

Broadmoor Police Protection District

Minutes of the May 13, 2025 Regular Meeting

1. **Call to Order:** The meeting is called to order at 7:00 p.m. Commissioner Aguerre leads the Pledge of Allegiance.
2. **Roll Call:** Commissioners Aguerre, Hall, and Hutchens are present. District Manager Connolly, District Counsel Davis, and members of the public are also present.
3. **Public Comment:** Anna Marie Chavez-Rey asks how Commissioner Hall obtained a copy of an April 16, 2025 e-mail from Steven Chang to Chief Connolly forwarding a signed General Service Agreement, effective as of February 20, 2025. Commissioner Hall obtained the e-mail and agreement in response to a Public Records Act request.
4. **Chief's Report:** Chief Connolly reported an incident of disturbing the peace that occurred on 87th Street. The suspect was observed speeding down 87th and Sullivan, where they made contact with a second vehicle, resulting in a collision with a Daly City police vehicle. A police officer and his canine partner sustained injuries in the collision, though neither was seriously hurt. The suspect was transported to the hospital. The incident is being treated as a felony case and remains under investigation by Daly City detectives.
5. **(a-c) Previous Months' Minutes:** Chair Aguerre requested the removal of the March, April, and April 30 special meeting minutes from consideration. He was not comfortable addressing the minutes at this time without his notes."

(d) Treasurer's Report: Commissioner Hall pulls the treasurer's report from the consent agenda.

Public Comment: Victor Khedr asks why the Warrants reflect that the District bought two vehicle for \$60,000 each. He questions why vehicle purchases were categorized as repairs, not asset purchases. He further asks why the District is buying additional vehicles when the District has plenty of vehicles.

Commissioner Hall inquired why the vehicles were purchased without any prior discussion with the Commission, noting that the purchases were not included in the District's FY2024-2025 Budget. She also raised concerns regarding a \$3,000 payment to Lamorena & Chang for services under an agreement that Chief Connolly entered into February – several months before seeking Commission approval for that agreement. Commissioner Hall questioned Commissioner and Treasurer Hutchens about his authorization of expenditures that appear to violate District Policy which requires Commission approval for any expense exceeding \$2000. Commissioner Hutchens responded that, despite his role as Treasurer, he had not yet approved the expenditures in question.

The Commission continued discussion regarding whether the recent vehicle purchases were budgeted for FY2024–2025, and whether one of the vehicle purchases could have been delayed until the new fiscal year. It was noted that **Item #7311** in the FY2024–2025 Budget includes an equipment allocation of \$30,000. Further review confirmed that \$30,000 was indeed budgeted for a vehicle purchase in FY2024–2025, with an additional \$30,000 allocated for vehicle expenses in the forthcoming FY2025–2026 Budget.

Chief Connolly explained that the purchase involved two vehicles as part of a package deal, which included an additional \$20,000 of internal equipment and clarified that no funds had been allocated for vehicle purchases in the prior fiscal year.

Commissioner Aguerre suggested that the Commission consider adjusting or reallocating certain budgeted funds in order to take advantage of favorable purchasing opportunities.

Public Comment: Tygarjas Bigstyk, Pacifica resident, suggested that the Commission consider allowing Commissioners to ask questions before public comment. He noted that this approach might provide with a better understanding of the direction of the discussion, thereby enabling more informed and constructive public input during deliberations. The resident also inquired about the amount of discretionary spending ~~is~~ authority available to staff without requiring prior Commission approval.

Public Comment: Francis Hall, Broadmoor resident, and father of Commissioner Hall, asks whether the purchased vehicles are used or new. Commissioner Aguerre confirmed that they are used 2020 Ford vehicles.

Commissioner Aguerre proposes passing an amended FY2024-2025 budget to include spending on one of the vehicles and including the other vehicle on the yet-to-be passed FY2025-2026 budget. Commissioner Hall observes that, before concluding the discussion of the Treasurer's Report, she wants to note that the deposits sheet and the actuals appear to report inaccurately a refund from DBA Financial as revenue to the District. The Commission decided to agendize the FY2024-2025 budget for amendments at the June meeting.

Commissioner Hutchens ~~moves~~ moved to accept the Treasurer's Report subject to the amendment of the FY2024-2025 budget. Commissioner Aguerre seconds. Commissioner Aguerre- yes. Commissioner Hutchens- yes. Commissioner Hall- no. Motion passes 2 to 1.

6. **Closed Session:** Commissioners go into closed session at 7:40 p.m. Conference with counsel regarding pending litigation. *Parenti, et al. v. Broadmoor Police, et al.* [Government Code §§54954.5(c) and 54956.9(d)(1)]
7. **Open Session:** Commission returns to Open Session at 7:59 p.m.
 - a) Conference with counsel regarding pending litigation. *Parenti, et al. v. Broadmoor Police, et al.* [Government Code §§54954.5(c) and 54956.9(d)(1)]
 - b) **Retention of Steven Chang, CPA:** Commissioner Hall expressed concern that Chief Connolly signed the agreement to retain Mr. Chang on February 26, 2025 - over more than two months prior to seeking Commission approval. She further noted that the agreement indicates Mr. Chang was hired to address CalPERS and tax issues that had not previously been disclosed to the Commission. Chief Connolly clarified that this agreement was to consult on two issues with a specific employee who was not correctly being reported to CalPERS and the tax identification issues. Chief Connolly explained that the tax issues arose when the District transitioned to a private payroll vendor and these issues impacted the BPPD tax filings. Both matters have been resolved. Chief Connolly also stated that he believes Mr. Chang is well qualified to assist with the District's financial matters due to his prior experience as the District's auditor. District Counsel Davis noted that the agreement with Mr. Chang includes a clause requiring the District to hold him harmless for any

liability arising from his services, as well as an arbitration provision. Counsel added that, if the Commission wishes, it may discuss and potentially renegotiate the terms of the agreement with Mr. Chang. Chair Aguerre moves to retain Mr. Chang as the District Chief Financial/Fiscal Officer. Commissioner Hutchens seconds the motion. Commissioner Hall abstains. Motion passes 2 to 1.

- c) **Advance First Reading of Budget to April 2025 Regular Meeting:** Commissioner Hutchens moves to advance the first reading of the FY2025-2026 to the Commission's April 2025 Regular Meeting. Commissioner Aguerre seconds. Commissioner Hall agrees. The Motion passes unanimously.
- d) **Advance Second Reading of Budget to May 2025 Regular Meeting:** Commissioner Hall asks if holding second reading on budget in May 2025 makes sense, given earlier decision to amend FY2024-2025 budget at June 2025 meeting. Counsel Davis expresses concern that delaying until June 2025 will not leave enough time to pass the final budget. Commissioner Hutchens moves to advance the second reading of the FY2025-2026 to the Commission's May 2025 Regular Meeting. Commissioner Aguerre seconds. Commissioner Hall abstains. Motion passes 2 to 1.
- e) **Fiscal Year 2025-2026 Budget:** Commissioner Hall asks why no funds were allocated for school crossing guards in the proposed budget. Chief Connolly explained that San Mateo County typically reimburses the cost, but no documentation had been provided indicating the expected reimbursement amount for the upcoming fiscal year. Commissioner Hall expressed discomfort with approving a budget that does not fully and accurately reflect the District's spending. She emphasized the importance of precise financial planning and effective cash management. Commissioner Aguerre confirmed with Counsel Davis that the budget may be amended at a later date to include funding for the school crossing guard program. Commissioner Hutchens moves to approve the FY2025-2026 Budget as presented. Commissioner Aguerre seconds. Commissioner Aguerre- yes. Commissioner Hutchens- yes. Commissioner Hall- no. Motion passes 2 to 1.
- f) **Special Parcel Tax Fiscal Year 2025-2026:**

Public Comment: Christine Taliva'a-Aguerre, Broadmoor resident and spouse of Commissioner Aguerre, asks what the proposed increase to the special parcel tax is. Commissioner Aguerre responds that the proposal is to keep the tax what it is currently, even though the Commission could vote to increase it by 5%.

Commissioner Hall asks if there is any provision under the law to allow the District to bank increases if the District's finances deteriorate. Counsel responds that the District would have to collect the increased amount and then provide a rebate, which would be administratively complicated. Commissioner Aguerre moves to approve and adopt Resolution No. 2024/25-04 continuing the FY2024-2025 Special Parcel Tax for Fiscal Year 2025-2026. Commissioner Hutchens seconds. Commissioner Hall abstains. The motion passes 2 to 1.

- 8. **Adjournment.** Commissioner Hutchens moves to adjourn the meeting. Commissioner Hall seconds. The motion passes unanimously. The meeting is adjourned.
- 9. **Next Meeting.** The Commission's next regular meeting will be June 10, 2025, at 7:00 p.m.

at 388 88th Street.

Respectfully submitted,
/s/ Commissioner John V. Aguerre, Chair