



## POLICE COMMISSION

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, CHAIR  
**GERALD BAHOUTH**, VICE CHAIR

**MONICA BELZ**, MEMBER  
**ANDREW BESTWICK**, MEMBER  
**LEINA`ALA JARDIN**, MEMBER  
**ROY MORITA**, MEMBER  
**VACANT**, MEMBER

### **Meetings of the Police Commission will be conducted as follows:**

- Meetings will be publicly noticed pursuant to HRS Chapter 92.
- Minutes of meetings will be completed pursuant to HRS Chapter 92 and posted to the Police Commission's website upon completion and approval.

### **Public Comments and Testimony:**

- **Written testimony** will be accepted for any agenda item herein.
  - Written testimony indicating your 1) name, and if applicable, you position/title and organization you are representing, 2) the agenda item that you are providing comment on, and 3) contact information (telephone number and email address), may be [mromo@kauai.gov](mailto:mromo@kauai.gov) or mailed to the Police Commission, c/o Office of Boards and Commission, 4444 Rice Street, Suite 300, Lihue, Hawaii 96766.
  - Written testimony received by the Police Commission at least 24 hours prior to the meeting will be distributed to all Police Commissioners prior to the meeting.
  - Any testimony received after this time and up to the start of the meeting will be summarized by the Clerk of the Commission during the meeting and added to the record thereafter.
  - Any late testimony received will be distributed to the to the members after the meeting is concluded.
- **Oral testimony** will be taken during the public testimony portion of the meeting.
  - It is recommended that anyone interested in providing oral testimony register at least 24 hours prior to the meeting by emailing [mromo@kauai.gov](mailto:mromo@kauai.gov) or calling (808) 241-4920. Any request to register shall include your 1) name, and if applicable, your position/title and organization you are representing, and 2) the agenda item that you are providing comment on, and 3) contact information (telephone number and email address).
  - Per the Police Commission and Chair's practice, there is a three-minute time limit per testifier per agenda item.
  - Individuals who have not registered to provide testimony will be given an opportunity to speak on an agenda item following the registered speakers.

### **SPECIAL ASSISTANCE**

If you need an auxiliary aid/service or other accommodation due to a disability, or an interpreter for non-English speaking persons, contact Anela Segreti at (808) 241-4917 or [asegreti@kauai.gov](mailto:asegreti@kauai.gov) as soon as possible. Requests made as early as possible will allow adequate time to fulfill your request. Upon request, this notice is available in alternate formats such as large print, Braille, or electronic copy.

**REGULAR MONTHLY POLICE COMMISSION MEETING NOTICE AND AGENDA**

**Friday, May 27, 2022**

**9:00 a.m. or shortly thereafter**

**4444 Rice Street, Moikeha Building, Meeting Room 2A/2B**

**Līhu'e, Hawai'i 96766**

**MEETING CALLED TO ORDER**

**ROLL CALL TO ASCERTAIN QUORUM**

**APPROVAL OF AGENDA**

**ANNOUNCEMENTS:**

- Next Regular Monthly Meeting 9:00 a.m. Friday, June 24, 2022. Executive Session to follow.
- Email dated April 22, 2022, from Commissioner Roy Morita to Boards and Commissions Administrator Ellen Ching resigning as Chair of the Kauai Police Commission effective immediately.

**ELECTION OF CHAIR AND POSSIBLY VICE CHAIR FOR CALENDAR YEAR 2022**

**PUBLIC TESTIMONY**

**EMPLOYEES OF THE MONTH FOR APRIL AND MAY**

- Jessica Fletcher, Police Records Technician (April)
- Kristal Nebre, Police Evidence Custodian (May)

**APPROVAL OF MINUTES**

- Open Session April 22, 2022, Meeting

**PUBLIC HEARING FOR PROPOSED AMENDMENTS TO THE KAUAI COUNTY POLICE COMMISSION ADMINISTRATIVE RULES OF PRACTICE AND PROCEDURE**

**CHIEF'S MONTHLY REPORTS AND PERTINENT UPDATES AND ANNOUNCEMENTS**

- Administrative & Technical Bureau
- Investigative Services Bureau
- Patrol Bureau Reports
- Chief's Office
  - ♦ Community Outreach
  - ♦ Communication Support Team

## **BUSINESS**

### **KPC 2022-2:**

Presentation by the permitted interaction group on recommendations regarding the process, procedures, and tools to enhance the chief of police evaluation process resulting in a more cohesive evaluation product. (Deferred on April 22, 2022)

### **KPC 2022-12:**

Discussion and decision-making on selecting a third commissioner to serve on the permitted interaction group along with Commissioners Gerald Bahouth and Roy Morita to come up with recommendations on the process, procedures, and tools to enhance the chief of police evaluation process resulting in a more cohesive evaluation product.

### **KPC 2021-43:**

Discussion and decision-making on the climate assessment that was conducted by the Kauai Police Commission on the Kauai Police Department. (Deferred on 3/11/2022)

## **EXECUTIVE SESSION ITEMS**

Pursuant to Hawai'i Revised Statutes §92-4, §92-5 (a) (2) and (4). The purpose of this Executive Session is for the Commission to review and discuss charges brought against an officer in the Kauai Police Department, where consideration of matters affecting privacy will be involved, provided that if the individual requests an open meeting, an open meeting shall be held; and to consult with its attorney on issues pertaining to the Commission's powers, duties, privileges, immunities, and or liabilities as they may relate to the following agenda items:

### **ES KPC 2022-1:**

Monthly update by Lt. Christian Jenkins, Office of Professional Standards, or his designated representative on the status of the Department's disposition on formal notarized complaints that were filed with the Kauai Police Department and the Kauai Police Commission and referred to the Office of the Chief for further review.

### **ES KPC 2022-3:**

Monthly update by Chief of Police Todd G. Raybuck, Kauai Police Department, or his designated representative on any significant adverse incidents/events involving personnel in the Kauai Police Department that could potentially impact the County, the Police Commission and the Kauai Police Department.

### **ES KPC 2022-10**

New notarized complaint KPC 2022-002, filed on March 30, 2022. The complainant alleges that an officer in the Kauai Police Department covered up a hate crime. (Deferred on April 22, 2022)

ES KPC 2021-032:

Complaint no. KPC 2021-013 received on November 4, 2021. The complaint alleges unethical and unprofessional behavior. (On-going)

(a) Discussion and decision-making on the County of Kauai Department of Human Resources Investigation Report related to the above-mentioned complaint that was filed against an officer in the Kauai Police Department alleging unethical and unprofessional behavior.

ES KPC 2022-13:

New notarized complaint KPC 2022-004, filed May 3, 2022, alleges that an officer in the Kauai Police Department provided special and preferential treatment to another officer who was caught attempting to conceal a firearm through a security checkpoint.

ES KPC 2022-14:

New notarized complaint KPC 2022-005, filed on May 3, 2022, alleges that an officer in the Kauai Police Department attempted to pass a concealed weapon through a security checkpoint.

ES KPC 2022-15:

New notarized complaint KPC 2022-006 filed on May 6, 2022, alleges that an officer in the Kauai Police Department continues to stalk and harass the complainant without just cause.

ES KPC 2022-16:

Pursuant to Hawai'i Revised Statutes §92-4, §92-5 (a) (4), §92-9 (a) (1-4) and (b), the purpose of this Executive Session is for the Commission to approve or amend the regular Executive Session minutes of April 22, 2022, Meeting. Where consideration of matters affecting privacy will be involved and to consult with its attorney on issues pertaining to the Commission's powers, privileges, immunities, and or liabilities as they may relate to this item.

**RETURN TO OPEN SESSION TO RATIFY THE ACTIONS TAKEN IN EXECUTIVE SESSION**

**EXECUTIVE SESSION:** Pursuant to Haw. Rev. Stat. ("H.R.S.") §92-7(a), the Commission may, when deemed necessary, hold an executive session on any agenda item without written public notice if the executive session was not anticipated in advance. Any such executive session shall be held pursuant to H.R.S. §92-4 and shall be limited to those items described in H.R.S. §92-5(a).

**ADJOURNMENT**

cc: Deputy County Attorney Chris Donahoe  
Chief of Police Todd G. Raybuck