf Rm)	15	16 8:00am Play Sports (Stadium) 8:00am Swap Meet
6:30am Swap Meet 8:00am Play Sports (Stadium)	18	19	20 8:00am Pay 8:00am Swap Meet	21	22	23 8:00am Swap Meet
3:00pm Hawaii Bowl (Stadium)	25 HOLIDAY - Christmas	26 6:30am UH - LCC (Bus Lot)	8:00am Swap Meet 5:00pm God Centered, God Led (Stadium)	28 6:30am UH - LCC (Bus Lot)	29 6:30am UH - LCC (Bus Lot)	30 8:00am Swap Meet
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Dec 31	Jan 1, 18 HOLIDAY - New Year's Day	2 6:30am UH - LCC (Bus Lot)	3 8:00am Swap Meet	4 6.30am UH - LCC (Bus Lot)	5 6:30am UH - LCC (Bus Lot) 8:00am Pay	8:00am Swap Meet 4:00pm Prayer Center of
7 6:00am SCCA (LHPL) 6:30am Swap Meet	8 6:30am UH - LCC (Bus Lot)	9 6:30am UH - LCC (Bus Lot)	10 8:00am Swap Meet	11	12	13 8:00am Swap Meet
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Jan 28	29	30	31	Feb 1 6:00am The Motorsport Lab (Stadium)	2 6:00am The Motorsport Lab (Stadium) 6:00am SCCA (LHPL)	3 6:00am The Motorsport Lab (LHPL) 8:00am Swap Meet
4 6:00am The Motorsport Lab (LHPL) 6:30am Swap Meet	5 8:00am Pay	9	7 8:00am Swap Meet	8 7.45am Blue United Corp (Stadium)	6	10 7:45am Blue United Corp (Stadium) 8:00am Swap Meet
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6:30am Swap Meet 12:00pm Great Aloha Run - setup (Stadium)	HOLIDAY - Presidents' Day 3:00am Great Aloha Run (Stadium)	20 6:30am UH - LCC (Bus Lot) 8:00am Pay	21 8:00am Swap Meet	52 6:30am UH - LCC (Bus Lot)	23 6:30am UH - LCC (Bus Lot)	24 8:00am Swap Meet
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SATURDAY	7:00am DOE: Driver Ed Intervention (LHPL) 8:00am Swap Meet	8:00am Swap Meet	8:00am Swap Meet 10:00am Man Up, LLC (HR)	8:00am Swap Meet	31 8:00am Swap Meet	9/20/2017 11:19 AM
FRIDAY	7:00am DOE: Driver Ed Intervention (LHPL)	<b>o</b>	16	23	30 HOLIDAY - Good Friday	
THURSDAY	Mar 1	$\infty$	15	22	29	
WEDNESDAY	28	7 8:00am Swap Meet	14 8:00am Swap Meet	21 8:00am Swap Meet	28 8:00am Swap Meet	H
TUESDAY	27	9	13	20 8:00am Pay	27	
MONDAY	26	5 8:00am Pay	12	19	26 HOLIDAY - Prince Kuhio Day	
SUNDAY	Feb 25	4. 6.30am Swap Meet 7:00am DOE: Driver Ed Intervention (LHPL)	6:00am SCCA (LHPL) 6:30am Swap Meet	6:30am Swap Meet 8:00am Play Sports (Stadium)	25 6.30am Swap Meet	DAGS.AlohaStadium.Calendar

### September 2017 Stadium Authority Board Marketing Report

- Continuing to work with the University and Outfront Media to improve overall customer/fan
  experience and increase stadium awareness through a cohesive marketing message.
   This includes working in conjunction with the school fraternities and Manoa Maniacs and other
  potential parties to "create game day experience."
- Continue to work with Centerplate, Outfront Media and the University to upsell existing clients as well as increase facility exposure to potential new clients.
  - North Plaza activities; Mobile Gamer Guys, Malibu Truck, Hamada Financial and Swap Meet sponsorships.
  - Looking to create a pre-game concert in November with Hawaii's Finest to sponsor.
- Continue to sell skyboxes & tailgating areas.
- Create new video branding materials to be available online
  - This will include specific areas of available "usable/sellable" space (HR, North Plaza, Pavilion, Parking, Field).
  - Working with Star Advertiser on potential new video marketing campaign.
- Stadium Star program
  - Working with Dave Golz to finalize new recruitment video.
  - Working with Hawaii broadcasters to increase mentoring opportunities.
     Currently Bob Houge and Rob DeMello have both made games to mentor the team.
- Working in collaboration with advertisers, Outfront Media and Center plate to Increase sponsorship events and create in-house "Aloha Stadium" events for the 2018 off-season.
- Swap Meet Marketing Updates
  - Added onsite advertising opportunities to include concourse signage, video board reads and game truck sponsorship.
  - Evaluating opportunities to add new weekend entertainment opportunities.
- Continue to increase social media presence on Facebook, Twitter, Instagram via "live" videos, posting and consumer interaction.
- Continue to push media releases for all events. Maintain website updates.

### Engineering Dept. Report For Stadium Authority Board Meeting 28 September 2017

Update as of 27 Sep 2017

### 1. H&S 4 Contract Work

- a. Current Status:
  - i. All Seat Work Sections L-Q & LL-QQ done.
  - ii. Temp. Shoring for Electrical rooms beneath stands completed
  - iii. Balance of work to be done after 2017 football season
  - iv. Repairs by Maintenance department in Yellow LL-QQ section almost complete. Painting left to be done. Should be finished by next UH home game. (Completed as of 26 Sep 2017)

### 2. H&S 5&6 Work

a. Scope finalized. WJE to memorialize in minutes and start design work.

### 3. Maintenance Items:

- a. Painting Blue concourse wall complete.
- b. Troubleshooting of Automatic Switch continues. Awaiting cost to repair.
- c. Repairing plumbing leaks as they occur.
- d. Patching Asphalt areas as needed
- e. Other maintenance items as they occur
- f. Elevator door control upgrade: Lead time is 8 weeks for parts. Downtime to install is 4 weeks. Will be done after football season.

### 4. Force Main System Improvements

- a. Met with contractor and CCH. Work to start by end of month. 1 month to install; 3 months operation; 1 month to remove.
- b. Drawings are available for review, if anyone is interested.

### 5. HART Work in Bus Lot

- a. Sign will be erected at night when we do not have any activity. (Sign Erected)
- b. Only work left for Kiewit is sign and topsoil behind new concrete curbs.
- c. Construction of Station expected to start soon. (Started)
- d. Met with HECO on pole replacement work in our property. Scheduled for May 2018. Will have to coordinate with our events.

### 6. HART Station in Kam Lot

a. Nan Construction has mobilized and started construction

### 7. Federal Deed Restriction Work

a. Sign fabricator released to manufacture and install at CMRSC in Maui (Installed)

### 8. Safety

- a. Contract complete for safety Audit. Will start in Oct. pricing for safety training.
- b. WJE mezzanine work to be included in H&S 4 or 5.

### 9. SLB Bridge Work at Halawa Stream:

- a. CCH Onsite cleaning lower portion of stream in preparation for reinforcing bridge
- b. Contractor for this work will be accessing bridge from LHPL

### **EXTERNAL AFFAIRS COMMITTEE**

### Aloha Stadium External Affairs: Committee Notes

September 19, 2017

Meeting was held at KFVE- TV from 2:15-2:45pm with John Fink and Keith Amemiya present, and with David Uchiyama via phone

- The External Affairs Committee is immediately prepared to help identify independent, perhaps commissionable based on performance, entrepreneurs (either companies or individuals) who could act as liaisons to help identify Aloha Stadium opportunities externally. We feel this is essential to help grow the Stadium's value in the eyes of the community, stakeholders, and decisionmakers over the next 12-months.
- Concerts, special events, and sporting events are the first logical opportunities
  for this person or entity to actively pursue, and we believe that having a mainland
  (perhaps West Coast) presence working regularly in a pro-active manner on
  Aloha Stadium's behalf would prove fruitful in terms of identifying opportunities.
- This entity or person would report directly to the Aloha Stadium Manager, who
  would then go through normal procedural methodology and checklist to see if the
  possible events make sense for the Stadium on all fronts- timing, draw potential,
  revenue, safety, et al.
- A list of dates (January July, for example) where the Stadium has lighter usage would be provided to prospective Stadium users well in advance to allow for early planning and opportunities in mid-2018, 2019, and beyond.
- We continue to stress the need for locking up high school dates soon at the Stadium for the coming years ahead as more local schools (private and public) upgrade or develop home school football facilities.





### Stadium Authority Meeting September 28, 2017

### September Update

- FY18 (July 1, 2017 June 30, 2018) Sponsors Confirmed/Signed Contracts (Updated from July)
  - Anheuser-Busch, Bank of Hawaii, GEICO, Hawaiian Tel Federal Credit Union, Island Insurance, Positive Coaching Alliance, Gentry Homes, Eisenberg Hot Dogs, Tri-West Flooring, Hamada Financial Group, Heineken, ALTRES, NOH Foods, Admor HVAC/Fujitsu, McDonald's, Hawaii Self Storage, UFC Gym, Southern Turf Hawaii, Midas Hawaii, Nissan, Damien, AAU, Ruby Tuesday, Oahu Party Bus, Jack in the Box, First Hawaiian Bank, SERVCO Toyota, Paradise Beverages/Corona, Hawaii Army National Guard
  - New Business Partnerships for FY18: Meadow Gold Dairies Hawaii, Jamba Juice, HGEA, Dr. Pepper/Cheesecake Factory, Centerplate, Malibu Rum/Market Advantage, Lucky Strike Honolulu, Pest Tech Hawaii
- FY18 Sponsors Committed/Verbal
  - o Kaiser Permanente, Wyndham Resorts
- Total FY18 revenue to-date is 17% higher than FY17
  - o Total FY18 revenue to-date is 95% of FY18 OUTFRONT goal
  - FY18 OUTFRONT goal is 18% higher than FY17 total revenue received
- Pivot Corners have been sold to Jack in the Box and Bud Light. Signage is installed.
- Successful North Plaza activation from 9/2 UH opener and will continue for remainder of season, but Mobile Gamer Guys have replaced Hawaii Game Truck as mobile video game vendor. Malibu Rum and Hamada Financial sponsorships supporting activation.

Louise Sper General Manager, Aloha Sports Properties louise.sper@outfrontmedia.com (o) 808.517.4035 / (m) 310.901.1921



### Monthly Report Stadium Authority Meeting 9/28/2017

### ALOHA STADIUM SWAP MEET AND MARKETPLACE Aug-17

### Shopper Attendance:

Augi	ust					Average Daily
Mont	hly	Days	Daily		Paid	Paid
Attend	ance	Open	Average	Coupons	Attendance	Attendance
2016	70,940	13	5,457	343	70,597	5,431
2017	99,169	13	7,628	422	98,747	7,596
Difference	28,229	0	2,171	79	28,150	2,165
%	40%		40%	23%	40%	40%

### Vendor Attendance:

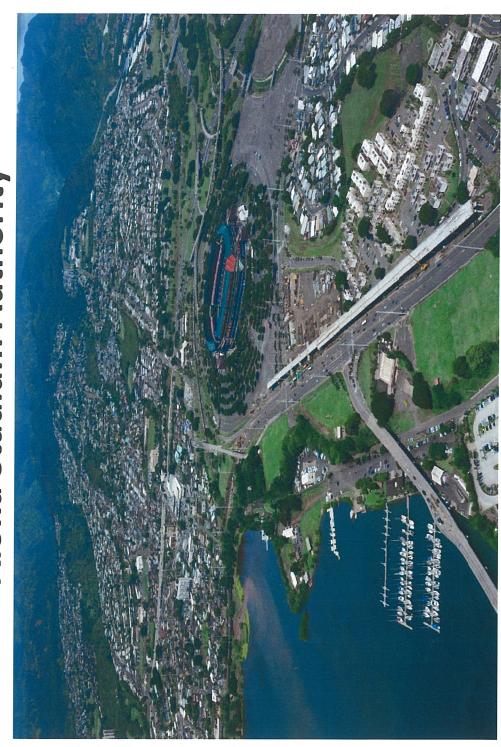
Augi	ust		D,E, & F	Daily	A,B,C	Daily
Tota	al	Days	Total	Average	Total	Average
Stall C	ount	Open	Stall Count	Count	Stall Count	Count
2016	5,984	13	4,696	361	1,288	99
2017	9,039	13	4,598	354	4,441	342
Difference	3,055	0	(98)	(8)	3,153	243
%	51%	,	-2%	-2%	245%	245%

### Operations Information:

	Attendance	Marketplace	Swap Meet
	Paid Daily	Daily	Daily
	Avg %	Avg %	Avg %
Sept	-8%	-10%	3%
Oct	-19%	-16%	-10%
Nov	-23%	-8%	-43%
Dec	7%	-8%	-11%
Jan	-17%	-6%	-17%
Feb	-16%	-4%	4%
Mar	16%	-3%	171%
Apr	18%	2%	200%
May	21%	-7%	186%
Jun	29%	-3%	239%
July	31%	-4%	231%
Aug	40%	-2%	245%

### \_ 0 A N S www.HONOLULUTRANSIT.ORG

### Honolulu Rail Transit Project Update Aloha Stadium Authority September 28, 2017



## Status of Activities

# Kamehameha Highway Guideway (Pearl Highlands to Stadium), Kiewit Infrastructure West Co.

- 98% Complete Contract Completion: September 2017
- Restoration of highway medians continues at several locations.
- Traffic Signal upgrades continue at several intersections.
- Construction of Retaining Wall #8 continues at Waimalu Shopping Center. Backfill and highway widening activities to follow.
- 100% of mainline track and contact rail is installed.

# Kamehameha Highway Stations Group (Pearl Highlands, Pearlridge, and Aloha Stadium), Nan, Inc.

- Contract Completion: May 2019; Anticipated to be August 2019 11% Complete
- Pearl Highlands Station—Grading and compacting surface material for false work shoring pad area continues, Drill Shaft 28 concrete pours complete. 26 out of 32 Production Shafts, and 14 out of 32 Columns have been poured to date.
- Pearlridge Station Continued working on 2-5" communication duct banks from ancillary building to the TPSS building. Excavation and shoring on the Makai Site ongoing.
- Aloha Stadium Station Installation of BMP dust fence to delineate station and parking area is ongoing.



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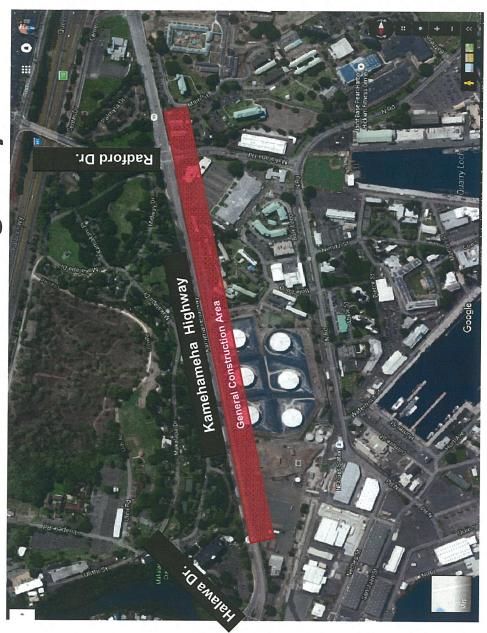
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### Traffic Update





## Kamehameha Highway



Various daytime and nighttime lane closures for utility relocation work and pre-construction work through end of the year.





### **Project Wide**

## Construction Update

# West Oahu-Farrington Guideway (Kapolei to Pearl Highlands), Kiewit Infrastructure West Co.

99 % Complete Contract Completion: March 2017

Punch List Work: HART/KIWC 48 items remain; includes lists received from various agencies.

# West Oahu Stations Group (East Kapolei, UH West Oahu and Ho'opili), Nan, Inc.

Contract Completion: March 2018; Anticipated to be May 2019 24% Complete

- reinforcement started for ancillary room foundations. Grounding installed. Compaction, formwork, and Ho'opili - Formwork underway to close elevator pits and future foundations. Formwork continued and reinforcement completed for the fare gate module foundation.
- UH West Oahu Form installation for west entrance up to the concourse and reinforcement installation for the east side box girders at the platform area both continue. HECO commenced excavation for the new 46kV poles.
- East Kapolei Reinforcing steel installation at foundation grade beams ongoing. Formwork at foundation grade beams continues. Reinforcing steel installation and form work at foundation pile caps is ongoing.

# Farrington Highway Stations Group (West Loch, WTC and LCC), Hawaiian Dredging

### Construction Co.

- Contract Completion: January 2018; Anticipated to be January 2019 35% Complete
- WLO Finalizing installation of structural steel for the entrance building. Forming of the station stairs continues. Preparation underway for the placement of concrete topping slab on pedestrian bridge.
- demobilization of the drill rig. Excavate pile caps, foundation, and footings. Install VCR duct lines to TCCR. WTC - Set forms and reinforcing steel for the Type 2 Box Girder bottom slab and walls. Makai: Completed nstalling grounding grid.
- LCC Mass grading for the Station building. Ductwork installation within the tunnel area continues. Placing concrete for the ancillary building interior walls.



### H2R2 Ramp, Royal Contracting Co.

98% Complete Contract Completion: May 2017

7 Anticipated to be November 2017.

Contract work complete except for guardrail and bridge rail.

Pre-Final Inspection conducted with HDOT 8/3/17.

Guardrail installation on H1/H2 ramp scheduled for week of September 18th

Paving and installing concrete curb for guardrail installation this week.

## Pearl Highlands Transit Center and Parking Garage

Pending notification award.

# Maintenance and Storage Facility, Kiewit-Kobayashi Joint Venture

Anticipated final acceptance is end of Substantial Completion: July 2, 2016 99.9% Complete September 2017

Isolation pads delivery completed. Final documentation pending.

Submittals: The Safety/Security Certification submittal remains.

## University of Hawaii Park and Ride - Road "B"

Bid Results are being reviewed by Procurement.



## Core Systems, Ansaldo Honolulu Joint Venture

- Contract Completion: March 2019 Projected Completion: October 2025 34.2% Complete
- Train #01 static testing is in progress in preparation for Dynamic Section testing.
  - COMM installation activity is on-going in the MSF.
- ATC testing in the MSF Yard is on-going.
- TES and ATC installation activity is on-going in the WOFH and KHG section.
- Short circuit test successfully completed on September 5, 2017.
- Coordination with HECO to resolve voltage mitigation issue is ongoing.

# Airport Guideway and Stations (Aloha Stadium to Middle Street), Shimmick/Traylor/Granite JV

- 10% Complete Contract Substantial Completion: May 2021
- Field investigative potholing and Geotechnical borings continue to support design efforts for the definitive packages.
- Recurring meetings and coordination are taking place with third party stakeholders to progress design and planning efforts.
- Mobilization of equipment continues and STG has occupied half of the Pre-cast Yard.



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## Stay Connected

- Monthly HART Facts Ad
- Public Access Television Program
- Weekly e-Blast
- Weekly Traffic Advisories
- Website and Social Media

トロクエ	PROJECT REVENUE STATUS As of March 1, 2015	Projections to Date	Committed to Date	Percentage (of projections)
	REVENUE SOUNCE.	(the multiposs)	(An multions)	
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	General Exche Lax (GET) Surcharge	1,291	1,936	314
TACK TACK TACK!	Federal New Starts Funds	1,590	908	85%
HARI FACIS-APRIL 2015	Other Federal Fransportation Fueds	214	-	. %
4 646	TOTAL	7 10 10	6	-
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questions about fait transit.	2 - Potal GET surchange revenue collected since Sensary 1, 2007, to 51.4 bollon (includes 5378 million collected before December 2009).	( is S1.4 billion (includes	1378 million collected before Dec	unther 2009,
QUESTION:	PROJECT COST STATUS	Current	Amount	Amount
How can the public track HART's finances?	As of March 1, 2015	Budget!	Committed*	Expended*
		(in millions)	On millions?	the publicant
DAN GRABAUSKAS:	Gardeway & Frack Elements	8138	5 S44	5 1%
Transparency is a priority at HART, in addition to this ad,	Stations, Shops, lerminals, intermodal	166	55	
which runs in the namer every month. HART presents its	Support Lacifibes, Yardil, Shops, Admin.	114	114	
Secretal information to the Deceded of Discotors at the property	SMEWORK IS SPECIAL CONDITIONS	1933	288	214
mandar information to the board of Directors at its monthly	Systems	M	755	12
meetings, which are open to the public. You can also track	Wetschei	192	192	
the project's progress and its finances by reading HART's	SUB TOTAL*	53,136	17871	999 5
Monthly Reports, which are posted on the project wehalfe	Right of Way (ROW), Land, Existing Improvements	5 198	\$ 93	
at many Monolete Thenest and The excised and its	Professional Services (e.g., Planning and Design)	1,099	1,620	75
at www.rronoundillansh.org. The project one ha	Contingency	516	22	-
mances are also reviewed monthly by the Federal Transit	Brance Charges	718		0
Administration's independent Project Oversight Management	SUB-TOTAL*	\$2,028	51,13	\$ 745
Contractor (PMOC). The PMOC monthly reports can also be	TOTAL*	55,164	57,575	11/11
round on the project's website.	1 - Current Budget inflects the June 2012 Baseline Budget with esecuted Budget Transfers	sesented Budget Trans	¥	
Visit the project website www.Manabalinassit.org for more information.	<ol> <li>Approved contract value. 3 - Purbon of the work that has been paid.</li> <li>All zonts are nearbide to the millions therefore exploitals may not add up to the amounts shown.</li> </ol>	ven pald. not add on to the amou	ds shown.	



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100 SPANS AND COUNTING









### HART Rapid Response:

- 24-Hour Project Hotline number 808-566-2299
- Email Inquiries:
- info@HonoluluTransit.org
- Website Inquiries





#### Ho, Diana C

rom: Kraintz, Franz <fkraintz@honolulu.gov>

**Sent:** Friday, September 15, 2017 3:30 PM

To: 'Fink, John'; David A. K. Matlin; louise.sper@outfrontmedia.com;

davy.murayama@centerplate.com; 9Kosich, Frank; Nakanelua, Jody

Cc: Ross Yamasaki; Chan, Scott L; Michael L. Iosua; Keith Amemiya

(kamemiya@islandholdings.com); David Uchiyama; Ho, Diana C

Subject: RE: Aloha Stadium External Affairs Committee- monthly reports due date reminder

(Monday, September 18)

Thanks John. Always appreciate the reminder. Not much new to report.

The Halawa Plan goes to the Planning Commission on October 25. At the last board meeting, I had asked if the Stadium could provide a letter of endorsement or support for the Plan in time for the public hearing on the 25<sup>th</sup>. Something simple that acknowledges the collaboration involved between all agencies over a long period of time and the exciting vision of possibility it creates particularly as the Stadium considers various alternatives as it moves forward the prospect of a new stadium and with railing transit coming to the area.

If the Board prefers, I could draft something more formal for their consideration. Please let me know.

Have a great weekend.

Franz Kraintz, AICP
lanner, Community Planning Branch
ept of Planning and Permitting
City & County of Honolulu
650 S. King Street
Honolulu, Hawaii 96813
Ph. 808 768 8046 (O)
fkraintz@honolulu.gov

From: Fink, John [mailto:JFink@kfve.com]

Sent: Wednesday, September 13, 2017 1:09 PM

To: Kraintz, Franz; David A. K. Matlin; louise.sper@outfrontmedia.com; davy.murayama@centerplate.com; 9Kosich,

Frank; Nakanelua, Jody

Cc: Ross Yamasaki; Chan, Scott L; Michael L. Iosua; Keith Amemiya (kamemiya@islandholdings.com);

duchiyama@islandair.com; Ho, Diana C

Subject: Aloha Stadium External Affairs Committee- monthly reports due date reminder (Monday, September 18)

#### Dear all-

Just a friendly reminder that your monthly Aloha Stadium report is due by Monday, September 18, so that it can be included in the notes sent to be sent to the Stadium Authority Board members before our September 28 full Board meeting. *Please send your report to Diana Ho at Aloha Stadium as well as to me*. If you have nothing major to report this month, that's fine, but please let us know.

The goal here again is to provide the full Board with an update from your area in advance of our monthly meeting in an effort to streamline items and to allow Board members some time to decide on

whether or not they may have any specific questions for you at the upcoming Stadium Authority meeting.

Many thanks for your efforts on this. Finally, please note the earlier November and December report leadlines as we have early November and December meetings.

# Monthly External Affairs committee report due dates for the remainder of 2017 are:

- September 18
- October 16
- November 6
- December 4

John L. Fink General Manager



420 Waiakamilo Road, Suite #205 | Honolulu, Hawaii 96817 Direct: 808.847.9328 | Fax: 808.847.9315 | Email: jfink@kfve.com

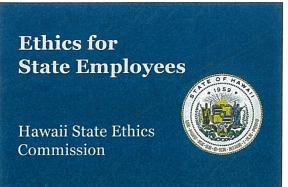
- + HAWAII NEWS NOW AT 8:00a, 6:30p, and 9:00p
- + MERRIE MONARCH HULA FESTIVAL
- \* KEIKI HULA COMPETITION LOCAL PROGRAMMING EVERY NIGHT

#### HIC-TOD Report

For

## Stadium Authority Board Meeting 28 Sep 2017

- 1. SOP continues to work on Strategic Plan for 2017. Will scheduled to be distributed in Oct; Approved in Nov; Submitted to Leg. In Dec.
- 2. Report given on P3/Sale-Leaseback Seminar
- 3. HIC-TOD Council looking to for Subcommittees for individual station locations. The subcommittee for the Halawa Area includes representatives from the following groups. (Chair to be selected by subcommittee members):
  - a. Stadium
  - b. Comptroller/DAGS
  - c. HPHA
  - d. DOE
  - e. PSD
  - f. HDOT
  - g. CCH
- 4. Next Meeting 3 October 2017
  - a. TOD Strategic Plan Update
  - b. Infrastructure Funding/Implementation



#### State Ethics Code HRS chapter 84

- State Employees
- State Legislators
- Members of State Boards and Commissions

#### Ethics Code: Subject Areas

- Confidential Information
- Gifts/Gifts Disclosure
- Fair Treatment
- Financial Disclosure Statements
- Conflicts of Interests
- State Contracts
- Post-Employment Restrictions

#### Confidential Information HRS § 84-12

- Cannot disclose confidential information
- Cannot use confidential information for personal gain or anyone's benefit



Jerry, a State social worker, receives a box of manapua from one of the clients of his agency.



#### **GIFTS** HRS § 84-11

No employee shall accept or solicit any gift if it is reasonable to infer that the gift is intended to influence or reward official action.

#### **GIFTS**

- Entertainment
- Travel
- Gift certificates
- Discount cards or passes
- Money
- Services
- Anything of value









#### **GIFTS** Factors to consider:

- VALUE: How much is the gift worth?
- **RELATIONSHIP:** What is the donor's relationship to the recipient? Does the recipient take official action affecting the
- **STATE PURPOSE:** Does the gift benefit the



- Malasadas
  - Cookies
    - Leis



Laura, a State contracts manager, is invited to play golf in a charity golf tournament by the president of a company that has a contract with Laura's agency.



Kim, a State computer specialist, is invited to attend an IT conference on the mainland. The national trade organization sponsoring the conference is offering to pay Kim's airfare and conference fees.



#### **Gifts**

1. Can you accept the gift? (HRS § 84-11)



2. If you can accept the gift, must you report it?

(HRS § 84-11.5)

#### GIFTS DISCLOSURE HRS § 84-11.5

Requires a gifts disclosure statement to be filed if certain conditions are met:

- An employee (or spouse or dependent child) receives any gift(s) whose value, singly or combined, is more than \$200; and
- The source of the gift has interests that may be affected by official action by the employee; and
- 3. The gift is not exempted from the reporting requirements.
- \*Political campaign contributions that comply with state law do not need to be reported as "gifts."

Ed, who works for the State Department of Highways, is asked by his supervisor to attend a construction industry luncheon to speak about the Department's road projects.

While there, Ed wins a door prize -- a trip for two to Las Vegas!

Can Ed accept the door prize?



#### Fair Treatment HRS § 84-13

No unwarranted privileges, exemptions, advantages, contracts, or treatment.

#### **Fair Treatment**

- Additional ("Double") Compensation
- Using state position to seek private work or contracts
- Using state resources for private business purposes
- Financial transactions with subordinates









#### PRIVATE BUSINESS ACTIVITIES

- Sales
- Fundraising
- Campaign Activities
- Outside Employment



### Is This OK?



A state employee sells ribbon lei to co-workers in the office lunch room, but only during lunch.

## Is This OK?



A state employee sends an email from her office computer to other employees to remind them that they are scheduled to sign wave for a political candidate after work.

## Is This OK?



A state employee posts a flyer in the lunch room about chili tickets his child's soccer team is selling to raise money to go to the national tournament in California.

#### **Disclosures**

- Financial
- Gifts
- Contracts
- Candidates
- Lobbying

## Conflicts of Interests

- 1. Disqualify yourself when there is a financial conflict.
- 2. Don't create new conflicts.
- 3. Don't represent (or assist) anyone ...
  - a) on a matter before your agency, or
  - b) on a matter that you worked on.

Carol is an investigator for the State Department of Consumer Complaints.

The Department is investigating a complaint against Volcano Eye Center for false advertising.



Carol's husband is an optometrist with Volcano Eye Center.

Can Carol investigate the complaint against Volcano Eye Center?

#### Conflicts of Interests HRS § 84-14(a)

No employee shall take official action directly affecting a business in which the employee has a financial interest.

Rule #1: Disqualify yourself when there is a conflict

#### **Financial Interest**

- Ownership interest in a business
- Employment or prospective employment
- · Director or officer
- Ownership of real or personal property
- · Loan or other debtor interest
- Creditor in an insolvent business

## Official Action

- Decision
- Recommendation
- Approval or Disapproval
- Action involving discretionary authority

## Employee's Financial Interests Include Interests of:

- Spouse
- Dependent Children
- Civil Union Partner

The Department is investigating a complaint against Hurricane Roofing for poor workmanship.

Carol's daughter is the owner of Hurricane Roofing.

Can Carol investigate the complaint against Hurricane Roofing?

Roger works for the State Department of Public Schools. The Department has a school bus contract with Mahalo Transit and Roger oversees the contract.

Can Roger start working as a tour guide for Mahalo Transit on the weekends?

#### Conflicts of Interests HRS § 84-14(b)

No <u>employee</u> shall acquire a financial interest in a business if there is reason to believe the employee will be taking official action involving that business.

Rule #2: Don't create new conflicts

### **Financial Interest**

- Ownership interest in a business
- Employment or prospective employment
- Director or officer
- Ownership of real or personal property
- · Loan or other debtor interest
- Creditor in an insolvent business

Sherry is a clerk at the State
Department of Energy. She also
works part-time as a sales agent for
Malama Solar. The Department is
planning on adding energy saving
features to state buildings. Sherry
would like to approach her Deputy
Director to see if the Department is
interested in buying solar panels for
the State Capitol.

Can Sherry do this?

#### Conflicts of Interests HRS § 84-14(d)

No legislator or employee shall assist or represent another person or business for pay

- · Before the employee's agency or
- On a matter in which the employee has participated or will participate

Rule #3: Don't represent anyone in a matter before your agency

#### Contracts HRS § 84-15

Public notice required:

- Contract with state employee, legislator, or business controlled by state employee or legislator
- Not awarded by competitive sealed bid or proposal under HRS §103D-302, 303
- Contract is more than \$10,000

Prohibited if assisted or represented by agency employee or former employee who participated in contract matter within past 2 years

#### **Review: Conflicts of Interests**

- · DISQUALIFY yourself
- Avoid NEW conflicts
- Don't REPRESENT or ASSIST others
  - before your agency, or
  - on matters that you worked on

#### Post Employment HRS § 84-18

- 12 month "cooling off period"
- Cannot be paid to represent another person or business on matters participated in
- Cannot be paid to represent another person or business before former state agency
- Exception: State may contract with a former employee

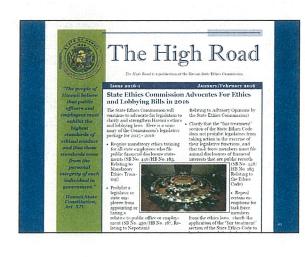
## State Ethics Commission

- Hawaii Constitution, Art. XIV
- To preserve public confidence in public servants

#### **State Ethics Commission**

- Education
- Guidance
- Enforcement
- Disclosure



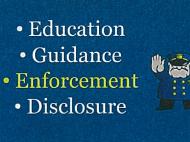




#### **State Ethics Commission**

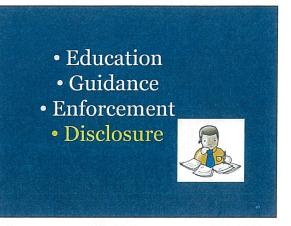
- Attorney-of-the-day: verbal or written advice by Commission staff, usually the same day
- Advisory Opinions written, binding opinions by Commission within 30 days

•Process to request an Advisory Opinion is set forth in the Hawaii Administrative Rules



#### **Penalties**

- Fines up to \$1,000 per violation
- Disciplinary action
- Recovery of gifts or profits
- Contracts or action voidable



#### **HAWAII STATE ETHICS COMMISSION**

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