



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of January 11, 2022

The meeting was called to order at 7:00PM.

PLEDGE OF ALLEGIANCE

PRESENT:

Commissioner Hutchens, Commissioner Brizuela, Commissioner James Kucharszky, Chief Melville, Commander Duncan

PUBLIC COMMENTS: NONE

CONSENT AGENDA: Review/Approval Meeting minutes and Special Meeting minutes of December 14, 2021, Commission Meeting; Review/Approval of Warrants/Deposits of January 2022

Approved by: Commissioner Brizuela, Seconded by Commissioner Hutchens

CHIEFS REPORT: Annual Statistics for 2021; down two Officers working on keeping OT to a minimum;

OPEN SESSION: NONE

CLOSED SESSION:

Commission took no reportable action

ADJOURNMENT:

Motion to Adjourn by: Commissioner Kucharszky, Seconded by Commissioner Brizuela

Meeting adjourned

The next meeting is scheduled for Tuesday, February 8th, 2022, at 7:00pm

Respectfully submitted,

Marie Brizuela, Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of February 08, 2021

The meeting was called to order at 7:00 PM.

PLEDGE OF ALLEGIANCE

PRESENT:

Commissioner Hutchens, Commissioner Brizuela, Commissioner James Kucharszky, Chief Melville, Commander Duncan

PUBLIC COMMENTS: NO ONE PRESENT, NO COMMENTS

CONSENT AGENDA: Review/Approval meeting minutes of January 11, 2022 Commission Meeting; Review/Approval of Warrants/Deposits of January 2022 Motion to Approve: Commissioner Brizuela, Seconded by Commissioner Hutchens

CHIEFS REPORT: For the next several months, working on the budget will be our priority.

OPEN SESSION:

A – Resolution Establishing Annual District Negotiation Schedule for all Employee Classifications/and the confirming of Personnel Appointments -
Recommendation to table until March Commission Meeting

B – Personnel Appointment Confirmation –
Michael Davis – FT Police Officer – Class I
Lisa Hernandez – FT Executive Assistant - Class III
Matthew Parish – VIP Training - Class III
Sam Gee – Training Manager/Per Diem - Class II
Gregory Mar – Extra Help/Per Diem Police Officer – Class II
Alison Drake – PT Administrative Records Clerk – Class III
Motion to Approve: Commission Brizuela; Seconded Commissioner Hutchens

CLOSED SESSION: NONE

ADJOURNMENT:

Motion to Adjourn by: Commissioner Kucharszky, Seconded by Commissioner Hutchens

Meeting adjourned at 7:26pm

The next meeting is scheduled for Tuesday, March 8, 2022, at 7:00pm

Respectfully submitted,

Marie Brizuela
Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of March 08, 2021

The meeting was called to order at 7:03 PM.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE IN HONOR OF FALLEN OFFICER JORGE ALVARADO

PRESENT:

Commissioner Hutchens, Commissioner Brizuela, Commissioner James Kucharszky, Chief Melville, Commander Duncan

PUBLIC COMMENTS: NO ONE PRESENT, NO COMMENTS

CONSENT AGENDA: Review/Approval meeting minutes of February, 2022 Commission Meeting; Review/Approval of Warrants/Deposits of March 2022

Commissioner Hutchens asked to pull Check #5876 for further explanation

Motion to Approve: Commissioner Hutchens; Seconded by Commissioner Brizuela

OPEN SESSION:

A – Resolution 2201-1 Establishing Annual District Negotiation Schedule for all Employee Classifications/and the confirming of Personnel Appointments

AYES – Hutchens, Kucharszky, Brizuela; NAYS - 0

B – Addendum Item A – Personnel Appointment Confirmation

AYES: Commissioner’s Hutchens, Kucharszky, Brizuela; NAYS - 0

C - Resolution 2022-02/AB 481 Use of Military Equipment

AYES: Commissioner’s Kucharszky, Hutchens, Brizuela; NAYS - 0

REPORTS: District Boundaries

CLOSED SESSION:

ITEM #A -Conference with Legal Counsel regarding Existing Litigation (Gov. Code, § 54956.9), Case Name: Syed Husain v. Broadmoor Police Protection District, San Mateo County Superior Court Case No. 21-CIV-02244

ITEM #B -Conference with Legal Counsel regarding Anticipated Litigation (Gov. Code, § 54956.9(d)(2)), Report by CalPERS Audit Services

ITEM #C -Public Employee Performance Evaluation (Gov. Code § 54954.5(e) and 54957), Title: Chief of Police/District Manager

Motion to Adjourn by: Commissioner Kucharszky, Seconded by Commissioner Hutchens

Meeting adjourned at 8:33p

The next meeting is scheduled for Tuesday, April 12, 2022, at 7:00pm

Respectfully submitted,

Marie Brizuela
Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of April 12, 2021

The meeting was called to order at 7:03 PM.

PLEDGE OF ALLEGIANCE

PRESENT:

Commissioner Brizuela, Commissioner James Kucharszky, Chief Melville, Commander Duncan;
Commissioner Hutchens - Absent

PUBLIC COMMENTS: Jack McCloskey – concerns of vehicles parking on sidewalk blocking

CONSENT AGENDA: Review/Approval meeting minutes of March 2022, Commission Meeting; Review/Approval of Warrants/Deposits of March 2022

Motion to Approve: Commissioner Brizuela; Seconded by Commissioner Kucharszky

OPEN SESSION: None

REPORTS: First Quarter Stats

CLOSED SESSION:

ITEM #A -Conference with Legal Counsel regarding Existing Litigation (Gov. Code, § 54956.9), Case Name: Syed Husain v. Broadmoor Police Protection District, San Mateo County Superior Court Case No. 21-CIV-02244

ITEM #B - Conference with Legal Counsel regarding Anticipated Litigation (Gov. Code, §54956.9(d)(2)), Significant exposure to litigation: Government Claims Act claim by David P. Parenti

ITEM #C - Conference with Legal Counsel regarding Anticipated Litigation (Gov. Code, § 54956.9(d)(4)), Significant exposure to litigation: one case

OPEN SESSION:

ITEM #A- Consider and act on Government Claims Act claim by David P. Parenti –

NOT A VALID CLAIM

Motion to Adjourn by: Commissioner Kucharszky, Seconded by Commissioner Brizuela

Meeting adjourned at 1959

The next meeting is scheduled for Tuesday, May 10, 2022 @ 7pm

Respectfully submitted,

Marie Brizuela
Secretary



**THE MAY 10TH COMMISSION
MEETING HAS BEEN
CANCELLED.**

OUR NEXT MEETING WILL BE HELD

ON JUNE 14TH AT 7:00PM



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of June 14, 2022

The meeting was called to order at 7:12 PM.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE FOR VICTIMS AND FAMILIES IN UVALDE TEXAS

PRESENT:

Commissioner Brizuela, Commissioner James Kucharszky, Commissioner Hutchens, Chief Melville, Commander Duncan, member(s) of the public

PUBLIC COMMENTS: NONE

CONSENT AGENDA: Review/Approval meeting minutes of May 2022 Commission Meeting

Motion to Approve: Commissioner Brizuela; Seconded by Commissioner Kucharszky

Review/Approval of Warrants/Deposits of May and June 2022

Motion to Approve: Commissioner Kucharszky; Seconded by Commissioner Brizuela

OPEN SESSION:

ITEM #A. Adopting the FY22/23 Operating Budget

Motion to Approve: Commissioner Brizuela; Seconded by Commissioner Kucharszky

REPORTS: Commendation for Officer Abarca and Officer Goff from Captain from Colma; Utility User Tax discussed

CLOSED SESSION: NONE

OPEN SESSION: NONE

Motion to Adjourn by: Commissioner Kucharszky, Seconded by Commissioner Brizuela

Meeting adjourned at 1931

The next meeting is scheduled for Tuesday, July 12th, 2022 @ 7pm

Respectfully submitted,

Marie Brizuela
Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of July 12, 2022

The meeting was called to order at 7:00 PM.

PLEDGE OF ALLEGIANCE

PRESENT:

Commissioner Brizuela, Commissioner James Kucharszky, Commissioner Hutchens, Chief Melville, Commander Duncan, Officer Carriel

PUBLIC COMMENTS: NONE

CONSENT AGENDA:

Review/Approval meeting minutes of June 2022 and Special Meeting June Minutes Commission Meeting

Review/Approval of Warrants/Deposits of July 2022

Motion to Approve: Commissioner Brizuela, Seconded by Commissioner Hutchens

OPEN SESSION:

ITEM #A. Resolution 2022-04 Acknowledging November 8th, 2022, Election

Motion to Approve: Commissioner Brizuela, Seconded by Commissioner Kucharszky

ITEM #B. 2nd Quarter Crime Stats 2022 (Info Only)

ITEM #C. Resolution 2022-05 Military Equipment Use Policy

Motion to Approve: Commissioner Brizuela; Seconded by Commissioner Hutchens

REPORTS: NONE

CLOSED SESSION: 7:25PM

- Conference with Legal Counsel regarding Existing Litigation (Gov. Code, § 54956.9), Case Name: *Syed Husain v. Broadmoor Police Protection District*, San Mateo County Superior Court Case No. 21-CIV-02244
- Conference with Legal Counsel regarding Existing Litigation (Gov. Code, § 54956.9(d)(1)), Case Name: *Nunes v. Broadmoor Police Protection District*, San Mateo County Superior Court Case No. 22-CIV-01212

OPEN SESSION: 7:52

Commission Approved in Closed Session an Agreement settling pending litigation in the matter of Nunes v. Broadmoor Police Protection District

No other reportable action taken

MEETING ADJORNED: 7:53p

The next meeting is scheduled for Tuesday, August 9th, 2022 @ 7pm

Respectfully submitted,

Marie Brizuela
Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of August 09, 2022

The meeting was called to order at 7:12 PM.

PLEDGE OF ALLEGIANCE

PRESENT:

Commissioner Brizuela, Commissioner James Kucharszky, Commissioner Hutchens, Chief Melville, members of the public

- **LATE AGENDA ITEM: Motion under Government Code 54954.2 to add an item to the agenda due to urgent circumstances that arose after posting of the agenda:** Closed Session Conference with Legal Counsel regarding Existing Litigation (Gov. Code, § 54956.9), Case Name: *Syed Husain v. Broadmoor Police Protection District*, San Mateo County Superior Court Case No. 21-CIV-02244

Motion to Approve: Commissioner Kucharszky, Seconded by Commissioner Brizuela, approved 3-0.

PUBLIC COMMENTS: NONE

CONSENT AGENDA:

Review/Approval meeting minutes of July 2022

Review/Approval of Warrants/Deposits of August 2022

Motion to Approve: Commissioner Brizuela, Seconded by Commissioner Kucharszky

OPEN SESSION:

ITEM #A. Resolution 2022-06 Annual Assessment Charges

Motion to Approve: Commissioner Brizuela, Seconded by Commissioner Hutchens

Public Comment: Item #A is vague, what percentage increase is on a single family home – none, can Police Tax go up 5% yearly without a vote.

ITEM #B. Confirm Appointments

Chief Melville clarified that Mr. Davis would serve as an unpaid consultant to the District until the Commission had an opportunity to review a proposed legal services agreement.

Motion to Confirm: Commissioner Hutchens, Seconded by Commissioner Brizuela

REPORTS: NONE

CLOSED SESSION:

- Personnel – Chief of Police Evaluation
- Conference with Legal Counsel regarding Existing Litigation (Gov. Code, § 54956.9), Case Name: *Syed Husain v. Broadmoor Police Protection District*, San Mateo County Superior Court Case No. 21-CIV-02244

OPEN SESSION:

No other reportable action taken

MEETING ADJORNED: 8:42PM

The next meeting is scheduled for Tuesday, September 13, 2022 at 7:00PM

Respectfully submitted,

Marie Brizuela
Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of August 12, 2022
SPECIAL MEETING

PRESENT:

Commissioner Kucharszky, Commissioner Hutchens, Commissioner Brizuela,
Chief Melville, Commander Duncan

CALLED TO ORDER: 2:00pm

PLEDGE OF ALLEGIANCE

ROLL CALL – Commissioner’s Kucharszky, Hutchens, Brizuela

PUBLIC COMMENT: None

OPEN SESSION: None

CLOSED SESSION: 2:05PM

Conference with Legal Counsel regarding Existing Litigation (Gov. Code, § 54956.9),
Case Name: Syed Husain v. Broadmoor Police Protection District, San Mateo County
Superior Court Case No. 21-CIV-02244

The Commission is reporting out that it provided approval to its legal counsel to settle pending litigation by accepting a settlement offer signed by the opposing party in the matter of Husain versus Broadmoor Police Protection District. The substance of the agreement includes a settlement payment to the plaintiff, dismissal of the pending case, and additional measures that the Commission agrees to undertake for three years. The Commission voted unanimously to approve this action.

The Commission took no other reportable actions.

Moved to Open Session 2:21p

OPEN SESSION: None

ADJOURNMENT

Meeting adjourned at 2:23PM

Respectfully submitted,

Marie Brizuela
Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of September 13, 2022

The meeting was called to order at 7:00 PM.

PLEDGE OF ALLEGIANCE

PRESENT:

Commissioner Brizuela, Commissioner James Kucharszky, Commissioner Hutchens, Chief Melville, members of the public

PUBLIC COMMENTS: Michael Connolly – Re: attorney’s fees and settlement fees; Broadmoor has paid out settlement fees for things that never happened, lies. Mitigating costs is understood yet who finds out the truth. Nobody here to learn the truth. On record tonight: those allegations never happened, and we are paying extortion money. This money could have been used for helping Broadmoor. Pleads with Commission, Chief, and legal counsel to reach out to the press, put out a public statement that Broadmoor, the officers, the Commissioners have been beat down with lies and innuendos. What is next?

Commissioners thanked Michael Connolly for public comments.

CONSENT AGENDA:

Review/Approval meeting minutes of August 2022 and Special Meeting Mins August

Review/Approval of Warrants/Deposits of August 2022

Motion to Approve: Commissioner Brizuela, Seconded by Commissioner Hutchens

OPEN SESSION: NONE

REPORTS: NONE

CLOSED SESSION:

- A. Public Employee Performance Evaluation (Gov. Code § 54954.5(e) and 54957),
Title: District General Counsel

OPEN SESSION: No reportable action was taken

- A. Discussion regarding Options for District General Counsel Legal Services and
Consider Approval of Legal Services Agreement with Paul M. Davis

Motion to approve: Commissioner Kucharszky, Seconded by Commissioner
Brizuela

MEETING ADJORNED: 7:51pm

The next meeting is scheduled for Tuesday, October 11, 2022, at 7:00PM

Respectfully submitted,

Marie Brizuela
Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of October 11, 2022

The meeting was called to order at 7:10 PM.

PLEDGE OF ALLEGIANCE

PRESENT:

Commissioner Brizuela, Commissioner James Kucharszky, Commissioner Hutchens,
Chief Melville

PUBLIC COMMENTS: no members of public present

CONSENT AGENDA:

Review/Approval meeting minutes of September 2022

Review/Approval of Warrants/Deposits of September 2022

Motion to Approve: Commissioner Brizuela, Seconded by Commissioner Hutchens

Presentation of the MADD AWARD to Officer Andres Abarca

OPEN SESSION:

A. Memorandum of Understanding and Agreement for GRTF

Motion to Approve: Commissioner Kucharszky, Seconded by Commissioner Hutchens; unanimous vote

B. Cancellation of November 8th Commission Meeting

Motion to Approve: Commissioner Brizuela, Seconded by Commissioner Kucharszky

REPORTS: NONE

Commissioner Hutchens asked about the CalPERS Issues mentioned in Chief's letter to the Commissioners. Wondered when hiring the current Chief with an attorney's help, how the District is in trouble with CalPERS again? Quoted his letter that said this could be a substantial amount of money. Wanted to know how much money is involved if the District loses. Wanted to know how much our attorney fighting fees will cost. Made the observation that if it's not one thing it's another with regards to expenses currently with the District. Stated he hopes nothing else comes up.

Chief Melville spoke and explained this was not recognized or understood as to the Pay requirements. The district has been arguing its position diligently with Calpers with regards to part timers before full timers. Chief is confident it will go in the Districts favor.

Commander Duncan spoke that this will not have any adverse effect on the District. This is in regards to the amount determined to be made, the PerDiem wage, by prior administration.

CalPERS has sent letters to the three individuals named with an amount that each owe and the District is disputing this.

Commissioner Kucharszky asked which attorney is assisting and asked if GSRMA was on the hook for some of the costs.

No solid answers on cost of attorney fees or if GSRMA was helping with said costs.

CLOSED SESSION:

MEETING ADJORNED: 7:31pm

The next meeting is scheduled for Tuesday, December 13th, 2022, at 7:00PM

Respectfully submitted,

Marie Brizuela
Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of November 14, 2022
SPECIAL MEETING

PRESENT:

Commissioner Kucharszky, Commissioner Hutchens, Commissioner Brizuela,

CALLED TO ORDER: 6:04pm

PLEDGE OF ALLEGIANCE

ROLL CALL – Commissioner’s Kucharszky, Hutchens, Brizuela

PUBLIC COMMENT: None

OPEN SESSION: None

CLOSED SESSION:

- a. CONSIDER INITIATING AN INVESTIGATION REGARDING A PERSONNEL ISSUE
- b. CONSIDER ACTION ON THE EMPLOYMENT CONTRACT OF THE CHIEF OF POLICE AS PROVIDED IN THE CONTRACT

OPEN SESSION:

The Commission is reporting out that they advised legal counsel to start the process of a 3rd party investigation for recent events.

The Commission took no other reportable actions.

Moved to Open Session 6:55pm

ADJOURNMENT

Meeting adjourned at 7:00p

Respectfully submitted,

Marie Brizuela
Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of November 18, 2022
RE-SCHEDULED REGULAR MONTHLY MEETING

PRESENT:

Commissioner Kucharszky, Commissioner Hutchens, Commissioner Brizuela,

CALLED TO ORDER: 7:00PM

PLEDGE OF ALLEGIANCE

ROLL CALL – Commissioner’s Kucharszky, Hutchens, Brizuela

PUBLIC COMMENT: None

CONSENT AGENDA:

Motion to Approve October Minutes: Commissioner Brizuela
Seconded Commissioner Kucharszky; Unanimous Vote

Motion to Approve Warrants November 2022: Commissioner Kucharszky
Seconded: Commissioner Brizuela; Unanimous Vote

Motion to Approve Deposits November 2022: Commissioner Brizuela
Seconded: Commissioner Hutchens; Unanimous Vote

ACTION ITEMS:

Discuss and consider action on the contract by which the Chief of Police is employed.

Motion to Terminate Chief’s Contract: Commissioner Hutchens
Seconded: Commissioner Brizuela; Unanimous Vote

Emergency appointment of Acting Police Chief/Acting District Manager:
Commander John Duncan

Motion to Approve: Commissioner Kucharszky
Seconded: Commissioner Brizuela; Unanimous Vote

CLOSED SESSION: Moved to Closed Session: 7:20pm

Discuss and consider reaffirming direction to District Counsel to engage an outside investigator to investigate allegations involving personnel.

OPEN SESSION: Moved to Open Session: 7:29pm

Motion made and Seconded with a Unanimous Vote to secure an outside investigator through our Counsel

ADJOURNMENT

Motion to adjourn: Commissioner Kucharszky
Seconded: Commissioner Hutchens

Meeting adjourned at

Respectfully submitted,

Marie Brizuela
Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

Minutes of November 21, 2022
SPECIAL MEETING

PRESENT:

Commissioner Kucharszky, Commissioner Hutchens, Commissioner Brizuela,

CALLED TO ORDER: 7:00 pm

PLEDGE OF ALLEGIANCE

ROLL CALL – Commissioner’s Kucharszky, Hutchens, Brizuela

PUBLIC COMMENT: Mike Connolly-resident Concerned that a Special Mtg was called, and he offered his assistance in any way that may be beneficial to resolving some of the issues.

Syed Hussain - reminded Commissioners of a pending lawsuit where one of the causes of action is negligent hiring and to take under consideration his opinion that most of the people they are hiring are questionable.

OPEN SESSION: None

CLOSED SESSION: Moved to Closed 7:04pm

- A. Discussion with legal counsel regarding several issues in litigation relating to two retirees, David P. Parenti and Edward Nakiso, with respect to administrative law litigation filed by Cal PERS in which the District is a respondent. (Govt Code 54954.5©, 54956.9)
- B. Discuss and consider appointment of an Interim District Manager and an Interim Chief of Police. (Government Code 54954.5)
- C. Discuss and consider the process of filling the position of and appointing a permanent Chief of Police/District Manager. (Government Code 54954.5))

OPEN SESSION: Moved to Open 7:50pm

- A. Report all reportable action, if any, taken in closed session.

Moved to Disapprove Item B – Commissioner Kucharszky
Seconded – Commissioner Brizuela; Unanimous Vote

- B. Discuss and consider reforming the District’s management structure set out in Commissioners Policy Handbook section 2000.1 to separate the positions of District Manager and Chief of Police, and create two separate and distinct positions (i) DISTRICT MANAGER and (ii) CHIEF OF POLICE, with the District Manager reportable and answerable directly to the Commission, and the Chief of Police reportable and answerable directly to the District Manager.

This item was tabled.

- C. Reconfirm that an emergency arose on November 18, 2022 when the office of the Chief of Police became vacant at the general meeting on that date and an emergency agenda item was added at the end of the general meeting to appoint Commander John F. Duncan as Acting Chief of Police and reconfirm the emergency appointment. (Government Code 54954.2(a)(1))

Motion Confirming the need for Emergency Action on 11/18/21 appointing John Duncan as acting Chief – Commissioner Kucharszky
Seconded by Commissioner Brizuela; Unanimous Vote

- D. Discuss and consider action to appoint an Interim District Manager.

Declaration for a finding that the duties of District Manager will be exclusively administrative, the duties of the Police Chief will be exclusively Police business-
Commissioner Hutchens; Seconded – Commissioner Kucharszky; Unanimous
Vote

Moved to Appoint Michael Connolly as Interim District Manager – Commissioner Kucharszky, Seconded – Commissioner Hutchens; Unanimous Vote

- E. Discuss and consider action to appoint Acting Chief of Police John F. Duncan as Interim Chief of Police or appoint an Interim Chief of Police who will replace him.

Moved to Appoint John Duncan as Interim Chief - Commissioner Hutchens,
Seconded – Commissioner Kucharszky; Unanimous Vote

ADJOURNMENT

Meeting adjourned at 7:57p

Respectfully submitted,
Marie Brizuela, Secretary



BOARD OF POLICE COMMISSIONERS
Broadmoor Police Protection District

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 rumours 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 yaes 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