CALL TO ORDER  Chair Alivado called the meeting to order at 2:00 p.m. on Wednesday, February 5, 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  Denise W. Wong, Deputy Corporation Counsel  Erin Marie Yamashita, Secretary

EXCUSED  Steven H. Levinson, Member  Loretta A. Sheehan, Member  James K. S. Yuen, Executive Officer

ALSO PRESENT  Susan Ballard, Chief of Police  John D. McCarthy, Deputy Chief of Police

ASCERTAINMENT OF QUORUM  Counsel Wong ascertained that a quorum was present.

CHIEF OF POLICE REPORT  
Chief Ballard shared her appreciation for outpouring of support for the services and families of Officers Enriquez and Kalama. Officer Kalama’s service will be held on March 7, 2020, details are forthcoming.

Chief Ballard informed commissioners she participated in a press conference with legislators and the Attorney General regarding gun laws and mental health issues. She will providing the City Council Public Safety and Welfare Committee with an update on violent crimes on February 6, 2020. Testimony will also be submitted to the Legislature this week on various bills most notably relating to firearms, ammunition, electric guns, firearm permits, and mental health. Chief Ballard or one of the deputies will personally attend legislative committee meetings because the issues are important for HPD.

There was discussion on objections to the bills concerning the guns and ammunition. Chief Ballard informed commissioners that crimes committed with the use of guns have increased. The intent is not to ban guns but for owners to be responsible gun owners. There will be testimony in opposition; however, the general public’s consensus is positive as people are ready for change.
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CHIEF OF POLICE REPORT (Continued)
Commissioners asked Chief Ballard if she was aware of any bills in this year's legislative
session that address officer training or recruitment. Chief Ballard said she knows there are bills
and provided the example of a proposal for a $5 surcharge for persons entering from out of the
country. She also shared that HPD submitted a bill that would that would attach an
administrative fee to citations which would be given to the City in order to create a viable
parking enforcement section within HPD.

Chief Ballard is also requesting an additional 85 sworn positions (unfunded) in order to create
positions throughout the HPD with a target to fund and fill all vacancies in 2023. Additionally,
HPD is requesting approval for new civilian positions, which will assume duties that are being
performed by sworn officers.

Ghost Gun/80 Percent Gun Presentation
Chief Ballard introduced Captain David Chang who provided commissioners with an overview of
what a ghost gun is, how it is acquired/purchased, and assembled. Captain Chang's
presentation included the method he used to purchase the gun, the assembly, and proper
registration process.

APPROVAL OF MINUTES
Commissioner Gibson made a motion to approve the minutes of the January 8, 2020, meeting.
Commissioner Parry seconded the motion.

Discussion: None.

Vote: By a unanimous vote, the motion carried.

PUBLIC TESTIMONY
None.

NEW BUSINESS
Report on Actions Taken at the Executive Session of December 18, 2019
Commissioner Okinaga reported during the executive session of December 18, 2019,
commissioners approved the November 6 and 20, 2019 executive session minutes.
Commissioners took action on three complaints involving three complainants and four officers.

HPC No. 19-069 involved one complainant and one officer. The complaint of conduct
unbecoming an officer was not sustained.

HPC No. 19-073 involved one complainant and two officers. The complaints of conduct
unbecoming an officer, overbearing conduct, and discourtesy-name/badge number were not
sustained.

HPC No. 19-075 involved one complainant and one officer. The complaint of overbearing
class was not sustained.
Report on Actions Taken at the Executive Session of December 18, 2019 (Continued)
Commissioner Okinaga then made a motion to accept the report. Commissioner Parry seconded the motion.

Discussion: None.

Vote: By a unanimous vote, the motion carried.

Consideration of the Request for Legal Counsel
Chief of Police Susan Ballard, Civil No. 1CCV-19-0002363
Commissioner Okinaga reviewed the request for legal counsel submitted by Chief Ballard for Civil No. 1CCV-19-0002363. After a review of the complaint and the memorandum from COR, which recommends the granting of legal counsel, Commissioner Okinaga stated Chief Ballard 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 Chief Ballard. Vice-Chair Gibson seconded the motion.

Discussion: None.

Vote: By a unanimous vote, the motion carried.

Consideration of the Request for Legal Counsel
Former Officer Lianne Wolfram, Civil No. 19-00587
Commissioner Okinaga reviewed the request for legal counsel submitted by former officer Lianne Wolfram for Civil No. 19-00587. After a review of the complaint and the memorandum from COR, which recommends denying legal counsel, Commissioner Okinaga made a motion to schedule a contested case hearing. Vice-Chair Gibson seconded the motion.

Discussion: None.

Vote: By a unanimous vote, the motion carried.

Executive Officer’s Report
Due to the excused absence of Executive Officer Yuen, there was no report for this meeting.

EXECUTIVE SESSION
At 2:37 p.m., Commissioner Parry 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.
EXECUTIVE SESSION (Continued)
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 3:30 p.m.

HRS 52D-8 ADJUDICATION(S), CONTESTED CASE HEARING
Sergeant Darren Cachola, Civil No. 19-1-0649 JPC
The contested case hearing for Sergeant Darren Cachola began at 3:32 p.m. and ended at 4:14 p.m. Refer to transcript for further details.

RETURN TO EXECUTIVE SESSION
The Commission returned to executive session at 4:20 p.m.

RETURN TO OPEN SESSION
The Commission returned to the open session at 4:59 p.m.

ANNOUNCEMENTS
Chair Alivado announced the next meeting of the Honolulu Police Commission will be on February 19, 2020.

ADJOURNMENT
At 5:01 p.m. Commissioner Okinaga made a motion to adjourn the meeting. Commissioner Parry seconded the motion.

Discussion: None.

Vote: By a unanimous vote, the motion carried.