

STATE OF CALIFORNIA
COMMISSION ON
PEACE OFFICERS STANDARDS AND TRAINING

POST COMMISSION MEETING



TIME: 10:00 a.m.

DATE: Thursday, June 23, 2011

PLACE: Doubletree Hotel
2001 Point West Way
Sacramento, California



REPORTER'S TRANSCRIPT OF PROCEEDINGS



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A P P E A R A N C E S

COMMISSIONERS PRESENT

ROBERT T. DOYLE
(Commission Chair)
Marin County Sheriff's Department

LAI LAI BUI
(Commission Vice Chair)
Sacramento Police Department

WALTER ALLEN
Covina City Council

ROBERT COOKE
California Narcotics Officers' Association

FLOYD HAYHURST
Los Angeles County Sheriff's Department

DEBORAH LINDEN
San Luis Obispo Police Department

RONALD E. LOWENBERG
Golden West College Criminal Justice Training Center

JEFFREY LUNDGREN
Riverside County Sheriff's Department

JAMES McDONNELL
Long Beach Police Department

JOHN MCGINNESS
Sacramento County Sheriff's Department

LAURIE SMITH
Santa Clara County Sheriff's Department

MICHAEL SOBEK
San Leandro Police Department

LINDA SOUBIROUS
Public Member

A P P E A R A N C E S

COMMISSIONERS PRESENT

continued

LARRY J. WALLACE
for KAMALA HARRIS
Attorney General's Office



POST ADVISORY COMMITTEE MEMBERS PRESENT

LAURA LORMAN
Committee Chair
Women Peace Officers Association of California

SANDRA SPAGNOLI
Committee Vice-Chair
California Peace Officers' Association

ELMO BANNING
Public Member

ALEX BERNARD
Public Member

JIM BOCK
California Specialized Law Enforcement

EDWARD BONNER
California State Sheriffs' Association

MARIO A. CASAS
California Coalition of Law Enforcement Associations

JOE FLANNAGAN
Peace Officers' Research Association of California

RICHARD LINDSTROM
California Academy Directors Association

ALAN McFADON
Public Safety Dispatcher Advisory Council



A P P E A R A N C E S

POST STAFF PRESENT

PAUL CAPPITELLI
Executive Director
Executive Office

ALAN DEAL
Assistant Executive Director
Executive Office
Standards and Development

RICHARD REED
Assistant Executive Director
Executive Office
Administrative Services Division

ELAYNE ARTERBURN
Web Designer
Computer Services Bureau

MARIE BOUVIA
Executive Secretary
Executive Office

JAN BULLARD
Chief
Learning Technology Resource Center

RON CROOK
Multimedia Specialist
Learning Technology Resource Center

FRANK DECKER
Bureau Chief
Basic Training Bureau

MICHAEL DiMICELI
Assistant Executive Director
Executive Office
Field Services Division

JOHN DINEEN
Bureau Chief
Management Counseling Services

A P P E A R A N C E S

POST STAFF PRESENT

Continued

DARLA ENGLER
Bureau Chief
Administrative Services Bureau

MARSHA HONG
Systems Analyst
Computer Services Bureau

MICHAEL HONG
Systems Analyst
Computer Services Bureau

MIKE HOOPER
Bureau Chief
Center for Leadership Development

VANNA LE
Programmer Analyst
Computer Services Bureau

KAREN LOZITO
Senior Consultant
Executive Office

CONNIE PAOLI
Administrative Assistant
Executive Office

EDMUND PECINOVSKY
Bureau Chief
Training Program Services

SATNAM SINGH SARAI
Programmer Analyst
Computer Services Bureau

VINCE SCALLY
POST Legal Counsel

STEPHANIE SCOFIELD
Senior Consultant
Training Delivery and Compliance

A P P E A R A N C E S

POST STAFF PRESENT

Continued

DAVE SPISAK
Bureau Chief
Training and Delivery Bureau

BOB STRESAK
Bureau Chief
Standards and Evaluation Bureau



PUBLIC MEMBERS

GREGORY ALLEN
Los Angeles Police Department

STEVEN M. AMES
Golden West College

ROLFE P. APPEL
Yuba College

JAMES AUMOND
for California Narcotics Officers' Association
*POST Excellence in Training Organizational
Achievement Recipient*

KAREN AUMOND

SANDRA BARRAGAN

TOM BOYD

DOROTHY BRANDON

JOHN BRANDON

JOHN BRANDON, SR.

RONALD COTTINGHAM
San Diego Sheriff's Office

A P P E A R A N C E S

PUBLIC MEMBERS

MICHAEL DURANT
Santa Barbara Police Department

MICHAEL B. GRAY
San Diego Regional Training Center

FRANK HARTIG
California Narcotics Officers' Association
Benicia Police Department

JAMES HODGES
California Narcotics Officers' Association
CSU Eastbay Police Department

TERESA IRVIN
*POST Excellence in Training Individual Achievement
Recipient*

ROBERT IRVIN

JOE STEWART
California Narcotics Officers' Association

GIL VAN ATTENHOVEN
California Narcotics Officers' Association

CAROL WEMMER

RICHARD WEMMER
*POST Excellence in Training Lifetime Achievement
Recipient*



I N D E X

<u>Proceedings</u>	<u>Page</u>
Call to Order	13
Color Guard and Flag Salute	13
San Leandro Police Department	
Moment of Silence	13
Officer Jermaine Gibson Cathedral City Police Department	
Officer Andrew Garton Hawthorne Police Department	
Officer Kevin Sandoval South Pasadena Police Department	18
Roll Call of Commission Members	14
Introduction of POST Advisory Committee Chair, POST Legal Counsel, and the Executive Director	15
Welcoming Address	
Sandra Spagnoli, Chief of Police San Leandro Police Department & California Peace Officers' Association	15
Awards Presentations	18
<i>2010 Post Excellence in Training Awards</i>	19
Individual Achievement: Detective Teresa Irvin Los Angeles Police Department	

I N D E X

<u>Proceedings</u>	<u>Page</u>
Awards Presentations <i>continued</i>	
<i>2010 Post Excellence in Training Awards:</i>	
Organizational Achievement	23
California Narcotics Officers' Association	
Lifetime Achievement	26
Ret. Captain Richard Wemmer	
Public Comment	32
Approval of Minutes	32
A. Thursday, February 24, 2011, Commission Meeting	
Consent:	
B.1 Course Certification/Decertification Report	33
B.2 Report on POST Strategic Plan Implementation	33
B.3 Agencies Requesting Entry into the POST Reimbursable Program	33
B.4 Agency Requesting Removal from the POST Reimbursable Program	33
B.5 Report on the Status of the Pilot Study of Driver Training in the Basic Course.	33
B.6 Report on the Status of Information Technology Feasibility Study to Address Testing in the Basic Course	33

I N D E X

<u>Proceedings</u>	<u>Page</u>
Consent :	
B.7 Report on Basic Courses Testing Task Force	33
B.8 Report on Test Security Breach at Rio Hondo College	34
B.9 Report on Conditional Restoration of Rio Hondo College to Present the Regular Basic Course	44
B.10 Report on SPO D.2, Establish a Futures Planning Capability within POST	33
Finance Committee	
C. Report on results of Finance Committee Meeting held June 22, 2011, McGinness	51
Administrative Services Bureau	
D. Report on Proposed Changes to Commission Policy A.9 - Structure/Process of Executive Director Performance Evaluation	56
Basic Training Bureau	
E. Report on Proposed Changes to the Training and Testing Specifications for Peace Officer Basic Courses	57
F. Report on Proposed Changes to the Basic Course Waiver Process and Application Form	57

I N D E X

<u>Proceedings</u>	<u>Page</u>
Executive Office	
G. Request Approval to Accept Fiscal Year 2011 Homeland Homeland Security Grant Funds and Authorize Contracts to Expend Funds	57
H. Report on Composition of the POST Advisory Committee	61
I. Report on Update of the POST Strategic Plan	67
J. Report on Input by the Finance and Advisory Committees	69
K. Report on Amendments to Commission Regulation 1054	70
Learning Technology Resources Bureau	
L. Contract Request for Analysis and Feasibility Study of Gaming Engine Use in Law Enforcement Training	74
Management Counseling Services Bureau	
M. Report on Proposed Changes to POST Regulation 9020 - Peace Officer Feasibility Study Requirements	85
Standards and Evaluation Services Bureau	
N. Report on Request to Contract for the Continuation of the LD 18 Investigative Report Writing Project	85

I N D E X

<u>Proceedings</u>	<u>Page</u>
Training Program Services Bureau	
O. Report on Proposed Changes to POST Regulation 1009, Triennial Recertification of Academy Instructors.	87
P. Report on Acceptance of Additional VAWA Grant Funds	88
Q. Report on Acceptance of Additional Grant Funds for Tribal Training in VAWA	89
R. Report on Acceptance of Fiscal Year 2011-2012 VAWA Grant Funds	91
Committee Reports	
S. Advisory Committee, Lorman	93
T. Legislative Review Committee, Lundgren	93
U. Correspondence	96
V. Old Business	96
W. New Business	96
Future Commission Meeting Dates	101
Closed Executive Session	101
Adjournment	101
Reporter's Certificate	102



POST Commission Meeting, June 23, 2011

1
2
3
4
5
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Thursday, June 23, 2011, 10:00 a.m.

Sacramento, California



(The gavel was sounded.)

CHAIR DOYLE: Good morning. My name is Bob Doyle, Marin County Sheriff and Chair of the POST Commission.

We were just talking, this is kind of a strange configuration. It looks like I'm in front of an oral board.

COMMISSIONER LOWENBERG: They didn't tell you?

CHAIR DOYLE: But I'd like you to stand and welcome the Honor Guard from the San Leandro Police Department, who will post the colors.

(The Color Guard presented the flags.)

CHAIR DOYLE: Please join me in the Pledge of Allegiance.

(The Pledge of Allegiance was recited.)

CHAIR DOYLE: Please remain standing, in a moment of silence, honoring those officers who lost their lives in the line of duty since the last Commission hearing:

Officer Jermaine Gibson, Cathedral Hills Police Department.

And Officer Andrew Garton, Hawthorne Police Department.

(Moment of silence.)

POST Commission Meeting, June 23, 2011

1 CHAIR DOYLE: Thank you.

2 *(The Color Guard exited the meeting room.)*

3 CHAIR DOYLE: Thank you.

4 Please be seated.

5 Please call the roll.

6 MS. PAOLI: Allen?

7 COMMISSIONER ALLEN: Present.

8 MS. PAOLI: Anderson?

9 *(No response)*

10 MS. PAOLI: Tom Anderson?

11 *(No response)*

12 MS. PAOLI: Bui?

13 VICE CHAIR BUI: Here.

14 MS. PAOLI: Cooke?

15 COMMISSIONER COOKE: Here.

16 MS. PAOLI: Doyle?

17 COMMISSIONER DOYLE: Here.

18 MS. PAOLI: Dumanis?

19 *(No response)*

20 MS. PAOLI: Hayhurst?

21 COMMISSIONER HAYHURST: Here.

22 MS. PAOLI: Linden?

23 COMMISSIONER LINDEN: Here.

24 MS. PAOLI: Lowenberg?

25 COMMISSIONER LOWENBERG: Here.

POST Commission Meeting, June 23, 2011

1 MS. PAOLI: Lundgren?

2 COMMISSIONER LUNDGREN: Here.

3 MS. PAOLI: McDonnell?

4 COMMISSIONER MCDONNELL: Here.

5 MS. PAOLI: McGinness?

6 COMMISSIONER MCGINNESS: Here.

7 MS. PAOLI: Smith?

8 COMMISSIONER SMITH: Here.

9 MS. PAOLI: Sobek?

10 COMMISSIONER SOBEK: Here.

11 MS. PAOLI: Soubirous?

12 COMMISSIONER SOUBIROUS: Here.

13 CHAIR DOYLE: Thank you.

14 On my far left, I'd like to introduce POST Advisory
15 Committee Chair Laura Lorman.

16 Coming from Marin County, I'm always comfortable
17 referring to people on my far left.

18 POST Legal Counsel, Vince Scally; and to my right,
19 which is an uncomfortable position for me, is Paul
20 Cappitelli.

21 So, now, I'd like to introduce Sandra Spagnoli,
22 Police Chief of the City of San Leandro and currently the
23 California Peace Officers' Association president.

24 MS. SPAGNOLI: So good morning. And on behalf of
25 the California Peace Officers' Association, I do want to

POST Commission Meeting, June 23, 2011

1 welcome you to Sacramento. I am actually not from
2 Sacramento, but our headquarters are based in Sacramento.

3 For those of you who aren't familiar with CPOA, our
4 members are represented statewide. And they are from the
5 rank of police officer, all the way to sheriffs and
6 chiefs of police.

7 CPOA just recently was one of several organizations
8 who strongly opposed the reductions to POST, which would
9 have impacted our training.

10 We really opposed it because of the impact it would
11 have had on local agencies and really the ability for
12 even agencies our size to meet the training standards.

13 I think we all agree that training is a priority for
14 police officers, and the impact of reducing training
15 would be tremendous.

16 This is all coming at a time that we have budget
17 reductions, public-safety cuts, and also the layoff of
18 experienced police officers. And you couple that also
19 with a time in the United States where, last year, you
20 saw a 40 percent increase of peace officers killed in the
21 line of duty. And really, unfortunately this year, you
22 see that number rising, increased year-to-date from
23 year-to-date last year.

24 I think some of the key initiatives that POST is
25 taking on, and we saw yesterday at the Advisory

POST Commission Meeting, June 23, 2011

1 Committee, really are going to impact those numbers. So
2 the work that you do is really very important.

3 On a positive note, we invited POST to present at
4 our annual conference in San Diego -- I think that was
5 part of why they agreed to come to San Diego -- but they
6 presented, "Fatigue, Fitness, and Fast Cars, the Key to
7 Safe Driving." This training really provided the
8 practical solutions for key members in law enforcement,
9 along with subject-matter experts, to really have an
10 impact on reducing law-enforcement collisions, which I
11 think really will impact the reduction of line-of-duty
12 deaths of police officers.

13 Ultimately, obviously, I think it's research like
14 this that's going to save lives in California, and save
15 those lives of not only police officers but innocent
16 bystanders.

17 We are all in this together. And collectively, I
18 know the work as professionals that we're doing will set
19 a solid foundation for the future of law enforcement.

20 So on behalf of the California Peace Officers'
21 Association, I want to thank you for being on the front
22 line of many of the critical training issues and services
23 provided to law enforcement across the state.

24 We look forward to continuing to support the
25 Commission, so you can continue the work you do to raise

POST Commission Meeting, June 23, 2011

1 the bar in this great profession. And it's really going
2 to keep Californians safe.

3 So thank you very much.

4 MR. CAPPITELLI: Thank you.

5 *(Applause)*

6 CHAIR DOYLE: Unfortunately, another name was added
7 to my list of fallen officers. So just in place, please,
8 a moment silence for Officer Kevin Sandoval of the South
9 Pasadena Police Department.

10 *(Moment of silence.)*

11 CHAIR DOYLE: Thank you.

12 Next is Awards Presentations.

13 That's me?

14 MR. CAPPITELLI: I think that's you.

15 CHAIR DOYLE: Good morning. As I said, I'm
16 Commissioner Bob Doyle, Chair of the POST Commission.
17 On behalf of the entire Commission, it is my pleasure to
18 honor several people who have distinguished themselves by
19 demonstrating a commitment to the excellence in training.

20 Each year, the Commission recognizes people in an
21 organization that have greatly contributed to the success
22 and effectiveness of the law-enforcement community.

23 Assisting me in the ceremony is Laura Lorman, Chair
24 of the Commission Advisory Committee. The Advisory
25 Committee reviews the nominations and recommends to the

POST Commission Meeting, June 23, 2011

1 Commission the recipients for those awards.

2 Also assisting me in the presentation is POST
3 Executive Director Paul Cappitelli.

4 At this time, I would like the award recipients to
5 come forward to be recognized.

6 The 2010 *POST Excellence in Training Awards*. The
7 *POST Excellence in Training Award* was established in
8 1994 to encourage innovation and effectiveness in peace-
9 officer training in order to recognize the best of the
10 best.

11 There are three categories of the *POST Excellence in*
12 *Training Award*: Individual achievement, organizational
13 achievement, and lifetime achievement.

14 The Commission is proud to offer these annual
15 awards, which symbolize California's national status of
16 being in the forefront of law-enforcement training.

17 There were 25 nominees for the three award
18 categories. The recipients were selected through a
19 rigorous screening process conducted by the 16-member
20 POST Advisory Committee and approved by the POST
21 Commission.

22 In addition to the trophies given to the recipients
23 today, their names will be inscribed on a plaque that is
24 permanently located at POST in Sacramento.

25 The recipient of the *POST Excellence in Training*

POST Commission Meeting, June 23, 2011

1 *Individual Achievement Award* for 2010 is Detective Teresa
2 Irvin of the Los Angeles Police Department.

3 *(Applause)*

4 MR. PECINOVSKY: Detective Irvin has conducted
5 extensive research into critical incidents involving
6 barricaded suspects, hostage standoffs, and attempted
7 suicides. She recognized there was an absence of
8 information relating to persons involved in these
9 incidents in how they reacted to first-responders during
10 these crisis incidents.

11 Detective Irvin interviewed countless individuals,
12 suspects, victims, and witnesses, and first-responders
13 involved in such events. She identified an increase in
14 critical incidents involving returning veterans who had
15 experienced combat during deployment. To address
16 critical incidents involving returning veterans,
17 Detective Irvin contacted the Veterans' Administration
18 in Palo Alto, which houses the National Center for
19 Post-Traumatic Stress Disorder Dissemination Unit, and
20 gained invaluable information on the causes of PTSD.
21 She learned about ways that responding officers could
22 better handle critical incidents involving veterans with
23 minimal risk to the individuals and first-responders.

24 Detective Irvin incorporated the information she
25 gained from her research into the LAPD crisis

POST Commission Meeting, June 23, 2011

1 communications course. She has provided training
2 regarding PTSD to countless first-responders and crisis
3 negotiators to help them effectively deescalate a crisis.

4 She has also conducted seminars on targeted school
5 violence in order to help school officials and staff work
6 with students during critical incidents on school
7 campuses.

8 She is a state and federally recognized expert in
9 the areas of crisis management and responding to critical
10 incidents involving the mentally ill and matters
11 involving hostage negotiations.

12 Detective Irvin is an instructor for the federally
13 funded Emergency Management Training program. And she
14 has made presentations to the California Association of
15 Hostage Negotiators, the Texas Association of Hostage
16 Negotiators, the Substance Abuse and Mental Health
17 Services Administration, the National GAINS Center, the
18 Association of Threat Assessment Professionals, and most
19 recently, to the International Association of Chiefs of
20 Police.

21 Because of the studies she has completed regarding
22 critical incidents, the LAPD Mental Evaluation Training
23 Unit has been selected as a specialized response
24 law-enforcement mental-health training site by the
25 Council of State Governments Justice Center and the

POST Commission Meeting, June 23, 2011

1 Bureau of Justice Assistance.

2 Her research and the training she developed on
3 effective ways to handle critical incidents involving
4 the mentally ill has undoubtedly saved countless lives
5 and minimized injuries to suspects, victims, and
6 first-responders.

7 Detective Irvin has written several articles for
8 professional publications on topics related to critical
9 incidents.

10 For these reasons, Teresa Irvin is the winner of the
11 *2010 POST Excellence in Training Award for Individual*
12 *Achievement*.

13 *(Applause)*

14 MS. IRVIN: Thank you.

15 I am greatly honored to receive this award. We pour
16 our heart and soul into this training on a day-to-day
17 basis, never realizing that it will be recognized on a
18 state level. And I appreciate your attendance and
19 recognition.

20 Thank you very much.

21 *(Applause)*

22 MS. IRVIN: And I neglected to thank my family for
23 traveling hundreds and hundreds of miles to attend this.

24 My sister is here from Oregon, with my niece, and
25 my mom and dad from Anaheim, California, as well as my

1 husband and my family and my children.

2 Thank you.

3 *(Applause)*

4 MR. PECINOVSKY: The recipient for the *2010 POST*
5 *Excellence in Training Award for Organizational*
6 *Achievement* is the California Narcotics Officers'
7 Association.

8 Accepting the award on behalf of the association, is
9 Jim Aumond, Director of Training of CNOA.

10 *(Applause)*

11 MR. PECINOVSKY: The CNOA is responsible for the
12 development and presentation of innovative
13 narcotics-related training that has been recognized from
14 within and outside California.

15 CNOA has a statewide and national impact through its
16 offerings of unique specialized law-enforcement training.

17 The CNOA has presented over 1,400 classes to over
18 110,000 officers, which equates to a total of 1.5 million
19 training hours. The CNOA offers 43 POST-certified
20 courses ranging from eight to 40 hours in length.

21 The CNOA is a not-for-profit professional training
22 organization that conducts training-needs assessments
23 for law-enforcement agencies throughout the state. These
24 assessments allow CNOA to tailor its narcotics-related
25 affordable training to address local needs.

POST Commission Meeting, June 23, 2011

1 For the past 46 years, CNOA has conducted an annual
2 training conference that provides training to over
3 2,300 officers from throughout California and the
4 United States.

5 The CNOA manages the Narcotic Educational Foundation
6 of America, a not-for-profit outreach program that
7 provides no-cost training, materials, and instructors to
8 community groups, schools, and partners in anti-drug
9 organizations.

10 In 1994, CNOA created the Survivors Memorial Fund
11 that provides immediate cash assistance, the amounts
12 ranging from \$3,000 to \$5,000 to families of peace
13 officers killed in the line of duty. Assistance has been
14 provided to 180 surviving families.

15 Local, state, and federal agencies have recognized
16 and acknowledged the impact of CNOA in providing
17 high-quality, contemporary training to law enforcement.
18 The California State Bar and other POST-affiliated
19 agencies have certified several training programs in
20 recognition of the high quality of training developed and
21 provided by CNOA.

22 For these reasons, the California Narcotic Officers'
23 Association is the winner of the *2010 POST Excellence in*
24 *Training Award for Organizational Achievement.*

25 *(Applause)*

POST Commission Meeting, June 23, 2011

1 MR. AUMOND: Thank you, Mr. Chairman.

2 On behalf of the California Narcotic Officers'
3 Association, our 7,000 members, our tireless volunteer
4 regional board members, and, of course, our staff led by
5 our Executive Director Joe Stewart, I'd like to thank the
6 Commission for recognizing our accomplishments.

7 The CNOA approach to providing affordable,
8 accessible, and regionally relevant training started over
9 47 years ago with a relatively ragtag group of dope cops
10 that realized that there was no real special training in
11 narcotic enforcement. From the days when there were
12 just two guys flying around the state, doing the
13 training, to where we are today, is attributed to the
14 dedication of our members, the foresight of our executive
15 board -- some members are here today -- who adopted our
16 training doctrine, and, of course, our staff.

17 Our staff, speaking of them, while everyone in our
18 office is dedicated to our training mission, I'd like to
19 recognize our training assistant, Sandra Barragan, who is
20 sitting in the audience.

21 And she's going to kill me for this -- but Sandra,
22 if you would stand up.

23 *(Applause)*

24 MR. AUMOND: Sandra has been in the eye of the storm
25 for the last ten years, and is the major player in most

POST Commission Meeting, June 23, 2011

1 of our accomplishments.

2 Once again, I'd like to thank CNOA for allowing me
3 to accept this honor and the Commission for your
4 recognition.

5 (Applause)

6 MR. PECINOVSKY: The recipient of the 2010 *POST*
7 *Excellence in Training award for Lifetime Achievement* is
8 Retired Captain Richard Wemmer of the Los Angeles Police
9 Department.

10 (Applause)

11 MR. PECINOVSKY: While a member of the Los Angeles
12 Police Department, Captain Wemmer focused considerable
13 attention to analyzing the how and why of the wounding
14 and killing of law-enforcement officers. Captain Wemmer
15 began one of the first programs that included
16 interviewing suspects and officers using the information
17 to reenact and film incidents so officers could learn
18 from what went right and from any mistakes that may have
19 occurred.

20 He has spent a lifetime dedicated to training
21 thousands of officers in the safe and effective use of
22 force and how they can survive a critical assault.

23 Captain Wemmer is recognized as a subject-matter
24 expert on officer safety tactics, and used his
25 considerable experiences to implement a best-practices

1 philosophy within the LAPD and the law-enforcement
2 training community.

3 He has used lessons learned from the incidents he
4 has studied in scenario-based training with an emphasis
5 on reducing the number of officers killed and assaulted.

6 He was instrumental in developing officer safety
7 scenarios for POST, and has been a LEOKA Committee member
8 for over 30 years.

9 Captain Wemmer is a coordinator of the Officer
10 Safety Tactics program at Golden West College. The OST
11 program is a comprehensive approach at tactics training.
12 Students are exposed to realistic scenarios that require
13 them to bring a situation to a successful disposition.
14 He has tailored the OST program to minimize downtime and
15 maximize the training experience for students.

16 He has imparted his knowledge and experience as an
17 instructor and peace officer. He has played a vital role
18 in the development of officer survival skills training,
19 and offered it to hundreds of basic academy recruits and
20 in-service officers.

21 He has effectively incorporated the tenets of
22 leadership, ethics, decision-making, and community
23 policing into the training he provides. He has
24 successfully balanced the peace officer's role of being a
25 humanitarian and a warrior at their moment in time.

POST Commission Meeting, June 23, 2011

1 He has over 38 years of law-enforcement teaching
2 experience and has been an instructor at Golden West
3 College for over 32 years. He has frequently been
4 recognized for his work in officer safety and tactics
5 training. He has authored several articles related to
6 the killing of peace officers and received commendations
7 throughout the United States for his training in
8 preventing peace-officer deaths and injuries.

9 He has spent a career training peace officers for
10 the LAPD and around the country.

11 Captain Wemmer has had a profound effect on officers
12 who have participated in the force-related training he
13 has provided, and has received many letters from the
14 officers he has trained expressing thanks for helping
15 them respond appropriately to deadly-force incidents.

16 For these reasons, Richard Wemmer is the winner of
17 the *2010 POST Excellence in Training Award for Lifetime*
18 *Achievement*.

19 *(Applause)*

20 MR. WEMMER: Thank you very much for your very kind
21 words. I'm extremely humbled, and I'm proud to be here
22 today.

23 It would be hard to do justice to all of the people
24 who have supported and assisted me, but allow me to try
25 for a few moments.

POST Commission Meeting, June 23, 2011

1 First and foremost, if I could have my wife, my
2 daughter, her new husband, and his parents please stand.

3 Without my wife and my children's support and
4 their understanding of my passion, I could not have
5 accomplished what I did.

6 *(Applause)*

7 MR. WEMMER: I truly wish that I could have all of
8 the people here who have provided me the insights to what
9 went on and took place at that moment in time. And yet
10 again because of their words, in allowing me to be the
11 conduit of that information, others became safer. And
12 nothing is more precious than that in our profession.

13 I also want to thank the Advisory Committee for
14 allowing me to come through your process, bringing it to
15 POST, the Commission today, for the recognition. And
16 also again to Chief Lowenberg and Steve Ames from Golden
17 West who brought forth the honor, and to all of my
18 brothers and sisters at the Los Angeles County Police
19 Department.

20 Thank you again for a very special moment in time.

21 *(Applause)*

22 MR. PECINOVSKY: Ladies and gentlemen, please join
23 with me, once again, to recognize the outstanding
24 contributions these award recipients have made in
25 promoting excellence in law enforcement in the training

POST Commission Meeting, June 23, 2011

1 of peace officers throughout California.

2 This concludes the *2010 POST Excellence in Training*
3 *Awards* ceremony.

4 (*Applause*)

5 COMMISSIONER LOWENBERG: Ladies and gentlemen,
6 for those of you who don't know who I am, I'm Ron
7 Lowenberg. I happen to have the privilege of serving on
8 the Commission. I believe I'm the senior member of the
9 Commission, which means I'm an old guy. But I'm also the
10 dean and director at the Criminal Justice Training Center
11 of Golden West College. And I don't know all of these
12 folks as well as I know Rich Wemmer. Like many of you in
13 the audience, we all know Rich Wemmer.

14 But I just wanted to share just a couple of quick
15 comments with you about the contributions that Rich has
16 given to California law enforcement.

17 And, Ed, you did a great job, but I've got to tell
18 you -- you know, Ed mentioned the letters and e-mails we
19 get, and all of your agencies get those. But I've got to
20 tell you, there is no one that receives the level of
21 recognition from those people that he has trained over
22 these last 32 years -- at least the last 32 years at
23 Golden West College.

24 And just let me give you a quick example. This
25 week -- or earlier this week, I received an e-mail from

POST Commission Meeting, June 23, 2011

1 a senior management position person with the Riverside
2 County Sheriff's Department that began his law-
3 enforcement career in Orange County and received his
4 initial officer survival training from Rich.

5 And I won't bore you with the details of the e-mail.
6 I think it suffices to say that part of that e-mail said,
7 "The reason I'm alive today is because of the training
8 I received from Rich Wemmer."

9 What a tribute to California law enforcement and
10 what a tribute to Rich Wemmer.

11 Another little bit of information you may not know
12 about Rich, Rich has such a passion for this career
13 field, for this profession, for the tradition, that Rich
14 decided, at the Center, that we needed a law-enforcement
15 art and history project.

16 Now, being a public institute, you're probably
17 asking yourself about this time, "How did you fund this
18 project?"

19 Well, Rich, in the only way that Rich can do it,
20 convinced our 165 adjunct faculty members to donate
21 money.

22 "Guido" is his middle name.

23 So in recognition of how much we appreciate what
24 Rich does at Golden West College at the Criminal Justice
25 Training Center, I have a little something I'd like to

POST Commission Meeting, June 23, 2011

1 present to Rich.

2 And again, thank you, Chairperson Doyle, Executive
3 Director Paul Cappitelli, and Ed Pecinovsky for allowing
4 me to have the mike for a few moments.

5 But I'd like to give you our latest challenge coin.
6 We have our regular little challenge coin. This is our
7 special three-inch challenge coin. And you're one of the
8 first individuals to receive this particular challenge
9 coin. It's going to the right guy.

10 Rich Wemmer, thank you very much.

11 CHAIR DOYLE: Okay, we're back to the agenda.

12 And this is the point that the public can comment
13 on items that are on the agenda or not on the agenda.
14 Members of the public who wish to speak are asked to
15 limit their remarks to no more than five minutes.

16 Please be advised that the Commission cannot take
17 any action on items not on the agenda.

18 Is there anyone in the audience that wishes to
19 address the Commission?

20 *(No response)*

21 CHAIR DOYLE: Seeing none, the next item, Item A,
22 Approval of the Minutes of the February Commission
23 Meeting.

24 Is there a motion to approve the minutes?

25 COMMISSIONER LOWENBERG: Move it.

POST Commission Meeting, June 23, 2011

1 COMMISSIONER McDONNELL: Second.

2 CHAIR DOYLE: Do you want them to say their names?

3 COMMISSIONER LOWENBERG: I'm sorry, moved by

4 Lowenberg.

5 COMMISSIONER McDONNELL: Second by McDonnell.

6 CHAIR DOYLE: All those in favor?

7 *(A chorus of "ayes" was heard.)*

8 CHAIR DOYLE: Item B is the Consent Calendar.

9 Do any of the commissioners want to pull something
10 from the Consent Calendar?

11 COMMISSIONER LOWENBERG: Mr. Chair, I'd like to pull
12 Items B.8 and B.9 for questions and discussions.

13 CHAIR DOYLE: Okay, is there a motion to move the
14 other items on the consent calendar?

15 COMMISSIONER LINDEN: So moved. Linden.

16 CHAIR DOYLE: Is there a second?

17 COMMISSIONER ALLEN: Second. Allen.

18 CHAIR DOYLE: All those in favor?

19 *(A chorus of "ayes" was heard.)*

20 CHAIR DOYLE: B.8.

21 MR. CAPPITELLI: Mr. Chairman, I believe Mr. Deal
22 will come forward and present this. And Mr. Stresak will
23 be on standby.

24 CHAIR DOYLE: Okay.

25 MR. CAPPITELLI: Or did I get the order reversed?

POST Commission Meeting, June 23, 2011

1 Oh, Mr. Stresak will be coming forward to make that
2 presentation.

3 Thank you.

4 CHAIR DOYLE: This is Report on the Test-Security
5 Breach at Rio Hondo Academy.

6 MR. STRESAK: Mr. Chair, Honorable Commissioners,
7 my name, for the record, is Bob Stresak. I'm the bureau
8 chief at Standards and Evaluations Bureau at POST.

9 Submitted for your review is the final report of the
10 investigative efforts conducted at the Rio Hondo Academy.

11 Probably the two significant points to be made
12 up-front is that, number one, we never found a smoking
13 gun. But more importantly, the result of this incident
14 was a confluence of three issues: Number one was the
15 antiquated testing system that we have, our inability to
16 audit it effectively; the complacency at the college;
17 and, most significantly to this incident, was flagrant
18 disregard for the Law Enforcement Code of Ethics by an
19 individual or individuals.

20 The academy -- Rio Hondo Academy -- currently
21 remains on probationary status. It still is suspended.
22 They will be allowed to continue in an extended modular
23 format. And that has been done to allow the academy to
24 be incrementally evaluated as they progress.

25 The belief was that perhaps an intensive academy

POST Commission Meeting, June 23, 2011

1 might provide new staff and new administration with some
2 challenges.

3 So an incremental approach to the implementation of
4 bringing the academy back up to operational level will
5 allow us to evaluate in one-third, one-third, one-third,
6 if you will, components, to see if they can progress to
7 the next one.

8 The academy is currently eliciting applications for
9 the position of dean. I understand they are down to four
10 applicants right now and that the College Board of
11 Trustees will confirm a new dean sometime in July.

12 We have looked at our own internal processes. The
13 report concludes with some recommendations to, number
14 one, obviously update our testing process; number two,
15 look at how we test; number three, look at the issue of
16 non-affiliated students attending community college; and
17 especially in post-9/11 days, what can we do to perhaps
18 improve the level of standards that they should meet
19 before they're allowed to be exposed to law-enforcement
20 tactics and operations.

21 That would be essentially the report, the kind of
22 nuts and bolts of the report. But I remain available
23 here for questions. I'm sure there are a few.

24 CHAIR DOYLE: Commissioner Lowenberg?

25 COMMISSIONER LOWENBERG: Mr. Chair, I asked you to

1 pull this item because this is a very comprehensive
2 report. I want to congratulate staff and specifically
3 Bob for a very comprehensive and telling report.

4 It appears to me that there was no holds barred.
5 And I think in a situation like this, clearly, that's the
6 right thing to do.

7 I would like to draw my fellow commissioners'
8 attention to page 13, at the bottom of the page, the
9 last paragraph. It's talking about the 2008 BCCR. And
10 it indicates, in the last sentence, "*A final report*
11 *was never submitted to the college or academy*
12 *administration.*"

13 Again, I'm not trying to be overly critical of
14 staff; but could I have someone explain to me why that
15 never happened?

16 MR. CAPPITELLI: Mr. Chairman, Commissioner
17 Lowenberg, this was just an oversight on staff's part.
18 It was a breakdown administratively. We're aware of it,
19 and we have taken steps to prevent that from occurring
20 in the future.

21 I might want to point out that the written report
22 apparently never made it. However, the exit interview
23 regarding the BCCR was conducted; and so there was a
24 briefing that was given as to the areas that needed to
25 be addressed. But it is completely -- staff takes

POST Commission Meeting, June 23, 2011

1 responsibility for the fact that it did not get to them.

2 COMMISSIONER LOWENBERG: Thank you, Executive
3 Director Cappitelli, for that honest response.

4 It was not my intent to embarrass staff or anyone
5 else. It just seems to me that we, as the Commission,
6 have a responsibility, when we see these kinds of things,
7 to bring it to staff's attention.

8 And can I assume then that this oversight has been
9 corrected, and this hopefully will not occur in the
10 future?

11 MR. CAPPITELLI: You can be sure of that, sir.

12 COMMISSIONER LOWENBERG: Thank you very much.

13 The other question I had -- and Bob touched on it
14 a little bit -- and sometimes we have the benefit of
15 dispelling rumors, and I'm certainly not here to tell
16 Rio Hondo how to do their job, and I was telling my
17 fellow commissioners earlier this morning that I find
18 myself in a bit of a delicate situation in my dual role
19 as a commissioner and a dean and director of the Criminal
20 Justice Training Center. And we at the Criminal Justice
21 Training Center at Golden West College offered early on
22 to help Rio Hondo in any way we could. And clearly,
23 these kinds of situations, you know, hopefully won't
24 happen again, but could happen to anyone. So I don't
25 want to be overly critical. But rumor has it that the

POST Commission Meeting, June 23, 2011

1 college is recruiting for and is going to hire the
2 academy coordinator in advance -- or director in advance
3 of the dean. And, again, it's really probably none of
4 our business how the college does their business. But
5 based on what I see in this report, it's pretty telling
6 to me that it would be the best strategy -- you know,
7 with all due respect -- that they hire the dean first
8 and the academy coordinator and director second.

9 So if anybody has access to those folks, maybe POST
10 staff, that they might want to ask that question, and
11 that it came up here at the Commission meeting.

12 And again, I'm not here to tell them how to do their
13 job; but it just seems to me, based on what we see in
14 this report, that having a dean on board first is
15 critical to having that person -- he or she -- have the
16 opportunity to build his or her staff.

17 And I think some of my fellow commissioners have
18 other questions. I will stop to allow them to do that.

19 Thank you.

20 MR. STRESAK: A quick comment on that. Thank you,
21 Commissioner, for that insight.

22 And it's my understanding that the college is
23 proceeding with the selection of the dean of public
24 safety first.

25 COMMISSIONER LOWENBERG: Great. Thank you.

POST Commission Meeting, June 23, 2011

1 CHAIR DOYLE: Commissioner Linden?

2 COMMISSIONER LINDEN: Thank you, Mr. Chair.

3 Just a quick question on process.

4 When any academy has an inspection and a report that
5 might have findings that indicate that corrections are
6 needed, especially some of the 2008 findings were quite
7 serious having to do with test security and access, is
8 there a specific timeline that an academy is given to
9 correct? I guess the question is, do we have a sound
10 process in place to check back and make sure that they
11 have corrected those deficiencies? In general, not
12 necessarily associated with Rio Hondo.

13 MR. CAPPITELLI: Yes, Commissioner Linden, I'm going
14 to ask Assistant Executive Director Deal to come forward.

15 CHAIR DOYLE: Is that contained in B.9?

16 MR. CAPPITELLI: Is that contained in Item B.9?

17 MR. DEAL: Let Frank do that. He could give you the
18 description of the process by which we directly follow.

19 MR. CAPPITELLI: Okay, our Bureau Chief Frank Decker
20 will do that.

21 CHAIR DOYLE: Is that B.9? Is that what you will
22 cover, Frank?

23 MR. DECKER: Good morning. I'm Frank Decker from
24 Basic Training Bureau.

25 Bob has already covered part of B.9. I can

POST Commission Meeting, June 23, 2011

1 supplement what he just said.

2 CHAIR DOYLE: Just for a point of order, I was going
3 to clear and get a motion on B.8 and then go into B.9, if
4 that's okay with everybody.

5 COMMISSIONER LINDEN: Yes, that's fine. And I know
6 B.9 describes the specific recertification process with
7 Rio Hondo.

8 I think my question was just more general, and maybe
9 more related to B.8 --

10 CHAIR DOYLE: Okay, sure.

11 COMMISSIONER LINDEN: -- with the 2008 report.

12 And I don't need a lot of detail. I mean, I trust
13 staff.

14 For me, it raised the question of, do we have a
15 process that is normally followed to make sure that
16 deficiencies are corrected when found in reports.

17 MR. CAPPITELLI: We do have a process. In fact,
18 that process has been refined within the last two years
19 and perfected. And there is a timeline by which the
20 academy is to address the problems. And there is also
21 follow-up by staff to ensure that those issues are
22 corrected.

23 COMMISSIONER LINDEN: Okay, thank you.

24 COMMISSIONER SOBEK: Mr. Chair, one question.

25 CHAIR DOYLE: Commissioner Sobek?

POST Commission Meeting, June 23, 2011

1 COMMISSIONER SOBEK: I read the report, and the only
2 concern I have is, in one sentence: "There is no
3 conclusive evidence that was developed that proved
4 culpability by anyone."

5 Does that mean that no one is going to get punished
6 for this?

7 I mean, it seems to me -- I'm an instructor. It
8 seems to me that you know what you know. And giving test
9 questions is definitely a violation of a lot of things.

10 So are we saying that no one is going to get
11 punished for any of this on staff at the college?

12 MR. STRESAK: With a limited scope, we do not have
13 evidence that would identify a single person as being
14 solely culpable for the compromise to that extent of
15 500 questions.

16 We have one instructor that did remove a hard-copy
17 test, PC 832 test, take it to a different location, and
18 distribute that. But in terms of identifying who may
19 have been responsible for the distribution of 500 test
20 questions, I'm not sure we'll ever be able to identify
21 that individual.

22 If you take into account that the testing process
23 has points of vulnerability, and then you take into
24 account that there was lax -- or complacency with test
25 security measures at that college, anybody who had those

POST Commission Meeting, June 23, 2011

1 two components were provided with a sufficient
2 opportunity to download a test, perhaps scan it into a
3 PDF file, and then transfer it into a PowerPoint
4 presentation. Within that academy network, that could
5 have occurred anywhere. That could have even occurred at
6 someone's individual residence.

7 In terms of pursuing that, without filing a criminal
8 report, we have limited authority to pursue those
9 avenues.

10 COMMISSIONER SOBEK: Okay, thank you.

11 COMMISSIONER HAYHURST: Mr. Chair?

12 On that same line, Bob, a question: Are any of
13 these instructors going to be able to come back to
14 Rio Hondo, and are any of these instructors currently
15 employed by the agency? Because it seems to me like
16 they're all somewhat culpable, and there is an ethics and
17 integrity issue that I think would come into play,
18 whether or not they were completely culpable or not.
19 They were aware.

20 MR. STRESAK: To answer the first part of your
21 question, we've made it abundantly clear to the college
22 administration that we would not interfere with personnel
23 matters, you know, unless there was extant of egregious
24 evidence that would indicate culpability.

25 So the college has taken action to terminate

1 individuals, but not at our direction and not at our
2 input.

3 The remainder of those individuals are entitled to
4 due process. And if there was administrative remedies
5 pursued for those instructors, I don't know.

6 I do know that if we had some information for sworn
7 officers that were instructors, we would pass that on to
8 the executive of that agency for further action.

9 And then one other quick comment: That we briefed
10 the Academy Consortium on this incident. We've made
11 presentations to the Instructor Advisory Council,
12 addressing instructor integrity issues. We've improved
13 what you've addressed already, Commissioner, the BCCR
14 distribution protocol and reemphasized that the office of
15 the college president receives copies.

16 We've made presentations to the plenary session of
17 the instructor symposium, statewide symposium. We've
18 made presentations to the statewide training managers'
19 meetings. And we've created a task force that will look
20 internally at our own testing protocols or test-security
21 agreements, and how we can improve test-security
22 agreements between our academies in the POST testing
23 process.

24 And we've also initiated the feasibility study
25 report to begin to acquire a new testing program. So

POST Commission Meeting, June 23, 2011

1 we'll be interviewing vendors in the near future.

2 And that concludes my presentation.

3 COMMISSIONER ALLEN: I want to -- as Ron did, Bob,
4 I think this was an outstanding piece of work that you
5 were involved in, and the staff. And I'm very
6 appreciative. So I just wanted to make that comment.

7 MR. STRESAK: Thank you for your kindness, and I
8 appreciate it. It was a team effort.

9 Thank you.

10 CHAIR DOYLE: Any other questions of Bob?

11 Frank?

12 MR. DECKER: Do I have B.9 then?

13 CHAIR DOYLE: Sure.

14 No more questions?

15 *(No response)*

16 CHAIR DOYLE: Is there a motion to prove B.8?

17 COMMISSIONER LOWENBERG: I'll move. Lowenberg
18 moves to approve B.8.

19 COMMISSIONER ALLEN: Allen, second.

20 CHAIR DOYLE: All those in favor?

21 *(A chorus of "ayes" was heard.)*

22 CHAIR DOYLE: Okay, Item B.9.

23 MR. DECKER: When Rio Hondo was suspended on breach
24 of test security, there were two classes in session,
25 basic training classes: Intensive format full-time

1 academy class, and an extended format Module 1. The
2 suspension impacted 127 students who were enrolled in the
3 classes at that time.

4 Students were interviewed as part of the
5 investigation, and the investigators were of the joint
6 opinion that the students believed the study guide was
7 approved by the college and they were not aware that it
8 contained actual test questions.

9 Staff determined that the students should be allowed
10 to continue the training, but that it was necessary to
11 transfer both classes to another academy for completion.

12 The Executive Director contacted Sheriff Lee Baca
13 who agreed to conduct training for both classes at the
14 Los Angeles Sheriff's Department Academy.

15 Staff reviewed the training that they had received
16 up to that point in time, and developed extension courses
17 to allow them to continue their training. This was an
18 in-depth analysis, so we could make sure that all of the
19 minimum requirements that we wanted fulfilled for the
20 regular basic course were covered. And we went back and
21 addressed some of the skills areas in their entirety, to
22 make sure that they were properly conducted.

23 Both classes were transferred to the Los Angeles
24 Sheriff's Department and have since completed training.
25 College administration provided full and complete

POST Commission Meeting, June 23, 2011

1 cooperation during the course of the investigation and
2 the process of transferring the classes.

3 Subsequent to the investigation, the president of
4 the college pledged that they would present courses in
5 accordance with Commission regulations and procedures.
6 The college has presented a reorganization plan for the
7 public safety department that was designed to provide
8 more oversight to the police academy, and plans were
9 announced to appoint a new academy director and the
10 position was advertised.

11 The college requested that the suspension be lifted
12 and to allow them to start basic training again. Based
13 on the actions and assurance of the college
14 administration, the Executive Director decided to
15 authorize the college to present a basic course on a
16 probationary basis.

17 Staff met with representatives from the college,
18 including the vice president, president, and the dean.
19 And during the meeting, we reviewed the requirements for
20 presentation of basic courses, the reinstatement, and
21 conditions of probation.

22 The college representatives provided assurance they
23 would adhere to the conditions. These conditions are
24 specified in Attachment A and are quite lengthy and very
25 specific.

POST Commission Meeting, June 23, 2011

1 The college is working closely with their advisory
2 committee and the Los Angeles County Chiefs' Association
3 to restructure the program.

4 As Bob mentioned, a selection process for the
5 director position has been started. And we understand
6 the finalists are currently being evaluated.

7 After the director is selected, new academy
8 coordinators will be hired; and the college
9 administration has also contacted staff regarding
10 training for an entire new group of instructors.

11 As a condition of probation, Rio Hondo will only
12 present the regular basic course in the modular format
13 as an extended format course.

14 As was mentioned previously, the three-part format
15 to the regular basic course modular system will allow us
16 to evaluate each component internally. They will start
17 with a Module III; and during the course of the
18 presentation and subsequent to that, staff will conduct
19 an evaluation.

20 If they have properly presented Module III, they
21 will be allowed to continue to Module II, which will also
22 be evaluated in the same format. And if that is
23 successful, they will be allowed to continue on to
24 Module I.

25 The advantage to the modular format being in the

POST Commission Meeting, June 23, 2011

1 three-part component is that if there is an issue that
2 comes up with the presentation, the students will receive
3 credit for the training they received up to that point in
4 time, and they will not be in a similar situation that
5 the students involved in the two previous classes faced.

6 If Rio Hondo successfully completes the entire
7 modular format, then consideration will be given to allow
8 them to return to other forms of basic training.

9 COMMISSIONER LOWENBERG: Mr. Chair?

10 CHAIR DOYLE: Mr. Lowenberg?

11 COMMISSIONER LOWENBERG: It appears to me that in
12 the conditions of probation, that maybe they're -- and
13 these are very comprehensive, and again, kudos to
14 staff -- but it appears to me that it was very clear from
15 our earlier discussion of B.8 and the report, that one of
16 the things that appeared to be missing was an ability for
17 the instructors and staff and administration to
18 communicate on a regular basis. It was pointed out more
19 than once in the report.

20 Maybe a question of staff: Would it be possible to
21 include in the conditions of probation that maybe require
22 and/or strongly suggest that regular instructor meetings
23 between staff, including RTOs, be conducted on at least
24 an annual basis?

25 That's my question.

POST Commission Meeting, June 23, 2011

1 MR. CAPPITELLI: Commissioner, if your question is,
2 can we do that? Absolutely.

3 COMMISSIONER LOWENBERG: Yes, thank you.

4 I would suggest that that be done.

5 MR. CAPPITELLI: Yes.

6 COMMISSIONER MCGINNESS: Is annually sufficient,
7 realistically?

8 COMMISSIONER LOWENBERG: Well, no, probably not.
9 But I wanted to --

10 COMMISSIONER MCGINNESS: Quarterly probably would
11 be --

12 COMMISSIONER LOWENBERG: While on probation, maybe
13 quarterly would be more appropriate.

14 COMMISSIONER MCGINNESS: Quarterly.

15 COMMISSIONER LOWENBERG: Thank you, John.

16 MR. CAPPITELLI: Might I offer a suggestion?

17 Staff can go back and develop some wording that will
18 capture the issue rather than try to determine a
19 particular time.

20 Would that be acceptable?

21 COMMISSIONER LOWENBERG: Thank you.

22 MR. CAPPITELLI: Thank you, sir.

23 MR. DECKER: Part of our discussions with the
24 college administration, our plans are to take a team down
25 there for a minimum of a one-day period. We're bringing

POST Commission Meeting, June 23, 2011

1 all of their newly assigned staff together for a training
2 session just to kick things off.

3 CHAIR DOYLE: Other comments? Questions?

4 *(No response)*

5 CHAIR DOYLE: Is there a motion to accept B.9?

6 COMMISSIONER LOWENBERG: Move to approve B.9.

7 COMMISSIONER MCGINNESS: Second. McGinness.

8 CHAIR DOYLE: All those in favor?

9 *(A chorus of "ayes" was heard.)*

10 CHAIR DOYLE: Thank you.

11 Before Item C, I'd like to introduce our newest
12 commissioner, Larry Wallace, representing the Attorney
13 General.

14 And Larry, as part of the initiation -- you don't
15 have to pay anything, but we would like you to introduce
16 yourself to the audience of the Commission.

17 COMMISSIONER WALLACE: Well, first of all, I want to
18 apologize for being late. My prior meeting ran late.
19 But I'm very happy to be here.

20 I look forward to working with the Commission.

21 I've been in law enforcement for approximately
22 25 years. I started out at the Berkeley Police Department
23 and worked narcotics. And that's how I got affiliated
24 with the Department of Justice.

25 I spent ten years with the San Francisco Bureau of

POST Commission Meeting, June 23, 2011

1 Narcotic Enforcement. And I see some fellow
2 commissioners here that I did a lot of work with.

3 I was afforded the opportunity to go work for then
4 District Attorney Kamala Harris. With the District
5 Attorney's office in San Francisco, I worked there for
6 six years as a deputy chief, overseeing special
7 operations and trial preparations.

8 And I'm here now today as a new director of law
9 enforcement. And like I say, I'm happy to be here. And
10 we look forward to our working relationship over the next
11 four years.

12 CHAIR DOYLE: Welcome.

13 Thank you.

14 Item C, Commissioner McGinness, Chairman of the
15 Finance Committee.

16 COMMISSIONER MCGINNESS: Thank you, Mr. Chairman.

17 The Finance Committee met yesterday with POST staff,
18 most notably Assistant Director Dick Reed and
19 Administrative Services Bureau Chief Darla Engler, and
20 reviewed the financial report for fiscal year 2010-2011
21 through the end of May.

22 The Committee received and reviewed the financial
23 report for the first 11 months. And the overall news is
24 that, unlike many people who are dealing with budgets in
25 their daytime jobs, POST is actually looking to be in

POST Commission Meeting, June 23, 2011

1 pretty good shape. The report indicates revenue is
2 approximately \$7 million lower than the amount received
3 in the previous year, and about 8.5 lower than the amount
4 projected for this year.

5 However, about \$5 million of that decrease can be
6 attributed to the fact that the driver training penalty
7 assessment fund has been slow coming in this year.

8 So staff expects to end the fiscal year with about
9 \$50.3 million, that's about \$3 million less than last
10 year's revenue. The report also indicates that '10-11
11 the number of reimbursable trainees and their training
12 reimbursement was significantly less: 28 and 24 percent,
13 respectively. And, of course, the belief is that that is
14 reflective of the fact that many law-enforcement agencies
15 are laying people off and not availing themselves of the
16 training opportunities.

17 We reviewed the projected expenditures for the
18 balance of this fiscal year; and staff estimates that by
19 the end of the year, the balance will be significantly
20 less than currently shown as a result of staff actions
21 taken following the Commission's meeting in February and
22 direction given then.

23 Correspondingly, the Committee approved agenda
24 Item W.2, which you'll have a chance to review here
25 today, to extend the '10-11 contracts.

POST Commission Meeting, June 23, 2011

1 The review of the proposed '11-12 budget: Staff
2 noted that the threat of losing the program 30 peace
3 officer training reimbursement funds from the POST budget
4 was addressed in the Governor's changes to the
5 realignment proposal. And the POST budget as submitted
6 is expected to be approved by the Legislature.

7 We did approve and recommend passage of agenda
8 items G, L, N, P, Q, and R on the regular Commission
9 agenda, which total about \$2,745,916. As to our funds to
10 support all expenditure items on the Commission agenda,
11 the Committee recommends the approval of all items to the
12 Commission.

13 The issue of reimbursement funds to the field staff
14 provided a report on proposals to provide additional
15 reimbursements to the field using '10-11 funds. And the
16 Committee strongly recommends approval by the Commission
17 to settle up some of those issues.

18 The contracting procedures took on an interesting
19 conversation; and, frankly, we failed to reach consensus
20 and come up with a recommendation. I think we got
21 fairly close, and we came up with a couple of different
22 proposals, which I kind of would describe as a
23 distinction without a difference.

24 The flavor of the dialogue was that it appears as
25 though the current system, the current language, works

POST Commission Meeting, June 23, 2011

1 effectively. And there's a little bit of a, "If it's not
2 broke, don't try to fix it," attitude that was reflected.

3 Frankly, the split was whether to just let it go as
4 it is now, until and unless such time was to present that
5 there was a need to make a change and address it at that
6 time, or to specifically calendar it for a subsequent
7 meeting.

8 And as a result of a lack of consensus on that, we
9 took no action on that.

10 And then finally, staff reported a report on a
11 proposal for extending 2010-11 contracts. The Committee
12 recommends approval by the Commission.

13 And that's our report.

14 CHAIR DOYLE: Good.

15 COMMISSIONER HAYHURST: Mr. Chair, I'd like to be
16 heard, if I may.

17 CHAIR DOYLE: Sure, Commissioner Hayhurst.

18 COMMISSIONER HAYHURST: On Item 6, the POST
19 contracting procedures. A little different take on it.

20 What I was asking of the Financial Committee on it,
21 was not to necessarily make a decision on it today, but
22 to bring it back after we've had a little more time to
23 understand all the language in it. There's a lot of
24 codes and stuff in there. And rather than bring it back
25 at a time when there might be some questions again in

POST Commission Meeting, June 23, 2011

1 the future, give us all a chance to look up some of these
2 codes that's in there. The POST internal manual and
3 stuff has a lot of different items and stuff in there.
4 I'd like to have the opportunity to make an informed
5 decision on it and bring it back in October, because it's
6 not going to change anything at this date and time if we
7 remain at status quo. But if we just give the rubber
8 stamp and say, "We're done with it," and unless somebody
9 else complains in the future or has some questions in the
10 future, then we'll bring it back.

11 I'd like to bring it back in October, when we've all
12 had a chance to review it a little bit more. At least
13 I know I need some more time. And that was my take on
14 it.

15 Thank you, Mr. Chair.

16 CHAIR DOYLE: Other comments or questions?

17 *(No response)*

18 CHAIR DOYLE: Okay, is that a motion to --

19 COMMISSIONER HAYHURST: I'd like to make a motion --

20 CHAIR DOYLE: Well, let me finish, Commissioner.

21 Is that a motion to accept the Finance report with
22 the provision that this particular item we bring back in
23 October?

24 COMMISSIONER HAYHURST: Very good, Mr. Chair. Yes,
25 sir.

POST Commission Meeting, June 23, 2011

1 CHAIR DOYLE: So that's the motion.

2 Is there a second?

3 COMMISSIONER SMITH: Second. Smith.

4 CHAIR DOYLE: All those in favor?

5 *(A chorus of "ayes" was heard.)*

6 CHAIR DOYLE: The motion passes.

7 Thank you, Commissioner McGinness.

8 COMMISSIONER MCGINNESS: Thank you.

9 CHAIR DOYLE: Item D, Report of Proposed Changes to
10 Commission Policy A.9, Structure/Process of Executive
11 Director Performance Evaluation.

12 I think we talked about this last meeting, and there
13 was an interest in doing something other than doing an
14 evaluation of the executive director every year, and
15 maybe doing that every other year?

16 MR. CAPPITELLI: Mr. Chairman, this is because we
17 had to modify a Commission policy. So this is the policy
18 change that is commensurate with that discussion.

19 CHAIR DOYLE: Okay.

20 COMMISSIONER LOWENBERG: Unless my fellow
21 commissioners need to ask questions, I'm prepared to move
22 Item D.

23 COMMISSIONER SOBEK: Second.

24 COMMISSIONER HAYHURST: Second.

25 CHAIR DOYLE: Okay, there was a motion by

POST Commission Meeting, June 23, 2011

1 Commissioner Lowenberg, and there was a tie between --
2 so I'll pick up Commissioner Sobek.

3 COMMISSIONER SOBEK: Go ahead, Floyd.

4 COMMISSIONER HAYHURST: Whichever is easiest for the
5 recorder.

6 CHAIR DOYLE: All those in favor?

7 *(A chorus of "ayes" was heard.)*

8 CHAIR DOYLE: Item E, Basic Training Bureau Report
9 on Proposed Changes to Training and Testing
10 Specifications for Peace Officer Basic Courses.

11 Does any commissioner want a report on this item?

12 COMMISSIONER SOBEK: Motion to move.

13 CHAIR DOYLE: That's a motion by Commissioner Sobek.
14 Second?

15 COMMISSIONER LUNDGREN: Second. Lundgren.

16 CHAIR DOYLE: All those in favor?

17 *(A chorus of "ayes" was heard.)*

18 CHAIR DOYLE: Item F, Report on Proposed Changes to
19 the Basic Course Waiver Process Application Form.

20 Is there a report required, or is there a motion?

21 COMMISSIONER SOBEK: Motion to move. Sobek.

22 COMMISSIONER MCGINNESS: Second. McGinness.

23 CHAIR DOYLE: All those in favor?

24 *(A chorus of "ayes" was heard.)*

25 CHAIR DOYLE: Item G, Executive Office Request

POST Commission Meeting, June 23, 2011

1 Approval to Accept Fiscal Year 2011 Homeland Security
2 Grant Funds and Authorize Contracts to Expend Funds.

3 I had asked the Executive Director if we could get
4 a report on exactly what we were proposing to train.

5 So thank you, Mike.

6 MR. CAPPITELLI: Mr. DiMiceli will present that.

7 MR. DiMICELI: Good morning.

8 Connie and Marie are passing out a page from the
9 grant application that we submitted to CaleMA which
10 describes five projects that we anticipate using the
11 grant funds to complete.

12 Very frankly, my approach is: They give me the
13 money and then I'll figure out what we're going to do
14 with it. But you've got to put something on the grant
15 application, so these are five good ideas.

16 The first three, A, B, and C that are described
17 there, have been on our calendar for some time. The last
18 two projects are available for substitution, if you will.

19 As you will recall, two and a half years ago
20 Assembly Bill 587 appropriated to the Commission
21 \$2.5 million from the 9/11 memorial license plate fund,
22 and \$2.5 million to the fire service specifically for
23 terrorism-related training.

24 We're essentially at the end of that two-and-a-half
25 year period, or three fiscal-year period. CaleMA called

POST Commission Meeting, June 23, 2011

1 us and said, some more money is available if you'll give
2 us some thoughts and submit a grant application. And so
3 that's where we are with this.

4 They need to encumber the money by the 30th of this
5 month. We're processing paper and answering questions.
6 I don't really know whether we'll get as much as \$500,000
7 or something less. But in our conversation with them,
8 they said, "We'll have as much as \$500,000."

9 So, you know, like the contractor, "You tell me how
10 much I can spend. I'll give you an estimate for the
11 whole thing." So there are we are.

12 CHAIR DOYLE: Thank you.

13 Any other questions?

14 COMMISSIONER SOBEK: Are we in competition with
15 anybody on that grant?

16 MR. DiMICELI: No. The legislation initially
17 specified it can only be used for law enforcement and
18 fire. And we're the law-enforcement guy in the room.

19 CHAIR DOYLE: Is there a motion to accept?

20 COMMISSIONER MCGINNESS: So moved. McGinness.

21 And this did get the recommendation of the Finance
22 Committee.

23 COMMISSIONER McDONNELL: Second. McDonnell.

24 CHAIR DOYLE: Please call the roll.

25 MS. PAOLI: Allen?

POST Commission Meeting, June 23, 2011

1 COMMISSIONER ALLEN: Yes.
2 MS. PAOLI: Larry Wallace?
3 COMMISSIONER WALLACE: Yes.
4 MS. PAOLI: Tom Anderson?
5 *(No response)*
6 Ms. PAOLI: Lai Lai Bui?
7 VICE CHAIR BUI: Yes.
8 MS. PAOLI: Cooke?
9 COMMISSIONER COOKE: Yes.
10 MS. PAOLI: Doyle?
11 CHAIR DOYLE: Yes.
12 MS. PAOLI: Dumanis?
13 *(No response)*
14 Ms. PAOLI: Hayhurst?
15 COMMISSIONER HAYHURST: Yes.
16 MS. PAOLI: Linden?
17 COMMISSIONER LINDEN: Yes.
18 MS. PAOLI: Lowenberg?
19 COMMISSIONER LOWENBERG: Yes.
20 MS. PAOLI: Lundgren?
21 COMMISSIONER LUNDGREN: Yes.
22 MS. PAOLI: McDonnell?
23 COMMISSIONER McDONNELL: Yes.
24 MS. PAOLI: McGinness?
25 COMMISSIONER MCGINNESS: Yes.

POST Commission Meeting, June 23, 2011

1 MS. PAOLI: Smith?

2 COMMISSIONER SMITH: Yes.

3 MS. PAOLI: Sobek?

4 COMMISSIONER SOBEK: Yes.

5 MS. PAOLI: Soubirous?

6 COMMISSIONER SOUBIROUS: Yes.

7 CHAIR DOYLE: Thank you.

8 The motion passes.

9 Item H, Report on Composition of POST Advisory
10 Committee.

11 I understand there was discussion at the Advisory
12 Committee yesterday. I was absent.

13 Laura?

14 MS. LORMAN: Yes. We had a fruitful discussion.

15 And the Advisory board did vote with four against to
16 recommend not to fill the position once occupied by COPS.

17 There was discussion prior to the vote of continuing
18 the position with either CCLEA, CLEARs, or CCUPCA, which
19 is a college and university chiefs association.

20 Also the Advisory Committee wanted to bring forth
21 that if the Commission chooses to continue the position,
22 the nomination period should be reopened.

23 CHAIR DOYLE: So is it the recommendation of the
24 Advisory Committee not to fill this position?

25 MS. LORMAN: Yes.

POST Commission Meeting, June 23, 2011

1 CHAIR DOYLE: Okay, Commissioners?

2 COMMISSIONER HAYHURST: I'd like to be heard on
3 that, Chair.

4 CHAIR DOYLE: Commissioner Hayhurst?

5 COMMISSIONER HAYHURST: I did attend, and I do have
6 some questions on it.

7 Back in -- and staff did a fine job, as they always
8 do. Back in 2006-2007, we did have this before us to
9 change the composition of the Advisory Committee. And
10 it was handled by a subcommittee of commissioners.

11 It was discussed at the last Commission meeting of
12 the commissioners that would be -- my name was thrown
13 out, Lundgren, McDonnell, and Smith.

14 And I'm just curious as to whether we're going to
15 start doing things now differently than what we did in
16 '06 and '07, at the advice of the Commission last time,
17 if we're changing, like I said, the way we're doing that.
18 And also two meetings ago, the Commission concurred to
19 add a person to the Advisory Committee as opposed to
20 remove one, which we did. We added a person to it. And
21 now, after that, it's brought back to us to remove.

22 So I think that we should either stay with the rules
23 that we were doing in '06 and '07, or make sure that
24 we're going to follow the same rules in the future,
25 whichever way we are going to do it.

POST Commission Meeting, June 23, 2011

1 If we're going to have the Advisory Committee advise
2 us to do it, what their recommendation is, either stick
3 with that policy but not go back and forth.

4 And my suggestion would be to table this item, send
5 it back out to the Advisory Liaison Committee, which is
6 comprised of the commissioners, to bring back to this
7 body in October and open it up.

8 CHAIR DOYLE: Commissioner Lowenberg?

9 COMMISSIONER LOWENBERG: With all due respect to
10 my fellow commissioner, Mr. Hayhurst, it's probably not
11 the first time or the last time we're going to disagree;
12 but I do respect his point of view.

13 I think his take on it is slightly different than
14 mine. I believe I was chair of the Commission that last
15 time we had this discussion. Frankly, now that I think
16 about it, I might have been the chair at the time before,
17 when we talked about this issue. If you've been on this
18 Commission long enough, these issues have a tendency to
19 resurface.

20 But, anyway, that being said, I think the Advisory
21 Committee did a nice job of -- at least from what I
22 heard -- did a nice job of evaluating all the
23 information. Everyone on this commission knows where
24 I stand on this issue. And I'm prepared to advance a
25 motion to approve the recommendation of our Advisory

POST Commission Meeting, June 23, 2011

1 Committee.

2 CHAIR DOYLE: Commissioner Linden?

3 COMMISSIONER LINDEN: Mr. Chair, I'll second the
4 motion with a comment that I actually -- I think it is
5 appropriate that the Advisory Committee have that level
6 of in-depth conversation and consideration from the many
7 different perspectives that comprise the Advisory
8 Committee about, should there be changes, should there be
9 differences, what to do with this particular position.
10 I think they're actually in the best position to look at
11 their own composition and their own makeup, and to
12 identify gaps or augmentations that might be needed to
13 that committee.

14 So I appreciate the discussion they had and their
15 recommendation. And I trust, given the composition of
16 the Advisory Committee, that it was thoughtful and
17 carefully considered.

18 CHAIR DOYLE: Any other comments on the motion?

19 *(No response)*

20 CHAIR DOYLE: Okay, there's a motion and a second.

21 All those in favor?

22 *(A chorus of "ayes" was heard.)*

23 CHAIR DOYLE: Those opposed?

24 COMMISSIONER HAYHURST: Aye.

25 COMMISSIONER SOBEK: Aye.

POST Commission Meeting, June 23, 2011

1 COMMISSIONER LUNDGREN: Aye.

2 COMMISSIONER SOUBIROUS: Aye.

3 CHAIR DOYLE: Interesting.

4 VICE CHAIR BUI: Can you restate the motion please?

5 CHAIR DOYLE: The motion was essentially to adopt
6 the recommendation of the Advisory board.

7 COMMISSIONER LINDEN: Which is not to fill
8 the position?

9 CHAIR DOYLE: Which is not to fill the position.

10 MS. PAOLI: Can I have the names who --

11 CHAIR DOYLE: Sure, why don't we -- those who favor
12 the motion, raise your hand?

13 *(A show of hands.)*

14 CHAIR DOYLE: Do you have that?

15 MS. PAOLI: *(Nodding.)*

16 CHAIR DOYLE: Those who oppose, raise your hand?

17 *(A show of hands.)*

18 CHAIR DOYLE: I believe the motion passes.

19 VICE CHAIR BUI: What was the count?

20 MS. PAOLI: 4 to 10.

21 MR. CAPPITELLI: Why don't we do a roll call?

22 May I suggest we do a roll call?

23 CHAIR DOYLE: Let's do a roll call.

24 MR. CAPPITELLI: Thank you, Mr. Chair.

25 MS. PAOLI: Allen?

POST Commission Meeting, June 23, 2011

1 COMMISSIONER ALLEN: Yes.

2 MS. PAOLI: Wallace?

3 COMMISSIONER WALLACE: May I abstain on this? I
4 don't have enough information.

5 MS. PAOLI: Anderson?

6 *(No response)*

7 Ms. PAOLI: Bui?

8 VICE CHAIR BUI: No.

9 MS. PAOLI: Cooke?

10 COMMISSIONER COOKE: Yes.

11 MS. PAOLI: Doyle?

12 CHAIR DOYLE: Yes.

13 MS. PAOLI: Dumanis?

14 *(No response)*

15 Ms. PAOLI: Hayhurst?

16 COMMISSIONER HAYHURST: No.

17 MS. PAOLI: Linden?

18 COMMISSIONER LINDEN: Yes.

19 MS. PAOLI: Lowenberg?

20 COMMISSIONER LOWENBERG: Yes.

21 MS. PAOLI: Lundgren?

22 COMMISSIONER LUNDGREN: No.

23 MS. PAOLI: McDonnell?

24 COMMISSIONER McDONNELL: No.

25 MS. PAOLI: McGinness?

POST Commission Meeting, June 23, 2011

1 COMMISSIONER MCGINNESS: Yes.

2 MS. PAOLI: Smith?

3 COMMISSIONER SMITH: Yes.

4 MS. PAOLI: Sobek?

5 COMMISSIONER SOBEK: No.

6 MS. PAOLI: Soubirous?

7 COMMISSIONER SOUBIROUS: No.

8 MS. PAOLI: Seven yeses and six noes.

9 CHAIR DOYLE: Okay, the motion passes.

10 Item I, Report on the Update of the POST Strategic

11 Plan.

12 Does a commissioner want a report?

13 *(No response)*

14 CHAIR DOYLE: Is there a motion to adopt or accept

15 Item I?

16 COMMISSIONER MCGINNESS: Move to adopt. McGinness.

17 COMMISSIONER McDONNELL: Second. McDonnell.

18 CHAIR DOYLE: McDonnell?

19 COMMISSIONER LUNDGREN: Sorry, can we go back to

20 discussion?

21 CHAIR DOYLE: Sure, of Item I or Item H?

22 COMMISSIONER LUNDGREN: Item I. I've moved on.

23 CHAIR DOYLE: Sure. I'm sorry, I thought that --

24 COMMISSIONER LUNDGREN: I've moved on to Item I.

25 CHAIR DOYLE: Sure. Commissioner Lundgren?

POST Commission Meeting, June 23, 2011

1 COMMISSIONER LUNDGREN: Thank you, sir.

2 It appears we've continued this a couple times. And
3 I understand that staff is just inundated with all kinds
4 of stuff. And I don't have a problem with continuing it.
5 But my worry is, we just keep kicking that can down the
6 road. And at some point, we need to address it.

7 So is there a plan or some type of schedule that we
8 are going to come back to this?

9 MR. CAPPITELLI: Yes, well, to speak to the point,
10 in a broad sense, the plan that we had for last year was
11 to focus on restructure and reorganization within POST
12 rather than move forward with the Strategic Plan.

13 And, as you know, we've not had the ability to hire
14 any new staff since August of last year. And every time
15 somebody leaves, we cannot replace that position. So
16 we've not had the ability to do the restructuring and the
17 reorganization because we don't know how many personnel
18 that we have.

19 We are in the process right now of waiting to hear
20 back from the administration on our request for exemption
21 so that we could perhaps resume hiring, but we have yet
22 to receive word on that.

23 With respect to the Strategic Plan, as outlined in
24 the report, there are still a significant number of items
25 that are already in progress, and a number of items that

POST Commission Meeting, June 23, 2011

1 we have, that we have set aside, that we could continue
2 to work on.

3 So I don't want you to get the false perception that
4 we are, in your words, kicking the can down the road.
5 All we're saying is, we have ample work with the
6 Strategic Plan initiatives that we have. And the process
7 that we would have to go through to develop new
8 initiatives and new objectives would be very time-
9 consuming, very costly, and would create additional
10 workload for a diminishing staff.

11 CHAIR DOYLE: Any other comments?

12 *(No response)*

13 CHAIR DOYLE: There's a motion and a second.

14 All those in favor?

15 *(A chorus of "ayes" was heard.)*

16 CHAIR DOYLE: Item J, report on input by Finance and
17 Advisory Committees.

18 Did everybody review the report? Would anyone like
19 a staff report?

20 COMMISSIONER MCGINNESS: Move.

21 CHAIR DOYLE: Motion?

22 McGinness?

23 COMMISSIONER MCGINNESS: I was going to move.

24 COMMISSIONER LINDEN: He got it.

25 And I'll second. I think this fixes something that

POST Commission Meeting, June 23, 2011

1 I think needs fixing.

2 CHAIR DOYLE: McGinness and Linden.

3 All those in favor?

4 *(A chorus of "ayes" was heard.)*

5 CHAIR DOYLE: Item K, Report on Amendments to
6 Commission Regulation 1054.

7 Is that the one you were going to --

8 MR. CAPPITELLI: Mr. Chairman, this is just a
9 request to not enforce one aspect of this regulation
10 change. The regulation change had already been vetted
11 and was ready to go, be pressed into the field. And we
12 received some concerns at the eleventh hour. And staff
13 has prepared this report asking the Commission to suspend
14 the one section of this that deals with the charges to
15 instructors who are providing instruction while on duty.

16 Staff can provide a report, if you'd like, either
17 Mr. Pecinovsky or Mr. DiMiceli or somebody can come
18 forward, if you'd like.

19 COMMISSIONER LINDEN: I'd like to hear a little bit.

20 I'm not sure I understood what the concerns were,
21 you know, if somebody's being paid by their agency. I
22 didn't quite get it from the report.

23 MR. CAPPITELLI: Sure. Mr. DiMiceli will spell it
24 out.

25 MR. DiMICELI: As the staff was revising this

POST Commission Meeting, June 23, 2011

1 regulation which specifically refers to the budget that
2 is a part of the tuition-based core certification, there
3 was some discussion about the use of funds, POST
4 reimbursement, in the situation where a certified course
5 is taught within an agency, to the agency's own staff,
6 using that agency's personnel who are on duty and
7 assigned to training. And essentially, the Commission,
8 in those cases, is reimbursing the agency for costs of
9 the training that essentially the agency doesn't have.

10 And so the one sentence which is bolded and
11 underlined in your report was added to the regulation,
12 which was then approved and is to become effective
13 the 1st of July, having passed through all of the
14 administrative processes, that would prohibit the charge
15 in the budget for agency instructors who are teaching on
16 duty.

17 It seemed like a good idea at the time. When the
18 bulletin came out, staff received a variety of comments
19 from various of the training managers asking, did we
20 think of this or that? And when we dropped back and
21 looked at it, we recognized that it would apply in all
22 cases. It would apply to those courses that are open
23 to -- you know, where the door is open, the "You all
24 come" kind of a situation. And somebody has agency staff
25 who are teaching on duty, may or may not be assigned to

1 the training function.

2 And what we realized most recently was that that
3 leaves with the presenter the entire burden of that
4 presentation, and does not share the cost of that
5 training with those outside agencies, if you will, who
6 are participating. Probably not in all respects the
7 fairest approach to handling the burden of training.

8 And so what staff is asking is for permission,
9 essentially, to suspend the imposition and enforcement
10 of that one aspect of the regulation while we drop back
11 and look at it again and see if we can either craft
12 language that is more practical and realistic in training
13 across the board.

14 COMMISSIONER LINDEN: So the unintended consequence
15 is that it would prohibit -- so my agency hosts a class,
16 I'm providing the cost of the instructor, and four other
17 agencies want to send people; it would prohibit any sort
18 of cost-sharing or other agencies reimbursing me for part
19 of those costs?

20 MR. DiMICELI: Exactly.

21 COMMISSIONER LINDEN: Okay, I get it.

22 COMMISSIONER MCGINNESS: Or if you have to replace
23 that instructor with overtime, I would assume?

24 MR. DiMICELI: What would happen is, if you have a
25 certified class, a certified course to your department,

POST Commission Meeting, June 23, 2011

1 and you're teaching it wherever -- across the street --
2 and you have your instructor who is teaching in the
3 class, and there are people from the entire region who
4 are the participants, you're responsible for the entire
5 cost of instruction, which means that in the budget for
6 that course that establishes the tuition, where there is
7 an instructor cost, there is zero. And the net effect of
8 that is that you bear the entire cost of instruction,
9 and that all of those folks who participate in the
10 training are not going to share that cost, even though
11 they're benefiting from the training.

12 COMMISSIONER LINDEN: And I can see how that could
13 discourage agencies from being willing to host and
14 provide instructors if they're not getting any offset to
15 that instructor's time. You know, presumably if they're
16 on duty, they could be doing something else as part of
17 their regular job. So, yes, I get it.

18 MR. CAPPITELLI: One more comment. It's
19 particularly problematic for those agencies who have
20 staff that are dedicated to training because they have a
21 significant number of personnel that, on a daily basis,
22 they have to be conducting in-service training just to
23 stay current with all of the mandates and all the
24 requirements.

25 COMMISSIONER LINDEN: Mr. Chair, I'll move the

POST Commission Meeting, June 23, 2011

1 suspension of the enforcement of that provision.

2 CHAIR DOYLE: Okay, is there a second?

3 COMMISSIONER: Allen, second.

4 COMMISSIONER HAYHURST: Second.

5 CHAIR DOYLE: Allen second?

6 All those in favor?

7 *(A chorus of "ayes" was heard.)*

8 CHAIR DOYLE: Item L, Learning Technology Resource
9 Bureau, Contract Request for Analysis and Feasibility
10 Study of Gaming Engine Use in Law-Enforcement Training.

11 MR. CAPPITELLI: Mr. Chairman?

12 CHAIR DOYLE: Yes.

13 MR. CAPPITELLI: If I may set the stage for a
14 discussion, I'm going to ask Jan Bullard, Bureau Chief
15 from our Learning Technology Resources Bureau, to come
16 forward.

17 Directing the Commission's attention back to 2007,
18 when I first accepted this position, one of the
19 priorities that the Commission established was the need
20 to move forward in the arena of technology as it relates
21 to training. And we've been doing that for the last few
22 years, as evidenced by a number of other policies items
23 that have been before this commission. And you have
24 approved and we received tremendous support for that.

25 Now, we find ourselves in a position where -- and

1 one more thing, the last large technology purchase that
2 we did obviously was the driving simulators. And now
3 we're getting ready to go into the force-option
4 simulation replacement. And so with that, we also find
5 ourselves in this position where, because of the
6 downturn in the number of trainees that are responding
7 that are utilizing the reimbursement mechanism, we stand
8 a chance of having funds -- unused funds, unexpended
9 funds revert back to our reserve; and the larger the
10 reserve grows, the larger it becomes a target and becomes
11 attractive in a time of fiscal need.

12 So with that, I ask staff to identify projects in
13 areas that we could be looking towards the future with
14 respect to the technology in other areas. One of the
15 other priorities is driver training and driver safety.

16 And what you have right now that Jan is going to
17 present to you on Item L, is a proposal to invest in the
18 next generation of training as it results to the use of
19 technology.

20 So with that, Jan?

21 MS. BULLARD: Thank you, Executive Director.

22 Good morning, Mr. Chairman, Commissioners.

23 The primary mission of the Learning Technology
24 Resources Bureau is the research of advanced technology
25 and its application to law-enforcement training.

1 So based on that prism, all of our LTR staff follow
2 the work that occurs in this field. And what they've
3 noticed is a great many of the industry leaders are
4 focusing on the development of training in a 3D
5 environment, utilizing gaming engines. And what this
6 does is create a more realistic, very dynamic, and very
7 effective learning experience for the students.

8 So LTR conducted some of their own research, and
9 they've looked at a lot of gaming models. And they've
10 identified some that are very promising in their
11 application to law-enforcement scenarios.

12 The majority of -- I say "kids" -- the majority of
13 people going into law enforcement today and many of
14 them that are already in law enforcement, are very
15 familiar with and honestly they are very comfortable with
16 high-quality game environments, and they really enjoy
17 learning in that kind of an environment.

18 Game design is the next evolutionary step in
19 training. And a game structure that we link directly
20 with learning objectives, such as a simulation, have
21 already proven to be extremely effective.

22 Staff would like to recommend that we pursue the
23 research into the possibility and potential of applying
24 this kind of technology into law-enforcement training.
25 And we would like to do that in a three-phase method:

POST Commission Meeting, June 23, 2011

1 The analysis, prototyping, and pilot testing.

2 The analysis phase is what is being covered today in
3 your agenda item, and it is absolutely imperative for the
4 success of the entire project.

5 Now, this is going to be a very in-depth study to
6 identify among many, many things, what is out there in
7 the way of training needs that can be feasibly addressed
8 by this type of technology, and what's out there now
9 currently in the way of engines and environments that is
10 conducive to or could be adapted to meeting those needs.

11 We would like to collaborate and partner with a
12 public entity such as the University of Central Florida,
13 who are phenomenal in this type of area.

14 And we have wanted to do this for a long period of
15 time. As the Executive Director said, the reason that
16 we're asking for approval at this particular time is
17 because we do have the opportunity to utilize unspent
18 student reimbursement funds, which will cover the entire
19 cost of this analysis phase.

20 Now, our fiscal predictions are that in the next
21 three to five years, we will probably still have some
22 type of funding available to us in that, which means if
23 we were actually to start this project right now, we
24 could potentially be able to complete an entire
25 three-year project. And if it proves out, have a product

POST Commission Meeting, June 23, 2011

1 in a cost-neutral method, utilizing these unspent
2 training funds.

3 We've broken down the actual cost of the analysis
4 phase, and that is Attachment A to your agenda item.

5 MR. CAPPITELLI: May I offer one additional comment,
6 Mr. Chair?

7 CHAIR DOYLE: Sure.

8 MR. CAPPITELLI: Simultaneously to this, staff has
9 worked on -- and it is embedded in the agenda items, I
10 want to call your attention to it. Staff is also working
11 on revisiting and retooling our business model for
12 reimbursement to accommodate what we consider now to be
13 the new normal, which are reduced number of officers
14 attending training. And we want to provide a greater
15 subsidy for those.

16 So this was our offering for this fiscal year, to
17 try to move forward and expend the funds that would
18 otherwise revert to the reserve. We're also taking other
19 measures contained in the report here.

20 I realize this is a pretty big price tag. But when
21 you look at the technology involved -- and some of you
22 may have had the opportunity to be here yesterday at the
23 Advisory Committee meeting to see the demonstration.
24 It's pretty impressive as to the potential here. So
25 that's for your consideration.

POST Commission Meeting, June 23, 2011

1 Laura, do you have a comment?

2 MS. LORMAN: Yes, which leads right to, I want to
3 make a comment that we did see a presentation at the
4 Advisory Committee yesterday. And I think I'm speaking
5 for everyone on the Committee, that we were very pleased
6 with the direction that POST is taking in the use of the
7 gaming engine for the training. It was very, very
8 impressive.

9 CHAIR DOYLE: Commissioner Bui?

10 VICE CHAIR BUI: I have a question.

11 Are we going to look into eventually incorporating
12 the driver's training into this, so that we can start
13 phasing out or getting rid of those bulky driving
14 simulators?

15 MS. BULLARD: Commissioner, this is not for the
16 purpose of supplanting the manipulative skills training
17 devices.

18 We're looking at this type of an environment and
19 functionality for decision-making, interactive -- you
20 could give them a domestic-violence crime, interview,
21 evidence collection. So this is not meant to take the
22 place of the actual simulators.

23 COMMISSIONER BUI: I thought the simulators were
24 meant for building decision-making.

25 MS. BULLARD: In manipulative skills: in the

POST Commission Meeting, June 23, 2011

1 driving, the shooting. This is for, if you wanted to
2 take a domestic-violence course, you could be dispatched
3 to the call, you can get to the call, and we can build in
4 complexity that on the way, you see something and have to
5 make a decision to stop or not. Or you get into an
6 interview situation where you can now have a very
7 realistic avatar character coming back to you and reading
8 body language.

9 So it's not for manipulative skills.

10 COMMISSIONER LINDEN: It's sort of a different use
11 of simulation --

12 MS. BULLARD: Exactly.

13 COMMISSIONER LINDEN: -- augmenting what we already
14 have.

15 MS. BULLARD: Exactly.

16 MR. CAPPITELLI: One more thought. One of the
17 visions that we have for this is, for people that are
18 hobbyists in gaming, they actually log on to their
19 computer and actually go into gaming rooms where other
20 people log in from other places. And they compete
21 against one another and assist one another in different
22 tactical situations. That's part of what would come out
23 of this.

24 But in answer to your question, Commissioner Bui,
25 the driving simulation really speaks to the issue of the

POST Commission Meeting, June 23, 2011

1 hazards of driving and judgment and decision-making
2 solely to driving.

3 This covers a vast array of areas. And it's not
4 just sitting in a simulator itself. It may also be going
5 onto a computer, getting into the gaming environment,
6 logging on with others. So there's great potential.
7 And we've yet to find a commercial product that is out
8 there, that is solely for the law-enforcement arena, that
9 does this for this topic.

10 I know that there is a product -- and Commissioner
11 Lowenberg has it in his shop -- that deals with the use
12 of 3D technology in a tactical situation for SWAT
13 training and those kinds of things. This expands the
14 number of uses for that. It goes into a number of
15 different areas.

16 COMMISSIONER BUI: Sure.

17 CHAIR DOYLE: Yes, Commissioner Lundgren?

18 COMMISSIONER LUNDGREN: You know, I watched that
19 simulation yesterday. And I think it's hard -- I'm not
20 saying all of you are as old as I am, but it's hard when
21 you come from the type of training we came through, to
22 look that far into the future. But I do have kids and
23 I watch them do this, and it's total amazement.

24 So I really think that it is a high price tag. And
25 this is just the first phase.

POST Commission Meeting, June 23, 2011

1 Is there a projected cost down the road of what the
2 final product may cost?

3 MS. BULLARD: I would love to say, yes, I know
4 exactly what it's going to cost when it's over; but
5 honestly, it's the analysis phase that's going to direct
6 us because it's whatever is developed out of the analysis
7 phase that becomes worthy of prototyping, or moves us
8 into how many types of engines we may have to prototype
9 that's going to make that cost. It is not inexpensive to
10 do this type of technology.

11 And I would hate to throw out a number and then have
12 the Commission come back and say, you know...

13 So I can come back to the Commission with the
14 results -- and we intend to come back to the
15 Commission -- with our findings and, obviously, data that
16 will bring us an accurate estimate of the costs to move
17 forward into phases two and three.

18 And what my assumption is, is that we might be able
19 to bring you a menu. You know, if you want to spend this
20 much, we might be able to get this. If you want to spend
21 this much, we can get this, this, and this. And you can
22 have column A and column B. And we can take it from
23 there. But we can bring that to the table before we move
24 on and get approval for moving into phases, too.

25 COMMISSIONER LUNDGREN: The second part of that is,

POST Commission Meeting, June 23, 2011

1 I thank you for that. That's a fair statement: "I don't
2 know."

3 However, I think it would be remiss of us if we
4 didn't explore this type of training available. And,
5 you know, we're all moving towards the ends of our
6 careers, and we really need to look at the type of
7 training that these guys coming in are going to utilize.

8 So I think that -- I'm apprehensive just because
9 it's so far out there; but at the same time, I think
10 it's something we need to explore and spend the money to
11 figure out if -- it's money well spent, let me just put
12 it that way.

13 COMMISSIONER MCGINNESS: Move to approve.
14 McGinness.

15 CHAIR DOYLE: McGinness.

16 Is there a second?

17 COMMISSIONER SOBEK: Second. Sobek.

18 CHAIR DOYLE: Is that for the part that some are at
19 the end of their careers? Or is that --

20 MR. MCGINNESS: I'm looking back at mine.

21 CHAIR DOYLE: Okay, roll-call vote.

22 MS. PAOLI: Allen?

23 COMMISSIONER ALLEN: Yes.

24 MS. PAOLI: Tom Anderson?

25 *(No response)*

POST Commission Meeting, June 23, 2011

1 Ms. PAOLI: Bui?
2 VICE CHAIR BUI: Yes.
3 MS. PAOLI: Cooke?
4 COMMISSIONER COOKE: Yes.
5 MS. PAOLI: Doyle?
6 CHAIR DOYLE: Yes.
7 MS. PAOLI: Dumanis?
8 *(No response)*
9 Ms. PAOLI: Hayhurst?
10 COMMISSIONER HAYHURST: Yes.
11 MS. PAOLI: Linden?
12 COMMISSIONER LINDEN: Yes.
13 MS. PAOLI: Lowenberg?
14 COMMISSIONER LOWENBERG: Yes.
15 MS. PAOLI: Lundgren?
16 COMMISSIONER LUNDGREN: Yes.
17 MS. PAOLI: McDonnell?
18 COMMISSIONER McDONNELL: Yes.
19 MS. PAOLI: McGinness?
20 COMMISSIONER MCGINNESS: Yes.
21 MS. PAOLI: Smith?
22 COMMISSIONER SMITH: Yes.
23 MS. PAOLI: Sobek?
24 COMMISSIONER SOBEK: Yes.
25 MS. PAOLI: Soubirous?

POST Commission Meeting, June 23, 2011

1 COMMISSIONER SOUBIROUS: Yes.

2 MS. PAOLI: Wallace?

3 COMMISSIONER WALLACE: Yes.

4 CHAIR DOYLE: It passes.

5 Item M, Management Counseling Services Bureau,
6 Report on Proposed Changes POST Regulation 9020 - Peace
7 Officer Feasibility Study Requirements.

8 Any comments by the Commission?

9 *(No response)*

10 CHAIR DOYLE: Report required?

11 *(No response)*

12 CHAIR DOYLE: No? Is there a motion?

13 COMMISSIONER MCGINNESS: So moved. McGinness.

14 CHAIR DOYLE: Second?

15 We're looking for somebody to -- Bui?

16 COMMISSIONER BUI: Bui. Second.

17 CHAIR DOYLE: Okay. All those in favor?

18 *(A chorus of "ayes" was heard.)*

19 CHAIR DOYLE: Item N, Report on the Request to
20 Contract for Continuation of LD 18 Investigative Report
21 Writing Project.

22 Any comments?

23 *(No response)*

24 CHAIR DOYLE: Is there a motion?

25 COMMISSIONER MCGINNESS: So moved.

POST Commission Meeting, June 23, 2011

1 COMMISSIONER LOWENBERG: Second. Lowenberg.
2 CHAIR DOYLE: Roll-call vote?
3 MS. PAOLI: Did we have a motion by Hayhurst?
4 COMMISSIONER MCGINNESS: McGinness.
5 MS. PAOLI: And the second?
6 COMMISSIONER LOWENBERG: Lowenberg.
7 MS. PAOLI: Allen?
8 COMMISSIONER ALLEN: Yes.
9 MS. PAOLI: Anderson?
10 *(No response)*
11 Ms. PAOLI: Bui?
12 VICE CHAIR BUI: Yes.
13 MS. PAOLI: Cooke?
14 COMMISSIONER COOKE: Yes.
15 MS. PAOLI: Doyle?
16 CHAIR DOYLE: Yes.
17 MS. PAOLI: Dumanis?
18 *(No response)*
19 Ms. PAOLI: Hayhurst?
20 COMMISSIONER HAYHURST: Yes.
21 MS. PAOLI: Linden?
22 COMMISSIONER LINDEN: Yes.
23 MS. PAOLI: Lowenberg?
24 COMMISSIONER LOWENBERG: Yes.
25 MS. PAOLI: Lundgren?

POST Commission Meeting, June 23, 2011

1 COMMISSIONER LUNDGREN: Yes.

2 MS. PAOLI: McDonnell?

3 COMMISSIONER McDONNELL: Yes.

4 MS. PAOLI: McGinness?

5 COMMISSIONER MCGINNESS: Yes.

6 MS. PAOLI: Smith?

7 COMMISSIONER SMITH: Yes.

8 MS. PAOLI: Sobek?

9 COMMISSIONER SOBEK: Yes.

10 MS. PAOLI: Soubirous?

11 COMMISSIONER SOUBIROUS: Yes.

12 MS. PAOLI: Wallace?

13 COMMISSIONER WALLACE: Yes.

14 CHAIR DOYLE: The motion passes.

15 Item 0, Report on Proposed Changes to POST

16 Regulation 1009, Triennial Recertification of Academy

17 Instructors.

18 Comments by the Commission?

19 COMMISSIONER SOBEK: Motion to move. Sobek.

20 CHAIR DOYLE: Sobek.

21 Second?

22 COMMISSIONER MCGINNESS: Second. McGinness.

23 CHAIR DOYLE: McGinness.

24 All those in favor?

25 *(A chorus of "ayes" was heard.)*

POST Commission Meeting, June 23, 2011

1 CHAIR DOYLE: Since we have a little ways to go,
2 let's take a five-minute break.

3 *(Recess taken from 11:31 a.m. to 11:39 a.m.)*

4 CHAIR DOYLE: Okay, Item P. The next item on the
5 agenda is Report on Acceptance of Additional Grant Funds.

6 Would any commissioners like to discuss this or like
7 a report?

8 *(No response)*

9 CHAIR DOYLE: Is there a motion?

10 COMMISSIONER MCGINNESS: So moved.

11 CHAIR DOYLE: So moved. McGinness.

12 Second?

13 COMMISSIONER LUNDGREN: Lundgren.

14 CHAIR DOYLE: Lundgren.

15 Roll call?

16 MS. PAOLI: Allen?

17 *(No response)*

18 MS. PAOLI: Tom Anderson?

19 *(No response)*

20 MS. PAOLI: Bui?

21 VICE CHAIR BUI: Yes.

22 MS. PAOLI: Cooke?

23 COMMISSIONER COOKE: Yes.

24 MS. PAOLI: Doyle?

25 CHAIR DOYLE: Yes.

POST Commission Meeting, June 23, 2011

1 MS. PAOLI: Dumanis?

2 (No response)

3 Ms. PAOLI: Hayhurst?

4 COMMISSIONER HAYHURST: Yes.

5 MS. PAOLI: Linden?

6 COMMISSIONER LINDEN: Yes.

7 MS. PAOLI: Lowenberg?

8 COMMISSIONER LOWENBERG: Yes.

9 MS. PAOLI: Lundgren?

10 COMMISSIONER LUNDGREN: Yes.

11 MS. PAOLI: McDonnell?

12 COMMISSIONER McDONNELL: Yes.

13 MS. PAOLI: McGinness?

14 COMMISSIONER MCGINNESS: Yes.

15 MS. PAOLI: Smith?

16 COMMISSIONER SMITH: Yes.

17 MS. PAOLI: Sobek?

18 COMMISSIONER SOBEK: Yes.

19 MS. PAOLI: Soubirous?

20 COMMISSIONER SOUBIROUS: Yes.

21 MS. PAOLI: Wallace?

22 COMMISSIONER WALLACE: Yes.

23 CHAIR DOYLE: Item Q, Report on Acceptance of

24 Additional Grant Funds for Tribal Training.

25 Commissioners, any comments?

POST Commission Meeting, June 23, 2011

1 (No response)

2 CHAIR DOYLE: Report?

3 (No response)

4 CHAIR DOYLE: No?

5 Motion?

6 COMMISSIONER MCGINNESS: So moved. McGinness.

7 COMMISSIONER McDONNELL: Second.

8 CHAIR DOYLE: McGinness. McDonnell, second.

9 Roll call.

10 MS. PAOLI: Allen?

11 (No response)

12 MS. PAOLI: Tom Anderson?

13 (No response)

14 Ms. PAOLI: Bui?

15 VICE CHAIR BUI: Yes.

16 MS. PAOLI: Cooke?

17 COMMISSIONER COOKE: Yes.

18 MS. PAOLI: Doyle?

19 CHAIR DOYLE: Yes.

20 MS. PAOLI: Dumanis?

21 (No response)

22 Ms. PAOLI: Hayhurst?

23 COMMISSIONER HAYHURST: Yes.

24 MS. PAOLI: Linden?

25 COMMISSIONER LINDEN: Yes.

POST Commission Meeting, June 23, 2011

1 MS. PAOLI: Lowenberg?
2 COMMISSIONER LOWENBERG: Yes.
3 MS. PAOLI: Lundgren?
4 COMMISSIONER LUNDGREN: Yes.
5 MS. PAOLI: McDonnell?
6 COMMISSIONER McDONNELL: Yes.
7 MS. PAOLI: McGinness?
8 COMMISSIONER MCGINNESS: Yes.
9 MS. PAOLI: Smith?
10 COMMISSIONER SMITH: Yes.
11 MS. PAOLI: Sobek?
12 COMMISSIONER SOBEK: Yes.
13 MS. PAOLI: Soubirous?
14 COMMISSIONER SOUBIROUS: Yes.
15 MS. PAOLI: Wallace?
16 COMMISSIONER WALLACE: Yes.
17 CHAIR DOYLE: Item R, Report on Acceptance of Fiscal
18 Year 2011-12 Violence Against Women Grant Funds.
19 Commissioners?
20 *(No response)*
21 CHAIR DOYLE: Report requested?
22 COMMISSIONER SOBEK: Motion to move. Sobek.
23 CHAIR DOYLE: Second?
24 COMMISSIONER McDONNELL: Second.
25 CHAIR DOYLE: McDonnell second.

POST Commission Meeting, June 23, 2011

1 Roll call.

2 MS. PAOLI: Allen?

3 COMMISSIONER ALLEN: Yes.

4 MS. PAOLI: Anderson?

5 *(No response)*

6 Ms. PAOLI: Bui?

7 VICE CHAIR BUI: Yes.

8 MS. PAOLI: Cooke?

9 COMMISSIONER COOKE: Yes.

10 MS. PAOLI: Doyle?

11 CHAIR DOYLE: Yes.

12 MS. PAOLI: Dumanis?

13 *(No response)*

14 Ms. PAOLI: Hayhurst?

15 COMMISSIONER HAYHURST: Yes.

16 MS. PAOLI: Linden?

17 COMMISSIONER LINDEN: Yes.

18 MS. PAOLI: Lowenberg?

19 COMMISSIONER LOWENBERG: Yes.

20 MS. PAOLI: Lundgren?

21 COMMISSIONER LUNDGREN: Yes.

22 MS. PAOLI: McDonnell?

23 COMMISSIONER McDONNELL: Yes.

24 MS. PAOLI: McGinness?

25 COMMISSIONER MCGINNESS: Yes.

POST Commission Meeting, June 23, 2011

1 MS. PAOLI: Smith?

2 COMMISSIONER SMITH: Yes.

3 MS. PAOLI: Sobek?

4 COMMISSIONER SOBEK: Yes.

5 MS. PAOLI: Soubirous?

6 COMMISSIONER SOUBIROUS: Yes.

7 MS. PAOLI: Wallace?

8 COMMISSIONER WALLACE: Yes.

9 CHAIR DOYLE: Thank you.

10 Committee Reports, Item S, Advisory Committee.

11 Laura Lorman?

12 MS. LORMAN: Really, nothing more to add than what
13 was discussed during the meeting today about our
14 discussions on the makeup of the board and using the
15 gaming search engine; and also we did have a very good,
16 I think, discussion on the issue at Rio Hondo.

17 CHAIR DOYLE: Okay. Does that require a motion?

18 No?

19 MR. CAPPITELLI: No.

20 CHAIR DOYLE: Okay, Item T, Leg. Review Committee.

21 Commissioner Lundgren?

22 COMMISSIONER LUNDGREN: Yes, sir. Thank you.

23 The Commission has two legislative bills that we
24 need to bring to the Commission for action.

25 I want to ask Karen Lozito to come up. Absolutely.

POST Commission Meeting, June 23, 2011

1 The first is AB 770, Torres, Emergency Telephone
2 Systems.

3 Does anyone have any questions?

4 CHAIR DOYLE: Would we ask you or would we ask
5 Karen?

6 COMMISSIONER LUNDGREN: You can ask me, but I'm
7 going to ask Karen. Karen.

8 CHAIR DOYLE: No questions of -- okay.

9 COMMISSIONER LUNDGREN: This morning, the committee
10 changed its position from "neutral" to "support."

11 And the other Assembly Bill was 308, Criminal
12 Investigations, Eyewitness Identification, where at the
13 last committee meeting, we took an "oppose" position
14 unless amended.

15 That bill was sent to Ammiano, recommending changes;
16 the changes were made. And the committee recommends a
17 "neutral" position.

18 CHAIR DOYLE: Well, and that's -- just to -- because
19 Ammiano made the changes that POST requested.

20 COMMISSIONER LUNDGREN: Ammiano made the changes
21 POST asked for.

22 CHAIR DOYLE: Because we had a lot of discussion.
23 As most of you know, most police agencies oppose that
24 piece of legislation. But I can understand POST taking
25 a neutral position because he did make the changes that

POST Commission Meeting, June 23, 2011

1 were requested.

2 COMMISSIONER LUNDGREN: That's correct.

3 COMMISSIONER LINDEN: Mr. Chair, I'll move that the
4 Commission take a "support" position on AB 770 and a
5 "neutral" position on AB 308.

6 COMMISSIONER BUI: Second. Bui.

7 CHAIR DOYLE: All those in favor?

8 *(A chorus of "ayes" was heard.)*

9 CHAIR DOYLE: Thank you.

10 COMMISSIONER LUNDGREN: We also have several other
11 pieces of legislation here for information only, that are
12 on your agenda.

13 Does anyone have any questions?

14 MS. LOZITO: And there's also the legislative
15 proposal.

16 COMMISSIONER LUNDGREN: Oh, that's correct.

17 Please brief us on that.

18 MS. LOZITO: Okay, thank you.

19 In the last meeting, the Commission approved a
20 request for staff to work on legislation, to allow us
21 the option to decline environmental crimes training
22 funds. The Commission approved that. And that bill is
23 included -- or our wording is included in Senate
24 Bill 428, the Public Safety Omnibus bill.

25 So that's really just an update, to let you know

POST Commission Meeting, June 23, 2011

1 that staff has moved forward with your approval.

2 CHAIR DOYLE: Is that it, Commissioner Lundgren?

3 COMMISSIONER LUNDGREN: To the best of my knowledge.

4 MS. LOZITO: Thank you.

5 CHAIR DOYLE: Item U is correspondence to POST and
6 from POST. It's in your book.

7 Item V is Old Business.

8 MR. CAPPITELLI: No old business.

9 CHAIR DOYLE: No old business?

10 Item W is New Business, Development of
11 Technology-Based Training Platform Presentation.

12 MR. CAPPITELLI: That one has been deleted.

13 CHAIR DOYLE: Okay, the next is Report on Proposal
14 for Extending 2010-2011 Contracts.

15 MR. CAPPITELLI: Yes. Mr. Chairman, this is
16 contained in Tab W.

17 And we'll be glad to give a report if you'd like
18 one.

19 CHAIR DOYLE: Okay, any Commission discussion or
20 want a report from staff?

21 *(No response)*

22 CHAIR DOYLE: Is there a motion?

23 COMMISSIONER LUNDGREN: Motion to approve.
24 Lundgren.

25 CHAIR DOYLE: Second?

POST Commission Meeting, June 23, 2011

1 COMMISSIONER SOUBIROUS: Second. Soubirous.

2 CHAIR DOYLE: All those in favor?

3 *(A chorus of "ayes" was heard.)*

4 COMMISSIONER SOBEK: It's roll call.

5 CHAIR DOYLE: Excuse me, roll call. Roll call.

6 Sorry.

7 MS. PAOLI: Allen?

8 COMMISSIONER ALLEN: Yes.

9 MS. PAOLI: Anderson?

10 *(No response)*

11 Ms. PAOLI: Bui?

12 VICE CHAIR BUI: Yes.

13 MS. PAOLI: Cooke?

14 COMMISSIONER COOKE: Yes.

15 MS. PAOLI: Doyle?

16 CHAIR DOYLE: Yes.

17 MS. PAOLI: Dumanis?

18 *(No response)*

19 Ms. PAOLI: Hayhurst?

20 COMMISSIONER HAYHURST: Yes.

21 MS. PAOLI: Linden?

22 COMMISSIONER LINDEN: Yes.

23 MS. PAOLI: Lowenberg?

24 COMMISSIONER LOWENBERG: Yes.

25 MS. PAOLI: Lundgren?

POST Commission Meeting, June 23, 2011

1 COMMISSIONER LUNDGREN: Yes.

2 MS. PAOLI: McDonnell?

3 COMMISSIONER McDONNELL: Yes.

4 MS. PAOLI: McGinness?

5 COMMISSIONER MCGINNESS: Yes.

6 MS. PAOLI: Smith?

7 COMMISSIONER SMITH: Yes.

8 MS. PAOLI: Sobek?

9 COMMISSIONER SOBEK: Yes.

10 MS. PAOLI: Soubirous?

11 COMMISSIONER SOUBIROUS: Yes.

12 MS. PAOLI: Wallace?

13 COMMISSIONER WALLACE: Yes.

14 CHAIR DOYLE: Thank you.

15 COMMISSIONER SMITH: I do have a question.

16 CHAIR DOYLE: Sure.

17 COMMISSIONER SMITH: On the chart, Item No. 1,

18 delivery LEDS and Force Option, is that various

19 presenters? Is that a bunch of different presenters, or

20 is it one particular --

21 MR. CAPPITELLI: Yes. And if necessary, we could

22 have staff elaborate on that.

23 COMMISSIONER SMITH: No, that's okay, as long as --

24 that's why the presenter wasn't listed, because it was

25 just multiple?

POST Commission Meeting, June 23, 2011

1 MR. CAPPITELLI: Yes, various presenters.

2 CHAIR DOYLE: Okay, the next item is election of new
3 officers for fiscal year '11-12.

4 Is that a committee that --

5 MR. CAPPITELLI: Well, I think we could do it that
6 way, or you could open the floor for nominations.

7 CHAIR DOYLE: Okay, so we do that. Good.

8 All right. So election of new officers.

9 Yes, I think we do a thing where there's a committee
10 and people make recommendations, and then we bring it
11 back the next time.

12 MR. CAPPITELLI: Maybe so.

13 COMMISSIONER SOBEK: It's either the chair or the
14 vice chair and upcoming chair, or -- wait..

15 CHAIR DOYLE: Well, the vice-chair is the upcoming
16 chair.

17 COMMISSIONER LINDEN: Past chair.

18 MR. CAPPITELLI: That's right. Past chair. Sorry,
19 I'm thinking of something else.

20 CHAIR DOYLE: So it's the chair, the vice-chair, and
21 the --

22 COMMISSIONER SOBEK: Past chair.

23 CHAIR DOYLE: -- past chair. Okay.

24 COMMISSIONER SOBEK: It would be you, I, and
25 Lai Lai.

POST Commission Meeting, June 23, 2011

1 CHAIR DOYLE: Okay, so I would guess that between
2 now and October --

3 What are you shaking your head about? This is going
4 to be a wonderful thing, you know.

5 VICE CHAIR BUI: It's crazy, that's all I have to
6 say.

7 CHAIR DOYLE: So I guess between now and October,
8 people can contact any one of us and make suggestions;
9 and then at the next meeting in October in San Francisco,
10 that's when we will entertain nominations.

11 COMMISSIONER SOBEK: I think if we just remind
12 everybody, or the fellow commissioners, to keep in mind
13 that some -- a couple years ago we agreed that it would
14 be every other year, you know, maybe a management or
15 labor position, so...

16 CHAIR DOYLE: I think we've been doing -- I don't
17 think we took anything formal, but I think we sort of --

18 COMMISSIONER SOBEK: Just kind of keep in mind,
19 that's all.

20 COMMISSIONER LOWENBERG: Actually we returned to
21 that. We used to do it that way. We're always sensitive
22 to that. And then it got changed under another
23 administration, and now it's back. So thank you.

24 CHAIR DOYLE: So now we have the gentlemen-
25 gentlewomen agreement?

POST Commission Meeting, June 23, 2011

1 COMMISSIONER LOWENBERG: Correct.

2 CHAIR DOYLE: Okay. Future commission dates, those
3 are in your book also.

4 And now, we will convene in closed session, a
5 discussion of litigation matters.

6 And so is that just commissioners and staff?

7 MR. CAPPITELLI: Yes. Just commissioners.

8 And once we are through with closed session, we'll
9 resume the meeting for a brief second just to make a
10 quick announcement for the record and then we'll be
11 adjourned.

12 So members of the audience, if you'd like to please
13 leave so we can do the closed session.

14 *(The Commission met in executive closed*
15 *session from 11:49 a.m. to 12:10 p.m.)*

16 CHAIR DOYLE: We're back in session.

17 The POST commission met in closed session. There
18 is nothing to report.

19 So that means the meeting is adjourned.

20 Do we need a motion to adjourn?

21 MR. CAPPITELLI: I don't think we do.

22 CHAIR DOYLE: No? The meeting is adjourned.

23 Thank you.

24 *(The gavel was sounded.)*

25 *(The Commission meeting concluded at 12:10 p.m.)*

REPORTER'S CERTIFICATE

I hereby certify:

That the foregoing proceedings were duly reported by me at the time and place herein specified; and

That the proceedings were reported by me, a duly certified shorthand reporter and a disinterested person, and was thereafter transcribed into typewriting.

In witness whereof, I have hereunto set my hand on July 12th, 2010.

Daniel P. Feldhaus
California CSR #6949
Registered Diplomat Reporter
Certified Realtime Reporter