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TRANSCRIPT OF THE PROCEEDINGS
PEACE OFFICER STANDARDS AND TRAINING COMMISSION
Committee Meeting
July 15, 2016

Ad Litem Reporting
117 Arrowhead Drive
Hendersonville, Tennessee 37075
(615) 415-5556
dl_stacy@bellsouth.net
Reported by: Tracy Wilkes, LCR

1 COMMISSION MEMBERS:

- 2 Chair Kim Wallace
- Commissioner Mike Hannon
- 3 Commissioner Glenn Chrisman
- Commissioner Bobby Williamson
- 4 Commissioner Brent Cherry
- Commissioner Carl Jenkins
- 5 Commissioner Jeff Long
- Commissioner Rita B. Baker
- 6 Commissioner Ric Wilson
- Commissioner Jeffrey C. Lewis
- 7 Senator Mike Bell
- Commissioner Charles Hulsey

8

9 STAFF MEMBERS:

- 10 Joseph Underwood, Chief Counsel
- Scott Wilder, Assistant General Counsel
- 11 Brian Grisham, Executive Director
- Shana Roberts, P.O.S.T. Investigator
- 12 Stan Murphy, P.O.S.T. Investigator
- Janine Breeden, Administrative Services Assistant

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1 CHAIR WALLACE: Call to order the
2 July 15th, 2016, P.O.S.T. Commission meeting. I'd like
3 to welcome everyone here.

4 Can I get a motion to adopt the agenda?

5 COMMISSIONER HANNON: So moved.

6 COMMISSIONER CHERRY: Second.

7 CHAIR WALLACE: All those in favor?

8 COMMISSION MEMBERS: Aye.

9 CHAIR WALLACE: Any oppose?

10 (No opposition indicated.)

11 CHAIR WALLACE: That motion carries.

12 Read the disclaimer, please.

13 COMMISSIONER JENKINS: "All P.O.S.T.
14 Commissioners have previously agreed to recuse
15 themselves from any vote that would constitute a
16 conflict of interest. The most obvious of these would
17 include issues that involve our own departments or
18 someone we know personally.

19 "Because we have already agreed to do
20 this, it should be noted that on routine matters it will
21 be assumed nonverbally that these Commissioners have
22 abstained from the vote.

23 "In bigger more controversial issues
24 that may have a more overt conflict of interest or may
25 have the appearance of impropriety, applicable

1 Commissioners will still verbally abstain from these
2 votes."

3 CHAIR WALLACE: Okay. Roll call.

4 MS. BREEDEN: Commissioner Baker?

5 COMMISSIONER BAKER: Here.

6 MS. BREEDEN: Commissioner Chrisman?

7 COMMISSIONER CHRISMAN: Here.

8 MS. BREEDEN: Commissioner Hannon?

9 COMMISSIONER HANNON: Here.

10 MS. BREEDEN: Commissioner Hulsey?

11 COMMISSIONER HULSEY: Here.

12 MS. BREEDEN: Commissioner Jenkins?

13 COMMISSIONER JENKINS: Here.

14 MS. BREEDEN: Commissioner Lewis?

15 COMMISSIONER LEWIS: Here.

16 MS. BREEDEN: Commissioner Long?

17 COMMISSIONER LONG: Here.

18 MS. BREEDEN: Commissioner Wallace?

19 CHAIR WALLACE: Here.

20 MS. BREEDEN: Commissioner Wilson?

21 COMMISSIONER WILSON: Here.

22 MS. BREEDEN: Senator Mike Bell?

23 COMMISSIONER BELL: Here.

24 MS. BREEDEN: And Brent Cherry?

25 COMMISSIONER CHERRY: Here.

1 MS. BREEDEN: Bobby Williamson?

2 COMMISSIONER WILLIAMSON: You said
3 Williamson?

4 MS. BREEDEN: Yes.

5 COMMISSIONER WILLIAMSON: I'm here.

6 CHAIR WALLACE: All right. Then we have
7 a quorum.

8 Can I get a motion to approve the
9 minutes from the June 17th --

10 COMMISSIONER JENKINS: I move that we
11 put that off for a month because we didn't get them.

12 COMMISSIONER BAKER: We did. We got
13 them yesterday.

14 COMMISSIONER JENKINS: I didn't. I was
15 here.

16 CHAIR WALLACE: Okay.

17 COMMISSIONER JENKINS: If you got enough
18 votes, do it.

19 I didn't see them.

20 MS. BREEDEN: I e-mailed them out
21 yesterday late afternoon.

22 CHAIR WALLACE: Okay. I have a motion
23 to put it off to the next meeting.

24 Do I have a second?

25 COMMISSIONER WILLIAMSON: Second.

1 CHAIR WALLACE: Any discussion?

2 (Pause)

3 CHAIR WALLACE: All those in favor?

4 COMMISSION MEMBERS: Aye.

5 CHAIR WALLACE: Any oppose?

6 (No opposition indicated.)

7 CHAIR WALLACE: Okay. Informal

8 decertification.

9 MR. GRISHAM: Commissioners, appearing
10 yesterday were three departments requesting
11 decertification.

12 In the matter of Ashley Tharp formerly
13 of the Algood Police Department, that matter is
14 continued due to an underlying criminal matter that is
15 pending and a notification requirement.

16 In the matter of Alexander Ego,
17 Chattanooga Police Department, the recommendations of
18 the informal subcommittee is a default order of
19 decertification based on the grounds that he was
20 terminated for disciplinary reasons.

21 And in the matter of Cassen
22 Jackson-Garrison formerly of the Oak Ridge Police
23 Department, that matter is continued to provide adequate
24 notice to the former officer.

25 COMMISSIONER JENKINS: Make a motion to

1 approve.

2 CHAIR WALLACE: All right. We have a
3 motion to approve.

4 Do we have a second?

5 COMMISSIONER BELL: Second.

6 CHAIR WALLACE: Any discussion?

7 (Pause)

8 CHAIR WALLACE: All those in favor?

9 COMMISSION MEMBERS: Aye.

10 CHAIR WALLACE: Any oppose?

11 (No opposition indicated.)

12 CHAIR WALLACE: Motion carries.

13 Okay. We're going to -- we have one
14 department we're going to call up a little bit away from
15 the agenda here for a second.

16 Cumberland County Sheriff's office.

17 Is anyone here from Cumberland County?

18 MS. ROBERTS: They may be in the hall.

19 COMMISSIONER JENKINS: Samuel Dishman?

20 CHAIR WALLACE: Is that the right one?

21 MS. BREEDEN: Yes.

22 CHAIR WALLACE: This is a waiver of
23 basic training, 1110-02-.03 and 1110-9-.02.

24 Cumberland County requests Samuel
25 Dishman -- hired May 25, 2016 -- to be allowed to attend

1 the September 25th Transition School.

2 Mr. Dishman graduated from Central
3 Florida Community College Criminal Justice Institute
4 with 620 hours on February 16th, 1996, and worked for
5 Florida Fish and Wildlife Commission from January 1998
6 to April 2015.

7 We have asked for clarification of
8 training to determine whether Mr. Dishman will need
9 another required training prior to transition class.

10 If you would state your name.

11 MR. ASHLEY: My name is Bill Ashley.
12 I'm the chief deputy with Cumberland County.

13 MR. DISHMAN: Sam Dishman.

14 CHAIR WALLACE: Okay. What would you
15 like to tell the Commission?

16 MR. ASHLEY: The hours that he -- we
17 don't have the curriculum from the FWC -- Fish and
18 Wildlife -- only because there was a transition of a
19 merger at that time.

20 But the hours that both of those
21 academies had -- he'd been to two standard academies in
22 Florida, and both of them exceed the required hours at
23 that time.

24 MR. MURPHY: Mr. Dishman, did you have
25 child sex abuse in any of your training there at the

1 academy?

2 MR. DISHMAN: Yes, sir. Domestic
3 violence -- all that stuff.

4 Central Florida Community College, it
5 was 620 hours. So it had all your legals, your use of
6 force, your driving, firearms -- all that stuff.

7 Then when I went through the Game
8 Commission Academy that was 880 hours. And that goes
9 through everything all over again -- all the state FLDOE
10 standards, including all the Game Commission standards.

11 MR. MURPHY: Mental illness, was that
12 included?

13 MR. DISHMAN: Say again?

14 MR. MURPHY: Mental illness.

15 MR. DISHMAN: I believe it was. Yes,
16 sir.

17 MR. MURPHY: Domestic violence?

18 MR. DISHMAN: Yes, sir.

19 MR. MURPHY: And you completed vehicle
20 operations and your firearm training that exceeded 40
21 hours; is that correct?

22 MR. DISHMAN: Yes.

23 COMMISSIONER WILLIAMSON: Do we have
24 verification of that in writing?

25 MR. MURPHY: No, sir, we do not.

1 COMMISSIONER WILLIAMSON: Could we get
2 it?

3 MR. MURPHY: We've asked for it. They
4 haven't been able to provide it.

5 COMMISSIONER WILLIAMSON: Could you not
6 supply that to us, sir?

7 MR. ASHLEY: That was -- like I said,
8 there was a transition -- the merger that took place
9 between Florida Marine Patrol, DEP, and Game and Fish
10 in -- July 1st, 1999. We have tried that agency to get
11 those -- the exact curriculum from that. However, those
12 are probably in the Fourth floor of the Farris Bryant
13 Building in Tallahassee in a box somewhere. We've not
14 been able to get the exact handwritten curriculum.

15 But we do know that the standards set
16 forth by FLDOE already had those standards classes in
17 place.

18 MR. GRISHAM: Those two academies were
19 FLDOE approved academies?

20 MR. ASHLEY: Yes, sir.

21 MR. DISHMAN: Yes, sir.

22 MR. GRISHAM: They should be, right?

23 MR. UNDERWOOD: So once you have
24 verification that he attended FLDOE training, so,
25 therefore, assuming that he took those classes as

1 required by the --

2 MR. DISHMAN: I have two certificates
3 from both academies as far as that goes showing the
4 hours that I've completed. The exact breakdown of those
5 classes is not on that certificate.

6 But FLDOE sets the standards for all law
7 enforcement academies in the state of Florida. So
8 everybody that gets a state certification for a law
9 enforcement officer in the state of Florida is required
10 to take that exact course. And so it doesn't matter
11 what college you go to or any of that.

12 So I've been through two of those. One
13 from -- which I sent myself through and also the Game
14 Commission Academy, also the same standards through
15 them.

16 MR. GRISHAM: I will say we've seen some
17 deficiencies -- even though the overall hours are longer
18 we've seen deficiencies most often in emergency vehicle
19 training.

20 But if you've been through two academies
21 you probably have more than 40 hours of training;
22 correct?

23 MR. DISHMAN: Yes, sir.

24 And it's reoccurring training through
25 the agency, also.

1 COMMISSIONER CHRISMAN: Mr. Murphy, do
2 we have evidence of those satisfactory completion
3 certificates?

4 MR. MURPHY: We have the certificates.
5 Yes, sir.

6 COMMISSIONER LEWIS: You-all attended
7 in-service training in Florida; is that correct?

8 MR. DISHMAN: Yes, sir.

9 COMMISSIONER LEWIS: And you're asking
10 to go through the Transition School here?

11 MR. DISHMAN: Yes, sir.

12 COMMISSIONER LEWIS: I make a motion to
13 approve.

14 COMMISSIONER CHRISMAN: I'll second.

15 CHAIR WALLACE: Motion and a second.

16 Any discussion?

17 (Pause)

18 CHAIR WALLACE: All those in favor?

19 COMMISSION MEMBERS: Aye.

20 CHAIR WALLACE: Any oppose?

21 (No opposition indicated.)

22 CHAIR WALLACE: Motion carries.

23 Congratulations.

24 MR. GRISHAM: Madam Chair, if you would,
25 as a point of order, we need to revisit the motion on

1 the informal subcommittee and actually adopt the
2 findings of that subcommittee -- as a legal
3 technicality. The findings were not only the default
4 order, but that there was evidence he was terminated for
5 disciplinary reasons related to sexual misconduct.

6 If we can have a motion for
7 decertification.

8 COMMISSIONER WILLIAMSON: So moved.

9 COMMISSIONER LEWIS: Second.

10 CHAIR WALLACE: Motion and a second.

11 Any discussion?

12 (Pause)

13 CHAIR WALLACE: All those in favor?

14 COMMISSION MEMBERS: Aye.

15 CHAIR WALLACE: Any oppose?

16 (No opposition indicated.)

17 CHAIR WALLACE: Motion carries.

18 All right. Pre-employment requirements,
19 1110-02-.03 and 1110-9-.04.

20 Dayton Police Department.

21 Anyone here from Dayton?

22 They're requesting a waiver for a
23 Reserve Officer Mark Eldridge who has had some arrests
24 in the past -- aggravated assault in 1994, dropped; DUI
25 in 1992, found guilty; simple battery in 1989, found

1 guilty; and bad checks in 1989, found guilty -- all
2 fines were paid.

3 The Department is requesting a waiver
4 for the department to stay in P.O.S.T. compliance.

5 If you would state your name.

6 MR. HILL: My name is Jeff Hill,
7 lieutenant with the Dayton Police Department.

8 And this is Mark Eldridge (indicating).

9 CHAIR WALLACE: Okay. Tell us a little
10 bit about what happened.

11 MR. HILL: We are asking for -- to waive
12 his record.

13 In the assault -- you should have in
14 your packet, I think, the stuff from the DA's office and
15 the Court in Georgia.

16 On that aggravated assault -- it was in
17 Florida. I'm sorry. It was in Florida.

18 Those charges were dropped on
19 Mr. Eldridge for rule of self-defense. The DA dropped
20 those charges.

21 It was still on his record. We're in
22 the process of helping him get that expunged. They did
23 drop the charges on that.

24 The driving under the influence was in
25 1992. He did plead guilty to that.

1 And also the simple battery in '89.

2 1989 also shows a bad check, which he
3 can't remember that one. And I don't know -- in our
4 records check it showed a bad check on his record, also.

5 CHAIR WALLACE: Okay.

6 MR. HILL: We're asking if you can waive
7 those.

8 Mr. Eldridge -- this has been several
9 years ago. Mr. Eldridge -- you should have a letter
10 from the chief of police asking to waive that, also.

11 He's very active in the community.
12 Active with youth sports. I've known Mr. Eldridge for
13 eight years, probably. He's a very good guy. And we
14 would ask you to let him be a reserve officer for our
15 police department.

16 CHAIR WALLACE: Questions from the
17 Commission?

18 COMMISSIONER JENKINS: Lieutenant Hill,
19 do you realize the spotlight every officer in this room
20 is under right now?

21 MR. HILL: Yes, sir, I do.

22 COMMISSIONER JENKINS: And a good
23 lawyer -- any good lawyer --

24 MR. UNDERWOOD: Or even a bad one.

25 COMMISSIONER JENKINS: And even bad

1 ones -- thank you -- are going to get your client on the
2 stand and they're going to have his record.

3 MR. HILL: Yes, sir.

4 COMMISSIONER JENKINS: I mean, they're
5 going to cook him before he has a chance to do his job.

6 MR. HILL: I understand.

7 COMMISSIONER JENKINS: This is going to
8 come back on you. I just want you to realize this.

9 MR. HILL: I do realize it.

10 Like I said, we -- I wouldn't be here if
11 we didn't have faith in Mr. Eldridge. I think he's
12 proven himself since this time that he is totally
13 different from apparently when this was back in 1989.

14 COMMISSIONER JENKINS: I understand
15 people change, and I appreciate that. But I have a
16 problem with people with records -- and apparently
17 there's nobody else around Dayton that's qualified that
18 doesn't have a record, but -- you know, I have a problem
19 with all this.

20 And may be it's just me. It may be a
21 personal thing, Lieutenant. I'm not going to -- I don't
22 know. I'll hush.

23 CHAIR WALLACE: Any other discussion or
24 questions?

25 COMMISSIONER CHERRY: Just one thing.

1 With the aggravated assault, that was never brought to
2 court? Was it something that got dropped before it got
3 to court?

4 MR. HILL: Yes, sir.

5 COMMISSIONER CHERRY: Okay. I don't
6 know that we would require a waiver for that.

7 COMMISSIONER JENKINS: No, we wouldn't.

8 COMMISSIONER CHRISMAN: Did you-all get
9 a copy of that from the DA's office?

10 MR. ELDRIDGE: Yes.

11 MR. HILL: So that one was completely
12 dropped. So he has the -- actually, the driving under
13 the influence and the simple battery.

14 COMMISSIONER JENKINS: Did you live in
15 Florida at that time, Mr. Eldridge?

16 MR. ELDRIDGE: Yes.

17 MR. HILL: On the bad check -- the bad
18 check, he doesn't remember that at all. We came up with
19 that on his record.

20 COMMISSIONER CHERRY: They couldn't
21 supply any record of that?

22 MR. HILL: I have nothing on that except
23 somewhere in our criminal background check we have a bad
24 check.

25 COMMISSIONER CHERRY: These are

1 obviously old charges, more than 20 years old.

2 Mr. Eldridge, you've probably been a
3 long ways since then.

4 MR. ELDRIDGE: Yes, sir.

5 COMMISSIONER CHERRY: What do you do in
6 your regular employment these days?

7 MR. ELDRIDGE: I'm a chemical operator.

8 COMMISSIONER CHERRY: And you're
9 involved in youth sports and mentoring -- that type of
10 thing?

11 MR. ELDRIDGE: I'm involved in youth
12 sports. I'm also involved in Relay for Life and
13 Optimist Club.

14 COMMISSIONER CHERRY: Well, a lot of us
15 who may have had a rough history, but have come forward
16 and have shared without youth. And looks like you may
17 be one of those folks that has good stories to tell.
18 And we encourage you to make good choices, so hope that
19 continues.

20 MR. ELDRIDGE: Yes, sir.

21 MR. HILL: I've watched Mr. Eldridge
22 work with these kids. He's been very good with these
23 kids. Very good. Very good.

24 COMMISSIONER JENKINS: I'm sure he's a
25 great guy. I mean --

1 MR. HILL: I understand.

2 COMMISSIONER JENKINS: -- I understand
3 he's doing a great thing.

4 MR. HILL: I understand where you're
5 coming from, especially now with everything going on. I
6 understand that.

7 COMMISSIONER JENKINS: Well, the
8 spotlight's on you.

9 MR. HILL: It is. Sure it is.
10 Like I said, I do have faith in
11 Mr. Eldridge or I personally wouldn't be standing before
12 you guys for -- because I'm -- I'm speaking for him.
13 So -- and that means a lot to me. If I'm going to stand
14 up for someone I want to be able to feel confident in
15 the person I'm standing up for.

16 And I've been there for 27 years in law
17 enforcement.

18 COMMISSIONER LEWIS: How long have you
19 lived in this community?

20 MR. ELDRIDGE: Me? Fifteen or more
21 years.

22 COMMISSIONER LEWIS: Fifteen or more
23 years.

24 And you've not been in any trouble or
25 had any arrests or anything since '94; is that correct?

1 MR. ELDRIDGE: No, sir.

2 COMMISSIONER JENKINS: Any speeding
3 tickets?

4 MR. ELDRIDGE: No, sir.

5 COMMISSIONER JENKINS: No kind of
6 traffic offenses?

7 MR. ELDRIDGE: I think I might have had
8 a seat belt infraction once.

9 COMMISSIONER CHRISMAN: Lieutenant,
10 could you tell us a little bit about your reserve
11 officer program and how it works and what it does?

12 MR. HILL: They help us -- of course,
13 they ride with other officers after they go through all
14 the training that they have to have. And they actually
15 help us work like the parade, fishing tournaments that
16 the City of Dayton has been involved in. They work a
17 lot of the traffic and stuff like that.

18 They don't get out and ride by
19 themselves. They're either with another officer or
20 they're helping us work events -- our strawberry
21 festival, parades, Relay for Life races, fishing. They
22 work a lot of traffic and stuff like that for us.

23 COMMISSIONER CHRISMAN: When they're
24 riding with another officer it's -- they have normal
25 police powers. They can do everything a normal police

1 officer can do. They're just not riding alone and
2 they're assigned as reserve officers.

3 MR. HILL: Yes. They are there to
4 assist an officer -- a full-time officer.

5 COMMISSIONER CHRISMAN: How many people
6 in your reserve program?

7 MR. HILL: We have ten. I think it's
8 down to may be eight now. If I'm correct.

9 COMMISSIONER BAKER: How many people in
10 your police department?

11 MR. HILL: We're a small department.
12 Roughly 15, 20.

13 COMMISSIONER BAKER: Well, Lieutenant, I
14 appreciate you coming in and speaking for Mr. Eldridge.

15 MR. HILL: Thank you, ma'am.

16 COMMISSIONER BAKER: And I appreciate
17 that Mr. Eldridge has changed his life, obviously, for
18 the better.

19 But I have to agree with Commissioner
20 Jenkins. I think that police officers have to live way
21 above the line. We have to do so consistently
22 throughout our entire life. I'm not saying we're not
23 perfect and we don't make mistakes. People do come
24 before us for waivers who have made mistakes and get
25 these waived.

1 But I think there's a concern for --
2 it's not just one incident. It's several. I think not
3 just for your department, but for the State of Tennessee
4 we have to be very careful about the choices that we
5 make.

6 And it's not a reflection on you. I do
7 hope you understand that.

8 COMMISSIONER JENKINS: And the same
9 thing with Rita -- and same thing I'm saying here, all
10 we're giving him a waiver for is the DUI and bad check.

11 COMMISSIONER BAKER: Well, what about
12 the battery?

13 MR. HILL: Simple assault --

14 COMMISSIONER BAKER: And the battery was
15 where he punched somebody in the back of the head.

16 MR. HILL: Simple battery, driving under
17 the influence, and the bad check.

18 COMMISSIONER JENKINS: Yes.

19 COMMISSIONER BAKER: And the battery
20 part is the one that caught my attention because it was
21 a punch in the back of the head.

22 MR. ELDRIDGE: That was in '89. Yes,
23 ma'am.

24 COMMISSIONER CHERRY: How old were you
25 when that incident happened with the punch in the back

1 of the head?

2 MR. ELDRIDGE: Twenty, twenty-one.

3 And I was -- to be honest, I was in a
4 fight with three people.

5 COMMISSIONER CHERRY: So it wasn't just
6 you walking up behind somebody and punching them in the
7 back of the head?

8 MR. ELDRIDGE: No. We were fighting --
9 which we all knew each other.

10 COMMISSIONER JENKINS: You knew each
11 other, but you didn't like each other.

12 MR. ELDRIDGE: Not that day we didn't.
13 Probably not at that time.

14 MR. HILL: Like I said, under these --
15 and we've researched this, too. I mean -- like the one
16 was dismissed, and the simple battery was him and some
17 of his friends that may have been hating each other at
18 the time. But these were when he was a young man.

19 I really believe that I know him. I
20 know that he will be an influence for our department --
21 not a bad reflection on us. He'll be positive. And
22 he's proved that with what he's done in the community,
23 also and the life that he lives now.

24 He's married. He's got a daughter
25 that's fixing to go to the Army. And he has a young son

1 that's in middle school and involved in the sports that
2 he's raising.

3 I think -- I really think -- and I know
4 what you're saying, but also I know him personally. And
5 I would not stand here and put my name and a 27-year law
6 enforcement record if I didn't have confidence in
7 Mr. Eldridge.

8 CHAIR WALLACE: Do I have any more
9 questions?

10 MR. MURPHY: Lieutenant, how long has he
11 been employed as a reserve officer?

12 MR. HILL: Well, he's -- whenever -- I
13 don't know when we started that reserve program.

14 He's been there since we started it.
15 And then when -- everything that we kept -- we kept all
16 the records on file at the police department. And now
17 you send all your stuff into the P.O.S.T. And when the
18 training guys sent that in of course his fingerprint
19 records went the way they went.

20 MR. MURPHY: Okay. Your best guess, how
21 long has he been working as a reserve there?

22 MR. HILL: How long?

23 MR. ELDRIDGE: Two years.

24 MR. HILL: Two years.

25 MR. MURPHY: Did you-all do backgrounds

1 at that time?

2 MR. HILL: I'm sure we did.

3 COMMISSIONER CHERRY: He's had all the
4 necessary training to be a reserve officer, obviously?

5 MR. HILL: Yes.

6 COMMISSIONER CHERRY: How has his
7 performance been?

8 MR. HILL: Very well.

9 COMMISSIONER CHERRY: What kind of --
10 how many hours a month does he work as a reserve
11 officer?

12 MR. HILL: Whatever the P.O.S.T.
13 standards are for reserve. He went to 80, I think it
14 was.

15 COMMISSIONER CHERRY: As far as his
16 participation as a reserve officer, how many hours does
17 he act as a reserve officer each month?

18 MR. HILL: They are required to do like
19 ten a month with the police department.

20 He usually does ten or more, especially
21 when we have any kind of festivities going on.

22 COMMISSIONER CHERRY: And the most we're
23 talking about is crowd control, traffic -- that kind of
24 thing?

25 MR. HILL: Yes, sir.

1 They haven't started -- City of Dayton
2 started this fishing tournament thing that's gotten kind
3 of big there, and they work us to death on the traffic.
4 We have to have the reserve program to reduce that.

5 COMMISSIONER JENKINS: But two years ago
6 when you ran a background you didn't catch all this.
7 And he didn't put it on his application.

8 MR. HILL: It should be on there. I
9 don't know -- I have to say I don't know about that.
10 I'll have to check and see.

11 CHAIR WALLACE: Mr. Eldridge, did you
12 list this stuff on your application when you applied for
13 reserve officer?

14 MR. ELDRIDGE: Yes, ma'am.

15 CHAIR WALLACE: Any other questions?

16 (Pause)

17 CHAIR WALLACE: Do I have a motion?

18 COMMISSIONER JENKINS: Motion to deny
19 it.

20 COMMISSIONER WILSON: Second.

21 CHAIR WALLACE: Motion to deny and a
22 second.

23 Any discussion?

24 COMMISSIONER CHERRY: Yeah. I'll jump
25 in on this one. I'm the liberal. I'm about as

1 conservative as you can get. But, you know, we're
2 talking about some things that go back more than 20
3 years.

4 If you look back 20 years ago I did some
5 bone-headed things. You know, the kind of things we're
6 talking about -- a fight with his friends and a DUI in
7 1992. I just personally can't justify denying this
8 officer an opportunity to be able to serve his
9 community.

10 He's a reserve officer. He's not out
11 there, you know, doing murder investigations. He's out
12 there helping with traffic, helping with crowd control.
13 He's a contributing member of the community. Working
14 with kids is an example.

15 He can come up and say, look, I made
16 some bone-headed mistakes and I can serve my community
17 and learn from -- and teach and do something better.
18 And it appears he's been doing something better for the
19 last 20 years.

20 I'd say we should give him an
21 opportunity to continue to serve. The Department wants
22 him. They believe in him. The community needs him.
23 Let him wear the uniform and do his job.

24 That's all I have to say about that.

25 CHAIR WALLACE: Any more discussion?

1 COMMISSIONER LEWIS: I have to agree
2 with Commissioner Cherry on this one. I mean, it's been
3 over 20 years. There's no infractions that's been made
4 since then. I'm probably one of the hardest ones on
5 DUI. But when it comes to 20-some-odd years, 22 years
6 and there's no infractions made I have to agree with
7 him.

8 COMMISSIONER CHRISMAN: I think the
9 other side of that is -- and I have great respect and
10 admiration for both of my colleagues here and their
11 comments. But it has been a very few months since we
12 saw a tragic situation involving a reserve officer and a
13 use of force incident.

14 And I think one of the things that is
15 incumbent on all of us who sit on this panel -- as
16 Commissioner Baker said a few moments ago -- is -- with
17 all due respect to Mr. Eldridge and to the lieutenant
18 and to the Dayton Police Department -- our obligation
19 goes beyond this initial case.

20 This is talking about law enforcement in
21 the state of Tennessee and what the minimum standards
22 are and what responsibility we have as P.O.S.T.
23 commissioners to look out for departments and help
24 protect departments and help protect individuals from
25 the kinds of situations that we're seeing on the media

1 day after day after day.

2 This is a hard decision. I mean, the
3 fact that nobody has jumped out to make a motion very
4 quickly on this speaks to how we're all struggling with
5 this. And as difficult as it is and as sad as it is for
6 us to have to make this vote, I think that's part of
7 what we're supposed to do and is part of the reason that
8 we're here.

9 MR. GRISHAM: And I'll commend Dayton
10 for doing what we've asked them to do as far submitting
11 reserves -- part-time temporary reserve -- all the other
12 officers. We wouldn't know about this situation unless
13 we happen to audit Dayton.

14 In the past -- and in light of the
15 tragic situation in the past -- and I'm not going to go
16 before the General Assembly and say I don't know how
17 many part-time officers there are in the state -- I
18 think there's about 7,000.

19 But we're going -- whenever we have the
20 manpower we're going to get all this done, and they've
21 gotten ahead of the game and brought this to our
22 attention. I appreciate that from Dayton.

23 MR. HILL: Thank you.

24 CHAIR WALLACE: Okay. We have a
25 motion --

1 COMMISSIONER CHERRY: One last comment.
2 Just with all due respect to
3 Mr. Chrisman -- I like him a lot -- and he knows that,
4 and I respect his opinion. But at the same time, you
5 know, in light of the things that have happened with
6 police officers doing simply bad things and incurring
7 the wrath and the ill will of our country as a result, I
8 think that's pretty far displaced from what we're
9 talking about here today. I don't think there's any
10 relation to that, especially when you're looking back
11 over 20 years.

12 If this gentleman has gone through the
13 process and training and he's proven himself with
14 exemplary behavior in the community for 20 years and
15 he's been acting as a reserve officer properly and
16 appropriately and has gotten the community's as well as
17 the department, I think we need to give them a little
18 bit of trust in their judgment, who have a closer view
19 of who this man is.

20 We all the time see people do stupid
21 things with no record at all. The guy that drove a
22 truck through a crowd last night and killed 80 people
23 and injured another 100, he had no record. There's
24 nothing realistically that could have identified him as
25 a mass murderer. There's nothing to stop those kind of

1 people.

2 But the lieutenant can see this person's
3 character. I mean, he's worked with him, he's been on
4 the street with him, he's seen him go through training,
5 and he's seen him build a family over the past 20 years.
6 I think that is something we can look to and rely on and
7 trust them with preserving the safety and dealing with
8 our communities.

9 And there's really nothing to refute the
10 lieutenant's trust in this man. I think we need to
11 defer to his judgment at some point and say, okay, you
12 take responsibility and you move forward.

13 From our view, looking at the paper from
14 1992, I don't think we can judge the character of an
15 individual from that. I think the department should do
16 that for their own action.

17 COMMISSIONER WILLIAMSON: I'll call for
18 the question and a roll call vote.

19 COMMISSIONER LONG: Second.

20 CHAIR WALLACE: First and second.

21 All those in favor?

22 MR. UNDERWOOD: The motion is to deny.
23 So a "yes" will deny the waiver, and a "no" will deny
24 the motion -- deny the motion.

25 MS. BREEDEN: Commissioner Baker?

1 COMMISSIONER BAKER: Yes.

2 MS. BREEDEN: Commissioner Chrisman?

3 COMMISSIONER CHRISMAN: Yes.

4 MS. BREEDEN: Commissioner Hannon?

5 COMMISSIONER HANNON: Yes.

6 MS. BREEDEN: Commissioner Hulsey?

7 COMMISSIONER HULSEY: Yes.

8 MS. BREEDEN: Commissioner Jenkins?

9 COMMISSIONER JENKINS: Yes.

10 MS. BREEDEN: Commissioner Lewis?

11 COMMISSIONER LEWIS: No.

12 MS. BREEDEN: Commissioner Long?

13 COMMISSIONER LONG: Yes.

14 MS. BREEDEN: Commissioner Wallace?

15 CHAIR WALLACE: Yes.

16 MS. BREEDEN: Commissioner Williamson?

17 COMMISSIONER WILLIAMSON: Yes.

18 MS. BREEDEN: Commissioner Wilson?

19 COMMISSIONER WILSON: Yes.

20 MS. BREEDEN: Senator Mike Bell?

21 COMMISSIONER BELL: No.

22 MS. BREEDEN: General Brent Cherry?

23 COMMISSIONER CHERRY: No.

24 CHAIR WALLACE: That means that we have

25 denied it. And --

1 MR. UNDERWOOD: It's a denial of waiver.

2 CHAIR WALLACE: Deny the waiver.

3 MR. HILL: Appreciate your time.

4 Thank you.

5 CHAIR WALLACE: Okay. Decatur County
6 Sheriff's Office.

7 Anybody here from Decatur?

8 Okay. Requests a waiver for Brad
9 Zukowski -- hired June 9, 2016 -- who had an arrest on
10 March 11th for minor in possession of alcohol in Myrtle
11 Beach, South Carolina.

12 All court-ordered fines were paid.

13 Mr. Zukowski will also need a six-month
14 waiver to attend the October basic class.

15 If you would state your name and tell us
16 a little bit about this.

17 MR. BYRD: Keith Byrd, Sheriff, Decatur
18 County.

19 MR. ZUKOWSKI: Brad Zukowski, Jail
20 Administrator, Decatur County.

21 CHAIR WALLACE: You want to tell us a
22 little bit about the incident?

23 MR. ZUKOWSKI: Yes, ma'am.

24 I was 20 years old. I was -- on a
25 little weekend trip with a friend. I was in the Coast

1 Guard at "A" School to be a gunner's mate, and I went to
2 South Carolina to have a weekend away and had a beer and
3 got caught.

4 And that's about the story.

5 CHAIR WALLACE: Sheriff, you have
6 anything you want to add to this?

7 MR. BYRD: Brad is one of my very best
8 and trusted employees. And my decision to send him to
9 the academy is, in my opinion, good planning. I really
10 would like for him to go.

11 COMMISSIONER JENKINS: Motion to
12 approve.

13 COMMISSIONER BELL: Second.

14 CHAIR WALLACE: Motion and a second.
15 All those in favor?

16 COMMISSION MEMBERS: Aye.

17 CHAIR WALLACE: Any oppose?

18 (No opposition indicated.)

19 CHAIR WALLACE: The motion carries.
20 Congratulations.

21 Tipton County Sheriff Office.

22 MR. DAUGHERTY: Morning, ladies and
23 gentlemen. Billy Daugherty, Chief Deputy, Tipton County
24 Sheriff's Office, appearing today on behalf of Sheriff
25 Pancho Chumley and the men and women of the Tipton

1 County Sheriff's Office. I present to you today for a
2 waiver of pre-employment requirements Mr. Christopher
3 Heath Martin.

4 Mr. Martin -- give you a little
5 background here so you can understand the circumstances
6 of his background -- and I think you-all have the notes
7 before you -- when Mr. Martin was in his formative years
8 his father was serving in the military. Then he and his
9 mother went through a divorce and that forced them to
10 move to another location.

11 Unfortunately Mr. Martin's mother became
12 addicted to drugs and abandoned Mr. Martin at a young
13 age, sending him to live with family.

14 Moving across five states and finally
15 forced into the home of his father. And the proverbial
16 evil stepmother refused to let him live in the home, so
17 sent him into State's custody.

18 Of course, he had some defiant behavior
19 during those years. Over about a three-year period
20 after becoming an adult he made some poor decisions. He
21 had a gas drive-off, DUI, and a disorderly conduct.

22 And since that time -- that was some
23 20 years ago -- Mr. Martin has gotten his life into
24 order. He's now the father of four beautiful children,
25 does service in his community and his church.

1 He started to pursue a career with the
2 sheriff's office in Tipton County about seven years ago.
3 For five years, though, we let him wait and watched him
4 to prove himself and to further ascertain his behavior.

5 And, you know, many times people stand
6 before the stove of life and say stove give me some heat
7 and I'll put some wood in you. Mr. Martin wasn't that
8 way. He cleaned the ashes out of the stove, filled it
9 full of wood, and he's prepared to present himself.

10 Two years ago we gave him the
11 opportunity to become a correctional officer. We
12 presented his case before the TCI Board of Control.
13 They conducted their investigation into his background
14 and deemed him fit for a career in law enforcement and
15 granted him a waiver. He has since been a correctional
16 officer in our jail since that time. He's had stellar
17 service and is an example to his fellow worker. And his
18 testimony is one strong that you can make mistakes in
19 your younger years and if you prove yourself over
20 time -- in his case nearly 20 years -- you can fill your
21 dream.

22 And it's for those reasons today that we
23 request that the Commission grant him a waiver to allow
24 him to attend the academy.

25 CHAIR WALLACE: Sir, do you have

1 anything you'd like to say?

2 MR. MARTIN: Just that -- you know, it
3 was childhood mistakes. I do regret the things that
4 I've done. If I could go back and change them I would.

5 Since then I've learned from my mistakes
6 and it's made me a stronger man today. I would
7 appreciate your willingness to let me attend the
8 academy.

9 CHAIR WALLACE: Do we have questions
10 from the Commission?

11 COMMISSIONER BELL: I've got a question.
12 I want to make sure that this is not a misprint. The
13 last line said he was arrested for a second offense in
14 June 18, 2001, and dismissed on November 9, 2012.

15 COMMISSIONER HANNON: That a misprint?

16 COMMISSIONER BELL: That's a misprint.

17 COMMISSIONER HANNON: I'm asking.

18 COMMISSIONER BELL: Yeah. Is that a
19 misprint?

20 MS. ROBERTS: Not according to the
21 documentation.

22 MR. UNDERWOOD: He might have been on
23 probation.

24 COMMISSIONER BELL: Okay. That's why I
25 was asking. What would be the legal reason why --

1 either it was 11 years between the --

2 MR. DAUGHERTY: Mr. Chairman?

3 MR. UNDERWOOD: That must be a misprint.

4 COMMISSIONER BELL: I think it's a
5 misprint.

6 MR. UNDERWOOD: Maybe it's November 2,
7 2002.

8 COMMISSIONER BELL: Okay. Yes. That
9 was confusing me.

10 My next question to Mr. Martin is, do
11 you still drink at all?

12 MR. MARTIN: No, sir, I haven't. I
13 haven't had a drink in almost 19 years.

14 COMMISSIONER BELL: All right. Thank
15 you.

16 MR. UNDERWOOD: That had to be a court
17 error in entry.

18 MR. MURPHY: That was the disposition
19 date?

20 MR. UNDERWOOD: Right.

21 MR. MURPHY: November 9th.

22 MR. UNDERWOOD: I think they may have
23 put in '12 instead of '2.

24 COMMISSIONER LONG: 2012?

25 MR. UNDERWOOD: Well, that's what it

1 says. I'm assuming they meant 2002.

2 COMMISSIONER BAKER: Mr. Martin, is it a
3 typo?

4 MR. MARTIN: Yes.

5 COMMISSIONER BAKER: When was your
6 second DUI dismissed.

7 MR. MARTIN: Like six months after I got
8 it. The same year.

9 COMMISSIONER BAKER: 2002?

10 MR. MARTIN: I believe that's the year.
11 Yes, ma'am.

12 COMMISSIONER JENKINS: I'm looking at
13 the file here. How many traffic tickets do you have?
14 Or citations? Or -- good gracious.

15 MR. MARTIN: Yes, sir. I had quite a
16 few of those. Unfortunately I liked to drive fast.

17 COMMISSIONER JENKINS: Were you employed
18 in March of '14 at Tipton County.

19 MR. MARTIN: No, sir.

20 COMMISSIONER JENKINS: There are several
21 of them.

22 CHAIR WALLACE: Any other questions from
23 the Commission?

24 COMMISSIONER JENKINS: What's the
25 criminal impersonation?

1 COMMISSIONER WILLIAMSON: It was
2 dropped.

3 COMMISSIONER JENKINS: What was it
4 about?

5 MR. MARTIN: It was a misunderstanding.
6 I was on the volunteer fire department. I had gumdrop
7 lights for my truck. I got pulled over for speeding and
8 they seen I had it and took it from me and charged me
9 with criminal impersonation until I got it cleared up.

10 COMMISSIONER JENKINS: What color was
11 it?

12 MR. MARTIN: Red.

13 COMMISSIONER CHERRY: You were properly
14 in possession of that as a member of the fire
15 department, right?

16 MR. MARTIN: Yes, sir.

17 COMMISSIONER BRENT: It wasn't running
18 at the time?

19 MR. MARTIN: No, sir.

20 COMMISSIONER LONG: Mr. Martin, was the
21 second DUI dismissed in relation to a plea on the first
22 one, or was it two separate instances?

23 MR. MARTIN: That, I do not -- I can't
24 answer that question.

25 COMMISSIONER LONG: Do you know why it

1 was dismissed?

2 MR. MARTIN: No, sir, I don't.

3 COMMISSIONER LONG: Did you go to court?

4 MR. MARTIN: Yes, sir.

5 COMMISSIONER LONG: Was it dismissed in
6 open court or where?

7 MR. MARTIN: No, sir. I had it bound
8 over to Circuit Court, and my understanding is that they
9 chose not to indict me on it.

10 MR. DAUGHERTY: Sheriff, if I may make a
11 comment on that. In our background investigation the
12 first offense for the DWI he registered a .03 and so he
13 had initially been charged with DUI and it was pled to a
14 DWI.

15 The second DUI offense was just a short
16 term thereafter and was bound over to the grand jury.
17 However, the officer, I believe, that made the arrest
18 with another agency was no longer at that agency for
19 some other reasons, so the DA chose not to prosecute
20 based on the circumstances of the case. And it was
21 dismissed -- or nolle -- or whatever the case may be.

22 COMMISSIONER BELL: And, again, it's
23 been how long since you've had a drink?

24 MR. MARTIN: Nineteen years.

25 COMMISSIONER BELL: I make a motion to

1 approve.

2 COMMISSIONER LEWIS: Second.

3 CHAIR WALLACE: Have a motion and a
4 second.

5 Any discussion?

6 (Pause)

7 CHAIR WALLACE: All those in favor?

8 COMMISSIONER WILLIAMSON: What was the
9 motion?

10 CHAIR WALLACE: To approve. Second to
11 approve.

12 Any discussion?

13 (Pause)

14 COMMISSIONER JENKINS: This is just what
15 we went through last time. I'm sorry. I'm sure he's a
16 fine gentleman, but that's a pretty good record to be a
17 policeman.

18 Go ahead.

19 COMMISSIONER BAKER: Well -- and I
20 agree.

21 And with the pattern of behavior in your
22 past, coupled with the traffic violations -- now, my
23 department is very large and we have the luxury of
24 turning people away. But just by your traffic record
25 you wouldn't be able to work with our police department.

1 Add to it the other stuff.

2 I think the only difference is you don't
3 have any charges of violence, and that makes a
4 difference to me.

5 Although the length of the traffic
6 violations, in addition to what's going on with your
7 prior arrests, leave me concerned. I do admit I'm right
8 on the edge.

9 Because we're always opposite -- this
10 good man.

11 MR. GRISHAM: I would like to know the
12 nature of the disorderly conduct charge.

13 MR. MARTIN: Just plain and simple, sir.
14 Just young and didn't know how to keep my mouth shut. I
15 was not even involved in the incident that occurred at
16 the location that I was at, but I kept wanting to insert
17 my two cents. I was given an opportunity multiple times
18 to be quiet, but in my youth I just couldn't keep my
19 mouth shut.

20 COMMISSIONER LEWIS: How old were you
21 then?

22 MR. MARTIN: How was I then? Right
23 around 21, 22. Somewhere around there.

24 COMMISSIONER BELL: So since 2001, I
25 guess, the last DUI that's -- that we have on record

1 here, it looks like you've had a couple reckless
2 driving, a couple seat belt violations, and a couple
3 speeding tickets.

4 MR. MARTIN: I do recall some seat belt
5 violations and some speeding tickets, but I don't recall
6 any reckless driving.

7 COMMISSIONER LEWIS: Was -- your
8 speeding tickets, were they above --

9 MR. MARTIN: 10 miles.

10 COMMISSIONER LEWIS: -- 20 miles an hour
11 or better?

12 MR. MARTIN: Yes.

13 COMMISSIONER BAKER: Reckless driving in
14 1997.

15 COMMISSIONER BELL: That was in '01.

16 COMMISSIONER JENKINS: Or he had two.

17 COMMISSIONER BAKER: Guilty.

18 COMMISSIONER CHERRY: You never had your
19 license suspended?

20 MR. MARTIN: Yes, sir. I had them
21 suspended once. Just once for unpaid citations and
22 tickets.

23 COMMISSIONER LEWIS: How old were you
24 then?

25 MR. MARTIN: I believe I lost them when

1 I was about 19 and got them back when I was in my
2 mid-20's. Halfway through.

3 COMMISSIONER CHERRY: Just a comment. I
4 think it's another example of being young and dumb.

5 It's -- again, it's pretty obvious this
6 gentleman learned his lesson. He's got some good
7 mentoring to give folks. He serves his community. The
8 Department has faith in him. They've seen him acting in
9 the jail. I think we need to defer to their judgment.

10 COMMISSIONER BAKER: Mr. Martin, given
11 your background and the story that Chief Daugherty told
12 us, I think it's a minor miracle that you came out as
13 great as you did. So I congratulate you on that
14 regardless of what the vote is today.

15 COMMISSIONER JENKINS: Chief Daugherty?

16 MR. DAUGHERTY: Yes, sir.

17 COMMISSIONER JENKINS: And I understand
18 you'd like to have this gentleman work for you. And I
19 understand he's changed his ways and is a great guy.

20 MR. DAUGHERTY: Yes, sir.

21 COMMISSIONER JENKINS: If he has a bad
22 wreck and kills somebody you don't think some lawyer's
23 going to pull this up?

24 MR. DAUGHERTY: Yes, sir. We're
25 certainly understanding they'll have the right to delve

1 into his background, which is more common these days
2 than it has been in the past. We're prepared due to the
3 fact that it's been that length of time.

4 The certified history that we have from
5 his background only shows the DWI and the speeding and a
6 property damage accident. The other events are not on
7 there. Still he would be accountable if asked a
8 question for his integrity. As we all know that's the
9 lynch pin of this career.

10 It's just that Sheriff Chumley and the
11 department feels like he is at such a point that he
12 could articulate those activities and also his behavior
13 since then that it would not be an issue.

14 If it was in the last five or ten years
15 certainly we wouldn't even be standing before you today.
16 But with the length of time that has passed and what we
17 have personally witnessed with him and the time we made
18 him wait prior to even giving him the opportunity and
19 what he has done for our agency since he's been employed
20 there just stands for us as a good cause to give him --

21 COMMISSIONER JENKINS: How long as he
22 been employed there?

23 MR. DAUGHERTY: Just shy of two years,
24 sir, in the jail.

25 COMMISSIONER HANNON: I have a question.

1 It says your last DUI was 2001 and you say you haven't
2 had a drink in 19 years, so what were you under the
3 influence of on that day?

4 MR. MARTIN: My math might be a little
5 off. The night that I was pulled over for my last DUI,
6 that's the last night that I ever had a drink.

7 COMMISSIONER HANNON: Fifteen years.

8 Okay.

9 COMMISSIONER JENKINS: I call for the
10 question, Madam Chairman.

11 CHAIR WALLACE: We have a motion and a
12 second on the floor.

13 MR. UNDERWOOD: Motion to approve?

14 CHAIR WALLACE: Motion to approve. Yes.

15 MR. GRISHAM: Just two waivers. That's
16 under \$500 on the gas drive-off and the DWI, which is a
17 misdemeanor involving alcohol. All the other ones are
18 not disqualifiers.

19 COMMISSIONER LONG: Say that again,
20 please.

21 COMMISSIONER BAKER: Not the disorderly
22 conduct?

23 MR. GRISHAM: Oh, excuse me. Yes. The
24 disorderly conduct, that's a misdemeanor involving force
25 or violence.

1 It's three waivers: DWI, which is the
2 alcohol misdemeanor; the gas drive-off, which is a
3 misdemeanor theft; and the disorderly conduct.

4 MR. UNDERWOOD: This is opposite of the
5 previous motion. So a vote of "yes" will provide a
6 waiver, and a vote of "no" will deny a waiver.

7 CHAIR WALLACE: Okay.

8 MR. UNDERWOOD: Just make sure we're
9 clear.

10 CHAIR WALLACE: We have a motion and a
11 second.

12 All those in favor?

13 COMMISSIONER WILLIAMSON: Call for a
14 roll call vote.

15 MS. BREEDEN: So "yes" is to grant it?

16 MR. UNDERWOOD: Motion is to grant the
17 waiver.

18 MS. BREEDEN: Commissioner Baker?

19 COMMISSIONER BAKER: No.

20 MS. BREEDEN: Commissioner Chrisman?

21 COMMISSIONER CHRISMAN: Yes.

22 MS. BREEDEN: Commissioner Hannon?

23 COMMISSIONER HANNON: Yes.

24 MS. BREEDEN: Commissioner Hulsey?

25 COMMISSIONER HULSEY: No.

1 MS. BREEDEN: Commissioner Jenkins?

2 COMMISSIONER JENKINS: No.

3 MS. BREEDEN: Commissioner Lewis?

4 COMMISSIONER LEWIS: Yes.

5 MS. BREEDEN: Commissioner Long?

6 COMMISSIONER LONG: Yes.

7 MS. BREEDEN: Commissioner Wallace?

8 CHAIR WALLACE: Yes.

9 MS. BREEDEN: Commissioner Williamson?

10 COMMISSIONER WILLIAMSON: Yes.

11 MS. BREEDEN: Commissioner Wilson?

12 COMMISSIONER WILSON: Yes.

13 MS. BREEDEN: Senator Mike Bell?

14 COMMISSIONER BELL: Yes.

15 MS. BREEDEN: General Brent Cherry?

16 COMMISSIONER CHERRY: Yes.

17 MS. BREEDEN: Eight yeses.

18 CHAIR WALLACE: Okay. Motion carries.

19 MR. DAUGHERTY: Madam Chair, ladies and
20 gentlemen, thank you for your time. We appreciate the
21 waiver.

22 Thank you.

23 MR. MARTIN: Thank you.

24 CHAIR WALLACE: We're going to go back
25 now to waivers of basic training.

1 Franklin County Sheriff Office requests
2 for Bradley R. Wilson -- hired March 29, 2016 -- be
3 allowed to attend the September 25th Transition School.

4 Officer Wilson completed Mississippi Law
5 Enforcement Training September 9, 2010, with 400 hours.
6 He was employed by Tupelo Mississippi Police Department
7 from November 2013 to March 2016.

8 If approved, he will need to complete
9 ten hours of EVOC training at TLETA and child sexual
10 abuse and mental illness training.

11 And he will also need a six-month
12 waiver.

13 Introduce yourself, please.

14 MR. WILSON: Brad Wilson.

15 MR. GUESS: Chris Guess, sheriff's
16 office.

17 MR. FULLER: Tim Fuller, Sheriff.

18 CHAIR WALLACE: Okay. Commission have
19 any questions?

20 COMMISSIONER JENKINS: Motion to
21 approve.

22 COMMISSIONER LEWIS: Second.

23 CHAIR WALLACE: Motion and a second.

24 Any discussion?

25 (Pause)

1 CHAIR WALLACE: All those in favor?

2 COMMISSION MEMBERS: Aye.

3 CHAIR WALLACE: Any oppose?

4 (No opposition indicated.)

5 CHAIR WALLACE: Thank you.

6 Fairfield Glade Community Club requests
7 Officer Stephen L. Johnson -- hired May 9, 2016 -- be
8 allowed to attend the September 25th Transition School.

9 Officer Johnson graduated Gulf Coast
10 Community College with 815 hours in law enforcement
11 standards on January 26th, 2004.

12 He was employed by Springfield Florida
13 Police Department February 2006 to December 2008 and the
14 Panama City Police Department from December 2008 to
15 April 2016.

16 Please introduce yourself.

17 MR. LAXTON: Lieutenant Charles Laxton,
18 Fairfield Public Safety.

19 MR. JOHNSON: Stephen Johnson.

20 MR. GRISHAM: Commissioners, let me
21 answer your questions before you have them.

22 Fairfield Glade has a special statute.
23 They have their own agency, and they -- if they meet
24 pre-employment standards and training to the P.O.S.T.
25 standards the county sheriff can provide their

1 permission for that.

2 We have asked if they are not prior
3 certified in the past that they attend another academy
4 besides this one because they are a private entity and
5 we just don't have the room.

6 However, we're the only provider of the
7 Transition School product, so we're going to have to
8 entertain them. You haven't approved anybody else to do
9 a Transition School. So we're going to have to
10 entertain his transfer to Tennessee, if you approve.

11 COMMISSIONER JENKINS: I'd like to say
12 this before we start. The little short guy I know
13 personally.

14 MR. LAXTON: You got a shot in before I
15 did. I was just going to say I was proud to be here
16 before the Honorable Carl Jenkins.

17 COMMISSIONER JENKINS: And I'd like to
18 abstain from this vote.

19 COMMISSIONER LEWIS: That really hurts
20 you right there.

21 (Laughter)

22 COMMISSIONER LEWIS: Motion to approve.

23 COMMISSIONER BELL: Second.

24 CHAIR WALLACE: We have a motion and a
25 second.

1 Any discussion?

2 COMMISSIONER BAKER: Brian, is this
3 going to be opening a door that's going to be worrisome
4 to your academy?

5 MR. GRISHAM: No. I mean, we're
6 overcrowded as it is, but we're willing to do it.

7 COMMISSIONER BAKER: Okay.

8 MR. GRISHAM: I'll let you know when we
9 can't handle it.

10 We planned three last year, and we
11 didn't need to. So --

12 CHAIR WALLACE: Okay. Motion and a
13 second.

14 Any other discussion?

15 (Pause)

16 CHAIR WALLACE: All those in favor?

17 COMMISSION MEMBERS: Aye.

18 CHAIR WALLACE: Any oppose?

19 (No opposition indicated.)

20 CHAIR WALLACE: Motion carries.

21 Congratulations.

22 Gordonsville Police Department requests
23 David W. Petty -- hired August 7, 2015 -- be allowed to
24 attend the September 25th Transition School.

25 Officer Petty graduated Walters State

1 June 2013 and has not been employed in law enforcement
2 until Gordonsville hired him.

3 He will also need a six-month waiver.

4 Please introduce yourself.

5 MR. HARRIS: Wayne Harris, Chief of
6 Gordonsville.

7 MR. PETTY: David Petty.

8 CHAIR WALLACE: Any questions from the
9 Commission?

10 (Pause)

11 CHAIR WALLACE: Do I have a motion?

12 COMMISSIONER BAKER: Motion to approve.

13 COMMISSIONER WILSON: Second.

14 MR. HARRIS: He did -- when he was hired
15 we did send him to a 40-hour in-service two weeks after
16 he was hired. If that makes a difference.

17 CHAIR WALLACE: And is that motion going
18 to be for a six-month waiver as well?

19 COMMISSIONER BAKER: Yes.

20 When was he hired?

21 MR. HARRIS: August 7th of 2015.

22 COMMISSIONER BAKER: August. I'm sorry.

23 MR. MURPHY: Attended Walters State?

24 MR. PETTY: Yes.

25 MR. MURPHY: Haven't been employed since

1 you completed the academy?

2 MR. PETTY: No, sir. Gordonsville was
3 the first place.

4 COMMISSIONER BAKER: That's past two
5 years, which is a real big bummer. I know.

6 My motion stands.

7 MR. UNDERWOOD: So the motion is to
8 approve the six-month and to grant the waiver to
9 Transition School?

10 COMMISSIONER BAKER: Oh. He's to be
11 allowed to attend the Transition School and the
12 six-month waiver.

13 MR. UNDERWOOD: That's the correct
14 motion.

15 CHAIR WALLACE: Jeff, you seconded that;
16 right?

17 COMMISSIONER LEWIS: Yes.

18 CHAIR WALLACE: All those in favor?

19 COMMISSIONER MEMBERS: Aye.

20 CHAIR WALLACE: Any oppose?

21 (No opposition indicated.)

22 CHAIR WALLACE: Motion carries.

23 Congratulations.

24 MR. PETTY: Thank you.

25 COMMISSIONER BAKER: Good luck.

1 CHAIR WALLACE: Greenville Police
2 Department requests David H. Rollins -- hired May 29,
3 2016 -- be allowed to attend the September 25th
4 Transition School.

5 Officer Rollins graduated Walters State
6 March 19, 2010, and has been a reserve with Greenville
7 since June 2011 and has completed 40 hours of in-service
8 every year since.

9 COMMISSIONER LEWIS: Do we have the
10 records to show that he went to in-service? Did they
11 submit that? Just a question.

12 MS. BREEDEN: No.

13 COMMISSIONER LEWIS: They didn't. Okay.

14 COMMISSIONER BAKER: You don't?

15 MR. UNDERWOOD: They're just making the
16 comment that they do in-service.

17 COMMISSIONER LEWIS: Motion to approve.

18 CHAIR WALLACE: We have a motion to
19 approve.

20 Do I have a second?

21 COMMISSIONER BELL: Second.

22 CHAIR WALLACE: All right. Any
23 discussion?

24 COMMISSIONER HANNON: I'll Abstain.

25 CHAIR WALLACE: Okay. We have one

1 abstention.

2 All those in favor?

3 COMMISSION MEMBERS: Aye.

4 CHAIR WALLACE: Any oppose?

5 (No opposition indicated.)

6 CHAIR WALLACE: Motion carries.

7 Jackson Police Department requests

8 Nathaniel E. Bechtol -- hired June 20, 2016 -- be

9 allowed to attend the September 25th Transition School.

10 Officer Bechtol graduated Western

11 Piedmont Community College, North Carolina, basic law

12 enforcement with 666 hours December 2013. He was

13 employed with Hickory North Carolina Police Department

14 from January 2014 to May 2016.

15 Please introduce yourself.

16 MR. SILER: Mike Siler, Captain with

17 Jackson Police Department.

18 MR. BECHTOL: Nathaniel Bechtol.

19 CHAIR WALLACE: Any questions?

20 COMMISSIONER BAKER: Motion to approve.

21 COMMISSIONER JENKINS: Second.

22 CHAIR WALLACE: Motion and a second.

23 Any discussion?

24 (Pause)

25 CHAIR WALLACE: All those in favor?

1 COMMISSION MEMBERS: Aye.

2 CHAIR WALLACE: Any oppose?

3 (No opposition indicated.)

4 CHAIR WALLACE: Motion carries.

5 Lawrence County Sheriff Office requests

6 Christian E. d'Ablaing -- hired June 11, 2016 -- be

7 allowed to attend the September 25th Transition School.

8 Mr. d'Ablaing has a Class A license from

9 Missouri Department of Public Safety.

10 We have asked for clarification of

11 training to determine whether he will need other

12 required training prior to Transition class.

13 If you would, please introduce yourself.

14 MR. CROUCH: Tony Crouch, Chief Deputy.

15 MR. d'ABLAING: Christian d'Ablaing,

16 Deputy.

17 MR. GRISHAM: Mr. Murphy, have you

18 reviewed that curriculum?

19 MR. MURPHY: Yes, sir, I have. He has

20 been on mandatory requirements at that time.

21 COMMISSIONER LEWIS: Motion to approve.

22 COMMISSIONER WILSON: Second.

23 CHAIR WALLACE: All those in favor?

24 COMMISSION MEMBERS: Aye.

25 CHAIR WALLACE: Any oppose?

1 (No opposition indicated.)

2 CHAIR WALLACE: Motion carries.

3 MR. D'ABLAING: Thank you very much.

4 CHAIR WALLACE: Madison County Sheriff
5 Office requests Ronald W. Try -- hired July 1, 2016 --
6 be allowed to attend the September 25th Transition
7 School.

8 Mr. Try graduated from St. Petersburg
9 Junior College, Florida, with 720 hours June 1, 1990. He
10 was employed with St. Petersburg Florida Police from
11 December 1989 to June 2016.

12 Please introduce yourself.

13 MR. BRADLEY: Joe Bradley, Training
14 Director with Madison County Sheriff's Office.

15 MR. TRY: Ronald Try.

16 CHAIR WALLACE: Any questions from the
17 Commission?

18 COMMISSIONER BAKER: Motion to approve.

19 COMMISSIONER BELL: Second.

20 CHAIR WALLACE: All those in favor?

21 COMMISSION MEMBERS: Aye.

22 CHAIR WALLACE: Any oppose?

23 (No opposition indicated.)

24 CHAIR WALLACE: Motion carries.

25 Congratulations.

1 MR. TRY: Thank you.

2 CHAIR WALLACE: Red Bank Police
3 Department requests that Brandon G. Septor -- hired
4 May 11, 2016 -- be allowed to attend the September 25th
5 Transition School.

6 He graduated from Palm Beach State
7 College, Criminal Justice Institute in Florida on
8 February 23, 2015, with 822 hours. He was employed by
9 Tequesta Florida Police Department as a reserve officer
10 for over one year.

11 The department is also asking that
12 Officer Septor be allowed to ride solo after completing
13 the department's FTO course prior to Transition.

14 Please introduce yourself.

15 MR. SEYMOUR: Sergeant Dan Seymour.

16 MR. SEPTOR: Officer Brandon Septor.

17 CHAIR WALLACE: Any questions from the
18 Commission?

19 COMMISSIONER JENKINS: Did you have
20 in-service last year?

21 MR. SEPTOR: Not here at this
22 department.

23 COMMISSIONER JENKINS: Did you have it
24 in Florida?

25 MR. SEPTOR: Negative. I had enough

1 hours from the academy to not have in-service --

2 COMMISSIONER JENKINS: So you didn't
3 have to attend.

4 I understand.

5 MR. GRISHAM: Were you certified there?

6 MR. SEPTOR: Yes. Fully certified.

7 MR. GRISHAM: Did you ever work as a
8 full-time officer?

9 MR. SEPTOR: Negative. I was completing
10 about 20 to 30 hours a week, though.

11 MR. GRISHAM: More than 20 hours a week?

12 MR. SEPTOR: Yes, as a reserve.

13 MR. SEYMOUR: I called and talked to the
14 chief of police down there. When we went to the academy
15 he was currently almost finishing up his field training
16 program in Florida. They said he put in a lot of hours,
17 like full-time hours -- you know, what we consider
18 here -- around 30 or so, give or take.

19 And matter of fact, they were moving him
20 to Chattanooga. About that time they were moving here
21 the chief down there was offering him a full-time job.
22 So they were very impressed. He was one of -- well, one
23 of four out of 100 applicants. They chose some veterans
24 to go through the police academy.

25 The citizens of that community donated

1 money, so they had 100 applicants from veterans. They
2 selected four. He was one of the four to go to the
3 academy. The chief was very impressed by him, and so
4 much so that they were going to hire him.

5 But he was working -- wasn't like a
6 standard reserve officer, I guess, working eight or
7 sixteen hours a month. He was actually in there working
8 a lot to get through his field training program and all
9 the training they had for him during that time.

10 COMMISSIONER JENKINS: As you know, we
11 don't certify full-time officers as reservists.

12 Do they do that?

13 MR. SEYMOUR: No. He's going to be --
14 we hired him as a full-time officer.

15 COMMISSIONER JENKINS: I know, but he's
16 never been a full-time.

17 MR. SEPTOR: In Florida you have to be
18 fully certified to be a reserve officer.

19 COMMISSIONER JENKINS: You have the
20 paperwork on all that?

21 MR. MURPHY: All we have his is academy
22 certificate.

23 MR. GRISHAM: Did you work alone?

24 MR. SEPTOR: No. I was still an FTO.

25 Which you have to do a full FTO program,

1 too.

2 MR. GRISHAM: There's nothing wrong with
3 Transition School. All I'm asking these questions for
4 is whether we're going to allow you to ride alone.

5 COMMISSIONER HULSEY: There's two issues
6 here. Are we going to vote on those separately?

7 MR. UNDERWOOD: Word the motion however
8 you-all decide.

9 COMMISSIONER JENKINS: We can make a
10 motion to approve one and deny one -- or whatever we
11 want to do.

12 COMMISSIONER LEWIS: How big is your
13 department?

14 MR. SEYMOUR: We have 24 certified
15 full-time officers. Right now we're down three
16 officers -- well, minus him because he's FTO.

17 The chief wanted to request it in case
18 the chief felt comfortable with him going on the road
19 before Transition. He wanted to have the option to put
20 him on the road, if needed.

21 COMMISSIONER LEWIS: When is the next
22 Transition?

23 COMMISSIONER BAKER: September 25th.

24 COMMISSIONER JENKINS: We do have his
25 P.O.S.T. certificate here.

1 MR. UNDERWOOD: From Florida?

2 CHAIR WALLACE: How much time have you
3 actually been in a car -- been on the road?

4 MR. SEPTOR: So the FTO program in
5 Florida was around 13 weeks. I was in week 11 of it.
6 But it was spread over a six-month period because I was
7 a reserve.

8 Here I've been in the car for -- going
9 on --

10 MR. SEYMOUR: -- nine, ten weeks.

11 CHAIR WALLACE: But you've never been in
12 the car by yourself out on the road?

13 MR. SEPTOR: No.

14 COMMISSIONER LEWIS: It's not that far
15 until September. We have denied two counties in the
16 last couple of meetings. We've denied them of allowing
17 an officer to ride by themselves.

18 I make the motion to approve the
19 Transition School and deny the ride by yourself until --
20 it's not -- like I said, it's not that far until
21 September.

22 COMMISSIONER CHRISMAN: Second.

23 MR. UNDERWOOD: And I'm going to request
24 we do two separate motions, two separate votes.

25 COMMISSIONER LEWIS: Okay. I'll make

1 the motion to allow him to go to Transition School.

2 MR. UNDERWOOD: Okay. And we had a
3 second?

4 COMMISSIONER CHRISMAN: Second.

5 CHAIR WALLACE: Okay. Motion and a
6 second to attend Transition School.

7 Any discussion on that?

8 (Pause)

9 CHAIR WALLACE: All those in favor?

10 COMMISSION MEMBERS: Aye.

11 CHAIR WALLACE: Any oppose?

12 (No opposition indicated.)

13 CHAIR WALLACE: Motion carries.

14 COMMISSIONER LEWIS: Make the motion to
15 deny -- and let him stay with an FTO until September.

16 COMMISSIONER CHRISMAN: Second.

17 CHAIR WALLACE: Any discussion on that
18 one?

19 MR. UNDERWOOD: You may want to explain
20 why.

21 MR. SEPTOR: I understand.

22 COMMISSIONER LEWIS: It's the liability
23 factor. Like I say, we've had a sheriff in here last
24 month whose population had doubled -- probably tripled
25 since May -- and we denied him the same right, knowing

1 that he needs the deputies. But the liability is just
2 so great.

3 COMMISSIONER CHRISMAN: And as
4 Commissioner Lewis said, September is not far away.

5 MR. SEYMOUR: And we were here a couple
6 years ago with another officer, but that officer had
7 like five years solo experience and all of that.

8 That's understandable. He's not been
9 out in the car, so I don't --

10 MR. GRISHAM: That's why I was asking
11 those questions. They want -- they'll do it for a prior
12 veteran officer certified in another state.

13 MR. SEYMOUR: Sure.

14 CHAIR WALLACE: All right. We have a
15 motion and a second.

16 Any discussion?

17 (Pause)

18 CHAIR WALLACE: All those in favor?

19 COMMISSION MEMBERS: Aye.

20 CHAIR WALLACE: Any oppose?

21 (No opposition indicated.)

22 CHAIR WALLACE: Okay. You have been
23 approved for Transition School, but you cannot ride
24 alone.

25 Congratulations.

1 CHAIR WALLACE: We're going to go over
2 to --

3 COMMISSIONER JENKINS: My motion is we
4 skip the new business so that we can get these people
5 back out of here. We can finish our agenda later.

6 COMMISSIONER BAKER: Yes.

7 Second.

8 CHAIR WALLACE: All right. Have a
9 motion and a second on that.

10 All those in favor?

11 COMMISSION MEMBERS: Aye.

12 CHAIR WALLACE: New business, we have a
13 proposal to change the date of the November 18th, 2016,
14 P.O.S.T. Commission meeting.

15 What do we want to change it to, Brian?

16 MR. GRISHAM: The next week is the --
17 that's Thanksgiving.

18 MR. WILDER: And then the 11th -- the
19 Friday before is Veteran's Day.

20 MR. GRISHAM: And I'm thinking
21 November 10th. Thursday, November 10th.

22 CHAIR WALLACE: Okay.

23 MR. GRISHAM: Problem is our involvement
24 with the Training Officers Association. We're all
25 there.

1 COMMISSIONER LONG: What's the date?

2 MR. GRISHAM: On the 10th.

3 Wednesday before Thanksgiving? Anybody?

4 COMMISSIONER BELL: You mean like the
5 day before Thanksgiving?

6 MR. GRISHAM: Yes.

7 MS. BREEDEN: Could we do it the 1st of
8 December and combine the two meetings?

9 MR. GRISHAM: We've got to move up the
10 December date anyway, so let's do the 1st of December.

11 MR. UNDERWOOD: You'll have -- the
12 November/December will be one meeting instead of two
13 separate meetings for the month.

14 COMMISSIONER LEWIS: December 2nd?

15 MR. GRISHAM: Let's move it later then.
16 Friday, December 9th?

17 COMMISSIONER JENKINS: Check your
18 calendar.

19 CHAIR WALLACE: I mean, the 9th or the
20 2nd.

21 COMMISSIONER LONG: I can't do the 2nd.

22 MR. GRISHAM: Friday, December 9th.
23 Combine the November and December meeting.

24 And I assume probably the informal
25 subcommittee on the 8th.

1 COMMISSIONER BELL: You-all will e-mail
2 us notices about that?

3 MR. UNDERWOOD: We'll re-publicize it
4 and send e-mails.

5 CHAIR WALLACE: Do we have a motion on
6 that, to have the meeting on December 9th?

7 COMMISSIONER LEWIS: So moved.

8 COMMISSIONER CHRISMAN: Second.

9 CHAIR WALLACE: All those in favor?

10 COMMISSION MEMBERS: Aye.

11 MR. UNDERWOOD: October and September?

12 MR. GRISHAM: There was a potential
13 change, but --

14 COMMISSIONER WILLIAMSON: When is the
15 next one?

16 MR. GRISHAM: August is the 19th.

17 COMMISSIONER LEWIS: September 16th.

18 MR. GRISHAM: While you're in your
19 calendars, Friday, September 30th, is our 50th
20 anniversary. I'd like the commissioners to be there
21 Friday, September 30th, at the War Memorial Auditorium.

22 COMMISSIONER LEWIS: What time is that?

23 MR. GRISHAM: That will be at 11:00,
24 probably about two hours. We'll have a reception out
25 here first, if you want to come.

1 COMMISSIONER BELL: So we'll still have
2 our P.O.S.T. Commission meeting on the 16th and then
3 just come back on the 30th?

4 MR. GRISHAM: Yes.

5 MR. UNDERWOOD: Or meet at the War
6 Memorial there. Either way.

7 COMMISSIONER BELL: So we'll have two --
8 the second one is not a meeting.

9 MR. GRISHAM: That's just a ceremony.

10 MR. UNDERWOOD: A ceremony for the 50th
11 anniversary of the police academy.

12 MR. GRISHAM: Technically the 50th
13 anniversary of the P.O.S.T. Commission, too, because the
14 first iteration of that was the Police Training
15 Institute. And it's been through three phases. It was
16 law enforcement, planning agency, and then it was
17 P.O.S.T. Commission.

18 COMMISSIONER LEWIS: You want us to meet
19 here first?

20 MR. GRISHAM: If you want to see the
21 display here.

22 But, no. Just at the -- the ceremony is
23 all I'm asking you to do.

24 COMMISSIONER LEWIS: What time does that
25 start here?

1 MR. GRISHAM: Probably 8:00.

2 COMMISSIONER BELL: And the War Memorial
3 will be at 11:00?

4 MR. GRISHAM: Yes.

5 And then Friday, October 21st, there's
6 not a conflict. So we're good to go for the rest of the
7 year.

8 MR. UNDERWOOD: October 21st.

9 CHAIR WALLACE: So --

10 COMMISSIONER JENKINS: We'll get e-mails
11 with all the dates?

12 MR. GRISHAM: Yes.

13 CHAIR WALLACE: All right. Crump Police
14 Department appearing after notification from P.O.S.T.
15 that the department has completed and submitted approved
16 training for 2015, which keeps the department in
17 compliance.

18 However, the department submitted a
19 request for salary supplement for 2015 for Christopher
20 Dale Murphy in error and five months late.

21 Please state your name.

22 MR. PLUNK: Jeff Plunk, Crump Police
23 Department, chief.

24 MR. KELLEY: Tim Kelley, soon to be
25 training officer.

1 CHAIR WALLACE: You want to tell us what
2 happened there?

3 MR. PLUNK: There were some date mix-ups
4 on it. You-all had his -- his -- the date he quit
5 you-all had it down as 6/11 of '14, and it was 11/6 of
6 '14.

7 MR. GRISHAM: And we didn't pay him
8 because he hadn't worked eight months?

9 MR. PLUNK: Yes, sir.

10 COMMISSIONER JENKINS: That's for '14?

11 MR. PLUNK: '14.

12 COMMISSIONER JENKINS: So we didn't pay
13 him in '15, is what you're saying.

14 MR. PLUNK: No. You-all had his quit
15 date down as 6/11 of '14, and he quit 11/6 of '14.

16 COMMISSIONER JENKINS: My question is,
17 are you talking about '15's budget instead of '14's --
18 or I mean --

19 MR. PLUNK: Right.

20 COMMISSIONER JENKINS: -- you're talking
21 about '14's budget instead of '15's?

22 MR. PLUNK: No, '15. He was rehired
23 first 12 of '15.

24 COMMISSIONER LEWIS: So he quit and come
25 back?

1 MR. PLUNK: Uh-huh. He quit for about a
2 month and then he come back -- or not hardly a month.

3 MS. BREEDEN: Shows he -- he put in the
4 system a rehire date November 12th of 2015.

5 MR. PLUNK: Rehire was first 12 of '15.

6 MS. BREEDEN: I'm just going by what you
7 put in the system.

8 MR. PLUNK: 1/12. This is you-all's
9 records here (indicating).

10 1/12 of '15. Well, you've got 1/12/15
11 as separation. He was rehired that date.

12 MS. BREEDEN: Well --

13 MR. PLUNK: And you've got 6/11/14 --

14 MS. BREEDEN: The change of status they
15 put in the system was separated June 11th of '14. Then
16 they turned around and put another change of status when
17 he separated January 12 of '15. And then they did a
18 rehire in the system for November 12 of '15, separating
19 May 19th of 2016.

20 MR. MURPHY: The date we had that was
21 submitted through the portal was 1/12 of '15, and no
22 other paperwork came into us showing that he was
23 employed there.

24 MR. PLUNK: Okay. Mr. Murphy, that's
25 when I called you and told you I was involved in another

1 employee and forgot to send you the change of status.
2 And you told me to go ahead and send it. So I sent it.

3 But it was the first of 12, was when he
4 was rehired. And I think it was several months later
5 that I caught it and called you about it.

6 MR. MURPHY: I do have a document that
7 they sent us that his start date was November 13, 2013;
8 separated from the department November 6, 2014; was
9 rehired by Mayor Spence on January 12, 2015.

10 MR. PLUNK: That's it.

11 MS. BREEDEN: Brian, in November of '15
12 I was out of pocket for a couple months. Ms. Morgan is
13 the one that made the entry from the import that the
14 department made. So I'm not sure if documentation even
15 got in.

16 Do you see the supporting documents down
17 in the document section? Because I was out.

18 MR. GRISHAM: I don't have --

19 MS. BREEDEN: We don't even have
20 documentation that they rehired him is what I'm trying
21 to gather.

22 MR. GRISHAM: There was no change of
23 status form, no application for re-certification --

24 MS. BREEDEN: Right. When he was
25 rehired in November I still have not received anything

1 showing his complete packet -- medical, psych, and such
2 anyway.

3 MR. MURPHY: The only thing we have that
4 was sent into us -- and no other additional paperwork --
5 was this (indicating). And it's marked "rehire."
6 There's nothing else.

7 MR. PLUNK: Okay. Well --

8 MR. MURPHY: The next thing we show that
9 he was employed with you was November 13th of 2013.

10 MR. PLUNK: Okay. You didn't get the
11 change of status on the first 12 of '15?

12 MR. MURPHY: 1/12 of '15 says rehire.

13 MR. PLUNK: Uh-huh.

14 MR. MURPHY: But you didn't submit the
15 supporting documents that goes with that.

16 MR. PLUNK: I may not have because I was
17 involved with that other employee. That's what I called
18 you about.

19 COMMISSIONER JENKINS: Is this your GDI
20 with you?

21 MR. KELLEY: I will be.

22 COMMISSIONER JENKINS: You will be? Who
23 was?

24 MR. PLUNK: Me.

25 COMMISSIONER JENKINS: You took a lot

1 on, Chief.

2 MR. MURPHY: Chief, did you bring any
3 documentation with you today?

4 MR. PLUNK: I've got his file here
5 (indicating). And it's the stuff that we were sending
6 back and forth to you.

7 And where he went through in-service,
8 I've got that.

9 MR. MURPHY: Medical and the
10 psychological?

11 MR. PLUNK: I've got it in his file.
12 Yes.

13 MR. MURPHY: Why did you wait so late to
14 contact us?

15 MR. PLUNK: I just caught it. I just
16 caught it. One of the officers come up wanting to know
17 why he didn't get his in-service and we got to checking
18 on it and that's when we found it.

19 COMMISSIONER WILLIAMSON: How many
20 officers you've got, Chief?

21 MR. PLUNK: Four.

22 MR. MURPHY: You got the instructions
23 how to fill it out, and it clearly states all issues
24 have to be cleared by May 15, 2016.

25 MR. PLUNK: Okay. Yes, I got it.

1 COMMISSIONER JENKINS: Chief, what are
2 you asking for today?

3 MR. PLUNK: Well, just that -- his
4 in-service. That's -- money.

5 COMMISSIONER JENKINS: We're in a new
6 year. That year is gone.

7 MS. BREEDEN: We still don't have
8 paperwork.

9 COMMISSIONER JENKINS: What? You have
10 the paperwork?

11 MS. BREEDEN: No. We still don't have
12 paperwork.

13 COMMISSIONER JENKINS: And we're in a
14 different year. I don't see how we can pay salary
15 supplement.

16 I mean, I don't know the state rules
17 here. But I know they turned the money back in.

18 CHAIR WALLACE: Do you have some payroll
19 records to show when he was there and --

20 MR. PLUNK: Yes, ma'am. Supposed to
21 have sent a copy of that to Mr. Murphy.

22 MR. MURPHY: I have that, that he was
23 employed the entire year.

24 I also have in-service that he went to
25 in November, but I had no way of knowing whether or not

1 he was full time or reserve -- part time. So I'm the
2 one that marked him ineligible because we didn't have
3 the documentation to go with it.

4 MR. GRISHAM: 1/12/15 separation date.

5 MS. BREEDEN: It was put into the ACADIS
6 portal by the department. And it was imported in by
7 Ms. McNeil. And the other one was imported in by
8 Ms. Morgan on December -- of rehire.

9 But no documentation was forwarded.
10 That's when we called him.

11 MR. GRISHAM: That's done by the
12 spreadsheet download?

13 MS. BREEDEN: Yes, sir.

14 MR. GRISHAM: Which is provided by the
15 department?

16 MS. BREEDEN: Yes, sir.

17 COMMISSIONER LEWIS: We've already
18 finished our 2015/'16 budget year. That money has been
19 turned back in; is that correct?

20 MR. GRISHAM: Yes.

21 COMMISSIONER LEWIS: So if we paid that
22 it would come out of this year's budget?

23 MR. UNDERWOOD: If there was an error.
24 We normally would pay it if we felt we were in error.
25 Our mistake.

1 COMMISSIONER LEWIS: But it's not our
2 error. It's the department's error. Correct?

3 MR. UNDERWOOD: That's the determination
4 that we're here to -- the determination you're here to
5 make.

6 COMMISSIONER LEWIS: It was entered into
7 portal by Crump Police Department; is that correct?

8 MR. MURPHY: Yes. That he separated in
9 January 12 of 2015.

10 The chief is saying that was in error.
11 That's not -- that was the hire date instead of a
12 separation date.

13 COMMISSIONER LEWIS: But it shows on
14 their records that it's separation.

15 MR. MURPHY: I don't know what they
16 have.

17 MR. PLUNK: What's that?

18 COMMISSIONER LEWIS: When you entered
19 this date in did you show him as separated or hired?

20 MR. PLUNK: No. It was a rehire date.

21 MS. ROBERTS: I think regardless of
22 whether it was a separation or a rehire there's no
23 documentation.

24 COMMISSIONER LEWIS: That this existed.

25 MS. ROBERTS: There's no psych, no

1 medical, no birth certificate, no high school diploma,
2 no application -- nothing that shows he's even -- you
3 look in the system and he's not --

4 COMMISSIONER LEWIS: He's not in there.

5 MS. ROBERTS: No.

6 MR. MURPHY: The last thing we have in
7 there for 2013 -- that's just his paper file that we
8 have.

9 MS. BREEDEN: He's got to have a new --

10 MS. ROBERTS: -- everything.

11 MR. GRISHAM: What was the date?

12 MS. BREEDEN: November of '13.

13 MR. MURPHY: Through 1/12 of '15?

14 MS. BREEDEN: Separated January 11th of
15 '14.

16 And if he started back in January of '15
17 or November '15 that's over six months and a new medical
18 and psych.

19 COMMISSIONER JENKINS: Is that right,
20 Chief, he was gone about two years?

21 MR. PLUNK: No. When he quit he wasn't
22 gone but about a month. The dates had got messed up on
23 it somehow.

24 COMMISSIONER LEWIS: He says he left in
25 November and came back in January.

1 COMMISSIONER JENKINS: The records we
2 got says he left in January of '13 and didn't come back
3 until '15.

4 COMMISSIONER LEWIS: And there's no
5 records to show that he come back.

6 MS. ROBERTS: No.

7 MR. MURPHY: I don't believe this issue
8 is on P.O.S.T. I think that's totally on the City. I
9 hate that the officer didn't get his supplement pay, but
10 that's not on P.O.S.T. That's on the City.

11 COMMISSIONER LEWIS: No.

12 COMMISSIONER CHRISMAN: And in the
13 report that's included in our materials, Mr. Murphy,
14 after you investigated this and looked at all the
15 records what you recommended is that we do not approve
16 the salary supplement for Officer Murphy and that it's
17 not the P.O.S.T. Commission's error.

18 And you are also recommending that the
19 Crump Police Department be placed on probation for a
20 period of not more or less than two years and that the
21 police chief and mayor receive a letter of reprimand
22 from the P.O.S.T. Commission concerning this matter. Is
23 that correct?

24 MR. MURPHY: Yes, sir. That's correct.

25 It's important to us to have this

1 documentation in. It's required by our P.O.S.T. rules.
2 The first day of their employment -- Chapter 5, first
3 section, it has to be by the first day of employment.

4 They're clearly out of compliance.

5 COMMISSIONER CHRISMAN: Mr. Grisham and
6 Mr. Murphy, is there any error on the part of the
7 Commission that exacerbates that problem or that has
8 contributed to that problem?

9 MR. MURPHY: Not that I'm aware of.

10 MR. GRISHAM: Not that I'm aware of.

11 I mean, the other supporting
12 documents -- I mean, my goal is to once they're in the
13 system is to have that travel around with them.

14 But with that break in service we still
15 need a new physical and psychological. And that was not
16 provided.

17 All we got from them was two spreadsheet
18 imports that were downloaded. They were trying to get
19 their roll correct.

20 COMMISSIONER CHRISMAN: This was a
21 salary supplement spreadsheet?

22 MR. GRISHAM: No. This is for our
23 purposes of making sure which officers are actually
24 working. They submit it on an Excel spreadsheet and we
25 import it. That's the last thing we did.

1 But if there's no supporting
2 documentation, we just take their spreadsheet for what
3 they're providing us.

4 There is that one change of status form,
5 but it should have been accompanied by the new material.

6 MS. BREEDEN: We received a change of
7 status resigning him November 6th of 2014 signed by
8 Chief J.L. Plunk on June 8th, 2016.

9 MR. GRISHAM: That's in the paper file?

10 MS. BREEDEN: Yes. That was put in
11 here.

12 COMMISSIONER LEWIS: What was the date
13 that you --

14 MS. BREEDEN: And that -- I'm sorry.

15 MR. GRISHAM: So, no, there's not -- I
16 don't see something that exacerbated it.

17 COMMISSIONER CHRISMAN: And the next
18 correspondence, Ms. Breedon, is when? After that 2014
19 date the next thing you get from the police department
20 is when?

21 MS. BREEDEN: The only thing that was
22 put in the system was a separation January 12th of '15,
23 and then a rehire November 12th of '15.

24 But no supporting documents to back that
25 entry up.

1 COMMISSIONER JENKINS: Is Mr. Murphy
2 working now?

3 MR. PLUNK: No.

4 COMMISSIONER JENKINS: He's not there
5 anymore?

6 MR. PLUNK: No. We give his pay -- no.
7 We give his -- we give him his money
8 that you-all said he didn't get. So the other officer
9 didn't get his money.

10 COMMISSIONER JENKINS: The other
11 officer?

12 MR. PLUNK: Yes, Tex -- or Kenneth
13 Thompson. So the City's went ahead and paid him that
14 money, and the Mayor wanted me to come up here and see
15 if I could get this straightened out.

16 They just sent enough money for two
17 officers that went through in-service. At that time I
18 had three.

19 MR. MURPHY: You and Officer Kenneth
20 Thompson?

21 MR. PLUNK: Yes.

22 MR. MURPHY: Christopher Dale Murphy has
23 already resigned and left your department and is working
24 somewhere else?

25 MR. PLUNK: Now? Yes.

1 COMMISSIONER LEWIS: Do we have a change
2 of status that he left?

3 MS. BREEDEN: They did put in the system
4 May 19th of 2016 separated by Mr. Kelley.

5 MR. KELLEY: I put in a change of
6 status.

7 COMMISSIONER LEWIS: So we're getting
8 back onboard here.

9 MR. PLUNK: Yes. I've got help now.

10 MR. MURPHY: I'm familiar with
11 Officer Kelley. He's familiar with the portal system.
12 I think that's a plus for Crump Police Department.

13 We have to have the documentation in,
14 and we have to -- try to get the program up and running
15 where it's efficient and effective.

16 But we have to have their help and
17 support in sending the supporting documentation in.

18 COMMISSIONER CHRISMAN: Chairman, I make
19 a recommendation that we deny the request on the salary
20 supplement payment for Officer Murphy.

21 And further -- well, let me make that
22 motion, and then we'll come back to the next one.

23 COMMISSIONER WILLIAMSON: Second.

24 CHAIR WALLACE: Okay. I've got a motion
25 and a second to deny salary supplement.

1 Any discussion?

2 (Pause)

3 CHAIR WALLACE: All those in favor?

4 COMMISSION MEMBERS: Aye.

5 CHAIR WALLACE: Any oppose?

6 (No opposition indicated.)

7 CHAIR WALLACE: That motion carries.

8 COMMISSIONER CHRISMAN: And then back to
9 Mr. Murphy's report. I'm sympathetic, Chief, to the
10 situation you're in with your size department and trying
11 to be the chief and GDI and the person corresponding
12 with the P.O.S.T. Commission. I'm glad you got some
13 help. That's going to help take that load off of you.

14 I would make a motion to the Commission
15 that there be some correspondence that goes back to the
16 Chief and the Mayor regarding this situation, and that
17 we place the Crump Police Department on probation for a
18 period of one year to see if they can get all these
19 problems worked out and hopefully move forward from
20 there.

21 COMMISSIONER WILLIAMSON: Second.

22 CHAIR WALLACE: Motion and second to
23 place them on probation for one year and send
24 correspondence to the Chief and the Mayor.

25 Any discussion on that?

1 COMMISSIONER JENKINS: The letter should
2 also say that we realize the Chief has taken steps to --

3 COMMISSIONER CHRISMAN: Absolutely.

4 COMMISSIONER JENKINS: -- correct this
5 and we appreciate it.

6 CHAIR WALLACE: All those in favor?

7 COMMISSION MEMBERS: Aye.

8 CHAIR WALLACE: Any oppose?

9 (No opposition indicated.)

10 CHAIR WALLACE: Motion carries.

11 You have any questions, sir?

12 MR. PLUNK: No.

13 COMMISSIONER JENKINS: Thank you, Chief.

14 MR. GRISHAM: Chief, before you leave,
15 if we find out that someone was paid the pay supplement
16 by fraudulent means -- or whatever we always request
17 from the agency that money back. I would suggest you
18 get your city attorney to notify Mr. Thompson --

19 MR. MURPHY: Murphy.

20 MR. GRISHAM: Murphy that he was not
21 eligible for the pay supplement and that he would need
22 to refund the money to the City so you could pay the
23 right officer.

24 MR. PLUNK: Well, I'm not going to do
25 that. He did go through in-service. I guess that was

1 my --

2 MR. GRISHAM: But he wasn't eligible.
3 And the one who was eligible didn't get the money. That
4 doesn't seem too fair to me, but that's your call.

5 MR. PLUNK: Well, he got it. The City
6 paid it.

7 Is that it?

8 MR. GRISHAM: Thank you.

9 MR. PLUNK: Thank you.

10 CHAIR WALLACE: Elkin Police Department
11 appearing after notification from the P.O.S.T. that the
12 department, it appears, has submitted partial or no
13 approved training for their officers for 2015. They
14 have subsequently submitted their 2015 training, which
15 means the department is out of P.O.S.T. compliance.

16 Furthermore, it does not appear that the
17 department ever submitted a request for salary
18 supplement for 2015.

19 Introduce yourself, please.

20 MR. MILLER: Jeff Miller, Chief.

21 CHAIR WALLACE: Okay. You want to tell
22 us what's happening?

23 MR. MILLER: I didn't take over as chief
24 until November. I just -- I've been in law enforcement
25 22 years and just assumed that all this got sent in by

1 our prior Chief. Obviously, it wasn't.

2 I just found out when I got the letter
3 from direct affairs that nothing had been sent -- or was
4 partially sent.

5 And once we did realize that nothing had
6 been sent in or partial, then -- our city clerk is
7 actually submitting those items now, so it should have
8 already been sent.

9 COMMISSIONER JENKINS: Who is your GDI,
10 Chief?

11 MR. MILLER: It's going to be our city
12 clerk.

13 COMMISSIONER JENKINS: City clerk?

14 MR. MURPHY: She's not a law enforcement
15 officer.

16 MR. MILLER: She was submitting P.O.S.T.

17 MR. MURPHY: She's been -- I've been
18 working with her, but they currently don't have one.

19 COMMISSIONER JENKINS: How many people
20 are in your department, Chief?

21 MR. MILLER: I've got myself and a
22 full-time officer.

23 COMMISSIONER JENKINS: Two of you.

24 MR. MILLER: We can change it. We can
25 make a GDI.

1 COMMISSIONER JENKINS: Well, you got to
2 get another officer. You have to be qualified. I won't
3 go there. Stan said he has been working with the clerk.

4 When we sent the letter out -- on
5 November 1st there was a letter that went out.

6 Did you get it since you came in in
7 November?

8 MR. MILLER: No, sir, I did not. It was
9 the end of November before I actually was promoted to
10 this position --

11 COMMISSIONER JENKINS: Were you in the
12 department?

13 MR. MILLER: -- as chief.

14 COMMISSIONER JENKINS: Were you in the
15 department then?

16 MR. MILLER: Yes, I was.

17 COMMISSIONER JENKINS: The letter that
18 went out November 1st said that you had to have your
19 training in by January 15th and no additions or
20 corrections can be made after May 21st.

21 MR. MURPHY: May 15th.

22 COMMISSIONER JENKINS: May 15th. Sorry.
23 But you didn't get that letter?

24 MR. MILLER: No, sir, I did not.

25 It may be in a file somewhere where

1 Chief Butler filed it. We went through the files, but I
2 don't remember ever seeing it.

3 COMMISSIONER JENKINS: Chief, where do
4 you-all take your in-service training at?

5 MR. MILLER: I went through Columbia PD,
6 a criminal investigation course this year.

7 COMMISSIONER JENKINS: Okay.

8 MR. MILLER: The other officer went
9 through Columbia State for his.

10 COMMISSIONER JENKINS: And that's all
11 been approved, Stan, I guess?

12 MR. MURPHY: Yes, sir.

13 MR. MILLER: I mean, 2015, it was in the
14 year -- like I said, I had assumed everything was sent
15 in.

16 In 2016 and in the future it will be.

17 COMMISSIONER JENKINS: And I hate to
18 punish you and the other officer, but I don't see a way
19 you can get your supplements back.

20 Matter of fact, it says you've not even
21 submitted that request for last year.

22 MR. MILLER: Like I said, I assumed it
23 all was sent in.

24 COMMISSIONER JENKINS: Well, the
25 training is all in. But apparently, there has to be a

1 request for the salary supplement separate, I guess.

2 MR. MILLER: I wouldn't even ask for it
3 since we dropped the ball.

4 MR. GRISHAM: He's here because he was
5 summoned to be here. I don't think he's asking for
6 anything, like the last two people were.

7 We'll just have to keep the department
8 in compliance.

9 COMMISSIONER JENKINS: Mr. Murphy, do
10 you want probation on this one also or not?

11 MR. MURPHY: Well, Chief has only been
12 in the office for two months. He hadn't had time to get
13 things up to par.

14 COMMISSIONER JENKINS: You're not
15 asking?

16 MR. MURPHY: No, sir.

17 MR. UNDERWOOD: Chief, our concern is
18 this, if we're not receiving -- if P.O.S.T. is not
19 receiving this information on your officer training
20 they're on probation. A second offense within the next
21 year they could lose their certification. You'd be
22 certifying officers. That's why we need this
23 information.

24 It also points to -- you know, we have
25 to investigate your agency.

1 MR. GRISHAM: This is guided by the
2 statute. Not just out rules, but by statute.

3 "Failure of an individual officer to
4 successfully complete an in-service training requirement
5 will result in the officer's loss of eligibility for pay
6 supplements.

7 "Failure of this individual officer to
8 successfully complete in-service training -- the next
9 in-service training within one year will result in the
10 loss of certification."

11 It's automatic.

12 "The employing agency participating in
13 the Commission's program must file a letter of intent to
14 the Commission stating its commitment to mandatory
15 training for all officers.

16 "Failure of several officers from one
17 employing agency shall cause the Commission to examine
18 the agency's training policy, which may result in the
19 agency being declared out of compliance with state
20 standards; and thereby not eligible to participate in
21 our training programs or the pay supplement."

22 And travel expense will be borne by the
23 employing agency if we have to go audit.

24 MR. UNDERWOOD: We want to avoid that,
25 and I'm sure you do as well.

1 MR. MILLER: Absolutely.

2 COMMISSIONER JENKINS: Before I make a
3 motion I want you to realize that January 15th is the
4 cutoff date for in-service. So whenever you get with
5 your GDI or clerk -- or whatever -- let's get it in.

6 MR. MILLER: Yes, sir.

7 COMMISSIONER JENKINS: My motion will be
8 to accept their training with no pay supplement for '15.

9 COMMISSIONER WILLIAMSON: That'll keep
10 them in compliance?

11 COMMISSIONER JENKINS: If they had
12 in-service it'll keep them in compliance.

13 COMMISSIONER WILLIAMSON: I'll second.

14 CHAIR WALLACE: I have a motion and a
15 second to -- say it again.

16 MR. UNDERWOOD: Accept the training.

17 COMMISSIONER JENKINS: Accept the
18 training for '15 and no pay supplement.

19 CHAIR WALLACE: Any discussion?

20 (Pause)

21 CHAIR WALLACE: All those in favor?

22 COMMISSION MEMBERS: Aye.

23 CHAIR WALLACE: Any oppose?

24 (No opposition indicated.)

25 CHAIR WALLACE: Motion carries.

1 You have any questions?

2 MR. MILLER: No.

3 Thank you.

4 MR. UNDERWOOD: We hope to be sending
5 you a check next year.

6 CHAIR WALLACE: Fayette Police
7 Department appearing after notification from P.O.S.T.
8 that the department, it appears, has submitted partial
9 or no approved training for their officers for 2015,
10 which means the department is out of P.O.S.T.
11 compliance.

12 Furthermore, it does not appear that the
13 department ever submitted a request for salary
14 supplement for 2015.

15 MR. RILES: Morning. I'm Sheriff Bobby
16 Riles with Fayette County.

17 We did not submit that. It has been
18 submitted now. I was not notified personally until
19 June 28th that this was going on.

20 My training officer, for some reason,
21 did not send it in. He will not -- I can't communicate
22 with him. He won't call me back. He resigned on the
23 28th.

24 COMMISSIONER JENKINS: Did you get it,
25 Mr. Murphy?

1 MR. MURPHY: Just recently. We
2 didn't -- no training came in for 2015 that I'm aware
3 of. And we did not receive salary supplement rosters or
4 request.

5 COMMISSIONER JENKINS: Did you get the
6 training? You said you just sent it.

7 MR. RILES: Yes, sir.

8 MR. MURPHY: He did the training. It
9 didn't get to the P.O.S.T.

10 MR. RILES: Right.

11 COMMISSIONER BAKER: But you do have
12 sufficient prove of the training?

13 MR. MURPHY: Yes.

14 COMMISSIONER BAKER: Okay. You just got
15 it?

16 MR. MURPHY: Yes.

17 COMMISSIONER LEWIS: But you received
18 that after the May date?

19 MR. MURPHY: Yes.

20 MR. RILES: It was after June 28th.

21 COMMISSIONER JENKINS: Do you have a new
22 GDI, Sheriff?

23 MR. RILES: Yes, sir, I do.

24 MR. GRISHAM: Sheriff, did the fine that
25 we notified the training officer of the issue -- the GDI

1 of the issue, that was not forwarded to the sheriff. Do
2 not know what happened.

3 MR. RILES: I did find an e-mail on his
4 computer where that was submitted, I believe, in
5 February.

6 And that's the only thing I could find
7 in the office that said we had not submitted it.

8 COMMISSIONER CHRISMAN: How many
9 P.O.S.T. certified officers do you have?

10 MR. RILES: Thirty-three. I believe
11 that's right.

12 MR. GRISHAM: They've always been
13 progressive and he's always kept up with it before.
14 There's no explanation.

15 COMMISSIONER JENKINS: The GDI?

16 MR. RILES: Matter of fact, the GDI
17 worked with Stan and them coming up here doing some
18 training and helping them with it. What happened to
19 him, I have no idea.

20 COMMISSIONER LEWIS: What was your --

21 MR. MURPHY: Ray Garcia was the training
22 officer/GDI down there. I've known him for several
23 years. He's been very effective and efficient in
24 getting the training in and very active in the Training
25 Officers Association.

1 Matter of fact, I saw him in January and
2 reminded him that we still don't have it in. I sent him
3 an e-mail in February. And they just in the last couple
4 weeks got the training in.

5 MR. RILES: He's the secretary of the
6 Training Officers Association.

7 COMMISSIONER LEWIS: What's his name?

8 MR. RILES: Ray Garcia.

9 MR. MURPHY: I don't know what all's
10 going on with him, but that just got left on the side, I
11 think. I don't know the answer.

12 MR. RILES: I wish I can answer it. I
13 don't have an answer for it. He's been a good employee.
14 Good employee. Couldn't ask for anything better.

15 COMMISSIONER CHRISMAN: Mr. Grisham and
16 Mr. Underwood, I think I know the answer to the
17 question. But you've got 33 P.O.S.T. certified officers
18 that did their training, apparently, but that -- you
19 know, are the victims of no salary supplement request or
20 documentation being submitted by this one individual.

21 Do we have any -- does the Commission
22 have any recourse?

23 MR. GRISHAM: It's \$19,800.

24 COMMISSIONER CHRISMAN: Do we have any
25 recourse under the rules?

1 COMMISSIONER JENKINS: I don't think so.

2 COMMISSIONER LEWIS: This one goes back
3 again to we've already turned in our budget.

4 MR. UNDERWOOD: If it was before May we
5 could have done something.

6 COMMISSIONER LEWIS: But it's not our
7 mistake. It's their mistake.

8 COMMISSIONER JENKINS: I feel bad for
9 the 33 officers. That's terrible.

10 COMMISSIONER LEWIS: And that would
11 come -- correct me if I'm wrong -- that 19,000-something
12 would come out of this year's budget.

13 MR. UNDERWOOD: If the Commission
14 decided that we'll have to pay them that additional --
15 it would come out of the budget. Correct.

16 COMMISSIONER JENKINS: You'd technically
17 be paying this department twice out of this budget. And
18 we don't have.

19 MR. UNDERWOOD: And that's not a
20 precedent. I don't think the P.O.S.T. Commission has
21 ever done that before.

22 MR. GRISHAM: And we would have done it
23 if it was our error.

24 MR. UNDERWOOD: This is one of those
25 decisions where we have a single point of failure. It

1 comes back to you when you have one person in charge of
2 this many.

3 MR. RILES: And that's my position, too.
4 I should have looked at it closer. That's hindsight.

5 But he was a good employee, has never
6 made a mistake, has never done anything out of the way.
7 And then in the last two months, I guess -- or from the
8 first of January, you know, just went downhill. You
9 couldn't tell it by talking to him or dealing with him.
10 All of his other work was perfection.

11 COMMISSIONER WILLIAMSON: What steps do
12 we need to take to put them back in compliance now?

13 COMMISSIONER JENKINS: We could approve
14 their training for '15, I think. I'll have to ask
15 Mr. Underwood.

16 I don't think they're going to get the
17 pay supplement.

18 COMMISSIONER LEWIS: They can't.

19 COMMISSIONER JENKINS: But they will be
20 in compliance because they did complete the training.

21 COMMISSIONER WILLIAMSON: Have they
22 submitted their training?

23 MR. MURPHY: Yes, sir. I have their
24 training, and I have their salary supplement request
25 form. I haven't processed that. I'm waiting on the

1 decision of the Commission.

2 But I do have their training. It has
3 been recently submitted.

4 COMMISSIONER WILLIAMSON: I make a
5 motion that we accept the training and put them back in
6 compliance.

7 COMMISSIONER JENKINS: With no salary
8 supplement?

9 COMMISSIONER WILLIAMSON: Well --

10 COMMISSIONER JENKINS: There's no way to
11 come up with it. It's not our mistake.

12 COMMISSIONER WILLIAMSON: All right.
13 Without.

14 COMMISSIONER JENKINS: But I hate it for
15 the 33 guys, including the Sheriff.

16 COMMISSIONER WILLIAMSON: I know
17 Mr. Riles, as well.

18 COMMISSIONER BAKER: I second that
19 motion.

20 CHAIR WALLACE: We have a motion and a
21 second to -- repeat the motion so everybody understands.

22 COMMISSIONER WILLIAMSON: To accept the
23 training for 2015.

24 COMMISSIONER WILLIAMSON: Yes.

25 MR. UNDERWOOD: No salary supplement.

1 CHAIR WALLACE: Any discussion on that?

2 COMMISSIONER LEWIS: There's -- again,
3 we're talking about probation. With this incident I
4 don't see that probation --

5 COMMISSIONER JENKINS: We didn't ask for
6 it.

7 COMMISSIONER LEWIS: That's what I'm
8 saying. It's been recommended on every department so
9 far, but I'm -- not under this mistake. That training
10 officer is one of the best.

11 COMMISSIONER JENKINS: Well, they turned
12 it in.

13 COMMISSIONER LEWIS: He's one of the
14 best. For that to happen.

15 COMMISSIONER LONG: Sheriff, would your
16 County ever pay the supplement to the officers?

17 MR. RILES: I don't know. I've not
18 asked that question yet. I would sort it out.

19 But they may. I can't speak for the
20 Mayor and the Commission.

21 COMMISSIONER LONG: I understand.
22 I can see how this can happen so easy.

23 MR. UNDERWOOD: You get an employee
24 there that says everything is going fine. Somebody is
25 telling you it's fine; it's fine.

1 COMMISSIONER LONG: See, Sheriff, how
2 that can happen easy?

3 MR. RILES: The thing about it -- and I
4 talked to Mr. Grisham and to Stan, too, I never received
5 anything personally from the P.O.S.T. saying you're not
6 in compliance. I didn't receive an e-mail. I didn't
7 receive a letter or anything from -- to me. It all went
8 to Ray Garcia.

9 COMMISSIONER JENKINS: It always goes to
10 the GDI.

11 MR. RILES: Right.

12 We may need to think about putting a
13 plan into action --

14 MR. UNDERWOOD: Yes, sir. We'll try to
15 help out in that process next year. We'll copy the
16 chief on this, maybe.

17 Yes, sir.

18 COMMISSIONER JENKINS: That's a good
19 idea.

20 MR. UNDERWOOD: That'll help with that
21 single point of failure. We'll communicate with more
22 than one person.

23 COMMISSIONER JENKINS: Can we bring it
24 up at the training meeting? Have the GDI to list his
25 sheriff or chief.

1 MR. UNDERWOOD: We can do that. We can
2 find his chief.

3 COMMISSIONER JENKINS: I mean, we could,
4 but they could do it, too.

5 I call for the question.

6 CHAIR WALLACE: We've got a motion and a
7 second.

8 All those in favor?

9 COMMISSION MEMBERS: Aye.

10 CHAIR WALLACE: Any oppose?

11 (No opposition indicated.)

12 CHAIR WALLACE: Motion carries.

13 Halls Police Department appearing after
14 notification from P.O.S.T. that the department has
15 completed and submitted approved training for 2015,
16 which keeps the department in compliance.

17 However, it does not appear that the
18 department ever submitted a request for salary
19 supplement for 2015.

20 Please introduce yourself.

21 MR. WHITE: Good morning -- evening --
22 whatever it is right now.

23 Chief Dustin White, Halls Police
24 Department.

25 Jeff Powers is now my GDI (indicating).

1 I received a letter last month saying
2 that we hadn't submitted our request for the supplement,
3 and that was the first I had heard of it.

4 The training officer I had submitted the
5 stuff -- he had been doing it for all the police
6 department the previous five or six years. He had
7 actually resigned back in October and was coming in to
8 help get everything still turned in as we were going
9 through some late year stuff. So I knew the training
10 and stuff had been sent in and complete.

11 As far as I knew the supplements and
12 stuff was mailed off. We have a copy of the stuff. We
13 went back and looked through the file and pulled it.
14 You know, as far as I know it was mailed off. I didn't
15 know anything until I received this letter last month.

16 We -- I think we had communicated a
17 little bit just on some other training stuff. I know I
18 sent him to get trained on the new computer system and
19 everything.

20 And we tried not to be the people
21 calling to worry them about our checks and stuff. And
22 we knew there was a -- with all the new computer stuff
23 it was going to be a little delayed. I was checking the
24 mailbox every day. And next thing I know I got this
25 certified letter.

1 So I really am not sure where the ball
2 was dropped. As far as I know, it was mailed the 8th of
3 January. The day I tracked the Mayor down and had him
4 sign everything and turned it back into him it was
5 supposedly mailed off.

6 MR. POWERS: And Moppins, the past
7 training officer did state -- as he filed the copies --
8 that he did mail off the salary supplements. Someone
9 was requesting the supporting documents, so I have two
10 copies from our records that he had mailed.

11 COMMISSIONER JENKINS: What does it say,
12 Mr. Murphy?

13 COMMISSIONER LONG: So you're saying
14 you've got copies where they were mailed?

15 MR. POWERS: Yes, sir.

16 COMMISSIONER LONG: Salary supplement
17 request?

18 MR. POWERS: Yes, sir.

19 MR. WHITE: And they're dated 8 January
20 of '16. There's copies -- from my understanding the
21 original and a copy he mailed. And it's my position it
22 was mailed. Where it got lost at, I don't know.

23 MR. MURPHY: Do you have the salary
24 supplement roster with you?

25 MR. WHITE: Yes, sir.

1 (Documents tendered to the Commission.)

2 MR. WHITE: We were contacted -- they
3 probably contacted Moppins and let him know that they
4 hadn't received it, but it was early on still and we --
5 I was able to get another one run and track my mayor
6 down, get it signed, and mailed back.

7 We -- you know, this was the first I
8 heard that they didn't have it.

9 MS. ROBERTS: Mail everything certified,
10 so you know if it got here or not.

11 MR. MURPHY: To my knowledge we never
12 got it.

13 COMMISSIONER JENKINS: Chief, how many
14 officers you got?

15 MR. WHITE: Right now I think we're at
16 seven or eight. I'm two short. It's usually nine
17 full-time officers, including myself is what we are
18 currently authorized.

19 On this year's thing it was five. And
20 actually one of them -- my Assistant Chief Ralph Newman,
21 he deceased in January. So, you know, he -- I don't
22 guess he needs his.

23 COMMISSIONER JENKINS: Well, if we
24 approve it -- I mean, somebody would get it.

25 MS. ROBERTS: The estate.

1 COMMISSIONER JENKINS: The estate.

2 MR. WHITE: And I've been listening up
3 here. I understand the Commission's position.

4 Like I said, the mail -- I don't know.
5 You know, it can be something -- you know, if you-all
6 deny it, I can talk to my mayor and see if maybe they
7 can do something to help my officers out. We're kind of
8 a poorer town. You know, I've got to have this suit
9 back by 3:00 or I'm going to have to pay extra.

10 We -- as far as I know the only letter I
11 received saying that the P.O.S.T. hadn't received the
12 supplement was the one I got last month to schedule
13 this.

14 And, obviously, if I would have known I
15 would have corrected it myself right off the bat and
16 right away. We hadn't caused any problems or even been
17 looked at in any matter negative, and I would have
18 corrected that as soon as I would have been made aware
19 of it.

20 COMMISSIONER JENKINS: Well, when you
21 didn't get your pay supplement was that a clue?

22 MR. WHITE: Well, they come -- and like
23 I said, we hate to keep calling. We knew everything was
24 now computerized.

25 We usually send a training officer up

1 here -- in the old system to help them out and do it.
2 We were going to try that this year. And he hadn't been
3 certified on ACADIS. I sent him to get the training,
4 but I think they were already in process.

5 You know, we hate to call and say, hey,
6 we hadn't gotten our \$3,000 every week. So we just kept
7 checking the mail. And finally I got something from
8 P.O.S.T., but it was not what I was expecting.

9 MS. ROBERTS: And, Commissioner, a lot
10 of the times the City or the County will get the money,
11 and they'll hold on to it. They won't disperse it to
12 the --

13 COMMISSIONER JENKINS: Oh, I know that.
14 I've seen that forever. They hold that money until the
15 interest grew.

16 MS. ROBERTS: It may have been sitting
17 there and you would never know.

18 COMMISSIONER WILLIAMSON: I'll ask the
19 same question I did on the other. Did they have the
20 training?

21 MR. MURPHY: Yes, sir. It appears they
22 had all the training. I just looked at that.

23 COMMISSIONER JENKINS: We just never
24 received the --

25 COMMISSIONER LONG: My concern about

1 this one is they have documentation showing that they
2 mailed the request.

3 COMMISSIONER JENKINS: No. They have
4 documentation showing the sheet they had.

5 COMMISSIONER LONG: They don't have
6 documentation showing that?

7 COMMISSIONER JENKINS: They can't prove
8 they mailed it.

9 MR. WHITE: No. We don't have like a
10 receipt from the Post Office or nothing. We just have
11 where everything was done and what -- we knew we mailed
12 it out. You know, we got everything. We don't know
13 what happened with the supplement.

14 COMMISSIONER LONG: I misunderstood. I
15 thought you had documentation.

16 MR. WHITE: And that might be what we do
17 from now on is send everything certified, and so we'll
18 have the receipt.

19 MS. ROBERTS: That's what I'd do for
20 sure.

21 MR. WHITE: And we're going to start the
22 V-Academy I think this year. Everybody goes down there,
23 and then I do mine through the Association -- Tennessee
24 Association of Chiefs of Police.

25 One of these was a late hire right there

1 at the -- in December and we tried to get him in late.
2 Usually our stuff is in pretty early. And I had one
3 that I was trying to get through there at the end to get
4 his in-service, so everything was kind of at the end.

5 And my training officer had resigned,
6 but he was coming in and helping me making sure
7 everything was getting sent off and turned in the way it
8 should be.

9 COMMISSIONER LEWIS: Unfortunately,
10 we're looking at the same thing that we looked at
11 before, so I'm going to make the motion that we approve
12 the training for this police department with no salary
13 supplement. I really feel bad about what's happening,
14 but somewhere along the line we've got to draw the line.

15 That's my motion.

16 COMMISSIONER HANNON: Second.

17 CHAIR WALLACE: Motion and a second.

18 Any discussion?

19 COMMISSION MEMBERS: Aye.

20 CHAIR WALLACE: Any oppose?

21 (No opposition indicated.)

22 COMMISSIONER WILLIAMSON: I have to
23 abstain. Both those men worked for me.

24 CHAIR WALLACE: Okay.

25 COMMISSIONER LEWIS: Is that the reason

1 you-all turned out so well? Is that what it is?

2 MR. MURPHY: Chief, a good way of
3 keeping up with that tracking is send it certified.

4 MR. WHITE: That's what we'll do from
5 now on. We learn from our mistakes and we'll press on.

6 COMMISSIONER JENKINS: What's your GDI's
7 name? I'm sorry.

8 MR. WHITE: Captain Jeff Powers.

9 COMMISSIONER JENKINS: What's the cutoff
10 date next year?

11 MR. POWERS: 15th.

12 COMMISSIONER JENKINS: 15th of January.

13 Thank you.

14 CHAIR WALLACE: Okay. Mason Police
15 Department --

16 MR. MURPHY: Mason Police Department is
17 no longer in existence. They have some issues going on
18 down there and their department is out of business
19 currently.

20 CHAIR WALLACE: Do we need to hear that
21 or --

22 MR. GRISHAM: Are there any officers
23 that are going to be affected by -- or former officers
24 that are going to be affected by lack of training or --

25 MR. MURPHY: We're showing there are 29

1 officers there. I talked with the mayor yesterday and
2 they had one officer. They had not been in the portal
3 and cleaned up their employee list and we have no
4 documentation of training that I'm aware of.

5 COMMISSIONER BAKER: They're supposed to
6 have 29 and they have one?

7 COMMISSIONER LEWIS: Did the other 28 --

8 MR. MURPHY: We're showing they have 29
9 officers, but they haven't went in and updated it and
10 clean their employee list.

11 MR. UNDERWOOD: Do any record of those
12 officers go to some other agency?

13 MR. MURPHY: I can't see anything.

14 MR. GRISHAM: The chief we sent this to
15 was the chief a long time ago. There's been chiefs
16 since then.

17 MR. UNDERWOOD: Do we audit them?

18 MR. GRISHAM: The last time we audited
19 them they took our cop grant money we gave them and
20 bought a fire truck with it. So they ended up with a
21 fire truck. That was ten years ago.

22 COMMISSIONER JENKINS: They're putting
23 out fires.

24 MR. GRISHAM: I guarantee you they were
25 all reserves. It's a rough little town. They're all

1 reserves.

2 COMMISSIONER BELL: West Tennessee?

3 MR. GRISHAM: They've got three Blues
4 clubs there. It's where B.B. King and Tina Turner got
5 their start.

6 MR. UNDERWOOD: Do we need to do
7 anything?

8 MR. GRISHAM: I don't think so. The
9 other officers, they could remediate that later if
10 they've gone somewhere else.

11 CHAIR WALLACE: Maynardville Police
12 Department appearing after notification from the
13 P.O.S.T. that the department, it appears, has submitted
14 partial or no approved training for their officers for
15 2015, which means the department is out of P.O.S.T.
16 compliance.

17 Furthermore, it does not appear that the
18 department ever submitted a request for salary
19 supplement for 2015.

20 Maynardville PD received a waiver of
21 2014 in-service from P.O.S.T. in June 2015. This is the
22 second year of no in-service for this department.

23 Please state your name and --

24 MR. RICHARDSON: Chief Roger Richardson,
25 Maynardville Police Department.

1 MR. JOHNSON: Lieutenant Phillip
2 Johnson.

3 COMMISSIONER JENKINS: Chief, I didn't
4 get your last name. I apologize.

5 MR. RICHARDSON: Richardson.

6 CHAIR WALLACE: Can you tell us what's
7 happened?

8 MR. RICHARDSON: The GDI can explain
9 more to you about it.

10 The city council utility district --
11 we're all in the same building. They did put in a new
12 server back in October of last year. There were pretty
13 major issues. We're on two different reporting systems.
14 They use LG, and we use Omni. LG is the primary
15 people -- tech people that put the server in.

16 MR. JOHNSON: He actually said that
17 backwards. I'm sorry. The problem actually started
18 apparently sometime last October. We didn't know about
19 it until this April with our server system in the
20 building.

21 The state where we even submit our
22 tickets, we were out of compliance with them. We've had
23 to get in compliance with everybody.

24 I don't know what happened to the salary
25 supplement. I didn't see it when it come through at the

1 beginning of the year. I know our mail goes to the
2 mayor and to the city clerk, I guess -- or the police
3 department's mail goes to them. I never actually saw
4 it.

5 The in-service for 2015 is all done. We
6 have it. We had lots of problems last year with our
7 computer system.

8 I know me and Ms. Breeden talked a lot
9 last year trying to get stuff submitted. I actually
10 come down here three times last year and was trying to
11 get things submitted. I had a couple meetings with Stan
12 about how we were entering this stuff. There was some
13 type of problem and didn't know what was going on.

14 But we have all of our in-service
15 training from last year, which is just me and him. The
16 other officers -- our department is a four-man
17 department. One of our officers went through Transition
18 School here last year. And our fourth officer just went
19 through the academy this year.

20 So the only two that was from last year
21 are myself and the Chief.

22 COMMISSIONER JENKINS: Our record says
23 you've only got two officers.

24 Am I right?

25 MS. ROBERTS: You're right.

1 MR. JOHNSON: We keep entering it, and
2 I -- actually, I spoke to Stan last week -- the e-mails
3 I have been sending -- to send that to the e-mail
4 address, but they're not going through. We can't figure
5 out why. We're assuming it's because of something to do
6 with this server issue that's went on.

7 They've hired a computer -- they're
8 called "The Geek Squad" -- whatever that is -- to come
9 in and go over the computer system again. They replaced
10 a server that was from like 1994 in the building because
11 the utility department and the police department are all
12 in the same building.

13 And according to what the Geek Squad
14 explained to us is everything that was going on was
15 going to clouds, but nothing was being submitted. Even
16 our tickets that were being written were not being
17 submitted to the State. And that's -- we found that out
18 in April of this year.

19 And then we got a letter two weeks ago,
20 three weeks ago from Mr. Farris. And then Stan come up
21 last week, and we went over everything. We don't know
22 why.

23 Like I said, I was here three times with
24 this stuff last year, trying to get it submitted. And
25 they told me I had to submit it on the ACADIS program,

1 but there was nothing -- it's not showing anything. It
2 shows me entering in it, but then when you go back to it
3 there's nothing there.

4 COMMISSIONER JENKINS: When you were up
5 here three times did you and Ms. Burnett sit down and
6 put it in?

7 MR. JOHNSON: I never dealt with
8 Ms. Burnett. I deal with Stan.

9 COMMISSIONER JENKINS: Stan, did you put
10 it in then?

11 MR. JOHNSON: Stan did put in the
12 information the first time last year when I came down
13 here. I don't remember who he put in. I think it
14 was --

15 MR. MURPHY: I helped you get set up.

16 MR. JOHNSON: You helped me get set up
17 because it was all under the chief's name.

18 We had the sheriff's election. He got
19 appointed. Everybody from the city went to the county.
20 He was already at the city. I went from the county to
21 the city. So there was a big change around.

22 And then I came down here when Johnny
23 was here. Met with Johnny in 2014. And then came
24 down -- I never met Ms. Burnett. I know Stan. I met
25 with him. You know, come down and met with Stan and

1 brought the documentation down here. Like I said, I've
2 had several conversations with Ms. Breeden.

3 And I've shown Stan the e-mails where
4 we've been sending them and the dates, but they're not
5 going through. I mean, I don't know. I don't
6 understand either.

7 MR. MURPHY: The only training we have
8 for 2015 was Mr. -- Officer Wyrick went through the
9 Transition School and the academy did that.

10 MR. JOHNSON: And then the rest of the
11 training is right here (indicating). I don't know --
12 we've had it. We've had it all along.

13 I don't understand what's going on
14 with -- our firearm training, we submitted all that
15 stuff. It's not going into the system or it's going to
16 a cloud somewhere or something. We don't know.

17 MR. GRISHAM: Did you audit all that
18 training record they submitted when they were here last
19 week?

20 MR. MURPHY: I took a look at what they
21 had. They're missing some documentation. They're not
22 in compliance with P.O.S.T. for not having all the
23 records that they're required to have.

24 I believe they have those with them.
25 They were supposed to bring those with them. I asked

1 them to bring them.

2 MR. JOHNSON: I have them.

3 MR. MURPHY: We can take a look at those
4 once the meeting is adjourned.

5 But that's -- when I was up there they
6 did not have all the documentation they're required to
7 have. And I think they were unable to locate some of
8 the training had been misplaced or wasn't able to find
9 those forms.

10 MR. GRISHAM: Officer Richardson and
11 Officer Johnson still with you?

12 MR. JOHNSON: That's us.

13 MR. GRISHAM: That's the one issue
14 that's going to kick in the statute, whether you're
15 second year -- two years in a row you're -- did you find
16 your records?

17 MR. JOHNSON: Yes, sir. We've got all
18 the records. We've brought them down here, trying to
19 submit --

20 MR. GRISHAM: For this last year? For
21 '15?

22 MR. JOHNSON: 2015.

23 And we've done 2014. The sheriff's
24 department -- the new sheriff come in and got rid of
25 myself and several other people and never submitted my

1 in-service for 2014, and I never got it through Union
2 County Sheriff's Department -- which I was actually
3 eligible. I should have fought and got my in-service
4 paid for 2014 because I completed in-service. But the
5 sheriff chose not to put none of us on the list and get
6 our in-service paid, and I never fought it.

7 MR. GRISHAM: But your official status
8 for '14 is that you didn't get your training. What I'm
9 getting at is you better have it for this year.

10 MR. JOHNSON: But I did have my training
11 then. I can show documentation where I went to school
12 then, too.

13 MS. BREEDEN: There's a letter from
14 Chief Richardson where they didn't get it.

15 MR. GRISHAM: It was submitted here.

16 MR. UNDERWOOD: The issue is you could
17 lose your certification if you're not careful. We'd
18 like to avoid that.

19 MS. ROBERTS: What about the officer
20 from Plainview? He took firearms, apparently.

21 MR. RICHARDSON: Through us.

22 MS. ROBERTS: He called me because he
23 couldn't get a record of his training from you-all. He
24 said he had tried and tried and couldn't get it. He was
25 out of compliance as well.

1 MR. RICHARDSON: Well, we've provided
2 him with second copies so that he --

3 MR. JOHNSON: We gave him second and
4 third --

5 MS. ROBERTS: I have it now, but what
6 I'm saying is it took two or three months to get it.

7 He said he had made numerous attempts
8 and you-all wouldn't provide him with it.

9 MR. JOHNSON: I provided it to him every
10 time he asked me for it. I provided it every time he
11 asked me for it. I mean --

12 MS. ROBERTS: When you look in ACADIS
13 could you not see that your employees weren't showing
14 up?

15 MR. JOHNSON: There's two showing up.
16 That's why I keep asking -- like I said, I called down
17 here several times.

18 MS. ROBERTS: I've never spoken to
19 you-all, so that's why.

20 MR. JOHNSON: Right.

21 MS. ROBERTS: And I'm East Tennessee.
22 That's why I'm asking.

23 MR. JOHNSON: I don't understand either.
24 I wish somebody would explain it to me because we go in
25 and put the information in, send it -- send it to the

1 e-mail that I was provided and it's not going through.

2 MR. RICHARDSON: The same thing was
3 happening with the Department of Transportation when we
4 would send reports and citations and traffic court
5 information. Only way they explained to me was it's
6 hanging in a cloud. I'm not --

7 CHAIR WALLACE: LG, is that Local
8 Government?

9 MR. JOHNSON: Yes.

10 CHAIR WALLACE: Have you talked to them
11 and told them you're having problems? They're pretty
12 good about coming out.

13 MR. RICHARDSON: They are.

14 The utility department side is on LG.
15 We are on Omni Gov reporting system through --

16 CHAIR WALLACE: Right.

17 MR. RICHARDSON: And LG is the one that
18 is the primary. They're the ones that changed the
19 server. When they changed servers they uploaded all
20 their stuff and left the Omni Gov alone hanging in the
21 cloud.

22 MR. JOHNSON: I've had computer people
23 there numerous times this year because we're having so
24 many computer problems.

25 When I came to the Maynardville Police

1 Department my computer was from 1999. So we've had to
2 update our computers and update everything that's there.

3 And in the meantime, The Geek Squad that
4 they have hired to come in and actually look at the
5 computer system says he doesn't understand why -- well,
6 he does understand -- it's because of our equipment that
7 it's causing everything to go into clouds and not going
8 to where it's supposed to be going.

9 But they've replaced the server in the
10 building in April or May, I guess.

11 CHAIR WALLACE: Everybody had to replace
12 them in July.

13 MR. JOHNSON: Right. Everything had to
14 be replaced. That's what they're in the process of
15 trying to fix.

16 MS. ROBERTS: Did you try to go over to
17 the county and log in on their computer?

18 MR. JOHNSON: Absolutely not.

19 COMMISSIONER JENKINS: I don't think
20 it's a friendly atmosphere.

21 MR. JOHNSON: We do not get along with
22 each other. There's a lot of friction between the
23 County and the City.

24 COMMISSIONER WILLIAMSON: What do we
25 need to do?

1 COMMISSIONER LONG: I make a motion we
2 continue this for a few months and see if they get their
3 computer system worked out, and let them work with the
4 academy and see if they can get it straightened out with
5 them.

6 MR. JOHNSON: And that's what I was
7 going to ask. If you-all can continue it again for next
8 month.

9 I've got a meeting Wednesday with The
10 Geek Squad guy. I'm going to have him go into this
11 computer system and see if we can put it in the ACADIS
12 system. And hopefully we get it in. If you can
13 continue it for a month.

14 MS. BREEDEN: I've got a question.

15 MR. JOHNSON: Okay.

16 MS. BREEDEN: Even if you do put it in
17 the ACADIS portal, I will not import it or export it to
18 process until I receive all supporting documents. When
19 I get an e-mail to receive supporting documents, then
20 I'll go in and export it.

21 I've never seen an entry in there from
22 Maynardville on a new hire. That don't have anything to
23 do with an e-mail. It's a different system. In the
24 system you have to do "A" and "B" for process.

25 MR. JOHNSON: On the training stuff.

1 MS. BREEDEN: On the instructions.

2 MR. JOHNSON: Right.

3 We do the training stuff, and you're
4 talking about the separate stuff that -- on the officer
5 stuff, correct?

6 COMMISSIONER LONG: She's talking about
7 new hires.

8 MR. JOHNSON: Yes, on new hires.

9 MS. BREEDEN: You said you've done new
10 hire packets. I've not seen any.

11 MR. JOHNSON: That's why I'm saying and
12 that's why I showed Stan so that we could confirm that
13 last week when he was up there on the e-mails that
14 they're showing they're sent, but we don't know where
15 they're going.

16 COMMISSIONER BAKER: Well, I'm going to
17 second this motion because it sounds like they need to
18 get some computer problems straightened out and some
19 paperwork straightened out with you guys. If we give
20 them a month or two to get that taken care of, then we
21 can show proof that they've gotten it.

22 MR. GRISHAM: Lieutenant, do you have a
23 roster with you? Or can you name some people that work
24 with you?

25 MR. JOHNSON: Roger Richardson,

1 Tim Wyrick, Phillip Johnson, and Jimmy Wolfenbarger.

2 Jimmy was the last one I submitted to
3 Ms. Breeden. I called in April to -- or submitted the
4 e-mail in April -- I saved it -- when he graduated the
5 academy.

6 MR. GRISHAM: I'm only seeing the two of
7 you.

8 MR. UNDERWOOD: You have a motion and a
9 second.

10 CHAIR WALLACE: Okay. Motion and a
11 second.

12 Any discussion?

13 COMMISSIONER JENKINS: My discussion is
14 if he brought his file with him can't we do it -- let
15 them approve that today?

16 COMMISSIONER LONG: They can approve the
17 training. But I don't know that it's going to be able
18 to get put onto the system. They're telling him he's
19 got to put it on the ACADIS. He can't do it until he
20 gets his computer straightened out.

21 MR. UNDERWOOD: This is an ongoing
22 problem. He's going to have to fix ACADIS.

23 COMMISSIONER BAKER: It is an ongoing
24 problem. And I'd like to see him back here showing us
25 that he's fixed the problem.

1 CHAIR WALLACE: Can you not go to like a
2 local -- can you not get on the ACADIS system from the
3 library?

4 MS. ROBERTS: Yes. That's why I asked
5 about the sheriff office.

6 COMMISSIONER CHRISMAN: It's Web based.

7 COMMISSIONER BAKER: Yes.

8 And, gentlemen, on a sidebar note, make
9 sure your Geek Squad people are background-checked.
10 That's really important. You'll lose your NCIC.

11 MR. JOHNSON: I'm sorry?

12 COMMISSIONER BAKER: Make sure your Geek
13 Squad people are background-checked.

14 MR. JOHNSON: Okay.

15 MR. UNDERWOOD: They'll be accessing
16 confidential records. You don't want them to be able
17 to --

18 CHAIR WALLACE: We have a motion and a
19 second to reset this to the next meeting; is that right?

20 COMMISSIONER LONG: I'm trying to find
21 out what the next meeting dates are.

22 COMMISSIONER WILLIAMSON: September.

23 COMMISSIONER LONG: September 16th?

24 CHAIR WALLACE: No. August.

25 COMMISSIONER LONG: I know, but should

1 we give them more time or just a month?

2 COMMISSIONER WILLIAMSON: Can you have
3 your problem solved in a month?

4 MR. JOHNSON: I hope so. I want this to
5 be over with.

6 COMMISSIONER LEWIS: Let's give them
7 until September.

8 CHAIR WALLACE: I do know the Local
9 Government. They have -- they come out -- part of your
10 package of being with the Local Government is they're
11 supposed to fix your problems.

12 COMMISSIONER JENKINS: They're not Local
13 Government.

14 MR. JOHNSON: We're not.

15 CHAIR WALLACE: You're e-mail part is
16 Local Government, right?

17 MR. JOHNSON: Our e-mail is Local
18 Government. Yes.

19 CHAIR WALLACE: And your computer as far
20 as Internet service is?

21 MR. JOHNSON: Omni -- something. Omni
22 Gov or something.

23 So what did you say? 9 what?

24 COMMISSIONER LONG: September 16th.

25 CHAIR WALLACE: We have a motion and a

1 second of that.

2 All those in favor?

3 COMMISSION MEMBERS: Aye.

4 CHAIR WALLACE: Any oppose?

5 (No opposition indicated.)

6 COMMISSIONER HANNON: Abstained.

7 CHAIR WALLACE: Okay.

8 COMMISSIONER LONG: Continued and

9 reappear in September.

10 CHAIR WALLACE: Do they need to stay and

11 talk with you?

12 MR. MURPHY: Yes.

13 If you-all don't mind hang around for a
14 few minutes so we can talk.

15 CHAIR WALLACE: Okay. Middleton Police
16 Department appearing after notification from P.O.S.T.
17 that the department has completed and submitted approved
18 training for 2015, which keeps the department in
19 compliance.

20 However, it does not appear that the
21 department ever submitted a request for salary
22 supplement for 2015.

23 Do you mind introducing yourself,
24 please.

25 MS. EARNEST: My name is Linda Earnest,

1 and I'm the city recorder at the city of Middleton.

2 I'd like to take the opportunity to
3 publicly thank Stan Murphy for all of his patience and
4 guidance. Because up until a couple of months ago I did
5 not know what ACADIS meant, and I did not know what
6 in-service means or salary supplement.

7 Our chief of police of 30 years retired
8 November 23rd of 2015. We had an Officer Maness who
9 came onboard November 1st of 2015.

10 The salary supplement for the three
11 officers that we did have has been received. The salary
12 supplement for Officer Maness was not file nor received.
13 In working with Stan we've submitted the documents.
14 They had the wrong signature on them because they had
15 the mayor's signature and my signature -- the city
16 recorder.

17 So I'm asking to -- we got a letter from
18 Ray Farris that said we could come here and just explain
19 what happened. So that is what happened, our police
20 chief of over 30 years retired November 23rd. We did
21 hire Matthew Maness November 1st.

22 Since working with Mr. Murphy he has
23 been entered into the ACADIS system. The points of
24 contact that we had that were listed prior to Stan and I
25 working together was actually the police chief's

1 personal e-mail account. So any e-mail notification was
2 going to his personal e-mail account and not the City of
3 Middleton.

4 So I'm asking for reconsideration of
5 Matthew Maness's salary supplement and also to thank
6 Stan Murphy for his guidance.

7 MR. MURPHY: Officer Maness was hired on
8 November 1st. He came from Hardeman County, and did do
9 his in-service at Hardeman County.

10 We received the supplement request
11 June 22nd. We do have the documentation that he did
12 attend. He was inadvertently left off the salary
13 supplement that they sent it originally.

14 MR. GRISHAM: How many officers were
15 there originally?

16 MR. MURPHY: Three.

17 MS. BREEDEN: Was he processed as being
18 with the department?

19 COMMISSIONER JENKINS: I just want to
20 see the date on this.

21 COMMISSIONER LEWIS: Was there records
22 sent in before May 8th?

23 MS. EARNEST: No.

24 We were -- the City of Middleton was
25 under the impression that the Boliver Police Department

1 had submitted the salary supplement for him because of
2 the November 1st hire date for the City of Middleton.

3 That was not the case. We did not
4 know -- you know, we did not put Officer Maness on the
5 salary supplement.

6 MR. GRISHAM: Because you thought
7 Hardeman was paying for it.

8 MS. EARNEST: Because we thought
9 Hardeman was doing that because of the dates of when he
10 came onboard.

11 MS. BREEDEN: This was processed on
12 June 3rd of this year, but he was hired November of last
13 year.

14 MS. EARNEST: That's how long Stan
15 Murphy and I have been talking.

16 COMMISSIONER JENKINS: Where is the
17 chief?

18 MS. EARNEST: Maness?

19 MS. EARNEST: No. Chief -- that was
20 Chief David Lynn Webb.

21 COMMISSIONER JENKINS: You have a new
22 chief?

23 MS. EARNEST: Yes. He was just brought
24 onboard and made chief May of this year.

25 MR. MURPHY: He's not present today?

1 MS. EARNEST: He's not present today.

2 No.

3 MR. GRISHAM: We run into this. I mean,
4 I think that one can be paid. Take it out of next
5 year's budget.

6 MR. UNDERWOOD: That's \$600.

7 MS. BREEDEN: We didn't even get
8 notification until June.

9 MS. ROBERTS: When did he become
10 actually an employee? When did you say?

11 COMMISSIONER JENKINS: I think it was
12 June 8th or --

13 MR. MURPHY: He was employed
14 November 1st. We finally got all the rest of the
15 paperwork June 3rd to process.

16 MR. GRISHAM: How many officers? Three?

17 MR. UNDERWOOD: One.

18 MR. GRISHAM: Three were paid.

19 MR. UNDERWOOD: I guess the question is,
20 whose responsibility is this information now? Who's the
21 training officer now? You're the training officer?

22 MS. EARNEST: I'm actually the city
23 recorder for the City of Middleton. And at one point in
24 time Chief Maness will be.

25 We no longer allow personal e-mail

1 accounts to conduct City business.

2 MR. UNDERWOOD: What's the will of the
3 Commission on this matter?

4 There's -- I do believe the Commission
5 has a concern. You know, who's entering this
6 information to make sure that -- that's part of the
7 police agency -- who's keeping up with tracking the
8 training records?

9 MS. EARNEST: I am in conjunction with
10 the chief of police.

11 MR. GRISHAM: I'm just saying that you
12 could pay it if you find it's our error.

13 But Stan's got a summary like in the
14 previous case, and his recommendation is that we don't
15 approve the salary supplement for Officer Maness. We
16 were not in error processing the supplement. It's on
17 the Middleton Police Department to provide it.

18 COMMISSIONER BAKER: And I think if we
19 approve it, you know, you've got a slippery slope. You
20 approve one when it wasn't our fault -- our -- P.O.S.T.
21 Commission -- and the next thing you're approving two
22 and the ball starts rolling. It starts with one.

23 So I make a motion that we don't pay the
24 salary supplement on this one either.

25 COMMISSIONER WILLIAMSON: Second.

1 CHAIR WALLACE: Motion and second.

2 Any discussion?

3 COMMISSIONER JENKINS: Let me ask her,
4 did you send this in in January?

5 MS. EARNEST: Yes.

6 COMMISSIONER JENKINS: You had no
7 idea --

8 MS. EARNEST: I had no idea I should
9 have put Officer Maness on there.

10 COMMISSIONER JENKINS: What woke you up
11 to that?

12 MS. EARNEST: When he did not get his
13 money.

14 COMMISSIONER HANNON: Is it my
15 understanding he worked in Hardeman County until
16 November?

17 MS. EARNEST: Yes. He came onboard
18 November 1st to the City of Middleton.

19 COMMISSIONER HANNON: And he completed
20 eight months of continuance -- at least eight months of
21 continuance employment with Hardeman prior to coming to
22 Middleton?

23 MS. EARNEST: Yes.

24 COMMISSIONER HANNON: You kind of got --
25 he's really -- in my opinion Hardeman should have

1 submitted --

2 CHAIR WALLACE: If you read all those
3 papers it says all that.

4 COMMISSIONER LEWIS: If he leaves that
5 department and goes to another department is that other
6 department responsible to submit the in-service?

7 MR. UNDERWOOD: Was he hired as the
8 chief?

9 MS. EARNEST: No. He was hired as an
10 officer -- a patrol officer.

11 MR. UNDERWOOD: And the chief had
12 already left?

13 MS. EARNEST: We had no police chief
14 from November 23rd until May of 2016. So for about six
15 months.

16 COMMISSIONER JENKINS: There was no
17 chief for six months.

18 MS. EARNEST: No.

19 COMMISSIONER JENKINS: You were.

20 (Laughter)

21 MS. EARNEST: No, sir. I did the salary
22 supplements for the three officers. And with Stan's
23 help I've got onto the ACADIS system. We've gotten --
24 I'm authorized for that, and I input the information
25 into that.

1 COMMISSIONER CHRISMAN: So Officer
2 Maness is now the chief of police and will assume these
3 duties?

4 MS. EARNEST: And will assume the
5 duties.

6 COMMISSIONER BAKER: And thank you for
7 taking that on.

8 CHAIR WALLACE: We have a motion and a
9 second.

10 No more discussion?

11 (Pause)

12 CHAIR WALLACE: All those in favor?

13 COMMISSIONER MEMBERS: Aye.

14 CHAIR WALLACE: Any oppose?

15 (No opposition indicated.)

16 COMMISSIONER LEWIS: Do we need to make
17 a motion to keep them in compliance on their training?

18 COMMISSIONER JENKINS: The training
19 looks --

20 CHAIR WALLACE: It says they're in
21 compliance.

22 COMMISSIONER JENKINS: Yes. They're in
23 compliance.

24 MS. EARNEST: And the City of Middleton
25 has already reimbursed Officer Maness when we found out

1 what happened.

2 CHAIR WALLACE: Do you have any
3 questions?

4 MS. EARNEST: You-all are very
5 intimidating, but thank you.

6 And once again thank you, Stan.

7 COMMISSIONER LONG: I want to compliment
8 the City of Middleton for stepping up and paying the
9 officer since it wasn't his fault.

10 CHAIR WALLACE: All right. Mount Carmel
11 Police Department.

12 MR. JACKSON: Jeff Jackson, Chief of
13 Police, Mount Carmel.

14 I'm in a catch-22 situation here. I've
15 watched all these others come up here. They've
16 basically got the same problem that I've got, and I've
17 watched you deny each one of them. And the only defense
18 that I've got -- this is not work that is indicative of
19 my department. We have been out in the forefront.
20 We've -- you know, we've won national awards and
21 everything in the past.

22 Elections -- elections tend to change a
23 lot. And December 28th I got terminated by the new
24 mayor -- or he wasn't the new mayor. But anyway, I got
25 terminated.

1 The person that he put in charge of the
2 police department at that time was the department
3 instructor.

4 I appealed the mayor's decision, but
5 during the whole 20 days or so that I wasn't chief I
6 kept corresponding back with the department. And I kept
7 telling the officer that was the acting chief, you know,
8 how important it was to turn in our in-service and our
9 department training. I even instructed them to do it
10 through certified mail.

11 I kept up and thought everything was in
12 the ACADIS -- or the whole system. When I was
13 reinstated, though, I didn't feel good about it, so when
14 I came back on February 1st one of the first things I
15 did was get the department instructor and ask him if
16 everything had been turned in the way it was supposed to
17 be. He told me yes it was.

18 I didn't feel comfortable with that, so
19 I called Janine and talked to her.

20 And I think it was you that she
21 connected me with.

22 But we checked the records and there was
23 a few documents missing, and I got with the department
24 instructor and I told him everything is not the way that
25 you told me it was and you get with this lady down there

1 and you make sure that everything is right. That we
2 have everything that we're supposed to.

3 Well, a few days later he came to me and
4 told me that he had done it again. But since he had
5 dropped the ball the first time I called back a second
6 time to see if everything had been turned in the way it
7 was supposed to be. I was informed that, yes, we did
8 everything that we were supposed to.

9 The day I called back the second time
10 and was told that I told my assistant chief at that
11 time, I said I don't feel comfortable with this.

12 But I know how shorthanded the people
13 that work at P.O.S.T. here are. They've got a large
14 responsibility for all the officers in the whole state.
15 And as one of the chiefs said before there, I was not
16 going to call down here and ask every time I turned
17 around where's our in-service. I've dealt with P.O.S.T.
18 for 35 years, and I know what a hard job it is. I've
19 watched the P.O.S.T. workers go up in numbers, and I've
20 watched them go down in numbers. I wish the State would
21 give them a little more help.

22 But anyway, I was under the impression
23 that everything was okay. We have gotten our in-service
24 as late as August and September in the past, so I did
25 not want to bother them.

1 But as one of the other chiefs said, I
2 got that surprising little certified letter from
3 P.O.S.T. that basically told us we were in compliance
4 with our records -- on our training records, but that we
5 hadn't submitted a request for salary supplement.

6 I'm here requesting a waiver on that.
7 And I know what your rules are, but I just hate that the
8 officers in my department are going to suffer because
9 they did do the training. They -- and matter of fact,
10 they do more than 40 hours. Most of our officers get 60
11 to 80 hours minimum a year of training. I just hate
12 that the officers in my department are going to suffer
13 because of a miscommunication or a political issue that
14 was none of you-all's fault -- it was in our city.

15 But still I wanted you to know that I
16 felt like we had complied after calling twice to make
17 sure everything was okay.

18 MS. ROBERTS: Your question about --

19 MR. JACKSON: That's my case.

20 MS. ROBERTS: I know I had talked to
21 your training officer before he had surgery or after he
22 had surgery -- or at some point and all the training was
23 submitted. Everything was finished.

24 We only know salary supplement gets
25 submitted when we go pull it out of the file. If you

1 send it certified mail you get something back that says,
2 yes, it was submitted. We have no way of knowing who
3 all submitted it until we go up front and -- or until we
4 pull a file out to look at it. And there's 4 or 500. I
5 don't know how many.

6 MR. JACKSON: I understand the workload
7 that you have.

8 MS. ROBERTS: How many officers do you
9 have right now?

10 MR. JACKSON: Six.

11 MS. ROBERTS: Okay. You, Lunsford,
12 Copas, and Bussell. Who else do you have?

13 MR. JACKSON: There --

14 MS. ROBERTS: Those are the only four
15 listed in ACADIS. That's why I'm asking.

16 MR. JACKSON: There's two other officers
17 that were there at that time. One of them is Officer
18 David Dean, and one of them is Officer -- or Detective
19 Phillip Robinette. Phillip Robinette was our department
20 instructor. He has been terminated because of other
21 issues of this same nature.

22 MS. ROBERTS: Okay. That's not showing
23 up either. We don't have notification that --

24 MR. JACKSON: This was last week, and
25 he's appealed his termination.

1 MS. ROBERTS: That's something we need
2 to work out because it needs to be put in the system
3 that it happened. It needs to go in ACADIS. It needs
4 to be notified that he was terminated on such-and-such
5 date.

6 COMMISSIONER JENKINS: But he was the
7 GDI, so he didn't do it.

8 MS. ROBERTS: So right now you have how
9 many?

10 MR. JACKSON: Four.

11 MS. ROBERTS: So the four I named are
12 correct?

13 MR. JACKSON: Yes.

14 MS. ROBERTS: Jackson, Lunsford,
15 Bussell, and Copas. Okay.

16 COMMISSIONER HULSEY: I'm really close
17 to this department. It's right on my city limits. His
18 son used to work on my crew for years, so I have to pull
19 myself out from voting.

20 But I've got to tell you, the scenario
21 that he dealt with is a very real thing. And he put up
22 with a whole lot out of the city government that's
23 absolutely incredible to have to deal with.

24 MR. JACKSON: Ladies and gentlemen, just
25 to tell you the way it's been -- and you're records do

1 not reflect this -- I've been with this department for
2 35 years. I've been there since 1981. And, you know,
3 when you get towards the end of your career you kind of
4 should be able to float a little bit -- or you should be
5 able to if you've done a good job.

6 I worked myself up to -- I got appointed
7 chief of that department in 1999. We took that
8 department -- we had officers that were going to the
9 Federal prison. We had officers that were going to the
10 State prison. We took that department from that in five
11 short years to winning first place in the nation for our
12 traffic safety programs.

13 Kept having to compete with Ms. Wallace
14 over there.

15 CHAIR WALLACE: I was going to say I'm
16 going to have to abstain from this one as well because I
17 know the chief pretty well.

18 MR. JACKSON: In 2013 at the election --
19 since 2013 -- this is not reflected in your records, but
20 in 2013 I went from chief to patrolman.

21 About four months later I went from
22 patrolman to lieutenant. A couple months later I went
23 from lieutenant back to patrolman. Then about six
24 months after that I got reappointed as chief. Then in
25 December I got -- December 28th I got terminated.

1 January 28th I got reinstated, and I've
2 been trying to put everything back together ever since
3 then.

4 We are nowhere the topnotch department
5 that we used to be, but we are working very, very hard
6 to get back there.

7 And one thing is I've got some dedicated
8 officers. That's why I'm down here and pleading.

9 COMMISSIONER BAKER: Well, Chief,
10 clearly you're doing a good job trying to fix it. I
11 appreciate your plea, makes me appreciative of civil
12 service. But I don't know how we can say your situation
13 is different than the other ones that we have already
14 heard.

15 So I'm going to make a motion that we
16 deny the salary supplement.

17 COMMISSIONER BELL: Second.

18 CHAIR WALLACE: We've got a motion and a
19 second.

20 Any discussion?

21 COMMISSIONER CHRISMAN: I'll just add to
22 the discussion, Chief. I was at ICP the year that you
23 won the national award. And along with Chief Wallace, I
24 was at some of the other things and we saw the work that
25 you-all were doing.

1 I think the difficult position for the
2 Commission is we've got to try to treat similar cases
3 similarly for that continuity. I know you'd appreciate
4 that and respect that.

5 One of the things that I heard -- in
6 fact, from the people from Middleton that just left
7 here -- politically this is probably impossible for you.
8 But if it was a political decision that caused this to
9 be in disarray, that jeopardized the salary supplement
10 for the officers of the Mount Carmel Police Department,
11 then, respectfully, that's something probably that your
12 city government ought to look at and consider making
13 right.

14 I think the path is very clear for us as
15 a commission. We've got to be equitable with everybody
16 that comes here. And as you've said, you've heard
17 several of those stories today.

18 MR. JACKSON: Yes, sir.

19 COMMISSIONER CHRISMAN: And as
20 Commissioner Baker said, we appreciate the hard work
21 you're doing.

22 Sorry that you're dealing with the
23 circumstances that you're dealing with, but I trust
24 you'll persevere.

25 COMMISSIONER JENKINS: Who's your new

1 GDI?

2 MR. JACKSON: Cody Bussell. We've not
3 submitted that paperwork yet because I think we talked
4 to Stan about using a department instructor that's
5 already a department instructor for another agency. We
6 were trying to see if there was any way that we could
7 use --

8 MR. MURPHY: He's wanting to work with
9 you part time; is that right?

10 MR. JACKSON: He works for us part time.

11 MR. MURPHY: He's going to help you get
12 your training program up in order?

13 MR. JACKSON: Yes.

14 COMMISSIONER JENKINS: Can he be the
15 GDI? He can't do it.

16 MR. MURPHY: He can be the training
17 officer, but he's part time.

18 MR. UNDERWOOD: He worked for another
19 agency.

20 MR. MURPHY: But he's the GDI with the
21 other agency, so he knows what he's doing.

22 MS. ROBERTS: I actually got that
23 application this week. I didn't put the two together
24 until just now. I've got that application and am
25 actually getting it ready to go on next month's agenda.

1 But I was checking with Stan yesterday
2 about if somebody doesn't work for the department full
3 time. I had the same question you had, Commissioner.
4 If they can be that.

5 But training officer -- he knows how to
6 use the ACADIS. He's familiar with the system. And if
7 he's working for Chief Jackson part time and that's
8 acceptable, that's great. He already knows what he's
9 doing.

10 But I do have that application and
11 everything.

12 MR. JACKSON: That's my problem is I've
13 got a lot of new officers.

14 COMMISSIONER WILLIAMSON: Call for the
15 question.

16 CHAIR WALLACE: All right. Got a motion
17 and a second to deny the supplement.

18 All those in favor?

19 COMMISSION MEMBERS: Aye.

20 CHAIR WALLACE: Any oppose?

21 (No opposition indicated.)

22 CHAIR WALLACE: Keep up the good work.

23 MR. GRISHAM: Chief, if it helps any, my
24 reaction to your department not being in compliance was
25 shock, but now I know.

1 Thank you for the explanation.

2 MR. JACKSON: You won't see us again.

3 Thank you.

4 CHAIR WALLACE: All right. New Market
5 Police Department appearing after notification from
6 P.O.S.T. that the department, it appears, has submitted
7 partial or no approved training for their officers for
8 2015, which means the department is out of P.O.S.T.
9 compliance.

10 Furthermore, it does not appear that the
11 department ever submitted a request for salary
12 supplement for 2015.

13 Would you please introduce yourself and
14 explain?

15 MR. RAPER: Good morning. I'm Chief
16 Raymond Raper, New Market Police Department.

17 I've got pretty much two scenarios from
18 what I can figure out what happened here.

19 One of them just came to me probably
20 about two days ago. Sergeant Joey Knight, he was
21 removed basically back down to patrolman right now
22 pending further investigation. He was a little
23 aggravated at me over some disciplinary reasons I was
24 going to give to him, basically for not coming to work.
25 He had taken a part-time job doing a security run for

1 jewelry escorts and wasn't showing up to work.

2 The mayor had asked me not to fire him,
3 but put him as a part-timer. So he made the comment --
4 and I found this out while talking to some of the
5 people -- that he was going to get me back. So it's
6 under investigation if this is one of the reasons why.

7 The other reason that we've come -- I
8 was actually unaware of ACADIS. He was our GDI. I have
9 our paperwork here, and I'm in the process of working on
10 it to get it put into ACADIS.

11 Mr. Stan -- I forget your last name,
12 sir.

13 MR. MURPHY: Murphy.

14 MR. RAPER: I apologize, sir.

15 I guess it was last Thursday he signed
16 me up and registered me on the ACADIS. As computer
17 illiterate as I am. I'm just an old farm boy. I'm
18 trying to learn how to put all that stuff in.

19 I called -- I can't remember the lady's
20 name that I spoke to -- I guess it was Wednesday. She
21 called me back -- I called that morning, and she called
22 me back that afternoon. I was out of the office.

23 I called her back and couldn't get a
24 hold of her. I've been trying to reach her to get it
25 put in and situated.

1 MS. ROBERTS: That's me. And it was
2 Wednesday and yesterday.

3 MR. RAPER: Okay. I can't remember half
4 the time.

5 MS. ROBERTS: Just letting you know it's
6 me.

7 MR. RAPER: I appreciate you calling me
8 back.

9 Basically what I'm going to try to do is
10 get it rectified and appoint another GDI -- which is
11 going to be Chuck Devotie. He was the former chief
12 before me. Before I was demoted to chief, I guess.

13 That's pretty much where we stand right
14 now.

15 MS. ROBERTS: Who is it?

16 MR. RAPER: It's going to be Chuck
17 Devotie. He doesn't actually know yet. He's been on
18 vacation.

19 MS. ROBERTS: Does he work for your
20 department?

21 MR. RAPER: Yes, ma'am, he does.

22 MS. ROBERTS: Again, he's not -- I have
23 eight or nine people listed, but he's not on there.

24 MR. RAPER: Finding this out I'm not
25 surprised.

1 COMMISSIONER JENKINS: How many do you
2 have?

3 MR. RAPER: I've actually only got three
4 right now and one part-timer -- which would be Joey
5 Knight, the one that's under investigation. And if I
6 find out -- I actually have photos on my phone that were
7 given to me where he's burned a New Market Police
8 Department uniform. So I'm probably pursuing charges
9 for vandalism on that as well. So if it does, it'll be
10 a later thing.

11 MS. ROBERTS: Who are the other two,
12 Chief? You and you said Joey Knight is part time.

13 MR. RAPER: It'll be a Robert Metacalf,
14 Chuch Devotie, and myself.

15 MS. ROBERTS: Neither one of them are
16 even --

17 MR. RAPER: That doesn't surprise me.

18 I guess my question was I was unaware
19 that anything was going on -- that anything was wrong
20 per the former Sergeant Knight.

21 When I asked him did you get everything
22 done, has everything been submitted he said yes. And
23 I'm like the other guys, I don't want to call down here
24 every week saying, hey, where's our salary supplement.
25 I don't want to pressure anybody. It's been as late as

1 June, July for us before.

2 So when I called -- and I think I spoke
3 to Mr. Lewis -- I was kind of dumbfounded whenever he
4 said that we were out of compliance and nothing's been
5 submitted.

6 I immediately got on the phone with Joey
7 Knight and he -- but a week later produced a piece of
8 paper for me that was what all we had done in our
9 training records that he supposedly -- that I signed off
10 on and the mayor as well.

11 He said that he had mailed them.
12 Whether that actually happened, I can't give you an
13 honest answer. If it's -- I guess my investigation on
14 him and finding out whether he was trying to get me back
15 or not -- as was told to me -- I guess will let me know.

16 MS. ROBERTS: I can tell you, Chief,
17 because I looked more specifically to have this so I
18 could answer questions on this if you had them and I
19 could answer the Commission's questions, too.

20 There -- as far as New Market Police
21 Department, there's no training for anybody that's ever
22 been submitted since we've been up on the system, which
23 has been two years.

24 And like I said, there's eight people
25 listed as employees. You're the only one on this list

1 that actually works there. All the other people
2 apparently don't work there anymore. And the two --
3 Metcalf and Devotie, there's nothing about them in
4 there. So we've got a lot of work to do.

5 MR. RAPER: We've got a lot to work on.
6 I want to get that done.

7 MS. ROBERTS: I know you do. And you
8 called me, but we've missed each other.

9 MR. RAPER: I'm willing to even come
10 down here a week if I have to, to get it fixed.

11 MR. GRISHAM: Did you do your training
12 last year?

13 MR. RAPER: Yes, sir.

14 MR. GRISHAM: Do you have those
15 documents?

16 MR. RAPER: Yes, sir. Right here
17 (indicating).

18 COMMISSIONER LEWIS: I'm going to make a
19 motion to put this one off to give him time to get all
20 of his training records in compliance.

21 We're not going to be able to pay the
22 salary supplement. That's pretty obvious. And I make
23 that part of my motion, that the salary supplement be
24 denied and that we give him time to get into compliance
25 and come back September 16th to show the Commission that

1 he is in compliance to where we can get his department
2 back in compliance with P.O.S.T.

3 COMMISSIONER CHRISMAN: Well said,
4 Commissioner.

5 I second that motion.

6 CHAIR WALLACE: We have a motion and a
7 second.

8 Any discussion?

9 COMMISSIONER JENKINS: I was told not
10 long ago that your department had defunct.

11 MR. RAPER: Well, we had a lot of
12 problems in the past three or four years. About three
13 years ago, give or take, I found out through an audit
14 that our former city recorder had stolen roughly --
15 almost \$40,000 -- it almost bankrupted the city -- along
16 with one of the former public works guys. I think it
17 was around \$1,400 that he had put on his city gas card
18 and was putting it in his own truck.

19 They fired the city recorder, but didn't
20 fire the maintenance guy because he apparently had paid
21 it back.

22 Notified the Comptroller, TBI. They
23 came in. Long story short, she went to jail for -- I
24 think it was 120 days. They reprimanded the public
25 works guy, and then probably less than a year later I'm

1 arresting him for doing the same thing.

2 The City pretty much right now -- I'm a
3 man short. I can't even hire somebody to cover. We're
4 trying to cover it the way we are.

5 They took basically every benefit that
6 my guys have. They have no retirement, no insurance.
7 They're probably one of the lowest paid in the region.
8 It's hard for me to even get people.

9 Last time I tried to have a hire session
10 I told them what the pay was and they said, no, I can
11 make more at McDonald's. It's pretty sad.

12 They're going through -- right now
13 unfortunately our city doesn't have any city taxes, so
14 they're relying on what we get from the State and what
15 little bit they get from arrests and fines and costs
16 from us -- citations and arrest.

17 And the bad part for me is I'm always in
18 it with the City Council. They're telling me, well, go
19 write more tickets. My response is we're not a
20 moneymaker. We're here to protect life and property,
21 not to fund the City.

22 And that's been a couple years ago, but
23 that's the situation I'm in.

24 COMMISSIONER JENKINS: I never drive
25 through there unless I see one of your nice Dodges

1 stopping cars.

2 MR. RAPER: That's true. We really do
3 make a lot of traffic stops.

4 COMMISSIONER JENKINS: It's two miles
5 long.

6 MR. RAPER: 2.9.

7 COMMISSIONER WILLIAMSON: That's the
8 reason they don't need a police department, too.

9 MR. RAPER: They're fixing to implement
10 city taxes down there. And there's actually a new mayor
11 election coming up here in November.

12 CHAIR WALLACE: I think it was seconded.

13 COMMISSIONER JENKINS: I'm talking.

14 (Laughter)

15 CHAIR WALLACE: Okay. A motion and a
16 second.

17 All those in favor?

18 COMMISSION MEMBERS: Aye.

19 CHAIR WALLACE: Any oppose?

20 (No opposition indicated.)

21 CHAIR WALLACE: Okay. You need to be
22 back here on September 16th at 9:30.

23 MR. MURPHY: Chief, did you bring the
24 rest of your files with you?

25 MR. RAPER: I couldn't get a hold of our

1 city recorder, but I will get them to you. If you need
2 me to bring them in here personally, I'll be more than
3 happy to.

4 MS. ROBERTS: Let's talk Monday. I'll
5 call you Monday, and we'll figure out a time. And we'll
6 get -- I'll give you what you need to come up to be able
7 to access -- and we'll work it out.

8 MR. RAPER: I appreciate your help. Be
9 happy to work with you again.

10 MR. MURPHY: Ms. Roberts will be your
11 contact for the P.O.S.T.

12 MR. RAPER: I really appreciate you,
13 Mr. Murphy, and I appreciate you coming back the other
14 day.

15 MR. MURPHY: Yes, sir.

16 CHAIR WALLACE: Okay. Pittman Center
17 Police Department.

18 MS. BREEDEN: They've e-mailed -- and
19 you probably received an e-mail where they want a lot of
20 records.

21 MR. WILDER: Yes. They've recently
22 asked and I haven't been able to comply with the request
23 yet. Just recently -- I think it was yesterday --
24 Thursday or Wednesday they sent a request for some
25 records, and we haven't got them yet.

1 MS. BREEDEN: They want copies.

2 COMMISSIONER LEWIS: They're the ones --

3 MR. GRISHAM: They were a squared away
4 chief that had everything done. He retired, so he could
5 hike the Appalachian Trail. He groomed somebody to take
6 his place that's not who they chose and it's all fallen
7 apart.

8 COMMISSIONER LEWIS: How many officers
9 are there?

10 MR. GRISHAM: They have three full time,
11 and it's a vital little community just outside
12 Gatlinburg.

13 COMMISSIONER LEWIS: But they did
14 receive a letter from P.O.S.T. requesting their presence
15 here today; is that correct?

16 MR. GRISHAM: And they had a personal
17 visit.

18 MR. MURPHY: I also told them they
19 needed to be here.

20 MR. GRISHAM: I don't have a letter --
21 we didn't send them a letter that Ray gave the others --
22 everybody else.

23 I don't know if they were supposed to be
24 here today.

25 MR. MURPHY: I asked them to be here.

1 All their officers are out of compliance except one.
2 They're missing documentation that they're required to
3 have on each officer in their department.

4 CHAIR WALLACE: Should we send a
5 certified letter to be here next month?

6 COMMISSIONER LEWIS: I'm going to make a
7 motion to send the mayor and the police chief a
8 certified letter explaining to them that they're out of
9 compliance and very close to being a decertified
10 department. If they don't appear next month, then they
11 will be a decertified department.

12 I make that as a motion.

13 COMMISSIONER BAKER: Second.

14 MR. GRISHAM: See, the mayor is a figure
15 head, so the city manager is the one that needs --

16 COMMISSIONER LEWIS: As long as that's
17 to the chief and the city manager. Both of them need to
18 be notified.

19 MS. BREEDEN: To be here when?

20 CHAIR WALLACE: August.

21 COMMISSIONER JENKINS: August meeting.

22 CHAIR WALLACE: We have a motion and a
23 second.

24 All those in favor?

25 COMMISSION MEMBERS: Aye.

1 CHAIR WALLACE: Any oppose?

2 (No opposition indicated.)

3 CHAIR WALLACE: Motion carries.

4 All right. Sunbright Police Department
5 appearing after notification from P.O.S.T. that the
6 department has submitted partial or no approved training
7 for their officers for 2015, making the department out
8 of P.O.S.T. compliance.

9 Furthermore, it does not appear that the
10 department ever submitted a request for salary
11 supplement for 2015.

12 The officers/chief no in-service
13 submitted for him since his basic in 2006. Unable to
14 locate any waivers have ever been requested or given.
15 Uncertain on the number of officers working that would
16 require P.O.S.T. documentation.

17 Would you like to introduce yourself and
18 explain?

19 MR. DAGLEY: Chief Dagley, Sunbright
20 Police Department.

21 Did I hear correct that there wasn't
22 anything from 2006 to present for the Chief?

23 CHAIR WALLACE: Is that right? Yes.

24 MR. DAGLEY: I think that's incorrect.

25 But what happened last year is I had two

1 officers quit. One went to another department, and the
2 other one went to private security. That left me in
3 between -- that -- the last one left around July, so I
4 was down to one officer -- myself.

5 From June to July I hired one and I'm
6 still working under the assumption that from your hire
7 date you have a year to get your in-service in. That's
8 what I've been told previously, and that's the reason
9 the in-service isn't done yet.

10 Also, we used to piggy-back Morton
11 County -- or Morton Police Department with in-service.
12 We used to go to their in-service. Last year in
13 November when we were going to do all the in-service I
14 found out they went V-Academy.

15 December 28th V-Academy -- I finally got
16 approval to get V-Academy. We finally got V-Academy two
17 Saturdays ago. Finally got everything set up, the whole
18 nine yards.

19 ACADIS, I just learned how to use a
20 scanner after I got this letter last week. And the GDI
21 for Morton County, he's been helping me out a lot. I
22 believe Ms. Roberts talked to him this week, also.

23 I didn't get the letter until this past
24 Saturday because I've been working night shifts and
25 hadn't seen the secretary.

1 But the training since 2006, from basic,
2 that's not correct.

3 MS. ROBERTS: There's nothing -- that's
4 the note I made.

5 As far as the ACADIS system, you're the
6 only person that's listed as an employee. There's no
7 other person.

8 And the only thing that's ever been
9 entered for Sunbright -- or whatever -- is what you sent
10 me this week for four hours of V-Academy.

11 MR. DAGLEY: That's where we --

12 MS. ROBERTS: But there's -- nothing's
13 ever been submitted prior to that. We don't even know
14 that you -- you're the only employee we know that you
15 have.

16 COMMISSIONER CHRISMAN: And there's no
17 records in ACADIS for him?

18 MS. ROBERTS: Not for training, other
19 than he's the chief.

20 So how many do you have right now?

21 MR. DAGLEY: As of today I have myself
22 and two part-time officers. They went from full time to
23 part time -- part-time hours.

24 MS. ROBERTS: Who are other two names?

25 MR. DAGLEY: Jeffrey Claybo and

1 Adam Wright.

2 I came last month, and I talked with
3 Stan. And Mr. Farris was downstairs getting a bulb for
4 a projector.

5 I didn't think I had the right ID
6 numbers to enter them in. So I got those from Stan last
7 year right here in this room and tried to enter them and
8 it still wouldn't let me work with ACADIS.

9 And then this past week I had to call
10 and we reset my password. We did that. So everything
11 is fixed.

12 And I know how to use a scanner -- which
13 I never used with ACADIS -- except to take two people
14 out. It did let me do that.

15 The other two people are in there.
16 Mike -- we sat down and he showed me how to enter them.
17 And we entered that.

18 MS. ROBERTS: Okay.

19 MS. BREEDEN: Have the supporting
20 documents been sent as well?

21 MR. DUGLEY: Not to scan them in. We
22 don't have a scanner, so I have to purchase one. I just
23 found out how to use one Tuesday or Wednesday. So we
24 have to get that, then everything will be sent. In last
25 name, first initial form. Now I know how to do that.

1 And we don't do -- the part that I
2 didn't know was it's from January to December, that's
3 when you got to get your training in. I was under --
4 the date from your hire date until that next hire -- the
5 next 12 months is when you were getting your in-service
6 in. That's my fault. I was incorrect on that. That's
7 what I was going by.

8 MR. MURPHY: How many hours are your
9 reserve officers working?

10 MR. DUGLEY: I don't have any reserves.

11 MR. MURPHY: No part-time people?

12 MR. DUGLEY: No. Starting today the
13 budget doesn't allow -- our budget doesn't allow for
14 three officers anymore, which we've had since we started
15 the department in 2009. They gave me a choice to
16 terminate one or put two on part-time status. So that's
17 what I've -- that's what I did today.

18 COMMISSIONER LEWIS: Two part-time
19 officers.

20 MS. ROBERTS: But how many hours are --

21 MR. DUGLEY: They're going to be working
22 about 24 hours.

23 MS. ROBERTS: Okay. So they're full
24 time under our --

25 MR. DUGLEY: Yeah, under P.O.S.T. rules.

1 If somebody doesn't under P.O.S.T.
2 rules, P.O.S.T. rules state 21 hours and over is
3 full-time officer. So they're going to be working at
4 least 24 hours.

5 So to the mayor -- and she doesn't
6 understand the P.O.S.T. rules of that -- they're part
7 time hour-wise.

8 MR. MURPHY: So you need to set them up
9 as full time. We need all the paperwork -- supporting
10 documents on them.

11 MR. DUGLEY: They should be in there.

12 They way Mike explained to me -- because
13 I've not been to an ACADIS class -- is it has to be
14 approved before it'll let them in there. And I actually
15 have been trying to enter stuff on ACADIS.

16 But we talked last year --

17 MS. ROBERTS: But what Ms. Breeden was
18 asking about -- those supporting documents -- she can't
19 do anything to process them until she has all the
20 paperwork that says they're actually qualified to be
21 there.

22 MR. DUGLEY: We figured out -- well, I
23 was shown how to use the scanner this past week.

24 COMMISSIONER LEWIS: Ms. Chairman, I
25 make a motion that we put this off until September 16th

1 to give him time to get into compliance, working with
2 Stan or whoever he needs to work with to get everything
3 taken care of.

4 And then as far as the salary
5 supplement, I make a motion that we deny that upon not
6 being complete.

7 CHAIR WALLACE: Motion.

8 Do I have a second?

9 COMMISSIONER BELL: Second.

10 CHAIR WALLACE: Discussion?

11 COMMISSIONER CHRISMAN: Chief, are you
12 going to be the GDI going forward?

13 MR. DUGLEY: Yes. I'm going to have to
14 now.

15 CHAIR WALLACE: All those in favor?

16 COMMISSION MEMBERS: Aye.

17 CHAIR WALLACE: Any oppose?

18 (No opposition indicated.)

19 CHAIR WALLACE: Be back here on
20 September 16th.

21 MS. BREEDEN: White County, I
22 understand -- concerning salary supplement, I understand
23 that they had sent it in. They called the other day to
24 see if they needed to be here, and Mr. Lewis said they
25 did not, that it's in the process.

1 MR. GRISHAM: Salary supplement?

2 MS. BREEDEN: Yes.

3 MR. GRISHAM: We can't process it.

4 MS. BREEDEN: I understand it is being
5 processed.

6 MR. GRISHAM: Is it our mistake?

7 MS. ROBERTS: That -- wasn't it prior to
8 the end of the month? I wasn't here that week, so I
9 don't remember.

10 MR. GRISHAM: They might have got it in
11 before.

12 MR. MURPHY: It was right at the end
13 of -- I can't remember.

14 MS. ROBERTS: And it may not have been.

15 COMMISSIONER LEWIS: Was before the May
16 date?

17 MS. BREEDEN: He called me and asked me
18 and I said I'll have to let you talk to Mr. Lewis.

19 MR. GRISHAM: And I got all kinds of
20 phone calls in the Caribbean about it, so --

21 MS. BREEDEN: Yeah. They came down
22 here. I don't recall what day or what was going on.

23 MR. GRISHAM: Their in-service was
24 properly filed. They never claimed the pay supplement.

25 They couldn't tell us who it was that

1 they delivered it to.

2 MS. BREEDEN: Right. Very hot headed.

3 COMMISSIONER JENKINS: See who we've got
4 left.

5 CHAIR WALLACE: Copperhill is not here.

6 COMMISSIONER JENKINS: Okay.

7 CHAIR WALLACE: Parrottsville wants
8 to -- is there anybody here from there?

9 (Pause)

10 CHAIR WALLACE: No.

11 They request the Commission's
12 consideration to create a P.O.S.T. certified police
13 department.

14 COMMISSIONER LEWIS: They're not here?

15 CHAIR WALLACE: They're not here.

16 COMMISSIONER LEWIS: Pass on.

17 CHAIR WALLACE: That takes care of all
18 the new business.

19 MR. UNDERWOOD: Motion should be fine.

20 COMMISSIONER LEWIS: Motion to put this
21 one off.

22 COMMISSIONER CHRISMAN: Second.

23 CHAIR WALLACE: Motion and a second.

24 All those in favor?

25 COMMISSION MEMBERS: Aye.

1 CHAIR WALLACE: Any oppose?

2 (No opposition indicated.)

3 CHAIR WALLACE: Now we're going to go
4 back over to specialized substitutions for in-service
5 training.

6 The following items, 1 through 11,
7 requests for approval of specialized training in-service
8 has been reviewed and appear to meet the guidelines set
9 forth in P.O.S.T. Rule 1110-04-9. TCA mandated child
10 sexual abuse, EVOC, mental illness, and firearms
11 qualifications must be completed and documented to
12 complete requirements for in-service training.

13 COMMISSIONER LEWIS: Motion to approve.

14 COMMISSIONER WILSON: Second.

15 CHAIR WALLACE: All those in favor?

16 COMMISSION MEMBERS: Aye.

17 CHAIR WALLACE: Any oppose?

18 (No opposition indicated.)

19 CHAIR WALLACE: Motion carries.

20 Applications for training officer,
21 1110-04-.03.

22 The following items, 1 through 5,
23 applications for training officer have been reviewed by
24 P.O.S.T. investigators and appear to meet criteria for
25 approval.

1 The officers will be informed that they
2 must complete an instructor development course within
3 the next 12 months if needed.

4 COMMISSIONER CHRISMAN: Motion.

5 COMMISSIONER HANNON: Second.

6 CHAIR WALLACE: Motion and a second.

7 All those in favor?

8 COMMISSION MEMBERS: Aye.

9 CHAIR WALLACE: Any oppose?

10 (No opposition indicated.)

11 CHAIR WALLACE: Motion carries.

12 Applications for certified instructor,

13 1110-03-.04.

14 The following items, 1 through 12, have
15 been reviewed by P.O.S.T. investigators and appear to be
16 in order and meet minimum standards.

17 COMMISSIONER LEWIS: Motion to approve.

18 COMMISSIONER WILSON: Second.

19 CHAIR WALLACE: Motion and a second.

20 All those in favor?

21 COMMISSION MEMBERS: Aye.

22 CHAIR WALLACE: Any oppose?

23 (No opposition indicated.)

24 CHAIR WALLACE: And then curriculum

25 and tests, 1110-04 and specialized training

1 curriculum, 1110-04-.09.

2 P.O.S.T. Investigators have reviewed and
3 approved 57 in-service and specialized training classes
4 this month and they appear to be in order and meet or
5 exceed minimum standards set forth by the Peace Officers
6 Standards and Training requirements.

7 They have made note if these training
8 offerings meet the P.O.S.T. requirements for firearms,
9 EVOC, mental illness, and child sexual abuse. 1 through
10 57.

11 COMMISSIONER JENKINS: Motion to
12 approve.

13 COMMISSIONER WILSON: Second.

14 CHAIR WALLACE: Motion and second.

15 All those in favor?

16 COMMISSION MEMBERS: Aye.

17 CHAIR WALLACE: All right. Old
18 business.

19 Collierville Police Department requests
20 Officer Travis Patterson -- hired March 1, 2016 -- who
21 will be attending the September 25th Transition School
22 be allowed to ride solo upon completion of the
23 department's FTO program in mid-July until the start of
24 the transition class.

25 MR. MURPHY: Is that the second request?

1 MS. BREEDEN: Uh-huh. This is one she
2 was with TBI from December of '14 to July '15 and then
3 Mississippi Gaming Commission. She went to Mississippi
4 Delta and graduated October 12 of '11 and was with the
5 Gaming Commission.

6 COMMISSIONER JENKINS: So why is it back
7 on the agenda?

8 MS. BREEDEN: They want to ride solo.

9 MR. MURPHY: Is this the second request
10 to ride solo?

11 COMMISSIONER CHERRY: What capacity were
12 they at TBI?

13 CHAIR WALLACE: Did we deny it before?

14 MR. MURPHY: I don't know.

15 MR. GRISHAM: Did it say what they did
16 at TBI?

17 COMMISSIONER WILLIAMSON: Transition
18 School in September?

19 CHAIR WALLACE: Yes.

20 MS. BREEDEN: There's no training
21 records.

22 COMMISSIONER LONG: Make a motion to
23 deny.

24 COMMISSIONER LEWIS: Second.

25 CHAIR WALLACE: All those in favor?

1 COMMISSION MEMBERS: Aye.

2 CHAIR WALLACE: Any oppose?

3 (No opposition indicated.)

4 CHAIR WALLACE: Okay. Waiver of
5 six-month rule.

6 The following departments are requesting
7 a waiver of the six-month rule to keep their officers
8 and the departments in compliance. 1 through 11.

9 COMMISSIONER BELL: Motion to approve.

10 COMMISSIONER WILSON: Second.

11 CHAIR WALLACE: Motion and second.

12 Any discussion?

13 (Pause)

14 CHAIR WALLACE: All those in favor?

15 COMMISSION MEMBERS: Aye.

16 CHAIR WALLACE: Any oppose?

17 (No opposition indicated.)

18 CHAIR WALLACE: Motion carries.

19 Waiver of eight-month rule.

20 The following officers are requesting --

21 MR. MURPHY: Excuse me just a minute.

22 There's a typo on there that the request
23 for Cara Johnson to receive eight-month waiver -- she
24 did not make eight months.

25 CHAIR WALLACE: She did not make

1 complete eight months.

2 She was terminated July 1, 2016, based
3 on the outcome of a criminal proceeding, and has not
4 completed any in-service for 2016 and is not eligible
5 for salary supplement. The department requests the
6 waiver for them to remain in P.O.S.T. compliance.

7 COMMISSIONER LEWIS: Motion to approve.

8 COMMISSIONER WILSON: Second.

9 CHAIR WALLACE: Motion and second.

10 All those in favor?

11 COMMISSION MEMBERS: Aye.

12 CHAIR WALLACE: Any oppose?

13 COMMISSIONER WILLIAMSON: Abstain.

14 CHAIR WALLACE: Motion carries.

15 Any other business?

16 CHAIR WALLACE: The next meeting is?

17 MR. GRISHAM: August 19th.

18 CHAIR WALLACE: Motion to adjourn.

19 COMMISSIONER HANNON: So moved.

20 COMMISSIONER BELL: Second.

21 CHAIR WALLACE: All those in favor?

22 COMMISSION MEMBERS: Aye.

23 (End of the proceedings.)

24

25

1 RESPECTFULLY SUBMITTED

2 
3 _____

4 Tracy Wilkes
5 LCR #366
6 State of Tennessee

6

7

8

APPROVED 

9

Kim Wallace
Chairman

10

11 DATE: 8-19-16

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