April 4, 2013

The Honorable Ernest Y. Martin, Chair
and Members
Honolulu City Council
530 South King Street, Room 202
Honolulu, Hawaii 96813

Dear Chair Martin and Councilmembers:

Pursuant to Section 13-103(b) of the Revised Charter of the City and County of Honolulu, I hereby appoint, subject to confirmation by your Honorable Body, Lex R. Smith as a member of the Zoning Board of Appeals. Mr. Smith will succeed Dave Mori and serve for a term to expire on June 30, 2013.

I hereby reappoint, subject to confirmation by your Honorable Body, Mr. Smith as a member of the Zoning Board of Appeals. Mr. Smith's term will expire on June 30, 2018. I would appreciate your favorable consideration of Mr. Smith's appointment and reappointment, and request adoption by the City Council in the most expedient manner possible.

I have enclosed Mr. Smith's personal information form for your review. For any general inquiries you may have regarding this appointment, please contact my executive assistant, Justin Gruenstein, at 768-6603.

Sincerely,

Kirk Caldwell
Mayor

Enclosure

cc: Mr. Lex R. Smith
Department of Planning and Permitting
Zoning Board of Appeals
Ethics Commission
CITY AND COUNTY OF HONOLULU
NOMINEE/APPOINTEE FORM

1. Position Nominated to: Zoning Board of Appeals

2. Name: Lex Richard Smith
   (First) (Middle) (Last)

3. Are you a citizen of the United States? Yes X No
   Are you a resident of the City and County of Honolulu? Yes X No
   If yes, how long 30 years
   Are you a registered voter in the City and County of Honolulu? Yes X No
   [Please attach Certificate of Voter Registration issued by the Honolulu City Clerk located in Room 100 of Honolulu Hale. City Clerk’s office can be reached at 768-3810.]

4. Occupation: lawyer

5. Name and address of employer or firm:
   Kobayashi, Sugita & Goda
   999 Bishop Street, 26th Floor, Honolulu HI 96813

6. Does your employer do any business with the City and County of Honolulu? Yes X No
   If yes, state the nature of business and approximate dollar amount in the last five years:
   Legal representation of the City. Estimate $500,000 in fees.

7. Do you or does any member of your immediate family hold office or own stock in any firm? Yes ___ No X

8. Does the firm do business with the City and County of Honolulu? Yes ___ No X
   If yes, provide details including the name(s) of the firm:

9. Do you have any part-time employment, professional activity, or financial interests other than those indicated in the previous question? Yes ___ No X
   If yes, provide details:

10. Do you foresee any possible conflict between your present work, financial investments, business transactions or any other activity which would be incompatible with the proper discharge of your official duties or hinder you from effectively carrying out the duties for which you have been appointed? Yes ___ No X

11. Are any members of your family employed by the City and County of Honolulu or any attached agency? Yes ___ No X
    If yes, please specify the department and division:

12. Are there any incidents in your past that may jeopardize your nomination
    Yes ___ No X
13. Have you ever been convicted of a felony? If yes, provide details: No

14. Education: U.C. Berkeley, Bachelor's Degree in History: 1980
    Hastings College of the Law, San Francisco, CA JD Degree 1983

15. Provide a summary of major work experience for the last ten (10) years. Begin with your present job including military (attach additional sheets if necessary or resume):
    Full time private practice of law at Kobayashi, Sugita & Goda
    from 1983 to present

16. Community activities, etc. (also list any service on any other board or commission Federal, State or County):
    I am not presently on any other board or commission
    In the early 2000's I was appointed by Jeremy Harris to
    The Honolulu Ethics Commission where I served until 2010.

17. Have you ever been a member of a board or commission with the City and County of Honolulu?
    Yes X No ___ If yes, provide name(s) of board/commission: Honolulu Ethics Commission

18. Will you be able to commit to the full term of this appointment? Yes X No ___

19. Will you be able to commit to meeting dates and times? Yes X No ___

20. Are you regularly away from Honolulu? Yes ___ No X If yes, please explain:

21. Are you willing to make a confidential financial disclosure to the city Ethics Commission upon
    appointment and yearly thereafter? Yes X No ___

22. What do you understand to be the prime duties of your county appointment?
    Consider appeals from the Department of Planning and Permitting

The above statements made by me are true, complete, and correct to the best of my knowledge and
belief and are made in good faith.

(Signature) ___________________________  3/22/13 (Date)

The completed form and any attachment(s) will be posted by the City Clerk and available on the
City's DocuShare Website.
Office of the City Clerk  
CITY AND COUNTY OF HONOLULU  
STATE OF HAWAII  

Certificate  

I, Bernice Mau, City Clerk of the City and County of Honolulu, State of Hawaii do hereby certify that,  

LEX R. SMITH  

a resident of the City and County of Honolulu, State of Hawaii is a duly registered elector (voter) of the  

Precinct  02  Representative District  23  , State of Hawaii  
Affidavit No. 8623633  Registration Date: 07/18/1986  
Birth Date: 02/01/1955  

In Witness Whereof, I have hereunto set my hand and caused the Seal of the City and County of Honolulu to be affixed this 1 April 2013.  

Signature of Elector  

Bernice K. Mau  
City Clerk  
City and County of Honolulu  
State of Hawaii