

MINUTES OF ARKANSAS STATE POLICE COMMISSION MEETING

January 07, 2015

The Arkansas State Police Commission met on Wednesday, January 07, 2015 at the Arkansas State Police Headquarters, Little Rock, Arkansas.

Commission Chairman Futrell called the meeting to order at 10:08 a.m.

MEMBERS PRESENT:

Commissioner Woody Futrell, Chairman
Commissioner Frank Guinn, Secretary
Commissioner John Allison
Commissioner Dr. Lewis Shepherd
Commissioner Bob Burns
Commissioner Jane Christenson

MEMBERS ABSENT:

Commissioner Wallace Fowler, Vice-Chairman

STATE POLICE PERSONNEL ATTENDING:

Colonel Stan Witt	Lt. Colonel Tim K’Nuckles
Donna Humphries	Captain Lindsey Williams
J.R. Hankins	Captain Ron Stayton
Major Henry LaMar	Captain Jeff Drew
Lieutenant David Sims	Captain Steve Coppinger
Sergeant Stuart Woodward	Emma French
Sherry Woods	Alexis Winters
Lieutenant David Lafferty	Lieutenant Scott Woodward
Lieutenant Stacie Rhoads	Captain Bryan Davis
Gary Glisson	Janet Chappelle
Captain Lance King	Captain Mark Allen
Captain Wesley Smithee	Major Mike Foster
Lieutenant Charles Hubbard	Lieutenant Brady Gore
Major Shawn Garner	Captain Forrest Marks
Sergeant Michael Moyer	Sergeant Paulette Ward
Lieutenant Darran Austin	Captain Jim Howington
Jenna Castleberry	Sergeant David Cooper
Lieutenant Jason Aaron	TFC Kurt Ziegenhorn
Corporal Jeff Whitlock	Lieutenant Mark Hollingsworth
Corporal Mike Dawson	Sergeant Ken Whitmore
Sergeant Matt Miller	Debbie Roark
Sergeant Dennis Overton	Bridget White
Richard Davis	Lieutenant Brant Tosh
Gloria Cook	Corporal Doug Estes
Caitlin Sparks	

OTHERS PRESENT:

Meredith Rebsamen – AG’s Office	Michael Krenn – DFA
Benson Cashion – ASPF	Joe Thielke – ASPF
Randy Lann – ASPF	Dr. Marvin Leibovich
Kathy Sparks - Retiree	

PLEDGE OF ALLEGIANCE:

Commissioner Christenson led the pledge of allegiance.

Commission Chairman Futrell welcomed all ASP personnel and guests.

NOTIFICATION OF MEDIA:

The media was notified of this meeting on December 29, 2014.

MINUTES:

Commissioner Christenson made a motion to approve the minutes of the December 11, 2014 monthly Commission Meeting. Commissioner Shepherd and Commissioner Burns seconded the motion. The motion passed.

WEAPON 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: Major Les Braunns efficiently and effectively served the Arkansas State Police for a period of thirty-five years, one month, and twenty-two days;

WHEREAS: Major Les Braunns retired from this department October 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: Major Les Braunns 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 Wednesday, January 07, 2015, in accordance with Act 547 of 2003, awards him his Glock Model 30S, Serial Number XON904, as a token of their esteem and appreciation for service devoted to the Arkansas State Police.

Commissioner Allison 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: Major Les Braunns efficiently and effectively served the Arkansas State Police for a period of thirty-five years, one month, and twenty-two days;

WHEREAS: Major Les Braunns retired from this department October 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: Major Les Braunns 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 Wednesday, January 07, 2015 in accordance with Act 547 of 2003, determines the fair market value of the Remington shotgun, serial number W438929M, that Major Les Braunns has carried be affixed at \$100.00, and that Major Les Braunns be permitted to purchase the shotgun for his personal use.

Commissioner Allison 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 Phillip Glasgow efficiently and effectively served the Arkansas State Police for a period of twenty-five years, seven months, and fourteen days;

WHEREAS: Corporal Phillip Glasgow retired from this department November 30, 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 Phillip Glasgow 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 Wednesday, January 07, 2015, in accordance with Act 547 of 2003, awards him his Glock Model 21, Serial Number PKS452, as a token of their esteem and appreciation for service devoted to the Arkansas State Police.

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

R E S O L U T I O N

WHEREAS: Corporal Phillip Glasgow efficiently and effectively served the Arkansas State Police for a period of twenty-five years, seven months, and fourteen days;

WHEREAS: Corporal Phillip Glasgow retired from this department November 30, 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 Phillip Glasgow 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 Wednesday, January 07, 2015 in accordance with Act 547 of 2003, determines the fair market value of the Remington shotgun, serial number PC605516, that Corporal Phillip Glasgow has carried be affixed at \$100.00, and that Corporal Phillip Glasgow 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 Allison seconded and the motion passed.

Major Mike Foster presented the below resolutions for consideration by the ASP Commission.

R E S O L U T I O N

WHEREAS: Captain Jimmy L. Smith efficiently and effectively served the Arkansas State Police for a period of thirty-five years, two months, and twenty-one days;

WHEREAS: Captain Jimmy L. Smith retired from this department November 30, 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: Captain Jimmy L. Smith 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 Wednesday, January 07, 2015, in accordance with Act 547 of 2003, awards him his Glock Model 45, Serial Number PKS428, as a token of their esteem and appreciation for service devoted to the Arkansas State Police.

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

R E S O L U T I O N

WHEREAS: Captain Jimmy L. Smith efficiently and effectively served the Arkansas State Police for a period of thirty-five years, two months, and twenty-one days;

WHEREAS: Captain Jimmy L. Smith retired from this department November 30, 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: Captain Jimmy L. Smith 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 Wednesday, January 07, 2015 in accordance with Act 547 of 2003, determines the fair market value of the Remington shotgun, serial number D591258M, that Captain Jimmy L. Smith has carried be affixed at \$100.00, and that Captain Jimmy L. Smith be permitted to purchase the shotgun for his personal use.

Commissioner Allison 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 Andy Simpson efficiently and effectively served the Arkansas State Police for a period of eleven years, two months, and twenty-nine days;

MINUTES OF ARKANSAS STATE POLICE COMMISSION MEETING

January 07, 2015 – Page 5

WHEREAS: Corporal Andy Simpson retired from this department November 30, 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 Andy Simpson 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 Wednesday, January 07, 2015, in accordance with Act 547 of 2003, awards him his Glock Model 45, Serial Number PKS470, as a token of their esteem and appreciation for service devoted to the Arkansas State Police.

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

R E S O L U T I O N

WHEREAS: Corporal Andy Simpson efficiently and effectively served the Arkansas State Police for a period of eleven years, two months, and twenty-nine days;

WHEREAS: Corporal Andy Simpson retired from this department November 30, 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 Andy Simpson 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 Wednesday, January 07, 2015 in accordance with Act 547 of 2003, determines the fair market value of the Remington shotgun, serial number D591219M, that Corporal Andy Simpson has carried be affixed at \$100.00, and that Corporal Andy Simpson be permitted to purchase the shotgun for his personal use.

Commissioner Allison 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 Jerry Watts efficiently and effectively served the Arkansas State Police for a period of twenty-nine years, one month, and nine days;

WHEREAS: Corporal Jerry Watts retired from this department November 30, 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;

MINUTES OF ARKANSAS STATE POLICE COMMISSION MEETING

January 07, 2015 – Page 6

WHEREAS: Corporal Jerry Watts 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 Wednesday, January 07, 2015, in accordance with Act 547 of 2003, awards him his Glock Model 21, Serial Number PKS127, as a token of their esteem and appreciation for service devoted to the Arkansas State Police.

Commissioner Allison 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 Jerry Watts efficiently and effectively served the Arkansas State Police for a period of twenty-nine years, one month, and nine days;

WHEREAS: Corporal Jerry Watts retired from this department November 30, 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 Jerry Watts 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 Wednesday, January 07, 2015 in accordance with Act 547 of 2003, determines the fair market value of the Remington shotgun, serial number D588784M, that Corporal Jerry Watts has carried be affixed at \$100.00, and that Corporal Jerry Watts 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 Allison 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 are at 50%, about where we should be and things are going good so far. Really, the only other thing I have to tell you is the Legislative Session starts next week. Commissioner Allison asked what the plans are for the session. Ms. French stated we have several things we are asking for, we are asking for a troop school for each year of the biennium, we have a little bit of legislation changes, but the main focus would be to secure funding and positions for the troop schools. Commissioner Allison asked if we have any new funding requests. Ms. French stated we do have funding request for the cost to have the troop school and that is probably the biggest request.

Commissioner Futrell asked what was the average number of commissioned personnel we loss to retirements, resignations and disciplinary, is it about 25-30 personnel a year. Ms. French stated that is about right. Commissioner Futrell stated so we need to have a school and Ms. French explained that when we do have a school we do not see any gain.

MINUTES OF ARKANSAS STATE POLICE COMMISSION MEETING

January 07, 2015 – Page 7

Commissioner Allison asked what the total cost for a school was. Ms. French stated it is about \$2.7 million, it is about \$172,000 to hire, train, and equip one trooper.

Administrative Services – Lieutenant Mike Kennedy

Lieutenant Kennedy 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 December; we had five civilian new hires, two civilian voluntary resignation, and four retirements. The Commission transactions included two promotions, twenty-seven lateral transfers, and two retirements. At this time we currently have five military deployments.

Regarding the ASP Health Plan, December paid claims are higher than last month, however we have not received the December report from QualChoice for an exact amount. Our Fund Balance is \$530,000 lower this month than last with a total Fund Balance of \$8,633,461.

Commissioner Allison stated we were negative last month and we are negative this month, are there any one-timers in there. Lieutenant Kennedy stated there was a significant number of what we call big ticket claims, we are working ten of those right now. It is not unusual to have one or two large claims, but we are working ten at this time. Commissioner Allison stated so those will be continuing on. Lieutenant Kennedy stated some of those will be going on for some time. Commissioner Allison stated we have remained even or ahead and we have had two months of pretty good negatives here and this is the biggest we have had since I have been on the Commission that I recall. I know you are continuing to monitor it and you will keep the Commission updated.

NEW BUSINESS

Commission Chairman Futrell asked for a motion to approve the stipend of \$60.00 per meeting along with mileage reimbursement. Commissioner Christenson made the motion to approve the stipend payment and mileage reimbursement and it was seconded by Commissioner Allison. The motion passed.

ELECTION OF ASPC OFFICERS FOR 2015:

Commissioner Guinn made a motion that Commissioner Wallace Fowler be elected Chairman for 2015. This motion was seconded by Commissioner Allison and passed.

Commissioner Christenson made a motion that Commissioner Frank Guinn be elected Vice-Chairman for 2015. This motion was seconded by Commissioner Shepherd and passed.

Commissioner Guinn made a motion that Commissioner Lewis Shepherd be elected Secretary for 2015. This motion was seconded by Commissioner Christenson and passed.

Commission Chairman Futrell announced since Chairman Elect Wallace Fowler was absent, the appointment of Committee members for 2015 would be postponed until the February Commission meeting.

Commission Chairman Futrell asked if there was any new business, and Colonel Witt advised they needed to go into Executive Session to discuss personnel matters.

Commission Chairman Futrell asked if any of the Commissioners had anything to discuss.

The Commission went into Executive Session at 10:20 a.m. and returned at 10:54 a.m.

MINUTES OF ARKANSAS STATE POLICE COMMISSION MEETING

January 07, 2015 – Page 8

Commission Chairman Futrell asked Commissioner Guinn if he had any recommendations. Commissioner Guinn stated he wanted to recommend Colonel Stan Witt be approved to be placed on the ASP Foundation, as all past Directors are members of the Foundation. He stated there are two, Colonel Stan Witt and Andrea Rockefeller for the Commission to consider placing on the Foundation and he wanted to know if the Commission wanted to vote separately or vote together. Commission Chairman Futrell stated the Commission could vote on them together.

Commissioner Guinn made the motion to approve Colonel Stan Witt and Andrea Rockefeller as members of the ASP Foundation, Commissioner Allison seconded and the motion passed.

Commission Chairman Futrell asked Colonel Witt if he had any recommendations.

Colonel Witt recommended the Commission consider Sergeant Dennis Overton for the vacant Lieutenant position in the Highway Patrol Division, Interdiction and Criminal Patrol Coordinator. Commissioner Guinn made a motion that Sergeant Dennis Overton be promoted to Lieutenant, Commissioner Shepherd seconded and the motion passed.

Colonel Witt recommended the Commission consider Sergeant Paulette Ward for the vacant Lieutenant position in the Director's Office, Office of Professional Standards. Commissioner Shepherd made a motion that Sergeant Paulette Ward be promoted to Lieutenant, Commissioner Christenson seconded and the motion passed.

Colonel Witt recommended the Commission consider Corporal Mike Dawson for the vacant Sergeant position in the Regulatory and Building Operations Division, Fire Marshal Section. Commissioner Burns made a motion that Corporal Mike Dawson be promoted to Sergeant, Commission Allison seconded and the motion passed.

Commission Chairman Futrell stated he wanted to make a statement, that Ms. Ward and Mr. Dawson both started out in Howard County.

Colonel Witt stated as the Commissioners know we have a new incoming Director and I only have one year left until my retirement. I would very much like to finish my career with the state police and I would ask the Commission to allow me to transfer and demote back to the Major position within this agency for my remaining year. Commissioner Guinn made a motion that Colonel Stan Witt be demoted to Major in the Administrative Services Division upon the swearing in of the new Colonel, Commission Christenson seconded and the motion passed.

Commission Chairman Futrell introduced the incoming Director, Mr. Bill Bryant and stated the Commission, the ASP and all the family welcome him. Mr. Bryant thanked him and stated he was very excited.

Commission Chairman Futrell asked Ms. Humphries to introduce our guests, and she recognized Dr. Marvin Leibovich, Joe Thielke, Randy Lann, and Benson Cashion from the Arkansas State Police Foundation, Retirees Kathy Sparks, Gloria Cook, and J. R. Hankins, Michael Krenn from DFA – Budget, and Meredith Rebsamen from the Attorney General's Office.

Colonel Stan Witt stated he wanted to thank his wife for her support during his tenure; she is the one who actually talked me into taking this position. He stated if you like what I have done, you can thank her and if you do not like what I have done, you can blame her.

He stated he wanted to thank this Commission for all of their support over the two years and almost 5 months, it has to be a team effort between the Director and Commissioners for this agency to move forward. He thanked his command staff, one person cannot run this agency alone, you have to have support from your command staff and I think right now we

MINUTES OF ARKANSAS STATE POLICE COMMISSION MEETING
January 07, 2015 – Page 9

have the best command staff the state police has ever had. They did not always agree with me and I did not want them too, I always wanted the pros and cons on everything we discussed to make a good informed decision. Next, he thanked every member of the agency; everybody has a part in this agency and whatever part you play in this agency you have to do your job in order for this agency to succeed and survive and you do that and I thank you for that job. It has been an honor and a privilege to serve as your Director and I am still going to be around for about another year thanks to the Commission. I just hope that God will bless each and every one of you.

Colonel Stan Witt then presented Commission Chairman Futrell with his gavel and plaque for serving as Chairman of the Commission for 2014.

Commissioner Allison stated these are our two leaders and they are both stepping down and we will miss them. He continued by saying Commissioner Futrell has been a rock for these Commissioners all these years and he will be missed immensely. His knowledge of the agency, he was so informative to us over the years, he knew things and stories and situations and personnel that we did not know.

Commissioner Allison stated Colonel Witt has done an outstanding job and I do agree that we have the best command staff ever and the operation is running as well or better than I have ever seen it since I have been Commissioner.

We will miss both of these men and they both deserve a round of applause.

Commissioner Christenson stated tomorrow is Woody's birthday and we celebrated in the conference room and I wanted to wish him happy birthday.

Commission Chairman Futrell stated he wanted to say a few words. He stated Steve Dozier was always scared of what I was going to say and he told me not to speak unless I have something in front of me. Anyway, I do not remember a Chairman and a Director going out at the same time in the twenty-two and a half years I have been on this commission. I thought all the way up here and I just do not remember it ever. These twenty-two and a half years have passed so fast, I cannot believe I have been on this commission that long and I will be seventy-five tomorrow; I am happy and want them to keep on rolling. I have enjoyed it because I had a family connection with the state police; most of you know that my grandfather created the Arkansas State Police when he was Governor in 1935, during the depression years and it was tough. He met a lot of difficulty in creating this agency and I have heard from family members through the years the trouble he had trying to get the agency created. He talked about it his first try, but then he got it done on the second try. Most of his opposition was from the local Sheriffs and community law enforcement; they fought it hard because they controlled the local gambling and the liquor. They told him if he created the state police he would never be elected to office again. He eventually was able to get it through by threatening to veto the liquor license and they had to raise \$1.4 million or they would lose help from the Federal Government, but he succeeded in getting the bill through. It has meant a lot to me to serve on this organization the he worked so hard to establish. When he was working on the budget, he was requesting \$60,000 and they only wanted to give him \$40,000 so again he threatened veto and finally got the \$60,000. He would be amazed to know now this agency has a budget of \$140 million where he had \$60,000 and it would blow his mind to know that the agency he started with 13 officers and 1 secretary has grown to 948 total personnel. He would be happy to see where the agency is today. I would like to thank Governor Jim Guy Tucker, Governor Mike Huckabee, and Governor Mike Beebe for the opportunity to represent and serve you. Our goal has always been to serve the Governor, the people of Arkansas and the Arkansas State Police and I hope I have done that. I made a few mistakes along the way but would hope I have done more good than bad. I would like to thank the ASP staff and the ASP Foundation for all of their hard work and dedication. Looking back I want to thank the troopers for all the fine work they do and the sacrifices they make on a daily basis. I have had the pleasure to serve with eight Colonels; starting with Tommy Goodwin and is ending with Stan Witt.

MINUTES OF ARKANSAS STATE POLICE COMMISSION MEETING
January 07, 2015 – Page 10

They have all had different ideas on how to run the state police, but they all had one thing in mind and that was to do the best for the Arkansas State Police. The only thing I can leave you with is these Colonels need to communicate with the Commissioners. Sometimes the Commissioners have not all agreed on decisions, but we all wanted what was best for ASP. Together we have achieved a lot and I appreciate all the hard work and dedication serving with all the Commissioners for the past twenty-two and a half years. I was always proud to serve with them and respected them. I wanted to give my best wishes to the new commissioner and to the new Director, Bill Bryant. I want to thank you for letting me serve you. To the new Director, I wish I could serve under you because I have heard so many nice things about you. This Commission and the state police are going to be proud of you and I say good luck to you. God bless the ASP and be safe out there.

NEXT MEETING:

The next monthly meeting of the Commission will be held Thursday, February 12, 2015 at 10:00 a.m.

Commissioner Allison made a motion to adjourn the meeting which was seconded by Commissioner Guinn. The motion passed and Commissioner Futrell announced the meeting was adjourned at 10:59 a.m.

Commission Chairman

Commission Secretary