

**SPECIAL MEETING NOTICE\***  
**HAWAI'I COUNTY POLICE COMMISSION**

**DATE:**       Friday, July 16, 2004

**\*TIME:**       9:00 a.m. *(instead of 10:00 a.m.)*

**PLACE:**       Mayor's Kona Office Conference Room  
Hanama Place, 75-5706 Kuakini Highway, Suite 103, Kailua-Kona

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**AGENDA**

**CALL TO ORDER**

**ROLL CALL**

**APPROVAL OF AGENDA**

**STATEMENTS ON AGENDA ITEMS** - Open to the public  
*(Corporation Counsel to give an explanation of statements.)*

**STATEMENTS ON AGENDA ITEMS (EXECUTIVE SESSION)** - Closed to the public  
*To consider discipline and charges against officers or employees of the Hawai'i County Police Department where consideration of matters affecting privacy will be involved and a closed session is requested and to consult with Corporation Counsel on questions and issues pertaining to the commission's powers, duties, privileges, immunities, and liabilities pursuant to HRS 92-5 (2) and Hawai'i County Charter Section 13-20 (b).*

**APPROVAL OF MINUTES**

- June 18, 2004, regular and executive sessions.

**PERSONNEL ORDERS**

- Nos. 2004-064 to 2004-078 *(Including but not limited to work assignments, training assignments, promotions, reallocations, severance from service, automobile allowances, and appointments.)*

**COMMUNICATIONS**

- Maui Police Commission Minutes of June 16, 2004.
- Kauai Police Commission Minutes of April 16 and May 21, 2004.
- Honolulu Police Commission Minutes of February 18, April 21, and May 19, 2004.

- Correspondence 04-23, from West Hawaii Crime Stoppers, "The Price of Visibility," their report on marked police vehicles. (*Deferred to Kona meeting.*)
- Correspondence 04-36, copies of letters sent to the Honolulu Police Commission relating to Kamehameha Kane's complaints against the Hilo County Police Department of criminal negligence in denial to file his complaint letters and failure to return the criminal case number.
- Correspondence 04-37, relates to copies of documents submitted by Trina-Lei K. Lake and the commission's inquiry into the purpose of her submittal.
- Correspondence 04-38, invitation from the Hawaii State Law Enforcement Officials Association to its annual conference on September 15-17, 2004.
- Correspondence 04-39, relates to Council Member Leningrad Elarionoff's request to give a presentation to the commission on character building on July 16, 2004.
- Correspondence 04-40, from Chief Thomas Phillips of the Maui Police Department, thanking the commission for its letter recognizing Detective Jayson Rego for his assistance in locating a complainant.
- Correspondence 04-41, from Chief Lawrence Mahuna submitting the 2004-05 approved budget.
- Correspondence 04-42, copy of letter from Commissioner Paul de Silva to Mayor Kim giving his opinion relating to the possible settlement of the police union's complaint filed with the HLRB on March 17, 2004.
- Correspondence 04-43, from the Office of the Ombudsman informing of a complaint filed about the Police Commission's investigation and disposition of Complaint HPC 03-22.
- Correspondence 04-44, from Chief Lawrence Mahuna submitting the Annual Report of the Hawaii County Police Department's Fiscal Year 2002-03.
- Correspondence 04-45, from William Domingo and Cheryl Marie Turner requesting the commission's assistance in their case with CPS.
- Correspondence 04-46, from Chief Lawrence Mahuna requesting submittals of requests for the proposed 2005-06 fiscal year budget.

### **COMMITTEE REPORT**

- Budget and Finance (Hara/Manago)
- Office Management and Staffing (Muller/Mitchell)
- Rules and Policies (Bertsch/de Silva)
- Contractual Services (Frazier)
- Public Relations (Hara/Lassiter)

### **CHIEF'S REPORT**

Including:

- Crime
- Traffic
- Personnel
- Finance
- Commendations
- Commanders' meeting minutes
- Other departmental activities

### **UNFINISHED BUSINESS**

- Reconsideration of Complaint HPC 04-18. Complainant was involved in a traffic stop. He alleged that the officer had a racist attitude, lied, and falsified charges. He requests a reconsideration of the commission's decision to exonerate the officer.
- Recommendations for Improvement to the Disciplinary System of the Hawai'i County Police Department.
- Prohibitive practices complaint filed by SHOPO. SHOPO believes that it is ill advised and premature for the police commission to adopt new rules and procedures.
- Inquiry into the alleged attendance of two Hawai'i County Police Commissioners attending a proceeding of the Administrative Review Board.
- Review of draft of revised rules.

### **NEW BUSINESS**

Investigation and Deliberation of Complaints

HPC 04-21: Complainant alleged that an officer committed perjury. Complaint was deferred to Kona meeting in order for complainant to obtain additional court transcripts.

HPC 04-24: Complainant alleged that during his arrest, two officers used excessive physical force.

### **EXECUTIVE SESSION**

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- Status Report of Complaints Referred to Chief Mahuna.
- Investigation and Deliberation of Complaints.

### **ACTION ON EXECUTIVE SESSION MATTERS**

### **PRESENTATION BY COUNCIL MEMBER LENINGRAD ELARIONOFF ON CHARACTER BUILDING.**

### **STATEMENTS FROM THE PUBLIC ON AGENDA ITEMS**

### **ANNOUNCEMENTS**

- Collection of files and documents.
- The next monthly meeting is scheduled for August 13, 2004, at 9:00 a.m., at the Waimea Civic Center, 67-5189 Kamamalu St., Kamuela. *(Next to police station.)*

### **ADJOURNMENT**

***NOTE:*** *If you require an accommodation or auxiliary aid and/or services to participate in this meeting (i.e., sign language interpreter, large print, etc.), please call the Police Commission at 961-8412 at least three days prior to the meeting.*