

SPECIAL MEETING NOTICE*
HAWAI'I COUNTY POLICE COMMISSION

DATE: Friday, December 10, 2004

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

PLACE: Aupuni Center Conference Room
101 Pauahi St., Hilo

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

- November 19, 2004, regular and executive sessions.

PERSONNEL ORDERS

- Nos. 2004-140 to 2004-151. (*Including but not limited to work assignments, training assignments, promotions, reallocations, severance from service, automobile allowances, and appointments.*)

COMMUNICATIONS

- Correspondence 04-82, from Paul M. de Silva asking that the Police Commission discontinue the practice of lobbying the County Council for funds for the Police Department.
- Correspondence 04-83, from Richard Spinney Kamoku giving notice of improper response and default and demanding \$1,000,000.00.

- Correspondence 04-84, request for legal counsel by Officer Chad Taniyama in CV04 00573SPK brought by Thomas Schmidt.
- Correspondence 04-85, from Sharon Selwyn requesting a reconsideration of Complaint HPC 04-39.
- Correspondence 04-86, from Tim Rees regarding the laws relating to vehicle safety inspection.

COMMITTEE REPORT

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

CHIEF'S REPORT

Including:

- Crime
- Traffic
- Personnel
- Finance
- Commendations
- Commanders' meeting minutes
- Other departmental activities
- Chief's goals and objectives and year-end report

UNFINISHED BUSINESS

- Correspondence 04-74, request for legal counsel by Officer Walter K. Ah Mow, III, in CV04 005738PK brought by Thomas Schmidt.
- Correspondence 04-79, regarding Chief Lawrence Mahuna's proposal for salary increase and car allowance.
- Correspondence 04-81, Mayor's request for fleet implementation working group representative.

NEW BUSINESS

- Correspondence 04-84, request for legal counsel by Officer Chad Taniyama in CV04 00573SPK brought by Thomas Schmidt.
- Correspondence 04-85, request by Sharon Selwyn for reconsideration of Complaint HPC 04-39.
- Request by Kehaulani Prieto for reconsideration of Complaint HPC 04-43.

- Selection of Chair and Vice Chair for 2005.

Investigation and deliberation of complaints.

HPC 04-07: Complainant alleged that hospital personnel called the police for assistance, and when they arrived, an officer used excessive force. (Report by Legal Eyes.)

HPC 04-46: Complainant saw an officer enter a truck when no one was around. He alleged that this was an illegal search.

HPC 04-47: Complainant alleged that he received a traffic citation that was illegible, and the officer was rude.

EXECUTIVE SESSION

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; 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); and to work on the Chief of Police's annual evaluation pursuant to HRS 92-5 (a) (2) and Hawaii County Charter Section 13-20 (b).

- Status report of complaints referred to Chief Mahuna.
- Investigation and deliberation of complaints.
- Chief of Police evaluation – commissioners' input.

ACTION ON EXECUTIVE SESSION MATTERS

STATEMENTS FROM THE PUBLIC ON AGENDA ITEMS

ANNOUNCEMENTS

- Collection of files and documents.
- Next monthly meeting – January 21, 2005, 9:00 a.m., Ohana Keauhou Beach Resort.

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*