

MINUTES OF ARKANSAS STATE POLICE COMMISSION MEETING

July 10, 2014

The Arkansas State Police Commission met on Thursday, July 10, 2014 at the Arkansas State Police Headquarters, Little Rock, Arkansas.

Commission Chairman Futrell called the meeting to order at 10:03 a.m.

MEMBERS PRESENT:

Commissioner Woody Futrell, Chairman  
Commissioner Frank Guinn, Secretary  
Commissioner Bob Burns  
Commissioner Jane Christenson

MEMBERS ABSENT:

Commissioner Wallace Fowler, Vice-Chairman  
Commissioner John Allison  
Commissioner Dr. Lewis Shepherd

STATE POLICE PERSONNEL ATTENDING:

Colonel Stan Witt	Donna Humphries
Lt. Colonel Tim K’Nuckles	Major Les Braunns
Captain Lindsey Williams	Emma French
Karen Perry	Corporal Jeff Whitlock
Lieutenant Scott Woodward	Lieutenant David Lafferty
Captain Bryan Davis	Major Shawn Garner
Captain Steve Coppinger	Sergeant Stuart Woodward
Lieutenant Stacie Rhoads	Lieutenant Jason Aaron
Lieutenant Darran Austin	Micah Hunter
Sergeant Kevin Richmond	Sergeant David Cooper
Lieutenant Brant Tosh	Captain Ron Stayton
Corporal Doug Estes	Sherry Woods
Lieutenant David Sims	Sergeant Michael Moyer
Sergeant Kim Fontaine	Captain Jim Howington
Bill Sadler	Janet Chappelle
Gary Glisson	Caitlin Sparks
Major Mike Foster	Lieutenant Cora Gentry
Major Henry La Mar	Jennifer Maher
Elaine Lee	Lenore Paladino

OTHERS PRESENT:

Randy Lann, ASP Foundation	Joe Thielke, ASP Foundation
Charisse Childers, ASP Foundation	Kathy Sparks, Retiree
Jeff Christenson	

PLEDGE OF ALLEGIANCE:

Commissioner Burns led the pledge of allegiance.

NOTIFICATION OF MEDIA:

The media was notified of this meeting on July 1, 2014.

Commission Chairman Futrell welcomed everyone to the Commission Meeting.

MINUTES:

Commissioner Christenson made a motion to approve the minutes of the June 5, 2014 monthly Commission Meeting. Commissioner Burns seconded the motion. The motion passed.

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Commission Chairman Futrell asked that Ms. Donna Humphries acknowledge the attending guests. She recognized Joe Thielke with the ASP Foundation, Randy Lann with the ASP Foundation, Charisse Childers with the ASP Foundation, Retired Major Kathy Sparks, Jeff Christenson and the troopers' families.

PROMOTION CERTIFICATES:

Colonel Stan Witt presented a promotion certificate to Captain Steven Bryan Davis promoting him to Captain in the Highway Patrol Division, Troop H.

Colonel Stan Witt presented a promotion certificate to Sergeant Kevin Richmond promoting him to Sergeant in the Criminal Investigation Division, Company D.

Colonel Stan Witt presented a promotion certificate to Sergeant Lorie Ring, promoting her to Sergeant in the Highway Patrol Division, Troop B.

WEAPONS RESOLUTIONS:

Major Shawn Garner presented the below resolutions for consideration by the ASP Commission.

R E S O L U T I O N

WHEREAS: Sergeant Benny Cox efficiently and effectively served the Arkansas State Police for a period of thirty-three years, nine months, and two days;

WHEREAS: Sergeant Benny Cox retired from this department May 31, 2014;

WHEREAS: His departure creates a vacancy that will be most difficult to fill, which is recognized by each and every member of the Arkansas State Police Commission;

WHEREAS: Sergeant Benny Cox has made formal request that his service weapon be retired with him and remain in his possession;

BE IT THEREFORE RESOLVED: The Arkansas State Police Commission, in its regular meeting at Arkansas State Police Headquarters in Little Rock, Arkansas on Thursday, July 10, 2014, in accordance with Act 547 of 2003, awards him his Glock Model 21, Serial Number PKS489, as a token of their esteem and appreciation for service devoted to the Arkansas State Police.

Commissioner Christenson made a motion to approve the above weapon resolution presented to the Commission. Commissioner Burns seconded and the motion passed.

R E S O L U T I O N

WHEREAS: Sergeant Benny Cox efficiently and effectively served the Arkansas State Police for a period of thirty-three years, nine months, and two days;

WHEREAS: Sergeant Benny Cox retired from this department May 31, 2014;

WHEREAS: His departure creates a vacancy that will be most difficult to fill, which is recognized by each and every member of the Arkansas State Police Commission;

WHEREAS: Sergeant Benny Cox has made formal request that his shotgun be retired with him and remain in his possession;

BE IT THEREFORE RESOLVED: The Arkansas State Police Commission, in its regular meeting at Arkansas State Police Headquarters in Little Rock, Arkansas on Thursday, July 10, 2014 in accordance with Act 547 of 2003, determines the fair market value of the Remington shotgun, serial number PC593073, that Sergeant Benny Cox has carried be affixed at \$100.00, and that Sergeant Benny Cox be permitted to purchase the shotgun for his personal use.

Commissioner Christenson made a motion to approve the above weapon resolution presented to the Commission. Commissioner Burns seconded and the motion passed.

R E S O L U T I O N

WHEREAS: Corporal Tate G. Floyd, III efficiently and effectively served the Arkansas State Police for a period of twenty-five years, nine months, and nineteen days;

WHEREAS: Corporal Tate G. Floyd, III retired from this department May 31, 2014;

WHEREAS: His departure creates a vacancy that will be most difficult to fill, which is recognized by each and every member of the Arkansas State Police Commission;

WHEREAS: Corporal Tate G. Floyd, III has made formal request that his service weapon be retired with him and remain in his possession;

BE IT THEREFORE RESOLVED: The Arkansas State Police Commission, in its regular meeting at Arkansas State Police Headquarters in Little Rock, Arkansas on Thursday, July 10, 2014, in accordance with Act 547 of 2003, awards him his Glock Model 21, Serial Number PKS020, as a token of their esteem and appreciation for service devoted to the Arkansas State Police.

Commissioner Burns made a motion to approve the above weapon resolution presented to the Commission. Commissioner Christenson seconded and the motion passed.

R E S O L U T I O N

WHEREAS: Corporal Tate G. Floyd, III efficiently and effectively served the Arkansas State Police for a period of twenty-five years, nine months, and nineteen days;

WHEREAS: Corporal Tate G. Floyd, III retired from this department May 31, 2014;

WHEREAS: His departure creates a vacancy that will be most difficult to fill, which is recognized by each and every member of the Arkansas State Police Commission;

WHEREAS: Corporal Tate G. Floyd, III has made formal request that his shotgun be retired with him and remain in his possession;

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BE IT THEREFORE RESOLVED: The Arkansas State Police Commission, in its regular meeting at Arkansas State Police Headquarters in Little Rock, Arkansas on Thursday, July 10, 2014 in accordance with Act 547 of 2003, determines the fair market value of the Remington shotgun, serial number D605871M, that Corporal Tate G. Floyd, III has carried be affixed at \$100.00, and that Corporal Tate G. Floyd, III be permitted to purchase the shotgun for his personal use.

Commissioner Burns made a motion to approve the above weapon resolution presented to the Commission. Commissioner Christenson seconded and the motion passed.

R E S O L U T I O N

WHEREAS: TFC Christopher Spurling efficiently and effectively served the Arkansas State Police for a period of six years, three months, and twenty-one days;

WHEREAS: TFC Christopher Spurling retired from this department May 31, 2014;

WHEREAS: His departure creates a vacancy that will be most difficult to fill, which is recognized by each and every member of the Arkansas State Police Commission;

WHEREAS: TFC Christopher Spurling has made formal request that his service weapon be retired with him and remain in his possession;

BE IT THEREFORE RESOLVED: The Arkansas State Police Commission, in its regular meeting at Arkansas State Police Headquarters in Little Rock, Arkansas on Thursday, July 10, 2014, in accordance with Act 547 of 2003, awards him his Glock Model 21, Serial Number PKS533, as a token of their esteem and appreciation for service devoted to the Arkansas State Police.

Commissioner Burns made a motion to approve the above weapon resolution presented to the Commission. Commissioner Christenson seconded and the motion passed.

R E S O L U T I O N

WHEREAS: TFC Christopher Spurling efficiently and effectively served the Arkansas State Police for a period of six years, three months, and twenty-one days;

WHEREAS: TFC Christopher Spurling retired from this department May 31, 2014;

WHEREAS: His departure creates a vacancy that will be most difficult to fill, which is recognized by each and every member of the Arkansas State Police Commission;

WHEREAS: TFC Christopher Spurling has made formal request that his shotgun be retired with him and remain in his possession;

BE IT THEREFORE RESOLVED: The Arkansas State Police Commission, in its regular meeting at Arkansas State Police Headquarters in Little Rock, Arkansas on Thursday, July 10, 2014 in accordance with Act 547 of 2003, determines the fair market value of the Remington shotgun, serial number D673571M, that TFC Christopher Spurling has carried be affixed at \$100.00, and that TFC Christopher Spurling be permitted to purchase the shotgun for his personal use.

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Commissioner Christenson made a motion to approve the above weapon resolution presented to the Commission. Commissioner Burns seconded and the motion passed.

### DIVISION REPORTS:

#### Fiscal Report – Emma French

Ms. French gave an overview of the reports which were distributed to the Commission. She stated we ended the year in a good place and have started the new year. Everyone has their new Funds Reservations and we turned in the Biennial Budget yesterday. We are through with that until we have our hearing in September.

#### Administrative Services – Major Les Braunns

Major Braunns presented an oral summary of the written report distributed to the Commission. He began by reporting the Human Resources/Personnel transactions for the month of June; we had nine civilian new hires, one civilian voluntary resignation, two promotions, four retirements, and two extra help hires. The Commission transactions include one promotion, thirty-two lateral transfers, four retirements and one termination. Currently we have five military deployments.

Regarding the ASP Health Plan, the Plan is doing fine. A snapshot of the savings report for claims incurred through today indicates discount savings at 63%. This is good news and much better than expected. As you remember, we were anticipating or hoping for 57% or 58% and we're at 63% at this time. Medical and prescription claims for June paid by QualChoice are \$1,054,863. Year to date they have paid claims totaling \$4,018,163. This is \$609,232 less than this time last year. The time period for UMR paying the run out claims for 2013 claims ended June 30<sup>th</sup>. The total Fund Balance for June is \$9,925,469. This is higher by \$241,126 from June of 2013.

Major Braunns gave an update reporting we are in the process of hiring for the 2014-B Recruit School. We have 54 applicants in the background process at this time. The Colonel will be conducting interviews August 4, 5, and 6, and you may be asked for a conference call on the 7<sup>th</sup> or 8<sup>th</sup> to get approval so we can get conditional letters of hire so we can start the medical and psychological process.

This morning the Arkansas State Police Health Insurance Oversight Committee had a meeting. As you know Captain Leonard Hogg just retired and we had a recommendation to replace him with Captain Alex Finger of Troop A. We need approval from the Commission to make this change of the committee.

Commissioner Guinn made a motion that Captain Alex Finger be approved to replace Captain Leonard Hogg on the ASP Health Insurance Oversight Committee. This motion was seconded by Commissioner Burns and it passed.

### NEW BUSINESS

Commission Chairman Futrell asked Commissioner Guinn if he had something to discuss regarding the Foundation. Commissioner Guinn advised there are members serving on the Foundation which he has been unable to find where they have been approved by the Commission. He also stated they have a new member to be approved. He stated the members which could not be found are J.R. Howard, Steve Smith, Steve Dozier, Dennis Jungmeyer, Brooks Jackson, Wynona Bryant-Williams, Charisse Childers and Scott Ellington and the new member to be approved is Johnnie Roebuck.

Commissioner Christenson made a motion for approval of the list read, and Commissioner Burns seconded that motion. The motion passed.

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Colonel Witt advised there have been three disciplinary appeals filed and asked Attorney Elaine Lee to address them. Ms. Lee stated we have three pending appeals which need to be scheduled, and the order they are listed on the agenda is the order she suggested they be scheduled which is the order they were received. She advised she has spoken to the opposing counsel for Scott Pillow and Chad Conder. Scott Pillow's attorney is okay with having the hearing during the month of September. Chad Conder's Attorney said he is acceptable to having his appeal hearing during the month of October. And Christopher Crim's is the first one that we received notice for and she suggested that his be scheduled in August if possible to try to get these done before we get to the holidays in November and December.

Commission Chairman Futrell asked what these concern, and Ms. Lee advised the first one is the termination, the second one was a demotion, and the third one was also a termination without getting into any facts. She was asked when these were terminated. She advised Crim's termination was about a month ago, the last two disciplinary actions took place within the last two weeks.

Commission Chairman Futrell advised they will go into Executive Session to talk about personnel matters.

The Commission went into Executive Session at 10:25 a.m. and returned at 10:48 a.m.

NEXT MEETING:

The next scheduled meeting will be Thursday, August 5, 2014 at 10:00 a.m. We will have an Appeal Hearing on Christopher Crim immediately following the Commission Meeting.

The meeting for September will be held on September 18, 2014 at 10:00 a.m. with the Appeal Hearing for Scott Pillow to follow the monthly Commission Meeting.

The Appeal Hearing for Chad Conder will be set at the August 5, 2014 meeting.

Commissioner Guinn made a motion to adjourn the meeting and it was seconded by Commissioner Burns. The motion passed and Commission Chairman Futrell announced the meeting was adjourned.

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Commission Chairman

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Commission Secretary