

HONOLULU POLICE COMMISSION
City and County of Honolulu
State of Hawaii
Regular Meeting
July 17, 2019

TIME: July 17, 2019, 2:00 p.m.
PLACE: Honolulu Police Department, Alapai Station
Conference Room A
801 South Beretania Street, First Floor
Honolulu, Hawaii 96813

AGENDA

- I. CALL TO ORDER
- II. ASCERTAINMENT OF QUORUM
- III. CHIEF OF POLICE REPORT
 1. Report on departmental activities including but not limited to crime, traffic, upcoming departmental events, and/or other issues related to the Honolulu Police Department
- IV. APPROVAL OF MINUTES FOR THE OPEN SESSION OF JUNE 5 and 19, 2019
- V. PUBLIC TESTIMONY

Testimony allowed on any agenda item listed under public or executive session. As noted below, speaking time will be limited to three minutes.

 1. Ms. Iris Kauhane (will provide personal comments on the Honolulu Police Department and Honolulu Police Commission)
- VI. NEW BUSINESS
 1. Consideration of the requests for legal counsel from:
 - a. Officer Marvin Parengit, USDC Civil No. CV19-00072 DKW-RLP
 - b. Officer Jonathan Frye, USDC Civil No. CV19-00072 DKW-RLP
 2. Report on actions taken during the executive session of June 5, 2019
 3. State of Hawaii Organization of Police Officers (SHOPO), exclusive representative for Bargaining Unit 12, Police, Plaintiff-Appellant/Cross-Appellee, vs. City and County of Honolulu, Defendant-Appellee/Cross-Appellee, Honolulu Civil Beat Inc., Intervenor-Defendant-Appellee/Cross-Appellant. SCWC-18-0000958. (Uniform Information Practice Act-Request for Disciplinary Records of Police Officer)
 4. State of Hawaii Organization of Police Officers (SHOPO), exclusive representative for Bargaining Unit 12, Police, Petitioner-Plaintiff-Appellant/Cross-Appellee, vs. City and County of Honolulu, Respondent-Defendant-Appellee/Cross-Appellee, and Honolulu Civil Beat Inc., Respondent-Intervenor-Defendant-Appellee/Cross-Appellant. CAAP-19-0000450 (Uniform Information Practice Act-Request for Police officers Names, Rank and salary information.)

VI. NEW BUSINESS (Continued)

5. Honolulu City Council Resolution No. 19-156, Urging the Honolulu Police Department, Honolulu Police Commission, and the Department of the Prosecuting Attorney to undertake internal reviews and assessments of their respective management and operational policies and procedures governing employee supervision and oversight and provide independent reports on improvements and corrective measures they undertake to minimize managerial and operational breakdowns in employee supervision and oversight

VII. EXECUTIVE OFFICER'S REPORT

1. Status of investigations
2. Office and/or personnel report

VIII. EXECUTIVE SESSION (Closed to the public)

The following agenda items will be reviewed in executive session pursuant to: HRS 92-5(a), subsections (2), (4), (5), (6) and (8): to consider the hire, evaluation, dismissal, or discipline of an officer or employee or of charges brought against the officer or employee, where consideration of matters affecting privacy will be involved; to consult with its attorneys on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities; to investigate proceedings regarding criminal misconduct; to consider sensitive matters related to public safety or security; to deliberate or make a decision upon a matter that requires the consideration of information that must be kept confidential pursuant to state or federal law, or a court order. During this meeting, there may be discussion with the Chief of Police and her staff regarding internal strategies and sensitive criminal investigation matters relating to public safety that disclosure could significantly risk the circumvention of law and undermine the effectiveness of the public's protection by the police.

- A. Chief of Police report regarding sensitive matters relating to public safety or security
- B. Approval of the minutes of the executive session of June 19, 2019
- C. Case No. Cr. 17-00582 JMS-RLP, United States of America v. Katherine Kealoha, et al. (first superseding indictment), discussion with legal counsel on the powers, duties, liabilities, and responsibilities of the Honolulu Police Commission
- D. Case No. Cr. 18-00068 JMS-RLP, United States of America v. Katherine Kealoha, et al. (second superseding indictment), discussion with legal counsel on the powers, duties, liabilities, and responsibilities of the Honolulu Police Commission
- E. City and County of Honolulu, by the Department of Corporation Counsel v. Honolulu Police Commission, Louis M. Kealoha, Civil No. 19-1-0907-06 (JHA) (Agency Appeal). Discussion with legal counsel on issues relating to the defense of the Honolulu Police Commission on matters that should remain confidential.
- F. Louis M. Kealoha v. City and County of Honolulu, Honolulu Police Commission, Civil No. 19-1-0913-06 (JHA) (Agency Appeal). Discussion with legal counsel on issues relating to the defense of the Honolulu Police Commission on matters that should remain confidential.

VIII. EXECUTIVE SESSION (Continued)

G. Complaints

1. HPC No. 19-011, filed on March 25, 2019, complaint alleging discourtesy-disparaging/harsh remarks
2. HPC No. 19-025, filed on April 3, 2019, complaint alleging discourtesy-intimidation, discourtesy-harsh remarks, discourtesy-profanity, and overbearing conduct
3. HPC No. 19-026, filed on April 3, 2019, complaint alleging partiality and discourtesy-insulting remarks
4. HPC No. 19-027, filed on April 4, 2019, complaint alleging discourtesy-abusive/insulting remarks
5. HPC No. 19-029, filed on April 16, 2019, complaint alleging discourtesy-harassment/intimidate

IX. RETURN TO OPEN SESSION

X. ANNOUNCEMENTS

The next meeting of the Honolulu Police Commission will be on August 7, 2019, at 2 p.m.

XI. ADJOURNMENT

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet" §92-7.5, HRS) are available for public inspection at the Honolulu Police Commission office located at 1060 Richards Street, Suite 170, Honolulu, Hawaii 96813. Please call (723-7580) to ensure availability of packet. Accommodations are available, upon request, to persons with disabilities, please call 723-7581 or send an email to policecommission@honolulu.gov at least three working days prior to the meeting.

Those wishing to present written testimony, please submit your testimony to the Honolulu Police Commission by July 16, 2019. For those wishing to present oral testimony, please register thirty (30) minutes before the scheduled meeting. Persons not registered to speak on an agenda item should raise their hands at the time public testimony is invited (Item V of the agenda) and they will be given an opportunity to speak following oral testimony by any registered speakers. Speaking time will be limited to three minutes.