

January 2021

Commission Meeting

was cancelled due to

COVID-19 restrictions



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of February 9, 2021

The meeting was called to order at 7:06 PM, by Commissioner Kucharszky.

**PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner James Kucharszky, Chief Connolly

Pledge of Allegiance.

Commissioner Kucharszky announced that two letters were received for candidacy for the Open Commissioner Position – Maria Brizuela and Richard Bononi

**PUBLIC COMMENTS:**

- None

**MINUTES:**

The minutes of the November 17, 2020, commission meeting was approved as submitted.

- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens – unanimously approved & accepted.

The minutes of the Special Meeting December 7, 2020, commission meeting was tabled until corrections are made.

- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens – unanimously approved & accepted.

**TREASURER'S REPORT:**

	<u>WARRANTS</u>	<u>DEPOSITS</u>
Jan	\$150,510.39	not available/to be approved 3/9
Feb	\$55,960.35	not available/to be approved 3/9

- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by: Commissioner Kucharszky to approve the warrants for January and February. –unanimously approved & accepted.

December warrants were inadvertently overlooked and will be presented for approval at March Commission Meeting.

**CHIEF OF POLICE REPORT:**

**January Stats:**

Total Incidents:     unable to retrieve information  
Calls for Service:    unable to retrieve information  
County Dispatch switched to Cad Vendor Versaterm; at this time unable to provide January Stats.

Total Reserve Hours:     96

Vacation hours:        none utilized  
Comp-time hours:      none utilized

- CWI – January No meeting held
- North County Chiefs Meeting – Cancelled at last minute
- Chiefs Association Meeting attended. Primary discussion point was regarding Covid Vaccine for Law Enforcement. To date collectively have not been included for vaccination. Chiefs Assoc of SMCO drafted letter to County Health Director and County Manager regarding role of first responders pleading to get included for vaccines.
- SMCO Fire Chiefs Association drafted sister letter to county Director of Health and County Manager for law enforcement to get vaccinated.
- 25,000 Overtime every two weeks; that’s basic payroll and trending downward keeping budget down.
- In cooperation with DA’s office, 555 pieces of assorted property destroyed at undisclosed location; approx. 500 more pieces ready to be destroyed.

**CORRESPONDENCE:**

- None

**OLD BUSINESS:**

**None**

**NEW BUSINESS:**

- None

**RESOLUTIONS:**

- None

**CLOSED SESSION:**

**BEGAN: 7:25PM**

**ENDED: 8:11PM**

Commissioner Interviews scheduled for an agendaized Special Meeting on Wednesday, February 17<sup>th</sup> at 11:00a and 11:30am

**NOTICE OF ADJOURNMENT:**

- None

**GOOD OF THE ORDER:**

- None

**ADJOURNMENT:**

- Motion by Commissioner Hutchens, 2<sup>nd</sup> by Commissioner Kucharszky to adjourn
- Meeting adjourned at 8:15 PM

The next meeting is scheduled for Tuesday, March 9, 2021 at 7:00 PM.

Respectfully submitted,

Ralph Hutchens  
Treasurer



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of March 9, 2021

The meeting was called to order at 7:01 PM, by Commissioner Kucharszky.

**PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner Brizuela, Commissioner James Kucharszky, Chief Connolly

Pledge of Allegiance.

Swearing in of Maria Brizuela as a Broadmoor Police Commissioner

Joseph Charles was present via telephone conference call

- Explanation of interview process for a new Commissioner
  - The process began when Commissioner Koh resigned
  - The board can appoint a new Commissioner when a resignation is made
  - At first only one candidate was submitted until the last minute; a new candidate put in for the opening; both submitted their CV's
  - The board reviewed applications and voted for Maria Brizuela

Administer the Oath of Office to Maria Brizuela by Chief Connolly

- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens – unanimously approved & accepted.

**PUBLIC COMMENTS:**

- Victor Khedr; previous meeting was cancelled due to COVID and wants Joseph Charles to state true facts

**MINUTES:**

The corrected minutes of the Special Meeting December 2020, commission meeting was approved as submitted.

- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens – unanimously approved & accepted.

The minutes of February 9, 2021, commission meeting was approved as submitted.

- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens - unanimously approved & accepted.

- **TREASURER’S REPORT:**

	<u>WARRANTS</u>	<u>DEPOSITS</u>
Jan 2021	\$150,510.39	\$14,985.49
Feb 2021	\$67,859.74	\$23,143.55

- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by: Commissioner Brizuela to approve the warrants for January and February 2021. –unanimously approved & accepted.
- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by: Commissioner Hutchens to approve the deposits for December 2020, January 2021, and February 2021 – unanimously approved & accepted.

**CHIEF OF POLICE REPORT:**

**February Stats:**

Total Incidents:     unable to retrieve information  
 Calls for Service:    unable to retrieve information

*County Dispatch switched to Cad Vendor Versaterm; at this time unable to provide January Stats.*

Total Reserve Hours: 174.5  
 Overtime:               4 hours

- CWI – COVID discussions, Presentation by Brooks Institute regarding legislation within the county
- North County Chiefs Meeting – COVID vaccine updates
- Chiefs Association Meeting -Solicitation for mutual aid regarding a specific homicide; we will be assisting SMPD in a large investigation
- Adjudication of property
- Crime trends continue to be down

**CORRESPONDENCE:**

- None

**OLD BUSINESS:**

- None

**NEW BUSINESS:**

- The 7800 block near LaTerazza has lacked proper signage and receives several complaints; Effort has been undertaken by our department for clarification from county and Caltrans.
- County counsel and the state assisted with language for this resolution. The resolution about the traffic and parking regulations in that area will be made at the April meeting.
- An award presentation will take place at the next meeting in April for outstanding police work

**RESOLUTIONS:**

- None

**CLOSED SESSION:**

**BEGAN: 7:32PM**

**ENDED: Time was inaudible**

No actions taken; nothing to report

**NOTICE OF ADJOURNMENT:**

- None

**GOOD OF THE ORDER:**

- None

**ADJOURNMENT:**

- Motion by Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens to adjourn
- Meeting adjourned at 8:01 PM

The next meeting is scheduled for Tuesday, April 13, 2021 at 7:00 PM.

Respectfully submitted,

Ralph Hutchens  
Treasurer



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of April 13, 2021

The meeting was called to order at 7:06 PM, by Commissioner Kucharszky.

Pledge of Allegiance.

**ROLL CALL**

**PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner Brizuela, Commissioner Kucharszky, Chief Connolly, Captain Banta, Sergeant Nelson and concerned citizens

**PUBLIC COMMENTS:**

- Victor Khedr made statements about the following:
  - GSRMA insurance cancellation
  - Car purchase
    - Believes Commander's car is being driven for personal use
  - Discontinued business with Five Points Tires
  - Inquired how Chief Connolly is spending department money
    - Wants to know if Commissioners are aware of the balance in the General Fund

Mr. Khedr continued making accusations towards Chief Connolly and the Commissioners about how the department is being run.

Commissioner Hutchens asked if Mr. Khedr was a Broadmoor resident which he is not, and the Commissioner asked why he has such an invested interest in the district.

Both Chief Connolly and Commission Chair Kucharszky gave explanations for each of the accusations that were stated and informed those present of the accurate and correct information.

- Jeff Woods-Garden Village school opened on Monday, 4/12
  - Traffic is awful (speed, blocking driveways)
  - Kindergarten drop off and pick ups are causing traffic issues and blocking streets; concerns if there is an emergency there will not be clear access
  - New configuration and plan are not working and are unsafe from a resident's perspective



- Shawn & Eva Liu-Residents of Larchmont Drive
  - Cat was recently killed by a speeding car on their street (87<sup>th</sup>, Thornhill & Larchmont)
  - Suggest speed bumps be installed to slow traffic
  - No speed limit sign is posted on their street
- Commissioner Brizuela requests that each item on the agenda describe in detail what action will be taken and for an attachment of each document listed on the agenda to be posted for more transparency
  - Commission Chair Kucharszky said that the Commission is supposed to prepare the agenda, transcribe the minutes, etc. etc.
  - This request cannot be done at this time because county counsel reviews every agenda before it is posted
  - Chief Connolly pointed out that we may not have the means to post multiple page documents at all 3 locations based on space

**MINUTES:**

The minutes of March 9, 2021, commission meeting was approved as submitted.

- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by Commissioner Brizuela - unanimously approved & accepted.

• **TREASURER’S REPORT:**

	<u>WARRANTS</u>	<u>DEPOSITS</u>
April 2021	\$150,271.08	\$31,167.84

- Motion by: Commissioner Brizuela, 2<sup>nd</sup> by: Commissioner Kucharszky to approve the warrants and deposits for March 2021. –unanimously approved & accepted.

**CHIEF OF POLICE REPORT:**

**March Stats:**

Total Incidents:     unable to retrieve information  
 Calls for Service:    unable to retrieve information

*County Dispatch switched to CAD Vendor Versaterm; at this time unable to provide Stats.*

Total Reserve Hours: 152

- National Dispatcher Appreciation Week-Sent fruit basket showing our appreciation
- CWI – Meeting was cancelled
- North County Chiefs Meeting – Held at South San Francisco PD
- Chiefs Association Meeting -AB953 Racial Profiling Act

- Fiscal impacts which will require each agency to start collecting data soon is set for 2022
- There are some technological challenges with this along with some cultural and teaching challenges
- There is a state mandate for police departments to use encrypted radio channels; mandate to NOT broadcast
- New software would be extremely expensive (multi-million-dollar costs) every agency within our county has postponed to 2023 for now
- Chief Connolly distributed internal reports of our payroll schedule

**CORRESPONDENCE:**

- None

**OLD BUSINESS:**

- None

**NEW BUSINESS:**

- Broadmoor Resident (name was inaudible) expressed his knowledge of the Brown Act
  - The department/Commission agenda items are not clear to the public
  - Brown Act states you must properly identify each item listed
  - Commissioner Brizuela wants all supporting data sent to her house prior to the meeting
- Informational parking resolution discussion by: Sergeant Nelson
  - New parking Resolution 2020-21-03 at El Camino Real & La Terazza
  - No signs are posted, and curbs are not identified with correct color of paint
- First draft reading of the FY 2020/2021 budget will be Wednesday, April 21<sup>st</sup> at 11:00 a.m.
- Chase bank account (petty cash)
  - Operational control of the account is currently under former Chief Love
  - To make the change to the current administration, Chase Bank requires the Commission's authorization in the form of meeting minutes
- Motion by Commissioner Brizuela, 2<sup>nd</sup> by Commissioner Hutchens - unanimously approved & accepted to authorize Chief Connolly and his Administrative Assistant, Nikole Azzopardi to be signees for the Chase account.
- Assignment of Commissioner roles
  - Ralph Hutchens      Treasurer
  - Marie Brizuela      Secretary
  - James Kucharszky    Chair

**RESOLUTIONS:**

- Resolution 2020-21-03 (parking at El Camino & La Terazza) to be approved at the May Commission meeting

**NOTICE OF ADJOURNMENT:**

- None

**GOOD OF THE ORDER:**

- None

**ADJOURNMENT:**

- Motion by Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens to adjourn
- Meeting adjourned at 8:17 PM

The next meeting is scheduled for Wednesday, April 21, 2021-Special Meeting for First Reading of FY 2021/2022 Draft Budget at 11:00 AM.

Respectfully submitted,

Marie Brizuela  
Board Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of April 21, 2021  
**SPECIAL MEETING**

The meeting was called to order at 11:23 AM, by Commissioner Kucharszky.

Pledge of Allegiance.

**PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner Kucharszky, Commissioner Brizuela, Chief Connolly, and two members of the public were present.

**PUBLIC COMMENTS:**

- Syed Husain
  - Agenda was not posted on the website
    - *The only officer who has the rights to access the department website was on leave due to a death in the family*
  - The Chief & Commission do not review the budget in an open session
  - Mr. Husain served a Writ to the Commission
    - When asked what a "writ" is, Mr. Husain said it is a legal document that requests the court to force the Commission to comply with the Brown Act
  - Mr. Husain informed the Chief and Commissioners that a new lawsuit is imminent where each individual Commissioner will be named for labor violations

**NEW BUSINESS:**

- First Reading of 2021/2022 Draft Budget
  - Chief Connolly explained that the draft budget does not reflect the annual first deposit from the April property taxes
  - The expenditures do reflect to the best of his knowledge what the expenses will be
  - The second reading will have more accurate numbers
    - The second reading of the budget will include more detailed information about salaries
      - There is a tentative agreement with the POA for a 2% cost of living increase as Broadmoor Officers are the lowest paid in the county
  - The POA is requesting a 2.5% increase

- The current MOU only has bilingual pay for Spanish speaking officers. We are trying to change the language so that the MOU compensates for other languages such as Tagalog, Cantonese, etc.
- Items not listed in the draft: tuition reimbursement, extra compensation for being an FTO (Field Training Officer), stipends per month, etc. etc.
- Health plan costs are rising
- CalPERS contributions remain the same
- Vehicle maintenance costs rose due to mistakes from previous services
- Chief Connolly added a signature page to the draft budget so that when the Commission approves, they can sign and date
- The Commission was satisfied with the review of the draft budget

During budget reading public speaker, Mr. Husain inquired about:

- Insurance policy fees differentiating from budget to warrants list
  - Chief Connolly explained that we are on a Risk mitigation program to reduce our costs by making quarterly payments.

Mr. Husain commented to the Commissioners that GSRMA is a public agency and litigation can be brought against them as well

#### **ADJOURNMENT:**

Motion to adjourn by Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Brizuela

- Meeting adjourned at 11:47 AM

The next meeting is scheduled for May 11, at 7:00 PM.

Respectfully submitted,

Marie Brizuela, Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of April 23, 2021  
**SPECIAL MEETING**

The meeting was called to order at 3:01 PM, by Commissioner Kucharszky.

Pledge of Allegiance.

**PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner Kucharszky, Commissioner Brizuela, Joseph Charles (via zoom), Greg Reubens, Chief Connolly and members of the public were present.

**PUBLIC COMMENTS:**

- None

**NEW BUSINESS:**

- Re-vote to fill the vacancy due to the former Commissioner Sylvia Koh's resignation
- Explanation was given to the public by Commission Chair Kucharszky.

Questions were brought to the attention of the Commission regarding how they went about the appointment of Ms. Brizuela. Today we will address this by having a re-vote. At the time of the vote, Marie will recuse herself from the meeting. She will leave the room while a re-vote takes place, then she will be called back into the room once the voting has been completed.

Greg Rubens stated that Ms. Brizuela has left the room.

Joseph Charles is Deputy county counsel. His client is the Broadmoor district. The district was served with a lawsuit at the last meeting which alleges that the board did not comply with the Brown Act because the board did not vote publicly on the board appointment. The board disagrees with that allegation but out of an abundance of caution and pursuant to government code section 54960.1, the Board has decided to vote again on this appointment to cure and correct any alleged failures.

- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens – to have a re-vote of Ms. Brizuela to be appointed as a Police Commissioner.

At this point, Commission Chair Kucharszky and Commissioner Hutchens re-voted to fill the vacancy created by former Sylvia Koh's resignation.

- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens – unanimously approved & accepted the re-vote of Ms. Brizuela to be appointed as a Police Commissioner was approved. (2-0 in favor of Marie Brizuela)

Ms. Brizuela was brought back into the room so that Commissioner Kucharszky could administer the Oath of Office to Ms. Brizuela

Greg Reubens, Special Counsel for the District spoke and explained that members of the public will be allowed to speak:

- John Duncan – voiced his opinion relating to the allegations brought against Chief Connolly and requests that due process be followed.
- Leah- citizen of Broadmoor for 20 years PD and citizens has always been good. She feels justice should be served, find loophole, and find whatever needs to be done to make things right
- Eileen Curtain-sister of Chief Connolly. Asks that the Commissioners not be someone's puppet, dig deep, make this right and do this respectfully and properly. The situation happening in Broadmoor is above and beyond Mayberry. The district needs help!

Greg Reubens explained that we will now start the Closed Session. The room was cleared, Mr. Charles and Chief Connolly excused themselves from the room also. The Commission Chair will text Mr. Charles once closed session has been completed so he can re-convene.

**CLOSED SESSION:**

- The Board room is open and no reportable action out of the closed session

**ADJOURNMENT:**

Motion to adjourn by Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens

- Meeting adjourned at 4:06 PM

The next meeting is scheduled for May 11, at 7:00 PM.

Respectfully submitted,

Marie Brizuela, Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of May 11, 2021

The meeting was called to order at 7:02 PM, by Commissioner Kucharszky.

Pledge of Allegiance.

**ROLL CALL**

**PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner Brizuela, Commissioner Kucharszky, Chief Connolly, Sergeant Nelson and concerned citizens

**PUBLIC COMMENTS:**

- None

**MINUTES:**

Review and approve the minutes from:

Commission Meeting April 13, 2021  
Special Meeting April 21, 2021  
Special Meeting April 23, 2021

- Motion by: Commissioner Brizuela, 2<sup>nd</sup> by Commissioner Hutchens – unanimously approved & accepted.

- **TREASURER'S REPORT:**

	<u>WARRANTS</u>	<u>DEPOSITS</u>
May 2021	\$60,883.44	\$20,655.77

- Motion by: Commissioner Brizuela, 2<sup>nd</sup> by: Commissioner Hutchens to approve the warrants and deposits for May 2021. –unanimously approved & accepted.

**CHIEF OF POLICE REPORT:**

**April Stats:**

Total Incidents:   unable to retrieve information  
Calls for Service:   unable to retrieve information



*County Dispatch switched to CAD Vendor Versaterm; at this time unable to provide Stats.*

Total Reserve Hours: 161.5

- CWI – cancelled
- North County Chiefs Meeting – Held at Daly City
- Chiefs Association Meeting - cancelled.
  - the Annual Fallen Officer Ceremony was a virtual acknowledgement
- The department will be reimbursed for the California Officer Emergency services from the Sonoma fires; almost 2 years ago (approximately: \$5k)
- At the direction of the Commission, Chief Connolly started identifying counsel that will assume the role of attending our Commission meetings and providing government and general counsel
  - Further information at the June meeting and will relate to the GSRMA Plan of Action
    - An agreement was made that Broadmoor PD will be put on a review status for the next year; GSRMA will not cancel our plan if the Plan of Action agreement is signed by the Commissioners tonight
- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by Commissioner Brizuela - unanimously approved & accepted the Plan of Action Agreement from GSRMA.
- Payroll documents will no longer be presented at Commission meetings; these were only prepared as a courtesy when requested by former Commissioner Koh and were not official county/dept documents.

**CORRESPONDENCE:**

- None

**OLD BUSINESS:**

- Scheduling of second reading of the budget
  - Additional funds will be added in June
  - Special meeting was calendared for Tuesday, May 18, 2021 at 11:00 AM

**NEW BUSINESS:**

- Resolution 2020-21-03 (parking at El Camino & La Terazza)

Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by: Commissioner Hutchens to approve Resolution 2020/2021-03. –unanimously approved & accepted

**NOTICE OF ADJOURNMENT:**

- None

**GOOD OF THE ORDER:**

- None

**CLOSED SESSION:**

**BEGAN:** 8:08 PM                      **ENDED:** 9:18 PM

No action taken during the Closed Session

**ADJOURNMENT:**

Motion to adjourn by: Commissioner Kucharszky, 2<sup>nd</sup> by: Commissioner Hutchens

- Meeting adjourned at 9:17 PM

The next meeting is scheduled for Tuesday, May 18, at 11:00 AM.

Respectfully submitted,

Marie Brizuela  
Board Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of May 18, 2021  
**SPECIAL MEETING**

The meeting was called to order at 11:02 AM, by Commissioner Kucharszky.

Pledge of Allegiance.

**PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner Kucharszky, Commissioner Brizuela, Chief Connolly, Commander Tobin and one member of the public (Syed Husain) were present.

**PUBLIC COMMENTS:**

- Syed Husain asked if the Budget would be made available to him. Commission Chair Kucharszky replied that it was sent to his counsel and will be posted to the department website.

**NEW BUSINESS:**

- Second Reading of Proposed Budget FY 2021/22
- First reading did not have a solidified account of the property taxes; this copy reflects a modified increased budget
- CalPERS and GSRMA could affect this budget
- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by Commissioner Brizuela - unanimously approved & accepted the Budget 2021/22.

**ADJOURNMENT:**

Motion to adjourn by Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens

- Meeting adjourned at 11:45 PM

The next meeting is scheduled for June 8, at 7:00 PM.

Respectfully submitted,

Marie Brizuela, Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of June 8, 2021

The meeting was called to order at 7:01 PM, by Commissioner Kucharszky.

Pledge of Allegiance.

**ROLL CALL**

**PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner Brizuela, Commissioner Kucharszky, Chief Connolly and concerned citizens

**MINUTES:**

- Review and approve the meeting minutes from May 11, 2021
- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by Commissioner Brizuela – unanimously approved & accepted.
- Review and approve the meeting minutes from May 18, 2021
- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by Commissioner Kucharszky – unanimously approved & accepted.

- **TREASURER'S REPORT:**

	<u>WARRANTS</u>	<u>DEPOSITS</u>
July 2021	\$63,735.16	\$12,779.39

- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by: Commissioner Hutchens to approve the warrants for May 2021. –unanimously approved & accepted.
- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by: Commissioner Brizuela to approve the deposits for May 2021. –unanimously approved & accepted.

**CORRESPONDENCE:**

- None

**OLD BUSINESS:**

- Scheduling of second reading of the budget
- Resolution 2020-21-03 (parking at 7404 El Camino to A Street & La Terrazas)
- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by: Commissioner Brizuela to approve

Resolution 2020/2021-03 as amended. –unanimously approved & accepted

- GSRMA-Plan of Action will continue to move forward
  - Retention of new counsel will be agenzized at the next meeting

**NEW BUSINESS:**

- None

**CHIEF OF POLICE REPORT:**

- Resignation address by Chief Connolly

**PUBLIC COMMENTS:**

- Eileen Curtain-Spoke in support of her brother
- Ralph Hutchens-Spoke in support of Chief Connolly; believes he is an asset to the Broadmoor community
- Marie Brizuela-Spoke in support of Chief Connolly; upset that the Chief had to resign under these circumstances. Wants to make it clear that he was not forced out of the job by the Commissioners
- James Kucharszky-Spoke in support of Chief Connolly
  - Feels the community will endure severe loss without the Chief
- Gabe Carriel-POA President
  - Spoke in support of Chief Connolly

**CLOSED SESSION:**

**BEGAN:** Time was inaudible

**ENDED:** 8:03 PM

- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by: Commissioner Hutchens to accept the resignation of Chief Connolly –unanimously approved & accepted.
- Appointment of Interim Chief for the police department
  - Swear in Commander Pat Tobin
- Motion by: Commissioner Brizuela, 2<sup>nd</sup> by Commissioner Hutchens – unanimously approved & accepted the appointment of Commander Pat Tobin as Interim Chief and ratification by the board.
  - Start recruitment process to find the next Chief of Police
- Motion by: Commissioner Brizuela, 2<sup>nd</sup> by Commissioner Hutchens – unanimously approved & accepted the recruitment for the new Chief of Police for Broadmoor
- Swearing in of Interim Chief Patrick Tobin by Commissioner Kucharszky

**NOTICE OF ADJOURNMENT:**

- None

**GOOD OF THE ORDER:**

- None

**ADJOURNMENT:**

Motion to adjourn by: Commissioner Kucharszky, 2<sup>nd</sup> by: Commissioner Brizuela

- Meeting adjourned at 8:11 PM

The next meeting is scheduled for Tuesday, July 13, at 7:00 PM.

Respectfully submitted,

Marie Brizuela  
Board Secretary



## **BOARD OF POLICE COMMISSIONERS**

Broadmoor Police Protection District

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Minutes of June 23, 2021  
**SPECIAL MEETING**

The meeting was called to order at 9:00 AM, by Commissioner Kucharszky.

Pledge of Allegiance.

### **PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner Kucharszky, Commissioner Brizuela, Chief Tobin and one member of the public were present.

### **PUBLIC COMMENTS:**

- None

### **NEW BUSINESS:**

- Hiring of the General Counsel to represent the district
  - Andrew Ramos introduced himself to the Commissioners and gave a short bio
    - Specialty is representing Special Districts
    - He plans to aid and guide the Commission (in-person or via phone/zoom)
  - Commissioner Hutchens expressed the sadness and heartbreak of Chief Connolly having to leave. Hutchens asked Ramos if Chief Connolly's resignation must remain final or can something legally be done to change the outcome
    - Unfortunately, the outcome must remain
  - The job of the Commission should be budgetary and policies, not investigations, etc. etc.
- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Brizuela to hire the firm of Bartkiewicz, Kronick & Shanahan, PC was unanimously approved & accepted.
- MOU 2021-2022
  - A few items within the contract had to be changed because of the CalPERS audit
    - Broadmoor has an 84-hour shift (officers work 12-hour shifts)
    - CalPERS kept saying if you are working over 80 hours, we must pay overtime compensation for the additional 4 hours.

- Chief Tobin did some research and learned from County Payroll that SMC Sheriff's Office works the same schedule & advised this is not the case
  - Chief Tobin used language from the Sheriff's Office MOU since it is very specific that the additional 4 hours is straight pay; not overtime therefore shall not be reported as such
  - This new language was required as one of the items to put the district into compliance with CalPERS
  - Page 9 regarding vacation accrual-Chief & Administrative assistant vacation accrual and payout was added into the MOU
  - Page 3 of the MOU, Article 5; bilingual and field training compensation verbiage was added to the contract per CalPERS auditors
  - 10 hours shift language was removed since those shifts do not exist at Broadmoor PD
  - All members are now PEPRA members in CalPERS
  - Page 24-CalPERS made us aware that when reporting to CalPERS Intermediate and Advanced POST (bump in salary) which is on the pay scale; must be reported to CalPERS.
  - Page 26, the President of the POA has already signed the contract
  - Pay increase for officers, Chief and Commanders salaries must be posted on the website per CalPERS
  - Corporal salaries are now in the pay schedule
- Meeting via zoom with the Audit team is on Monday, June 28<sup>th</sup>
  - Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Brizuela – 2021/2022 MOU unanimously approved & accepted.
  - Commissioner Hutchens personally thanks Commission Chair Kucharszky

**ADJOURNMENT:**

Motion to adjourn by Commissioner Kucharszky, 2<sup>nd</sup> by Commissioner Hutchens

- Meeting adjourned at 9:28 AM

The next meeting is scheduled for July 13, 2021, at 7:00 PM.

Respectfully submitted,

Marie Brizuela, Secretary





**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of July 13, 2021

The meeting was called to order at 7:05 PM, by Commissioner Kucharszky.

Pledge of Allegiance.

**ROLL CALL**

**PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner Brizuela, Commissioner Kucharszky, Chief Tobin, Attorney for the District, Andrew Ramos and concerned citizens

**PUBLIC COMMENTS:**

- A citizen who was present did not recognize a man in attendance and asked that he identify himself
  - The person was Andrew Ramos who introduced himself and shared that he will be representing the district moving forward
  - Mr. Ramos was retained by the district in the special meeting dated June 23, 2021

**MINUTES:**

- Review and approve the meeting minutes from June 8, 2021
- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by Commissioner Brizuela – unanimously approved & accepted.
- Review and approve the special meeting minutes from June 23, 2021
- Motion by: Commissioner Brizuela, 2<sup>nd</sup> by Commissioner Hutchens – unanimously approved & accepted.

• **TREASURER’S REPORT:**

	<u>WARRANTS</u>	<u>DEPOSITS</u>
July 2021	\$225,588.26	\$12,023.09

- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by: Commissioner Brizuela to approve the warrants for July 2021. –unanimously approved & accepted.
- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by: Commissioner Kucharszky to approve the deposits for July 2021. –unanimously approved & accepted.

## **CHIEF'S REPORT**

- The department hired an eighth officer; the department is now fully staffed

## **CORRESPONDENCE:**

- None

## **OLD BUSINESS:**

- Resolution 2020-21-03 (parking at 7404 El Camino to A Street & La Terrazas)

## **NEW BUSINESS:**

- Resolution 2020-2021-04 Chiefs vacation accumulation scale
  - No follow up
- Resolution 2021-2022-04 Vacation Accrual
  - Confirm vacation accrual for Interim Chief Tobin & Mrs. Azzopardi
- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by: Commissioner Brizuela to accept Resolution 2021-2022-04 –unanimously approved & accepted.
- Resolution 2021-2022-05 Pay Increase for Interim Chief and Commander
- Motion by: Commissioner Kucharszky, 2<sup>nd</sup> by: Commissioner Brizuela to accept Resolution 2021-2022-05 –unanimously approved & accepted.
- Resolution 2021-2022-06 Special Assessment
  - The increase will cost the residents \$463 per year; a 5% assessment for 2021
    - The residents are currently paying \$1.26 per day for police services, moving forward the cost will be \$1.32 per day
  - The same citizen that spoke during public comments belligerently started making statements about Chief Connolly. He stated that Chief Connolly raised their taxes in 2019. The citizen wants it to go back to a lower rate said he is going to defund the police department!
  - The Department is allowed to raise the tax assessment 5% a year. The increase has not happened for years and now we need to start again based on the department's legal fees for claims against the department.
  - One question asked was if this measure expires?
    - No, it does not
  - Residents have been hit with increases in the last two months for a sewer tax and now for police services
- Motion by: Commissioner Hutchens, 2<sup>nd</sup> by: Commissioner Brizuela to accept Resolution 2021-2022-06 –unanimously approved & accepted.

## **CLOSED SESSION:**

**BEGAN:** Time was inaudible

**ENDED:** Unknown

The recorder was not turned back on after the closed session. Commissioner Kucharszky reported that there were no reportable actions taken.

**NOTICE OF ADJOURNMENT:**

- None

**GOOD OF THE ORDER:**

- None

**ADJOURNMENT:**

The next meeting is scheduled for Tuesday, August 10, at 7:00 PM.

Respectfully submitted,

Marie Brizuela  
Board Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of August 10th, 2021

The meeting was called to order.

**PRESENT:**

Commissioner Hutchens, Commissioner Brizuela, Commissioner James Kucharszky, Interim Chief Tobin, Attorney for the District Andrew Ramos, and concerned citizens were present.

Pledge of Allegiance

**PUBLIC COMMENTS:** Not recorded due to audio recorder malfunction

**MINUTES:** Review/Approval meeting minutes of July 13, 2021

Motion by: Commissioner Hutchens, Seconded by Commissioner Brizuela  
3 ayes, 0 nays

**TREASURER'S REPORT:** Review/Approval of Warrants/Deposits of August 2021

Motion by: Commissioner Hutchens, Seconded by Commissioner Brizuela  
3 ayes, 0 nays

**CHIEF OF POLICE REPORT:** Not recorded due to audio recorder malfunction

**ACTION ITEMS – NONE**

**CLOSED SESSION:** Commission moved into closed session

**OPEN SESSION:** Commission returned from closed session and Chair Kucharszky stated there were no reportable actions in closed session

- A.** Authorize the Interim chief of Police to enter into legal services agreements with Porter Scott regarding pending litigation in David P. Parenti, Victor Khedr, Syed Husain, and Five Points Tire Imports, Inc v. Broadmoor Police Protection District, et al., San Mateo County Superior Court Case No. 21-CIV-03905

Motion by: Commissioner Hutchens, Seconded by Commissioner Brizuela  
3ayes, 0 nays

**ADJOURNMENT:**

Respectfully submitted,

Marie Brizuela  
Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of September 14, 2021

The meeting was called to order.

**PRESENT:**

Commissioner Hutchens, Commissioner Brizuela, Commissioner James Kucharszky, Interim Chief Tobin, Attorney for the District Andrew Ramos, and concerned citizens were present.

Pledge of Allegiance

**PUBLIC COMMENTS:** Not recorded due to audio recorder malfunction

**MINUTES:** Review/Approval meeting minutes of August 10<sup>th</sup> and 31<sup>st</sup>, 2021

**TREASURER'S REPORT:** Review/Approval of Warrants/Deposits of September 2021

Motion by: Commissioner Hutchens, Seconded by Commissioner Brizuela  
3 ayes, 0 nays

**CLOSED SESSION:** Commission moved into closed session for agenda items 4.A and 4.B

**OPEN SESSION:** Commission returned from closed session and Chair Kucharszky stated there were no reportable actions in closed session

**CHIEF OF POLICE REPORT:** Not recorded due to audio recorder malfunction

**ACTION ITEMS –**

- Resolution 2021-2022-07 (Appointment of Interim Chief & Commander) approved
- Resolution 2021-2022-08 (Chief's vacation Accumulation Scale)

**CLOSED SESSION:** Commission moved into closed session for agenda items 4.C and 4.D

**OPEN SESSION:** Commission returned from closed session and Chair Kucharszky stated there were no reportable actions in closed session

**ADJOURNMENT:**

Respectfully submitted,

Marie Brizuela  
Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of October 25, 2021  
**SPECIAL MEETING**

**PRESENT:**

Commissioner Kucharszky, Commissioner Hutchens, Commissioner Brizuela, Interim Chief Banta, District Counsel Andrew Ramos

**PLEDGE OF ALLEGIANCE**

**PUBLIC COMMENT:**

Broadmoor Citizen (name unheard)- Asked if a Chief/District Manager will be chosen in today's Closed Session

Asked if Elimination of Reserve Unit should have been approved by Commission; expressed that the timing wasn't good – Interim Chief Banta responded.

Asked to know the status of David Parenti's employment – DC Andrew Ramos responded

TJ Kniveton, Prior Reserve Officer – expressed he felt ignored when attempting to contact Management, Commission, and Counsel regarding the elimination of the Reserve Program. Described it as aggrevious that his good service for years was ignored and described his termination as unceremonious. Would like the Commission to look closely at the Reserve Program and the level of output it gave to the Department –

Commissioner Hutchens responded with his respect and appreciation for the Reserve Program and felt out of the loop but understands Chief Banta had his reasons to eliminate the program.

Commissioner Brizuela believes the Commission needs to look at their responsibility to the District and be more accountable.

Commissioner Kucharszky thanked TJ for his service, disagreed with TJ's assessment that he was ignored by him, and that he will at a future date with a new command staff in place, revisit the idea of a Reserve Program.

**OPEN SESSION:**

Consider approval of legal service agreement with Best, Best & Krieger for services related to employee benefits and CalPERS issues (A. Ramos)



Mr. Ramos stated that in regards to the Calpers Audit this is beyond the scope of his abilities and recommends to the Commission to approve the obtaining Best, Best & Kriger's services.

Motion to approve legal services of Best, Best & Krigers – Commissioner Brizuela  
2<sup>nd</sup> Motion – Commissioner Kucharszky  
3 ayes

Commissioner Kucharszky concluded the Open Session and moved to the Closed Session, and confirmed the Commission will be receiving an update on the future Police Chief recruitment process in the Closed Session but not appointing anyone to the Chiefs position today.

### **CLOSED SESSION:**

- Conference with Legal Counsel regarding Existing Litigation (Gov. Code, § 54956.9(d)(1)), Case Name: *David P. Parenti, Victor Khedr, Syed Husain, and Five Points Tire Imports, Inc. v. Broadmoor Police Protection District, et al.*, San Mateo County Superior Court Case No. 21-CIV-03905
- Conference with Legal Counsel regarding Anticipated Litigation (Gov. Code, § 54956.9(d)(2)) Report by CalPERS Audit Services
- Public Employee Appointment (Gov. Code, § 54954.5(e) and 54957), Title: Chief of Police/District Manager

No reportable action was taken by the board.

### **ADJOURNMENT**

Respectfully submitted,

Marie Brizuela  
Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of November 09, 2021

The meeting was called to order.

**PRESENT:**

Commissioner Hutchens, Commissioner Brizuela, Commissioner James Kucharszky, Interim Chief Banta, Attorney for the District Andrew Ramos, Commander Duncan

Pledge of Allegiance

**PUBLIC COMMENTS:** None

**CONSENT AGENDA:** Review/Approval meeting minutes of Sept 14 Commission Meeting and October 25 Special Meeting 2021 Review/Approval of Warrants/Deposits of October and November 2021

Approved by: Commissioner Brizuela, Seconded by Commissioner Kucharszky

**CHIEFS REPORT:** Short one FT Officer Position, will be filled within two weeks after background completion, one Officer injured out for one week; one Officer completed FTO training; one Officer completed Supervisor Training; Reserve Program decommissioned as of 09/30/2021; Vehicles two in shop for repair, two more will go in for repair after that; Nevtec hardware quoted \$15,000 for upgrades however Officer Benny Huang is looking at a more cost effective solution; No major incidences to report.

**CLOSED SESSION:** Commission moved into closed session for agenda items

**OPEN SESSION:** Commission returned from closed session and Chair Kucharszky stated there were no reportable actions in closed session

**ACTION ITEMS – NONE**

**ADJOURNMENT:** 8:34p

Respectfully submitted,

Marie Brizuela  
Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of December 14, 2021

The meeting was called to order at 7:01PM.

**PRESENT:**

Commissioner Hutchens, Commissioner Brizuela, Commissioner James Kucharszky, Interim Chief Banta, Legal Counsel for the District Andrew Ramos, Members of the Public

**PUBLIC COMMENTS:** Michael Connolly, former Chief of Broadmoor-Thanked Interim Chief Banta for work at Broadmoor. Spoke on the gross mishandling of funds at the Broadmoor Police Department and went on the record that the mishandling was never done by himself, Interim Chief Banta or Interim Chief Tobin. Shocked and appalled at the amount of gross mismanagement of public funds and theft of public funds and urged the Commission to express their feelings and give consideration to rolling back those assessments. There should be a fiscal remedy for the people of Broadmoor.

District Counsel Andrew Ramos – spoke on behalf of the Commission that they share the concerns of Former Chief Connolly and has prepared and submitted criminal referral to the DA's office asking for prosecution.

Interim Chief Ron Banta – outraged for the people of Broadmoor hopes that the decisions of the DA's office moves swiftly and timely so that justice can be served. Confirmed that the FBI has been contacted and the published CalPERS Audit has been reported to the Public Corruptions Unit/FBI

Rich Bonomi, resident– outraged and suggests bringing the FBI into this matter; give the officers a raise; wants to know who approves the budgets and the bonuses; criminal charges need to be made against those that are involved in the mishandling of public funds, if the DA's office can't prosecute and Commissioners don't bring in the FBI he will.

Jeff (last name unintelligible) resident – Police commissioners are corrupt; signs are wrong in Broadmoor, return the money back to the people of Broadmoor

Roger Rouse, VIP/TECH at Broadmoor Police Department – Thankful to Interim Chief Banta and Former Chief Connolly and he stands by them and appreciative to James and Colma Fire for the sendoff for his mother.

**CONSENT AGENDA:** Review/Approval meeting minutes of November 9, 2021, Commission Meeting; Review/Approval of Warrants/Deposits of December 2021  
Approved by: Commissioner Brizuela, Seconded by Commissioner Hutchens

**CHIEFS REPORT:** No major law enforcement incidences; one officer injury resulted in out of work for 2-3 days; no outstanding budget items.

**OPEN SESSION:**

A – District Conflict of Interest Code must stay updated; Counsel has prepared an update to the Conflict-of-Interest Code.

Approved by: Commissioner Kucharszky, Seconded by Commissioner Brizuela

B – District’s response to the 2021-2022 SMC Civil Grand Jury Report

Approved by: Commissioner Hutchens, Seconded by Commissioner Brizuela

C – Resolution Accepting the Resignation of Interim Chief Banta

Approved by: Commissioner Brizuela, Seconded by Commissioner Kucharszky

D – Employment Agreement with Chief of Police and District Manager

Officer Mark Melville addressed the Commission and assured the public that the CalPERS Audit will not die in his office, and he will follow up in every way to ensure that justice is served against those individuals for doing what they did to this district. He's proud to serve this Commission and the people of this community.

Approved by: Commissioner Kucharszky, Seconded by Commissioner Brizuela

**SWEARING IN OF CHIEF MARK MELVILLE**

**CLOSED SESSION: NONE**

**ADJOURNMENT:**

Motion to Adjourn by: Commissioner Kucharszky, Seconded by Commissioner Hutchens

Meeting adjourned at 7:50pm

The next meeting is scheduled for Tuesday, January 11, 2022, at 7:00pm

Respectfully submitted,

Marie Brizuela  
Secretary



**BOARD OF POLICE COMMISSIONERS**  
Broadmoor Police Protection District

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Minutes of December 14, 2021

**SPECIAL MEETING**

The meeting was called to order at 5:00 PM, by Commissioner Kucharszky.

Pledge of Allegiance

**PRESENT:**

Commissioners: Commissioner Hutchens, Commissioner James Kucharszky, Commissioner Brizuela, Interim Chief Ron Banta, District Counsel Andrew Ramos

**PUBLIC COMMENTS: None**

**CLOSED SESSION:**

- Conference with Legal Counsel regarding Existing Litigation (Gov. Code, § 54956.9), Case Name: *Awad v. Stellini, et al.*, San Mateo County Superior Court Case No. 19-CIV-05648
- Conference with Legal Counsel regarding Existing Litigation (Gov. Code, § 54956.9), Case Name: *David P. Parenti, Victor Khedr, Syed Husain, and Five Points Tire Imports, Inc. v. Broadmoor Police Protection District, et al.*, San Mateo County Superior Court Case No. 21-CIV-03905
- Conference with Legal Counsel regarding Anticipated Litigation (Gov. Code, § 54956.9(d)(2) Report by CalPERS Audit Services
  
- Conference with Legal Counsel regarding potential Initiation of Litigation (Gov. Code, § 54956.9(d)(4): one case
- Public Employee Appointment (Gov. Code, § 54954.5(e) and 54957), Title: Chief of Police/District Manager

**BEGAN:** 5:15 PM

**ENDED:** 6:40 PM

Commission approved legal counsel to settle pending litigation by accepting a settlement offer signed by the opposing party in the matter of *Awad v. Stellini*. This was approved by all three Commissioners; 3-0 vote.

**ADJOURNMENT:**

- Meeting adjourned at 6:41 PM

The next meeting is scheduled for Dec 14th, at 7:00 PM.

Respectfully submitted,

James Kucharszky  
Secretary