

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION  
WEDNESDAY, DECEMBER 19, 2012 AT 9:00 A.M.  
CHIEF'S CONFERENCE ROOM, WAILUKU, HAWAII**

**PRESENT** Kirk Tanaka, Chair  
David Jorgensen, Vice-Chair  
Pancho Alcon  
Roger Dixon, Member  
Lawrence Ing, Member  
Gregg Lundberg, Member  
Kelly Ruidas, Member  
Ron Vaught, Member  
Michael Wilson

**ALSO PRESENT** Gary Yabuta, Chief of Police  
Clayton Tom, Deputy Chief  
Victor Ramos, Assistant Chief Uniform Services  
Mollie Klingman, Captain Support Services  
Greg Takahashi, Business Manager  
Jeffrey Ueoka, Deputy Corporation Counsel

**CALL/  
QUORUM** Chair Tanaka called the meeting to order at 9:00 a.m. A quorum was ascertained with nine Commissioners present to conduct business.

**OPENING REMARKS** The opening remarks were offered by Commissioner Ron Vaught.

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

**APPROVAL OF MINUTES** **A motion to approve the minutes of November 21, 2012 was made by Commissioner Lundberg and seconded by Commissioner Vaught. The motion carried unanimously.**

**LETTERS OF COMMENDATION (11)**

Sergeants: M. Johnson, J. Acosta; Officers: C. Kusunoki, H. K. Marfil, R. K. I. Makishi, T. Arase, J. Sang, S. Mida, K. Badayos, K. Taguma, K. L. Kaena Brown.

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

## **CHIEF'S**

**REPORT** Chief Yabuta thanked the Commission for their support and acknowledged the tremendous loss to the state of Hawaii at Senator Inouye's death. The Chief further acknowledged the hard work and dedication of his staff.

Chief Yabuta stated that Family Night had a great turnout and thanked everyone who attended.

\*\*\*\*\*

Deputy Chief Tom gave the Uniformed Services Bureau Report for 2012 and stated everyone did great.

\*\*\*\*\*

Assistant Chief Ramos gave the report for Uniform Services Bureau.

\*\*\*\*\*

Captain Mollie Klingman gave the report for Support Services Bureau.

The ADA project is complete.

**FINANCIAL** Mr. Takahashi handed out the Financial Report and Salaries and  
**REPORT** Premium Pay Report for November 30, 2012.

**PERSONNEL** Mr. Takahashi handed out the Staffing Report for November 21, 2012  
**REPORT** which reflects 30 vacant positions with 20 conditional offers pending. There are currently 17 civilian vacancies, 10 of which are ESD positions with 1 conditional offer pending.

## **CORRESPONDENCE**

- a. PC 12-22 Honolulu Police Commission Minutes of October 3, 2012

**A motion to file the Correspondence was made by Commissioner Lundberg and seconded by Commissioner Vaught. The motion carried unanimously.**

## **OLD BUSINESS**

- a. Discussion of January 16, 2013 meeting to be held on Molokai

The January 16, 2013 Police Commission Meeting will be held at the Mitchell Pauole Center at 5:00 p.m. on the Island of Molokai. The Commission discussed advertising for Community attendance at the meeting.

## **NEW BUSINESS**

- a. Discussion of e-mail from Maui News regarding dissemination of incident report

The Commission discussed e-mail from Maui News regarding dissemination of incident information.

b. Discussion of Spanish Informational Brochure

Commissioner Wilson gave a report regarding the Spanish informational Brochure. The item will remain on the agenda for further discussion at the January 2013 meeting.

**RECESS: 10:15 a.m.**

**RECONVENE: 10:25 a.m.**

**EXECUTIVE SESSION**

**A motion to move into Executive Session was made by Commissioner Dixon and seconded by Commissioner Vaught. The motion carried unanimously.**

a. MPC 12-15

**A motion was made by Vice-Chair Jorgensen to approve the Findings of Fact & Conclusion. Commissioner Lundberg seconded the motion. The motion carried unanimously.**

b. MPC 12-17

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

c. MPC 12-18

**A motion was made by Commissioner Lundberg that there is insufficient evidence to prove the material allegations of the complaint and complaint is therefore not sustained. No further investigation is needed. The motion was seconded by Commissioner Vaught.**

**A motion was made by Commissioner Lundberg to amend his motion to the incident complained of occurred, but the act or conduct of the department or employee was lawful and proper and the accused is exonerated. The motion was seconded by Commissioner Vaught and carried unanimously.**

d. MPC 12-21

**A motion was made by Commissioner Ruidas to support denial of the investigation by the Chair. The motion was seconded by Vice-Chair Jorgensen and carried unanimously.**

e. Evaluation of Chief

A motion was made by Commissioner Ing to approve the updates to Chief Yabuta's Annual Self-Evaluation Form. The motion was seconded by Commissioner Vaught and carried unanimously.

**REGULAR SESSION** A motion to return to Regular Session was made by Commissioner Dixon and seconded by Commissioner Wilson. The motion carried unanimously.

**RATIFY** A motion was made by Commissioner Dixon to ratify the actions taken in Executive Session. The motion was seconded by Commissioner Ruidas and carried unanimously.

**ADJOURN (12:10 p.m.)** A motion to adjourn was made by Vice-Chair Jorgensen and seconded by Commissioner Lundberg. The motion carried unanimously.

**SUBMITTED BY**

\_\_\_\_\_  
Carolyn Ware, Police Commission Secretary, Pro-Tem

**APPROVED**

\_\_\_\_\_  
Kirk Tanaka, Chair