
Michigan Commission on Law Enforcement Standards
Commission Meeting Minutes
April 23, 2008
Kentwood Police Department, Kentwood, Michigan

MCOLCS MEMBERS PRESENT:

Mr. John Buczek, representing the Fraternal Order of Police
Sheriff James Bosscher, representing the Michigan Sheriff's Association
Professor Ron Bretz, representing the Criminal Defense Attorneys of Michigan
Mr. Bill Dennis, representing Attorney General Mike Cox
Mr. Jim DeVries, representing the Police Officers Association of Michigan
Director Kurt Jones, representing the Michigan Association of Chiefs of Police
Chief Richard Mattice, representing the Michigan Association of Chiefs of Police
Trooper Michael Moorman, representing the Michigan State Police Troopers Association
Chief Doreen Olko, representing the Michigan Association of Chiefs of Police
Sheriff Robert Pickell, representing the Michigan Sheriff's Association
Director Deborah Robinson representing Chief Ella M. Bully-Cummings, Detroit
Police Department
Sheriff Gene Wriggelsworth, representing the Michigan Sheriff's Association
Lt. Colonel Timothy Yungfer, representing Colonel Peter C. Munoz, Michigan State
Police
Mr. Raymond Beach, Executive Director
Mr. John Szczubelek, Commission Counsel

COMMISSION MEMBERS EXCUSED:

Mr. David Morse, representing the Prosecuting Attorneys Association of Michigan

COMMISSION STAFF PRESENT:

Ms. Maggie Edwards	Ms. Cheryl Hartwell
Mr. David King	Ms. Hermina Kramp
Mr. Dale Rothenberger	Mr. Gary Ruffini
Mr. John Steele	

GUESTS (signing in):

Developer Shelton Moore, LearnCom
Designer Dan Ballew, LearnCom
President Rick Ghersi, LearnCom
Captain Gary Nix, Michigan State Police, Training Division
Chief Bob Dickerson, Wayne County Sheriff's Office
Chief Milt Agay, Berrien Springs-Oronoko Township Police Department
Chief Pat Herblet, St. Louis Police Department
Chief Darin K. Dood, Lakeview Police Department
Training Specialist Scott Brovont, Kentwood Police Department
Academy Director Jodi Richhart, Grand Rapids Community College
President Michael Zomerlei, Michigan Police Reserve Association
Executive Vice President Douglas Peters, Michigan Police Reserve Association
Cadet Esmine Masetic, Grand Rapids Community College
Cadet Heather Roberts, Grand Rapids Community College
Cadet Jon Carter, Grand Rapids Community College
Chief Barbara Bergers, Grand Valley State University Department of Public Safety
Captain Don Porrett, Port Huron Police Department
Chief Mike Schuitema, Pentwater Police Department
Chief Dan Leimback, Hart Police Department
Lt. Tim Greene, Northfield Township Police Department
Chief Carl Watkins, Northfield Township Police Department
Sheriff Gary Rosema, Ottawa County Sheriff's Office
Attorney Mark Fancher, ACLU of Michigan
Co-Chair Ellis D. Stafford, ALPACT
President/CEO Thomas Costello, Michigan Roundtable
Ms. Chandra Oden McMillion, Community Development Michigan
Roundtable/ALPACT
Attorney Peter Letzmann
Attorney Andrea Solak
Chief William J. Corbett, Port Huron Police Department
Chief Mark Hoorstra, Flushing Police Department
Chief James F. Carmody, Wyoming Police Department
Retired Chief Peter Gallaher, Bates & Empco
Lt. Mike Kinaschuk, Livingston County Sheriff's Office

CALL TO ORDER:

The Commission meeting was called to order by Chairman John Buczek at 9:32 a.m. at the Kentwood Police Department, Kentwood, Michigan. Chair Buczek thanked Chief Richard Mattice of the Kentwood Police Department for hosting the meeting.

INTRODUCTIONS:

Chair Buczek asked the Commissioners to introduce themselves. He then asked members of the audience to introduce themselves. Chair Buczek welcomed all to the meeting.

Lt. Colonel Yungfer introduced Captain Gary Nix who is the new commander of the Michigan State Police Training Division.

PUBLIC COMMENT:

Chief Milt Agay of Berrien Springs-Oronoko Township Police Department explained that in his jurisdiction there is a 4 year private university, Andrews University, which has made a proposal to Chief Agay, the Berrien County Prosecutor, and the Berrien County Sheriff for licensing under Public Act 330. The initial proposal was to form a department that would be unarmed. However, that proposal was rejected because there would be individuals working with police authority that would not have the necessary tools to do the job. In addition, the individuals employed by this agency would be performing police type duties without receiving police training. Having to sign off on these individuals that receive very limited firearms training and then carry weapons is of great concern to him. He believes that the limited amount of training required by PA 330 erodes what the Commission is doing with raising the bar in the area of education and work requirements for the profession. Chief Agay stated that with all the violent situations that are happening at colleges and universities, we should not have individuals that are less trained than a licensed law enforcement officer performing police duties on their properties. He further stated that he will be sending a formal letter to Mr. Beach outlining his department's position on this issue.

He stated that the Bureau of Justice Statistics just released a special report on campus law enforcement in February. This report has great statistical information on this topic and he urges the PA 330 Committee to review this report. In addition, he urged the Commission to continue to stand by its standards and maintain its professionalism. The Commission needs to make sure that all law enforcement officers whether on private property meet the same standards.

Chairman Buczek stated that the Commission has a standing committee that is looking into this matter. There have been initial meetings with individuals that are in the profession and there is an interest in increasing the training standards. Chairman Buczek stated that the Commission appreciates Chief Agay's comments.

ATTORNEY REPORT:

Mr. Szczubelek pointed out that there is an item in New Business, which is the Commission's consideration of a proposal for decision related to the license revocation of Mr. Eddie Dunn. Because the Commission will be discussing in detail a memorandum of legal advice that he has prepared for the Commission, he recommends at that time that the Chairman entertain a motion to move into closed session, to discuss a matter that is subject to attorney client privilege and an exception under the Open Meetings Act. When the Commission moves into closed session everyone except the MCOLES staff and Commission members will be temporarily excused.

ADDITIONS TO THE AGENDA:

- A Presentation by the Michigan Police Reserve Association
- Report on the Pontiac Police Department's request for a reduction of their Law Enforcement Distribution (LED) Maintenance of Effort (MOE) requirement under Public Act 302.

CONSENT AGENDA:

There was no consent agenda.

ACCEPTANCE OF February 19, 2008 WORKSHOP MINUTES:

A **MOTION** was made by Director Robinson supported by Chief Olko to accept the February 19, 2008, Commission Workshop minutes as written.

A **VOTE** was taken. The **MOTION** carried.

ACCEPTANCE OF February 20, 2008 MEETING MINUTES:

A **MOTION** was made by Sheriff Wriggelsworth supported by Lt. Colonel Yungfer to accept the February 20, 2008, Commission Meeting minutes as written.

A **VOTE** was taken. The **MOTION** carried

CHAIRMAN'S REPORT:

Chairman Buczek stated that the Commission has had continuing discussions on funding. The Commission is still seeking dedicated funding to remove MCOLES from the state's General Fund. The Commission has a standing committee that is dealing with this matter. Chairman Buczek stated that the Commission is open to all suggestions.

The Commission's Strategic Plan is moving forward. Staff met in an all day session to discuss this project. The Strategic Plan should be finalized at the June meeting in Marquette.

Chairman Buczek explained that the Commission is also working with the Department of State Police to renew the agreement with the department relative to MCOLES' role as an organization. There will be a meeting in the near future to finalize the agreement.

EXECUTIVE DIRECTOR REPORT:

Mr. Beach explained that in an effort to reduce the length of his report at Commission meetings, he began sending bi-weekly updates via e-mail to each Commission member. He stated that he would be happy to accommodate any changes that the membership would like see in the format of his bi-weekly updates. Mr. Beach stated that his report today will be in addition to the information provided in the Executive Briefings.

Fiscal 2009 Budget – The Governor presented her fiscal 2009 year budget to the legislature on February 7, 2008. The budget recommended a continuation budget for MCOLES. On February 20, 2008, the House passed a substitute H1 for House Bill 5811, which is the State Police budget. The substitute Bill did not change any appropriation levels for MCOLES. Mr. Beach explained that there are two boilerplate items that were put back into the budget Bill. One was the wording for the Justice Training Fund grants language, specifically stating that the funds can only be utilized solely for law enforcement in-service training. The other was a continuation of the language on mental health awareness minus any funding for that effort.

Mr. Beach explained that the 2009 budget development process is ongoing. The State Police budget has passed the House and will be taken up on May 1, 2008, in the Senate with a subcommittee hearing at 3 pm at the Capitol.

2008 LED – We are now completing a very successful 2008 reporting period. As part of the annual registration process, all agencies have to register their roster of employees with the Commission and also have an option to participate in the Law Enforcement Distribution. There have been considerable modifications made to the MCOLES network and the LED interface. The enhancements allow for many refined edits to catch errors in

EXECUTIVE DIRECTOR REPORT Continued:

reporting by law enforcement agencies. The error reports are more efficiently organized, allowing staff to review registrations and to allow the clean up of data submitted in the past. This review process is currently ongoing. For 2008 there were 518 agencies requesting to participate in LED. Mr. Beach explained that not all agencies under the current language of PA 302 are eligible to participate in LED. The increase in the number of agencies can be directly attributed to the ease in expenditure reporting. Mr. Beach explained that since the review of the reported data is still underway, we do not have a final full time equated employee count. He further explained that the Commission will be hearing a report by Mr. Gary Ruffini regarding the law enforcement officer strength later in the meeting.

Mr. Beach explained that as of March 31, 2008, we have collected \$3,470,333 in Justice Training Fund revenue and interest. Sixty percent of the fund will go for the spring LED distribution. It is anticipated that the per capita distribution, which will be authorized by his office prior to the next Commission meeting, will be slightly higher than in 2007. It is estimated it will be approximately \$110 per full time equated employee.

Michigan Justice Training Fund Audit – The audit has been completed by the Office of the Auditor General with no findings. This audit covered fiscal years 2006 and 2007. Mr. Beach explained that the Justice Training Fund Act requires the fund be audited every two years.

Constituent Outreach Efforts – Mr. Beach explained that we are heading into a period of increased activity with our constituent outreach efforts. The number of individual events, such as the Chiefs, Sheriffs, and labor groups will be increasing over the next few months and he will be seeking Commissioners to participate in these events.

MCOLES Newsletter – Mr. Beach explained that a draft copy of the next issue of the MCOLES Newsletter is in the Commission's meeting notebooks for review. This issue will be released in the near future. The Newsletter makes note of the historic accomplishment at the February meeting of the passing of the first in-service training standard. It also speaks to the effort that the MCOLES is undertaking to begin the educational process and assisting agencies with the implementation of the new Active Duty Firearms Standard.

Commission Appointments/Re-appointments – Mr. Beach congratulated the Commissioners who were recently re-appointed by Governor Granholm to the Commission. They are Professor Ron Bretz, Sheriff Jim Bosscher, Chief Doreen Olko, and Prosecutor David Morse who was unable to attend this meeting. Mr. Beach also advised the Commission that Marty Bandemer, President of the Detroit Police Officers Association, was also appointed by the Governor and is the newest member to

EXECUTIVE DIRECTOR REPORT Continued:

the Commission. He extended his congratulations to Mr. Bandemer, who was unable to attend the meeting due to prior commitments.

Special Use Requests/Grant Adjustment – Mr. Beach stated that the Special Use Requests from the Law Enforcement Distribution and the Grant Adjustments from the Competitive Grant program have been provided to the Commission for review. He explained that he would answer any questions on these requests.

COMMITTEE REPORTS:

Executive Committee – Chairman Buczek stated that the Executive Committee met last night and heard a report from the Regular Employment Committee. The committee also heard a report regarding a breakdown of ordinance violations vs. civil infractions and the level of funding the two avenues could provide to MCOLES. The committee also heard reports on the MSP agreement, and the MCOLES organizational restructure. The Committee has decided to hold their next committee meeting on June 3rd, the day before the next regular Commission meeting in Marquette. Chairman Buczek stated that Ms. Kramp also updated the committee on a meeting the MCOLES staff had with the Advocates and Leaders for Police & Community Trust, ALPACT. There will be a presentation later in the meeting from ALPACT. The committee also discussed the two additions to the meeting agenda.

Legislative Committee – Sheriff Bosscher explained that the Committee has not met recently. However House Bill 4611 continues to be monitored along with a number of other bills that may have an impact on the MCOLES.

Regular Employment Committee - Chairman Pickell explained that the Regular Employment Committee met last night at 6:30 pm, to discuss the establishment of a Regular Employment Standard definition. The following Committee members were in attendance:

Sheriff Robert Pickell, representing the Michigan Sheriff's Association
Sheriff Jim Bosscher, representing the Michigan Sheriff's Association
Chief Doreen Olko, representing the Michigan Association of Chiefs of Police
Chief Kurt Jones, representing the Michigan Association of Chiefs of Police
Mr. James DeVries, representing the Police Officers Association of Michigan

COMMITTEE REPORTS Continued:

The Committee reviewed the most recent information to date, including data concerning the declining number of law enforcement positions in Michigan. There was also a discussion relative to the median number of hours currently being worked by part time officers as reported in the 2008 Annual Registration. A discussion then took place wherein the Committee members came to agreement on their recommended definition of regular employment.

Sheriff Pickell asked Commissioner James DeVries to present the Committee's recommendation to the full Commission in the form of a motion.

A **MOTION** was made by Mr. DeVries supported by Trooper Moorman to adopt, in conjunction with other amendments to 1965 Public Act 203, an amendment that defines the term "regularly employed."

The proposed definition shall provide that an individual is regularly employed if he or she is actively employed as a licensed law enforcement officer as defined in the Act in any given calendar year for a minimum of 520 hours.

Mr. DeVries also recommended that the Commission direct MCOLES staff to research the following areas for purposes of formulating the proposed amendment and to report back to the Commission:

- 1-consequences of not meeting the 520 hour requirement
- 2-conformity with other sections of the statute
- 3-remedies for non-compliance

Sheriff Wriggelsworth asked if the timeline for implementation that was presented by staff during the committee meeting was part of the recommendation. Regular Employment Committee Chairman Pickell responded that yes the timeline was a part of the recommendation.

The original motion was amended by Mr. DeVries to include the timeline for implementation of the regular employment standard that will begin in calendar year 2012. Mr. Moorman supported the amendment to the motion.

A **VOTE** was taken. The **MOTION** carried.

COMMITTEE REPORTS Continued:

Dedicated Funding Committee – Sheriff Wriggelsworth stated that there was no report.

Ethics Committee – Chief Olko stated that there was no report.

Public Act 330 Committee – Sheriff Wriggelsworth stated that there was no report.

NEW BUSINESS:

ALPACT Informational Presentation – Ms. Kramp explained that ALPACT stands for Advocates and Leaders for Police and Community Trust, which is a multi-disciplinary group made up of twenty community groups and twenty law enforcement agencies drawn from southeast Michigan. This group is co-chaired by Dr. Linda Parker, Director of the Michigan Department of Civil Rights and Inspector Ellis Stafford of the Michigan Department of State Police. Ms. Kramp explained that the group approached MCOLES requesting the opportunity to address the Commission to explain who they are and the type of work they have been doing over the years. She explained that there were four representatives in attendance; Inspector Ellis Stafford, co-chair, Mr. Thomas Costello of the Michigan Roundtable for Diversity and Inclusion, Ms. Chandra Oden McMillion also from the Roundtable and Mr. Mark Fancher from the American Civil Liberties Union (ACLU).

Mr. Tom Costello thanked the Commission for the opportunity to make the presentation today. This grew out of a presentation by MCOLES staff to ALPACT at one of their meetings in March. The group began in 1999 as a result of a racial profiling conference. The group is located in Detroit with the premise for eradicating prejudice and racism. This is a voluntary coalition of community and law enforcement leaders across the state that meets once a month to engage in serious dialogue in an effort to inform and address issues of biased based policing. The group encourages trust between the law enforcement community and the community itself. They have partnered with state legislators and the Attorney General in drafting anti-profiling legislation.

Inspector Stafford thanked Mr. Beach and his staff for attending their meeting and educating not only the law enforcement partners but also the community partners. He explained that if you look at the mission of the MCOLES and the ALPACT there are a number of similarities such as law enforcement, partnership, trust, leadership, and communities. The ALPACT seeks to bridge or bring closer that understanding of what law enforcement does and our relationship with the community. He explained that the

NEW BUSINESS Continued:

ALPACT looks forward as the Commission sees fit to being a sounding board relative to new initiatives, training, and political correctness in today's society. He thanked the Commission for the opportunity to be here.

Attorney Mark Fancher explained that the ACLU of Michigan is very pleased with the opportunity to become acquainted the Commission. He further explained that ALPACT comes to this forum for one reason, and that is we recognize since the founding of that organization that there is a problem. As much as we would like there not to be a problem, there is one in terms of community and police relations. He stated that they think that the MCOLES has a unique opportunity to make some very fundamental and profound changes in terms of that relationship. Attorney Fancher stated that they would like MCOLES to work with their group to implement training in this area so that officers react in a more positive nature.

PSOB Resolution Adoptions – Mr. Beach explained that it has been the practice of the Commission to deliver the Public Safety Officers Benefit (PSOB) payments to the survivor in as timely a fashion as possible, once all the requirements are met to determine eligibility and process the payment. It is also the practice to present the survivor with a resolution of the Commission simultaneously with the presentation of the check. From time to time everything has been completed, but a meeting of the Commission was not scheduled for a considerable period of time. This occurred in a recent case with the death of a firefighter. Mr. Beach explained that in order not to delay the presentation and award, it was necessary to make the presentation to the widow without the resolution having been formally adopted by the Commission. Given the occasional nature of the circumstance where it is timely to make a presentation to a survivor, but the resolution can not be formally acted on in a timely manner, it may be appropriate to have an alternate plan. Mr. Beach asked that the Commission consider the practice of authorizing the Chairman to act on behalf of the Commission in signing and presenting the resolution. The resolution would then be read into the record and formally adopted by the full Commission at the next meeting.

A **MOTION** was made by Trooper Moorman and supported by Sheriff Bosscher to give authority to the Chair to sign resolutions, present them to the survivor, and then read them into the record and formally adopt the resolution at the next regularly scheduled meeting of the Commission.

A **VOTE** was taken. The **MOTION** carried unanimously.

NEW BUSINESS Continued:

Commission Resolution – Firefighter Tim Sanborn – Chairman Buczek read the resolution for Firefighter Tim Sanborn into the record. The resolution was presented to the family by Chairman Buczek and Director Beach a couple of weeks ago. The Commission recognized fallen Firefighter Tim Sanborn, for his service to the Clinton Area Fire and Rescue Department.

A **MOTION** was made by Director Robinson supported by Lt. Colonel Yungfer to adopt the resolution for Firefighter Tim Sanborn, recognizing his service to the Clinton Area Fire and Rescue Department.

A **VOTE** was taken. The **MOTION** carried unanimously.

Commission Resolution – Chief William Corbett

The Commission recognized Chief William Corbett, Chief of Police, Port Huron Police Department for his service to the Commission and Michigan law enforcement. Chairman Buczek read a resolution recognizing his service to Michigan's law enforcement discipline.

A **MOTION** was made by Mr. DeVries supported by Chief Mattice to adopt the resolution for Chief William Corbett, recognizing his service to Michigan's law enforcement discipline.

A **VOTE** was taken. The **MOTION** carried unanimously.

Mr. Beach presented Chief Corbett with a plaque recognizing his service to law enforcement. Chief Corbett has been someone that the Commission could rely on over the years and has assisted the MCOLES with various endeavors.

Chief Corbett stated that he was very fortunate to have mentors when he came into the business. One of his mentors always said that you should leave your profession better than when you entered it. Chief Corbett is very proud of Michigan law enforcement and the Commission. He is confident that law enforcement is on the right track and is grateful for the opportunities that he has had to participate with the MCOLES.

NEW BUSINESS Continued:

Grand Rapids Community College Overview – Training Director Jodi Richhart provided an overview of the police academy at Grand Rapids Community College. The current academy has 34 students enrolled. They have a lot of non-traditional students in their academy, as their program allows their students to work at various jobs as they also attend training over a ten month period. There is a day squad and a night squad to facilitate employed recruits. She explained that the ages of the recruits range from 19 to 48 years of age. The academy is 720 hours in length and utilizes 16 instructors. She further explained that a number of students intern with area law enforcement agencies.

Three students from the academy explained the various activities that recruits are involved in at the Grand Rapids Community College. They explained that the students have the opportunity to work with area law enforcement officials who share in the recruits' learning, which is very helpful in their studies.

Wayne County Sheriff's Office E-Learning Initiative – Chief Dickerson from the Wayne County Sheriff's Office explained that the department is in the beginning stages of utilizing a distance learning program to facilitate their officer's training during these tight economic times. The department wants to maintain training at a lower cost to accommodate a shrinking budget. He explained that the department began this effort by taking departmental policy and developing a training course in an e-learning environment. He explained that they have met with MCOLES staff regarding this e-learning effort.

President Rick Ghersi from LearnCom explained that they are located in southeast Michigan. Mr. Ghersi provided a brief historical overview of the company and some of the clients they have served. Developer Shelton Moore provided a demonstration of their training products. He explained that they work with subject matter experts to combine their knowledge with their experience in technology. Mr. Moore demonstrated their learning management system for the Commission and facilitated a number of questions.

Michigan Police Reserve Association - Mr. Mike Zomerlei from the Michigan Police Officer Reserve Association addressed the Commission. He explained that the organization is in its infant stages. An informational packet was provided to the Commission, outlining their mission statement and programs from other states that are currently working. He explained that his organization would like to see standards developed for reserve officers. Some of the standards that they would like to see would be minimum employment and training requirements. They are not looking to replace law enforcement officers but to augment their services. Their organization is looking for the

NEW BUSINESS Continued:

Commission's feedback regarding the training of reserve officers. Mr. Zomerlei explained that the association would be willing to work with the Commission in this area.

Revocations - Mr. Szczubelek presented the following cases recommending the Commission consider the proofs, finding of facts, and conclusions of law found in the "Proposals for Decision" issued by Administrative Law Judge (ALJ) Michael Zimmer.

Brian McClarty – Mr. McClarty was found guilty by way of a Nolo Contendre plea and was convicted of Assault with Intent to do Great Bodily Harm, Less than Murder (MCL 750.84). His conviction was issued and entered on August 29, 2007.

A **MOTION** was made by DeVries and supported by Chief Jones to accept the Proposal for Decision of the Administrative Law Judge and revoke the law enforcement license of Mr. Brian McClarty.

A **VOTE** was taken. The **MOTION** carried.

Quentin Howell – Mr. Howell pled guilty to and was convicted of one count of Felonious Assault (MCL 750.82) and one misdemeanor count of Operating While Under the Influence. His conviction was issued and entered on September 11, 2007.

A **MOTION** was made by Sheriff Wriggelsworth and supported by Lt. Colonel Yungfer to accept the Proposal for Decision of the Administrative Law Judge and revoke the law enforcement license of Mr. Quentin Howell.

A **VOTE** was taken. The **MOTION** carried.

Paul A. Carmona – Mr. Carmona pled Nolo Contendre and was convicted of Malicious Destruction of Building, \$1,000 or More, Less than \$20,000 (MCL 750.380(3)(a)). His conviction was issued and entered on August 22, 2007.

A **MOTION** was made by Sheriff Wriggelsworth and supported by Lt. Colonel Yungfer to accept the Proposal for Decision of the Administrative Law Judge and revoke the law enforcement license of Mr. Paul A. Carmona.

A **VOTE** was taken. The **MOTION** carried.

NEW BUSINESS Continued:

Christopher Campbell – Mr. Campbell pled Nolo Contendere and was convicted of Insurance – Fraudulent Acts (MCL 500.4511 (1)). His conviction was issued and entered on August 22, 2007.

A **MOTION** was made by Chief Mattice and supported by Director Robinson to accept the Proposal for Decision of the Administrative Law Judge and revoke the law enforcement license of Mr. Christopher Campbell.

A **VOTE** was taken. The **MOTION** carried.

License Relinquishment Affidavit – Mr. Szczubelek explained that at the last meeting the Commission approved the use of the form affidavits for an officer to voluntarily relinquish his/her license to practice law enforcement in the state of Michigan as part of a plea agreement.

On March 4, 2008, Genesee County Assistant Prosecutor Rebecca A. Jurva sent MCOLES an affidavit signed by former Flint Police Officer Ralph Tedford, III. Mr. Tedford executed the affidavit as part of a plea agreement. He pled guilty to the misdemeanor of Public Officer – Willful Neglect of Duty, MCL 750.478. The Genesee County Prosecutor dismissed the felony charge for Common Law Offenses, MCL 750.505-C.

A **MOTION** was made by Sheriff Pickell supported by Chief Mattice to accept the License Relinquishment Affidavit of Mr. Tedford and formally revoke his license to practice law enforcement in Michigan and to instruct MCOLES staff to document Mr. Tedford's licensure status on the MCOLES Network.

A **VOTE** was taken. The **MOTION** carried.

PSOB Supplemental – Mr. Rothenberger explained that the Commission directed the staff to prepare a letter to alert the legislative appropriation committees to the insufficient funding for the PSOB program. A letter was prepared and sent to the legislature, and a copy was provided to the Commission. Mr. Rothenberger explained that it doesn't appear that there will be a supplemental at this time.

NEW BUSINESS Continued:

Regional Training Academy Analysis – Mr. Ruffini provided an analysis of the current basic training delivery system and how it was established. He explained the changes that have occurred in the delivery system to date. Mr. Ruffini provided a detailed breakdown of the hours of staff time and related costs for the oversight of an academy session.

Chairman Buczek explained that the Commission requested the staff to provide this information for further discussion by the Commission. He stated that he would like to appoint a three member committee to work with staff to further analyze this information and propose and develop recommendations to streamline the delivery system and reduce the cost associated with the MCOLES oversight responsibilities. He asked for volunteers for the committee. Chief Jones volunteered to chair the committee. Other members of the committee are: Director Deborah Robinson, Mr. William Dennis, and Sheriff Jim Bosscher.

2009 Grant Award Process Approval – Ms. Hartwell explained that the staff completed a debriefing of the review process for the Competitive Grant Awards in February. Recommendations from the debriefing were to identify grants that practitioner review groups had conflicting opinions on and target them for program site reviews. In addition, grantees who receive funding for a training topic that another grantee is denied funding for the same topic, the successful grantee shall provide an opportunity for the consortium members of the denied grantee access to their funding training sessions.

The recommended changes to the Prioritized Training List were presented. Ms. Hartwell also stated that as a result of Commission comments during previous reviews, staff was also recommending that grantees who wish to have Legal Update programs funded should first look to their area prosecuting attorney's offices for this service. If the area prosecuting attorney's office can not provide the service then the grantee can seek another vendor to provide the training. The unsuccessful effort to obtain the prosecuting attorney's assistance in providing the training must be documented or funding for the use of another vendor will not be provided by grant funding. Ms. Hartwell also presented the proposed dates for three Grant Application Workshops to be held across the state beginning on May 8, 2008.

A **MOTION** was made by Sheriff Wriggelsworth and supported by Sheriff Bosscher to adopt the modifications to the Competitive Grant Application process as stated.

A **VOTE** was taken. The **MOTION** carried.

NEW BUSINESS Continued:

Annual Registration Report – Mr. Ruffini explained that the annual registration went well. He stated that there were fewer law enforcement agencies needing specific attention this year than last year. Mr. Ruffini explained that among the changes to the reporting this year was the collecting of email addresses of the agency head, administrative contact, primary MCOLES Network operator for the agency, and the fiscal officer to allow MCOLES to better communicate with agencies and their respective staff.

Mr. Ruffini provided the Commission with a handout graphically outlining the officer strength as of March 7, 2008.

Pontiac Police Department Request for Reduction of MOE – Mr. Rothenberger explained that Act 302 requires that law enforcement agencies maintain the level of local in-service training funds that the agency registered during their first year of participation in the Law Enforcement Distribution. He explained that the Maintenance of Effort (MOE) level for the Pontiac Police Department was \$38,600 and they are asking for a reduction in their MOE requirement due to the same economic difficulties being experienced by the city resulting in a reduced number of licensed law enforcement officers from 177 in 2002 to 64 in 2007. They are requesting that their MOE be reduced to \$20,000.

A **MOTION** was made by Sheriff Wriggelsworth supported by Mr. Dennis to approve the reduction of the Pontiac Police Department's Maintenance of Effort to \$20,000.

A **VOTE** was taken. The **MOTION** carried.

OLD BUSINESS:

Mental Health Awareness Training Initiative Update – Ms. Kramp explained that background information regarding this initiative was provided in the Commission agenda item. She explained that a diverse group of subject matter experts representing law enforcement, community mental health, mental health services, law enforcement training, the legal sector and consumers were assembled in order to identify and explore potential training content. Ms. Kramp explained that although the original intent was to provide training to active duty law enforcement officers, the group recommended a more diverse audience consisting of officers, service providers, and supervisors.

Ms. Kramp explained that based upon input from the subject matter expert group meetings a number of documents have been developed. The materials are now undergoing final review by the group.

OLD BUSINESS Continued:

Traffic Safety Training Development Update – Ms. Kramp explained that bids were solicited to interested parties to complete the work required in this project. Project specification documents were prepared and sent to all who expressed an interest in contracting for this work. Using the open bid process, responses were solicited but limited. Two retired state employees responded to the request for bids. However, since the agenda item was created, both state retirees have withdrawn their bids to prevent disrupting their benefits. It is anticipated MCOLES staff may have to complete one or more components due to the inability to contract this work.

LEOSA/Active Duty Firearms Standard Information Distribution Update - Mr. King explained that with the adoption of the Active Duty Firearms Standard staff is working to educate the law enforcement discipline regarding this new standard.

A copy of the draft Newsletter was provided to the Commission announcing the new Active Duty Firearms Standard. Mr. King explained that there are going to be a number of edits to the Newsletter before it is released from MCOLES. This edition of the Newsletter will get the initial message out to the field relative to the Active Duty Firearms Standard. In the near future, there will be a series of educational meetings across the state. The educational meetings will provide a greater amount of detail about the standard and how to administer it. Mr. King explained that the MCOLES staff will also be presenting information relative to the new standard at the various conferences and association meetings that will be taking place in the next few months.

Mr. King explained that now that the standard is in place, we are receiving inquiries regarding this standard and its applicability to the LEOSA requirements. House Bill 4611 is slated for enactment prior to the end of the year. This bill will give MCOLES the ability to certify retirees under LEOSA.

FY09 Governor's Recommended Budget Update – The status of the budget was reported in the Executive Director's Report.

NEW BUSINESS Continued:

PA 203/302 Legislative Consolidation Update – No report.

Administrative Rules Update – No report.

NEW BUSINESS Continued:

Eddie Dunn Revocation – Mr. Szczubelek explained that the Commission needs to go into closed session to discuss the attorney client privileged information regarding the Eddie Dunn case. Chairman Buczek asked for a motion to allow the Commission to go into closed session.

A **MOTION** was made by Director Robinson and supported by Mr. DeVries for the Commission to go into closed session to discuss the attorney client privileged information.

A **VOTE** was taken. The **MOTION** carried

The Commission went into closed session at 12:17 pm.

The Commission returned to open session at 12:31 pm.

A **MOTION** was made by Lt. Colonel Yungfer and was supported by Director Robinson to accept the Final Decision and Order presented by Mr. John Szczubelek, Commission Counsel, revoking the law enforcement license of Mr. Eddie Dunn, Jr.

A **VOTE** was taken. The **MOTION** carried unanimously.

MISCELLANEOUS:

There were no miscellaneous items for discussion.

PUBLIC COMMENT:

There was no public comment.

NEXT MEETING:

Date: Wednesday, June 4, 2008

Location: Northern Michigan University
Marquette, Michigan

Co-hosted by Director Ken Chant of Northern Michigan University
and Director Page Gordier of Lake Superior State University

ADJOURNMENT:

A **MOTION** was made by Sheriff Bosscher and supported Mr. Dennis to adjourn the meeting.

A **VOTE** was taken. The **MOTION** carried.

The meeting was adjourned at 12:32 pm.

APPROVED BY _____ ON _____

WITNESSED BY _____ ON _____