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## **Michigan Commission on Law Enforcement Standards**

### **Commission Meeting Minutes**

**April 20, 2011**

**Lansing, Michigan**

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#### **COMMISSION MEMBERS PRESENT**

Mr. John Buczek, representing the Fraternal Order of Police  
Sheriff James Bosscher, representing the Michigan Sheriffs' Association  
Chief Doreen Olko, representing the Michigan Association of Chiefs of Police  
Captain Kari Kusmierz, representing Colonel Kriste Kibbey Etue, Michigan State Police  
Mr. Fred Timpner, representing the Michigan Association of Police  
Commander Dwayne Love, representing Chief Ralph Godbee Jr., Detroit Police Department  
Sheriff Gene Wriggelsworth, representing the Michigan Sheriffs' Association  
Chief Richard Mattice, representing the Michigan Association of Chiefs of Police  
Director Kurt Jones, representing the Michigan Association of Chiefs of Police  
Mr. Michael Wendling, representing the Prosecuting Attorneys Association of Michigan  
Mr. Martin Bandemer, representing the Detroit Police Officers Association  
Mr. Richard Weiler, representing the Police Officers Labor Council

#### **COMMISSION MEMBERS EXCUSED**

Mr. James DeVries, representing the Police Officers Association of Michigan  
Mr. Thomas Cameron, representing Attorney General Bill Schuette  
D/Sgt. Chris Luty, representing the Michigan State Police Troopers Association  
Sheriff Robert Pickell, representing the Michigan Sheriffs' Association  
Professor Ron Bretz, representing the Criminal Defense Attorneys of Michigan

#### **OTHERS PRESENT**

Mr. David Harvey, MCOLES Executive Director  
Ms. Hermina Kramp, MCOLES Deputy Executive Director  
Mr. John Szczubelek, Assistant Attorney General and Commission Counsel

Ms. Donna Park, MCOLES Staff  
Mr. John Steele, MCOLES Staff  
Mr. Danny Rosa, MCOLES Staff  
Mr. David Lee, MCOLES Staff  
Mr. Lynn Ried, MCOLES Staff

Ms. Rhonda Miller, MCOLES Staff  
Ms. Sandi Luther, MCOLES Staff  
Ms. Jacquelyn Beeson, MCOLES Staff  
Mr. Wayne Carlson, MCOLES Staff

## **GUESTS (signing in)**

Mr. Tim Bolles, Senior Executive Assistant to Deputy Director, Michigan State Police  
Sgt. James Sumners, Pokagon Tribal Police  
Deputy Chief Curt Caid, Livonia Police Department  
Mr. John Farquhar

## **CALL TO ORDER**

The Commission meeting was called to order by Chairman Bosscher at 10:31 a.m. at the MCOLES Offices, Lansing, Michigan.

## **INTRODUCTIONS**

Chairman Bosscher introduced himself and asked the Commission members and audience to do the same.

## **ACCEPTANCE OF THE FEBRUARY 9, 2011 COMMISSION MEETING MINUTES**

A **MOTION** was made by Chief Mattice and supported by Sheriff Wriggelsworth to approve the February 9, 2011 Commission meeting minutes as written.

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

## **ADDITIONS/CHANGES TO THE AGENDA**

There were no changes to the Agenda.

## **PUBLIC COMMENT**

There was no public comment.

## **CHAIR'S REPORT**

Law Enforcement Officer Position Report – Chairman Bosscher noted that the number of positions continues to decline and indicated on the report.

Special Use Requests – Chairman Bosscher stated that the Special Use Request activity report was provided in the Commission materials. There were no questions.

Grant Adjustment Requests - Chairman Bosscher stated that the Grant Adjustment Requests activity report was provided in the Commission materials. There were no questions.

## **DIRECTOR'S REPORT**

Graduations – Mr. Harvey advised there was a sign-up sheet provided in the Commission materials for the upcoming academy graduations. He encouraged all to attend and stated that he was planning on attending the graduations that he missed last year.

Travel Vouchers – Mr. Harvey reminded the Commission members that actual receipts, not copies, needed to be attached to all travel vouchers. He also advised if anyone needed training or help in completing the vouchers to contact Jacque.

Annual Registration Update – Mr. Harvey advised that the annual registration is complete. The information is being reviewed at this time. There have been no significant issues thus far.

PSOB Update – Mr. Harvey advised the Commission that MCOLES staff had met with Kalamazoo Police Department regarding the death of Officer Zapata. He also stated that he had delivered the check for Officer Nehasil to the Livonia Police Department. He advised the Commission that per recommendation of the Executive Committee, MCOLES was going to approve PSOB for a disability case involving Chief Hawks. The recommendation was based on the Federal Government's decision to grant the benefits. Finally, he reported that we are also anticipating benefits for Trooper Werda and Officer Huff.

Release of Funds Authorization – Mr. Harvey advised that he was granted authorization from the Executive Committee to distribute LED funds prior to the full report which will be presented at the June 15, 2011 Commission Meeting.

## **COMMITTEE REPORTS**

Executive Committee – Chairman Bosscher advised that the Executive Committee met prior to the Commission meeting.

- DNR-DEQ transition – Due to the Governor separating the agencies, the officers had to be separated also. This has been completed.
- Andrews University – Chairman Bosscher explained that Andrews University Personnel is a security detail that is acting like a police agency. Mr. Harvey advised their website is in violation also. Mr. Harvey reported he wrote a letter to Andrews University advising them that due to MCOLES limited authority, he was forwarding the file information to the Department of Attorney General Criminal Division and to the United States Department of Education. His intention is to get MCOLES out of this situation and let the other agencies take control.

Statute Review Committee – Mr. Buczek advised that the Statute Review Committee met on April 11, 2011. He reported there were four areas that were being addressed.

- Ethics - These changes have been completed.
- Medical Standards –Mr. Szczubelek and staff will review these standards and a proposal for changes will be brought back to the Committee.
- Competitive Grant Program - A change to provide for greater efficiency is being recommended. Staff is researching several options and will report back to the Committee with suggestions.
- Regular Employment - The Committee is discussing making changes that includes training instead of hours or a combination of training and hours.

## **NEW BUSINESS**

Commission Resolution 2011-02 Honoring Fallen Officer Larry Nehasil – Chairman Bosscher and Mr. Harvey introduced Deputy Chief Curt Caid of the Livonia Police Department and Mr. John Farquhar, brother-in-law of Officer Larry Nehasil. Chairman Bosscher read into the record Resolution 2011-02 recognizing Officer Larry Nehasil's service as a law enforcement officer with the Livonia Police Department. Officer Nehasil was fatally wounded by an assailant while investigating a possible breaking and entering.

A MOTION was made by Mr. Buczek and supported by Mr. Weiler to adopt the Resolution honoring Officer Larry Nehasil's law enforcement service with the Livonia Police Department.

A VOTE was taken. The MOTION carried unanimously.

Deputy Chief Caid thanked the Commission and expressed his appreciation for all their help on behalf of the Nehasil family and the Livonia Police Department.

Commission Resolution 2011-03 Honoring Retired Sgt. Steven B. Parent – Mr. Harvey explained to the Commission that since we license police officers and take them through their career, maybe we should also acknowledge them at retirement. This would be done by request only. These would be written documents acknowledging their retirement from police service and the agency would present it to the individual. Mr. Harvey advised he had a request by Tawas Police Authority to honor Sgt. Steven B. Parent. Mr. Harvey requested that he receive permission to approve these retirement Resolutions without bringing them to the Commission. Chairman Bosscher determined there were no objections.

A MOTION was made by Sheriff Wriggelsworth and supported by Mr. Wendling to allow Mr. Harvey to approve retirement Resolutions.

A VOTE was taken. The MOTION carried unanimously.

Affidavit acceptance for LED Expenditures – Donna Park addressed the Commission with regard to agencies being ineligible for 2011 LED funds due to the 2-year spending clause. She stated that there are 103 agencies that have unexpended funds and a few of these agencies may be unable to produce receipts for expenditures that took place in the past under previous administrations. Ms. Park advised that under current Commission policy after an agency completes their investigation and concludes they cannot produce specific receipts, the Commission would follow the previously approved policy of offering the agency administrator the option to document their due diligence through an Affidavit specifically depicting their actions and the results of the inquiry. By signing the Affidavit the agency head is taking responsibility for the investigation completed and attesting that the funds were used for training in accordance with PA 302 of 1982.

Mr. Harvey advised that each Affidavit would be specific to the agency's circumstances and would be presented individually to the Commission. Chairman Bosscher stated that he feels that this would assist the staff in clearing this issue.

Ms. Park then presented the specific Affidavit from the Wayne County Police Authority for Commission action. Ms. Park advised that after working with staff and conducting a review of past expenditures as outlined in the affidavit the agency was requesting acceptance of this affidavit as evidence of their due diligence and compliance.

A MOTION was made by Chief Mattice and supported by Commander Love to allow the Wayne County Police Authority Affidavit.

A VOTE was taken. The MOTION carried unanimously.

### **OLD BUSINESS**

There were no items of Old Business for discussion.

### **MISCELLANEOUS**

There were no miscellaneous items for discussion.

### **NEXT MEETING**

Date: Wednesday, June 15, 2011

Location: MCOLES Offices, Hollister Building, Lansing, Michigan

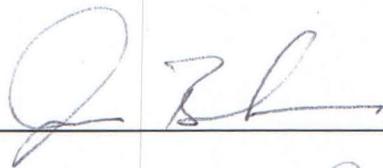
Sheriff Wriggelsworth advised the Commission that he would not be able to attend the June 15, 2011 meeting.

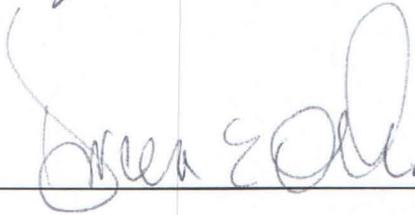
### **ADJOURNMENT**

A MOTION was made by Mr. Jones and supported by Mr. Wendling to adjourn the meeting.

A VOTE was taken. The MOTION carried.

The meeting was adjourned at 11:13 a.m.

APPROVED BY  ON 6-15-2011

WITNESSED BY  ON 6-15-2011



**MCOLES**  
Michigan Commission on Law Enforcement Standards

***Commission Resolution 2011-2  
A Resolution to Honor Fallen Police Officer Larry Nehasil  
And Extend Public Safety Officer Benefits***

***WHEREAS***, the Michigan Commission on Law Enforcement Standards is the duly appointed body of state government providing for the training and licensure of Michigan law enforcement officers; and,

***WHEREAS Officer Larry Nehasil*** served as a licensed police officer in the State of Michigan for a period of twenty years with the Livonia Police Department; and,

***WHEREAS Officer Larry Nehasil*** was a decorated public servant who was dedicated to preserving public safety and performing his duties in an exemplary manner; and,

***WHEREAS Officer Larry Nehasil*** was honored as a Police Officer and during his career earned five commendation awards, one unit commendation award, two Chief of Police Awards, one Livonia Police Department Award, one Purple Heart, and one Mayor's Award for Valor; and,

***WHEREAS Officer Larry Nehasil*** was fatally wounded by an assailant's bullet while investigating a residential breaking and entering on January 17, 2011; and,

***WHEREAS*** the Michigan Commission on Law Enforcement Standards, on behalf of all Michigan law enforcement officers, expresses profound sympathy to the family, fellow officers, friends, and loved ones of ***Officer Larry Nehasil***.

***NOW, THEREFORE BE IT RESOLVED*** that the members of the Michigan Commission on Law Enforcement Standards pay their highest tribute to the service and sacrifice of ***Officer Larry Nehasil***;

***AND, BE IT FURTHER RESOLVED*** that all eligible benefits provided through the Public Safety Officer Benefits Act shall be extended to the survivors of ***Officer Larry Nehasil***.

*Unanimously adopted by the Michigan Commission on Law Enforcement Standards on April 20, 2011.*

A handwritten signature in black ink, appearing to read "J. Bosscher", written over a horizontal line.

Sheriff James Bosscher, Chair



**MCOLES**  
Michigan Commission on Law Enforcement Standards

*Commission Resolution 2011-03  
A Resolution to Honor the Service of Sgt. Steven B. Parent, Ret.*

*It is with tremendous respect and appreciation that the members of the Michigan Commission on Law Enforcement Standards offer their tribute to Sgt. Steven B. Parent, Ret. for his distinguished career with the Tawas Police Authority.*

*WHEREAS, Sgt. Steven B. Parent successfully completed his law enforcement training at the Northern Michigan University Regional Police Academy in July of 1985; and,*

*WHEREAS, Sgt. Steven B. Parent served as a Deputy with the Iosco County Sheriff's Office until January of 1986; and,*

*WHEREAS, Sgt. Steven B. Parent continued his service in the law enforcement profession with the East Tawas Police Department in February 1986, serving both the cities of Tawas and East Tawas, then continued his career with the newly formed Tawas Police Authority in 1995; and*

*WHEREAS, Sgt. Steven B. Parent assumed increasing responsibilities when he was promoted to the rank of Corporal in 1998 and then to the rank of Sergeant in 2001. Sgt. Steven B. Parent also served as the Interim Police Chief for the Tawas Police Authority being appointed in the fall of 2008 and serving through the spring of 2009; and,*

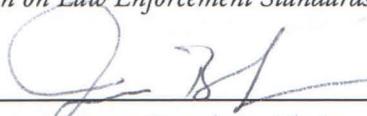
*WHEREAS, throughout his twenty-five year career, Sgt. Steven B. Parent served his communities by taking great pride in being fair and ethical; and,*

*WHEREAS, Sgt. Steven B. Parent has made contributions to the betterment of law enforcement and criminal justice in Michigan; and,*

*THEREFORE, BE IT RESOLVED, that, by the adoption of this resolution, the members of the Michigan Commission on Law Enforcement Standards extend their gratitude to Sgt. Steven B. Parent for his service in the field of law enforcement; and,*

*BE IT FURTHER RESOLVED that the members of the Michigan Commission on Law Enforcement Standards wish Sgt. Steven B. Parent success and happiness in all of his future endeavors.*

*Unanimously adopted by the Michigan Commission on Law Enforcement Standards on April 20, 2011.*

  
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James Bosscher, Chair