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COUNTY OF MAUI, STATE OF HAWAII

MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION

04:01:29

FEBRUARY 17, 2021 AT 2:01 P.M.

VIA BLUEJEANS VIDEO CONFERENCING

REGULAR MEETING

REPORTED BY: SANDRA J. GRAN, RPR/CSR #424

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APPEARANCES

COMMISSION MEMBERS PRESENT:

- 09:43:15 Frank De Rego, Jr., Chair
- 09:43:18 Roberta Patnode, Vice Chair
- 09:43:18 Janet Kuwahara
- 09:43:15 Randol Leach
- 09:43:15 Matthew Mano
- 09:43:15 Mark Redeker
- 09:43:15 Emmett Rodrigues
- 09:43:15 Eugene Santiago
- 09:44:02 Sharen Sylva

STAFF PRESENT:

- Chief Tivoli Faaumu
- Melissa Magonigle, Business Administrator
- Moana Lutey, Corporation Counsel
- Jennifer Oana, Deputy Corporation Counsel
- Amy Lau, Commission Secretary

04:01:29 1 (February 17, 2021, 2:01 p.m.)

04:01:29 2 * * *

04:01:13 3 CHAIR DE REGO: Okay. Good afternoon, everyone. I
04:01:17 4 call the meeting of the February 17th, 2021, of the Maui
04:01:26 5 Police Commission to order at 2:01 p.m. Before we begin with
04:01:34 6 the roll call, I'd like to welcome our newest member to the
04:01:39 7 commission, Emmett Rodrigues. Emmett retired after forty --
04:01:48 8 34 years of service -- I added ten more years -- 34 years of
04:01:54 9 service with the state department of public safety and the
04:01:59 10 sheriff's department. He served on the warrants division, the
04:02:03 11 U.S. Marshals Task Force and the executive protection
04:02:10 12 division. And being that busy, he still had time and still
04:02:15 13 has time to be a volunteer strength coach for various high
04:02:21 14 school football teams and outreach programs for youth. So
04:02:26 15 we'd like to welcome Emmett.

04:02:29 16 Would you like to see a -- say a couple of words
04:02:33 17 there, Emmett? We'll give you a chance to walaau a bit.

04:21:06 18 COMMISSIONER RODRIGUES: Thank you, Chair and
04:21:09 19 Commissioners. I'm happy to be on board and look forward to
04:21:16 20 working with this police commission. That's it. Thank you.

04:21:19 21 CHAIR DE REGO: Okay. Thanks, Emmett, and welcome.

04:21:24 22 Okay. So we'll go on with the roll call. Okay. So
04:21:36 23 Vice Chair Patnode.

04:21:37 24 VICE CHAIR PATNODE: Here.

04:21:41 25 COMMISSIONER MANO: Where is she?

04:21:43 1 CHAIR DE REGO: There we go.
04:21:46 2 Commissioner Kuwahara.
04:21:49 3 COMMISSIONER KUWAHARA: Here.
04:21:50 4 CHAIR DE REGO: Commissioner Leach.
04:21:52 5 COMMISSIONER LEACH: Here.
04:21:53 6 CHAIR DE REGO: Commissioner Mano.
04:21:56 7 COMMISSIONER MANO: Here.
04:21:57 8 CHAIR DE REGO: Commissioner Redeker.
04:21:59 9 COMMISSIONER REDEKER: Here.
04:22:01 10 CHAIR DE REGO: Commissioner Rodrigues.
04:22:06 11 COMMISSIONER RODRIGUES: Here.
04:22:08 12 CHAIR DE REGO: Commissioner Santiago.
04:22:16 13 (No response.)
04:22:16 14 CHAIR DE REGO: Okay. Don't hear him. Okay.
04:22:18 15 And Commissioner Sylva.
04:22:21 16 COMMISSIONER SYLVA: Here.
04:22:23 17 CHAIR DE REGO: Okay. So we do have a quorum.
04:22:27 18 Let's go on to oral or written testimony. Is --
04:22:34 19 public testimony. Testimony must relate to an item on the
04:22:38 20 agenda. Testifiers will state their name and what agenda
04:22:43 21 items they will be testifying on for the record. The maximum
04:22:49 22 time limit of three minutes per agenda item.
04:22:54 23 I would ask everyone to please mute their -- 'cause
04:23:02 24 I'm hearing some background noise right now. Everybody please
04:23:08 25 mute while I'm talking and then as other people are talking,

04:23:12 1 please mute your devices. Okay?

04:23:17 2 Okay. So let me go on. Testifiers will state their

04:23:28 3 name and what agenda items they will be testifying on for the

04:23:33 4 record. Maximum time limit of three minutes per agenda item.

04:23:41 5 Amy, has there been any written testimony?

04:23:47 6 MS. LAU: No written testimony.

04:23:50 7 CHAIR DE REGO: Okay. So we'll go on to oral

04:23:54 8 testimony. So please contact Amy in direct chat if you want

04:23:58 9 to testify.

04:24:03 10 MS. LAU: Chair, I queried the room and no one has

04:24:08 11 responded.

04:24:11 12 CHAIR DE REGO: Okay.

04:24:15 13 Amy, I -- this is Julia Chen. I sent you a chat

04:24:20 14 saying that I did want to testify today. Thank you.

04:24:23 15 MS. LAU: Okay. I don't see it, but go ahead.

04:24:30 16 MS. CHEN: Thank you.

04:24:32 17 CHAIR DE REGO: Yes, Julia.

04:24:33 18 MS. CHEN: Thank you so much. Aloha, everybody. I

04:24:38 19 would like to offer testimony on Item 6(b) today and I would

04:24:42 20 first like to commend the Maui Police Commission for providing

04:24:46 21 documents via your website. That's a good sign for the

04:24:50 22 public, it helps the public to become involved and also shows

04:24:55 23 transparency and it's very much appreciated.

04:24:59 24 My testimony regarding Item 6(b) is regarding this

04:25:03 25 letter to the Legislative Reference Bureau Research Division

04:25:08 1 from Chief Faaumu. It was my understanding that the entire
04:25:15 2 purpose of the new law was to provide names of the officers
04:25:19 3 that were disciplined and/or suspended or terminated. What is
04:25:24 4 noticeably lacking in this report is any names. I also don't
04:25:29 5 understand why there are items from previous years and I must
04:25:32 6 say that I find it hard to believe that this is all of the
04:25:36 7 disciplinary actions that have happened within the year or
04:25:40 8 even more -- there have been more instances of wrongdoing in
04:25:44 9 the press in the last year than is included in this report.

04:25:49 10 There seems to be quite a bit of concern among
04:25:52 11 Maui's residents about the integrity of our police chief and
04:25:57 12 perhaps other members of this department, as is evidenced by
04:26:02 13 the letters that were submitted in January via email and with
04:26:07 14 an anonymous letter. While I understand that the police
04:26:12 15 commission does not have the power to take any disciplinary
04:26:17 16 action, who then would have any authority to take disciplinary
04:26:23 17 action when those responsibilities lie with the very person
04:26:26 18 who has been accused of committing the offenses?

04:26:32 19 Lastly, I would like to ask of this commission, and
04:26:36 20 perhaps that would be from corporate counsel, that if this
04:26:39 21 commission is aware of any crimes or potential crimes that
04:26:44 22 have been committed by this department, wouldn't they then
04:26:47 23 have some duty and obligation to report it to another entity?
04:26:52 24 Would there be any legal ramifications of not doing so? Where
04:26:58 25 does the limit on confidentiality end and legal liability

04:27:04 1 begin, especially with items in executive session such as Maui
04:27:11 2 Police Commission Complaint 20-05. That must be quite
04:27:16 3 serious, because it has been on the agenda numerous times
04:27:20 4 since it was filed in July. Thank you.

04:27:23 5 CHAIR DE REGO: Thank you very much. Are there any
04:27:26 6 questions for the testifier?

04:27:30 7 (No response.)

04:27:31 8 CHAIR DE REGO: Hearing none, thank you very much
04:27:34 9 for testifying.

04:27:36 10 Amy, are there any other testifiers?

04:27:46 11 MS. LAU: I, again, don't see anyone.

04:27:50 12 CHAIR DE REGO: Okay. So without objection, we'll
04:27:54 13 close testimony for today.

04:27:56 14 (No response.)

04:27:59 15 CHAIR DE REGO: Hearing none, testimony is closed.

04:28:03 16 Okay. We'll move on to the approval of the
04:28:07 17 commission regular meeting minutes of January 20th, 2021. Do
04:28:17 18 I hear a motion to approve the police commission regular
04:28:22 19 meeting minutes of January 20, 2021.

04:28:28 20 COMMISSIONER MANO: So moved.

04:28:29 21 CHAIR DE REGO: I see Vice Chair Patnode's hand.
04:28:34 22 Would you like to make the motion?

04:28:36 23 VICE CHAIR PATNODE: I think I heard Matt make the
04:28:39 24 motion.

04:28:39 25 CHAIR DE REGO: Oh, okay. Okay.

04:28:42 1 VICE CHAIR PATNODE: And I'll second it.

04:28:43 2 CHAIR DE REGO: Okay. Good. So Matthew Mano has --
04:28:48 3 Commissioner Mano has made the motion to approve the minutes,
04:28:52 4 it's been seconded by Vice Chair Patnode. Discussion? I do
04:28:59 5 have a correction. On page 82, line 8, where it says,
04:29:06 6 "Commissioner Mano dumped the gun," it's supposed to be
04:29:12 7 "jumped the gun."

04:29:12 8 (Laughter.)

04:29:14 9 CHAIR DE REGO: We don't want to be accusing
04:29:17 10 Commissioner Mano of illegal handgun or other gun disposal,
04:29:27 11 so -- but, yeah, it was part of a larger sentence, but I just
04:29:31 12 picked out line 8, so -- and it was quoting me, so, yeah, it's
04:29:38 13 supposed to be jumped the gun. It was a joke in the minutes.

04:29:44 14 Okay. So other than -- are there any other
04:29:49 15 corrections?

04:30:18 16 (No response.)

04:30:18 17 CHAIR DE REGO: Okay. Hearing none, I will take a
04:30:23 18 voice vote on the roll call vote on the approval of the
04:30:28 19 minutes. Vice Chair Patnode.

04:30:33 20 VICE CHAIR PATNODE: Aye.

04:30:34 21 CHAIR DE REGO: Commissioner Kuwahara.

04:30:39 22 COMMISSIONER KUWAHARA: Aye.

04:30:40 23 CHAIR DE REGO: Commissioner Leach.

04:30:41 24 COMMISSIONER LEACH: Aye.

04:30:42 25 CHAIR DE REGO: Commissioner Mano.

04:30:47 1 COMMISSIONER MANO: Aye.

04:30:48 2 CHAIR DE REGO: Commissioner Redeker.

04:30:52 3 COMMISSIONER REDEKER: (No audible response.)

04:30:56 4 CHAIR DE REGO: Did he disappear?

04:31:00 5 MS. LAU: Hold on.

04:31:01 6 CHAIR DE REGO: Commissioner Redeker.

04:31:06 7 COMMISSIONER SANTIAGO: He has his mic muted.

04:31:13 8 COMMISSIONER REDEKER: Aye.

04:31:14 9 CHAIR DE REGO: Okay. There we go.

04:31:20 10 Commissioner Santiago.

04:31:24 11 COMMISSIONER SANTIAGO: Aye.

04:31:25 12 CHAIR DE REGO: Okay. Oh, okay. There we go.

04:31:28 13 And Commissioner Rodrigues.

04:31:31 14 COMMISSIONER RODRIGUES: Aye.

04:31:34 15 CHAIR DE REGO: And Commissioner Sylva.

04:31:36 16 COMMISSIONER SYLVA: Aye.

04:32:11 17 CHAIR DE REGO: Okay. Thank you very much.

04:32:14 18 Okay. Going on to the next -- or letters of

04:32:19 19 commendation. I hope everybody got to see the letter of

04:32:26 20 commendation and the news article that was attached for

04:32:30 21 Lieutenant William Hankins. Do I hear a motion to file this

04:32:39 22 commendation?

04:32:43 23 COMMISSIONER SANTIAGO: Commissioner Santiago. I

04:32:46 24 move we file.

04:32:49 25 CHAIR DE REGO: Okay.

04:32:50 1 COMMISSIONER KUWAHARA: And this is Commissioner
04:32:53 2 Kuwahara. I second.

04:32:54 3 CHAIR DE REGO: And Commissioner Kuwahara has
04:32:56 4 seconded the motion to file. Any discussion?

04:33:00 5 (No response.)

04:33:01 6 CHAIR DE REGO: Hearing none, we'll do a roll call
04:33:04 7 vote. Vice Chair Patnode.

04:33:07 8 VICE CHAIR PATNODE: Aye.

04:33:08 9 CHAIR DE REGO: Commissioner Kuwahara.

04:33:12 10 COMMISSIONER KUWAHARA: Aye.

04:33:13 11 CHAIR DE REGO: Commissioner Leach.

04:33:15 12 COMMISSIONER LEACH: Aye.

04:33:16 13 CHAIR DE REGO: Commissioner Mano.

04:33:20 14 COMMISSIONER MANO: Aye.

04:33:21 15 CHAIR DE REGO: Commissioner Redeker.

04:33:25 16 COMMISSIONER REDEKER: Aye.

04:33:26 17 CHAIR DE REGO: Okay. Commissioner Rodrigues.

04:33:30 18 COMMISSIONER RODRIGUES: Aye.

04:33:32 19 CHAIR DE REGO: Commissioner Santiago.

04:33:37 20 COMMISSIONER SANTIAGO: Aye.

04:33:38 21 CHAIR DE REGO: And Commissioner Sylva.

04:33:40 22 COMMISSIONER SYLVA: Aye.

04:33:41 23 CHAIR DE REGO: Okay. We'll go on to
04:33:49 24 correspondence. Do I hear a motion to file all correspondence
04:33:53 25 A, B, and C?

04:33:57 1 COMMISSIONER MANO: So moved.

04:33:58 2 CHAIR DE REGO: PC 21-03, PC 21-04, and PC 21-05.

04:34:09 3 COMMISSIONER MANO: So moved to file. Matt Mano.

04:34:13 4 CHAIR DE REGO: Okay. Commissioner Mano has made
04:34:20 5 the motion.

04:34:21 6 VICE CHAIR PATNODE: (Gesturing.)

04:34:24 7 CHAIR DE REGO: Commissioner Patnode has her hand
04:34:27 8 up, so are you --

04:34:30 9 VICE CHAIR PATNODE: I second the motion. This is
04:34:34 10 Bobbie.

04:34:35 11 CHAIR DE REGO: Okay. Any discussion?
04:34:43 12 (No response.)

04:34:43 13 CHAIR DE REGO: Hearing none, we'll take the roll
04:34:46 14 call vote. Vice Chair Patnode.

04:34:50 15 VICE CHAIR PATNODE: Oh, wait. Mark has a --

04:34:58 16 CHAIR DE REGO: Oh, oh, oh. I'm sorry. Mark,
04:35:04 17 you're waving. I'm sorry.

04:35:05 18 COMMISSIONER REDEKER: My audio, someone keeps
04:35:08 19 turning my audio off so no one can hear me.

04:35:12 20 CHAIR DE REGO: Oh, I'm sorry.

04:35:14 21 COMMISSIONER REDEKER: The one thing that I wish to
04:35:16 22 point out is --

04:35:18 23 CHAIR DE REGO: Go ahead.

04:35:20 24 COMMISSIONER REDEKER: -- that on correspondence B
04:35:22 25 and C, it is referenced that Mr. Tivoli and the next one C is

04:35:32 1 Mister -- I think we should always make sure that the Chief of
04:35:35 2 Police instead of Mister is listed as the Chief of Police.
04:35:40 3 He's worked very hard to get that -- that title and --

04:35:44 4 COMMISSIONER MANO: Yeah.

04:35:47 5 COMMISSIONER REDEKER: -- I think he's deserving of
04:35:49 6 that title.

04:35:51 7 COMMISSIONER MANO: Yeah.

04:35:52 8 COMMISSIONER REDEKER: So I think all references
04:35:55 9 instead of Mister should be Chief.

04:36:00 10 COMMISSIONER MANO: Faaumu. Chief.

04:36:04 11 COMMISSIONER REDEKER: I think that's a good thing.

04:36:07 12 And reference also to the correspondence that the
04:36:11 13 other person testified to, the only thing that I would have to
04:36:17 14 say is maybe we could look at the -- or have somebody or have
04:36:26 15 Amy or somebody go ahead and re -- or put -- pull -- because
04:36:34 16 we turn in -- we turn in all the disciplinary notices as we're
04:36:41 17 ordered to do, maybe have somebody just verify the references
04:36:49 18 on 2020 that there was only four disciplinary actions, just to
04:36:58 19 double-check. Because the person that testified didn't
04:37:01 20 believe that there was only four and maybe we could just
04:37:04 21 verify that just to put her mind at ease.

04:37:11 22 CHAIR DE REGO: Thank you, Commissioner Redeker.

04:37:15 23 And we duly note your observations about -- I even missed that
04:37:22 24 about Chief Faaumu, so thank you very much for that.

04:37:28 25 Okay. So any other discussion?

04:37:38 1 COMMISSIONER REDEKER: So is --

04:37:41 2 CHAIR DE REGO: Thank you very much. So we'll take
04:37:42 3 the vote now.

04:37:43 4 COMMISSIONER REDEKER: Well, is --

04:37:45 5 CHAIR DE REGO: Vice Chair Patnode. Oh, no. I'm
04:37:47 6 sorry.

04:37:48 7 COMMISSIONER REDEKER: Question.

04:37:50 8 CHAIR DE REGO: Yes.

04:37:51 9 COMMISSIONER REDEKER: So is somebody gonna verify
04:37:54 10 that there was only four disciplinary actions? Because all of
04:37:59 11 those disciplinary actions that -- that we were given, we were
04:38:04 12 told we had to turn in, so we can't verify that.

04:38:09 13 CHAIR DE REGO: We could probably ask the chief
04:38:11 14 during his investigation -- I mean not investigation, but
04:38:20 15 during his time with us in terms of going over his report.

04:38:25 16 COMMISSIONER REDEKER: Okay.

04:38:26 17 CHAIR DE REGO: I don't think -- we're voting to
04:38:28 18 file a motion, so it's -- but -- but your comments are duly
04:38:34 19 noted and we'll -- we'll try to make sure that that gets done
04:38:38 20 and forwarded to the chief in terms of verifying that.

04:38:44 21 The motion on the floor right now is filing the
04:38:47 22 communication. Okay? So let's move on with the vote. Vice
04:38:58 23 Chair Patnode.

04:38:58 24 VICE CHAIR PATNODE: Aye.

04:38:59 25 CHAIR DE REGO: Vice Chair -- Commissioner Kuwahara.

04:39:04 1 COMMISSIONER KUWAHARA: Aye.

04:39:06 2 CHAIR DE REGO: Commissioner Leach.

04:39:08 3 COMMISSIONER LEACH: Aye.

04:39:09 4 CHAIR DE REGO: Commissioner Mano.

04:39:11 5 COMMISSIONER MANO: Yes.

04:39:12 6 CHAIR DE REGO: Commissioner Redeker.

04:39:14 7 COMMISSIONER REDEKER: Aye.

04:39:15 8 CHAIR DE REGO: Commissioner Rodrigues.

04:39:19 9 COMMISSIONER RODRIGUES: Aye.

04:39:21 10 CHAIR DE REGO: Commissioner Santiago.

04:39:33 11 (No response.)

04:39:38 12 COMMISSIONER MANO: He disappeared.

04:39:40 13 CHAIR DE REGO: Yeah. He's there.

04:39:44 14 COMMISSIONER SANTIAGO: Sorry. I did say aye.

04:39:47 15 CHAIR DE REGO: Okay. Commissioner Sylva.

04:39:58 16 COMMISSIONER SYLVA: Aye.

04:40:03 17 CHAIR DE REGO: Okay. Thank you very much. And I

04:40:05 18 also say aye. I keep forgetting to vote on these things.

04:40:10 19 Let's see. Let's move on to the chief's report.

04:40:21 20 Chief Faaumu, you can turn on your camera and your microphone.

04:40:27 21 Go ahead, Chief, it's all yours.

04:40:31 22 CHIEF FAAUMU: Yes, it should be on. Thank you,

04:40:36 23 Mr. Chairman. Good afternoon and also good afternoon to the

04:40:41 24 members of the police commissioners -- commissions.

04:40:45 25 I too welcome Police Commissioner Emmett Rodrigues.

04:40:50 1 I remember him. He and I started our career at about the same
04:40:56 2 time, he was with the sheriff and I was with the police
04:40:58 3 department. Welcome aboard. It's refreshing to see what
04:41:03 4 you're gonna bring to this platform.

04:41:08 5 What I will do is just recap. You folks should have
04:41:12 6 the bureau reports and highlights of operation activities for
04:41:17 7 the past month, each and every one of you should have that.
04:41:23 8 But before I go on to my chief's five-year plan, just give you
04:41:28 9 an idea, an update on what is going on, especially the
04:41:31 10 COVID-19, as everybody is concerned about that. We still have
04:41:38 11 our presence at the airport, continue our enforcement and
04:41:42 12 supporting the law enforcement police at the airport. We'll
04:41:48 13 continue with that. As you know by now, the influx of
04:41:52 14 tourists has been increased. Based on our weekly report or
04:41:58 15 our meeting with the mayor, we see the numbers has grown,
04:42:04 16 average about 3,000 a day and over the long weekend was up to
04:42:09 17 5,000 daily.

04:42:11 18 Some of the concern that we have, we had added on
04:42:17 19 to -- we do have illegal hunting complaint that we have
04:42:21 20 Upcountry, so we are focusing on that. We also want to put up
04:42:27 21 some special assignment to address some of the community
04:42:33 22 concern as far as our roadway as being busy now, so we do
04:42:38 23 traffic enforcement and put out a lot of public safety
04:42:44 24 announcements that we put out with our Traffic Sections.
04:42:50 25 We're doing quite a few of foot patrol and also from time to

04:42:56 1 time when we have manpower, we do enforce the mask requirement
04:43:04 2 or the rules and orders put out by the mayor and the governor.
04:43:09 3 So those are some of the new things that we are looking at.

04:43:12 4 And also, we also adjusted -- as I was reading one
04:43:17 5 of our commander's report last month, he quote adjusted to new
04:43:27 6 norm and handling as business as usual. Sometimes we get
04:43:33 7 exposed to an individual that tested positive, but because of
04:43:38 8 all the protocol and procedures that we have in place, the
04:43:42 9 supervisors and the officers have been affected by it will
04:43:50 10 take appropriate actions to make sure that their equipment and
04:43:57 11 the officer are being disinfected and also to include the
04:44:02 12 station if it involved the station.

04:44:05 13 So what the other thing we do, too, is we also
04:44:09 14 concerned about the wellness of our officers. We do have
04:44:14 15 programs that we set up. We have a psychologist from Honolulu
04:44:19 16 visit Maui on a timely basis, sometimes on a monthly, and put
04:44:26 17 out -- make theirselves available to our employees in case that
04:44:32 18 they need any assistance.

04:44:34 19 Now going to what the agenda -- what they have on
04:44:37 20 the agenda, my five-year plan. Mr. Chair, I assume that
04:44:44 21 everybody has a copy of my projected five-year plan, the over-
04:44:50 22 view of what I --

04:44:52 23 CHAIR DE REGO: Yes, Chief.

04:44:53 24 CHIEF FAAUMU: -- is basically we're gonna address
04:44:56 25 the internal department needs and then, of course, recruitment

04:45:01 1 is the biggest -- biggest concern we have. And with COVID-19,
04:45:08 2 we have seen an influx of applicants. Again, we are taking
04:45:13 3 all those applications, taking all, and screening them through
04:45:18 4 the process. And we do have programs that we set out on the
04:45:22 5 side to continue our recruitment and establish the ties with
04:45:28 6 the community such as Police Athletic League and Police
04:45:34 7 Explorer Program where we -- where it is up and running at
04:45:43 8 this time.

04:45:43 9 One thing that I also took into -- I want to
04:45:47 10 highlight in the -- in the internal department needs is the
04:45:51 11 rotation program, where we want to have a -- well-rounded
04:45:57 12 officers and give them the opportunity to get to a specialized
04:46:03 13 unit, so we do have policies on that.

04:46:08 14 As to capital improvement, if you look at it, one
04:46:12 15 thing that I wanted to highlight is what we have done.
04:46:17 16 Basically, put out the -- working on our cameras to --
04:46:24 17 body-worn camera. And I know everybody wants transparency and
04:46:28 18 that's kind of what we wanted to do. The next area we want to
04:46:33 19 focus on to enlist body-worn camera and also vehicle cameras,
04:46:38 20 we want to include that in there. We had upgrade our E911
04:46:48 21 center to receive text and pictures and videos from the
04:46:56 22 public. So we are focusing on the need of the communities at
04:47:02 23 all times and, of course, the need of the employee.

04:47:06 24 My vision and goals and what we had wanted to focus
04:47:12 25 on, if you look at it, I, again, put a color code on it. We

04:47:18 1 want to focus on the health and wellness program. One of my
04:47:24 2 meetings with the mayor was concern about as he was doing some
04:47:28 3 reading and he noticed that officer suicide, we have more
04:47:34 4 numbers on that than officers killed in line of duty and it
04:47:38 5 was a concern of his and he wanted to see what we are doing.
04:47:41 6 And as I reported earlier on my five-year plan, we're working
04:47:46 7 to hire a psychologist full time for the department, but in
04:47:52 8 the meantime, we contract out a psychologist to support us.
04:47:59 9 And like any other organization, you know, a well-rounded
04:48:05 10 healthy employee, but also we want to pursue higher education
04:48:09 11 for our -- our police officers and our employees, so we do
04:48:15 12 have that program and we want to move forward with it,
04:48:19 13 continue and encourage our employees to -- to take advantages
04:48:24 14 of that. That's one of the area I wanted to highlight with my
04:48:29 15 vision and goals.

04:48:32 16 In 2020, you know, we had accomplished quite a few.
04:48:42 17 The reorganization, as you know, expanding position, I just
04:48:47 18 want to highlight a few things that I believe should be
04:48:51 19 important that should put out. As you know, expansion
04:48:55 20 position, it was not something that was easy to come, so what
04:48:59 21 we do instead of sitting and, okay, we'll try next year, we
04:49:05 22 look at what we have. Some of the positions that has been
04:49:07 23 with us, but hasn't been filled over a period of time, so what
04:49:12 24 we do is we reallocate those positions and created some of the
04:49:17 25 positions that the department really, really needs. And as

04:49:20 1 you can see, we hired an information and education specialist,
04:49:25 2 basically a PIO, so it's usually managed by our lieutenant in
04:49:33 3 Community Relations Section, but now we have a full-time
04:49:36 4 information and education specialist. I want to commend
04:49:41 5 Lieutenant Sellers for that, because when she was a sergeant
04:49:46 6 with the Community -- Community Relations Section, it was one
04:49:50 7 of their recommended and their vision, looking at to minimize
04:49:54 8 the changes and maintain the continuity of operation by having
04:49:59 9 somebody in there, 'cause we -- sworn officers come and go all
04:50:04 10 the time. We also reallocate a position for capital
04:50:09 11 improvement project coordinator. Right now it's done by an
04:50:14 12 assistant chief and a captain. As you all know, it is not
04:50:19 13 something -- it is not our area of expertise, so we're able to
04:50:23 14 do that and now we have a full-time individual and I can tell
04:50:26 15 you it's really, really helpful, you know, doing that.

04:50:30 16 And, also, as the discussion among you prior to me
04:50:36 17 coming on, the information, what is going on. So we also look
04:50:41 18 at information system analyst, so that way when you ask for
04:50:46 19 information, those things should be readily available.

04:50:50 20 On the capital improvement side, I just want to
04:50:53 21 highlight -- and I know it was attended by the chair when we
04:50:59 22 have a VirTra training simulator, it's basically trying to do
04:51:07 23 a reality-based training for our officers in high and low risk
04:51:13 24 probability.

04:51:17 25 Last thing we did was we did get a support and

04:51:24 1 approval from the state fusion center and the Hawaii Emergency
04:51:32 2 Management Center to create a satellite fusion center here on
04:51:40 3 Maui, so we were the offshoot from the state. And it was all
04:51:45 4 good to go, we got the thumbs up and the funding was ready,
04:51:51 5 available, but COVID was in the way and now have to postpone
04:51:57 6 that. It's still in the work, but -- we are hoping for a good
04:52:01 7 year 2021 will bring good fortune.

04:52:05 8 And I think that's about it from what we -- from
04:52:10 9 some of the -- from the agenda as far as my vision and goals
04:52:17 10 and one-year plan update and also my projected five year. So,
04:52:24 11 Mr. Chairman, that's pretty much summarized what I have and at
04:52:30 12 this time I am open for questions.

04:52:32 13 CHAIR DE REGO: Just a reminder to the
04:52:42 14 commissioners, if you have any questions, especially of
04:52:45 15 clarification of facts, that would be good to do here. We're
04:52:48 16 gonna be going into depth on this as well during the executive
04:52:54 17 session. So does anybody have any questions?

04:52:57 18 COMMISSIONER REDEKER: (Gesturing.)

04:52:59 19 CHAIR DE REGO: Go ahead, Commissioner Redeker.

04:53:02 20 COMMISSIONER REDEKER: Yeah, Chief. There was a
04:53:05 21 testimony by somebody a little earlier, a member of the
04:53:09 22 citizens or a member of the community, that questioned on the
04:53:16 23 report that they made -- you made to the legislature that
04:53:21 24 there was only four disciplinary actions in the year 2020.
04:53:29 25 Can you, by next meeting, just verify that so that the member

04:53:34 1 of the community knows that we checked and double-checked on
04:53:38 2 that?

04:53:41 3 CHIEF FAAUMU: Chair, may I respond.

04:53:45 4 CHAIR DE REGO: Chief.

04:53:47 5 CHIEF FAAUMU: Okay. Thank you.

04:53:48 6 Commissioner Redeker, yes, I will follow up on that.

04:53:52 7 I had that on my little sticky note to make sure that --

04:53:56 8 COMMISSIONER REDEKER: Thank you.

04:53:57 9 CHIEF FAAUMU: -- info is correct and accurate.

04:54:01 10 COMMISSIONER REDEKER: Thank you. (Inaudible.)

04:54:06 11 Yeah.

04:54:07 12 CHAIR DE REGO: Commissioner Redeker.

04:54:08 13 COMMISSIONER REDEKER: Yeah, just one other thing.

04:54:10 14 And I realize that 2020 was a tough year for the department
04:54:15 15 and for you and I'm not -- I'm not -- I don't want to beat a
04:54:20 16 dead horse. A few months ago, actually, six, seven, eight
04:54:25 17 months ago we had talked about the corporal's position. And I
04:54:31 18 realize -- and you had said that you were -- you were going to
04:54:35 19 look at it. I realize that you have many other things on your
04:54:40 20 plate, but when it comes to retention and a well-rounded
04:54:44 21 officer, of course, this is something that the department
04:54:47 22 could -- could get great benefit from. Is that something that
04:54:51 23 we might be able to look at in 2021?

04:54:56 24 CHIEF FAAUMU: Mr. Chair.

04:55:01 25 CHAIR DE REGO: Yes, Chief.

04:55:03 1 CHIEF FAAUMU: Yes, Commissioner Redeker, it was.
04:55:06 2 We started the research on it. We had reached out to Honolulu
04:55:10 3 Police Department and get a copy of their position description
04:55:13 4 and, again, you're right, as we are moving forward and working
04:55:21 5 with DPS on it, COVID hit and it put us on hold. And, yes, we
04:55:27 6 will revisit that because I -- my staff, my executive staff
04:55:33 7 and the department as a whole, feel -- they feel comfortable
04:55:40 8 with it and they like that idea.

04:55:43 9 COMMISSIONER REDEKER: Thank you, sir. Thank you
04:55:46 10 very much.

04:55:47 11 CHAIR DE REGO: Are there any other questions?

04:55:53 12 COMMISSIONER SANTIAGO: Chair.

04:55:54 13 CHAIR DE REGO: Yes.

04:55:56 14 COMMISSIONER SANTIAGO: Commissioner Santiago.

04:55:58 15 CHAIR DE REGO: Commissioner Santiago. Go ahead.

04:56:01 16 COMMISSIONER SANTIAGO: Yeah, I just have one
04:56:03 17 question for the chief, but it's not in relation to what was
04:56:06 18 just previously discussed. I was just wondering if I had the
04:56:10 19 opportunity to kind of ask on the status of the Molokai Police
04:56:15 20 Station project. I know we haven't discussed it for a while
04:56:19 21 and I just kind of wanted to know if there's any changes in
04:56:23 22 the council's position as far as approving this, this project.

04:56:31 23 CHAIR DE REGO: Chief.

04:56:32 24 CHIEF FAAUMU: Thank you, Mr. Chair.

04:56:34 25 Commissioner Santiago, that is a project that I

04:56:39 1 wanted, it was on my five-year plan. We got approved for the
04:56:43 2 money for funding to purchase the property and also to start
04:56:47 3 the planning, to start the footprint. As we moved forward,
04:56:52 4 unfortunately, the funding was not released and, as you know,
04:56:58 5 CIP funding, I must make a move on it and spend it before the
04:57:04 6 year twenty -- before December of 2020 and we did not. So
04:57:12 7 what -- again, what the -- the county council approved was an
04:57:22 8 approval of \$500,000 more for rehabilitation of the old
04:57:28 9 stations, so we have to redo the roofing for that. And it was
04:57:33 10 not our -- a line item that I put -- that I requested, it was
04:57:39 11 requested from your representative. I hope that answered your
04:57:43 12 question. Thank you.

04:57:45 13 COMMISSIONER SANTIAGO: Thank you, Chief.

04:57:47 14 CHAIR DE REGO: Thank you. Any -- any other
04:57:51 15 questions?

04:57:54 16 COMMISSIONER SYLVA: (Gesturing.)

04:57:56 17 CHAIR DE REGO: Commissioner Sylva.

04:57:58 18 COMMISSIONER SYLVA: Yes. I was wondering, you
04:58:01 19 know, with the January 28th letter that we got,
04:58:06 20 correspondence, you know, there was an attachment with the
04:58:09 21 disciplinary report. There were ten items on there, so I
04:58:14 22 would assume there was more than four. In the correspondence
04:58:21 23 that we each received.

04:58:25 24 CHAIR DE REGO: Chief.

04:58:26 25 CHIEF FAAUMU: Yes. Thank you, Mr. Chair and

04:58:30 1 Commissioners. I will follow up on that and make sure that
04:58:33 2 the information is accurate that was submitted. I don't have
04:58:39 3 it in front of me as I'm responding to you, but I'll make sure
04:58:45 4 that that -- it will be -- that we will respond. In fact, we
04:58:49 5 don't have to wait for the next meeting, we'll get the
04:58:52 6 information and forward it to Ms. Lau to get to you folks.

04:58:57 7 Thank you.

04:59:01 8 CHAIR DE REGO: Okay. Any other questions?

04:59:07 9 (No response.)

04:59:09 10 CHAIR DE REGO: Okay. Hearing none, let's move on
04:59:12 11 to the financial report of budget and expenditures. Melissa.

04:59:19 12 MS. MAGONIGLE: Okay. Good afternoon, Chair.

04:59:23 13 CHAIR DE REGO: Hi there.

04:59:24 14 MS. MAGONIGLE: Good afternoon, Police Commission
04:59:28 15 Meeting -- Members. So going on to the financials, we -- the
04:59:33 16 financial report was distributed. So the one area I wanted to
04:59:37 17 point out is that it's as of December 31st, so that is the
04:59:43 18 halfway through the fiscal year, so that'll give you a good
04:59:50 19 halfway point of where we're at through Fiscal Year '21. So
04:59:58 20 department-wide we're at 55 percent balance, so we are doing
05:00:02 21 well with our expenditures, we are on track at the halfway
05:00:06 22 point. The breakdown that everyone has, it'll go into detail
05:00:13 23 by bureau, by section if you want to look further at the
05:00:18 24 expenditures by bureau and by section.

05:00:21 25 And also submitted was our grants, so, again, it

05:00:27 1 provides the terms, the grants amounts, and the balances
05:00:30 2 available for each area.

05:00:35 3 And then the last report is the CIP report, so it
05:00:38 4 provides a status of the expenditures. Right now we're
05:00:42 5 working on the fuel tank at the Wailuku Station, replacing the
05:00:47 6 fuel tank, and then after that's done, we're gonna be working
05:00:52 7 on the Wailuku Station parking lot. So those are the two
05:00:57 8 projects that we're working on right now. The only project
05:01:02 9 that was funded in FY '21 was replacing the roof at the
05:01:07 10 current Molokai Police Station, so there's \$500,000 put into
05:01:13 11 our budget to replace the roof at the current Molokai Police
05:01:18 12 Station. So those are the three projects that we have ongoing
05:01:22 13 right now.

05:01:23 14 As the chief had mentioned, we do have a CIP
05:01:27 15 coordinator, which has been great, so he's been working a lot
05:01:32 16 of the projects and helping with the specs and helping move
05:01:37 17 that along. It's been a great benefit having him on board to
05:01:41 18 help us with all our CIP projects.

05:01:44 19 For the staffing report, this one is as of
05:01:51 20 January 31st. So for sworn personnel, we are at 80 percent
05:01:56 21 staff; for civilian, 75 percent staffed; and overall we are at
05:02:02 22 79 percent staffed. We do have seven conditional offers out,
05:02:09 23 meaning that there are seven applicants in various stages of
05:02:13 24 the hiring process. So we have a few that are in medical, we
05:02:19 25 just had a psychological assessment done yesterday, so we're

05:02:24 1 waiting for the results on that.

05:02:26 2 For dispatchers, we're at 54 percent staffing. So,
05:02:31 3 again, we're working on increasing the numbers for that as
05:02:35 4 well.

05:02:36 5 Just to let you know, we did -- there -- the
05:02:41 6 Department of Personnel Services, they changed -- or updated,
05:02:48 7 I guess I should say, the written exams for police officers
05:02:53 8 and for dispatchers. So they're not doing any in-person
05:02:57 9 testing anymore, so what they're doing is online testing, so
05:03:02 10 it's all gonna be online testing now. With that, because
05:03:07 11 there was a transitional phase, we did have to close
05:03:11 12 recruiting for a while for us to process one list, to start a
05:03:15 13 new list. Police Officer I recruiting just opened on Friday,
05:03:21 14 February 12th. According to DPS, we already have 80 qualified
05:03:27 15 applicants. So it just opened on Friday, today's Wednesday
05:03:31 16 and we have 80 qualified applicants that are scheduling to
05:03:36 17 take the online exam. So the online exam is gonna be
05:03:42 18 proctored, it's gonna be secure, and then it also allows a --
05:03:47 19 especially outer island or mainland, they don't have to fly to
05:03:53 20 Maui to go to DPS to take a written exam in their office in
05:03:58 21 the county building, so that also helps us too.

05:04:02 22 And the dispatch one, the recruiting has not opened
05:04:05 23 yet, but we're working on that with DPS as well, so that
05:04:11 24 should be opening soon.

05:04:35 25 So those are the two. And I know community

05:04:39 1 relations has really been pushing hard with recruiting,
05:04:48 2 they're been putting pushes on the social media trying to get
05:04:54 3 applicants. I know a lot of people were waiting for the
05:04:57 4 opening and that has come out for the police officer
05:05:01 5 applicants.

05:05:04 6 Regarding the discipline, so we put together the
05:05:07 7 report, so just as the commissioner had mentioned, there are
05:05:12 8 ten that are listed on there, ten disciplinary actions. We
05:05:16 9 did submit the report on January 29th and then we did submit
05:05:23 10 an amended report, on February 3rd it was submitted, both with
05:07:03 11 ten disciplinary actions listed. I just want to point out
05:07:26 12 that according to Act 242, that we only have to specify
05:07:37 13 discipline that results in suspension or dismissal. Those are
05:07:48 14 the only reporting requirements. So if there's other
05:07:55 15 discipline that's written or verbal, that is not a reporting
05:08:00 16 requirement to the legislature. So all that's reported are
05:08:52 17 those personnel that have been suspended or terminated from
05:08:56 18 the department and that's what was reported.

05:08:59 19 A lot of times an incident will happen in a
05:09:03 20 different calendar year. By the time the investigation
05:09:08 21 completes, the disciplinary action is imposed during the
05:09:13 22 current 2020 calendar year. So I know that was brought up by
05:09:18 23 a testifier, the discrepancy of dates or the difference of
05:09:25 24 dates, and that's what it is. Once the investigation takes
05:09:29 25 place, by the time disciplinary action is executed, it could

05:09:34 1 be in a different calendar year, so that's why you'll see, you
05:09:38 2 know, an investigation in a different year from when the
05:09:40 3 suspension dates took place.

05:09:43 4 So that's all I have for my report. If there's any
05:09:46 5 questions.

05:09:48 6 CHAIR DE REGO: Okay. I see Commissioner -- Vice
05:09:51 7 Chair Patnode has her hand up to ask a question. Go ahead,
05:09:57 8 Vice Chair.

05:09:58 9 VICE CHAIR PATNODE: Thanks for the report. I'm
05:10:02 10 wondering if you can tell us if we should be reporting the
05:10:06 11 names of the officers on that report.

05:10:10 12 MS. MAGONIGLE: Yes. So the -- we did send an
05:10:15 13 amended. Initially, we did not have the names submitted,
05:10:21 14 which is what went on the legislature report. An amended
05:10:26 15 report was submitted to the legislature and it is public
05:10:31 16 record. I just looked, actually, it is available on the
05:10:37 17 legislative website right now.

05:10:41 18 VICE CHAIR PATNODE: Thank you very much.

05:10:43 19 MS. MAGONIGLE: You're welcome.

05:10:46 20 CHAIR DE REGO: Commissioner Kuwahara.

05:10:50 21 COMMISSIONER KUWAHARA: Hi. I'm just curious,
05:10:53 22 because you said we had 80 applicants, which is outstanding.
05:10:58 23 We've never, ever, ever had that I can remember. I'm just
05:11:04 24 curious, do you know what percentage that is of people from
05:11:07 25 off island or mainland or -- I'm just really surprised we have

05:11:13 1 80.

05:11:14 2 MS. MAGONIGLE: You know, I'm not sure of the
05:11:16 3 breakdown of it. I was just given the total number. I could
05:11:22 4 check with DPS to see if they can provide a breakdown, but,
05:11:27 5 yeah, I personally don't know the breakdown, I was just given
05:11:31 6 the total.

05:11:32 7 COMMISSIONER KUWAHARA: Okay. Thank you.

05:11:38 8 CHAIR DE REGO: Any other questions?

05:11:40 9 (No response.)

05:11:42 10 CHAIR DE REGO: The chair has a question. Melissa,
05:11:47 11 during last year's council deliberations on the budget, the
05:11:53 12 council allowed for certain departments to move money between
05:11:57 13 accounts A, B, and C. Was the police department allowed to do
05:12:03 14 that?

05:12:05 15 MS. MAGONIGLE: Yes. We were allowed to do that
05:12:07 16 this year, so that was something new that I guess was allowed.
05:12:13 17 We haven't had too much --

05:12:15 18 CHAIR DE REGO: Okay. I --

05:12:17 19 MS. MAGONIGLE: Sorry. We haven't had too much
05:12:21 20 requests for that.

05:12:23 21 CHAIR DE REGO: Okay. I'm asking this because that
05:12:27 22 we've -- at least in this particular past couple of months, we
05:12:33 23 have had to go -- begin to go outside for investigations and
05:12:40 24 possibly looking at paying, you know, fees for these
05:12:46 25 investigators. So I know we have travel funds -- and I would

05:12:51 1 imagine these are unexpected expenses, simply because we
05:12:56 2 usually rely on corporation council in certain instances, but,
05:13:02 3 you know, there's examples where they've had to recuse
05:13:06 4 themselves from an investigation or Honolulu Department --
05:13:12 5 Police Department is not available or the AG's office is not
05:13:18 6 available, so we would have to engage private investigators.
05:13:22 7 Is it possible to move things around like, for instance,
05:13:27 8 travel funds? We're not going anywhere, right, and that had
05:13:38 9 been budgeted for the commission to -- for other uses like for
05:13:43 10 use for investigations or for private investigators.

05:13:48 11 MS. MAGONIGLE: Yes. That is all -- all those funds
05:13:53 12 are within the operating -- the B account, the operating
05:13:57 13 expenses. So, yeah, just as you said, you might go over on
05:14:01 14 the investigation line item, the investigator line item, but
05:14:07 15 there are the savings in travel. And it's all within the same
05:14:10 16 account, we wouldn't have to move from the B account,
05:14:14 17 operating expenses, to equipment. So that is possible.

05:14:20 18 CHAIR DE REGO: Okay. Good. Also -- okay. I see
05:14:27 19 Corporation Counsel Oana. Go ahead.

05:14:30 20 MS. OANA: Thank you, Chair. Thank you, Melissa.
05:14:33 21 I'm really curious about the investigation fees that we're
05:14:37 22 gonna have to pay. Currently right now, how much do we have
05:14:40 23 in our -- in the police commission budget to pay for
05:14:43 24 investigative services and how much more can we get from other
05:14:49 25 places to pay for investigator's services?

05:14:56 1 CHAIR DE REGO: Yeah, that -- just to piggyback on
05:15:03 2 that question, would it be okay for you to kind of parcel out
05:15:07 3 our budget at some point and give us an idea of what the
05:15:11 4 commission has available so the commissioners can see that
05:15:16 5 directly.

05:15:17 6 MS. MAGONIGLE: Yes, I can portion that out.
05:15:19 7 Just -- there's \$9,000 budgeted for contractual services. So
05:15:27 8 part of the contractual services is contracting an
05:15:30 9 investigator, but there's \$9,000 that was budgeted for that.

05:15:51 10 MS. OANA: Thank you.

05:15:53 11 MS. MAGONIGLE: But I can provide you the
05:16:02 12 information. I can go over with Amy on what the balance is
05:16:05 13 for each area.

05:16:07 14 MS. OANA: Okay. Thank you.

05:16:09 15 CHAIR DE REGO: Thank you very much. Okay. Good.
05:16:16 16 Any other questions?

05:16:18 17 (No response.)

05:16:20 18 CHAIR DE REGO: Okay. Well, thank you very much,
05:16:22 19 Melissa.

05:16:24 20 MS. MAGONIGLE: Okay. Thank you.

05:16:26 21 CHAIR DE REGO: We'll be in touch about those other
05:16:29 22 questions about the police commission budget and, you know,
05:16:32 23 hopefully, you could have those figures so we can send out to
05:16:36 24 commissioners so we know what our bottom line is. Okay.

05:16:39 25 MS. MAGONIGLE: Yeah, that's (inaudible).

05:16:46 1 CHAIR DE REGO: Thank you.

05:16:47 2 Okay. Let's go on to Old Business, which is
05:16:52 3 Discussion on Handling and Distribution of Confidential
05:16:57 4 Executive Session Material. Corporation Counsel Oana.

05:17:05 5 MS. OANA: Thank you, Chair. You know, I'm sorry,
05:17:11 6 but me and Amy didn't have a chance to check out any FILR or
05:17:17 7 Dropbox things further than -- than what we did the last time.
05:17:22 8 So if we can just defer this and then Amy will -- and I will
05:17:26 9 work out figuring out FILR or Dropbox.

05:17:33 10 CHAIR DE REGO: Okay. Thank you for that report.
05:17:37 11 Without objection, we'll just defer this to the next meeting.

05:17:43 12 (No response.)

05:17:43 13 CHAIR DE REGO: Hearing none, we'll defer this item.

05:17:46 14 Okay. With reference to the agenda items listed
05:17:53 15 below, which starts with executive session, these items will
05:17:58 16 be conducted in executive session pursuant to Sections
05:18:02 17 92-5(a)(2) and (4), Hawaii Revised Statutes, to consider the
05:18:07 18 hire, evaluation, dismissal, or discipline of an officer or
05:18:13 19 employee or of charges brought against the officer or
05:18:17 20 employee, where consideration of matters affecting privacy
05:18:21 21 will be involved; and to consult with the board's attorneys on
05:18:26 22 questions and issues pertaining to the board's powers, duties,
05:18:32 23 privileges, immunities, and liabilities.

05:18:37 24 The chair will call for a motion to move to
05:18:41 25 executive session.

05:18:46 1 COMMISSIONER KUWAHARA: This is Kuwahara.

05:18:48 2 CHAIR DE REGO: Commissioner Kuwahara --

05:18:50 3 COMMISSIONER KUWAHARA: I make a --

05:18:51 4 CHAIR DE REGO: -- has moved.

05:18:53 5 COMMISSIONER KUWAHARA: -- move to executive --

05:18:55 6 executive session.

05:18:59 7 CHAIR DE REGO: Session. Okay. Thank you. Sorry

05:19:01 8 to finish your sentence.

05:19:03 9 Okay. So Commissioner Redeker is seconding the

05:19:06 10 motion; correct?

05:19:08 11 COMMISSIONER REDEKER: Yes.

05:19:08 12 CHAIR DE REGO: Okay. So we have a -- the motion

05:19:11 13 has been made by Commissioner Kuwahara, seconded by

05:19:15 14 Commissioner Redeker. Any discussion?

05:19:19 15 (No response.)

05:19:20 16 CHAIR DE REGO: Hearing none, I'll take the roll

05:19:22 17 call vote. Vice Chair Patnode.

05:19:27 18 VICE CHAIR PATNODE: Aye.

05:19:28 19 CHAIR DE REGO: Commissioner Kuwahara.

05:19:30 20 COMMISSIONER KUWAHARA: Aye.

05:19:31 21 CHAIR DE REGO: Commissioner Leach.

05:19:32 22 COMMISSIONER LEACH: Aye.

05:19:33 23 CHAIR DE REGO: Commissioner Mano.

05:19:36 24 COMMISSIONER MANO: Aye.

05:19:37 25 CHAIR DE REGO: Commissioner Redeker.

05:19:39 1 COMMISSIONER REDEKER: Aye.

05:19:41 2 CHAIR DE REGO: Commissioner Rodrigues.

05:19:44 3 COMMISSIONER RODRIGUES: Aye.

05:19:45 4 CHAIR DE REGO: Commissioner Santiago.

05:19:51 5 COMMISSIONER SANTIAGO: Aye.

05:19:52 6 CHAIR DE REGO: Commissioner Sylva.

05:20:00 7 COMMISSIONER SYLVA: Aye.

05:20:01 8 CHAIR DE REGO: Okay. And the chair also says aye,

05:20:05 9 because I keep forgetting to vote. So that makes it

05:20:09 10 unanimous. So we'll all see you in executive session. Okay?

05:20:13 11 So we'll move from this room to the executive session room.

05:20:17 12 Mahalo. See you there.

05:20:30 13 (Pause in Proceedings: 2:49 p.m.-5:01 p.m.)

05:20:34 14 CHAIR DE REGO: Okay. It's February 17th, 2021.

05:20:38 15 The time is now 5:01 p.m. We're calling regular session back

05:20:45 16 into order. So let's take the roll. Commissioner -- Vice

05:21:00 17 Chair Patnode.

05:21:00 18 VICE CHAIR PATNODE: Here.

05:21:01 19 CHAIR DE REGO: Commissioner Kuwahara.

05:21:04 20 COMMISSIONER KUWAHARA: Here.

05:21:05 21 CHAIR DE REGO: Commissioner Leach.

05:21:11 22 COMMISSIONER LEACH: Here.

05:21:12 23 CHAIR DE REGO: Commissioner Mano is excused.

05:21:18 24 Commissioner Redeker.

05:21:20 25 COMMISSIONER REDEKER: Here.

05:21:21 1 CHAIR DE REGO: Commissioner Rodrigues.

05:21:23 2 COMMISSIONER RODRIGUES: Here.

05:21:24 3 CHAIR DE REGO: Commissioner Santiago is excused.

05:21:27 4 Commissioner Sylva.

05:21:30 5 COMMISSIONER SYLVA: Here.

05:21:31 6 CHAIR DE REGO: Okay. So the chair will now

05:21:33 7 entertain a motion to ratify all actions taken in executive

05:21:39 8 session. Vice Chair Patnode.

05:21:43 9 VICE CHAIR PATNODE: So moved.

05:21:44 10 CHAIR DE REGO: Is that a question or are you making

05:21:46 11 the motion?

05:21:47 12 VICE CHAIR PATNODE: I'm making a motion. So moved.

05:21:50 13 COMMISSIONER REDEKER: (Gesturing.)

05:21:52 14 CHAIR DE REGO: Okay. And Commissioner Redeker has

05:21:55 15 seconded the motion to ratify all actions taken in executive

05:22:00 16 session. Is there any discussion?

05:22:03 17 (No response.)

05:22:05 18 CHAIR DE REGO: Hearing none, let's vote. Vice

05:22:09 19 Chair Patnode.

05:22:10 20 VICE CHAIR PATNODE: Aye.

05:22:11 21 CHAIR DE REGO: Commissioner Kuwahara.

05:22:14 22 COMMISSIONER KUWAHARA: Aye.

05:22:15 23 CHAIR DE REGO: Commissioner Leach.

05:22:19 24 COMMISSIONER LEACH: Aye.

05:22:20 25 CHAIR DE REGO: Commissioner Mano is excused.

05:22:26 1 Commissioner Redeker.

05:22:28 2 COMMISSIONER REDEKER: Aye.

05:22:28 3 CHAIR DE REGO: Commissioner Rodrigues.

05:22:32 4 COMMISSIONER RODRIGUES: Aye.

05:22:32 5 CHAIR DE REGO: Commissioner Santiago is excused.

05:22:37 6 And Commissioner Sylva.

05:22:40 7 COMMISSIONER SYLVA: Aye.

05:22:41 8 CHAIR DE REGO: Okay. The chair also votes aye. So

05:22:47 9 that's unanimous, okay, seven ayes.

05:22:58 10 Okay. Just agenda setting. The next meeting of the

05:23:03 11 Maui Police Commission is scheduled for March 17th, 2021, at

05:23:10 12 2:00 p.m.

05:23:11 13 If there are no other announcements, do I hear a

05:23:15 14 motion to adjourn.

05:23:18 15 COMMISSIONER REDEKER: (Gesturing.)

05:23:19 16 CHAIR DE REGO: Okay. Commissioner Redeker makes a

05:23:22 17 motion to adjourn. Do I have a second?

05:23:25 18 COMMISSIONER SYLVA: (Gesturing.)

05:23:26 19 CHAIR DE REGO: Commissioner Sylva seconds the

05:23:29 20 motion. And we'll take the vote. Okay. Is there any

05:23:34 21 discussion?

05:23:36 22 (No response.)

05:23:36 23 CHAIR DE REGO: Hearing none, Vice Chair Patnode.

05:23:43 24 VICE CHAIR PATNODE: Aye.

05:23:43 25 CHAIR DE REGO: Commissioner Kuwahara.

05:23:46 1 COMMISSIONER KUWAHARA: Aye.

05:23:47 2 CHAIR DE REGO: Commissioner Leach.

05:23:49 3 COMMISSIONER LEACH: Aye.

05:23:50 4 CHAIR DE REGO: Commissioner Mano is excused.

05:23:54 5 Commissioner Redeker.

05:23:56 6 COMMISSIONER REDEKER: Yes, aye.

05:23:57 7 CHAIR DE REGO: Aye. Okay.

05:24:00 8 Commissioner Rodrigues.

05:24:02 9 COMMISSIONER RODRIGUES: Aye.

05:24:04 10 CHAIR DE REGO: Commissioner Santiago's excused.

05:24:09 11 And Commissioner Sylva.

05:24:13 12 COMMISSIONER SYLVA: Aye.

05:24:14 13 CHAIR DE REGO: The chair also votes aye. Thank you

05:24:17 14 very much for your patience and for your hard work and your

05:24:21 15 dedication. I really appreciate all of you and I hope you

05:24:26 16 guys have a good rest of the evening, especially Vice Chair

05:24:30 17 Patnode, who is now gonna have a nice dinner, so -- cooked by

05:24:36 18 her husband. There we go. Thank you very much guys and have

05:24:42 19 a good evening. Okay. Take care, guys. Be safe and be well.

09:41:33 20 (The proceedings were adjourned at blank p.m.)

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C E R T I F I C A T E

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2 STATE OF HAWAII)

3 COUNTY OF MAUI) SS.

4

5 I, Sandra J. Gran, Certified Shorthand Reporter for

6 the State of Hawaii, hereby certify that on January 20, 2021,

04:01:29 7 at 2:01 p.m., the proceedings was taken down by me in machine

8 shorthand and was thereafter reduced to typewritten form under

9 my supervision; that the foregoing represents, to the best of

10 my ability, a true and correct transcript of the proceedings

11 had in the foregoing matter.

12

13 I further certify that I am not an attorney for any

14 of the parties hereto, nor in any way concerned with the

15 cause.

16

17 DATED this 2nd day of March, 2021, in Maui, Hawaii.

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21 

22 _____

23 Sandra J. Gran, RPR

24 Hawaii CSR 424

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