

**MINUTES OF THE
BOARD OF POLICE COMMISSIONERS MEETING
THURSDAY, OCTOBER 31, 2013**

A meeting of the Board of Police Commissioners of Kansas City, Missouri was held on Thursday, October 31, 2013, at the South Patrol Division, 9701 Marion Park Drive, Kansas City, Missouri.

PRESENT:

Commissioner Alvin L. Brooks, President
Commissioner Michael C. Rader, Vice President
Commissioner Angela Wasson-Hunt, Treasurer
Commissioner Lisa T. Pelofsky, Member
Mayor Sylvester "Sly" James, Jr., Member
Darryl Forté, Chief of Police
Mr. David V. Kenner, Secretary/Attorney

This meeting was called to order at 9:07 p.m. by Commissioner Brooks.

The invocation was provided by Pastor Dennis Dewey.

1. Awards and commendations.

The Certificate of Appreciation was presented to Frank Dillenkoffer for his dedication and outstanding assistance to the police department. Upon his retirement from KCPD in January 1999, he returned as an Auxiliary Service Volunteer in September 2007.

The Certificate of Appreciation was presented to Dr. Emily Long, DC, CAC, MTAA, a nationally certified animal chiropractor. She volunteered her services to help a horse in the mounted patrol unit and continues to assist mounted patrol. She has performed 100 treatments free of charge.

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Ms. Nancy Simmons received the Certificate of Appreciation for serving on the Police Athletic League Board of Directors. She had volunteered countless hours at the PAL Center and has helped to raise more than \$450,000 for the PAL Center.

Ms. Janet Shaffer received the Certificate of Appreciation, posthumously, with her son accepting the award for her. Ms. Shaffer worked as the community specialist for the Northland Neighborhoods Association and worked with the police department to address neighborhood problems. She implemented many different beneficial programs in the community.

Detective Richard Hart received the Meritorious Service Award for his dedication to the Perpetrator Information Center. He joined PIC in 1998 and has been directly responsible for helping to move the unit toward case analysis and intelligence information support for patrol and investigations.

Officer Brian Leslie received the Lifesaving Award for saving a man who wanted to jump from a bridge. The man was rescued and taken to the hospital for evaluation.

Officer Jessica Alchin received the Crisis Intervention Team (CIT) Award for her excellent work in assisting a 69 year old female Korean immigrant with mental health issues who was being evicted from her apartment and who had no family to turn to. Officer Alchin arranged for the woman to have a place to stay and much needed medical care.

Officer Robert Shorrock received the CIT Award for his dedication to the CIT program. He conducts classes for new CIT officers and readily volunteers for CIT calls. He has been a CIT officer for 10 years.

The meeting took a recess at 9:31 a.m. and resumed at 9:41 a.m.

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2. Councilman John Sharp. Councilman Sharp said the City Council passed an ordinance that will require metal recyclers to enter information into the “Leads on Line” website to track purchases. Also passed was an ordinance that requires secondary metal recyclers to hold motor vehicles for 72 hours prior to shredding. Councilman Sharp indicated that the City will ask the state legislature to change the law to go back to the 20 year requirement before a title is not required to dispose of a vehicle.

Councilman Sharp said the National Socialist Party is planning to have a national rally in Kansas City on November 9, 2013. This organization is based in Detroit and was founded by members of the American Nazi Party.

3. Approval of minutes.

A motion was made by Commissioner Wasson-Hunt with a second by Commissioner Rader to approve the minutes of the September 27, 2013, Board meeting. The vote was 5-0 in favor.

4. City Architects report. Mr. Eric Bosch provided the Board with an update on current police department construction projects.

With regard to the EPD, just one house remains on the site. Mr. Bosch said some of the bricks and lumber in this home will be used in the construction of EPD. Mr. Bosch said he is researching options to reuse lumber from trees on the site to incorporate into the new construction.

A contractor will construct a fence around the four block area and the groundbreaking will occur on November 19, 2013, at 10:00 a.m.

Mr. Bosch said his office is still working with the design team for EPD and the crime lab.

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Mr. Bosch said renovation is finishing up for floors 1, 6, and 7 at police headquarters as well as the new Board room/community room. Removable walls are being installed as well as furniture. He said staff will start moving in to these renovated areas in December 2013. In early 2014, renovation will begin on floors 2 and 4. The new Board room will be done in the first quarter of 2014.

5. Chief Darryl Forté. Commissioner Brooks congratulated the Chief for his second year as Chief of Police.

Chief Forté said the police department supports the abandoned auto ordinance that Councilman Sharp previously referred to.

Chief Forté said on October 7, 2013, he attended a retreat with Major Young and the Deputy Chiefs to develop a communications strategic plan. He said the next step will be to put this out in the Daily Informant for police department input then to the community for input.

Chief Forté said a community forum was held on October 5, 2013 and about 20 people attended.

Chief Forté met one-on-one with Northland community leaders on October 10, 2013. Most comments were positive.

A Homicide Unit forum was held on October 24, 2013, and about 200 people attended.

Chief Forté said he attended a two day interpersonal conflict resolution training course that was presented by the Community Mediation Center. He found this training to be beneficial and encouraged others to attend.

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Recently, he also attended the Major City Chiefs and the annual IACP conference. He said some of the topics discussed at this conference were the use of body cameras, collective bargaining issues, legalization of marijuana, and evidence based policing.

Commissioner Brooks said the Homicide Unit forum was a great success and beneficial for the families. Chief Forté said when families speak to the detectives face-to-face they understand that the detectives care.

Commissioner Rader inquired about the body cameras. Chief Forté said in some cities officers have a camera attached to their body that records every interaction. This police department does not currently use these cameras. Chief Forté said he will wait about two years for research to come out on this topic before implementing such equipment.

Commissioner Pelofsky asked about heroin overdoses and whether officers should carry antidotes in their cars like St. Louis and some other cities do. Chief Forté replied that heroin is not that big a problem in Kansas City.

6. Professional Development and Research Bureau.

Deputy Chief Rose submitted the basic training class summary dated October 24, 2013.

Deputy Chief Rose presented the following consent agenda items for approval:

- a. Project #719, Missouri Department of Revenue Suspension/Revocation Actions
- b. Project #625, Personnel Data Changes.

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A motion was made by Commissioner Pelofsky with a second by Commissioner Wasson-Hunt approving the consent agenda items as presented. The vote was 5-0 in favor.

Deputy Chief Rose said for the first time there are lights at the Police Athletic League (P.A.L.) football field and the first football game played on the new field was on October 24, 2013. This was made possible through grants and the generosity of the following businesses: Curry Management, Messenger's Landscape, Pursell Construction, Mark One Electric, and Carter Broadcasting.

Deputy Chief Rose said the Chief and Bureau Commanders plan to dedicate the physical fitness mat room to Mr. Jim Lindell. He worked for the police department from 1970 to 1993, as a defensive tactics instructor. He developed the lateral vascular neck restraint (LVNR®) technique. He is also known as the father of handgun retention and as a result officer deaths have decreased significantly. Commissioner Brooks asked that the Board approve a resolution honoring Mr. Lindell.

7. Administration Bureau.

Deputy Chief Hundley submitted the personnel summary dated October 7, 2013, as an informational item. Current department strength is 1,367 law enforcement personnel compared to 1,363 for this same time period in 2012. Civilian strength is 570 positions compared to 575 positions for the same time period 2012.

8. Patrol Bureau. Deputy Chief Kuehl presented the monthly crime summary dated August 2013. A copy of the Crime Summary is marked as Attachment "A" and attached to these minutes. Deputy Chief Kuehl anticipates that auto thefts will decline

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with the new ordinance. This has primarily affected East Patrol where the two scrap recyclers are located.

With regard to the September 2013 Traffic Summary; there were five fatalities for the month of September. There have been 45 fatalities year-to-date, compared to 50 year-to-date for the same period last year. Eighty-four percent of the fatalities are not wearing seatbelts. A copy of the Traffic Summary as Attachment “B” and attached to these minutes. Also submitted was the 3rd Quarter Fatality Report for 2013. This report is marked at Attachment “C” and attached to these minutes.

Deputy Chief Kuehl submitted the September 2013 Executive Summary.

Deputy Chief Kuehl commented on the use of technology within the police department. He said it is important to view the data and research obtained on the use of new technology prior to implementing it.

Mayor James asked why the number of tickets issued has gone down. Captain Mike Wood said the ticket numbers have actually gone up from last year, running about 14,000-15,000 per month, although parking tickets have declined. Mayor James said he would like a list of the types of tickets written.

In response to a question from Commissioner Pelofsky, Captain Wood acknowledged that there were still some connectivity issues with the patrol car systems.

Commissioner Pelofsky asked for the average length of time it takes to issue a ticket. Captain Mike Wood said the technology is better now than in the beginning and it is just a matter of the officer’s familiarizing themselves with the equipment. Chief Forté said some officers are motivated to write tickets and some are not. It can become a supervision issue rather than a technology issue.

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9. Investigations Bureau. The Investigations Bureau reports were submitted as informational items. Deputy Chief Hopkins said there have been 93 homicides to date; with 91 for the same time period in 2012.

Year-to-date there have been 182 drive by shootings with 188 for the same period last year.

Deputy Chief Hopkins noted that the police department had lost HIDTA funding for a chemist for clandestine labs.

10. Executive Services Bureau. Deputy Chief Patty Higgins submitted the following items for Board approval:

a. IBM Coplink maintenance agreement. A memorandum dated October 8, 2013, was submitted to recommend approval for the purchase of IBM maintenance as previously approved by the ETAC board on September 25, 2013, which provided funding. The total expenditure is \$128,739.37 for the period of September 1, 2013 through August 31, 2014.

A motion was made by Mayor James with a second by Commissioner Pelofsky approving the contract with IBM Corporation for a total expenditure of \$128,739.37. The vote was 5-0 in favor.

b. Headquarters renovation movable walls and furniture. A memorandum dated October 16, 2013, was submitted to recommend approval to purchase movable walls and furniture from six vendors from HQ GO bond funds in an amount not to exceed the full appropriation of \$4,750,927 and public safety sales tax funds in an amount not to exceed \$453,876.28 for the HQ renovation project. This was part of the original budget. The vendors are: 1) Encompas/Haworth; 2) Business Interiors by Staples; 3) John A.

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Marshall Company; 3) Office Works Scott Rice; 4) Spaces; and 5) Southwest Solutions Group.

A motion was made by Commissioner Wasson-Hunt with a second by Commissioner Rader approving the purchase of movable walls and furniture from six listed vendors using HQ GO bonds funds in the amount of \$4,750,927 and public safety sales tax funds in the amount of \$453,876.28. The vote was 5-0 in favor.

c. HIDTA modification #G12MW0005A. A memorandum dated October 14, 2013, was submitted to recommend approval to accept the award increase from Midwest HIDTA in the amount of \$14,640 to purchase a software program.

A motion was made by Commissioner Rader with a second by Commissioner Pelofsky to approve the Midwest HIDTA award increase of \$14,640. The vote was 5-0 in favor.

d. Budget transfers for FY 2013-14. A memorandum dated October 16, 2013, was submitted which outlines the details of these budget transfers. A copy of this memorandum is Attachment "D" and made a part of these minutes.

A motion was made by Commissioner Wasson-Hunt with a second by Mayor James approving the budget transfers as presented. The vote was 5-0 in favor.

e. Impact of pension rate increases and sworn retiree health supplement.

Mr. Paul Kies discussed the details of this memorandum dated October 15, 2013. He explained that pension changes that took effect on September 1, 2013, cost the police department an additional \$6 million dollars. The City has agreed to fund \$4 million dollars and has asked the police department to fund the additional \$2 million. Mr. Kies

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will provide the Board with an update on this matter at the December 2013 Board meeting.

Commissioner Wasson-Hunt asked when the City notified the police department about this. Mr. Kies said the police department received the first billing on October 9, 2013.

11. Ms. Pearl Fain, Office of Community Complaints. Ms. Fain submitted the third quarter OCC report. She said there were 110 complaints for the quarter. Complaints year-to-date total 311 compared to 280 for the same period last year. For this year, 162 complaints have been forwarded to Internal Affairs for investigation.

Commissioner Pelofsky asked Ms. Fain to discuss the upcoming NACOLE conference. Ms. Fain said the conference will be held in Kansas City next September and Ms. Fain thanked the Board and the Chief for supporting this effort. She said OCC will also celebrate their 45 year anniversary as the oldest civilian oversight organization in the country.

Commissioner Brooks said the founding father of OCC was Mr. Sid Willens and he asked if the City could honor him for this distinction.

Commissioner Wasson-Hunt asked Major Mozzicato if the RFP for outside auditing services has gone out. Major Mozzicato said it will go out today.

12. Officer Steve Miller, FOP. Officer Miller said the FOP is partnering with KMBZ radio in the Coats for Kids Campaign. He said drop-off boxes are available at all of the division stations and monetary donations are also accepted.

13. Mr. David V. Kenner. Mr. Kenner presented the Arnold and Associates contract for renewal. He said Andy Arnold is requesting an increase of \$2,000 per year and the

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terms of the contract will remain the same. Commissioner Wasson-Hunt inquired about whether a list of Mr. Arnold's clients was available. Commissioner Pelofsky replied that those were accessible on-line. The Board agreed to retain the services of Mr. Arnold. Mr. Kenner said he will follow up with Mr. Jewell Patek to see if he wants to renew his contract also.

A motion was made by Commissioner Wasson-Hunt with a second by Commissioner Rader to renew the contract with Arnold and Associates. The vote was 5-0 in favor.

14. Scheduled meetings.

Monday, November 25, 2013

9:00 a.m., Regional Police Academy, 6885 N.E. Pleasant Valley Road, Auditorium, Kansas City

Tuesday, December 10, 2013

9:00 a.m., Regional Police Academy, 6885 N.E. Pleasant Valley Road, Auditorium, Kansas City

15. Commissioner Michael C. Rader. Commissioner Rader thanked Councilman Sharp for the work he has done related to the ordinance that requires 72 hour hold on vehicles.

Commissioner Rader thanked Ms. Nancy Simmons for her kind note.

16. Commissioner Lisa Pelofsky. Commissioner Pelofsky thanked everyone for their participation in the Rugged Maniac run in honor of Michael Chou.

A motion was made by Mayor James, seconded by Commissioner Wasson-Hunt and by vote indicated below, to adjourn its open meeting at 10:52 a.m. and reconvene in closed session at 11:00 a.m. as provided in the following resolution. Following a roll call, the vote was 5-0 in favor.

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RESOLUTION

WHEREAS, notice of the board meeting of the Board of Police Commissioners was given on October 1, 2013, and

WHEREAS, said notice indicated that the Board of Police Commissioners might go into closed session during said meeting, and

WHEREAS, notice of the closed meeting follows the guidelines of Section 610.020 of the Revised Statutes of Missouri.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Police Commissioners go into closed session during the meeting being held on Friday, October 31, 2013, at the South Patrol Division, 9701 Marion Park Drive, Kansas City, Missouri, for the purpose of discussing personnel matters, litigation matters, and labor negotiations.

The following Commissioners were present and voted to go into closed session as follows:

Commissioner Alvin L. Brooks	-	Aye
Commissioner Lisa T. Pelofsky	-	Aye
Commissioner Angela Wasson-Hunt	-	Aye
Commissioner Michael C. Rader	-	Aye
Mayor Sylvester "Sly" James, Jr.	-	Aye

There being a quorum present and the question of holding a closed session having received an affirmative public vote of at least three (3) members, a closed meeting was held as set forth above.

Below are the votes from the closed session meeting of the Board of Police Commissioners on October 31, 2013:

1) Following a motion by Commissioner Wasson-Hunt and a second by Commissioner Rader, the Board voted to approve the minutes of the September 27, 2013, Board meeting. The vote was 5-0 in favor.

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2) Following a motion by Commissioner Wasson-Hunt and a second by Commissioner Rader, the Board voted to approve the application for continued employment by Sergeant Randall W. Sims, Police Officer Walton F. Mulloy, Police Officer Linda Walker, and Major Wayne Stewart. The vote was 5-0 in favor.

3) Following a motion by Commissioner Wasson-Hunt and a second by Commissioner Pelofsky, the Board voted to go into special closed session to discuss personnel matters. The vote was 5-0 in favor. Following polling, Mayor James voted Aye, Commissioner Rader voted Aye, Commissioner Wasson-Hunt voted Aye, Commissioner Pelofsky voted Aye, and Commissioner Brooks voted Aye.

Mayor James left the meeting.

4) Following a motion by Commissioner Wasson-Hunt and a second by Commissioner Rader, the Board voted to come out of closed session. The vote was 4-0 in favor. Following polling, Commissioner Rader voted Aye, Commissioner Wasson-Hunt voted Aye, Commissioner Pelofsky voted Aye, and Commissioner Brooks voted Aye.

5) Following a motion by Commissioner Wasson-Hunt and a second by Commissioner Rader, the Board voted to adjourn. The vote was 4-0 in favor.

President

Secretary/Attorney