#### HAWAII LAW ENFORCEMENT STANDARDS BOARD FRIDAY, JUNE 21, 2024, 8:30 AM

#### **OPEN SESSION MEETING MINUTES**

## I. <u>CALL TO ORDER; PUBLIC NOTICE; ROLL CALL AND QUORUM</u> <u>DETERMINATION.</u>

On June 21, 2024, at approximately 8:33 a.m. at the Community Affairs Division Conference Room at the Honolulu Police Department, 801 S. Beretania Street, Honolulu, Hawaii, 96813, the meeting was called to order by Board Chairperson Todd Raybuck.

### A. Roll Call.

Present and in-person were the following Board Members: Attorney General Anne Lopez; Board Chairperson and Kauai Police Department Chief Todd Raybuck; Department of Law Enforcement Director Jordan Lowe; Honolulu Police Department Chief Arthur Logan; Division of Ocean Conservation and Resources Enforcement Chief Jason Redulla (designee for Department of Land and Natural Resources Chair Dawn Chang); Jared Redulla; Vice-Chair Adrian Dhakhwa; and Harry Kubojiri. Present via Zoom was Board Member Craig Tanaka.

Also present and in-person were Deputy Attorney General (DAG) Lance Goto and DAG Candace Park.

#### **B.** Quorum Determination.

Eight of the nine Board Members present at the time of roll call constituted a quorum. Jared Redulla was previously recused from the LESB Administrator selection process and not included in quorum determination.

### II. <u>PUBLIC TESTIMONY.</u>

Instructions given by DAG Lance Goto regarding public testimony.

### A. Oral Testimony.

No members of the public sought to testify orally.

### **B.** Previously submitted Written Testimony.

Written testimony was submitted by Mr. Alan Distajo, Mr. Sandor Finkey, Mr. Thomas Aiu, Mr. Robert Baniewicz, Mr. Ronald Sodini, Mr. Ben Martinez, Ms. Jolyn Okimoto, Mr. Michael Masters, Mr. Daniel Hanagami, Mr. John Franklin, Ms. Debra Kirby, Mr. David Van Acker, Ms. Julie Ebato, Mr. Kevin Baggs, Mr. Eric Winstrom, Mr. Gary Yabuta, Ms. Holly Shikada, Ms. Karen Rowan, Ms. Leigh Okimoto, Mr. Tim Flynn, Ms. Natalie Wagatsuma, Mr. Kelson Paiva, Mr. Lawrence Tong, Mr. Keith Calloway, Ms. Sharon Tangonan, Ms. Kristen Sakamoto, and Mr. James Yuen. Motion by Adrian Dhakhwa to receive written testimony. Motion seconded by Chief Logan. Solicitation of objections. No objections. Motion approved.

### III. DISCUSSION AND DECISION-MAKING ON BOARD MEMBER PARTICIPATION FOR THE INTERVIEW OF LESB ADMINISTRATOR CANDIDATES VIA IN-PERSON OR VIRTUAL PRESENCE (TO ADDRESS BOARD'S DECISION OF MARCH 18, 2024 THAT ALL BOARD MEMBERS BE IN-PERSON FOR THE INTERVIEWS).

Chair Raybuck asked if there was currently any public testimony on agenda item III. There was none.

Chair Raybuck explained that although the Board previously voted for an in-person interview process during the March 18, 2024 meeting, the Board was unable to meet quorum with all Board Members in-person due to scheduling.

Motion by Attorney General Lopez to allow in-person and visual presence for the LESB Administrator interview process. Motion seconded by Vice-Chair Dhakhwa. Solicitation of objections. No objections. Motion approved.

# IV. PRESENTATION AND DISCUSSION ON INTERVIEW QUESTIONS.

\*Matters regarding the hire of an officer or employee where consideration of matters affecting privacy will be involved, or matters which require consultation with the Board's attorneys on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities, may be discussed in Executive Session pursuant to \$92-5(a)(2) and/or (4), HRS.

Chair Raybuck asked if there was currently any public testimony on agenda item IV. There was none.

Motion by Chief Logan to enter Executive Session for discussion pursuant to HRS §92-5(a)(2). Motion seconded by Vice-Chair Dhakhwa. Solicitation of objections. No objections. Motion approved and the Board entered executive session.

Board returned from Executive Session at 9:41 a.m.

Chair Raybuck explained that during Executive Session, Board Members were presented with the interview questions and process. The Board then received and agreed on the questions and criteria for the interviews.

## V. <u>PRESENTATION OF INTERVIEW PROCESS TO LESB ADMINISTRATOR</u> <u>CANDIDATES.</u>

Chair Raybuck stated the LESB is responsible for carrying out duties given by the legislature under the Hawaii Revised Statutes. Chair Raybuck also explained that both LESB Administrator candidates would be interviewed separately. After both interviews were conducted, the Board would move into Executive Session to review the candidates' answers and select the best candidate. Chair Raybuck stated the intention was to, under agenda item VIII,

announce the LESB Administrator finalist and conduct a vote for a conditional job offer at the end of the meeting.

Chair Raybuck provided an anticipated timeline to the public. Both candidates would individually be presented with several questions and provided with the opportunity to respond. The Board anticipated each interview would last approximately 60 minutes, but acknowledged the amount of time each interview took was dependent on responses. Once the interviews concluded, the Board would reconvene after lunch or skip lunch to discuss. The Board would review answers and score both candidates in Executive Session, then announce the results in Open Session.

Chair Raybuck informed the public that candidates previously answered written questions asked by the Permitted Interaction Group (PIG). That PIG scored all of the candidates' responses, but the Board would not receive the scores until after the oral interviews were completed and scored.

A coin flip would determine which candidate would interview first. Based on the coin flip, Mr. Gary Yamashiroya would be interviewed first, and Mr. Victor McCraw would be escorted to an area outside where he would not be able to hear any answers. Following Mr. Yamashiroya's interview, Mr. McCraw would be interviewed.

### VI. INTERVIEWS OF LESB ADMINISTRATOR CANDIDATES, IN NO PARTICULAR ORDER, MR. GARY YAMASHIROYA AND MR. VICTOR MCCRAW.

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Chair Raybuck asked if there was currently any public testimony on agenda item VI. There was none.

Both candidates were interviewed as outlined above.

Motion by Attorney General Lopez to break for lunch. Motion seconded by Vice-Chair Dhakhwa. Meeting adjourned at 1:27 p.m. for a lunch break.

### VII. <u>REVIEW, DISCUSSION, AND SCORING OF LESB ADMINISTRATOR</u> <u>CANDIDATE INTERVIEWS AND WRITTEN ASSESSMENT SCORES.</u>

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Board reconvened at 2:36 p.m.

Chair Raybuck asked if there was currently any public testimony on agenda item VII. There was none.

Motion by Vice-Chair Dhakhwa to enter Executive Session for discussion pursuant to HRS 92-5(a)(2). Motion seconded by Chief Logan. Solicitation of objections. No objections. Motion approved and the Board entered executive session at 2:37 p.m.

Board returned from Executive Session at approximately 5:10 p.m.

### VIII. <u>ANNOUNCEMENT OF THE LESB ADMINISTRATOR FINALIST; AND</u> <u>BOARD CONFIRMATION VOTE TO AUTHORIZE A CONDITIONAL JOB</u> <u>OFFER.</u>

Chair Raybuck asked if there was currently any public testimony on agenda item VIII. There was none.

Chair Raybuck stated that based on the overall scores of the oral interviews and in consideration of the written scores, the Board unanimously agreed to extend a conditional job offer to Mr. McCraw. Chair Raybuck noted that Jared Redulla was recused and did not participate.

Motion by Vice-Chair Dhakhwa to authorize a conditional job offer to Mr. McCraw. Motion seconded by Attorney General Lopez. Solicitation of objections. No objections. Motion approved.

## IX. <u>UPDATE ON HOUSE BILL NO. 2352 HD1, SD2: THE BILL PASSED THROUGH</u> <u>THE LEGISLATURE AND IS ON THE GOVERNOR'S DESK FOR HIS</u> <u>APPROVAL AND SIGNATURE.</u>

Motion by Attorney General Lopez to defer agenda item IX to the next meeting. Motion seconded by Vice-Chair Dhakhwa. Solicitation of objections. No objections. Motion approved.

# X. <u>ADJOURNMENT.</u>

Motion by Chief Logan to adjourn the meeting. Motion seconded by Director Lowe. Motion approved by the Board. Meeting adjourned.