

STATE OF CALIFORNIA
PEACE OFFICER STANDARDS AND TRAINING

POST COMMISSION

FINANCE COMMITTEE MEETING



TIME: 10:00 a.m.

DATE: Wednesday, February 18, 2015

PLACE: Wyndham Anaheim/Garden Grove
Santa Rosa Ballroom A
12021 Harbor Boulevard
Garden Grove, California



REPORTER'S TRANSCRIPT OF PROCEEDINGS



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A P P E A R A N C E S

POST COMMISSION FINANCE COMMITTEE MEMBERS PRESENT

SYLVIA MOIR
(Finance Committee Chair)
Chief
El Cerrito Police Department

PETER KURYLOWICZ, JR.
Deputy Sheriff
Riverside County Sheriff's Department

LAREN LEICHLITER
Sheriff
San Bernardino County Sheriff's Department

RONALD LOWENBERG
Director
Criminal Justice Training Center



POST STAFF PRESENT

(participating staff)

ROBERT STRESAK
Executive Director
Executive Office

JANICE BULLARD
Assistant Executive Director
(Standards and Development Division)
Executive Office

STEPHANIE SCOFIELD
Assistant Executive Director
(Administrative Services Division)
Executive Office

RON CROOK
Multimedia Specialist
Learning Technology Resources Bureau

CONNIE PAOLI
Administrative Assistant to the Director
Executive Office

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Wednesday, February 18, 2015, 10:02 a.m.

Garden Grove, California

--oOo--

(The gavel was sounded.)

COMMITTEE CHAIR MOIR: Good morning. We will call
this POST Finance Committee meeting to order.

May I have a roll call, please?

MS. PAOLI: Yes.

Hutchens?

(No response)

MS. PAOLI: Kurylowicz?

COMMISSIONER KURYLOWICZ: Present.

MS. PAOLI: Leichliter?

COMMISSIONER LEICHLITER: Here.

MS. PAOLI: Lowenberg?

COMMISSIONER LOWENBERG: Here.

MS. PAOLI: McDonnell?

(No response)

MS. PAOLI: Moir?

COMMITTEE CHAIR MOIR: Here.

And "M" is at the end? That was surprising. I'm
sorry.

I was expecting something different. Apparently the
Finance Committee is at the first half of the alphabet.
I appreciate that.

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1 Our first item is the approval of the minutes of the
2 previous Finance Committee meeting from October 23rd,
3 2014.

4 COMMISSIONER LOWENBERG: Move it.

5 COMMISSIONER LEICHLITER: Second.

6 COMMITTEE CHAIR MOIR: Thank you.

7 MS. PAOLI: Who was second?

8 COMMISSIONER LEICHLITER: I did. Leichliter, sorry.

9 MS. PAOLI: Thank you.

10 COMMITTEE CHAIR MOIR: Where we stand now is, I'm
11 going to invite up Stephanie Scofield, our Assistant
12 Executive Director and an absolutely essential part of
13 the Finance Committee, to provide a report on revenues
14 for fiscal year 2014-2015.

15 MS. SCOFIELD: Thank you, Madam Chair.

16 Good morning, Committee Members. We have a full
17 agenda for you this morning.

18 As we proceed, if you have any questions of me or
19 staff that's present, we'd be more than happy to answer
20 any of your questions as we proceed.

21 So the first item of business is Item Number 2,
22 which is our report on revenues. This is reporting out
23 to you on revenues for the first six months of the
24 current fiscal year, 2014-15.

25 And the first chart we have for you is the State

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1 Penalty Fund revenue that is deposited into the Peace
2 Officer Training Fund.

3 As you can see, most of the gold bars for this
4 current fiscal year are lower than fiscal year 2013-14.
5 We are seeing a 1 percent decline in revenue from the
6 State Penalty Assessment Fund, into the Peace Officer
7 Training Fund, which continues the trend of lowering
8 revenues that we've been discussing for the past year.

9 That is reporting from July through December, as
10 noted at the bottom right-hand corner of the page.

11 The second page is showing you revenue from the
12 Driver Training Penalty Assessment Fund. POST receives
13 \$14 million from the Driver Training Penalty Assessment
14 Fund. And as you can see, we have had no deposits in
15 the first six months, which is not unusual, as we
16 normally see that towards the back half of the fiscal
17 year.

18 Page 3 of our revenues. This is our "Other Sources
19 of Revenue." This consists of our coroner's permit fees,
20 any loans we have, interest paid on our loans.

21 This fiscal year, we anticipate receiving the last
22 of the \$5 million loan from 2008. We anticipate a
23 \$1 million last deposit of that, and so we'll see some
24 interest this fiscal year on that.

25 We also combine into this item, miscellaneous

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1 services that we charge fees for, such as basic-course
2 waiver fees, et cetera.

3 We are currently at \$172,000 for that, for those
4 other sources of revenue, reporting out for the first
5 six months. So we are trending well in that area for
6 Other Sources of Revenue.

7 The final page shows you -- this is a cumulative
8 comparison of all of the three sources of revenue that
9 we just discussed from the State Penalty Assessment Fund,
10 Driver Training Fund, as well as our Other Sources. And
11 as you can see, we are trending down.

12 Currently, for the first six months of 2014-15, in
13 comparison to the first six months of 2013-14, we are
14 at a negative 2 percent comparison rate from last fiscal
15 year to this fiscal year. And I attribute that to the
16 decrease of the revenue continuing out of the State
17 Penalty Fund into the Peace Officer Training Fund.

18 We continue to see the negative trend, which we will
19 expand more as we get into our report for the budget
20 2015-16 report.

21 May I answer any questions for the revenue report
22 for the first six months of this fiscal year?

23 *(No response)*

24 MS. SCOFFIELD: Okay, moving on to Item 3, this is
25 going to be our report on expenditures.

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1 Again, this is reporting for the first six months
2 of the fiscal year. And as you can see, our allocated
3 budget, at the very top, is \$56.8 million.

4 And we'll move down per our highlighted areas.

5 Our administration budget, we're allocated
6 \$16.8 million. And to date, we have spent \$9.9 million
7 of that.

8 We are north of 50 percent for the first six months.
9 And I attribute that to our one-time costs associated
10 with our move, which will ultimately result in future
11 cost savings for us. But we did have some one-time costs
12 associated with our move to West Sacramento. So that's
13 equating to north of 50 percent for the administration
14 budget.

15 Our training contracts, we're allocated 19.3. We've
16 encumbered 16.5 of that in our training contracts. Also,
17 it includes our room rentals, which we're at \$133,000.
18 And we hope to see that continuing to decline next fiscal
19 year due to our excellent training room space we have in
20 our new building.

21 This also includes our letters of agreement, which
22 is how we pay our subject-matter experts to assist us
23 in many curriculum development or test panel meetings.

24 And then our contracts are 15 point -- our training
25 contracts are a 15.8 allocation.

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1 The next category is training reimbursements. We
2 are allocated this year \$15.4 million. That was a
3 decrease with our cost-savings reduction plan. And we
4 have spent, in the first six months, 8.3 percent --
5 excuse me, \$8.3 million. And that's expending
6 54 percent. So we're in line with our expenditures for
7 the first six months.

8 I'm going to expand further in this area on Item 5.

9 One thing that is new in the training
10 reimbursements, you'll see on the last bullet point, it
11 says, "Presenter's Costs." In 2013, the Commission
12 approved Plan V, which is reimbursing our presenters for
13 costs of each course presentation that they put on. And
14 we've expended \$49,000 to date.

15 Our final category is the Museum of Tolerance, which
16 is our cultural diversity training in Los Angeles. Each
17 year, we're allocated \$1.5 million. And of that,
18 \$444,000 is earmarked for reimbursements for the field
19 to attend the Museum of Tolerance.

20 The final item of note is, we did receive the
21 one-time allocation this fiscal year of \$3.2 million
22 from the General Fund. And last commission meeting,
23 the Commission approved that to go to allocations for
24 mental-health training reimbursements. Unfortunately,
25 we've only expended to date \$13,842 of that.

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1 When staff did an analysis, what we're finding is,
2 officers are attending mental-health training courses,
3 but they're not submitting for reimbursement. So that's
4 not unusual because a lot of times, there is a delay in
5 POST getting training reimbursements from the field.
6 So I do anticipate that number going up in the next
7 six months. But we'll have further discussions with the
8 Department of Finance; if \$3.2 million is not used for
9 mental-health reimbursements, could we allocate that for
10 other training reimbursements. So that would be further
11 discussion we'll have with the Museum of Tolerance.

12 So for the last six months, we have \$20.3 million
13 balance available for the next six months of this fiscal
14 year.

15 Any questions on our expenditures for the first six
16 months?

17 COMMITTEE CHAIR MOIR: Yes, I have two.

18 MS. SCOFIELD: Yes?

19 COMMITTEE CHAIR MOIR: Ms. Scofield, so that we all
20 understand, the very valuable training that we receive
21 at the Museum of Tolerance, is it accurate to say that
22 that Museum of Tolerance is funded from the POTF?

23 MS. SCOFIELD: That is correct. Our entire budget
24 comes out of the Peace Officer Training Fund, and the
25 Museum of Tolerance is part of that.

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1 COMMITTEE CHAIR MOIR: Thank you.

2 And the other is, you said regarding the "Other" on
3 this sheet before us, the one-time allocation from
4 General Fund authorized for reimbursements. And that
5 was done -- or specifically earmarked for mental-health
6 training --

7 MS. SCOFIELD: Correct.

8 COMMITTEE CHAIR MOIR: -- by action of this
9 Commission and the really insightful work of POST.

10 By looking at this, it appears that the
11 reimbursements are a bit lethargic, for whatever reason,
12 whether agencies are not seeking the training or they're
13 not up-to-date with requesting reimbursement.

14 Is it appropriate then to reallocate some of that
15 for other training reimbursements? And if so, how would
16 we identify which courses we would reimburse?

17 MS. SCOFIELD: It is very appropriate to reallocate
18 that. And that is some discussions we've had with the
19 Department of Finance in the last several months, to
20 reallocate that.

21 We would look to our courses, potentially some of
22 our Plan IV courses that are suspended, bringing back
23 some of those for the last half of the fiscal year. But
24 that's going to be further discussion with the Department
25 of Finance.

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1 COMMITTEE CHAIR MOIR: So that I understand, that
2 discussion with the Department of Finance would take
3 place, and then staff would identify those courses that
4 would be reimbursed?

5 MS. SCOFIELD: Yes.

6 COMMITTEE CHAIR MOIR: Or is there a different
7 process than that?

8 MS. SCOFIELD: That would be the process.

9 COMMITTEE CHAIR MOIR: So request permission, then
10 come back?

11 MS. SCOFIELD: Yes.

12 COMMITTEE CHAIR MOIR: Okay. What is the typical
13 timing of such an action?

14 MS. SCOFIELD: Well, that would be in our
15 discussions with the Legislature, starting in April, with
16 our budget subcommittees, with the Assembly and the
17 Senate, to see if they are willing to look at that. But
18 then we would probably see -- as we have discussed here
19 before, we have some delays in our reimbursements. So
20 potentially, reimbursing from the previous two fiscal
21 years, if that 3.2 is reallocated.

22 COMMITTEE CHAIR MOIR: So urging Department of
23 Finance to recognize, in the complex world of modern
24 policing, that mental-health training is one of the many
25 complex issues we deal with; right? And then saying that

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1 this money should more appropriately be applied across an
2 array of very essential training, is what you're arguing
3 for?

4 MS. SCOFIELD: That's correct.

5 COMMITTEE CHAIR MOIR: Okay, thank you very much.

6 COMMISSIONER LEICHLITER: I guess my only question
7 would be about the reimbursements.

8 Is it just, we don't have that many because they
9 don't know they can be reimbursed? Is it just -- is it
10 normal for them to come in late?

11 MS. SCOFIELD: It actually is normal for there to
12 be a delay in getting training reimbursements.

13 What we have done, as soon as we did this analysis
14 and saw that the funding isn't being used, we have met
15 with our training managers, our regional consultants
16 are meeting with the training managers and the chiefs'
17 and sheriffs' associations to remind them.

18 We did put a bulletin out on this, but sometimes
19 that can get buried. And we're just trying to encourage
20 the field to use this money for mental-health training
21 reimbursement.

22 COMMISSIONER LEICHLITER: Okay.

23 MS. SCOFIELD: It is available.

24 COMMISSIONER LOWENBERG: I think part of the issue
25 might be -- and I'll just use -- I apologize in advance;

1 but I'll use the Orange County example because I'm most
2 familiar with it. In offering the crisis intervention
3 training locally, it's being funded by a grant through
4 the health-care agencies. And so maybe the agencies --
5 I'm just thinking out loud -- maybe the agencies are
6 figuring that since the training is really not -- there
7 is no tuition involved with it, maybe they're not
8 consciously thinking about reimbursement as it relates
9 to backfill -- or, you know, time of officers away and
10 that kind of thing. So maybe part of it, as was pointed
11 out by my fellow commissioner, is that maybe it's an
12 issue of education.

13 And then to follow up with Sylvia's comment, it
14 seems to me that we -- and I agree with everything that
15 was said, and the questions were asked, very insightful
16 questions. But I would be a little bit concerned. We'd
17 want to do it thoughtfully when we go back to request
18 to have the funds redirected, if we choose to do that,
19 because we wouldn't want to raise a red flag with the
20 Legislature because it was their direction, you know,
21 that it would be mental-health training. So maybe we
22 would be thoughtful -- just a suggestion -- in making
23 sure that the training to take place of the mental-health
24 training, would be something as almost as sensitive as,
25 you know, mental-health training; and maybe something --

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1 and I admit my bias in advance, pardon the pun -- but
2 fair and impartial policing, or that kind of training
3 might be high on our list of considerations.

4 So just some observations.

5 EXECUTIVE DIRECTOR STRESAK: Commissioner, thank
6 you. That was well-stated.

7 As you are fully aware, there are multiple
8 conflicting high-priority issues today.

9 What Stephanie didn't point out, is that we have
10 about -- I believe, 3,000 pending reimbursements?

11 MS. SCOFIELD: Yes.

12 EXECUTIVE DIRECTOR STRESAK: -- that would still
13 have to pan out.

14 Point number two is that communicating this message
15 to the boards. We're out reinforcing them, once again,
16 to remind them.

17 And there are outside training resources,
18 non-POST-certified training resources that are being
19 utilized also. So there's kind of this conglomerate of
20 issues.

21 But your point is well-taken; and we'll continue to
22 look at this issue at this point.

23 COMMITTEE CHAIR MOIR: And just for clarity, I
24 wasn't suggesting that we abandon reimbursements for
25 mental health. I think we all recognize that there are

1 so many other issues when interacting with someone in a
2 mental-health crisis. And we may be well-served by
3 looking at that array of training.

4 And the final comment that I'll make to this point
5 and to the point about reimbursements and "Does the field
6 know?": POST has been extraordinary in pushing out the
7 message, saw that mental-health issues and interactions
8 was prevalent and emerging, and took a very courageous
9 step to put this entire \$3.2 million toward mental-health
10 training. So kudos to POST staff.

11 And they reflected their agility in doing that.

12 And this next pivot will then require us to say,
13 okay, not only are we pressed by examining how our
14 officers in the field interact with those mental-health
15 crises or with intellectual disabilities and the like,
16 but say that we also have some ancillary issues to deal
17 with, and we'd like to reallocate some of those funds.

18 So this was a long way of saying, a huge credit to
19 POST for doing that. We just, in the field, need to now
20 act on the reimbursement and the training.

21 EXECUTIVE DIRECTOR STRESAK: And one more comment --
22 thank you, Madam Chair.

23 And one more comment I wanted to mention on this
24 issue is that we still have the unknown variable of at
25 least three or four unfunded training mandates currently

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1 percolating in the Legislature.

2 COMMITTEE CHAIR MOIR: Yes.

3 MS. SCOFFIELD: Thank you.

4 Any further questions or comments?

5 *(No response)*

6 MS. SCOFFIELD: Okay, we'll move on to Item 4, which
7 is our report on personnel expenses for fiscal year
8 2014-15.

9 What this graphic depicts is all of POST bureaus and
10 the staffing assigned to each bureau.

11 Staff, we total 123 authorized positions. And the
12 percentages per bureau are listed there for you around
13 the circle.

14 What I'd like to note is down in the bottom
15 left-hand corner of the Commission's administration
16 budget, personnel services, which includes salary,
17 wages, and benefits, total \$12.6 million, which is
18 75 percent of our administration budget. The rest of
19 the administration budget is operating expenses and
20 equipment. So the majority of that is our staff
21 salaries, wages, and benefits.

22 And to date, due to some of our vacancies, we have
23 approximately \$307,000 in unspent salaries and wages
24 due to some of our vacancies that we have.

25 And this is as of 2014-15, current authorized

1 positions are 123.

2 May I answer any questions on our authorized
3 personnel expenses?

4 *(No response)*

5 MS. SCOFFIELD: Okay, moving on to Item 5. This
6 will be our report on our reimbursements, which I will
7 expand upon from our expenditure report.

8 So this graphic is depicting, in a little bit more
9 detail, what we just previously reported in Item 3 on our
10 expenditures.

11 What's interesting to note here is if you look in
12 the gold box in the top right-hand corner, our actual
13 number of trainees has decreased from the same time last
14 year. So in 2013-14, from July through December, we had
15 17,000 reimbursable trainees. And to date, for 2014-15,
16 we have 15,000 reimbursable trainees. So that's a
17 decrease of 9 percent -- a decrease of 1,344 students.

18 However, our reimbursements have gone up. So from
19 July through December of 2013-14, we spent \$8.0 million,
20 while to date, for 2014-15, we're at 8.3.

21 And what you can see trending here is if you look
22 at the gold bars, students are attending courses where we
23 reimburse resident subsistence, which is our lodging --
24 that is higher than it was last fiscal year -- as well as
25 our tuition. The tuition, our students are attending

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1 courses that have tuition reimbursement. That has
2 increased as well.

3 The other -- the commuter subsistence, the resident
4 travel, and the commuter travel, which is airfare and
5 mileage, that is trending pretty similar for comparison
6 for last fiscal year and this current fiscal year.

7 Backfill, as we note, is still currently suspended.
8 However, we have paid out \$336,000 in the first six
9 months. And, again, that is for those reimbursements
10 that are coming in from the last two previous fiscal
11 years, which was still eligible prior to our Expenditure
12 Reduction Plan going into effect.

13 And then the presenter's costs, which we discussed,
14 was still \$49,000.

15 So we are about 39 percent of our projections for
16 the year. We did anticipate -- we did project a
17 9 percent increase in student reimbursements -- or
18 excuse me, for student -- reimbursable students. We
19 increased from 37,000 to 40,000. And that's based on
20 some projected increase in the basic academy students, as
21 well as our supervisory and our management reimbursable
22 students. We did see an increase in that area.

23 May I answer any questions on our trainees or
24 reimbursements?

25 *(No response)*

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1 MS. SCOFFIELD: Okay, thank you.

2 Moving on to --

3 COMMITTEE CHAIR MOIR: Go ahead.

4 MS. SCOFFIELD: Moving on to Item 6, this is our
5 report on the proposed budget for 2015-16.

6 As you are aware, in October 2013, the Commission
7 approved an 18-month Expenditure Reduction Plan to
8 mitigate the declining revenue into the Peace Officer
9 Training Fund. The Reduction Plan began in January of
10 2014, which as we are aware, the suspension of backfill,
11 some Plan IV reimbursements, with the exception of
12 contract courses, reduction of contracts, and a
13 suspension of some POST symposiums.

14 To date, the Reduction Plan is on target to attain
15 the projected cost savings of \$8.6 million. And that
16 will result in the Commission's reserve projected at the
17 end of 2014-15 to be approximately \$7.8 million.

18 In late 2014, the Department of Finance initially
19 projected the revenue into the Peace Officer Training
20 Fund to continue to decline for 2015-16. With this
21 information, in the last quarter of 2014, staff
22 analyzed all budget areas for potential cost savings,
23 as the Department of Finance worked to define a
24 revenue-generating plan for the State Penalty Assessment
25 Fund. This is the source of the Peace Officer Training

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1 Fund, which is the Commission's budget.

2 A draft cost-savings proposal was submitted to the
3 Department of Finance in November of 2014, in proactive
4 efforts to reduce projected expenditures.

5 Staff was told this plan may not be needed due to
6 the larger efforts to address the continuing decline into
7 the State Penalty Assessment Fund.

8 Our partners in the Department of Finance are
9 working to attain the larger goal of shoring up the
10 State Penalty Assessment Fund.

11 On January 9th, 2015, the Governor released the
12 state proposed budget for 2015-16.

13 For the Commission, the administration is proposing
14 an 18-month outstanding debt-amnesty program to address
15 the declining revenue into the Peace Officer Training
16 Fund. This program would authorize individuals with
17 past-due court-ordered debt prior to January 1 of 2013,
18 to pay a delinquent debt at a 50 percent reduction.
19 The Administration is projecting revenue from this
20 program into the Peace Officer Training Fund to increase
21 by \$10 million.

22 Even with the increased projections, the proposed
23 budget decreases the Commission's administration support
24 budget by \$5.3 million, in efforts to end 2015-16 with a
25 projected \$3.6 million reserve.

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1 And the administration budget, as we just previously
2 discussed, contains staff salary and benefits, as well
3 as our operating expenditures.

4 The decrease of \$5.3 million includes a 30 percent
5 decrease in POST authorized positions. Currently, as
6 we just reported, POST has 123 authorized positions.
7 The fiscal year 2015-16 proposed budget decreases these
8 positions to 86, which is a cut of POST staff of
9 37 positions.

10 While POST staffing decreases both programmatic
11 areas, the training contracts and local assistance are
12 fully funded to \$20 million, respectively.

13 Attachment A refers to the Governor's budget summary
14 that states the reduction of staffing is necessary to
15 maintain critical training programs and reimbursements
16 to local agency, and promote a more efficient state
17 government.

18 After the budget was released, staff conducted an
19 analysis of all POST services to California law
20 enforcement.

21 Attachments C through J describe each POST bureau,
22 program responsibilities, and staffing associated with
23 each of the programs, and the overall impact to
24 California law enforcement, should we receive a
25 30 percent staffing decrease.

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1 In summary, of all of these attachments, the impact
2 of a 30 percent decrease in staffing would result in the
3 overall lowering of selection and training standards for
4 California law enforcement, in an environment that is
5 currently demanding more training for law enforcement
6 in such areas as interacting with persons with mental
7 illness, use of force, bias, and community relations.

8 According to the Department of Finance, details
9 are limited on this \$5.3 million reduction. The
10 reductions that were publicized in the Governor's budget
11 are preliminary at this time. POST staff has had several
12 productive meetings with the Department of Finance.

13 At this time, staff feels that there are other areas
14 of the Commission's budget for consideration to attain
15 this \$5.3 million savings without a 30 percent staffing
16 cut.

17 Referring to the agenda items you are presented, the
18 Commission is presented with three options to realize
19 this \$5.3 million savings.

20 Option A would be to decrease training contracts
21 by \$5.3 million. As you are aware, POST contracts with
22 multiple presenters throughout the state to present
23 mandated and optional training courses.

24 POST executes approximately 85 training contracts
25 each year. We will be reviewing our recurring contracts

1 in this meeting.

2 The number of training-course presentations for each
3 contract could be reviewed with stakeholder input to
4 assess the number of presentations -- to assess the
5 number of presentations to look at decreases, without
6 fully cutting critical training programs to California
7 law enforcement, such as Supervisory Leadership Institute
8 and Command College.

9 Option B for the Commission consideration is looking
10 at our local assistance and our reimbursement funding.
11 We could look to decrease that by \$5.3 million. Some
12 options to look at, we currently have backfill suspended,
13 which gives us a \$2.2 million savings. We could look to
14 continue the backfill suspension, as well as other areas
15 in our plans, such as suspending tuition or commuter
16 lunches to attain the \$5.3 million.

17 Option C would be looking at a hybrid of cuts in
18 training contracts and local assistance. For example,
19 backfill could remain suspended at a cost of -- for
20 \$2 million savings; and other components of the training
21 contracts could be reviewed to attain the additional
22 \$3.2 million, for the overall \$5.3 million savings.

23 These are options staff is asking for your
24 consideration. As we continue our budget talks with
25 the Department of Finance and the Legislature, we're

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1 asking for some guidance into how we can attain the
2 \$5.3 million without losing 37 positions for POST staff.

3 What we also need to be aware of is the one-time
4 debt-amnesty program that is being proposed to attain
5 a \$10 million increase of revenue, probably won't be
6 realized until end of 2015-16, more likely into 2016-17.

7 So if that revenue isn't realized, we're potentially
8 looking at further cuts to the Commission's budget if
9 the revenue isn't realized as quickly as is being
10 proposed.

11 I would be more than happy to answer any questions.

12 EXECUTIVE DIRECTOR STRESAK: Madam Chair, may I?

13 COMMITTEE CHAIR MOIR: Please, sir, yes.

14 EXECUTIVE DIRECTOR STRESAK: Okay, thank you.

15 A couple quick things.

16 On point number one, with the impending \$5.3 million
17 cut, we have no choice but to consider these options.

18 As an alternative, our option at this point is to
19 continue to argue, obviously, not to have a \$5.3 million
20 cut in our budget.

21 And as Stephanie has alluded to, that we are making
22 progress with the Department of Finance. We've had a
23 couple productive talks.

24 With the fact that California is down 4,000 police
25 officers; that California's population is up one million,

1 based on the last census in 2010. In light of the
2 Presidential Commission on American Policing and the
3 genre of training issues generated there. In light of
4 the California State Attorney General's convocation on
5 procedural justice, police community relations, and fair
6 and impartial policing that's recently occurred. In
7 light of at least two unfunded mental-health training
8 mandates pending in the Legislature. In light of body
9 cameras and the uptick in hiring that has increased our
10 management of the academies, this proposal is
11 incongruent. And we'll continue to argue those points.
12 So we'll continue to fight.

13 One of our points that we make is that POST does
14 a lot with 123 positions. But I would call upon every
15 member in this room, everybody in this room to realize
16 that we have to take that to a lower level of
17 granularity. It's not 123 positions that maintain
18 quite a bit of services in the state of California.

19 Let me give you a couple of examples. For example,
20 when you look at the number of people that manage the
21 entire basic course network in the state of California,
22 it's four. Four people that do that. They manage
23 5,000 pages of text, 42 learning domains, 39 academies,
24 and annual BCCR reviews, and updates on training testing
25 specifications. And I can go on, but you get the point.

1 When you look at who manages our Institute of
2 Criminal Investigation, we have one person managing about
3 104 courses.

4 So when you take that to a lower level of
5 granularity, the workload is disproportionate to the
6 number of employees that we have. And we'll have to
7 continue to argue that point and see where we go.

8 And then lastly, as Stephanie has already alluded
9 to, is that the debt-amnesty program, if it began today,
10 it would probably not effectively gain any kind of
11 traction until FY16/17. And we wouldn't realize any kind
12 of savings.

13 And also realize that those are based on projections
14 of those people that would come forward at a 50 percent
15 discount to pay delinquent fines.

16 With that, I'll give it back to you, Madam Chair.

17 COMMITTEE CHAIR MOIR: Thank you very much,
18 Executive Director Stresak.

19 I will take a moment, actually, to make a statement
20 prior to asking a question.

21 We all know that November 10th is the Marine Corps
22 birthday. But on November 10th, 2014, the Legislative
23 Analyst, Mac Taylor, distributed restructuring the
24 court-ordered debt-collection process.

25 I would ask you all to go to www.LAO.ca.gov to take

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1 a look at this. This was really the flag that went up,
2 that said, "This is a problem." Weaknesses were
3 identified in the court-ordered debt-collection process
4 because of this, that is calling for restructuring the
5 court-ordered debt-collection process.

6 And why is this important? Because the Penalty
7 Assessment Fund, 23.99 percent of that goes to the
8 Peace Officer Training Fund. The rest goes to seven --
9 I believe seven other entities that I cannot believe
10 they're not up in arms, saying, "What are we doing at
11 the courts to collect the debts to fund the funds under
12 the structure that we've been given to provide essential
13 service to Californians?" And we're just now saying,
14 "This is broken"?

15 Well, it's late because it's broken. It also
16 describes how they're going to try to fix it.

17 But I agree with our Executive Director and our
18 Assistant Executive Director, to say it's late. We have
19 to do something now. And with that, I think we are in
20 a position to examine the way that POST is funded. Not
21 today, not in this room; but we are at a point where our
22 society is clamoring, as our Executive Director said,
23 we have a whole host of issues we are dealing with. And
24 this is just one part of the issue, is that the funding
25 is compromised.

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1 That being said, I do have a question for the
2 Assistant Executive Director, and that is, what would the
3 financial benefit be to suspend backfill indefinitely?

4 MS. SCOFIELD: The reimbursement of backfill costs
5 the Commission approximately \$2.3 million per year.
6 Those are associated -- backfill is associated with our
7 Plan I and Plan II courses. If we were to suspend
8 backfill indefinitely, the Commission would realize that
9 cost savings of \$2.2 million each year, while still
10 maintaining reimbursements in the areas of tuition,
11 lodging, and travel and per diem. Those could still
12 be realized, with the exception of the backfill
13 reimbursement. That we would realize a permanent cost
14 savings at the end of the day.

15 COMMITTEE CHAIR MOIR: Thank you.

16 COMMISSIONER LOWENBERG: And might I be so bold as
17 to ask staff, of the three options -- I mean, I've got
18 my choice. But I'd like to know what staff, if you had
19 to choose, which one would you choose?

20 Mr. Director?

21 EXECUTIVE DIRECTOR STRESAK: Commissioner, that
22 would be a Hobson's choice. Each one has some benefit
23 in terms of keeping us fiscally viable. But our mission
24 is to serve the field. Our mission is to provide a level
25 of professionalism to the state of California. Our

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1 mission is to keep officers safe. That is a difficult
2 decision.

3 It further highlights and emphasizes the cataclysmic
4 impact this \$5.3 million proposed cut would have, not
5 only on POST, but on the entire state of California.
6 It's a difficult question to answer.

7 COMMISSIONER LOWENBERG: And probably unfair.

8 EXECUTIVE DIRECTOR STRESAK: Not unfair. A fair
9 question.

10 COMMISSIONER LOWENBERG: Thank you.

11 COMMITTEE CHAIR MOIR: Other commissioners,
12 questions?

13 MS. SCOFIELD: What staff is asking of this
14 committee is to bring forth a recommendation to the full
15 commission as to what your recommendation would be out
16 of these options to guide staff in our upcoming spring
17 discussions with the Administration and the Legislature.

18 COMMITTEE CHAIR MOIR: So what we have before us,
19 if there are no other questions -- what we have before
20 us is, we would have a motion to approve one of the
21 options in the agenda for the Commission to consider.

22 However, I would like to pause, because this is
23 Item Number 6; and let the option consideration kind of
24 ripen for the moment while we do some other business on
25 2, 3, 4 and 5, with your permission, gentlemen.

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1 COMMISSIONER KURYLOWICZ: I've got a question.

2 How many training contracts do we have out right
3 now, are we dealing with?

4 MS. SCOFIELD: We have 85 training contracts.

5 COMMISSIONER KURYLOWICZ: 85 contracts?

6 And we're dealing with how many different academies
7 and companies that put on training?

8 MS. SCOFIELD: Multiple. When we review our
9 recurring contracts for this meeting, you'll be able to
10 see the breakdown of the presenters and the number of
11 courses. So the idea, if we were to assess training
12 contracts, is to work with the stakeholders, the program
13 managers, work with the stakeholders of those
14 presentations, to see where we could incur a cost savings
15 without fully cutting the entire program.

16 COMMISSIONER KURYLOWICZ: Okay, thank you.

17 COMMITTEE CHAIR MOIR: So building on that, would it
18 be possible then, while we're letting the options ripen,
19 if we said Option C may be the one we vote for; but as a
20 hybrid to direct staff to continue to suspend backfill,
21 as our Assistant Executive Director reported, that would
22 result in a realized \$2.2 million savings; and then staff
23 can analyze training contracts to identify that remaining
24 savings of about \$3.2 million?

25 COMMISSIONER LEICHLITER: Yes. And it looks to me

1 like no matter what option we take, the backfill is
2 just -- that's an obvious thing; it's not going to get
3 brought back up. So I think that is -- on all three of
4 these things, it looks to me, if I'm reading it right,
5 all three options have the same thing, to keep suspending
6 backfill, which is why I think his question was -- or
7 your question was to do it indefinitely, so...

8 What we're talking about is, as you guys look at
9 training and stuff, my concern would be, if it comes down
10 to where you say cut certain training issues and only
11 offer it in certain places, at certain times, would that
12 incur a different cost with travel and all that, that we
13 would have to realize?

14 MS. SCOFIELD: Exactly. That would be part of our
15 analysis in looking at the cuts is, you want to incur a
16 cost savings while having the presentations available
17 regionally. You don't want to increase staff travel --
18 or increase instructor travel as well as student travel.
19 So that would be part of the analysis.

20 COMMISSIONER LEICHLITER: Okay.

21 COMMISSIONER LOWENBERG: This kind of reminds me of
22 earlier times, when the last time, you know, if you've
23 been in this business long enough, most of this stuff
24 goes full circle. So I'm admitting my age.

25 But part of it, it seems to me, is when we find

1 ourselves in crisis, we react to the crisis. And then
2 things get a little better, and then we get a little more
3 comfortable. And we don't, just out of habit and being
4 human beings, don't like to maintain the crisis mode of
5 management for an extended period of time. And I'm not
6 picking on the folks in the rural areas, and I'll just
7 use that as an example.

8 So we talk about bringing the training to them,
9 so as to avoid as much reimbursement for travel and
10 subsistence; and then things get better. And my
11 suspicion is that we get away from those strategies
12 because they're not as critical.

13 So I guess part of my point is that maybe we should
14 learn from history; and our cost-saving strategies should
15 be long-term and sustained. And as our good chairperson
16 indicated, which I agree with, that backfill suspension
17 should become permanent, at least for the time being,
18 until I'm no longer on the Commission, and you'll have
19 this discussion of about sustained activities.

20 So just an observation to add to our -- thank you --
21 ripening process, Madam Chair.

22 COMMITTEE CHAIR MOIR: Thank you.

23 It's obvious to me, and I'm sure it's obvious to
24 everyone in this room, that this is not a light or easy
25 decision.

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1 What POST staff has done is they've provided us with
2 some options that are well thought out, that recognize
3 the complexity of modern policing, and our necessity to
4 keep things going forward.

5 I think at this point, with the permission of this
6 group, we will pause, and call for motions on 2, 3, 4,
7 and 5, and return to 6 for anything that comes up in the
8 time that we are making motions and voting on these other
9 issues; and then we will move forward with discussing the
10 option to send to the greater commission.

11 Is there any opposition to that?

12 *(No response)*

13 COMMITTEE CHAIR MOIR: Okay, so if you recall,
14 Number 2, was report on revenues for fiscal year 2014-15.

15 I'll call for a motion to approve.

16 COMMISSIONER KURYLOWICZ: I'll make a motion to
17 approve.

18 COMMISSIONER LEICHLITER: Do you want to do them
19 all? I was going to say, do we want to do the whole --
20 all except for 6?

21 COMMISSIONER KURYLOWICZ: I make a motion to do 2,
22 3, 4, and 5 as a block, to accept them.

23 COMMISSIONER LEICHLITER: I'll second that.

24 COMMITTEE CHAIR MOIR: And with that, approving them
25 as a block, we have a motion to approve all, and a

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1 second.

2 COMMISSIONER LEICHLITER: That's correct.

3 COMMITTEE CHAIR MOIR: Thank you very much.

4 There wasn't much time to marinate on Number 6 and
5 the very weighty decision we have; but thank you very
6 much for being so efficient.

7 MS. SCOFIELD: Madam Chair, we can proceed with the
8 rest of the agenda and come back to it.

9 COMMITTEE CHAIR MOIR: Then I would propose that
10 we do proceed with the rest of the agenda. We will have
11 the Assistant Executive Director recap, and then we will
12 make a motion for the specific option that we're going to
13 take before the greater commission.

14 Thank you.

15 So we are pausing, and moving on to Number 7.

16 Stephanie Scofield will summarize the item.

17 MS. SCOFIELD: So Item 7 is some new expenditures
18 for the Commission approval on your agenda.

19 We have Item 7-G, -I, and -J. And that's not a
20 typo. Those are corresponding to the Commission agenda
21 items.

22 So the first one we're asking for Commission
23 approval on, a request to contract for the development
24 and implementation of a computer-based testing system to
25 replace the test-management and assessment system, which

1 is our TMAS system.

2 On June 28th of 2012, the Commission originally
3 approved this request for contract development to replace
4 the TMAS -- our current TMAS system. This is the
5 software that delivers online cognitive testing to the
6 39 basic academies. We've had this system for a while.
7 It has become antiquated, and some risk is involved with
8 test security.

9 POST staff did receive approval in 2012; and the
10 total cost for approval in 2012 was \$2.8 million.

11 This project is progressing more slowly than
12 originally planned. Under the California State
13 Information and Technology Procurement Rules, this is
14 what's called a "reportable project." And we are under
15 the California Department of Technology. They dictate
16 all the process for procurement and project management
17 of this software procurement.

18 So what we've done to date, staff has developed
19 detailed business requirements and technical
20 specifications for this proposed replacement testing
21 system. And these requirements were released to the
22 vendor community through a request for information.

23 And we developed -- POST identified two vendors
24 with this RFI process who are interested in delivering
25 a replacement system for POST.

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1 However, this number of potential bidders was
2 determined to be lower than acceptable by our control
3 agency. And we are currently in the process of working
4 with them to address these project requirements. And
5 we have been told that our requirements are a little too
6 prescriptive, and we are working with them to mitigate
7 that right now; that is some of the delays involved in
8 this project.

9 So what we are doing is, we are again asking for the
10 Commission to approve this funding. We are not asking
11 for any increase in funding from the original 2012
12 approval. And we have attachments that show the project
13 time-line to date, as well as the financial picture for
14 the next four fiscal years.

15 May I answer any questions on that?

16 *(No response)*

17 COMMITTEE CHAIR MOIR: For this, the rules will call
18 for a motion to approve and roll-call vote.

19 I'd like to pause and do that now.

20 Motion?

21 COMMISSIONER LOWENBERG: Move it.

22 COMMISSIONER KURYLOWICZ: Second.

23 COMMITTEE CHAIR MOIR: Roll-call vote, please.

24 MS. PAOLI: Hutchens?

25 *(No response)*

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1 MS. PAOLI: Kurylowicz?

2 COMMISSIONER KURYLOWICZ: Aye.

3 MS. PAOLI: Leichliter?

4 COMMISSIONER LEICHLITER: Yes.

5 MS. PAOLI: Lowenberg?

6 COMMISSIONER LOWENBERG: Yes.

7 MS. PAOLI: McDonnell?

8 *(No response)*

9 MS. PAOLI: Moir?

10 COMMITTEE CHAIR MOIR: Yes.

11 Thank you.

12 We're on to Item I.

13 MS. SCOFIELD: This is a report to request and
14 accept -- for accepting Cal EPA grant funds to develop
15 an ICI foundation course.

16 Penal Code section 1400 -- excuse me, I need
17 bifocals -- 14300 was enacted to allow the California
18 Environmental Protection Agency to provide the Commission
19 funding from the environmental enforcement training
20 account.

21 Each year, Cal EPA offers us this funding. And this
22 fiscal year, for 2015-16, we would like to accept
23 \$72,698. And staff will work with subject-matter experts
24 to develop a course in the area of environmental crimes,
25 which will be included in our Institute of Criminal

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1 Investigation courses.

2 May I answer any questions?

3 *(No response)*

4 COMMITTEE CHAIR MOIR: No questions.

5 I see they've read it thoroughly.

6 Motion to approve and a roll-call vote, please.

7 COMMISSIONER LEICHLITER: I'll make a motion.

8 COMMISSIONER KURYLOWICZ: Second.

9 MS. PAOLI: Hutchens?

10 *(No response)*

11 MS. PAOLI: Kurylowicz?

12 COMMISSIONER KURYLOWICZ: Yes.

13 MS. PAOLI: Leichliter?

14 COMMISSIONER LEICHLITER: Yes.

15 MS. PAOLI: Lowenberg?

16 COMMISSIONER LOWENBERG: Yes.

17 MS. PAOLI: McDonnell?

18 *(No response)*

19 MS. PAOLI: Moir?

20 COMMITTEE CHAIR MOIR: Yes.

21 Item J.

22 MS. SCOFIELD: Item J is our report to request to

23 purchase a law-enforcement driving simulator system

24 warranty. As you are aware, POST has procured 30

25 law-enforcement driving simulators that are throughout

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1 the state in our regional skills training centers.

2 This provides the field options to meet perishable-skills
3 requirements in the area of driving. And warranties for
4 these are going to expire between March 2015 and
5 October 2015.

6 We are requesting \$321,000 for a one-year,
7 all-inclusive warranty for a systemwide upgrade of all
8 the hardware, software, and firmware for current
9 specifications. And this actually is a decrease.
10 The software provider had given us a decrease of
11 approximately \$8,000 per system for this one-year
12 warranty. And staff is requesting approval of \$321,264.

13 COMMISSIONER LOWENBERG: Move it.

14 COMMISSIONER KURYLOWICZ: Second.

15 EXECUTIVE DIRECTOR STRESAK: A quick comment before
16 we vote on this issue is that I know that you recognize
17 that this is a critical component to perishable-skills
18 training, and it's much-needed throughout the state.

19 We looked at the \$321,000 as a significant expense;
20 but I think it's important for this committee to be
21 aware of the fact that based on the excellent auditing
22 and fiscal responsibility of staff, specifically Jan
23 Bullard, we were able to accrue some savings to cover a
24 major portion of this, in looking at some of our other
25 contracts.

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1 COMMISSIONER LEICHLITER: I was going to say, it
2 looks like staff has put together, based on the calls
3 for service, it looks like it would have cost almost
4 \$900,000 if we don't do it, should we run across any of
5 these problems.

6 EXECUTIVE DIRECTOR STRESAK: Correct.

7 COMMITTEE CHAIR MOIR: At \$6,600 per call.

8 COMMISSIONER LEICHLITER: Yes, 300,000 versus
9 900,000. I'm not really good at math, but...

10 EXECUTIVE DIRECTOR STRESAK: You did good on that
11 one.

12 COMMITTEE CHAIR MOIR: You're a credit to the public
13 school system.

14 COMMISSIONER LEICHLITER: Thank you.

15 Do we have one of those?

16 COMMITTEE CHAIR MOIR: Thank you.

17 We're at the point, Ms. Paoli, for a roll-call vote.

18 MS. PAOLI: Hutchens?

19 *(No response)*

20 MS. PAOLI: Kurylowicz?

21 COMMISSIONER KURYLOWICZ: Yes.

22 MS. PAOLI: Leichliter?

23 COMMISSIONER LEICHLITER: Yes.

24 MS. PAOLI: Lowenberg?

25 COMMISSIONER LOWENBERG: Yes.

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1 MS. PAOLI: McDonnell?

2 *(No response)*

3 MS. PAOLI: Moir?

4 COMMITTEE CHAIR MOIR: Yes.

5 Thank you very much.

6 We are moving on to Item 8.

7 The plan for all of us is that we are going to move
8 through this item. We are going to take a short recess,
9 and then we are going to reconvene to return to
10 Item Number 6, to weigh in on and vote on that very, very
11 important item.

12 Ms. Scofield?

13 MS. SCOFIELD: Thank you very much, Madam Chair.

14 Each February, we bring to the Commission our
15 recurring training contracts. This affords POST and
16 the Commission the opportunity to get valuable training
17 in the areas of our legacy courses out to California
18 law enforcement.

19 This summary sheet for you, summarizes 23 of our
20 training contracts. And what I'd like to do, with your
21 permission, is go through each section -- colored section
22 by bureau, do a summary for you; and should you have any
23 questions on any of the contracts, the backup material
24 is in your Finance Committee agenda items. And staff
25 would be willing to provide you with a report, should you

1 ask for one.

2 The first area we have of our training contracts is
3 the Learning Technology Resources Bureau.

4 And before I begin, it's important to understand
5 that we're seeking approval not to exceed these amounts.

6 What staff is currently doing, obviously, to attain
7 cost savings throughout all of our training contracts,
8 is we're assessing any cost savings as we proceed. So
9 the amounts you see here, are the amounts-not-to-exceed.
10 More than likely, as we report next October on these
11 contracts, they will be below this amount; but this is
12 not-exceed-these-amounts.

13 What our program managers are doing is trying to
14 align all of our presenter budgets to be in line with
15 each other. We do have some areas where presenters
16 may experience higher material fees or higher lodging
17 fees, depending on the areas. So that's some of the
18 discrepancies that we're trying to -- our program
19 managers are trying to align at this point.

20 So the first --

21 COMMISSIONER LOWENBERG: Excuse me for the
22 interruption.

23 MS. SCOFIELD: Yes?

24 COMMISSIONER LOWENBERG: Could I, please, for the
25 record, note that I will not -- I would appreciate the

1 fact that I will sustain -- excuse me. I will excuse
2 myself from any discussions due to the potential conflict
3 of interest under Learning Technology Resources, under
4 Golden West College, "*Legal Update*" video production; the
5 management course, under Management Counseling; and
6 Number 9, the supervisor's course.

7 MS. SCOFIELD: Thank you.

8 COMMISSIONER LOWENBERG: Thank you.

9 MS. SCOFIELD: So in our Learning Technology
10 Resources Bureau, we have several contracts here.

11 The first one is our "*Legal Update*" video
12 production. To attain cost savings, this is a video that
13 we produced every month in the case-law update arena.
14 We have discontinued a monthly update. And we will
15 continue one year review of a case-law update. So it
16 will be one video for the year, as opposed to a monthly
17 update on case-law videos.

18 The training videos. This is, we're going to be
19 entering into a two-year contract with this video. And
20 this will be four topic-specific videos, as well as
21 three officer-safety "*Did You Know?*" videos.

22 The Learning Portal Support is asking to enter into
23 a three-year contract. This is the hosting maintenance
24 of our Learning Portal.

25 And Number 4 is the courses and tools for our

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1 Learning Portal, which is a two-year contract, in which
2 staff would like to develop two self-paced courses.

3 And the numbers you see on the right-hand side for
4 Numbers 2, 3, and 4, because we're entering into two-
5 and three-year contracts on these, we will encumber that
6 over two and three fiscal years. So, for instance, in
7 Number 2, the training videos, you see is 1.9. For
8 2015-16, we'll encumber \$970,000; and the next fiscal
9 year, we'll encumber the additional \$970,000. So the
10 subtotal for the Learning Portal is \$3,897,300.

11 We need a motion to approve.

12 COMMITTEE CHAIR MOIR: We need a motion to approve
13 at this point.

14 MS. SCOFIELD: I thought we were going to do it per
15 bureau.

16 COMMITTEE CHAIR MOIR: We are going to do this per
17 bureau.

18 So I'd ask for a motion to approve the section for
19 Learning Technology Resources that has been presented.

20 COMMISSIONER LEICHLITER: I think just to clarify,
21 so when we look at the 3.8, you're still saying half of
22 that -- part of that would be paid in the following
23 fiscal year as well? So that is the total for two years?

24 MS. SCOFIELD: Right. So we're actually
25 encumbering, in 2015-16, \$1.8 million.

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1 COMMISSIONER LEICHLITER: Okay.

2 COMMITTEE CHAIR MOIR: And for the record, this is
3 another example of the indispensable nature of our
4 Assistant Executive Director, because she did cue me to
5 summarize contracts by bureau, so...

6 COMMISSIONER KURYLOWICZ: I'll make a motion to
7 accept.

8 COMMISSIONER LEICHLITER: And I'll second it.

9 MS. PAOLI: Hutchens?

10 *(No response)*

11 MS. PAOLI: Kurylowicz?

12 COMMISSIONER KURYLOWICZ: Yes.

13 MS. PAOLI: Leichliter?

14 COMMISSIONER LEICHLITER: Yes.

15 MS. PAOLI: Lowenberg?

16 COMMISSIONER LOWENBERG: Abstain.

17 MS. PAOLI: McDonnell?

18 *(No response)*

19 MS. PAOLI: Moir?

20 COMMITTEE CHAIR MOIR: Yes.

21 Moving on. And I will do much better next time,
22 after this next bureau.

23 MS. SCOFIELD: The next area is our Management
24 Counseling, Leadership Development Bureau. And these
25 are our contracts for Command College, our management

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1 course, executive development, Sherman Block Supervisory
2 Leadership Institute, as well as our supervisory course
3 and our supervisory course facilitators training
4 workshops.

5 If you would like to teach in a supervisory course,
6 you have to take our facilitator training workshops.
7 So this is -- this bureau totals \$3,586,404 for recurring
8 contracts for 2015-16. And that is a small -- actually,
9 a small increase. But, again, the program managers are
10 looking at all of the cost-savings areas of all of the
11 budgets.

12 COMMITTEE CHAIR MOIR: Any questions?

13 *(No response)*

14 COMMITTEE CHAIR MOIR: I'll ask for a motion to
15 approve the Management Counseling, Leadership Development
16 contracts as presented.

17 COMMISSIONER LEICHLITER: Motion.

18 COMMISSIONER KURYLOWICZ: Second.

19 MS. PAOLI: Hutchens?

20 *(No response)*

21 MS. PAOLI: Kurylowicz?

22 COMMISSIONER KURYLOWICZ: Yes.

23 MS. PAOLI: Leichliter?

24 COMMISSIONER LEICHLITER: Yes.

25 MS. PAOLI: Lowenberg?

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1 COMMISSIONER LOWENBERG: Abstain.

2 MS. PAOLI: McDonnell?

3 *(No response)*

4 MS. PAOLI: Moir?

5 COMMITTEE CHAIR MOIR: Yes.

6 MS. SCOFIELD: The next category is our Training,
7 Delivery, and Compliance Bureau.

8 Number 11 is our EVOC courses. And this is the
9 EVOC training that is done within the basic academy
10 training.

11 We have also Number 12 is our coroner training
12 contracts, and our crime analysis training out of
13 Sacramento State, as well as our courses with the
14 Department of Justice, which include extremely
15 high-profile computer forensic courses that aren't
16 available throughout the state. And the Department of
17 Justice presents those. And we're asking for \$3,561,272.

18 COMMITTEE CHAIR MOIR: Any questions?

19 *(No response)*

20 COMMITTEE CHAIR MOIR: Again, a motion to approve?

21 COMMISSIONER LOWENBERG: Move to approve.

22 COMMISSIONER KURYLOWICZ: Second.

23 COMMITTEE CHAIR MOIR: We are a quick-learning
24 group, aren't we?

25 Roll call, please.

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1 COMMISSIONER LEICHLITER: All four of us, yes.

2 COMMITTEE CHAIR MOIR: Small, but mighty.

3 MS. PAOLI: Hutchens?

4 *(No response)*

5 MS. PAOLI: Kurylowicz?

6 COMMISSIONER KURYLOWICZ: Yes.

7 MS. PAOLI: Leichliter?

8 COMMISSIONER LEICHLITER: Yes.

9 MS. PAOLI: Lowenberg?

10 COMMISSIONER LOWENBERG: Yes.

11 MS. PAOLI: McDonnell?

12 *(No response)*

13 MS. PAOLI: Moir?

14 COMMITTEE CHAIR MOIR: Yes.

15 At this point, we have three other items. There
16 is a report on proposed budget, Number 6, to look at the
17 options, old business, and new business.

18 Actually, if we add "adjournment," there are four.
19 But what I would ask is for a quick ten-minute recess,
20 so we can take care of our biological needs, and return
21 with fresh minds to discuss this very important decision.

22 Thank you.

23 *(Recess from 11:00 a.m. to 11:19 a.m.)*

24 COMMITTEE CHAIR MOIR: Okay, we will resume the
25 Finance Committee meeting.

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1 And we are going back to the contracts.

2 In my haste to have a quick recess and running out
3 of the room, I failed to finish this item. And I
4 appreciate POST staff for not tripping me or making me
5 sit back down.

6 So thank you very much. It was very graceful.

7 So, Ms. Scofield?

8 MS. SCOFIELD: So, this is page 2 of 2 on our
9 summary sheet. And this is for our Training Program
10 Services Bureau.

11 Our Training Program Services Bureau has the
12 majority of our training contracts.

13 We have our driving and force-options simulator
14 training. This is our Institute of Criminal
15 Investigation, and multiple courses involved with that,
16 multiple presenters, which are notated in your agenda
17 item.

18 This is our Instructor Development Program, ensuring
19 instructor quality in the classroom. And our quality
20 assessment program, as well as simulator instructor
21 training.

22 The simulator instructor training did increase
23 approximately \$30,000 due to the fact that we are
24 training more instructors to teach the simulator to the
25 students throughout the Regional Skills Training Centers.

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1 So for this particular area, we're requesting
2 \$6,042,202.

3 COMMITTEE CHAIR MOIR: Motion to approve by bureau,
4 with a roll-call vote.

5 Do I have one?

6 COMMISSIONER LEICHLITER: Motion.

7 COMMISSIONER KURYLOWICZ: Second.

8 COMMITTEE CHAIR MOIR: Roll-call vote, please.

9 MS. PAOLI: Excuse me, was that second by
10 Leichliter or Kurylowicz?

11 COMMISSIONER KURYLOWICZ: First by Leichliter,
12 second by Kurylowicz.

13 We just flip a coin over here.

14 COMMITTEE CHAIR MOIR: We already took our break,
15 so...

16 MS. PAOLI: Hutchens?

17 *(No response)*

18 MS. PAOLI: Kurylowicz?

19 COMMISSIONER KURYLOWICZ: Yes.

20 MS. PAOLI: Leichliter?

21 COMMISSIONER LEICHLITER: Yes.

22 MS. PAOLI: Lowenberg?

23 COMMISSIONER LOWENBERG: Yes.

24 MS. PAOLI: McDonnell?

25 *(No response)*

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1 MS. PAOLI: Moir?

2 COMMITTEE CHAIR MOIR: Yes.

3 Thank you.

4 MS. SCOFIELD: Thank you.

5 Moving on to Number 20, this is our Museum of
6 Tolerance contract. This is a contract for \$1.5 million,
7 which is a line item within our budget for 2015-16.

8 And for the Museum of Tolerance, we're requesting
9 \$1,556,000.

10 COMMITTEE CHAIR MOIR: Do I have a motion?

11 COMMISSIONER LOWENBERG: Madam Chair, could we have
12 a brief discussion?

13 I'm searching for words because I don't want to
14 offend anyone, nor get myself in trouble. And maybe
15 this is not the right time and place. But maybe alert
16 staff to the fact that as one member of the Commission,
17 I would like to maybe suggest that we have a serious
18 discussion -- I mean, I don't want it to sound like
19 heresy, but this is a lot of money. And I know the
20 program is important. But I would just like all of us
21 to realize, and in balance with everything else we're
22 doing, maybe it's time to reexamine this again. Because
23 in my recollection, it's been a long time. And I, as
24 one commissioner, would like to know, you know, what the
25 field thinks about it.

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1 I mean, we continue to send our recruits; but I know
2 there's other academies that have suspended sending their
3 recruits. And I know there's a supervisory component
4 and an executive-level component. And maybe part of it
5 is speaking out of ignorance.

6 I would just like to suggest that we have maybe at
7 the next commission meeting an update report on this
8 program.

9 COMMITTEE CHAIR MOIR: For clarity -- my clarity,
10 everyone else likely gets it -- Commissioner Lowenberg,
11 for clarity, you're calling for a review of the content
12 and the evaluation of MOT?

13 COMMISSIONER LOWENBERG: Yes. But I wouldn't want
14 the word to get back to our presenters or to any of our
15 stakeholders, that in any way, shape, or form am I being
16 critical. I just think that in today's environment, from
17 time to time, we just need to reexamine some of the stuff
18 we've been doing for a while. So that's my point.

19 COMMITTEE CHAIR MOIR: So as a regular review --
20 and I don't think it's saying that you're condemning the
21 content -- we've recognized that the objective quality
22 of policing has improved. However, we still struggle
23 with -- and the national narrative is reflecting that --
24 we still struggle with, how do we more effectively
25 establish relationships and bolster the trust between

1 the public and the police.

2 And so this, in your question, really calls upon
3 the MOT to say, how are we addressing that within the
4 confines of their training.

5 Is that what I'm hearing?

6 COMMISSIONER LOWENBERG: Yes. Thank you,
7 Madam Chair. And it seems to me that maybe there's an
8 opportunity, you know, as things change and things
9 evolve, that maybe MOT is in a position to help us in
10 other areas, maybe as it relates to fair and impartial
11 policing. Maybe there is an opportunity for us to have
12 a more -- and maybe we already do, but I don't think
13 so -- a more direct relationship or partnership between
14 other presenters and the MOT, for example.

15 So, again, I don't want anyone -- I don't want
16 anything to get lost in translation as it relates to
17 my concerns or my observations, because it's really not
18 concerns at this point in time, for us to do an analysis.

19 COMMITTEE CHAIR MOIR: Thank you very much.

20 MS. SCOFIELD: Staff will conduct that analysis and
21 will report back to you at the June commission.

22 COMMISSIONER LOWENBERG: Thank you.

23 Does this relate to the same...?

24 COMMITTEE CHAIR MOIR: I'll pause for just a moment,
25 gentlemen, and see if -- Mr. Feldhaus, can you hear what

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1 the commissioners are saying? Or are you having a side
2 conversation?

3 COMMISSIONER LEICHLITER: We're having a side
4 conversation.

5 We missed something we wanted to question in the
6 last group that we did, so I think we have to get out
7 of this first before we talk about that.

8 COMMISSIONER LOWENBERG: We're going to have to
9 separate you two.

10 COMMISSIONER LEICHLITER: You might have to.

11 COMMITTEE CHAIR MOIR: So it is not under training
12 contracts.

13 Can we review, do we have a motion to approve under
14 the MOT training contracts?

15 COMMISSIONER LOWENBERG: Yes, please, allow me to
16 make the motion.

17 COMMITTEE CHAIR MOIR: Do we have a second?

18 COMMISSIONER LEICHLITER: And I'll second that.

19 COMMITTEE CHAIR MOIR: We'll do a roll-call vote
20 and then return to where you wanted to return to.

21 COMMISSIONER LEICHLITER: Thank you.

22 COMMITTEE CHAIR MOIR: Certainly.

23 MS. PAOLI: Hutchens?

24 *(No response)*

25 MS. PAOLI: Kurylowicz?

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1 COMMISSIONER KURYLOWICZ: Yes.

2 MS. PAOLI: Leichliter?

3 COMMISSIONER LEICHLITER: Yes.

4 MS. PAOLI: Lowenberg?

5 COMMISSIONER LOWENBERG: Yes.

6 MS. PAOLI: McDonnell?

7 *(No response)*

8 MS. PAOLI: Moir?

9 COMMITTEE CHAIR MOIR: Yes.

10 So let's return to training contracts.

11 Ms. Scofield, can we do that? The training -- TPS,
12 Training Program Services.

13 Is that where you wanted to return to, gentlemen?

14 Did you have a question on that?

15 COMMISSIONER KURYLOWICZ: Yes. This may have been
16 brought up on a side note during the break over there;
17 but looking at the budgets for the South Bay Regional
18 Public Safety Training, I just had a question about
19 some officer-involved shootings classes in the South Bay,
20 five of those; and then there is one in the Sacramento
21 area.

22 Is there a way that staff can give us a breakdown
23 of the training, the budget, and how many classes -- how
24 many day classes, and stuff like that?

25 MS. SCOFIELD: So you're referring to Item 16, the

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1 Institute of Criminal Investigation budget?

2 COMMISSIONER KURYLOWICZ: Yes.

3 MS. SCOFIELD: So looking at the agenda item on
4 Attachment A, you're referring to South Bay?

5 COMMISSIONER KURYLOWICZ: Yes.

6 MS. SCOFIELD: If we can pull up that attachment.

7 MS. BULLARD: I'm sorry, I didn't hear that.
8 What was the question?

9 MS. SCOFIELD: So we are pulling up Item 16.

10 MS. BULLARD: Oh, ICI?

11 MS. SCOFIELD: Yes.

12 MS. BULLARD: I just wanted to confirm that.

13 COMMISSIONER KURYLOWICZ: And I'm not sure if --

14 MS. SCOFIELD: If we can, we're also pulling --

15 COMMISSIONER KURYLOWICZ: Yes, I think the question
16 is, is it substantially more expensive up in South Bay
17 than it seems to be in LA? Or are they different
18 classes?

19 I mean, there's a homicide-investigation class.
20 I'm just looking at some of them. There's homicide
21 investigation in South Bay at \$58,000 a class; and then
22 there is one in LA, at \$20,000 a class. I think my
23 question is, is it that much more expensive up there,
24 I think this is where we're generating our question to.

25 MS. BULLARD: Yes, there are some differences in

1 where the costs are incurred, which is their lodging.

2 However, I would say that what we are doing, is going
3 through a process to analyze every individual budget at
4 this time. And we believe that there were times where
5 there were development costs that were in when courses
6 were updated; and so the development costs got folded
7 into that when a course was updated in a certain area.

8 We will be reviewing every budget that is up there.
9 We believe that when they are completed, they will be
10 fair and equitable, across the board, and reflect more
11 of an evenness in the cost.

12 Again, as Assistant Executive Director Scofield
13 said, this is the amounts that we put in in order to not
14 deter the recurring contract process. When the final
15 contracts are made with every presenter, we expect for
16 them to be more evenly distributed and reflect probably
17 more evenness in the course costs. We will guarantee you
18 that.

19 COMMISSIONER KURYLOWICZ: Okay, and the two
20 officer-involved shooting classes, are those new classes,
21 or...?

22 MS. BULLARD: Those are new classes. And there is
23 some development costs that was involved in that as a
24 new course, that were folded into it.

25 COMMISSIONER KURYLOWICZ: Okay, that answered my

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1 questions.

2 Great. Thank you.

3 COMMISSIONER LEICHLITER: Thank you.

4 COMMITTEE CHAIR MOIR: Thank you.

5 EXECUTIVE DIRECTOR STRESAK: Commissioner, if I
6 could just reinforce that some of the efforts that Jan
7 has alluded to have resulted in hundreds of thousands
8 of dollars of savings and some of the contract
9 management, just looking at some of these disparities.
10 And that is an ongoing effort that we have been engaged
11 in.

12 COMMITTEE CHAIR MOIR: It also reflects, in my
13 humble opinion, the necessity of having the quality
14 staff that we have in POST, with their ability to
15 analyze and scrutinize, to maintain the integrity of
16 the class, the financial sustainability of the class,
17 and to evaluate the content and delivery of the class.

18 So thank you very much to POST staff.

19 COMMISSIONER KURYLOWICZ: Thank you.

20 COMMISSIONER LEICHLITER: Thank you.

21 COMMITTEE CHAIR MOIR: You're satisfied, gentlemen?

22 COMMISSIONER KURYLOWICZ: Yes.

23 COMMISSIONER LEICHLITER: Yes, ma'am.

24 COMMITTEE CHAIR MOIR: We will be moving on then to
25 administrative contracts.

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1 MS. SCOFIELD: In this area, we have three
2 administrative contracts.

3 Number 21 is, we contract with the State
4 Controller's Office for auditing service. Auditors from
5 the State Controller's Office go out and randomly audit
6 reimbursement funding at local agencies to ensure State
7 funding is being used equitably.

8 We also have, Number 22, which is our network
9 services support from the Department of Technology, as
10 well as our -- with the Department of Technology for our
11 Test Management and Assessment System. These are all
12 maintaining our functionality of our network systems.

13 In this area, we are asking for \$534,755.

14 COMMISSIONER KURYLOWICZ: I'll make a motion.

15 COMMISSIONER LEICHLITER: No, I'll make a motion.

16 COMMISSIONER LOWENBERG: Yes, we're going to have to
17 separate the two of them.

18 MS. PAOLI: Motion, Leichliter?

19 COMMISSIONER KURYLOWICZ: Second. Kurylowicz.

20 COMMITTEE CHAIR MOIR: Roll-call vote?

21 MS. PAOLI: Hutchens?

22 *(No response)*

23 MS. PAOLI: Kurylowicz?

24 COMMISSIONER KURYLOWICZ: Yes.

25 MS. PAOLI: Leichliter?

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1 COMMISSIONER LEICHLITER: Yes.

2 MS. PAOLI: Lowenberg?

3 COMMISSIONER LOWENBERG: Yes.

4 MS. PAOLI: McDonnell?

5 *(No response)*

6 MS. PAOLI: Moir?

7 COMMITTEE CHAIR MOIR: Yes.

8 EXECUTIVE DIRECTOR STRESAK: Madam Chair, could I
9 make a comment on TMAS?

10 COMMITTEE CHAIR MOIR: Yes, sir.

11 EXECUTIVE DIRECTOR STRESAK: I think most of you are
12 aware and can reflect back to 2010, when the topic of our
13 test security was raised and the efforts we had expended
14 to move forward with a new testing program system. And
15 we didn't move forward with quite the amount of vigor.

16 I think it's important for those here to be aware
17 that this has not been due to a lack of POST personnel
18 effort to try and move this forward. We are now into
19 year four-plus on this project. And we have met -- been
20 met with a modicum of bureaucratic challenges trying to
21 advance this issue.

22 So we continue to try, we continue to make an
23 effort. But I just want you to be aware that we are
24 continually pressing on this issue. It's just navigating
25 the system and advancing technological projects can be a

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1 little complex and frustrating at times.

2 So I'd like to make that point for the record.

3 COMMITTEE CHAIR MOIR: Thank you.

4 So we find ourselves at an interesting place. We
5 are returning back to Item Number 6, and asking that
6 we consider, as the Finance Committee, which of the
7 options in this agenda item we are going to move to the
8 Commission for considering.

9 I think what this reflects, this entire committee
10 report, it reflects a lot of very difficult analytic
11 work by our Assistant Executive Director. It reflects
12 that each of us that are assigned to this committee
13 have -- we dove into the material, and we examined the
14 very thoughtful options that were before us. We did have
15 the consideration of adding to Option C as a hybrid to
16 direct staff to continue to suspend backfill indefinitely
17 for a result of \$2.2 million in savings. And then we've
18 asked staff to further analyze the contracts that are in
19 existence, to identify savings for the remaining
20 \$3.2 million.

21 Then, with the vote that we are going to make, the
22 conversations we're going to have, there's a lot of very
23 difficult work ahead of us. And one of the things that
24 I am reminded of, before we move to approve one of these
25 options, is that this entire process created some

1 significant disequilibrium within POST. 123 people have
2 committed themselves to working on behalf of the 90,000
3 people in California that are governed under POST. And
4 I use "governed" just because another word eludes me.

5 But it's serious work. And at a time when the
6 national narrative is eroding or speaking to the erosion
7 of trust between the public and the police, but at the
8 same time, all the metrics say that we're more effective,
9 we're at a very interesting intersection. So, I have a
10 lot more to say, but I will keep it to myself.

11 And I would ask any of the Committee members that
12 are present, to ask any questions that they have of
13 staff; and then at the point where we feel we are ready
14 to come up with the best option to present to the greater
15 commission for consideration, we'll move to that.

16 But the floor is yours, gentlemen.

17 COMMISSIONER LOWENBERG: Madam Chair, I would
18 suggest that as difficult as this is, that we consider
19 embracing the principle of spreading the pain as widely
20 as possible.

21 So I would suggest that we seriously consider
22 Option C. And I hadn't thought about it before, but
23 I like your recommendation of suspending backfill
24 reimbursement indefinitely as part of it.

25 So let me take a stab at a motion, if you don't

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1 mind -- if you don't mind.

2 COMMITTEE CHAIR MOIR: Please.

3 COMMISSIONER LOWENBERG: I would suggest that we
4 recommend to the full Commission that the Finance
5 Committee supports Option C, with the modification in
6 the language to include that backfill suspension be
7 indefinite.

8 That will be my motion.

9 COMMISSIONER KURYLOWICZ: Kurylowicz. Second.

10 COMMITTEE CHAIR MOIR: This does not require a
11 roll-call vote, but we have a very thoughtful motion and
12 a second. Thank you.

13 We will present this to the Commission tomorrow.

14 We have three more items before us. They are swift.

15 Old business. Any old business?

16 *(No response)*

17 COMMITTEE CHAIR MOIR: Hearing none, we move on,
18 and reflecting the swift nature, new business.

19 Any new business for this committee?

20 *(No response)*

21 COMMITTEE CHAIR MOIR: Hearing none, I want to thank
22 not only staff, but the members of this committee for
23 doing some very important work.

24 And before we adjourn, is there anything that the
25 Executive Director would like to say?

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1 EXECUTIVE DIRECTOR STRESAK: Thank you, Madam Chair.
2 I would.

3 It's kind of funny how a competent staff can make
4 you feel useless. And that's good news and that's bad
5 news.

6 So I wanted to point out that I've been blessed to
7 have a very competent staff to work with. And that has
8 no less been reflected in today's presentation by
9 Stephanie and her work.

10 But I want to put this into context. In addition
11 to dealing with the budgetary issues and the budgetary
12 crisis and the management of our money, she has
13 facilitated our move over the last -- what was that,
14 30, 40 years now that you've been working on that move?

15 MS. SCOFIELD: Roughly.

16 EXECUTIVE DIRECTOR STRESAK: And that move is --

17 COMMISSIONER LOWENBERG: She was still in a crib
18 when she started on it, yes.

19 EXECUTIVE DIRECTOR STRESAK: And that move has come
20 off flawlessly, when you talk about moving 123 people,
21 an organization across town.

22 And so she has had no less than a full plate, an
23 extremely full plate. So I wanted you to be aware of
24 everything that she has done, all the plates she has been
25 spinning, and all the plates she has been successfully

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1 spinning, and the excellent work that has been completed
2 here.

3 So thank you, Stephanie, for that.

4 MS. SCOFIELD: Thank you.

5 COMMITTEE CHAIR MOIR: Thank you.

6 So before we adjourn, I would like to say that we
7 are committed to decreasing this disequilibrium that has
8 been caused quite unexpectedly; and we remain committed
9 to doing the very difficult work in supporting the staff
10 of POST as we move forward in providing outstanding
11 public safety to our state.

12 That adjourns our meeting.

13 Thank you.

14 COMMISSIONER LOWENBERG: Thank you.

15 COMMISSIONER LEICHLITER: Thank you.

16 COMMISSIONER KURYLOWICZ: Thank you.

17 (The Finance Committee meeting concluded
18 at 11:39 a.m.)



REPORTER'S CERTIFICATE

I hereby certify:

That the foregoing proceedings were duly reported by me at the time and place herein specified; and

That the proceedings were reported by me, a duly certified shorthand reporter and a disinterested person, and was thereafter transcribed into typewriting.

In witness whereof, I have hereunto set my hand on March 9, 2015.

Daniel P. Feldhaus
California CSR #6949
Registered Diplomat Reporter
Certified Realtime Reporter