

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION
WEDNESDAY, DECEMBER 17, 2008 AT 10:00 A.M.
CHIEF'S CONFERENCE ROOM, WAILUKU, MAUI, HAWAII**

PRESENT Doreen Gomes, Chair
Keone Ball, Vice-Chair
Verna Boonstra, Member
Sean Connolly, Member
David Jorgensen, Member
Leil Koch, Member
Kirk Tanaka, Member
Kim Sloper, Deputy Corporation Counsel

ALSO PRESENT Thomas M. Phillips, Chief of Police
Gary Yabuta, Deputy Chief of Police
Sydney Kikuchi, Assistant Chief Investigative Services
Wayne Ribao, Assistant Chief Uniformed Services
Clayton Tom, Assistant Chief Support Services
Mr. Greg Takahashi, Business Manager

EXCUSED John Ornellas, Member (Delayed)
Tina Gomes, Member (Delayed)

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

OPENING PRAYER The opening prayer was offered by Chaplain Jeffrey Soga of the Kahului Hongwanji.

PRESENTATION **By the Public of Oral or Written Testimony on Agenda Items of the Commission:**

There was no one present from the public who wished to give testimony.

APPROVAL OF AGENDA **A motion to amend the agenda by adding MPC 08-12 under Executive Session (e) was made by Commissioner Connolly. The motion was seconded by Vice-Chair Ball and carried unanimously.**

APPROVAL OF MINUTES **A motion to approve the minutes of November 19, 2008 as circulated was made by Commissioner Connolly and seconded by Vice-Chair Ball. The motion carried unanimously.**

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION ON
WEDNESDAY, DECEMBER 17, 2008
PAGE 2**

LETTERS OF COMMENDATION (37)

The following personnel received Letters of Commendation during the month of November: Lieutenants D. Kanemitsu, C. Kenui, G. Moniz, E. Soares; Detective W. Loo; Sergeants W. Anzai, M. Bonilla, B. Kubo, J. Perkett, R. Rodriguez, M. Vickers; Officers J. Akana, C. Antonio, J. Calibuso, S. Caparida, D. Clifton, C. Dagulo, D. Danley, K. Doyle, C. Eguia, N. Hamilton, J. Kalama, E. Losvar, K. Masse, L. Marks, A. Moore, C. Perreira, K. Pyland, J. Sang, K. Santos, K. Tom, T. Wong; Recruit M. Matsui; RTOS L. Robello; Mr. B. Peralta, Ms. M. Prince, Ms. T. Morimoto

A motion to accept and file the Letters of Commendation was made by Vice-Chair Ball and seconded by Commissioner Connolly. The motion carried unanimously.

CHIEF'S REPORT Chief Phillips wished everyone Happy Holidays and, on behalf of the entire staff, thanked the Commission for their support and hard work throughout the year.

Chief Phillips then introduced Captain Larry Hudson of the Technical Services Section who provided an update on the RMS/CADS System, as well as the progress on the planning/building of the new morgue.

(10:05 a.m.) Commissioner Ornellas entered the meeting.

Assistant Chief Kikuchi gave the report for the Investigative Services Bureau.

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

Officers of the Month were:

District 1 – Officer Kyle Nagano
District 4 – Officer Matthew Bigoss
District 5 – Officer Nathaniel Hubbard
District 6 – Officer David Potter

Assistant Chief Clayton Tom gave the report for the Support Services Bureau

FINANCIAL BUDGET Mr. Takahashi stated everything for the Fiscal Year 2010 budget has been submitted as requested. There is \$26.8 million or 58% of our appropriations remaining in the FY 2009 budget.

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION ON
WEDNESDAY, DECEMBER 17, 2008
PAGE 3**

(10:40 a.m.) Commissioner Gomes entered the meeting

PERSONNEL Mr. Takahashi handed out the 2008 Personnel Transactions reflecting 28 police officers were hired during the year, 34 separated and two more will be retiring at the end of the year. There were 23 civilians hired with 21 separating. The Staffing Report indicates 36 sworn vacancies and 21 civilian vacancies. During the "One Stop" testing on December 16th, 25 conditional offers were made. There are a total of 60 conditional offers of employment pending. Approximately 25% of that number will actually be hired when all testing and interviewing is completed.

Deputy Chief Yabuta thanked the Commission for the confidence they have shown in the Department throughout 2008. During 2009, they would like to have a fully staffed Department, and everyone will be working under a tight budget. Our Department isn't just about the money, it's about the people; they're our best resource.

Chief Phillips announced there are several MPD employees battling cancer. He thanked the Commissioners for the support they've shown with the various fundraisers.

Chief Phillips also announced that the officers from the Juvenile Section will be honored in the New Year's Day issue of The Maui News as people who made a difference in 2008.

Chair Gomes stated the Commission would like to express their gratitude to the Chief and his staff. They work very well with this Commission and it is greatly appreciated.

CORRESPONDENCE

- a. MPC 08-21 Honolulu Police Commission Meeting Minutes of 10/01/08
- b. MPC 08-22 Honolulu Police Commission Meeting Minutes of 10/15/08

A motion to file the correspondence was made by Commissioner Connolly and seconded by Commissioner Tanaka. The motion carried unanimously.

A motion to move into Executive Session was made by Commissioner Connolly and seconded by Commissioner Jorgensen. The motion carried unanimously.

RECESS (11:05 a.m.)

RECONVENE (11:10 a.m.)

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION ON
WEDNESDAY, DECEMBER 17, 2008
PAGE 4**

EXECUTIVE SESSION

- a. Review of Chief Phillips' Annual Evaluation

Vice-Chair Ball took the evaluation of each Commissioner, compiled the numbers, and put them onto one evaluation form. However, all evaluations submitted will be provided to Chief Phillips when Chair Gomes and Vice-Chair Ball meet with him after the Commission meeting to give him his evaluation.

- b. MPC 08-08

A motion was made by Vice-Chair Ball that 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 Koch. The motion passed with Commissioner Connolly voting nay.

- c. MPC 08-09

A motion was made by Commissioner Connolly that 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 Jorgensen and carried unanimously.

- d. Salary Commission Update

Vice-Chair Ball reported that the Salary Commission cancelled their December meeting due to a lack of quorum. The Police Commission will give oral and written testimony at the Salary Commission meeting.

- e. MPD 08-12

Commissioner Gomes denied this complaint for further investigation based on Police Commission Rules, Section 12-101-23(e) "No complaint shall be referred for Police Commission investigation or process where the subject matter of the complaint is not within the jurisdiction of the Commission."

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

REGULAR SESSION A motion to return to Regular Session was made by Commissioner Connolly and seconded by Commissioner Tanaka. The motion carried unanimously.

**MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION ON
WEDNESDAY, DECEMBER 17, 2008
PAGE 5**

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

ADJOURN (12:10 p.m.) A motion to adjourn was made by Commissioner Tanaka and seconded by Commissioner Jorgensen. The motion carried unanimously.

SUBMITTED BY

Jeanne L. Berrigan, Secretary

APPROVED

Doreen N. Gomes, Chair