

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION
WEDNESDAY, MARCH 23, 2011 AT 10:00 A.M.
CHIEF'S CONFERENCE ROOM, WAILUKU, MAUI, HAWAII**

PRESENT Keone Ball, Chair
Leil Koch, Vice-Chair
Roger Dixon, Member
Tina Gomes, Member
David Jorgensen, Member
Gregg Lundberg, Member
Kirk Tanaka, Member
Ron Vaught, Member

ALSO PRESENT Gary Yabuta, Chief of Police
Clayton Tom, Deputy Chief of Police
Wayne Ribao, Assistant Chief Investigative Services
Danny Matsuura, Assistant Chief Uniformed Services
Larry Hudson, Assistant Chief Support Services
Greg Takahashi, Business Manager
Jeffrey Ueoka, Deputy Corporation Counsel
M. Greer Prince, Research Analyst
Thelma Shimoka, Office of Hawaiian Affairs

EXCUSED Sean Connolly, Member (Vacation)

**CALL/
QUORUM** Chair Ball called the meeting to order at 10:00 a.m. A quorum was ascertained with eight Commissioners present to conduct business.

OPENING PRAYER The opening prayer was offered by Chaplain Chris Martin of Lahaina Baptist Church

ELECTION OF POLICE COMMISSION CHAIR

Commissioner Tanaka nominated Vice-Chair Leil Koch to be the new Police Commission Chair. The nomination was seconded by Commissioner Gomes. Nominations were closed and Leil Koch was unanimously voted as the new Chair of the Maui Police Commission.

ELECTION OF POLICE COMMISSION VICE-CHAIR

Commissioner Jorgensen nominated Commissioner Kirk Tanaka to be the new Police Commission Vice-Chair. The nomination was seconded by Commissioner Gomes. Nominations were closed and Kirk Tanaka was unanimously voted as the new Vice-Chair of the Maui Police Commission.

Chair Koch made a motion to have former Chair Ball continue the meeting as Acting Chair. The motion was seconded by Commissioner Gomes and carried unanimously.

PRESENTATION By the Public of Oral or Written Testimony on Agenda Items of the Commission: None

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION
WEDNESDAY, MARCH 23, 2011
PAGE 2**

APPROVAL AGENDA Acting Chair Ball wished to amend the agenda by moving Correspondence (c) to Executive Session as item (b).

A motion to approve the agenda as amended was made by Chair Koch and seconded by Vice-Chair Tanaka. The motion carried unanimously.

APPROVAL OF MINUTES **A motion to approve the minutes of February 16, 2011 was made by Commissioner Gomes and seconded by Commissioner Lundberg. The motion carried unanimously.**

LETTERS OF COMMENDATION (18)

Lieutenant C. Viela; Detectives M. Kaaa, G. Tihada; Sergeants W. Hankins, K. Masse, T. Nishida; Officers T. Arase, S. Farberow, C. Gouveia, J. Hattori, T. Hodgens, L. Kauhaahaa, E. Losvar, M. Madariaga, J. Mauliola, S. Perry, K. Taguma, J. Thompson

A motion to accept and file the Letters of Commendation was made by Commissioner Vaught and seconded by Commissioner Gomes. The motion carried unanimously.

CHIEF'S REPORT Chief Yabuta read a Letter of Appreciation from Mayor Arakawa to Commissioner Keone Ball and presented him with a Certificate of Appreciation for his years of service to the Police Commission.

Chief Yabuta thanked Commissioner Ball for his friendship and for the many years he has dedicated to serving on the Police Commission. Chief Yabuta stated Commissioner Ball has been a great leader for the Commission and Chief Yabuta appreciates the communication they've always had. He stated Commissioner Ball did a great job.

Chief Yabuta stated he is very proud of all MPD personnel and the way they responded during the tsunami. The entire staff did an excellent job. Because the Kihei police station is in an inundation zone, it had to be evacuated and personnel in that district had to move vehicles and equipment before they could address the concerns and safety of the community. The Administrative Staff is doing an assessment and completing their after-action report. When completed, the after-action report will be provided to the Commission.

The Commission commended Lieutenant Ibarra for the great job he is doing keeping the Commission informed of matters before the information is provided to the press.

On April 13th at 9:00 a.m., they will be meeting with the Council Budget Committee and Chief Yabuta invited the Police Commission to attend. After the tsunami assessment plan is completed, if it is determined that there is something the Department requires to make ourselves better prepared for an emergency, then he will ask for it. Chief Yabuta stated we must be prepared for real tough economic times still to come.

MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION
WEDNESDAY, MARCH 23, 2011
PAGE 3

Department expenditures for the tsunami were approximately \$85,000, primarily for overtime. Although Hawaii was not declared a disaster, we are waiting for the okay from Civil Defense who will then send the appropriate forms for the Department to apply to FEMA for reimbursement.

April 16th is the 25th Anniversary of the Troy Barboza Run. Chief Yabuta provided the background of Troy Barboza and invited the Commission to participate in the Run/Walk.

Chief Yabuta announced that on April 1st, Captain Jody Singsank of District IV-Lahaina, the first female Captain of the Maui Police Department, and Sergeant Champ Wright of District VI-Kihei will both be retiring.

Upcoming promotions will include one captain, one lieutenant and two sergeants.

The two new Police Commissioners will be Pancho Alcon from Molokai and Kelly Ruidas. Their confirmation by the full Council will take place on March 29, 2011.

Lastly, Chief Yabuta mentioned that it was Commission Chair Ball who knew we had to have representation for Lanai, Molokai and Hana and made sure meetings were held there so those communities could voice their concerns.

Deputy Chief Tom stated there are two bills of interest. One has to do with creating the five-year trial period for a compassion center on Maui. Currently, there is no funding, there is a lack of resources, and they'll have to depend on the Police Department to monitor the grow area 24 hours a day, 7 days a week. This will take a minimum of five officers who should be out on the streets rather than monitoring the grow area. A bill was submitted for amendment regarding Medical Marijuana so that only those who need it receive it, rather than the 98% to 99% who receive it now for maladies other than Cancer, AIDS and Glaucoma, which was the original intent of the bill.

The second bill of interest has to do with the E-911 and they are moving forward on that to combine land lines with wireless. This will result in the monitoring of both by one board.

Deputy Chief Tom announced that promoted to lieutenant effective March 1st were Sgt. Wade Anzai who will be assigned to Hana; Sgt. Ricky Uedoi who will initially be assigned to District I-Wailuku and then to District V-Molokai; and Sgt. James Fletcher who will remain in Communications. Effective March 16th, promoted to Sergeant were Tod Wong who will be assigned to District VI-Kihei; Gordon Sagun who will be assigned to Communications; and Clifton Perreira who is on Special Assignment to CIU but will eventually go to Wailuku Patrol.

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION
WEDNESDAY, MARCH 23, 2011
PAGE 4**

Deputy Chief Tom thanked Commissioner Ball for not only these past five years, but the five years he served on the Commission previously. He thanked the entire Commission for their participation and support.

Chief Yabuta then introduced Research Analyst Greer Prince who did a presentation on Vehicle Pursuits for 2010. Every year a review of vehicle pursuits from the year before is conducted in compliance with CALEA for accreditation. It also helps to make sure our policies for vehicle pursuits are being followed properly and we don't need to make any changes in our procedures.

Assistant Chief Wayne Ribao gave the report for the Investigative Services Bureau.

He announced that as of February 16th, Lt. Richard "Danny" Dods was assigned to SRT. On March 1st, Lt. Everett Ferreira, who just graduated from the FBI Academy, was assigned to the Juvenile Section and Lt. Jeraul Pladera was assigned to C.I.D. On March 16th, Detective Brian Abe left C.I.D. and was assigned to the Vice Division.

Assistant Chief Danny Matsuura gave the report for the Uniformed Services Bureau.

He provided statistics for the Crime Reduction Unit. In two months the four-man unit has executed 13 Search Warrants, recovered drugs and currency, made 116 arrests and recovered 12 firearms and one electrical stun gun.

A.C. Matsuura also provided a report on the tsunami. Both District V-Molokai and District VI-Kihei are in an inundation zone, so both stations had to be evacuated before personnel could start working to help evacuate the neighborhoods or close roads. A.C. Matsuura will provide the Commission with the after-action report.

Assistant Chief Larry Hudson gave the report for the Support Services Bureau.

He announced that the D.A.R.E. Rally will be held from 9:00 to 1:00 on May 12th at the "Iron" Maehara Baseball Stadium. He also announced that four Radio Telephone Operators graduated last month. The blessing for the District III-Hana police cottage will take place on April 1st and that the IT project should be signed off in about a month.

FINANCIAL REPORT Mr. Takahashi handed out the Financial Report-Internal for FY 2011 for the period July 1, 2010 through February 28, 2011. After eight months no problems are foreseen. With regard to FY 2012, the Department didn't ask for much and everything requested was granted.

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION
WEDNESDAY, MARCH 23, 2011
PAGE 5**

PERSONNEL Mr. Takahashi handed out the Staffing Report as of March 23rd which reflected 36 vacant sworn positions with 17 conditional offers pending. There are 11 civilian vacancies with 9 conditional offers pending. Recruitment for Radio Dispatchers has been closed.

From September through March, there were 174 police applicants for consideration. The 75th Recruit Class is scheduled to begin in July and there are six new recruits confirmed to begin at that time.

CORRESPONDENCE

- a. PC 11-09 Honolulu Police Commission Roster 2011

A motion to file the above correspondence was made by Vice-Chair Tanaka and seconded by Commissioner Lundberg. The motion carried unanimously.

- b. PC 11-10 Hawaii County Police Commission Minutes of January 28, 2011

A motion to file the above correspondence was made by Commissioner Jorgensen and seconded by Commissioner Gomes. The motion carried unanimously.

EXECUTIVE SESSION

A motion to move into Executive Session was made by Commissioner Jorgensen and seconded by Vice-Chair Tanaka. The motion carried unanimously.

**RECESS 11:45 a.m.
RECONVENE 11:50 a.m.**

- a. MPC 10-16

A motion was made by Commissioner Dixon that there is insufficient evidence to prove the material allegations of the complaint and the complaint is therefore not sustained. The motion was seconded by Commissioner Jorgensen and carried unanimously.

- b. PC 11-11

A motion to file this correspondence was made by Commissioner Jorgensen and seconded by Vice-Chair Tanaka. The motion carried unanimously.

REGULAR SESSION A motion to return to regular session was made by Commissioner Vaught and seconded by Vice-Chair Tanaka. The motion carried unanimously.

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION
WEDNESDAY, MARCH 23, 2011
PAGE 6**

RATIFY A motion to ratify the actions taken in Executive Session was made by Vice-Chair Tanaka and seconded by Commissioner Gomes. The motion carried unanimously.

ADJOURN (12:20 p.m.) A motion to adjourn was made by Commissioner Vaught and seconded by Commissioner Gomes. The motion carried unanimously.

SUBMITTED BY

Jeanne Berrigan, Police Commission Secretary

APPROVED

Leil Koch, Chair