



OPEN SESSION MEETING MINUTES

Board/Commission	Kauai Police Commission	Meeting Date	June 28, 2024
Location	4444 Rice Street, Moikeha Conference Room 2A/2B, Līhu‘e, Hawai‘i 96766	Start of Meeting: 9:00 a.m.	End of Meeting: 11:51 a.m.
Present	Chair Laurie Yoshida, Vice Chair Howard Leslie. Commissioners John Calma, Mary K. Hertog and Lisa Knutson. Also present: Kauai Police Department: Police Chief Todd Raybuck, Assistant Chief Mark Ozaki, Captain Roderick Green, Captain Darren Rose, Lieutenant Anthony Morita, June 2024 Employees of the Month Michelle Albarado, Police Investigative Operations, Christina Basuel, Police Investigative Operations, and Lavina Taovao, Emergency Services Dispatcher, and other members in the Kauai Police Department.		
Excused	Commissioners Monica Belz and Walton Hong		
Testifiers	Councilwoman Felcia Cowden, Johnette Chun, and Detective/SHOPO Vice Chair Brian Silva.		

SUBJECT	DISCUSSION	ACTION
Meeting Called to Order/Roll Call to ascertain quorum	Chair Yoshida called the Police Commission June 28, 2024, meeting to order at 9:00 a.m., a quorum of five Commissioners was ascertained to conduct business.	
Approval of Agenda	DCA Takamura noted that item open session item KPC 2024-1 and the executive session item ES KPC 2024-4 including the corresponding executive session minutes be cancelled from the agenda. Chair Yoshida noted that the items will be addressed on the next agenda. She called for a motion to approve the agenda as amended.	A motion was made by Commissioner Hertog to approve the agenda as amended. Commissioner Calma seconded the motion. Hearing no objections, the motion carried 5:0.
Chair’s Announcements	The next Regular Monthly Meeting will be held on Friday, July 26, 2024, at 9:00 a.m., in the Moikeha Meeting Room 2A/2B with an executive session to follow. Subject to change.	
Public Testimony	Chair Yoshida asked if there was any public testimony on any of the agenda items, adding the public will have an opportunity to testify when the item comes up. There was no testimony, Chair Yoshida moved on to the recognition of KPD’s Employees of the Month June 2024.	

SUBJECT	DISCUSSION	ACTION
KPD's Employees of the Month June 2024	<p>Chief Raybuck thanked the Commission for the opportunity to recognize their employees, adding that he would offer congratulatory words after the recognition. He stated that Lt. Anthony Morita was going to read the recognition for Police Investigative Operations Assistants Michelle Albarado and Christina Basuel, and then Acting Lt. Andrew Muraoka will read the recognition for Emergency Services Dispatcher Lavina Taovao.</p> <p>Criminal Investigation Division Lt. Anthony Morita began by acknowledging the Commissioners and thanking them for allowing him to read the recognition for Employees of the Month June 2024 for Police Investigative Operation Assistants Michelle Albarado and Christina Basuel.</p> <p>Lt. Morita stated that Ms. Albarado and Ms. Basuel have exceeded their roles by providing invaluable support to the assistant chiefs, police captains, lieutenants, detectives, and vice officers. Michelle and Christina are unsung heroes because they work hard to ensure that CID's operation investigations run smoothly. Despite being the only civilians in CID, they have demonstrated exceptional dedication and professionalism in their work and to the CID team. Their contributions are instrumental to the success of the CID's investigations by ensuring that their cases are appropriately transmitted to the Office of the Prosecuting Attorney.</p> <p>Ms. Albarado and Ms. Basuel are indispensable assets to the division, and their efforts to increase morale by making their work area welcoming speak volumes.</p>	

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	<p>After Lt. Morita read the Commendation Report for Ms. Albarado and Ms. Basuel, Chief Raybuck presented them with Kukui nut leis, a unique pin, and certificate of outstanding and exemplary service and dedication to their duties.</p> <p>The Commissioners joined in the commendation and presented Ms. Albarado and Ms. Basuel each with an orchid lei and took turns congratulating them for their unwavering dedication to their jobs and for going over and beyond their normal duties. Non-sworn employees are the foundation of the Department and often they are not recognized.</p> <p>Chief Raybuck thanked Ms. Albarado and Ms. Basuel for everything. He mentioned that the write-up didn't say all the other stuff they do outside the office to support the Department. Anyone coming to the Chief's office will see all the fantastic decorations that change the theme for each holiday. He pointed out that they use their resources to create a welcoming and inviting environment, which shows how much they care about the Department.</p> <p>Chair Yoshida called on Chief Raybuck to address the third employee of the month, Emergency Services Dispatcher Lavina Taovao.</p> <p>Reading the Commendation Report for Ms. Taovao was Acting Lt. Andrew Muraoka.</p>	

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	<p>Acting Lt. Anthony Morita introduced himself to the Commissioners. He stated that the Department wanted to extend their heartfelt commendation to Emergency Services Dispatcher Lavina Taovao for her exemplary performance on April 15, 2024.</p> <p>At 1744 Hrs., ESD Taovao received a 911 call from a five-year-old from Lihue. Despite the challenges of communicating with a young child, the child relayed to Ms. Taovao that her mother was not responding and was making unusual noises. The child also mentioned that her mother's friend was also not responding. At the time of that call, officers in Lihue were tied-up servicing other emergency calls. Based on the information Ms. Taovao was able to gather, along with her training and years of experience as a 911 dispatcher, Ms. Taovao thought outside of the box and immediately medica to conduct a welfare check on the five-year old child. Upon arrival, the medics found two unresponsive subjects who appeared to be suffering from an apparent drug overdose. Because of her training, experience, and instincts, she recognized the gravity of the situation. Instead of dismissing the call as a child's prank, she approached the problem with seriousness. She calmly asked the child the right questions to assess the situation accurately, which was pivotal to ensuring the safety and well-being of the child, the child's mother and the mother's friend. Acting Lt. Muraoka added that Ms. Taovao's dedication to her role goes beyond protocol, it embodies the spirit of service, compassion and commitment to the community she serves.</p>	

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	<p>The Commissioners expressed their appreciation by presenting Ms. Taovao with a lei and words of gratitude for saving the lives of two individuals and for her remarkable ability to communicate with a five-year-old to obtain critical information and take immediate action. They acknowledged that KPD's dispatchers, who are often exposed to the inherent stresses of police work such as long hours and changing shifts, are unsung heroes. They were amazed by the stories of what dispatchers can accomplish in a day and recognize the shortage of dispatchers in KPD support whatever it takes to fill the vacant positions.</p> <p>Chief Raybuck stated that he doesn't know the fear of a child and what it must be like to see the mom and mom's friend unresponsive but had the smarts to call 911. Ms. Taovao went above and beyond by being able to illicit enough information from the five-year old child who was able to give her information to discern that immediate action was necessary. Her tenure and experience as a mom played a deep role in recognizing the importance of that child's phone call. He also recognized and credited all of KPD's non-sworn personnel who are the unsung heroes in the Kauai Police Department, adding that they are the ones who allow the sworn personnel to be able to do their job.</p> <p>Chief Raybuck also took the time to recognize all the families and friends who came out to support the Employees of the Month for June 2024.</p>	

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	<p>At this point, Chair Yoshida called for public testimony.</p> <p>Councilwoman/Committee Chair for Public Safety Felicia Cowden testified that she also wanted to honor the women for their excellent work, knowing how vital staff is for making everything function properly and effectively and for saving the lives of those two women. She shouted out to the five-year-old, adding that the child's mother was lucky to have her child know that the situation was dire and to call 911. She also thanked all the family members who supported the Employees of the Month and the AMR employees who went out to the scene.</p> <p>Office of the Prosecuting Attorney Johnette Chun testified that she also wanted to thank the ladies for doing such an excellent job. As a former KPD employee, she knows all the ladies well and has worked with them for many years. She thanked everyone for recognizing all non-sworn KPD employees because they worked so hard.</p> <p>Detective/SHOPO Vice President Brian Silva testified that he works closely with Michelle and Tina and wanted to thank them for doing so, not just for the logistics part but for ensuring the primary operations run smoothly. He said that Michelle and Tina work wherever the job takes them, whether outside the district or not. They work after hours and early hours to ensure that CID team members are fed and mentally rested.</p>	

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	<p>There being no further testimony, Chair Yoshida moved to the approval of the minutes.</p>	
<p>Approval of Minutes</p>	<p>Chair Yoshida asked the Commissioners if they had any corrections to make to the Open Session Minutes of May 24, 2024, Meeting.</p> <p>*There was no public testimony for this item.</p>	<p>A motion was made by Commissioner Hertog to approve the May 24, 2024, open session minutes as circulated. Commissioner Knutson seconded the motion. Hearing no objections, the minutes were approved.</p>
<p>Recess</p>	<p>Chair Yoshida gave members in the audience the opportunity to leave or if not, they can stay. DCA Takamura stepped out, at 9:33 a.m., Chair Yoshida called for a recess. At 9:37 a.m., Chair Yoshida called the meeting back to order.</p>	
<p>Chief's Monthly Reports</p>	<ul style="list-style-type: none"> ♦ Support Services Bureau – Updates on the budget, staffing, overtime, recruitment, registered firearms, license-to-carry permit applications, bench warrants, legal services, community engagements (school resource officers), and pieces of training. <p>Assistant Chief Mark Ozaki reported that KPD's budget is on track. He explained that the 115% in overtime reflected in the report was because they had to move monies from the unexpended salaries. Another example is the investigative services bureau at 105% that was also the result of monies being moved into the ISB account and expended.</p> <p>AC Ozaki stated that he was proud of the budget because it's almost to the exact amount that was budgeted.</p>	

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	<p><u>Questions from the Commissioners</u></p> <p>Vice Chair Leslie asked if the budget for FY 2025 has already been approved. AC Ozaki responded that the budget was just approved.</p> <p>Vice Chair Leslie asked if the FY 2025 budget was presented to the Commission for review.</p> <p>Chief Raybuck responded that in years past, the practice before the current administration was to present the proposed budget to the Police Commission for public discussion. However, the current administration requested that those conversations occur after the budget is approved because there are many moving parts to the budget. He noted that the Police Commission could request for an update or status at any time, or he could present the proposed budget to the chair and vice chair on where KPD is on its budget. He added that KPD prepares its budget throughout the year by utilizing multiple meetings within the organization, including with KPD's fiscal officer. Once the proposed budget is ready, he and his executive staff will present it to the mayor, adding that for the new fiscal year, KPD got most of its requests approved by the mayor. The mayor's budget team has the task of balancing all the requests across all departments as well as the constraints of the budget. For example, there may be items that KPD deems as a high priority, but the mayor's budget team must take all the other departments' asks into consideration, so in essence, KPD may not get everything it asks for, but that's how things work in government.</p>	

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	<p>Chief Raybuck stated that once the mayor’s administration completes its review, the budget is transmitted to the county council for review and deliberation. The county council could decide to make cuts to the budgets or add to the budgets. He shared that in this current budget review, the council increased the budget for one department.</p> <p>Chief Raybuck stated that he’d be happy to put the item on a future agenda (with the Chair’s permission) and then give the Commission an overview of KPD’s budget. As for the FY 2025 goals that he had distributed earlier in the week and which he believes the Commission will receive a copy of soon, he’s foretelling that some of the projects listed in the budget are saved as a dollar amount.</p> <p>Vice Chair Leslie asked Chief Raybuck about the administration, whether it was the mayor’s administration, his administration, or the Police Commission. Chief Raybuck responded that he was referring to the mayor’s administration.</p> <p>Vice Chair Leslie asked if the mayor’s administration requested that the Police Commission not look at the budget before it goes to him and the Commission. To clarify, Chief Raybuck responded that the current administration asked to refrain from having public input on the proposed budget.</p>	

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	<p>Vice Chair Leslie asked if he should refer his questions to the council. He added that one of the Police Commission's duties is to review KPD's budget and make suggestions to the mayor. He asked if the Commission was violating the charter or if it was okay with how it was being done.</p> <p>DCA Takamura stated that he would prefer the question be placed on a future agenda because it is exceeding the scope of what is noticed on the agenda.</p> <p>Commissioner Hertog asked AC Ozaki about the asset forfeiture fund. The report reflects the amount of \$100,008.00, but none of the monies were spent. Can he tell her why? AC Ozaki responded that it's monies that have been sitting in the account for a while. Usually, they would use the money for emergency training or to purchase emergency equipment. She asked if the asset forfeiture fund has an expiration date or is carried over to the next budget. AC Ozaki replied that the asset forfeiture funds get carried over to the next FY budget.</p> <p>Chief Raybuck added that every year \$100,000 is set aside to cover unexpected budget that wasn't in the budget.</p>	

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	<p><u>Personnel Status</u></p> <p>AC Ozaki reported that, unlike previous recruitment efforts, this is the first time KPD will not have a recruiting class every six months because, on July 1, 2024, there weren't enough recruits to have one. He added that after background checks and qualifications, KPD finally has two qualified applicants, which is not enough for a recruitment training class.</p> <p>Vice Chair Leslie inquired whether the money saved from not having an academy class could be used to send individuals to another academy.</p> <p>Officer Ozaki explained that Kauai does not have an academy facility like the mainland. Although HPD has an academy, their training does not offer the same certifications. On a positive note, KPD is close to hiring a criminalist trainee early in the next fiscal year, and one dispatcher is scheduled for an interview. An administrative assistant has successfully completed the background check and is awaiting paperwork for the Chief's signature. An accountant trainee has passed their background check and is in the process of being hired. Additionally, one PSW has passed the polygraph and psychological phase, received a conditional job offer, and accepted the position.</p>	

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	<p>Vice Chair Leslie asked if there were more discussions on signing bonuses and what about referrals by KPD personnel where people get hired upon completing the academy. Do they get a sign-up bonus as well?</p> <p>Chief Raybuck responded that there had been ongoing discussions about providing additional bonuses for different employees within the department. However, no decisions have been made because they entail more conversations with the mayor, HR, and fiscal matters, which are ongoing. Vice Chair Leslie asked where the process was. Chief Raybuck responded that he would prefer not to have the conversation because it's not on the agenda, and he is very cautious about talking about things that may not come to fruition.</p> <p><u>Community Programs</u></p> <p>AC Ozaki reported that KPAL Programs have garnered over 1000 participants island wide. Chair Yoshida mentioned that certain programs did not have KPD personnel assigned to them. Could this be due to KPD having a contract with a specialized individual? AC Ozaki clarified that while the Jiu Jitsu program benefits from a volunteer Jiu Jitsu expert, all KPAL community programs have KPD personnel present.</p> <p>Community Engagement, although the report shows SRO present at all the events, they will be assigning other units to help staff the events.</p>	

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	<p>Vice Chair Leslie commented that he was pleased to see participation from the upper ranks, which is what he asked for at the last meeting. He would like to take the opportunity to thank them for giving the Commissioners a road map of issues and an explanation of how they're going to solve those issues.</p> <p>With no further comments or questions, Chief Raybuck called on Captain Green to address the Field Operations Division Report.</p> <ul style="list-style-type: none"> ♦ Field Operations Division – Death Reports, Assault 2nd, felony abuse, missing person, unattended death, cruelty to animals, terrorist threatening, escape/traffic collision, robbery, community activities and involvement, pieces of training, traffic grant enforcement, patrol services traffic enforcement summary, arrest summary, and calls for services and incident summary. <p>Captain Roderick Green noted that the revised report is different from the previous reports because now there are fewer incidents listed in it. However, he does have a list of the major incidents, but he'll only address the ones he feels are notable.</p> <p>With no questions from the Commissioners, Captain continued.</p>	

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	<p>Major Traffic Collision – The incident involved a TSA worker who was heading home from work and was ejected from his vehicle and sustained serious head injuries. The driver was known to KPD and on a recent check, he is recovering and doing okay.</p> <p>Burglary 1st – The incident involved a burglary in the Koloa district. However, it was initially dispatched as a verbal argument and was later determined to be a burglary. A male suspect broke into the victim’s home and started to argue with the homeowner in front of his four children. Despite being told numerous times to leave the house, the male suspect attempted to fight the victim, but before the police could arrive, the suspect left the area. The next day, he was apprehended after a BOLO was issued. The suspect was a convicted felon known to be armed and dangerous and had a previous assault on an officer.</p> <p>Captain Green noted that 17 burglaries occurred in May, three in the Koloa district and six in the Lihue district. 5 in Kawaihau district and 3 in Hanalei. KPD will continue to monitor those area to see if there are any upward trends.</p> <p><u>Traffic Enforcement Summary</u> There was a significant increase in mobile violations in the Koloa district, with 27 total in May compared to 2 in April. As mentioned at the last Police Commission meeting, fluctuations in specific citations are expected for various reasons due to different patrol types of traffic enforcement</p>	

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	<p>projects in a particular month.</p> <p>An increase in parking citations is expected in the Hanalei area in the summer because of tourism and the vacancy in the parking enforcement division position. According to the Hanalei District Commander, Hanalei is where the community holds its canoe regattas, which are held every Saturday, so they need to take that into consideration.</p> <p>Captain Green and Lieutenant Stacy Perreira attended a five-year homeless strategic planning meeting. Some attendees were Cindy Crane of ORG Crane Consulting, the County of Kauai Homeless Coordinator, and members of the Kauai Fire Department. One of the topics discussed was the Supreme Court ruling that the US Constitution does not protect homeless people against cruel and unusual punishment. KPD will be working strategically with the Office of the Prosecuting Attorney because it recognizes that being homeless is not a crime, and there needs to be empathy. Another issue is dealing with the homeless encampments.</p> <p><u>Training</u></p> <p>There was a total of 7 training courses in the month of May. Captain Green highlighted the 10 ten officers who were certified as Field Training Officers.</p> <p>National Police Week – On May 15, 2024, a ceremony was held at the Lihue Headquarters to commemorate National Police Week. Members of</p>	

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	<p>the Command Staff helped prepare lunch for members of the Department.</p> <p>Vice Chair Leslie once again expressed his appreciation for KPD staff for looking at the information, analyzing it to determine what to do with it in the future. On a side note, Vice Chair Leslie stated that in the last month, more than one person approached him to compliment Captain Green for sharing information on what KPD is doing. Also, he attended a retirement breakfast, and Captain Green said many nice things.</p> <p>With no questions or comments from the Commissioners, Chief Raybuck called on Captain Darren Rose to address the Criminal Investigation Division Monthly Report.</p> <ul style="list-style-type: none"> ♦ Criminal Investigation Division - Major incidents/notable highlights, assault in the 2nd degree, other assault cases, unattended deaths, death within 24 hours, escape in the 2nd degree, missing person, robbery, runaway juvenile, sexual assault, terroristic threatening, year to date death statistics, natural deaths involving autopsy results, accidental deaths, undetermined pending toxicology results, drug overdoses, suicide, murder, projects/enforcement, special focus section- criminal property damage, UEMV, UCPV, burglary, theft, enforcement projects, community activities involvement, vice section – seizures, asset forfeiture, notable highlights. 	

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	<p>Captain Rose highlighted a notable incident that involved a 23-year-old male resident who allegedly had child sexual images. KPD Detectives executed a search warrant at the subject's residence in Wailua. The male subject was arrested and later released pending investigation of various items of evidence recovered from the residence. The investigation remains ongoing. Captain Rose stated that he wanted to focus on this incident because of the nature of the crime. Evidence gathered at a residence involving computer warrants must be in place because an analysis must be done on the evidence. He also wanted to point out how CID gets cases like that referred to CID. KPD is a partner of the Hawaii Internet Crimes Against Children Taskforce under the Hawaii Attorney General's Office. The Center for Missing and Exploited Children has a program that constantly searches the internet for child sexual images and downloads of those images. The program identifies downloaded images with an IP address, and they can see the state and jurisdiction under which they fall. In the case, he mentioned that the AG's Office had identified that the IP address fell under Kauai. Once the investigation concludes, CID will refer the case to OPA for handling.</p> <p>Commissioner Hertog stated that, to her understanding, KPD has a forensic computer analysis in-house, so it doesn't have to send the evidence to Oahu to do an analysis. Captain Rose replied that if the forensic computer analysis cannot be done on Kauai, they will send the evidence to Oahu.</p>	

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	<p><u>May 2024 Death Statistics</u></p> <p>6 residents no foul play suspected: natural death. A resident cause of death was due to a drug (cocaine) overdose.</p> <p>There being no comments or questions, Chair Yoshida called on Chief Raybuck to address the Chief's office reports.</p> <ul style="list-style-type: none"> ♦ Chief's Office: <ul style="list-style-type: none"> ○ After Action Feedback regarding the Maui Fire Final Report <p>Maui Police Department issued an after-action Maui Fire Final Report. The Report was disseminated to other agencies including the Kauai Police Department. He along with his Executive Leadership Team reviewed the Report and looked at the recommendations made in the Report including other staff command officers. 32 recommendations were made in which half a dozen or so were not specific to the Kauai Police Department. One of the recommendations made by MPD was on training and or equipment to be issued to police officers in the event these type of situations occur again. One example was to issue earpieces to officers.</p> <ul style="list-style-type: none"> • All KPD officers are issued a lapel microphone with an attached earpiece. Some KPD officers opt to purchase their own earpieces. • Creating a procedure for call signs although it may not be codified in a policy is something KPD will be doing. 	

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	<ul style="list-style-type: none"> • Update the BWC Policy to require activation upon dispatch. KPD has been reviewing its policy and modifications will be made to bring KPD up to date in terms of new technology and its capabilities. Address areas of concern. Conversations are ongoing. • Hire a social media manager. KPD has a PIO who has been doing an incredible job. KPD interviewed got a second PIO. One PIO will take care of internal and the other will take care of external . • ICS Training - KPD needs to revisit the training. Preliminary talks have started. Go Bags for PPE as well as equipment for every supervisor police vehicle with a breaching kit. The RND section has been looking into it to determine what options are available and how training would impact KPD’s budget. <p>Vice Chair Leslie inquired whether the ICS training is conducted at the police academy. Chief Raybuck replied negatively, stating that it is considered auxiliary training and is not included in sergeant or lieutenant school.</p> <p>Vice Chair Leslie asked, should a tactical situation occur, how the officers would handle it if they didn’t call ICS. Chief Raybuck clarified that they follow ICS; he’s just talking about widespread training. KPD has employees trained in ICS, and they implement the ISC system, but as far as having every employee trained at the 100 – 200 level. Supervisors and KPD’s lieutenants at the 300- 400 level are not areas that KPD has</p>	

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	<p>achieved, but they are certainly something they will revisit to try to achieve.</p> <p>VC Leslie asked if the Department has PPEs and CPR kits. Chief Raybuck replied that they have AEDs (Automatic External Defibrillators) out in the field for heart attack victims.</p> <p>AC Ozaki added that the mood now regarding AED and CPR (cardiopulmonary resuscitation) training is that they don't do breaths anymore; it's about stopping the bleeding and doing chest compressions, and both the Fire Department and EMS (Emergency Medical Services) teach those classes. He noted that the AED kits include adult pads, a set of child pads, gloves, alcohol swabs, and a CPR pocket mask.</p> <ul style="list-style-type: none">○ Plan to fill the deputy chief position. <p>Chief Raybuck reported that he is continuing to converse with his Executive Chiefs about the position. They discuss options and timelines to fill the deputy chief position. He hasn't planned on when or with who, but it is undoubtedly something they continue to have in their conversations.</p>	

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	<p>VC Leslie asked Chief Raybuck if he was advertising for the job, to which Chief Raybuck responded no. VC Leslie asked why, to which Chief Raybuck answered that he didn't want to hire someone from the outside.</p> <p>Commissioner Hertog clarified that the deputy chief's position is an appointed position by the chief of police.</p> <p>VC Leslie asked how the position can be filled if it's not advertised because there may be people who want to apply but will not do so unless you advertise.</p> <p>Commissioner Hertog responded that Chief Raybuck said earlier that is looking internally.</p> <p>VC Leslie stated that if you can't find someone internally, wouldn't the next option be to look outside.</p> <p>Chief Raybuck stated that his mind set is to hire from within. Coming from the outside and having previously hired a deputy chief from the outside, there are pros and cons of bringing someone in from the outside; however, at this point, he believes that the best course for the Department moving forward is to have a deputy chief from the inside.</p>	

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	<p>Therefore, the assistant chiefs and he are having continuous conversations about how to fill the deputy chief position – he’s sure that he has personnel within his organization that will be interested, if he puts out an application or recruitment. It is not his intent to fill the position with someone who wants to be a deputy chief, it’s his intent to fill the position with someone his leadership team believes is the right person to be the deputy chief, so together they are continuing to have those conversations and when the time is right, and the person is identified that is when he is going to decide.</p> <p>Commissioner Hertog stated that the Commission could put an item on a future agenda but not about filling the deputy chief position. She asked to see a written succession plan for who is mentoring for various positions because many folks have retired or are leaving.</p> <p>VC Leslie stated that his only concern is if the two assistant chiefs don't want the job, promoting someone who ranks below the assistant chief and putting the person in charge of the associate assistant chief seems problematic. He stated that he applauds Chief Raybuck's desire to promote from within, but he doesn't know if that will also be problematic. Bringing someone from outside the state may be problematic if there are probably well-qualified people. There are probably a lot of resources that he can use to find those people. The men sitting in the back of the room are a good resource because they have connections to many law enforcement officers in the state who are retiring, and law enforcement</p>	

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	<p>knows law enforcement. But that's just his opinion.</p> <p>Chief Raybuck stated that he doesn't want to give him or anyone the impression that his assistant chiefs don't like the job; they continue to have those conversations; the fact of the matter is that historically, in Hawaii statewide, each department often finds themselves promoting themselves-promotion of someone from a lesser rank of the assistant chief level into the deputy chief level for a variety of reasons he will not cover today. The reality is that he is having conversations with his two assistant chiefs, and based on those conversations, they are considering the options and are continuing to review them.</p> <p>Chief Raybuck, regarding VC Leslie's comment about hiring a former retired police officer, the issue is that the State's ERS system is unlike California's. If the person is collecting retirement pay, it will become problematic for the person to take a full-time job without taking some dramatic worker routes.</p> <p>VC Leslie said that he's aware of the issue; all he's saying is that law enforcement hangs out with law enforcement. It doesn't have to be someone in the same retirement system. He'll bet to say there are hundreds of retired officers who know somebody; it's a great resource in the back.</p>	

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	<p>With no further comments or questions from the Commissioners, Chief Raybuck called on AC Ozaki to address the Crisis Intervention Training</p> <ul style="list-style-type: none">○ Crisis Intervention Training (CIT) <p>AC Ozaki thanked the Commission for putting the (CIT) Crisis Intervention Training on the agenda. He stated that the program is community partnership of law enforcement, mental health and addiction, individuals live with mental illness and/or addiction disorders, their families and other advocates.</p> <p>AC Ozaki stated that KPD hosted a training, and it drew participation from state, county and community leaders, including the Department of Land and Natural Resources, the Sheriff’s Division, and representatives from the Kauai Community College.</p> <p>In 2017, nine KPD officers completed the five-day training and became certified Crisis Intervention Team (CIT) members. In 2018, nine KPD police officers and two dispatchers, Lavina Taovao and the other was from Maui.</p> <p>Our CIT-certified team is diverse and comprehensive in its approach to handling crises. In 2013, 16 KPD officers were certified, and in 2024, we expanded further. The team now includes 5 police officers, 3 DLNR officers, 3 sheriffs, a homeless outreach coordinator, and 2 members from Maui.</p>	

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	<p>AC Ozaki stated that it takes money to do the training. Fortunately, KPD received a grant in partnership with the Department of Health for the last two training courses. Before, it would cost anywhere from nine to ten thousand dollars for KPD to secure two instructors from off-island to conduct the week-long training. Unfortunately, that doesn't cover the cost of the hotel anymore. Then, in 2020, COVID-19 hit, and the training course had to be canceled.</p> <p>AC Ozaki stated that KPD is looking at doing in-service training, so instead of the crisis intervention team training, it would be called crisis intervention training. He mentioned that a well-known instructor, Dr. Dara Rampersad, a first responder and forensic psychologist with 27 years of experience, taught the week-long class.</p> <p>VC Leslie expressed his appreciation for AC Ozaki and KPD for hosting such a great training course, asking what type of further training is available once an individual becomes a certified member of the CIT.</p> <p>AC Ozaki responded that once an individual becomes a certified team member, there is a one-day, 8-hour advanced training course. The course is usually done face-to-face, but the funding for face-to-face interaction expires in July. KPD will host an advanced CIT training on the last Friday in July. All certified members from 2017 to current can attend training. KPD is also looking at incorporating a 16-hour training course, and they encourage all certified members to attend. Virtual training is an option. This is something KPD wants to do annually.</p>	

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	<p>VC Leslie asked if they have a trainer for the trainer program. AC Ozaki responded no, but they have peer support program.</p> <p>VC Leslie thanked AC Ozaki for his great vision.</p> <p>Commissioner Hertog asked if KPD would be open to inviting people who work with homeless veterans, the ones who work at the Vet Center and the clinic, who sometimes need help handling veterans. AC Ozaki replied absolutely.</p> <p>With no further questions or comments, Chair Yoshida said that she would like to call for public testimony. There was no testimony on the item.</p>	
<p>Business KPC 2024-1</p>	<p><u>Discussion and decision-making on the Permitted Interaction Group recommendations on the proposed draft of Rule 11 of the Kauai Police Commission Rules and Administrative Practice.</u></p>	<p>Cancelled.</p>
<p>KPC 2024-10</p>	<p><u>Discussion and decision-making on an invitation from HSLEOA President, Kaua'i Police Chief Todd Rayback to attend the 68th Annual Hawai'i State Law Enforcement Officials Association Conference hosted by the Kaua'i Police Department. This year's conference will be at the Grand Hyatt Kaua'i Resort & Spa in Po'ipū from September 4-6, 2024. Early bird registration ends on July 5, 2024.</u></p> <p>Chair Yoshida stated that because the conference will be held in Kauai, all seven Commissioners are invited to attend the three-day conference.</p>	

SUBJECT	DISCUSSION	ACTION
	<p>Administrator Ching advised the Commissioners to let her know, at the end of the meeting, if they can attend the conference or not. She then asked the Chair to entertain a motion to authorize attendance for all seven Commissioners.</p> <p>Chief Raybuck gave an overview of the conference. This year’s conference theme is “We rise by uplifting others”. He thanked KPD’s PIO Mystiana Victorino, Captain Makana Rivera and his Secretary Gayle Kuboyama for doing the heavy lifting, and the many others who he will be recognizing later.</p> <p>Chair Yoshida called for a motion to authorize the Commissioners to attend the conference.</p> <p>Chair Yoshida called for public testimony, there were none.</p>	<p><u>Motion</u> Commissioner Knutson moved. Commissioner Hertog seconded the motion. Hearing no objection, the motion carried 5:0.</p>
<p>Executive Session Closed to the Public</p>	<p>Under 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 of the Commission’s powers, duties, privileges, immunities, and liabilities as they may relate to these items:</p>	<p>Chair Yoshida called for public testimony on any of the executive session items, but none was offered.</p> <p>Deputy County Attorney (DCA) Takamura cited the Hawaii Revised Statutes to take the meeting to Executive Session.</p>
<p>ES KPC 2024-1</p>	<p>Regular Monthly updates by Police Chief Todd Raybuck or his designated Representative related to the Office of Professional Standards Monthly Report on the status and/or disposition of formal notarized citizen complaints that were filed with the Kauai Police Department and filed with the Kauai Police Commission and referred to the Office of the Chief for disposition and/or report back to the Police Commission.</p>	

SUBJECT	DISCUSSION	ACTION
	<p>a) Discussion and decision-making on Formal Notarized Citizen Complaint KPC 2023-010, alleging that two Officers in the Kauai Police Department neglected their duties by ignoring a crime, not enforcing the law, and discrimination. Referred to the Office of the Chief to investigate and to report the findings to the Commission for disposition. (Deferred on April 26, 2024, to the Commission’s June meeting)</p> <p>c) Discussion and decision-making on Formal Notarized Citizen Complaint KPC 2024-001, filed on January 3, 2024. The complaint alleges conduct unbecoming of two on-duty officers in the Kauai Police Department for failing to serve and protect minors, attempting to coerce one of the minors, failing to follow proper protocols, and exhibiting unprofessionalism. Referred to the Office of the Chief to investigate and report the findings to the Commission for disposition. (Deferred on May 24, 2024, to the Commission’s June meeting)</p>	
ES KPC 2024-16	Discussion and decision-making on a new formal notarized citizen complaint KPC 2024-007 alleging that two officers in the Kaua’i Police Department were discourteous, provoking, hostile, and showed no regard for the complainant’s state and safety.	
ES KPC 2024-17	Discussion and decision-making on a new formal notarized citizen complaint KPC 2024-008 alleging that two officers in the Kaua’i Police Department were discourteous, provoking, hostile, and showed no regard for the complainant’s state and safety.	

SUBJECT	DISCUSSION	ACTION
ES KPC 2024-3	Regular Monthly update by Police Chief Todd Raybuck 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 2024-18	Update on the investigation for formal notarized complaint KPC 2024-004 alleging that on March 4, 2024, Police Chief Todd Raybuck acted inappropriately by mishandling his firearm.	
ES KPC 2024-4	Under 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 the Kauai County Police Commission Administrative Rules of Practice and Procedure proposed draft on Rule 11.	
ES KPC 2024-19	Under 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 26, 2024, meeting. Where consideration of matters affecting privacy will be involved and consult with its Attorney on issues related to the Commission's powers, duties, privileges, immunities, and liabilities as they relate to this item.	Chair Yoshida called for public testimony after DCA Takamura read the statutes, but none was offered. Chair Yoshida called for a motion to enter the executive session. A motion was made by Commissioner Hertog to enter the executive session. Commissioner Knutson seconded the motion. Hearing no objections, at 10:45 a.m., the Commissioners entered the executive session.
Return to Open Session	At 11:45 a.m., the Commissioners reconvened in open session.	
Ratification of	Chair Yoshida called on DCA Takamura to read the Executive Session	

SUBJECT	DISCUSSION	ACTION
<p>Actions taken in Executive Session</p>	<p>Report pursuant to HRS 92-4 (b).</p> <p>ES KPC 2024-1: (a) The Commission received an update from KPD that the discussions that happened under this item were pursuant to HRS 92-4, 92-5 (a) (2) and (4). Disclosure would have the purpose of defeating the purpose of the executive session. The Commission voted to exonerate the officers named in the complaint.</p> <p>(c) There was no discussion. The Commission voted to defer the item to its July meeting.</p> <p>ES KPC 2024-16: The Commission voted to receive complaint KPC 2024-007. The Commission reviewed body worn camera footage of the incident. The discussion is not subject to disclosure pursuant to HRS 92-5 (2) (a) and (4), and HRS 92-4 as disclosure would defeat the purpose of the executive session held under 92-5 (a) (2) and (a) (4). The Commission also voted to refer the complaint to the Kauai Police Department.</p> <p>ES KPC 2024-17: The Commission voted to receive complaint KPC 2024-008. The Commission reviewed body worn camera footage of the incident. The discussion is not subject to disclosure pursuant to HRS 92-5 (2) (a) and (4), and HRS 92-4 as disclosure would defeat the purpose of the executive session held under 92-5 (a) (2) and (a) (4). The Commission also voted to refer the complaint to the Kauai Police Department.</p>	

SUBJECT	DISCUSSION	ACTION
	<p>ES KPC 2024-3: No discussion and no final action.</p> <p>ES KPC 2024:18: No discussion, the Commission voted defer the item to the July meeting.</p> <p>ES KPC 2024-4: Cancelled.</p> <p>ES KPC 2024-19: No discussion, the Commission voted to defer the item to the July meeting.</p> <p>Vice Chair Leslie inquired about Chief Raybuck’s FY 2023-2024 evaluation (since it’s already July next month) and what is the Commission doing about it.</p> <p>Chair Yoshida stated that the item is not on the agenda so there shouldn’t be any discussion on the matter besides, the Commission has a process.</p> <p>DCA Takamura stated that the discussion can be whether to put it on a future agenda or not.</p>	<p>Chair Yoshida called for a motion to ratify the actions taken in the executive session. .</p> <p>A motion was made by Commissioner Hertog to ratify the actions taken in the executive session. Commissioner Calma seconded the motion. Hearing no objections, the motion carried 5:0.</p>

SUBJECT	DISCUSSION	ACTION
	<p>Administrator Ching stated that the Chief’s evaluation will be added to the July agenda. On a side note, Ms. Ching thanked DCA Takamura for flying to Kauai from the Big Island at his own expense to assist the Commission at its meetings. She shared that an arrangement was made to have a phone put in the meeting room so DCA Takamura could listen to the discussions, but as everyone knows, his presence at the Commission’s meetings is essential, as well as the functioning of the meetings.</p> <p>DCA Takamura stated that they don’t view it as technically required by his boss to appear in person; he said that he could appear by telephone, that it’s also helpful. Chair Yoshida commented that her guess is that the job is based on Kauai, and he choose to live on the Big Island.</p> <p>Commissioner Hertog jokily commented that is what asset forfeiture is for.</p>	
Adjournment	<p>With no further business, Chair Yoshida called for a motion to adjourn the meeting.</p>	<p>A motion was made by Commissioner Calma to adjourn the meeting. Commissioner Hertog seconded the motion. Hearing no objections, at 11:51 a.m., the meeting was adjourned.</p>

Submitted by: _____
 Mercedes Omo, Staff Support Clerk

Reviewed and Approved by: _____
 Laurie Yoshida, Chair

(X) Approved as circulated on July 26, 2024.

() Approved as amended. See minutes of _____ meeting.