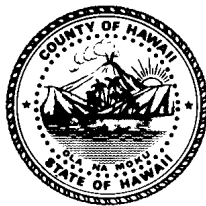


**William P. Kenoi**  
Mayor



Tom P. Whittemore, Chair  
Louis Kaiwi, Vice Chair  
Richard J. Behenna, Member  
Donn S. Mende, Member  
Melvin S. Morimoto, Member  
Anita Politano Steckel, Member  
Michael B. Sumja, Member

**County of Hawai'i**  
**POLICE COMMISSION**

The Hilo Lagoon Centre  
101 Aupuni Street, Suite 313 • Hilo, Hawai'i 96720  
Phone: (808) 961-8412 • Fax: (808) 961-8563

**MEETING NOTICE**

**DATE: FRIDAY, APRIL 17, 2009**

**TIME: 9:00 A.M. BUSINESS OTHER THAN INVESTIGATION OF COMPLAINTS**  
*(If needed, will continue after investigation of complaints.)*

**10:30 A.M. INVESTIGATION OF COMPLAINTS**  
*(May commence earlier depending on business agenda.)*

**PLACE: WAIMEA CIVIC CENTER CONFERENCE ROOM**  
*(67-5189 Kamamalu St., Waimea) – next to police station*

---

**AGENDA**

**INVOCATION**

**CALL TO ORDER**

**ROLL CALL**

**APPROVAL OF AGENDA**

**STATEMENTS FROM THE PUBLIC ON AGENDA ITEMS**

**APPROVAL OF MINUTES**

February 20, 2009, regular and executive sessions.

**PERSONNEL ORDERS**

Nos. 2009-017 to 2009-036 *(Including, but not limited to work assignments, training assignments, promotions, reallocations, severance from service, automobile allowances, and appointments.)*

**COMMUNICATIONS**

- Correspondence 09-04, request for legal counsel from retired Police Chief Lawrence Mahuna and Deputy Chief Paul Ferreira in Civil No. CV08-1-0149.

- Correspondence 09-05, request for legal counsel from retired Police Chief Lawrence Mahuna in Civil No. 08-00540.
- Correspondence 09-06, from Corporation Counsel Lincoln Ashida, attorney-client communication regarding travel and training budget.
- Correspondence 09-07, from the Kauai Police Commission, invitation to the State of Hawai'i Police Commissioners' Conference May 21-22, 2009.
- Correspondence 09-08, from students at Ke Kula `O Nāwahīokalani`ōpu`u School, thanking the commission for allowing them to sit in on a police commission meeting.
- Honolulu Police Commission Minutes of January 7 and March 4, 2009.
- Maui Police Commission Minutes of January 21 and February 18, 2009.

### **COMMITTEE REPORTS**

- Budget and Finance (Whittemore/Kaoiwi)
- Office Management and Staffing (Whittemore)
- Rules and Policies (Behenna/Sumja)
- Contractual Services (vacant)
- Public Relations/Information (vacant)

### **CHIEF'S REPORT**

Including:

- Crime
- Traffic
- Personnel
- Finance
- Commendations
- Other Departmental Activities

### **INVESTIGATION OF COMPLAINTS** (Approximately 10:30 a.m.)

#### **Statements on Complaints**

(THIS SECTION OF THE MEETING IS CLOSED TO THE PUBLIC)

**EXECUTIVE SESSION:** To consider discipline and charges against officers or employees of the Hawai'i County Police Department where consideration of matters affecting privacy will be involved and to consult with Corporation Counsel on questions and issues that pertain to the commission's powers, duties, privileges, immunities, and liabilities pursuant to HRS 92-5 (2) and Hawai'i County Charter Section 13-20 (b).

**REQUESTS FOR LEGAL COUNSEL**

- Correspondence 09-04, Civil No. 08-1-0149
- Correspondence 09-05, Civil No. 08-00540

**STATEMENTS ON COMPLAINTS**

**REPORT ON INTERNAL AND REFERRED COMPLAINTS**

**REPORT FROM COMPLAINTS REVIEW COMMITTEE** (Kaoiwi/Morimoto)

**INVESTIGATION AND DELIBERATION OF COMPLAINTS**

- **HPC 08-32:** Complainant alleged that during his arrest, officers did not present a search warrant, his cane was taken away, he was pushed and knocked to the ground, and the handcuffs were too tight.
- **HPC 08-33:** Complainant alleged that an officer disclosed her confidential medical records without her authorization. At the previous meeting, the commission found insufficient evidence to prove the complainant's allegation. The complainant presents additional information for reconsideration of the commission's decision.
- **HPC 09-01:** Complainant alleged that the police did not serve his TRO.
- **HPC 09-02:** Complainant reported that a male and female asked him about purchasing cannabis. He alleged that an officer told him it was because of the way he looked. He also alleged that the officer told him that if he didn't like it, he could move away from that side of the island.
- **HPC 09-03A & 03B:** Complainants alleged that an officer arrested the wrong person in a domestic abuse case. At the previous meeting, the complaint was deferred in order to obtain additional information.
- **HPC 09-08:** Complainant complained about the manner in which a police vehicle was driven. Complainant also complained about the manner in which an unmarked police vehicle was driven.
- **HPC 09-11:** Complainant alleged that an officer incorrectly gave him a citation.

- **HPC 09-12:** Complainant alleged that when officers responded to a domestic dispute at his home, they decided his guilt and insisted he leave his residence.

(OPEN TO THE PUBLIC)

**ACTION ON EXECUTIVE SESSION MATTERS**

**STATEMENTS FROM THE PUBLIC ON AGENDA ITEMS**

**ANNOUNCEMENTS**

- The next monthly meeting will be on May 15, 2009, at 9:00 a.m., at the County's Aupuni Conference Room, 101 Pauahi St., Hilo.
- Collection of files and documents.

**ADJOURNMENT**

**NOTE:** If you require an accommodation or auxiliary aid and/or services to participate in this meeting (i.e., sign language interpreter, large print, etc.), please call the Police Commission at 961-8412 at least three days prior to the meeting.