HONOLULU POLICE COMMISSION  
City and County of Honolulu  
State of Hawaii  
Minutes of the Regular Meeting  
January 22, 2020

CALL TO ORDER  
Chair Alivado called the meeting to order at 2:00 p.m. on Wednesday, January 22, 2020, in Conference Room A at the Honolulu Police Department Alapai Headquarters

PRESENT  
Shannon L. Alivado, Chair  
Jerry Gibson, Vice-Chair  
Carrie K. S. Okinaga, Member  
Richard M. Parry, Member  
Loretta A. Sheehan, Member

James K. S. Yuen, Executive Officer  
Denise W. Wong, Deputy Corporation Counsel  
Erin Marie Yamashita, Secretary

EXCUSED  
Karen Chang, Member  
Steven H. Levinson, Member

ALSO PRESENT  
Susan Ballard, Chief of Police  
John D. McCarthy, Deputy Chief of Police  
Lynne Uyema, Legal Advisor

ASCERTAINMENT OF QUORUM  
Counsel Wong ascertained that a quorum was present

A moment of silence for Officers Enriquez and Kalama was observed by those in attendance. Chair Alivado and Vice-Chair Gibson then read short bios of each officer and their service to the Honolulu Police Department.

CHIEF OF POLICE REPORT  
Chief Ballard thanked Chair Alivado and Commissioner Parry for attending the recent recruit class graduation. She also thanked Chair Alivado for her attendance at the press conference on Sunday as well as the entire Commission and staff for their support of HPD. In honor of Officers Enriquez and Kalama the Alapai Headquarters will be lit in blue.

The 195th Recruit Class consisting of 55 recruits, 49 men and six women, started on January 21, 2020. Chief Ballard and the Deputies will be welcoming the families of the recruits during tonight’s family night.

Two sets of remains were found at one of the Hibiscus Road location, identification of the remains are pending.
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CHIEF’S REPORT (Continued)
Chief Ballard had the opportunity to meet with Officer Enriquez’s daughters today who also had an opportunity to meet with the officers who were at the scene. Chief Ballard expressed her appreciation to the Mayor, Governor, Honolulu Fire Department, Department of Emergency Services, FBI, HPD’s civilian employees, the Queen’s Hospital, and the community for their outpouring of support for the HPD. Additionally, the Hawaii Bankers Association has announced donations for the families will be accepted at participating banks.

APPROVAL OF MINUTES
Commissioner Parry made a motion to approve the minutes of the December 18, 2019, meeting. Vice-Chair Gibson seconded the motion.

Discussion: None.

Vote: By a unanimous vote, the motion carried.

PUBLIC TESTIMONY
Chair Alivado acknowledged the written testimony of Mr. Robert Lee Perry, Jr., which he hand delivered to the Honolulu Police Commission office as he was unable to attend the meeting.

NEW BUSINESS
Report on Actions Taken at the Executive Session of December 4, 2019
Vice-Chair Gibson reported that during the executive session of December 4, 2019, commissioners took action on three complaints involving three complainants and five officers.

HPC No. 19-044 involved one complainant and three officers. The complaints of overbearing conduct and excessive use of force were not sustained.

HPC No. 19-050 involved one complainant and one officer. The complaint of excessive use of force was sustained.

HPC No. 19-065 involved one complainant and one officer. The complaint of discourtesy-name/badge number was sustained.

Commissioners also accepted the executive officer’s recommendation and closed HPC No. 19-068 without further investigation pursuant to Commission Rule 9 (b) as the complaint is speculative or purely hypothetical and does not involve existing facts.

Vice-Chair Gibson then made a motion to accept the report. Commissioner Okinaga seconded the motion.

Discussion: None.

Vote: By a unanimous vote, the motion carried.
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Consideration of the Request for Legal Counsel
Officer Fumizaku Muraoka, USDC Civil No. 1:19CV-00603 JMS-WRP
Commissioner Sheehan reviewed the request for legal counsel submitted by Officer Fumizaku Muraoka, USDC Civil No. 1:19CV-00603 JMS-WRP. After a review of the complaint and the memorandum from COR, which recommends the granting of legal counsel, Commissioner Sheehan stated Officer Muraoka is being sued for acts done in the performance of duty as a police officer and legal representation should be provided. She then made a motion to grant legal representation to Officer Muraoka. Commissioner Parry seconded the motion.

Discussion: None.

Vote: By a unanimous vote, the motion carried.

Executive Officer’s Report
Executive Officer Yuen reported as of January 21, 2020, four complaints have been registered with the Honolulu Police Commission. There are 33 pending complaints, of which 30 are carried over from 2019, there have been three referrals to the Professional Standards office, and one complaint was withdrawn.

EXECUTIVE SESSION
At 2:14 p.m., Commissioner Sheehan made a motion to enter into executive session to review agenda items 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.

Commissioner Okinaga seconded the motion.

Discussion: None.

Vote: By a unanimous vote, the motion carried.

RETURN TO OPEN SESSION
The Commission returned to the open session at 5:00 p.m.

ANNOUNCEMENTS
Chair Alivado announced the next meeting of the Honolulu Police Commission will be on February 5, 2020.
ADJOURNMENT
At 5:01 p.m. Commissioner Sheehan made a motion to adjourn the meeting. Commissioner Parry seconded the motion.

Discussion: None.

Vote: By a unanimous vote, the motion carried.
Blire Lammission

My name is Robert Lee Perry Jr. and I was harassed and bat the
Investigator at the Honolulu
Blire Lammission tried to
Assault and Stop on my
 Service Animal Robert
Perry

[Signature]