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COUNTY OF MAUI, STATE OF HAWAII

MINUTES OF THE MEETING OF THE MAUI POLICE COMMISSION

SEPTEMBER 25, 2019 AT 9:00 A.M.

MAUI POLICE DEPARTMENT

CHIEF'S CONFERENCE ROOM

REGULAR MEETING

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

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APPEARANCES

COMMISSION MEMBERS PRESENT:

- Roger Dixon, Vice Chair
- Lawrence Feinberg
- Gwen Ohashi Hiraga
- Mark Redeker
- Eugene Santiago
- Sharen Sylva
- Roberta Patnode
- Matthew Mano

STAFF PRESENT:

- Chief Tivoli Faaumu
- Deputy Chief Dean Rickard
- Assistant Chief Victor Ramos
- Assistant Chief John Jakubczak
- Assistant Chief Sterling Kiyota
- Melissa Magonigle, Business Administrator
- Gary Murai, Deputy Corporation Counsel
- Amy Lau, Commission Secretary
- Nancy Nakama, MPD Staff

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(September 25, 2019, 9:00 a.m.)

(The executive police staff are not present.)

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VICE CHAIR DIXON: (Gavel.) Anyway, I take this opportunity to call the Maui Police Commission to order, the meeting of September 24th, 2019.

COMMISSIONER SYLVA: 25th.

VICE CHAIR DIXON: Pardon?

COMMISSIONER SYLVA: The 25th.

VICE CHAIR DIXON: The 25th is good too. We'll do the 25th today. At 9:00 a.m.

And roll call. Vice Chair Dixon is here. Chair Randol is excused.

And Larry.

COMMISSIONER FEINBERG: I'm here.

VICE CHAIR DIXON: Gwen.

COMMISSIONER HIRAGA: Here.

VICE CHAIR DIXON: Matt.

COMMISSIONER MANO: Here.

VICE CHAIR DIXON: Bobbie.

COMMISSIONER PATNODE: Here.

VICE CHAIR DIXON: Mark.

COMMISSIONER REDEKER: Here.

VICE CHAIR DIXON: Gene.

COMMISSIONER SANTIAGO: Here.

1 VICE CHAIR DIXON: And Sharen.

2 COMMISSIONER SYLVA: Here.

3 VICE CHAIR DIXON: Pastor.

4 CHAPLAIN: Good morning.

5 COMMISSIONERS: Good morning.

6 CHAPLAIN: Thank you for having us here to do an  
7 opening. I'd like to just take a minute to give personal  
8 thanks to each of you who serve in a very difficult position  
9 at times and I know take the time to be here, so I want to  
10 thank you for that. I appreciate -- as a citizen, I  
11 appreciate that.

12 So I'm going to offer a prayer. We'll have a little  
13 time of silence before, I know possibly not all of us are --  
14 I'm a Christian minister, not all, so if you'd like to say a  
15 prayer of your own, you're welcome, and then I will open the  
16 prayer. Let's pray.

17 Oh, Mighty God, as we come this morning, we come  
18 before you on behalf of these who are serving as police  
19 commissioners. I ask that you would be with them today, give  
20 them wisdom, ability, and skill. And thank you for the job  
21 that they do in endeavoring to ensure the safety of our  
22 community and I pray you would bless their work. Ask your  
23 blessings on the department, particularly those who --  
24 officers who are out on the road today and your protective  
25 hand upon them. Bless our county and our leaders. We ask it

1 in Christ's name. Amen.

2 COMMISSIONERS: Amen.

3 CHAPLAIN: Thank you, folks.

4 VICE CHAIR DIXON: Thank you very much.

5 COMMISSIONERS: Thank you.

6 VICE CHAIR DIXON: Okay. A little change-up today.

7 Command staff is at a meeting with county officials until  
8 around 10:15 to 10:30, so I would love to entertain a  
9 motion -- let me back up first. Amy has asked that everybody  
10 on the commission speak slowly and clearly to the recorders,  
11 because our court reporter is not present today, so our  
12 minutes will be transcribed from these recorders. Please  
13 state your first name, maybe wait for the chair to recognize  
14 you, so those trying to transcribe our words can actually  
15 understand what we're doing. So everybody just keep that in  
16 mind.

17 So because of the command staff's absence right now,  
18 they're going to appear by 10:15, I'd like to entertain a  
19 motion to go into executive session to start with, flip-flop  
20 our schedule.

21 COMMISSIONER REDEKER: So moved.

22 COMMISSIONER MANO: Second.

23 MR. MURAI: Mr. Chair, if I may.

24 VICE CHAIR DIXON: Yeah.

25 MR. MURAI: Essentially what it sounds like the

1 chair intends to do, given the chief's and staff's absence, is  
2 amend the agenda to take something out of order. So what  
3 we'll need is a -- first, a motion to amend the agenda to  
4 bring up another matter before we proceed with the regular  
5 agenda. So what you need is a motion to amend the agenda,  
6 state what the amendment is, a second, a discussion, and a  
7 two-thirds vote of the commission.

8 COMMISSIONER FEINBERG: I make a motion that we  
9 amend the agenda bringing the executive session to our first  
10 item and everything that is supposed to be done in regular  
11 session come after the executive session.

12 COMMISSIONER SANTIAGO: Second.

13 VICE CHAIR DIXON: Discussion?

14 (No response.)

15 VICE CHAIR DIXON: All in favor of the motion as  
16 stated by Larry?

17 (Response.)

18 VICE CHAIR DIXON: Opposed?

19 (No response.)

20 VICE CHAIR DIXON: Gary, do you have something?

21 MR. MURAI: So it's a -- oh, Roger, you broke your  
22 own rule.

23 VICE CHAIR DIXON: Of course I did.

24 MR. MURAI: Folks, because we're recording, either  
25 you can say, This is Commissioner Santiago and I second, or

1 Roger can say, Moved by Commissioner Feinberg, seconded by  
2 Commissioner Santiago.

3 VICE CHAIR DIXON: Thank you.

4 MR. MURAI: Or moved by Larry.

5 VICE CHAIR DIXON: It's going to take an adjustment  
6 for us.

7 MR. MURAI: Seconded by Gene.

8 Okay. So now that the commission has moved to amend  
9 the agenda to bring up the executive session matter now,  
10 Mr. Chair, you may now entertain a motion to go into executive  
11 session.

12 VICE CHAIR DIXON: I would love to hear a motion  
13 from someone to go into executive session.

14 COMMISSIONER SANTIAGO: So moved.

15 COMMISSIONER FEINBERG: Commissioner Feinberg. I  
16 make a motion that we go into executive session at 9:10 this  
17 morning.

18 COMMISSIONER SANTIAGO: Commissioner Santiago.  
19 Second.

20 VICE CHAIR DIXON: Second. Discussion?

21 (No response.)

22 VICE CHAIR DIXON: All in favor of the motion as  
23 stated?

24 (Response.)

25 VICE CHAIR DIXON: Aye, everybody? Am I hearing

1 ayes?

2 (Response.)

3 VICE CHAIR DIXON: Okay. Opposed?

4 (No response.)

5 VICE CHAIR DIXON: Okay. That's our two-thirds.

6 RALPH: Okay. You're going into it, we need to

7 leave?

8 VICE CHAIR DIXON: Yeah, yeah.

9 MR. MURAI: We have nice comfy chairs outside,  
10 Ralph.

11 RALPH: Yes, yes, yes.

12 COMMISSIONER SYLVA: Yeah. And help yourself to.

13 COMMISSIONER: Oh, wow, Ralph. What a moocher.

14 RALPH: Oh, oh. Hey, look over there.

15 (Laughter.)

16 VICE CHAIR DIXON: Okay. With reference to the  
17 agenda items listed below, one or more executive meetings are  
18 anticipated, pursuant to Section 92-5(a)(2), comma, (a)(4),  
19 and (a)(6) Hawaii Revised Statutes to consider the hire,  
20 evaluation, dismissal, or discipline of an officer or employee  
21 or of charges brought against an officer or employee where  
22 consideration of matters affecting privacy will be involved;  
23 and to consult with the board's attorney on questions and  
24 issues pertaining to the board's powers, duties, privileges,  
25 immunities, and liabilities.



1 (Pause in proceedings: 9:04-10:03 a.m.)

2 VICE CHAIR DIXON: Okay. I will now entertain a  
3 motion -- let me open the door first, and don't move --  
4 entertain a motion that -- we're now in open session -- that  
5 all actions taken during executive session be ratified.

6 COMMISSIONER SANTIAGO: So moved.

7 VICE CHAIR DIXON: Second to that?

8 COMMISSIONER REDEKER: Second. Redeker.

9 VICE CHAIR DIXON: Okay. God. It's like giving  
10 birth.

11 COMMISSIONER REDEKER: Yeah. Five minutes, I need  
12 five minutes.

13 VICE CHAIR DIXON: Yeah, we need five. Why don't we  
14 take eight minutes.

15 (Pause in Proceedings: 10:03 a.m.-10:11 a.m.)

16 (The executive police staff are present.)

17 VICE CHAIR DIXON: Okay. (Gavel.) I really hate  
18 that thing. Okay. We're back in open session. This is  
19 September 25th, 9:00 a.m. police commission meeting. We're  
20 resuming after a change doing executive session first off. It  
21 is 10 -- 10:12 a.m. and a reminder to everybody, we have no  
22 court reporter today, we're using the recording devices,  
23 please use your name before you make a statement or before you  
24 ask a question to the commissioners.

25 Okay. Number 4, Item No. 4, Presentation of Public

1 Or Oral Testimony on Agenda Items of the Commission. Do we  
2 have anybody speaking from the public on agendized items?

3 (No response.)

4 VICE CHAIR DIXON: We don't. Okay. Approval of  
5 Police Commission Meeting Minutes -- General Minutes of  
6 August 28th. Do I hear a motion?

7 COMMISSIONER SANTIAGO: So moved. Santiago,  
8 Commissioner Santiago.

9 COMMISSIONER REDEKER: Redeker. Second.

10 VICE CHAIR DIXON: Discussion?

11 (No response.)

12 VICE CHAIR DIXON: All in favor of the motion?

13 (Response.)

14 VICE CHAIR DIXON: Opposed?

15 (No response.)

16 VICE CHAIR DIXON: Okay. Letters of Commendation.

17 Once again, a very lengthy list of officers and civilian  
18 employees of the police department who's done -- who have done  
19 excellent work in this past month. I know everybody takes the  
20 time to read those because they're very informative.

21 And, Chief, good work by the staff and -- and line  
22 officers.

23 CHIEF FAAUMU: Thank you.

24 VICE CHAIR DIXON: And a motion, move to file for  
25 those?

1 COMMISSIONER REDEKER: Move to file. Redeker.

2 COMMISSIONER SANTIAGO: Santiago. Second.

3 VICE CHAIR DIXON: Okay. All in favor?

4 (Response.)

5 VICE CHAIR DIXON: Okay. Correspondence, Item  
6 No. 7, Police Commission 19-07, a letter from Chief Faaumu  
7 dated August 15th, 2019. Motion, move to file?

8 COMMISSIONER REDEKER: Redeker. Move to file.

9 VICE CHAIR DIXON: Second?

10 COMMISSIONER PATNODE: I have a comment.

11 VICE CHAIR DIXON: Bobbie.

12 COMMISSIONER PATNODE: I wish I had gotten that  
13 sooner, 'cause I would -- I probably would've gone to  
14 forensic's day and I just --

15 VICE CHAIR DIXON: Oh, yeah.

16 COMMISSIONER PATNODE: I didn't get a chance to.

17 VICE CHAIR DIXON: And I missed it too. I'm sorry I  
18 missed that one.

19 COMMISSIONER PATNODE: Yeah.

20 VICE CHAIR DIXON: It's always a good one to be down  
21 there.

22 COMMISSIONER FEINBERG: Except that I went a couple  
23 of years ago and when I read the report, I could smell the  
24 dead body.

25 VICE CHAIR DIXON: Thank you for your input,

1 Commissioner.

2           Could I have a second to that motion for the  
3 correspondence to file?

4           COMMISSIONER SANTIAGO: Commissioner Santiago.  
5 Second.

6           COMMISSIONER FEINBERG: You've been there.

7           VICE CHAIR DIXON: Okay. All in favor?

8           (Response.)

9           VICE CHAIR DIXON: Okay. Thank you.

10           Okay. Let's get to the chief's report. Chief, if  
11 you would.

12           CHIEF FAAUMU: Okay. Thank you. Mr. Vice Chair and  
13 Board Members, good morning. And I also would like to thank  
14 you for making the adjustment in the agenda. We had our  
15 monthly director's meeting with the managing director this  
16 morning and I do appreciate that.

17           First thing on the -- on my agenda was I want to  
18 thank each and every one of you that attend the Hawaii State  
19 Law Enforcement Officers Association Conference, the theme of  
20 the year was Policing in the 21st Century, health and wellness  
21 of the officers and also build a strong partnership with  
22 stakeholders in the community. As you know, while  
23 attending -- for those you that attend, suicide among the rank  
24 and file nationwide and maybe even global is high and it is  
25 something that we wanted to look at and to see what can we do

1 to address those issue and we receive a lot of information  
2 and, hopefully, we do take away a lot of that to apply it to  
3 our organizations.

4 Also, I want to thank the -- my team. I'll start  
5 off with the deputy and the Assistant Chief Victor Ramos. I  
6 do thank them for what they had done. As you know, you heard  
7 it on the news, we indict Bernard Brown, who was  
8 responsible -- or was a boyfriend of Moreira Monsalve. The  
9 case, you know, the incidence happened in January of 2014 and  
10 the case went cold for us for a period of time, but I want to  
11 thank the deputy and Assistant Chief Victor Ramos for their  
12 leadership creating a team to revisit the case and move  
13 forward with it and as you can see the end result. I'll let  
14 them go over it in their presentation, but I want to thank  
15 them and acknowledge their hard work of doing that.

16 Budget, we started our budget process. As you all  
17 know, this past week we have all the bureaus present their  
18 budget to the executive staff: the deputy, myself, and  
19 Ms. Magonigle. We -- they present their budget, we go over  
20 it, and in a week or so we'll finalize it and present our  
21 proposal to the mayor's office.

22 For my good friend here from Molokai, I know you  
23 always ask what happened to the property. There was some  
24 questions from the budget committee and the budget chair send  
25 the questions over to us. We were able to respond and send

1 our answers to it and, hopefully, we can move forward, but  
2 right now still back and forth with the committee -- the  
3 subcommittee that is...

4 Let's see. Anything else for myself? With that,  
5 that's all I have, unless someone has any questions for me.

6 (No response.)

7 CHIEF FAAUMU: Okay. With that, I will turn it over  
8 to the deputy.

9 DEPUTY CHIEF RICKARD: Okay. Good morning,  
10 Commission Members. My report will be very brief before I  
11 turn it over to AC Ramos. Just wanted to inform you folks  
12 that a community survey is gonna to be put out next month.  
13 This will be the start of the surveys being issued or  
14 distributed every year from this point on. In fact, last year  
15 we did it and it used to be every two years, but we're gonna  
16 to do it every year, so... And then we should have the  
17 results by January.

18 And then, also, along with that, we're also gonna be  
19 conducting the employee surveys. This time around it'll be  
20 the Investigative Services Bureau personnel as well as the  
21 Support Services Bureau personnel and the Office of the Chief,  
22 so -- or our Administrative Executive Section. So that is  
23 going to be -- actually, it's been distributed, collection  
24 date is the end of November, then myself and Quality Assurance  
25 Captain Scott Migita will do our inspections of the various

1 bureaus and division -- I mean, the divisions and sections and  
2 meet with their commanders and then we'll have that report,  
3 hopefully, available by the end of January or early February  
4 for you folks, so... and that's all I have on that.

5 Chief.

6 CHIEF FAAUMU: Thank you.

7 Assistant Chief Ramos.

8 ASSISTANT CHIEF RAMOS: Thank you, Chief.

9 Good morning, Vice Chair.

10 VICE CHAIR DIXON: Good morning.

11 ASSISTANT CHIEF RAMOS: Good morning, Commissioners.

12 Just -- just a personnel -- personnel update. Detective  
13 Russell Kapahulehua will be transferred from CID to the newly  
14 formed Body-Worn Camera Unit. That's going to place on  
15 October 16th, so we'd like to thank and recognize Detective  
16 Kapahulehua for his years of service in CID as he was an  
17 outstanding investigator. We're going to miss him.

18 We also picked up and hired Dee Ann Kama for Office  
19 Operation Assistant II for CID. We're running two vacancies  
20 and so we're really happy to have her on board.

21 Recently we made an offer to a mainlander, I forget  
22 her name.

23 MS. MAGONIGLE: Maria.

24 ASSISTANT CHIEF RAMOS: Maria, she's a Russian  
25 person, yeah, for -- to fill our vacancy as a Police Evidence

1 Specialist II, so we're looking forward to bringing her on  
2 board, that'll -- that'll fill our team and they have a lot of  
3 work to do, so we're really welcome her selection.

4 For CID, as the chief mentioned, I'll have to pass  
5 on the credit to, actually, the detectives, like Detective  
6 Oran Satterfield, who's been on the case from day one,  
7 Detective Nelson Hamilton and Detective Matthew Bigoss.  
8 Because five years has elapsed and to our benefit, technology  
9 has changed, too, and with our Cyber Crime Unit, Detective  
10 Bigoss was able to take the evidence on that evidence, phone  
11 evidence, and really paint a picture of what took place. And  
12 it's really amazing -- I can't really go into detail, but I  
13 can tell you that they did a super job. And a lot of credit,  
14 too, goes to the FBI, too, because they -- we sent the phone  
15 to them that was located in a trash bin and it was destroyed,  
16 obviously destroyed, but they were able to put it back  
17 together again and we got a lot of good information off the  
18 cellphone. So it's exciting technology that we were able to  
19 solve cases, but a lot of credit really goes to Detective  
20 Hamilton, Detective Oran Satterfield, Detective Matthew Bigoss  
21 and, too, to the Crimes Against Persons Unit, the Homicide  
22 Unit.

23 I also wanted to recognize Captain Clyde Holokai for  
24 giving them the freedom to A) instead of -- in addition to  
25 working on their cases, to work on these other cases, these



1 cold cases. And once they started going through it, they  
2 started to get excited about the possibilities of solving  
3 these cold cases, so on the deck we have at least three more  
4 cases that's moving towards grand jury, so, hopefully, we'll  
5 have more good news for families, especially, that's been  
6 waiting a long time for justice. And, again, a lot of good  
7 credit goes to CID.

8 But thanks, Chief. That was an exciting day for us  
9 last week Friday, a really exciting day to get this finally  
10 happening.

11 Okay. I also wanted to bring up -- you guys talked  
12 a little bit about the Forensic Science Week. It was, again,  
13 the third annual one, coordinated by Tony Earles, outstanding  
14 personnel. I mean, he's just -- he's just an outstanding guy  
15 for putting this together and we -- we had students from  
16 Baldwin High School, King Kekaulike High School, St.  
17 Anthony's, and we had a lot of partners from -- throughout the  
18 state and even the FBI, too, participated in, so -- Mayor  
19 Victorino was there to issue the County of Maui proclamation  
20 for Forensic Science Week, we're very grateful for that. I  
21 also thank Bobby Rivera for giving an opening speech and Chief  
22 Faaumu for also addressing the students. So it was really  
23 well, well attended, always well attended, and -- and  
24 coordinated by Tony Earles.

25 Moving on to JCPD, recently the SRO Unit coordinated

1 a two-day training with Gary Miney of the Preparedness  
2 Program, Emergency Service Training Institute of Texas A&M.  
3 And what this was, is the plan for this was -- well, the  
4 attendees were -- before I go on. There were 70 attendees and  
5 they were from MPD, of course, Red Cross, hotel/resort  
6 security, and department of education, that's the crew that we  
7 really wanted to focus on. And our goal was to basically  
8 provide train-the-trainer course to the administrators for  
9 these schools, because we do have active shooter training, we  
10 hear of that a lot, you guys were presented with that, but we  
11 wanted to get more specific with the schools itself and wanted  
12 to make sure the administrators of the school was aware of  
13 what to do in their specific school. So that's what we're  
14 moving into then, more specific training with active shooter  
15 in our schools. So the first one takes place October 4th,  
16 that's being coordinated by Officer SRO Nephi Laga for Baldwin  
17 High School, so that's going to be our first one. We're  
18 looking forward to doing that and doing that with all the rest  
19 of the schools. So for that I've got to recognize -- I want  
20 to recognize Officer Nephi Laga for coordinating that. For  
21 bringing the training order, Acting Lieutenant Terence Gomez  
22 and Sergeant Shane Yoshizawa, JCPD.

23 That's it, Chief.

24 CHIEF FAAUMU: All right. Thank you.

25 Any questions for the assistant -- yes.

1 COMMISSIONER FEINBERG: Yes, Chief.

2 Assistant Chief, you had mentioned the body camera,  
3 you added another officer to that, how many people are in the  
4 unit that actually review the body camera footage?

5 ASSISTANT CHIEF RAMOS: I don't have the answer to  
6 that. Some of the units --

7 CHIEF FAAUMU: I can -- I can respond.

8 VICE CHAIR DIXON: Go ahead, Chief.

9 CHIEF FAAUMU: Vice Chair. We created the unit so  
10 we have a sergeant, who is a supervisor of the unit, and two  
11 patrol officers and a technician, so that way it -- they -- as  
12 you all know, the technician knows how to -- to retrieve the  
13 information, but then to connect the dots, you know, we need  
14 those -- those officers. And we have quite a few requests  
15 from -- from the public as far as the body-worn camera videos,  
16 so I hope that answers.

17 COMMISSIONER FEINBERG: How is it -- how are they  
18 processed? When the -- when a request comes in, are these  
19 guys actually looking at them every day and categorizing them,  
20 or they know by shift how many -- after every shift are they  
21 reviewed? You know, there's a lot of questions there in  
22 relationship -- when people, you know -- I would imagine the  
23 public asks for the body cam footage at the same time they're  
24 asking for the police report. How is that handled?

25 CHIEF FAAUMU: So when we receive a request,

1 normally we reach out to our legal folks that will guide us  
2 on, you know, yes, it is a legitimate request, go ahead,  
3 process it. So when we process, how do we process it? We do  
4 have privacy issues that we have to look at, take that into  
5 consideration, so a lot of redact, you know, involved in it.  
6 Let's say a request for an incidence, for the purpose of my  
7 presentation, a motor vehicle accident. So when the requests  
8 come in, more likely -- most of the time it's a request for  
9 all officers involved, so in there you have the primary  
10 investigator, the secondary investigator, the supervisor, and  
11 then you have units that basically control the perimeter, so  
12 take that into consideration, the volume of videos that these  
13 officers has to go through and redact those informations. For  
14 example, a perimeter officer, someone come by and goes, Hey,  
15 what's going on? We'll disclose, We do have a motor vehicle  
16 accident. We don't have to release those informations. Then,  
17 you know, sometimes the investigator will come across privacy  
18 issues, you know, where you have victims, maybe juveniles or  
19 an infant or something like that, we have to redact that by  
20 law. So, again, the guidance on what to release and what to  
21 redact is usually provided to us from our legal folks. It  
22 does take some time, though, to go over that and redact those  
23 informations.

24 COMMISSIONER FEINBERG: Because it's so time  
25 consuming, as you just stated, how far are you backlogged?

1 Are you up to date? Are you six months behind? We've only  
2 been doing it for about a year.

3 CHIEF FAAUMU: From what I gather, right now we are  
4 up to date. And when we created the unit, we attended a  
5 conference and training from some of the department in the  
6 mainland and what they recommend for every hundred camera that  
7 we deploy, you should have one person responsible for that.  
8 So our patrol element and our supervisors, they have body-worn  
9 cam, and our traffic section too. And we also, as budget  
10 comes in, we are looking at deploying some body-worn cam to  
11 specialized unit. It's not for them to put it on every day,  
12 but in case they go on missions, search warrants or something  
13 like that, then the commander will require them to put it on  
14 as they go through and do that. So there is some time to it,  
15 but right now, to answer your questions, I don't think we are  
16 behind.

17 DEPUTY CHIEF RICKARD: No. We're caught up.

18 CHIEF FAAUMU: We're caught up --

19 COMMISSIONER FEINBERG: Which is great.

20 CHIEF FAAUMU: -- with all the requests.

21 COMMISSIONER FEINBERG: Thank you very much.

22 VICE CHAIR DIXON: Thanks, Chief.

23 COMMISSIONER FEINBERG: Thank you, Chief.

24 CHIEF FAAUMU: Yeah.

25 COMMISSIONER FEINBERG: Thank you, Assistant Chief.

1 CHIEF FAAUMU: Okay. Any other questions?

2 (No response.)

3 CHIEF FAAUMU: Okay. With that, Assistant Chief  
4 John Jakubczak.

5 ASSISTANT CHIEF JAKUBCZAK: Thank you, Chief.

6 Good morning, Vice Chair, Commission, Council --  
7 Commission Members, and guests.

8 As far as from the Uniformed Services Bureau, on the  
9 Labor Day weekend Maui police officers and the Maui community  
10 were successful in their efforts to reduce or eliminate  
11 alcohol- and drug-related traffic fatalities. Police  
12 conducted seven intoxication checkpoints and screened 780  
13 vehicles. They affected six arrests for OUI and an intoxicant  
14 as well as 13 arrests for other offenses. The police also  
15 issued 26 citations for various violations. So, again, we'll  
16 continue those as how those come up from here on out until the  
17 end of the year.

18 On the 19th at about 7:08 p.m. a motor vehicle  
19 collision occurred at the Dairy Road at Hukilike Street. The  
20 collision occurred as a Unit 1, which is a -- what was Unit 1?  
21 Excuse me. Unit 1 was a white-colored Hyundai Sonata four-  
22 door sedan traveling northeast on Dairy Road executed a left  
23 turn toward Hukilike Street. It turned in front of Unit 2,  
24 which was a moped traveling southwest on Dairy Road, causing  
25 Unit 2 to collide into Unit 1. The operator of the moped --

1 oh, sorry, the Unit 1 did not sustain any injuries as a result  
2 of the collision. Unit 2 was transported to Maui Memorial  
3 Medical Center with life -- critical life-threatening injuries  
4 to include facial fractures, a brain bleed, a frontal skull  
5 fracture, pulmonary contusion, a laceration to the right knee,  
6 and a broken right forearm. I don't know if we have the  
7 update on the injuries, but as of this moment the person is  
8 still -- has not expired or is alive.

9 On the 19th as well at 7:29, almost 7:30 p.m. patrol  
10 units were -- responded to a report of smoke and flames coming  
11 from a residence located at Hakina Place in Waiehu. Upon  
12 arrival, they observed an 84-year-old female standing outside  
13 the residence, that female was the only one home when she  
14 heard a popping sound coming from the annex connected to the  
15 residence. Investigation revealed a possible electrical fire  
16 originated from the unoccupied annex area of the residence.  
17 Engine 5, Engine 1, and Hazard 10 from the fire department  
18 arrived on scene to extinguish the structure fire. There were  
19 no report of injuries. Evacuation was not needed for nearby  
20 homes. Monetary value was estimated at between 500 to 600  
21 thousand and there were eight tenants residing within that  
22 residence who had to be -- who were displaced and had to be --  
23 Red Cross was contacted for them to get the housing, to  
24 assist.

25 And the last one is on -- I have was on the 23rd at

1 about 8:30 in the morning officers responded to a residential  
2 construction site in Lahaina Plantation Estates. Upon  
3 arrival, they were directed down a gravel driveway to a  
4 construction lot where a small road roller was observed to be  
5 tipped over onto its side at the southwest end with an  
6 unresponsive -- unresponsive male, a 68-year-old male, lying  
7 on his left side on the ground of the open cab area.  
8 Unfortunately, lifesaving efforts were unsuccessful and the  
9 male was declared -- pronounced dead by the doctor.

10 And that is all I have for Uniformed Services. Any  
11 questions?

12 COMMISSIONER FEINBERG: I have a couple of  
13 questions.

14 ASSISTANT CHIEF JAKUBCZAK: Go ahead, Mr. Feinberg.

15 COMMISSIONER FEINBERG: First of all, on this last  
16 one, with the guy that had the accident.

17 ASSISTANT CHIEF JAKUBCZAK: Uh-huh.

18 COMMISSIONER FEINBERG: Was that determined that it  
19 was his own fault or faulty equipment or --

20 ASSISTANT CHIEF JAKUBCZAK: It was -- it was  
21 classified as a miscellaneous accident.

22 COMMISSIONER FEINBERG: Okay.

23 ASSISTANT CHIEF JAKUBCZAK: So I'm not sure if --  
24 according to this notification, whether or not it was  
25 equipment related or operator related.



1                   COMMISSIONER FEINBERG: Okay. You also mentioned,  
2 which is great, that you're doing all of these stops and, you  
3 know, the DUI check --

4                   ASSISTANT CHIEF JAKUBCZAK: Right. Yes.

5                   COMMISSIONER FEINBERG: -- roadblocks. I think  
6 that's terrific. What I do have a problem with is I'm  
7 constantly driving throughout the county and seeing the lifted  
8 trucks and cars that have -- or trucks, mainly, that have  
9 windows that you can't see. You know, these people cut in  
10 front of you and you can't see where they're looking at and  
11 it's so dangerous. And that's something that all uniformed  
12 services, because they do have time -- I mean, you're very,  
13 very busy, but there's plenty of time that they could be  
14 pulling these guys over and, you know, it's -- it's really a  
15 detriment to everyone in the county, the lifted trucks.  
16 They're all over the place and -- but the -- the most  
17 dangerous is the windows that you cannot see the driver or how  
18 they're reacting, where they're looking at, what they're  
19 doing.

20                   One time a guy rolled his window down and go, Hey,  
21 didn't you see me?

22                   I said, I didn't see you at all. I couldn't see you  
23 at all. So, you know, it's something that you guys should  
24 look at.

25                   ASSISTANT CHIEF JAKUBCZAK: I'll -- I'll get to our

1 traffic commander and let him know.

2 COMMISSIONER FEINBERG: Thank you very much.

3 ASSISTANT CHIEF JAKUBCZAK: We can check on that.

4 Thank you.

5 CHIEF FAAUMU: Any questions? Any other questions  
6 for Assistant Chief John Jakubczak?

7 If not, Assistant Chief Sterling Kiyota.

8 ASSISTANT CHIEF KIYOTA: Thank you, Chief.

9 Good morning, everybody.

10 COMMISSIONERS: Good morning.

11 ASSISTANT CHIEF KIYOTA: Officers of the 88th  
12 Recruit Class that graduated in June are currently in their  
13 fourth and final phase of their FTO training, that's nine of  
14 them. The 89th Recruit Class are currently in their  
15 innergraph computer portion of their training. On October 1st  
16 the ninth recruit hired for the 90th Recruit Class will start,  
17 that brings the total for the 90 Recruit Class to nine. Their  
18 class is tentatively scheduled to start on November 18th.

19 The 2019 Cop on Top fund-raiser for Special Olympics  
20 which was held on Maui, Molokai, and Lanai in August raised a  
21 little over \$25,000.

22 The National Prescription Drug Take Back Day will be  
23 held this coming Saturday at the Wailuku station from 10:00  
24 a.m. to 2:00 p.m. The public will be able to safely and  
25 conveniently turn in their expired or unused medication for

1 disposal; however, liquids or needles and syringes will not be  
2 accepted.

3 I'd like to congratulate Lieutenant John Foster, he  
4 just recently graduated from the 277th session of the FBI  
5 National Academy and that was on September 13th. Captain Reid  
6 Pursley will be attending the 278th session starting on  
7 October 7th.

8 That's all I have, Chief. Thank you.

9 CHIEF FAAUMU: Questions?

10 COMMISSIONER PATNODE: Just a question about the  
11 take back, the drugs. Is it possible to have more than one  
12 location for that?

13 ASSISTANT CHIEF KIYOTA: We have drop boxes in each  
14 station, so Lahaina, Kihei, Wailuku --

15 COMMISSIONER PATNODE: Just in Upcountry doesn't  
16 have anything real close, so...

17 ASSISTANT CHIEF KIYOTA: Yeah. And I think they've  
18 started having them at Longs Drug stores, but I'm not sure if  
19 the --

20 COMMISSIONER PATNODE: Like the Pukalani drug?

21 ASSISTANT CHIEF KIYOTA: Yeah.

22 CHIEF FAAUMU: You know, I can add on, Vice Chair --

23 VICE CHAIR DIXON: Please.

24 CHIEF FAAUMU: -- to the comments by our assistant  
25 chief. The reason why it's hosted by the police department,

1 the narcotic enforcement department, there is some  
2 administrative ruling as far as placing these drop boxes, so  
3 through the Hawaii Opioid Initiative, at least, a part of --  
4 we're able to work with the pharmacies now to have those boxes  
5 available for them. But on top of the take back program, we  
6 do have that at all six police stations -- no, not six. Let  
7 me see. Yeah, six police stations, yeah: Wailuku, Kihei,  
8 Lahaina, Molokai, Lanai, and Hana, so we have that.

9 And to give you folks an idea, I think we had -- we  
10 collect quite a bit of it. I think we're looking at every  
11 month when we collected it and ship it to Honolulu, you -- it  
12 might've been over -- maybe close to a thousand or even a  
13 thousand pounds of -- together collectively from all the  
14 districts that we ship to the -- the narcotic investigate -- I  
15 mean, enforcement division to destroy.

16 COMMISSIONER PATNODE: I was just on the mainland  
17 and went to the Minnesota State Fair and they were giving out  
18 a special bag that you could put the expired drugs into and it  
19 was like it created some kind of medium where it could not be  
20 used again. You put the drugs in and then it -- and added  
21 water or something. Is that something that we have ever  
22 looked at using?

23 CHIEF FAAUMU: What we do with our drug boxes,  
24 basically, statewide, we have a clear plastic Ziploc bag --

25 COMMISSIONER PATNODE: Okay.

1 CHIEF FAAUMU: -- that we put the medication in when  
2 they bring it up. And we also ask them to make sure the  
3 personal identity information is -- has been either blacked  
4 out or something. And the reason why we wanted them to put it  
5 in a clear Ziploc bag is because we're going to ship it and  
6 there are third parties and fourth parties involved and we  
7 just want to make sure that nothing goes into this amnesty box  
8 that will create harm to those that transport it to Honolulu,  
9 so we use the Ziploc bag for that. If they don't have, we  
10 have it. So our policy is when an individual come into the  
11 police station, we give them a Ziploc bag, they empty the  
12 pills in there and they lock it, zip it, and we put -- and  
13 throw it in the box. At the end of the month, it's -- come  
14 under the Community Relations Section, they will then collect  
15 it, box it up, and ship it out. But we did -- I think our  
16 county is the only county that we did more than that. The  
17 other counties, they just have the drop boxes. Our county, we  
18 went further than that, we realized there are folks that can't  
19 come to the police station.

20 COMMISSIONER PATNODE: Right.

21 CHIEF FAAUMU: Like your questions. So what they  
22 will do is call the police. When they call the police, say,  
23 Hey, look, I have some pills from my parents or something,  
24 we'll collect it. So when we collect it, it's going to be  
25 labeled so when the pills come through and the report come

1 across, our evidence folks will identify, Okay, this is a drug  
2 box, it doesn't go to the department evidence room, so it will  
3 go to the drop box as part of the pills that we turn in. But  
4 we did, yeah, our county is the only county that do that, that  
5 somebody can call and then we'll go and do it.

6 COMMISSIONER PATNODE: That's great.

7 CHIEF FAAUMU: Yeah.

8 COMMISSIONER PATNODE: Thank you.

9 CHIEF FAAUMU: 'Cause we know that there are folks  
10 that can't do it.

11 COMMISSIONER PATNODE: Yes.

12 VICE CHAIR DIXON: Bobbie, was there something you  
13 wanted to disclose? I'm just kidding.

14 COMMISSIONER PATNODE: I have senior citizens in my  
15 life now --

16 VICE CHAIR DIXON: Yes.

17 COMMISSIONER PATNODE: -- I need to look out for  
18 them, so...

19 CHIEF FAAUMU: Yes, yes. I think that's the reason  
20 why it was -- well, it was proposed by the Hawaii Opioid  
21 Initiative and we talked to all the other county, Maui County  
22 came up with the idea, what happen to the folks that can't  
23 come to the station and that we developed that for that  
24 purpose.

25 COMMISSIONER PATNODE: Thank you.

1 CHIEF FAAUMU: Any other questions?

2 (No response.)

3 CHIEF FAAUMU: Okay. With that, I -- Ms. Magonigle.

4 MS. MAGONIGLE: Okay. Good morning, Vice Chair --

5 VICE CHAIR DIXON: Good morning.

6 MS. MAGONIGLE: -- and Police Commissioners. For  
7 the financials on the budget, it's ending July 31st for FY  
8 '20, so it's the first month of the new fiscal year for the  
9 budget, so we're at 91 percent balance overall for the  
10 department.

11 Going to FY '21, we did do the prebudget meetings,  
12 as was mentioned. We did Investigative Services September  
13 16th, Support Services September 17th, Uniformed Services  
14 September 23rd. From there we'll roll all of it up, all of  
15 the bureaus, present it to the chief and deputy for a  
16 prioritization. A lot of the positions requested were the  
17 same ones requested last year and there's going to be a lot of  
18 vehicles again on the equipment list for this year. So we got  
19 the template yesterday on the budget, the operating budget's  
20 due November 15th, so they -- last year I think it was  
21 October 26th, so we do have some more time this year to submit  
22 the budget. And I'll provide more of the details once I put  
23 it altogether in the template that I just got and after it's  
24 prioritized to present to the police commission for the  
25 subcommittee for review.

1           With that, the grants, the most updated budget as of  
2 July 31st has been submitted and that's an ongoing campaigns  
3 and operations. Also submitted was the CIP budget as of  
4 July 31st. Yesterday the bid closing for the air-conditioning  
5 for the forensic facility, so, hopefully, we'll get the  
6 results today on what those costs will be.

7           For the staffing report, 89 percent on sworn, 77  
8 percent civilian, and 86 percent total staffing. As  
9 mentioned, we have four that are hired, one starting  
10 October 1st, three starting November 1st, they're going to be  
11 part of the 90th. The rest of the applicants that are in the  
12 psychological /polygraph, if they make it through the entire  
13 process, they'll be part of the 91st Recruit Class. And these  
14 are as of August 31st. And for dispatch, 21 vacancies, 52  
15 percent staffing. And that's all I have on the financials and  
16 staffing.

17           CHIEF FAAUMU: Any questions.

18           VICE CHAIR DIXON: Just a -- just a comment, I  
19 attended the Uniformed -- Roger speaking. I attended the  
20 Uniformed Services Bureau budget on Monday and it was well  
21 crafted, well organized, executed, and very deliberative  
22 process. Well structured, very easy to understand, so I was  
23 very impressed.

24           CHIEF FAAUMU: Thank you, Vice Chair. Any  
25 questions?



1 (No response.)

2 CHIEF FAAUMU: Vice Chair, again, Chief Faaumu. To  
3 conclude my report, there's a couple of things I wanted to  
4 cover. I want to add on to what the vice chair mentioned, the  
5 budget, I want to thank the assistant chiefs that responsible  
6 for all the bureaus, 'cause when they came in and presented  
7 their budget, it was based on their five-year plan and also  
8 the need of the community and the need of the department to  
9 address those needs. So it was well prepared, it was not  
10 something that they just pull out from last year and goes,  
11 Okay, submit this, but it was well prepared. Ms. Magonigle --  
12 a lot of them, we have some new commanders, she was able to  
13 kind of give them an on-the-spot training as far as the A  
14 account/B account. A account is pretty much self-  
15 explanatory, but the B account, the difference between the B  
16 account and the C account is -- that was really good and I  
17 think there were a lot of them learned a lot too, especially  
18 new commanders.

19 The second one, I know it was brought up at -- at  
20 this body about the corporal rank and thank you that our  
21 commissioner for -- Randol for bringing that up. I just want  
22 to inform you folks at our executive staff meeting deputy  
23 chief revisit that, the concern that was brought up by you  
24 folks looking at, you know, morale and help the folks in  
25 the -- on the front line. So we do have -- again, we -- the

1 proposal was brought up to our attention, it's right around  
2 the budget time, so our quality assurance looking at that.  
3 And looking at Honolulu Police Department, who has the  
4 program, and I know my colleagues there, Lieutenant Vickers  
5 from SHOPO, I had talked to him about that, too, and we are  
6 looking at -- at doing something for our patrol element. So  
7 right now, preliminary, it's only the Uniformed Services,  
8 that's kind of what we're looking for, cause if you look at  
9 the rank of corporal, it's more of a leadership role, so we  
10 are looking at the Uniformed Services to provide the rank.

11           What are we doing in the meantime? We're doing  
12 research, quality assurance look at that, and we also looking  
13 at -- we also doing workload assessment to tell us how many  
14 corporals you need per district and also the -- I think the  
15 Traffic Section might be one of them. But I know it was  
16 brought up and I just wanted to bring that up, it was  
17 something that the deputy and I discussed and I spoke to our  
18 quality assurance about it, so we are looking at that, too.

19           I think, if maybe Ms. Magonigle can correct me, we  
20 have those position, but it's on a temporary phase. You know,  
21 when you become an FTO and then you'll be temporarily  
22 reallocated to PO 3 and then when the training phase gone,  
23 then you -- so right now what we're looking at is making it  
24 permanent and for the -- for this individual, but are still in  
25 the infancy phase of it, but hopefully we can move forward.

1 COMMISSIONER REDEKER: Thank you, Chief.

2 CHIEF FAAUMU: Thank you.

3 COMMISSIONER REDEKER: Thank you for working on  
4 that.

5 CHIEF FAAUMU: And with that, Vice Chair, unless  
6 someone has any questions, that will conclude my report.

7 VICE CHAIR DIXON: Great. Thank you, Chief.

8 Let's move on. Open session, Old Business, Item  
9 No. 11, Discussion of the 2020 State of Hawaii Police  
10 Commissioners' Conference, and Maui is hosting it this year.  
11 Let me defer to Gwen and Sharen for a target date and what we  
12 discussed.

13 COMMISSIONER HIRAGA: Okay. So we had our third  
14 meeting with -- Commissioner Hiraga. We had our third meeting  
15 today and, you know, we've done a lot of consultation and  
16 inquiries at various venues and in terms of dates and it looks  
17 like the conference will have to be in April. Sorry, Larry,  
18 but it'll have to be in April. March, the rates are so high  
19 in the hotels, so we're looking at April and I guess the  
20 latest is probably on May 10th. And Sharen had some  
21 communication, probably Wailea. We looked at West Maui, South  
22 Maui, and that's where we are.

23 COMMISSIONER SYLVA: The availability in March  
24 was --

25 COMMISSIONER HIRAGA: Very tough.

1 COMMISSIONER SYLVA: -- very tough. Sylva.

2 VICE CHAIR DIXON: So this morning we also had  
3 discussed topics and we want this to be educational and above  
4 all, interesting. So if you have any ideas on topics, please  
5 send them -- just email to Sharen, Gwen, or I and we'll  
6 incorporate it with some of our other ideas. Looking for  
7 speakers that don't put others to sleep, those that will keep  
8 us going. People are paying a lot of money to come to this  
9 and we want it to be well worth it for them.

10 Bobbie.

11 COMMISSIONER PATNODE: Can you share at all what  
12 topics you've talked about?

13 VICE CHAIR DIXON: We have talked about -- I spoke  
14 to chief a couple of weeks ago and we deal with, on the  
15 commission sometimes, complaints of use of force, a lot of  
16 commissioners don't what a use of force looks like, sounds  
17 like, feels like, so we're going for a topic with the Training  
18 Section of Maui Police Department to give us some  
19 demonstrations on acceptable uses of force that officers  
20 employ. I mean, if someone's resisting, someone's refusing to  
21 do this, what options do you have in use of force? Thus then  
22 commissioners know what's accepted practice for officers in  
23 use of force. That's one topic.

24 Another topic was the role of United States Coast  
25 Guard in local law enforcement. This came from Commissioner

1 Redeker. So we're going to explore that and drill down into  
2 how we can make that topical for commission presentation.

3 And another one we came up with, selection/  
4 appointment of police commissioners and how that works in each  
5 county and the mayor, county council ratifies the mayor's  
6 selection, you know, what are some of the prerequisites a  
7 mayor would be looking at for someone to be a potential police  
8 commissioner and what maybe you'd want to avoid in somebody  
9 that would want to be a potential police commissioners.

10 So those are the three topics we've kind of rolled  
11 out so far that we're looking at. So anything else, send to  
12 Gwen, Sharen, or I. Any other comments on questions on the --

13 COMMISSIONER FEINBERG: I actually sent something  
14 in. Commissioner Feinberg. I actually sent something in to  
15 Gwen about how ice is operating in the state of Hawaii. I  
16 think that comes across all counties, I think that would be  
17 important. I mean, the -- it is a two- or three-day meeting.

18 Also that because on the last year we had a police  
19 commissioners meeting in the morning, that the meeting for  
20 the -- all the commissions from every island should be in the  
21 afternoon with a, say, three- or four-hour discussion group,  
22 because they have so many different, you know, speakers, but  
23 it's actually called a police commission meeting. It's not  
24 like HSLEOA where it's for everyone, this is specifically for  
25 the police commissioners and that there should be enough time

1 set aside for each commission to state what they need to be  
2 discussed and discussed thoroughly without being pressured  
3 from the other attendees.

4 VICE CHAIR DIXON: Okay. Anything else? Gwen.

5 COMMISSIONER HIRAGA: Commissioner Hiraga. I -- as  
6 I mentioned at the last meeting, I did note that Larry had  
7 called me to talk about these two issues and the police  
8 commissioners meetings will always be on the agenda, so that's  
9 going to be on the agenda as well. We didn't mention that,  
10 sorry about that, but it is going to be on. And the length of  
11 time, you know, just as an example, at HSLEOA, we had,  
12 actually, very poor attendance.

13 COMMISSIONER FEINBERG: Well --

14 COMMISSIONER HIRAGA: And the meeting was, what, one  
15 hour, not even an hour, so...

16 VICE CHAIR DIXON: Okay. So this conference we're  
17 doing next April, target date is April 23rd.

18 COMMISSIONER HIRAGA: 23rd.

19 VICE CHAIR DIXON: It would be a Thursday full day  
20 and a Friday half day, that would be the duration of this, so  
21 we're -- we're just filling in those time gaps and -- with  
22 topical and interesting pieces.

23 COMMISSIONER FEINBERG: Can I comment on that? The  
24 HSLEOA police commission meeting, first of all, the Oahu  
25 police commission only sent one person; the Big Island

1 commission had one person there and I spoke to him and he  
2 didn't attend and he had a conference call at the same time,  
3 he had a conflict; the Kauai commission had three people and  
4 the reason they had three people is they were budgeted for  
5 three people and that they were having a -- their chief as the  
6 speaker; our commission I think the only ones that there were  
7 was you and Gene and -- 'cause I couldn't.

8 COMMISSIONER HIRAGA: Randol.

9 COMMISSIONER FEINBERG: Excuse me.

10 COMMISSIONER HIRAGA: Randol.

11 COMMISSIONER FEINBERG: Oh, he was there early also.

12 I don't know how many got to stay over. But, you know, we're  
13 here. The next meeting is specifically for police commissions  
14 and I think it will be much better attended by commissioners  
15 from the other islands.

16 VICE CHAIR DIXON: Okay. Let's move on. Agenda  
17 setting, Item No. 13, the next scheduled meeting is --

18 COMMISSIONER REDEKER: Mr. Vice Chair.

19 VICE CHAIR DIXON: Yes.

20 COMMISSIONER REDEKER: I'd like to ask that we put  
21 on to the next meeting under New Business the revamping of our  
22 form for complaints to the commission.

23 VICE CHAIR DIXON: Okay. Yeah, and you're right on  
24 the spot there.

25 Amy, can you make sure for the next agenda item

1 we're discussing, we're looking at revamping the complaint  
2 form that the police commission has for the intake portion  
3 from the public.

4 The meeting is scheduled for October 23rd.

5 Chief of Police, do we have -- the meeting you had  
6 today, is that a constant now on this particular fourth  
7 Wednesday?

8 CHIEF FAAUMU: I think, yes.

9 VICE CHAIR DIXON: It is?

10 CHIEF FAAUMU: Yes.

11 VICE CHAIR DIXON: Okay. Can I make a suggestion,  
12 then?

13 Mark.

14 COMMISSIONER REDEKER: I put a motion that we change  
15 our agenda -- as long as there's this continuing conflict, to  
16 change our agenda to do executive session to the front and the  
17 open meeting to the rear, that we should give them time to get  
18 done with their director's meeting and get back here by ten  
19 o'clock.

20 VICE CHAIR DIXON: Second to that motion?

21 COMMISSIONER SANTIAGO: Personally, I have -- so do  
22 we start at 9:00 again?

23 VICE CHAIR DIXON: Does your motion include the 9:00  
24 a.m. start time?

25 COMMISSIONER REDEKER: Yeah, as far as --



1 VICE CHAIR DIXON: Like today?

2 COMMISSIONER REDEKER: Yeah.

3 VICE CHAIR DIXON: Okay. So the motion on the floor  
4 is for the next meeting, October 23rd, 9:00 a.m. start time,  
5 but with the agenda item -- itemized after the invocation,  
6 then we go to executive session.

7 COMMISSIONER REDEKER: Correct.

8 VICE CHAIR DIXON: Does that sound correct?

9 COMMISSIONER REDEKER: Yep.

10 VICE CHAIR DIXON: A second to that motion?

11 COMMISSIONER SANTIAGO: Commissioner Santiago.

12 VICE CHAIR DIXON: Seconded by Gene. Discussion?

13 COMMISSIONER FEINBERG: I have discussion.

14 VICE CHAIR DIXON: Yes, Larry.

15 COMMISSIONER FEINBERG: Why is -- if that's going to  
16 be the case, why don't we just keep it at ten o'clock so they  
17 can come in at ten o'clock and we can have our executive  
18 session afterwards like we've been doing for the last umpteen  
19 years?

20 VICE CHAIR DIXON: I believe, in answer to that  
21 question, was the adjustment of nine o'clock start time was  
22 for Lanai and Molokai representatives to not have a couple of  
23 hours of downtime from when they got here, so they could  
24 actually get back home at a reasonable time. Is that correct?

25 COMMISSIONER MANO: Yes.

1           COMMISSIONER FEINBERG:  Why -- it makes a difference  
2   what times you guys get home?

3           COMMISSIONER MANO:  No.

4           COMMISSIONER SANTIAGO:  No, like -- Commissioner  
5   Santiago.  And I agree, for me, it really doesn't matter, but  
6   since they're flying me over, I'd like to get to business as  
7   soon as I get here, get it done, and, you know, be done with,  
8   for the most part, rather than, like Roger was saying, have  
9   all this downtime.  I think, you know, we're here for -- for  
10  that purpose, to conduct our business, so the sooner we get  
11  started, we -- the better for me, anyway.

12           COMMISSIONER FEINBERG:  But at the end of the  
13  meeting it doesn't really matter because you have to make a  
14  plane back home and you have to take a -- the boat back and  
15  get to Lahaina.  These gentlemen, you know, for the  
16  convenience of the two of you guys not having an hour to --  
17  from 9:00 to 10:00 and us all coming here at 10:00 where we  
18  would have the command staff and the meeting done how it's  
19  been done for many, many years, that we should keep it at ten  
20  o'clock to where the command staff will be here, you know, and  
21  we don't have to make all these adjustments.

22           VICE CHAIR DIXON:  Bobbie.

23           COMMISSIONER PATNODE:  I have two comments.

24           VICE CHAIR DIXON:  This is Bobbie.

25           COMMISSIONER PATNODE:  I like the nine o'clock start

1 and if it's a problem because it's a fourth Wednesday, maybe  
2 we go back to the third Wednesday, because we used to be third  
3 Wednesday.

4 VICE CHAIR DIXON: Okay. There's a motion on the  
5 floor and it's been seconded. All in fair of the motion as  
6 stated for 9:00 a.m. the 23rd and doing executive session up  
7 front after invocation, signify by saying aye.

8 (Response.)

9 VICE CHAIR DIXON: All opposed?

10 COMMISSIONER FEINBERG: Opposed.

11 VICE CHAIR DIXON: One opposed. Okay. Motion's  
12 carried. And I would suggest now we perhaps put on the agenda  
13 for next month a revisit of the scheduled meetings, whether we  
14 want to change it to the third Wednesday at nine o'clock. So  
15 let's put that on the agenda for next month, since that's not  
16 a decision we can make today.

17 COMMISSIONER PATNODE: Or Thursday.

18 VICE CHAIR DIXON: What are you trying to do?

19 (Laughter.)

20 VICE CHAIR DIXON: Okay. Can I hear a motion to  
21 adjourn this august body?

22 COMMISSIONER SANTIAGO: Commissioner Santiago.

23 VICE CHAIR DIXON: Motion.

24 COMMISSIONER SANTIAGO: I move we adjourn.

25 VICE CHAIR DIXON: Second?

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COMMISSIONER HIRAGA: Second.

VICE CHAIR DIXON: Gwen, second. All in favor, aye.  
(Response.)

VICE CHAIR DIXON: Opposed?  
(No response.)

VICE CHAIR DIXON: (Gavel.) Adjourned.

(The proceedings were adjourned at 10:58 a.m.)

