



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

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Minutes of December 29, 2022  
**RE-SCHEDULED REGULAR MONTHLY MEETING**

**PLEDGE OF ALLEGIANCE**

**CALLED TO ORDER:** 7:00PM

**ROLL CALL** – Commissioner’s Kucharszky, Hutchens, Brizuela

**PRESENT** – Commissioner’s Kucharszky, Hutchens, Brizuela, Acting Chief John Duncan, Broadmoor Officers, Members of the Public

**PUBLIC COMMENT:** Officer Ryan McMahon addressed his concerns relating to the district’s financial viability and his concerns with the potential of being laid off. He addressed rumors and media reports regarding his law enforcement past.

Resident Richard Bonomi spoke in support of the Broadmoor Police Officers.

Broadmoor Corporal Gabriel Carriel spoke in support of Officer McMahon.

Broadmoor Officer Michael Davis spoke in support of Officer McMahon.

Broadmoor Per Diem Officer Greg Mar spoke in support of Officer McMahon.

Broadmoor Officer Andres Abarca spoke on Chief turnovers in the last two years, working conditions when staffing is low, and spoke also in support of Officer McMahon.

Officer Jason Payne spoke on the unity of the Officers and spoke also in support of Officer McMahon.

**OPEN SESSION:**

- A. Ceremonial Swearing-in of Commissioners Ralph Hutchens and Marie Brizuela following their re-election on November 8, 2022, for four-year terms.

**CONSENT AGENDA:**

Motion to Approve Special Commission Meeting Minutes 11/14/22:  
Commissioner Kucharszky, Seconded Commissioner Brizuela; Unanimous Vote

Motion to Approve Rescheduled Regular Commission Meeting Minutes 11/18/22:  
Commissioner Brizuela, Seconded Commissioner Hutchens; Unanimous Vote

Motion to Approve Special Commission Meeting Minutes 11/21/22:  
Commissioner Kucharszky, Seconded Commissioner Brizuela; Unanimous Vote

Motion to Approve Warrants and Deposits, December 2022:  
Due to a printing error on the Warrants, approval is tabled until January Commission Meeting

Miscellaneous:

Approve change in authorized signature(s) on agency Chase Bank account ending in no. 5101.

Motion to Approve Interim Chief John Duncan as authorized signer on agency Chase Bank account: Commissioner Kucharszky, Seconded Commissioner Brizuela; Unanimous Vote

### **OPEN SESSION:**

- A. Ceremonial Swearing-in of Commissioners Ralph Hutchens and Marie Brizuela, following their re-election on November 8, 2022, for four-year terms. (see above)
- B. Discuss and consider allowing commissioners to appear by telephone in open session and in closed session in the interest of public health and safety.  
Motion to approve Commissioners to appear by telephone in open and closed session in the interest of public health and safety: Commissioner Hutchens, Seconded Commissioner Kucharszky; two yeas one nay
- C. Discuss and consider reversing action taken at the special meeting on November 14, 2022, selecting Michael P. Connolly as Interim District Manager and abolish this special position that has not been filled by an appointment.  
Motion to approve reversing action: Commissioner Hutchens, Seconded Commissioner Kucharszky; Unanimous Vote
- D. Begin discussion and dialogue on the process to recruit for the position of permanent Chief of Police / District Manager.  
Motion to approve continuing dialog at the next meeting: Commissioner Kucharszky, Seconded Commissioner Brizuela; Unanimous Vote
- E. Discuss the feasibility of Zoom meetings of the Police Commission.  
Motion to approve the exploring the feasibility of Zoom meetings: Commissioner Hutchens, Seconded Commissioner Kucharszky; Unanimous Vote

- F. Discuss and consider approving CalPERS Industrial Disability Retirement for retired Chief Greg Love. (Resolution required.) Isabel Safie, Special Counsel contracted by the district for the resolution of CalPers matters, has prepared the Resolution which stated that former Chief Greg Love has fulfilled what is required for his retirement application.
- Public Comment (voice recognized to be Victor Khedr): Stated that Commission should be careful on how they vote, spoke up for all former Police Chiefs to be treated the same as Former Chief Love
- Public Comment (voice recognized to be Arthur Stellini): Stated that the Commission should be clear on this matter before taking a vote.
- Motion to table discussion to next Commission Meeting : Commissioner Kucharszky, Seconded Commissioner Brizuela; unanimous vote.

### **CHIEF OF POLICE REPORT**

November Stats: 95 Incidents  
58 Miscellaneous  
09 Thefts  
02 Assaults  
24 Outside Aids

### **CLOSED SESSION:** Moved to Closed Session

- A. Discussion with legal counsel and update regarding pending litigation with CalPERS. (*Parenti and Nikaso*) (Government Code §§54954.5(c) and 54956.9) 2 Cases.
- B. Discussion with legal counsel and update regarding the status of an internal personnel investigation and potential litigation. (Government Code §§54954.5(c) and 54957)
- C. Discussion with acting chief and legal counsel on personnel issue. (Government Code §§54954(e) and 54957) 1 case.
- D. Discuss and consider filling the position of Interim Chief of Police / District Manager (Government Code §§54954.5(e) and 54957)
- E. Discuss with legal counsel an incident involving mutual aid to Daly City in October 2022. Potential litigation. (Government Code §§54954.5(c) and 54956.9) 1 Case.

### **OPEN SESSION:** Moved to Open Session: 9:28pm

Retroactively effective December 19, 2022, Interim Chief is John Duncan; salary and benefits with that classified position; no car unless he needs it.

Motion to approve Acting Chief John Duncan as Interim Chief John Duncan retroactive effective December 19, 2022: Commissioner Kucharszky, Seconded Commissioner Brizuela; unanimous vote

Motion to approve Salary and Benefits consistent with the Chief's class retroactive to December 19, 2022: Commissioner Hutchens, Seconded Commissioner Kucharszky; unanimous vote

## **ADJOURNMENT**

Motion to adjourn: Commissioner Kucharszky  
Seconded: Commissioner Brizuela

Meeting adjourned at 9:31pm

Respectfully submitted,

Marie Brizuela  
Secretary