

**MINUTES OF THE  
BOARD OF POLICE COMMISSIONERS MEETING  
FRIDAY, SEPTEMBER 27, 2013**

A meeting of the Board of Police Commissioners of Kansas City, Missouri was held Friday, September 27, 2013, at Regional Police Academy, 6885 N.E. Pleasant Valley Road, 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 9:10 p.m. by Commissioner Brooks.

The invocation was provided by Dr. Serita Wright.

**1. Awards and commendations.**

The Meritorious Service Award was presented to retired Civilian Janet Gentzell for her exemplary, continuous, and long term professionalism to the Narcotics and Vice Division. Civilian Gentzell retired from the police department in December 2012, after 28 years of service.

The Meritorious Service Award was presented to Officer Joseph Caponetto for 18 years of exemplary service as a K-9 handler and dog trainer for the police department.

The Certificate of Commendation was presented to Sergeant David Loar for his effective negotiations with an armed, suicidal, man.

## **Minutes of Board Meeting, September 27, 2013**

The Distinguished Service Medal was presented to Officer Jonathan Munyan and Officer Kevin White, and the Certificate of Commendation was presented to Sergeant Timothy Riepe, Sergeant Thomas Stoner, MPO Leslie Cornell, Officer Kristun Crawford, Officer William Dillingham, Officer Mary Hernandez, Officer Cole Massey, Officer Kyle Oldham and Officer Justin Palmer for performing their duties in the face of peril during their response to a call of a drunken and belligerent man who had committed acts of violence against his wife and a stand-off with police ensued. The belligerent man pointed a gun at officers and the man later died at the hospital.

The meeting took a recess at 9:24 a.m. and resumed at 9:35 a.m.

**2. Councilman John Sharp.** Councilman Sharp said the City Council is addressing the problem of the illegal towing of vehicles that are then turned into scrap metal. The 72 hour hold requirement will apply to salvage yards as well as licensed secondary metal recyclers. Another proposed ordinance will require secondary metal recyclers to use “Leads on Line” a nationwide online investigation system.

Councilman Sharp said the Public Safety and Emergency Services Committee heard a very informative presentation on the U.S. Attorney’s Office efforts to combat human trafficking in the Kansas City metro area. He said most people are not aware that there is a significant human trafficking problem in the Midwest, not just of a sexual nature, but undocumented people kept in virtual slavery.

## **Minutes of Board Meeting, September 27, 2013**

3. **Approval of the minutes.** Commissioner Wasson-Hunt had one correction on page 3 of the minutes of August 23, 2013. A motion was made by Commissioner Wasson-Hunt with a second by Commissioner Pelofsky to approve the minutes of the August 23, 2013 meeting as amended. The vote was 5-0 in favor.

4. **Public comments.**

Mr. Thomas Nunemaker, introduced himself as the new Executive Director of the Police Foundation of Kansas City. He is a retired FBI agent who has lived in Kansas City for 16 years. He said the foundation is probably one year away from becoming a viable, productive foundation. The goal of the foundation is to seek funding for projects and programs for the police department that are of a strategic nature.

Mr. John Engelman, Executive Director of the Westport Regional Business League; Bill Nigro, Josh Noland, and Dominic Pena addressed the Board with their concerns about changes to the licensing of private security officers and how this will affect Westport Public Safety officers. To make the required changes it will cost Westport Public Safety about \$6,000. Chief Forté said he will meet with them in two weeks to discuss this issue.

5. **City Architects report.** Mr. Eric Bosch provided the Board with an update on the new EPD and crime lab project, as well as the renovation project at police headquarters.

Mr. Bosch said 16 homes are left to be demolished within the next 30 days. One will be deconstructed to re-use some of the materials from the house

## **Minutes of Board Meeting, September 27, 2013**

on the front of the new police station. J.E. Dunn has bid two packages for site preparation, which includes fencing material, signage, internal roads, grading the site, removing roads and curbs, and sewers. The groundbreaking ceremony is anticipated for November 2013.

Mr. Bosch said the headquarters renovation is moving along well and the new addition which is the Board room will be enclosed before winter comes to allow inside work. He said floors 1, 6, and 7 are moving along quickly and a carpet installation meeting has been held.

**6. Chief Darryl Forté.** Chief Forté thanked everyone on the police department and said that he has heard from various sources in the community that the police department is changing for the better. He said the police department is going in a new direction and he said the department will do some challenging things that are in the best interest of the community.

He said a mock critical incident was held September 16, and only six people knew it was going to occur. The Chief said everyone did an excellent job.

Chief Forté said on October 5, 2013 a community forum will be held and police personnel and City officials will be in the audience. This forum will give members of the community the opportunity to express their concerns then they will have the opportunity to meet one-on-one with police department and City staff for discussion. Chief Forté said he is very much in favor of community forums because it helps to break down communication barriers between the police and the citizens.

## **Minutes of Board Meeting, September 27, 2013**

### **7. Professional Development and Research Bureau.**

Major Rich Lockhart spoke for Deputy Chief Rose in her absence. Previously submitted was the basic training class summary dated September 19, 2013.

Major Lockhart presented the following consent agenda items for approval:

- a. Project #568, Response to Resistance.
- b. Project #722, Residency Requirements.

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

### **8. Administration Bureau.**

Director Nick Nichols attended the meeting for Deputy Chief Randy Hundley. Previously submitted was the personnel summary dated September 5, 2013, as an informational item. Current department strength is 1,371 law enforcement personnel compared to 1,363 for this same time period in 2012. Civilian strength is 672 positions compared to 575 positions for the same time period 2012.

**9. Patrol Bureau.** Deputy Chief Kuehl presented the monthly crime summary dated July 2013. A copy of the Crime Summary is marked as Attachment "A" and attached to these minutes. Deputy Chief Kuehl said research is being done related to the spike in auto thefts. He will report on the findings when more information is available. He praised the work of LERC and

## **Minutes of Board Meeting, September 27, 2013**

the Property Crimes detectives for gathering data quickly to allow a rapid response and deployment of resources.

In regard to the Traffic Summary, there were six fatalities during August 2013, with 40 total year-to-date compared to 44 year-to-date for the same period last year. A copy of the Traffic Summary for August 2013 is marked as Attachment "B" and attached to these minutes.

Deputy Chief Kuehl also submitted the August 2013 Executive Summary. Commissioner Wasson-Hunt inquired about the increase in response time for SCPD. Major David Zimmerman said the spike, especially for Priority 20 calls, occurred when a number of officers were off on paid leave, in addition to the normal shortages experienced by all patrol divisions.

### **10. Executive Officer.**

a. Private Officers License appeal, Richard J. Miller. Major Young submitted a memorandum dated September 17, 2013, recommending the denial of a private security license of Richard J. Miller. The basis for the denial is outlined in Title 17 of the Code of State Regulations, Section 10-2-050 (5) (E). On May 26, 2011, Mr. Miller was arrested for embezzling while employed with Brinks.

A motion was made by Commissioner Wasson-Hunt with a second by Commissioner Rader to uphold the decision of the Private Officers Licensing Section to deny the private security license of Richard J. Miller. The vote was 5-0 in favor.

## **Minutes of Board Meeting, September 27, 2013**

**11. Investigations Bureau.** The Investigations Bureau reports, to include the 2<sup>nd</sup> Quarter Homicide Analysis, were previously submitted as informational items.

Commissioner Wasson-Hunt inquired about the large increase in the amount of methamphetamine that was seized. Deputy Chief Hopkins said there have been several large investigations and search warrants that have included large recoveries of meth. She also asked why have the number of cases submitted to the prosecutor have dropped. He said cases submitted to the federal prosecutor are up, while cases submitted to the state are down in number.

Mayor James asked why the number of firearms recovered is down. Deputy Chief Hopkins said the reason is that last year in a joint investigation with federal agencies over 200 firearms were recovered.

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

a. Expansion of department's storage area network. A memorandum dated September 12, 2013, was submitted which recommended the purchase of additional network storage equipment from Alexander Open Systems utilizing the State of Kansas Contracts No. 10932AG and 13088AA. The total anticipated expenditure is \$714,030.89.

A motion was made by Commissioner Rader with a second by Mayor James approving the purchase of network storage equipment from Alexander Open Systems for the total anticipated expenditure of \$714,030.89. The vote was 5-0 in favor.

## **Minutes of Board Meeting, September 27, 2013**

b. Budget transfers for fiscal year 2013-14. A memorandum dated September 11, 2013, was submitted which outlines the details of these budget transfers. A copy of this memorandum is Attachment "C" and made a part of these minutes.

With regard to the PSST Fund 232, Commissioner Pelofsky asked if the technology account was part of the budgeted \$2 million dollars. Mr. Paul Kies, Budget Unit, said this transfer is for infrastructure for the LERC. This transfer from the technology account was for the software used for tracking of scrap metal. He said this money is not part of the \$2 million dollars.

Commissioner Pelofsky asked for details about the general fund transfer. Mr. Kies said these transfers are related to a new academy class, the KC NoVa Program, and the Community Support Division. Additionally, Mr. Kies said that annually the contractual services and commodities accounts have a deficit. This transfer of funds is to reduce the amount of the projected deficit.

Commissioner Pelofsky asked about bids to alleviate the crime lab backlog. Deputy Chief Higgins said she has asked the crime lab to prioritize their backlog needs and she has not yet received this information.

A motion was made by Mayor James with a second by Commissioner Rader to approve the budget transfers for fiscal year 2013-14 as presented. The vote was 5-0 in favor.

c. Adjustments to special revenue funds for fiscal year 2013-14. A memorandum dated September 12, 2013, was submitted to request adjustments



## **Minutes of Board Meeting, September 27, 2013**

for the special revenue accounts for fiscal year 2013-14. A copy of this memorandum is Attachment "D" and made a part of these minutes.

A motion was made by Commissioner Pelofsky with a second by Commissioner Wasson-Hunt approving the adjustments to special revenue accounts for fiscal year 2013-14. The vote was 5-0 in favor.

d. Bid No. 2014-3 Automotive tires. A memorandum dated September 9, 2013, was submitted to recommend the acceptance of the bid for Goodyear Tire and Rubber for automotive tires for the period of October 1, 2013 through September 30, 2014. The anticipated expenditure is \$143,162.20.

A motion was made by Mayor James with a second by Commissioner Pelofsky approving the purchase of automotive tires from Goodyear Tire and Rubber for the anticipated expenditure of \$143,162.20. The vote was 5-0 in favor.

e. DNA backlog reduction program. A memorandum dated September 11, 2013, was submitted that recommended the acceptance of the DNA backlog reduction program grant in the amount of \$412,761, for the period of October 1, 2013 to March 31, 2015. This funding represents a 4.5 percent increase (\$18,000) over the prior year.

Commissioner Wasson-Hunt asked if this grant was considered part of the crime lab's budget. She asked how the additional \$18,000 will be spent. Ms. Melissa McLaughlin from Accounting and Payroll explained that it will be combined with other funds to hire another full-time position.

## Minutes of Board Meeting, September 27, 2013

Mayor James asked how long this grant has been in place. Ms. McLaughlin said eleven years. The Mayor asked if the police department has been notified of any potential decreases to this grant. Ms. McLaughlin said not on this grant.

A motion was made by Commissioner Wasson-Hunt with a second by Commissioner Rader approving the acceptance of the National Institute of Justice DNA backlog reduction program grant in the amount of \$412,761. The vote was 5-0 in favor.

f. Bid No. 2013-2 police uniform contract. A memorandum dated September 11, 2013, was submitted to award a one-year contract renewal to Alamar Uniforms for the period of October 1, 2013 to September 30, 2014. The anticipated expenditure is \$384,629.70.

A motion was made by Mayor James with a second by Commissioner Wasson-Hunt to approve the one-year contract to purchase police uniforms from Alamar Uniforms for the anticipated expenditure of \$384,629.70. The vote was 5-0 in favor.

g. Traffic services grants 2013-14. A memorandum dated September 11, 2013, was submitted requesting approval to accept the traffic services grant award in the amount of \$569,546. The funding period is October 1, 2013 through September 30, 2014.

A motion was made by Mayor James with a second by Commissioner Rader to accept the Missouri Division of Highway Safety traffic services grants in the amount of \$569,546. The vote was 5-0 in favor.

## **Minutes of Board Meeting, September 27, 2013**

h. Supplemental appropriations for fiscal year 2013-14. A memorandum dated September 16, 2013, was submitted to fund six new parking control positions.

Commissioner Pelofsky said she has a number of questions about this. Commissioner Pelofsky asked what the City had budgeted last year for the parking control unit. Major Eric Winebrenner said he did not have that answer specifically and he said he believes it is \$500,000 for this year with \$300,000 of it being transferred to the police department for operations beginning October 1, 2013. Commissioner Pelofsky asked what portion of fuel and overtime is the responsibility of the police department. Major Winebrenner said these costs would be absorbed into the current budget, however, he did not know the amount. Commissioner Pelofsky said she wanted additional information prior to a Board vote on this issue.

Commissioner Wasson-Hunt asked if the police department will re-hire those City employees who are doing this job now or will the police department post the position. Major Winebrenner said it will be a combination. Three individuals are currently processing through the police department human resources department and they must pass all of the same background requirements. Remaining positions will be opened up to others.

Chief Forté asked if the information requested by Commissioner Pelofsky could be provided before the end of the Board meeting today. Deputy Chief Higgins said they can try.

## **Minutes of Board Meeting, September 27, 2013**

i. FY 2014-15 requested budget. A memorandum dated September 17, 2013, was submitted to get Board approval to send the requested police department budget to the City. Commissioner Rader said that he and Commissioner Wasson-Hunt met with Major Mozzicato and Paul Kies to discuss the budget in detail. Commissioner Wasson-Hunt thanked Mr. Kies for all of the work he put into this budget process.

A motion was made by Commissioner Rader with a second by Commissioner Wasson-Hunt approving the FY 2014-15 requested budget.

The vote was 4-0 in favor. Mayor James abstained.

**13. Audit Committee Report.** Commissioner Wasson-Hunt said an Audit Committee meeting was held on September 24, 2013. City Auditor Doug Jones said the academy cost recovery audit will begin early next year.

The Audit Committee reviewed the RFP for the outside auditor and made suggestions to add to the RFP. The Audit Committee stressed that they were mainly interested in using local firms.

The Audit Committee reviewed the Specialty Pay Audit; Detention Unit; and the annual Workers' Compensation Report. The Academy cost recovery audit will not happen until next year.

Commissioner Wasson-Hunt thanked Mr. Tom Gee for the work of the Internal Audit Unit.

**14. Mayor Sylvester "Sly" James, Jr.** Mayor James said that Urban Crime Summit was very enlightening and he thanked Chief Forté for all of his time spent

**Minutes of Board Meeting, September 27, 2013**

on this. The Mayor said there will be a transcript of all four days posted on the Attorney General's website.

**15. Commissioner Wasson-Hunt.** Commissioner Wasson-Hunt thanked Major Young for prompt assistance he provided to her.

**16. Commissioner Lisa Pelofsky.** Commissioner Pelofsky said thanks for the invitation to the Urban Summit. She said it was very interesting and helpful.

**17. Commissioner Alvin L. Brooks.** Commissioner Brooks agreed with Commissioner Pelofsky's comments about the Urban Summit.

Commissioner Brooks thanked Commissioner Pelofsky for her leadership as Board President.

**18. Scheduled meetings.**

Regular Board Meetings:

Tuesday, October 31, 2013

9:00 a.m., South Patrol Division, 9701 Marion Park Drive, Annex Building, Multi-Purpose Room, Kansas City

Monday, November 25, 2013

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

A motion was made by Commissioner Rader, seconded by Mayor James and by vote indicated below, to adjourn its open meeting at 10:47 a.m. and reconvene in closed session at 11:04 a.m. as provided in the following resolution.

Following a roll call, the vote was 5-0 in favor.

**RESOLUTION**

WHEREAS, notice of the board meeting of the Board of Police Commissioners was given on August 26, 2013, and

**Minutes of Board Meeting, September 27, 2013**

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, September 27, 2013, at the Regional Police Academy, 6885 N.E. Pleasant Valley Road, 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.

After the closed session the Board re-opened the meeting at 12:27 p.m. to discuss the matter of the transition of downtown parking control to KCPD. Deputy Chief Higgins presented a memorandum dated September 16, 2013, outlining the details of the transition agreement, funding, and equipment. Deputy Chief Higgins provided information about the financial responsibility of the police department once this transition takes place. She said the transition will come with cars and all of the equipment used by parking control personnel. The police department will provide uniforms at a cost of \$6,600 for six officers. These officers will assist with parades and other special events which will be billed to

## **Minutes of Board Meeting, September 27, 2013**

the event coordinators, thus there will be no overtime costs for parking control personnel. Deputy Chief Higgins said that for the remainder of this year it will cost the police department \$17,000 to fund parking control.

A motion was made by Commissioner Rader with a second by Commissioner Wasson-Hunt approving the agreement between the City and the police department to transfer the responsibility of downtown parking control enforcement to the police department. The vote was 5-0 in favor.

A motion was made by Commissioner Wasson-Hunt with a second by Mayor James to adjourn this meeting at 12:31 p.m.

Below are the voted from the closed session meeting of the Board of Police Commissioners on September 27, 2013:

- 1) Following a motion by Commissioner Wasson-Hunt and a second by Commissioner Rader, the Board voted to approve the minutes of the August 23, 2013, meeting, subject to one correction. The vote was 5-0 in favor.
- 2) Following a motion by Commissioner Wasson-Hunt and a second by Mayor James, the Board voted to ratify the payment of the judgment in the case styled Lavinia Goudeaux v. BOPC, Case No. 1116-CV09651 for the sum of \$341,200. The vote was 5-0 in favor.
- 3) Following a motion by Commissioner Rader and a second by Mayor James, the Board voted to approve the duty-related disability retirement of Police Officer Larry Liebsch. The vote was 5-0 in favor.
- 4) Following a motion by Mayor James and a second by Commissioner Rader, the Board voted to come out of closed session. The vote was 5-0 in

**Minutes of Board Meeting, September 27, 2013**

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.

5) Following a motion by Commissioner Brooks and a second by Mayor James, the Board voted to adjourn. The vote was 5-0 in favor.

---

President

---

Secretary/Attorney