



POLICE COMMISSION

GERALD BAHOUTH, CHAIR
LEINA'ALA JARDIN, VICE CHAIR

MONICA BELZ, MEMBER
ANDREW BESTWICK, MEMBER
ROY MORITA, MEMBER
VACANT, MEMBER
VACANT, MEMBER

RECEIVED

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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, your 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 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 at any time during 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 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 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, August 26, 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, September 23, 2022. Executive Session to follow. Subject to change.

PUBLIC TESTIMONY ON ANY OF THE ITEMS LISTED ON THE AGENDA

Oral testimony will be taken at any time during the meeting

EMPLOYEE OF THE MONTH FOR AUGUST

- Patrol Officer Kapena Wilson

APPROVAL OF MINUTES

- Open Session July 29, 2022, Meeting

CHIEF'S MONTHLY REPORTS AND PERTINENT UPDATES AND ANNOUNCEMENTS

- Administrative & Technical Bureau
- Investigative Services Bureau
- Patrol Bureau Reports
- Chief's Office
 - Community Outreach

BUSINESS

KPC 2022-2:

Presentation by the permitted interaction group on recommendations on the process, procedures, and tools to enhance the chief of police evaluation process resulting in a more cohesive evaluation product. (Deferred on July 29, 2022)

KPC 2022-14:

Letter dated June 15, 2022, from SHOPO Business Agent Roy Asher, Kauai to Chair Gerald Bahouth and Members of the Police Commission regarding comments that were made by commissioners in Chief Raybuck's Police Commission Evaluation for the period of April 19, 2019, to April 22, 2020. (Deferred July 29, 2022)

KPC 2021-43:

Discussion and decision-making on a climate assessment that was conducted by the Kauai Police Commission on the Kauai Police Department.

KPC 2022-21:

Public Announcement for Notarized Complaint No. KPC 2022-006.

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 liabilities as they may relate to the following agenda items: ES KPC 2022-1, ES KPC 2022-3, ES KPC 2022-13, ES KPC 2022-17, ES KPC 2022-18, ES KPC 2022-19, ES KPC 2022-20, ES KPC 2022-27, and ES KPC 2022-28.

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 2022-13:

Complaint KPC 2022-004, filed May 3, 2022, alleging 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. (Deferred July 29, 2022)

ES KPC 2022-17:

New Notarized Complaint KPC 2022-003 filed on May 25, 2022, alleging that two(2) on-duty officers in the Kauai Police Department violated Article VI B (4), by choosing personal preferment over public safety. (Deferred July 29, 2022)

ES KPC 2022-18

New Notarized Complaint KPC 2022-004 (a) filed on May 31, 2022, alleging that an on-duty officer in the Kauai Police Department abused his police power by falsely arresting the complainant. (Deferred July 29, 2022)

ES KPC 2022-19:

New notarized Complaint KPC 2022-005 (a) filed on June 6, 2022, alleging that two (2) on-duty officers in the Kauai Police Department approached the complainant without a warrant harassed, assaulted, injured, and arrested the complainant and took his property and vehicle and hasn't returned any of property back to him. (Deferred July 29, 2022)

ES KPC 2022-27:

New notarized complaint KPC 2022-007 filed on July 29, 2022, alleges that unnamed officer in the Kauai Police Department knowingly put the complainant in a hot car for 20 minutes and later retaliated against the complainant by claiming that the complainant committed a crime.

ES KPC 2022-28:

New notarized complaint KPC 2022-008 filed on August 1, 2022, alleging police corruption by an on-duty officer and two (2) other on-duty officers in the Kauai Police Department.

ES KPC 2022-20:

Copy of a letter dated July 6, 2022, from SHOPO Business Agent Roy Asher to Ms. Annette L. Anderson Director of Human Resources regarding improper investigation into officer conduct and an alleged defamatory statement. (Deferred July 29, 2022)

ES KPC 2022-23:

Pursuant to Hawai'i Revised Statutes §92-4, §92-5 (a) (4), the purpose of this executive session is for the Commission to consult with its Attorney concerning the Commission's powers, duties, immunities, privileges, and liabilities as they may relate to Chief Raybuck's FY July 1, 2021, to June 30, 2022, evaluation. (Deferred July 29, 2022)

- (a) Report from the Permitted Interaction Group on a Consolidated Report on Chief Raybuck's fiscal year performance evaluation for the period of July 1, 2021 to June 30, 2022.

ES KPC 2022-26:

Pursuant to Hawai'i Revised Statutes §92-4, §92-5(2) (4), the purpose of this executive session is for the Commission to consult with its Attorney concerning the Commission's powers, duties, immunities, privileges, and liabilities as it may relate to Open Session Item KPC 2022-14, a letter dated June 15, 2022, from SHOPO Business Agent Roy Asher, Kauai to Chair Gerald Bahouth and Members of the Police Commission regarding comments that were made by commissioners in Chief Raybuck's Police Commission Evaluation for the period of April 19, 2019, to April 22, 2020. (Deferred July 29, 2022)

ES KPC 2022-29:

Pursuant to Hawai'i Revised Statutes §92-4, §92-5 (a) (4), the purpose of this executive session is for the Commission to consult with its Attorney concerning the Commission's powers, duties, immunities, privileges, and liabilities as they may relate to an update by Chair Gerald Bahouth regarding input by Commissioners related to an investigation.

ES KPC 2022-30:

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 July 29, 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, duties, privileges, immunities, and 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



KAUA'I POLICE DEPARTMENT
POLICE COMMISSION MONTHLY REPORT
ADMINISTRATIVE AND TECHNICAL BUREAU

REPORTING PERIOD
July 2022

Budget Summary Estimate: Period of June 2022

BUREAU	BUDGET	EXPENDITURES TO DATE	ENCUMBRANCES TO DATE	BALANCE 06/30/22	100% OF BUDGET
Chief's Office	\$38,115,359.00	\$33,893,630.65	\$995,453.48	\$3,226,274.87	92%
Administrative & Technical Bureau	\$2,200,359.00	\$1,275,458.35	\$643,606.93	\$281,293.72	87%
Investigative Services Bureau	\$704,533.00	\$403,941.97	\$229,397.74	\$71,193.29	90%
Patrol Services Bureau	\$558,629.00	\$304,608.24	\$69,466.41	\$184,554.35	67%
Total General Fund	\$41,578,880.00	\$35,877,639.21	\$1,937,924.56	\$3,763,316.23	91%
Asset Forfeiture Funds	\$100,008.00	\$0.00	\$0.00	\$100,008.00	0%
Salary & Wages	\$18,717,579.00	\$17,069,112.55		\$1,648,466.45	91%
Overtime	\$2,538,207.00	\$2,013,215.70		\$524,991.30	79%
Fringe Benefits	\$15,392,459.00	\$13,577,340.67		\$1,815,118.33	88%
Total Salary, OT, Fringe	\$36,648,245.00	\$32,659,698.92		\$3,988,576.08	89%
Payroll % of Budget	88%	89%		11%	
Cumulative Overtime Hours		<u>FY2021</u>	<u>FY2022</u>	Overtime Variance	
Comparison through June 2022		49,335	74,719	(25,384)	

Personnel Status <small>as of 07/31/22</small>	AUTHORIZED	ACTUAL	VACANT
Appointed	2	2	0
Sworn	161	144	17
			1-Assistant Chief (Pos.#371) 1-Police Captain (Pos.#446) 2-Police Lieutenant (Pos.#'s 373, 394) 1-Detective (Pos.#430) 6-Police Sergeant (Pos.#'s 398, 442, 445, 538, 580, 1305) 6-Police Officer (Pos.#'s 365, 443, 451, 506, 513, 516, 540, 578, 599)
Civilian	74	57	17
			1-Public Information Officer (Pos.#356) 1-Criminalist II (Pos.#392) 1-Accountant II - (Pos.#1302) 1-Police Records Unit Supervisor (Pos.#310) 1-Police Records Technician I (Pos.# 1301) 1-Emergency Services Dispatcher (Pos. #T565) 2-Public Safety Worker I (Pos.#'s 1310, 1315, 1947) 2-Police Evidence Custodian I (Pos.#'s 491, 1316) 1-Parking Enforcement Worker (Pos.#339) 3-Background Investigator (Pos.#'s 1307, 1309, 1311) 1-Sex Assault Nurse Forensic Examiner (Pos.#'s 9806) 1-Off duty Clerk (Pos.#T475) 1-Administrative Support Assistant (Pos #1314)
<i>County General Fund</i>	<i>64</i>	<i>48</i>	<i>16</i>
<i>Temporary & Grant Fund</i>	<i>4</i>	<i>2</i>	<i>2</i>
<i>Temporary [SAFNE]</i>	<i>6</i>	<i>5</i>	<i>1</i>
Total	237	203	34

Recruitment:	Status:	Comments:
97th & 98th Police Recruit Classes	6 Vacancies	<u>COMBINED TOTAL: Jan 1, 2022 – July 31, 2022</u> Referred – 48 Withdrew – 3 Disqualified – 34 Background Investigation Phase – 1 Polygraph Examination – 4 Preemployment Psychological Evaluation – 1 Suitable for hire for 98 th Recruit Class 01/01/23 – 2 *98 th Recruit Class start date January 1, 2023 *97 th Recruit Class Hired July 1, 2022 – 3
Assistant Chief	1 Vacancy	No active recruitment or posting at this time
Police Captain	1 Vacancy	No active recruitment or posting at this time
Police Lieutenant	2 Vacancy	Promotional Interviews Pending
Detective / Sergeant	7 Vacancies	Promotional Interviews Pending
Administrative Support Assistant	1 Vacancy	<u>Posted: Aug 1, 2022 – Aug 10, 2022</u> No names referred at this time
Public Information Officer	1 Vacancy	<u>Posted: July 11, 2022 – July 20, 2022</u> No names referred at this time
Criminalist I	1 Vacancy	No active recruitment or posting at this time
Accountant II	1 Vacancy	No active recruitment or posting at this time
Police Records Unit Supervisor	1 Vacancy	<u>Posted: July 20, 2022 – Continuous</u> Names Referred by HR – 1 Pending Interview
Police Records Technician I	1 Vacancy	<u>Posted: Apr 11 – 20, 2022</u> [2212-316 through 318] Anticipated hire date 09/01/22 – 1
Emergency Services Dispatcher I	1 Vacancy	<u>Posted: Mar 14, 2022 – Continuous</u> No names referred at this time
Public Safety Worker I	2 Vacancies	<u>Posted: Oct 4, 2021 – July 19, 2022</u> Referred – 8 Disqualified – 3 Withdrew – 2 Pending job offer – 2 Hired Date 07/01/22 – 1 <u>Posted: July 20, 2022 – Continuous</u> Written Exam administered 08/02/22 Scheduled – 4 Showed – 1 Failed – 1 No named referred for Background Investigation
Police Evidence Custodian I	2 Vacancy	<u>Posted: Feb 14 – 23, 2022</u> Referred – 3 Disqualified – 2 Anticipated Hire Date 09/01/22 – 1
Parking Enforcement Worker	1 Vacancy	<u>Posted: Mar 28 – Apr 6, 2022</u> Referred – 7 Disqualified – 3 Withdrew – 3 Pending job offer – 1
Background Investigator	3 Vacancies	No names referred at this time – Positions temporarily used for Contract Hires (1 Fleet Coordinator, 2 Public Safety Workers)

Forensic Nurse Examiner (SAFNE)	1 Vacancy	No names referred at this time
Clerk (Off-Duty)	1 Vacancy	No names referred at this time
*Fiscal Officer II (Anticipated vacancy 08/31/22)	1 Vacancy (Anticipated)	Posted: June 13 – 22, 2022 Referred – 3 Withdraw – 1 Pending Interview – 2

Firearms Registered: July 2022

Imported Handguns	57	Imported Rifles	55	Imported Shotguns	6	Imported Total	118
Domestic Handguns	47	Domestic Rifles	57	Domestic Shotguns	7	Domestic Total	111
Total Handguns	104	Total Rifles	112	Total Shotguns	13	Total Registered	229
						Total Denials/Void	2

Firearms Registered: January – July 2020

Total Handguns	824	Total Rifles	1292	Total Shotguns	288	Total Registered	2,404
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Firearms Registered: January – July 2021

Total Handguns	1035	Total Rifles	1376	Total Shotguns	427	Total Registered	2,838
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Firearms Registered: January – July 2022

Total Handguns	705	Total Rifles	1107	Total Shotguns	191	Total Registered	2,003
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Bench Warrant Tracking: July 2022

Warrants Received	Warrants Served	Warrants Recalled	Outstanding Warrants (2yrs-Present)
150	109	14	812

Legal Services Received: July 2022

Total Warrants Received	Arrest Warrants	Bench Warrants	eBW Traffic	eBW Criminal	Juvenile Warrants	
150	11	3	40	96	0	
Summons / Other	TRO Family	Protective Order	TRO Civil	Subpoena Civil/OPA	Month's Total Legal Service Received	Total Received in 2022
1	23	2	1	30	207	1,772

Legal Services Served (Non-Warrant): July 2022

Summons / Subpoena	TRO Family	Protective Order	TRO Civil	Total Legal Service for Month
25 / 29	0	0	10	64

Community Engagement (School Resource Officers) July 2022

	Date:	Event Description/Location:	Hours:	Personnel Count:	Audience Count:
1	07/09/22	Touch a Truck	5	3	300
2	07/28/22	Hale Opio diversion planning	1	4	10
		Total:	6	7	310

Training Provided by Kauai Police Department: July 2022						
	Order No:	Start:	End:	Training Description:	Personnel Trained:	Course Hours per Training:
1		07/01/22	07/31/22	97 th Recruit Class (19 days x 8 hours)	4	152
2	21-21084	7/7/22	7/21/22	SRT Training	12	16
3	21-21091	7/5/22	7/30/22	HIBS Training	2	32
4	22-22047	7/14/22	7/14/22	93 RD CST Full Scale Exercise	4	8
5	22-22049	7/11/22	7/14/22	93 ^d CST HAZMAT/CBRN Training Exercise	19	32
6	22-22061	7/21/22	7/21/22	Active Shooter Awareness Training	20	1
7	22-22062	7/20/22	7/20/22	Missing Person/Man Tracking	21	8
Total:					82	249

Training Provided by Outside Agency: Off-Island July 2022						
	Order No:	Start:	End:	Training Description:	Personnel Trained:	Course Hours per Training:
1	22-22055	7/25/22	8/5/22	FLETC Firearms Instructor Training Program	4	80
2	22-22058	7/11/22	7/15/22	CT BOLT (Baseline Operational Learning Tool) Training	2	16
3	22-22059	7/11/22	7/22/22	DARE Officer Training	3	80
4	22-22036	7/20/22	7/21/22	ICS Operator Course	2	16
Total:					11	192

Training Provided by Outside Agency: On-Island July 2022						
	Order No:	Start:	End:	Training Description:	Personnel Trained:	Course Hours per Training:
				N/A		
Total:					0	0

SUBMITTED BY:



MARK T. OZAKI
Acting Assistant Chief, ATB



KAUA'I POLICE DEPARTMENT
KAUAI POLICE COMMISSION COP REPORT
INVESTIGATIVE SERVICES BUREAU

REPORTING PERIOD
July 2022

GENERAL CRIMES SECTION

MAJOR INCIDENTS / NOTABLE HIGHLIGHTS:

SEXUAL ASSAULT = 4

ATTEMPTED SUICIDES = 0

CHILD PORNOGRAPHY ICAC = 1

ABUSE FAMILY HOUSEHOLD MEMBER = 2

CHILDREN JUSTICE CENTER FORENSIC INTERVIEWS = 5

PROMOTING CHILD ABUSE = 0

DEATH RELATED INVESTIGATIONS = 17 (10 Autopsies)

MISSING PERSON(S) = 1 (Located)

TERRORISTIC THREATS = 0

ASSAULT = 3

ATTEMPTED MURDER = 0

OUTSIDE AGENCY ASSIST = 0

GENERAL CRIMES SECTION

22-09566 Commercial Sexual Exploitation of a Minor

In the later portion of July 2022, ISB Detectives conducted an investigation regarding a juvenile who was engaged in sex for cash via social media. All relevant leads are being investigated. This investigation is still ongoing.

22-08815 Possible Death Overdose Investigation:

In the early portion of July of 2022, ISB Detectives investigated a death of a 21-year-old male from California. Evidence related to possible drugs and paraphernalia were recovered from the hotel room bedroom that the decedent was sleeping in. Investigation is still ongoing.

22-08879 Assault 2nd degree:

On 07-13-2022 ISB Detectives investigated an assault in the parking lot area of Lawai Beach Resort in Koloa. It was reported that a 40-year-old local male was involved in a mutual affray with a 80-year-old male visitor. The 80 YOM sustained head injuries and was in the hospital for several days before being released. Investigation is ongoing

22-08608 Kidnapping/ Assault:

On 07-08-2022 Special Response Team, Crisis Negotiator, ISB Detectives responded to Sun Village in Lihue regarding an adult male who broke into his ex-girlfriend's apartment held her against her will and stabbed her. She was able to escape but the suspect remained in the apartment. It was learned that there were firearms within the apartment. The suspect refused to exit the apartment upon police presence and verbal direction. SRT surrounded the apartment and notified other residence to remain locked in their apartments. Eventually the suspect was negotiated with, and he exited the apartment with no further incident. He was taken into custody and charged with kidnapping and assault 2nd degree. Firearms were recovered from within the apartment and evidence were collected at the scene including what is believed to be the weapon used to stab the adult female.

TRAININGS:

07-21-2022	(11) Detectives received training in tactical man tracking.
07-21-2022	
To	(3) Detectives received advance tactical man tracking.
07-24-2022	
07-26-2022	
TO	(1) Detective received training in inter-digital forensic analysis
07-29-2022	WEB-X training in relation to internet crimes against children.

SPECIAL FOCUS SECTION

MAJOR INCIDENTS / NOTABLE HIGHLIGHTS: Nothing of note

MEETINGS:

July 6, 2022 LT. Nagahisa attended SHOPO State monthly meeting.

TRAININGS / PRESENTATIONS / PUBLIC SPEAKING / OTHERS:

July 8, 2022 Detectives Nii & Hsu – monthly bomb Training.
July 11-14, 2022 Detectives Hsu & DeBlake – 93rd CST FTEX.
July 21, 2022 Detectives Unutoa, Hsu, DeBlake & Hamberg – Tactical Man Tracking for LE.
July 22-24, 2022 Detective Hsu – Tactical Man Tracking for LE (Advanced Tracking Course).
July 25-29, 2022 Detective Hamberg – Rangemaster Certification. (Cont. August 115, 2022).

PROJECTS / ENFORCEMENT:

Nothing of note

COMMUNITY ACTIVITIES AND INVOLVEMENT:

LT. Nagahisa – serves as the VP of the Kawaihau Community Little League. Also volunteers as a coach and umpire in the league during the season.

Det. Nii - Volunteers as a youth league football coach for his son's team.

CRIME SCENE AND LABORATORY SECTION:

MAJOR INCIDENTS / NOTABLE HIGHLIGHTS

Criminalist (1) – Ten Print Analysis which contributed to the successful extradition of a subject which was picked up by CA authorities.

TRAININGS ATTENDED

Criminalist (1) – Firearm and Technology Specialist Training 6-month self-pace
Criminalist (1) - Drone Operator Certification training

TRAININGS INSTRUCTED: None

COMMUNITY ENGAGEMENT EFFORTS: None

RECRUITMENT AND RETENTION EFFORTS:

Criminalist (3) - Forensic Science Camp Essay grading

MEETINGS:

Criminalist (1) – OSAC Task Group Conference Calls
Criminalist (3) - Forensic Science Camp debrief

SUMMARY

For the month of July, Criminalist have been called out a total of eight times. One Criminalist assisted in ten-print analysis which resulted in a successful extradition for a subject to be picked up by CA authorities. One Criminalist continues to train as a Firearm and Technology Specialist, one Criminalist continues daily biometric and QC Ten-Print processing under Criminalist III, and one Criminalist began Drone Operator Certification training and digital re-certification.

All CSLS continued with document review focusing on new-hire and training manual contents to conform with drafted Accreditation documents as well as preparation for the QC manager first site visit scheduled for the last week of September 2022.

As the first annual 2022 Kaua'i Police Department Police Investigation & Forensic Science Camp came to a close, all CSLS participated in the final review and grading of students' essay where the top students received a scholarship sponsored by ISB AC.

VICE SECTION

SEIZURES

Vice Section Investigations in the month of July yielded the following seizures:

Type	Meth	Marijuana	Fentanyl	Firearms	Cash
Total in Grams	448.5	10582.5	0	0	0

Numerous projects and investigations took place over the month of July. Due to the confidential nature of these investigations, no details are being released.

Submitted by:


James Miller (Aug 15, 2022 13:10 MST)

James Miller K-115
A\Captain ISB
08-15-22 1300 hours

Bryson Ponce
Bryson Ponce (Aug 16, 2022 08:55 MST)





KAUA'I POLICE DEPARTMENT
POLICE COMMISSION MONTHLY REPORT
PATROL SERVICES BUREAU

REPORTING PERIOD
July 2022

1. MAJOR INCIDENTS

KIDNAPPING

On 07/08/2022, Officers responded to a stabbing involving a 65-year-old female victim and her 61-year-old ex-boyfriend. Upon officers arriving at the scene, the suspect had barricaded himself inside of the victim's residence and threatened to attack officers if they entered. KPD's Special Response Team and Crisis Negotiation Team responded to the scene. After several hours of negotiation, the suspect surrendered and was arrested without incident. ISB detectives responded and took over the investigation.

O.V.U.I.I./RESIST

On 7/12/2022, Officers in Waimea arrested a male subject for Operating a Motor Vehicle Under the Influence of an Intoxicant (O.V.U.I.I.). During the incident and despite several requests by officers for compliance, the suspect continued to resist being arrested. A taser was eventually deployed after multiple warnings. The suspect was then taken into custody without further incident and no injuries were reported.

ASSAULT 2

On 7/13/2022, Officers responded to a mutual assault investigation in Lawai involving a 40-year-old male and an 80-year-old male. The 80-year-old male victim sustained substantial bodily injury and was admitted to the Wilcox Intensive Care Unit. ISB was notified of the incident and took over the investigation.

MAJOR T.C.

On 7/13/2022, Officers responded to a Major Traffic Collision involving a single vehicle on Kuamoo Road, a half mile west of Kuhio Highway. The lone occupant of the vehicle was ejected from the vehicle. He was transported to Wilcox Hospital where he was pronounced deceased. Members of the Traffic Safety Section responded to the scene and took over the investigation.

MISC-PUB SUICIDE

On 7/17/2022, Officers responded to an attempted suicide involving a 40-year-old male with injuries to his chest. The investigation revealed that the victim attempted suicide by stabbing himself in the chest. ISB was notified and took over the investigation.

MISC-PUB HAZARD

On 7/25/2022, Officers responded to a report of large boulders blocking Kuhio Highway in the vicinity of mile marker 4 in Hanalei. No vehicles

or subjects were struck by the boulders. Due to the size of the boulders, State D.O.T. was notified and used heavy machinery to clear the roadway. KPD officers conducted traffic control and alternated traffic for approximately two hours as the road was being cleared.

2. COMMUNITY INVOLVEMENT

PSB officers conducted a total of **25 Community-Oriented-Policing** projects during the month of July. Highlights include the following:

- On 07/08/2022, a Sergeant from the Waimea District and one other Officers met members of the Homeless Community in the vicinity of Glass Beach to offer resources and check on their wellbeing.
- On 07/09/2022, Lihue Officers participated in the Touch-A-Truck event held at the Kauai Police Department.
- On 7/19/2022, the Lihue District Commander transported a canine to the Kauai Humane Society.
- On 7/28/2022, a Sergeant from the Waimea District met with the Vice Principal of Waimea Canyon Middle School and discussed protocols and procedures in the event of an Active Assault event.
- On 7/30/2022, PSB officers walked a foot beat in Koloa town around the new shopping center. Officers met with citizens and handed out “Junior Officer” stickers to keiki.

3. TRAINING

- 3 Dispatchers completed a 40-hour APCO Public Safety Telecommunicators Course.
- 2 Dispatchers attended a 16-hour RADO training on Oahu.
- 1 Dispatch Supervisor participated in the CBRN Joint Exercise as a member of the Crisis Negotiation Team.
- 5 Officers and 1 Lieutenant attended the 3-day 93rd CST WMD/Hazmat training exercise.
- 2 Dispatchers were re-certified in CPR training

- 6 Officers attended Special Response Team training.
- 1 Officer attended a 16-hour ICS Radio Operator Course.
- 42 Officers attended Active Shooter Awareness Training which was held during roll call briefings. The training was held for each watch at a school in each district. The instructors were various members of KPD's Special Response Team.
- 2 Officers attended a 1-day Communications Support Team training.

4. SPECIAL PROJECTS

- On 7/1/2022, PSB transitioned to new call signs that identify officers beat areas. The Communications Center worked collaboratively with each district prior to the change which helped make the transition seamless.
- Officers from the Kawaihau District participated in the Kapaa Bike Path Clean Up effort on July 13th and 14th.

5. MEETINGS/PRESENTATIONS

- On 7/21/2022, the Kawaihau District Commander attended a LAP meeting.
- On 7/22/2022, the Kawaihau and Lihue District Commanders met with representatives from Coco Palms and discussed strategies on how to address illegal activities on the property.
- On 07/28/2022, PSB Command Staff met with Elections Committee at the Annex and discussed security measures that are currently in place as well as reviewed election day rules.

6. ABANDONED/DERELICT VEHICLES

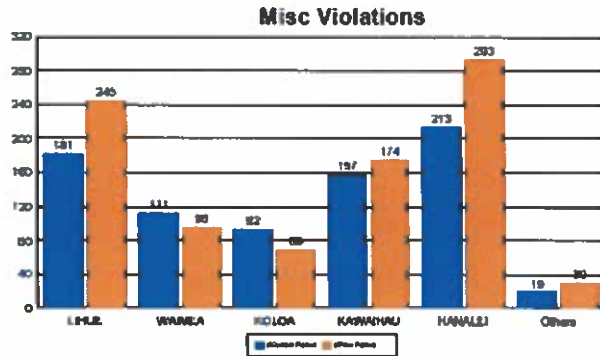
- A total of 61 abandoned/derelict vehicles were removed for the month of July.

Month	AV towed	AV GOA	Total AV tows	DV towed	DV GOA	Total DV tows	Total towed	Total GOA	Total tows
July	30	16	46	14	1	15	44	17	61

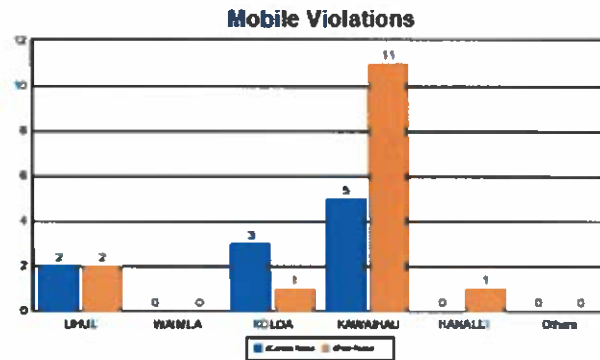


**Kauai Police Department
Police Commission Monthly Report
Patrol Services Bureau
Traffic Enforcement Summary
Reporting Period July 2022**

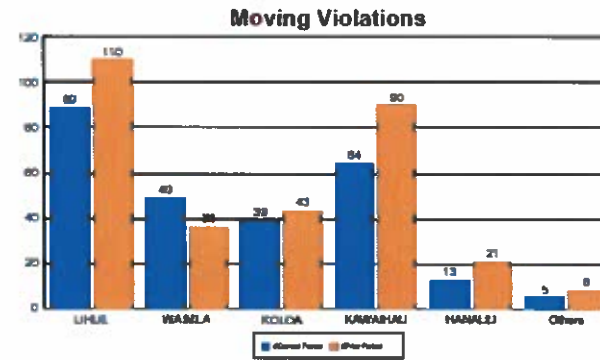
Misc			
	Reporting Period Jul 2022	Prior Period Jun 2022	YTD for Reporting Period 2022
LIHUE	181	245	1,476
WAIMEA	111	96	940
KOLOA	92	69	594
KAWAIHAU	157	174	1,169
HANAIEI	213	293	970
NOT ENTEI	19	30	242



Mobile Device			
	Current Period Jul 2022	Prior Period Jun 2022	YTD for Reporting Period 2022
LIHUE	2	2	21
WAIMEA	0	0	5
KOLOA	3	1	10
KAWAIHAU	5	11	185
HANAIEI	0	1	6
NOT ENTEI	0	0	5



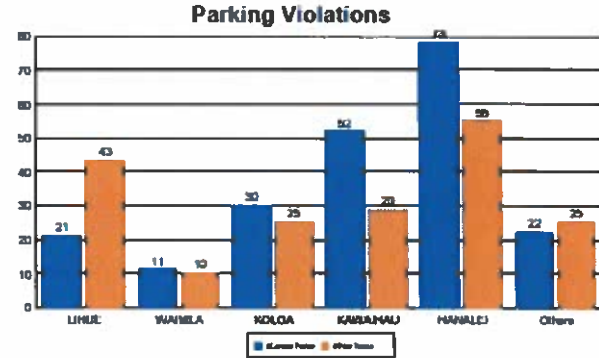
Moving			
	Current Period Jul 2022	Prior Period Jun 2022	YTD for Reporting Period 2022
LIHUE	89	110	658
WAIMEA	49	36	377
KOLOA	39	43	276
KAWAIHAU	64	90	613
HANAIEI	13	21	118
NOT ENTEI	5	8	80



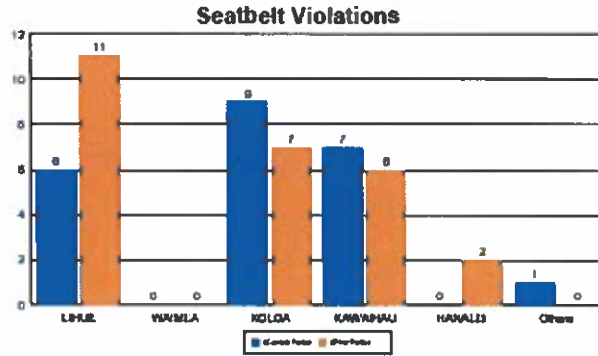


**Kauai Police Department
Police Commission Monthly Report
Patrol Services Bureau
Traffic Enforcement Summary, continued
Reporting Period July 2022**

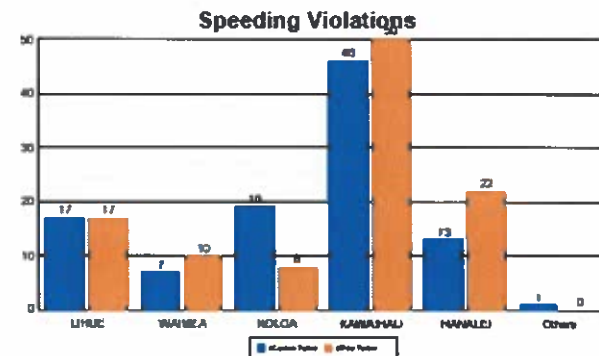
Parking			
	Current Period Jul 2022	Prior Period Jun 2022	YTD for Reporting Period 2022
LIHUE	21	43	274
WAIMEA	11	10	90
KOLOA	30	25	181
KAWAIHAU	52	29	197
HANAIEI	78	55	234
NOT ENTEI	22	25	127



Seatbelt			
	Current Period Jul 2022	Prior Period Jun 2022	YTD for Reporting Period 2022
LIHUE	6	11	51
WAIMEA	0	0	11
KOLOA	9	7	39
KAWAIHAU	7	6	124
HANAIEI	0	2	12
NOT ENTEI	1	0	6



Speeding			
	Current Period Jul 2022	Prior Period Jun 2022	YTD for Reporting Period 2022
LIHUE	17	17	204
WAIMEA	7	10	363
KOLOA	19	8	122
KAWAIHAU	46	50	404
HANAIEI	13	22	148
NOT ENTEI	1	0	10

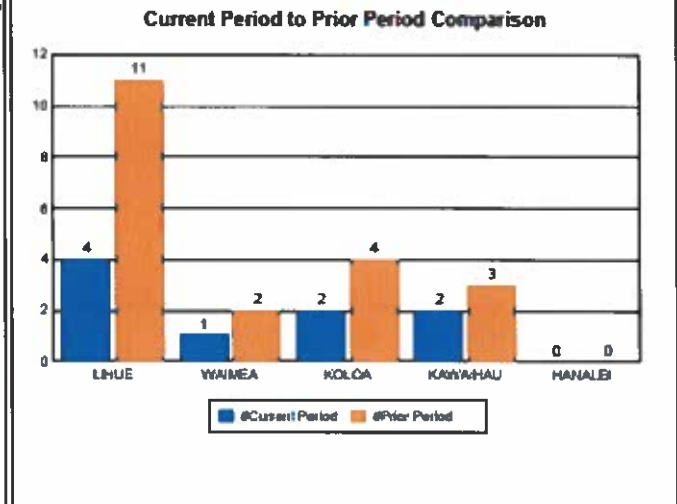
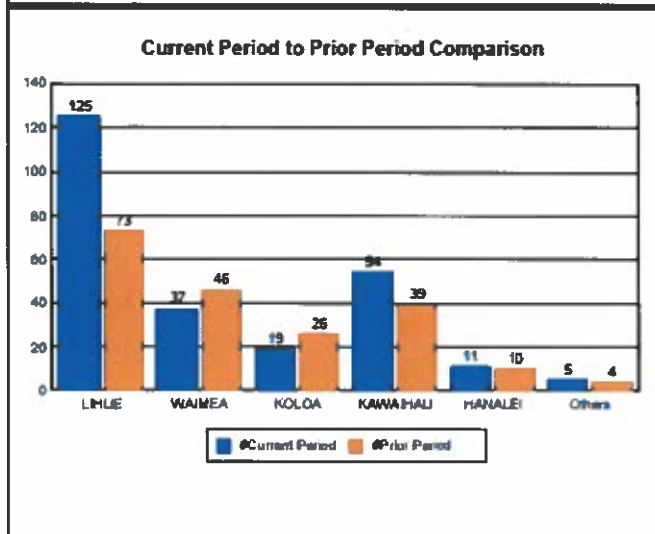




Kauai Police Department
Police Commission Monthly Report
Patrol Services Bureau
Arrest Summary
Reporting Period July 2022

Adult Arrest Summary			
	Current Period Jul 2022	Prior Period Jun 2022	YTD for Reporting Period 2022
LIHUE	125	73	606
WAIMEA	37	46	264
KOLOA	19	26	158
KAWAIHAU	54	39	379
HANAIEI	11	10	92
Others	5	4	30

Juvenile Arrest Summary			
	Current Period Jul 2022	Prior Period Jun 2022	YTD for Reporting Period 2022
LIHUE	4	11	44
WAIMEA	1	2	22
KOLOA	2	4	17
KAWAIHAU	2	3	37
HANAIEI	0	0	6



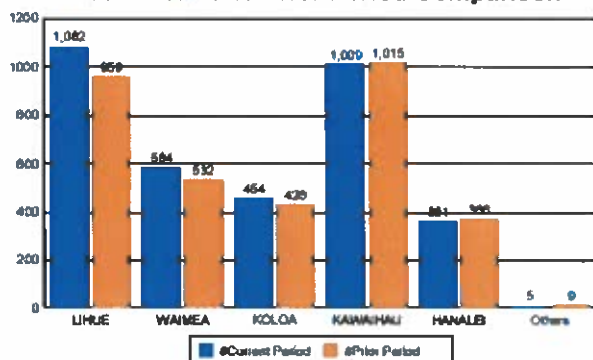


**Kauai Police Department
Police Commission Monthly Report
Patrol Services Bureau
Calls for Service and Incident Summary
Reporting Period July 2022**

Calls for Service Summary

	Reporting Period Jul 2022	Prior Period Jun 2022	YTD for Reporting Period 2022
LIHUE	1,082	959	7,007
WAIMEA	584	532	4,262
KOLOA	454	426	2,998
KAWAIHAU	1,009	1,015	7,647
HANAIEI	361	366	2,749
Others	5	9	95

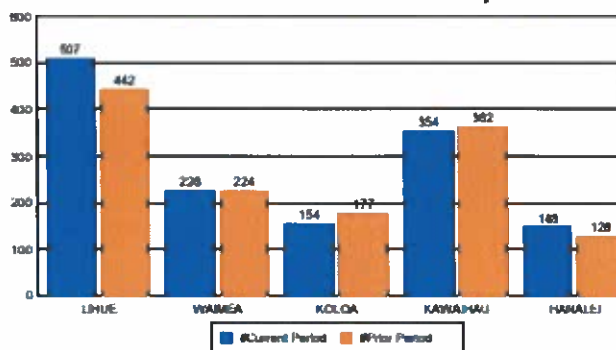
Current Period to Prior Period Comparison



Reported Incident Summary

	Reporting Period Jul 2022	Prior Period Jun 2022	YTD for Reporting Period 2022
LIHUE	507	442	2,970
WAIMEA	226	224	1,466
KOLOA	154	177	1,121
KAWAIHAU	354	362	2,628
HANAIEI	148	128	1,030

Current Period to Prior Period Comparison



Submitted by:

Roderick Green

Digitally signed by Roderick Green
Date: 2022.08.17 08:27:37 -10'00'

Roderick B. Green
Captain

K-23
Patrol Services Bureau



STATE OF HAWAII ORGANIZATION OF POLICE OFFICERS
" A Police Organization for Police Officers Only "
Founded 1971

June 15, 2022

KPC 2022-14

c/o Chip Bahouth, Chairperson
Commission Members
Kauai Police Commission
4444 Rice Street, Suite 300
Lihue, HI 96766

Aloha Chairperson Bahouth and Members of the Police Commission,

Majority of you are familiar with me from my time as a member of the Kauai Police Department. For the new members, I'm Roy Asher a retired Assistant Chief, retiring in 2020 after 32+ years of service. I currently serve as a Business Agent for the State of Hawaii Organization of Police Officers (SHOPO), Kauai Chapter.

Recent events compel me to reach out to the Commission, with the hope of establishing free and open communications. I'm confident it can be mutually beneficial, very informative and absolutely productive. Past and more recent events in the form of News Articles that Civil Beat released, both Authored by Reporter Brittany Lytle, prompted this endeavor. I won't go through the entire contents of the articles but will focus on specific excerpts and from an Attachment it contained, specifically where it referenced or concerns SHOPO.

The first Article was released April 15, 2021 and was Titled; *Kauai Police Chief's Rising Star Began to Fall, Job Reviews Show*. In the Article a Redacted copy of Chief Raybuck's Police Commission's April 2020 Evaluation for the period April 22, 2019 to April 22, 2020 was provided for the reader's review.

We noted three Comments of interest credited to different unidentified Commissioners;

Commissioner No. 4

"I would, however, would like to get more information whether Chief Raybuck is adhering to collective bargaining agreements with HGEA and SHOPO and if there's open communications between Administration and the collective bargaining units"

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Commissioner No.4

"Continue to work professionally with HGEA and SHOPO to mitigate grievances."

Commissioner No.5

"I have not heard complaints about the collective bargaining issues. He has publicly stated that his desire is to have a good working relationship with the union."

Our collective response to the above is that we do have for the most part an amicable relationship when dealing with Administrative reviews of Operational written directives. In regards to Grievances concerning our members, on occasion it does become tenuous, when navigating through the process. What does need to be noted is that the initiation of a Grievance is deep-rooted majority of the time (the Union asserts) that the Chief and/or the Administration has Violated the Collective Bargaining Agreement (CBA) or on certain occasions the misinterpretation of the language contained in the CBA.

In the most recent Article dated May 22, 2022, Titled *New Report Reveals How The Kauai Police Chief Found Himself In Trouble for Racist Remarks*. We take exception and feel obligated to respond as a result of a quote contributed to Jeff Portnoy who is purported to be the Attorney of Chief Raybuck. He stated: "There are some elements of the Kauai Police Department, including the union, that are constantly filing complaints against the chief and we are vigorously defending any one of them as they come forward," said Portnoy. "It's just a pattern and practice that's very unfortunate."

Please understand and let us be clear, SHOPO has a Fiduciary Duty to represent the membership and defend their individual Rights and that as a united body that are afforded all and individually by not only the CBA but what is contained in the Department's written directives General Orders, written Policies and Procedures and on occasions what was mutually considered and accepted as Past practices. Furthermore, there exist specific Hawaii Laws that commands the Union to raise objections or initiate a Grievance when Violations occur.

In summary in regards to the Police Administration and Union interaction, it is our contention that examining and monitoring that relationship by the Commission and should certainly to be considered for inclusion in the Chief's Annual Evaluation

Please note that SHOPO is not the only entity that looks out for the welfare of the workforce. There are others such as the Civil Service Commission and the Hawaii Labor Relations Board, again another aspect worth exploring to evaluate the Chief's adherence and effectiveness.

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SHOPO



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In an effort to promote open communications and transparency, I hope to be in attendance in all future monthly Police Commission meetings. I will also be prepared to provide a summary and status of current Grievances. However, we will not be providing the identity of those involved to preserve the Grievant's privacy. Should you wish for me to clarify, expand or have any questions, please don't hesitate to call on me.

Sincerely,

Roy Asher
Business Agent, Kauai

CC: SHOPO
Bobby Cavaco, President
James Kimo Smith, General Manager
Kennison Nagahisa, Chapter Chair
Christopher Calio, State Board Member at Large-Kauai
File

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Kaua'i Police Commission
Piikoi Building 4444 Rice Street, Suite 300
Līhu'e, Hawai'i 96766
(808) 241-4920

August 17, 2022

PUBLIC ANNOUNCEMENT FOR NOTARIZED COMPLAINT NO. KPC 2022-006

The Police Commission has completed its review of a complaint filed against an Officer of the Kauai Police Department which alleged that the complainant was being stalked continuously, harassed, and was subjected to intimidation tactics to defame the complainant's character. After reviewing the information gathered, the Police Commission deemed the complaint unfounded and notified that office of the Chief of Police of its finding.

This officially concludes the Commission's review of Notarized Complaint KPC 2022-006.