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NEW MEXICO LAW ENFORCEMENT ACADEMY
TELEPHONIC REGULAR BOARD MEETING
June 18, 2020
9:07 a.m.

REPORTED BY: Jan A Williams, RPR, NM CCR 14

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BOARD MEMBERS PRESENT

New Mexico Attorney General Hector
Balderas, Chairman
Chief Thomas Romero, Vice Chairman
Sheriff Adan Mendoza
Chief Clayton Garcia
Chief Tim Johnson
Sergeant Hollie Anderson
Connie Monahan
Bobbie Jean Green
Rick Tedrow, Esquire

ALSO PRESENT

Kelly Alzaharna, Director
John Kreienkamp, Esquire
Monica Medrano, Case Manager

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1 P R O C E E D I N G S

2 AG BALDERAS: I hereby call the meeting to
3 order. 9:07 is what I've got.

4 ITEM NO. 1 ROLL CALL

5 A.G. BALDERAS: And the first item of our
6 business, of course, is roll call under item No. 1.

7 Monica, if you could please call roll and see
8 who we have present.

9 MS. MEDRANO: Honorable Hector Balderas.

10 A.G. BALDERAS: Present.

11 MS. MEDRANO: Robert Tedrow.

12 MR. TEDROW: Present.

13 MS. MEDRANO: Sheriff Mendoza.

14 SHERIFF MENDOZA: Present.

15 MS. MEDRANO: Chief Johnson.

16 CHIEF JOHNSON: Yes, ma'am, I'm here.

17 MS. MEDRANO: Chief Clayton Garcia.

18 (No response.)

19 MS. MEDRANO: Chief Thomas Romero.

20 (No response.)

21 MS. MEDRANO: Sergeant Hollie Anderson.

22 SERGEANT ANDERSON: Present.

23 MS. MEDRANO: Ms. Connie Monahan.

24 MS. MONAHAN: Here.

25 MS. MEDRANO: Dr. Bobbie Green. I saw her on

1 earlier. Dr. Green, are you there?

2 (No response.)

3 A.G. BALDERAS: Let's see if she's on mute.

4 MS. MEDRANO: I see her video.

5 MR. KREIENKAMP: Monica, Dr. Green sent a
6 message to the group that she's here, but she didn't
7 have audio.

8 MS. MEDRANO: Thank you.

9 A.G. BALDERAS: I'll note that she is in
10 attendance as well. We got through the entire roll,
11 right, we have a quorum?

12 MS. MEDRANO: Yes, sir.

13 MR. KREIENKAMP: Mr. Chair, it appears that
14 Dr. Green is having some trouble with her audio. She
15 says she cannot hear anything that anybody is saying.

16 A.G. BALDERAS: Okay. Matt or Jerry, is
17 there a way to contact her and kind of walk her
18 through FaceTime?

19 MR. BACA: Yes, sir. I'll email Dr. Green
20 right now.

21 DR. GREEN: Got it. I'm good.

22 A.G. BALDERAS: Oh. Good morning.

23 DR. GREEN: Good morning. How are you?

24 A.G. BALDERAS: Good. All right. She's on
25 my screen and I can hear her perfectly.

1 MS. MEDRANO: Mr. Chairman, I see that Chief
2 Romero is waiting. So I just admitted him in.

3 A.G. BALDERAS: Great. We'll give him a few
4 seconds.

5 MS. MEDRANO: Chief Romero, you're breaking
6 up. I'm going to go ahead and mark you present for
7 the meeting.

8 CHIEF ROMERO: Yes.

9 A.G. BALDERAS: I see Chief Romero. That's
10 quite the backdrop, Chief.

11 If I could counsel everyone just to try to
12 mute their screen. And then, of course, unmute and
13 jump in. And even if there's some interference, we'll
14 recognize you and I will jump off. I can see most
15 everyone seems to be muted. So let's maybe give this
16 a shot in light of some technical difficulties.

17 Monica, I understand that we have everyone
18 present except Chief Clayton Garcia, is that correct,
19 was that your count?

20 MS. MEDRANO: Yes, sir, that's what I have.

21 ITEM NO. 2: APPROVAL OF AGENDA

22 A.G. BALDERAS: Okay. I would like to direct
23 everyone to item No. 2, approval of our agenda. You
24 should have all been provided an agenda in compliance
25 with State law.

1 I'll give everyone a few minutes to quickly
2 look over that. And I'll also entertain a motion, if
3 everyone is comfortable with the agenda.

4 MR. KREIENKAMP: Mr. Chair, if I could just
5 jump in real quickly.

6 A.G. BALDERAS: Sure.

7 MR. KREIENKAMP: Just as sort of a reminder
8 for the Members of the Board, because this meeting is
9 on Zoom today, the guidance from our office is that
10 all votes will need to be roll call votes just to make
11 sure that the record is correct and everybody is
12 clear.

13 A.G. BALDERAS: Are we talking about on all
14 motions?

15 MR. KREIENKAMP: All motions, including some
16 of these housekeeping items, just so we have a clean
17 record.

18 A.G. BALDERAS: Why don't we do roll call
19 with a voice vote, Monica, on the attendance one more
20 time now that we have the chief on the line.

21 MS. MEDRANO: You want to redo roll call,
22 sir?

23 A.G. BALDERAS: Just a quick vote, yeah, for
24 the last couple that were not present or not online at
25 the time.

1 MS. MEDRANO: Okay. Honorable Hector
2 Balderas.

3 A.G. BALDERAS: Present.

4 MS. MEDRANO: Robert Tedrow.

5 MR. TEDROW: Present.

6 MS. MEDRANO: Chief Tim Johnson.

7 CHIEF JOHNSON: Present.

8 MS. MEDRANO: Sheriff Adan Mendoza.

9 SHERIFF MENDOZA: Present.

10 MS. MEDRANO: Chief Clayton Garcia.

11 (No response.)

12 MS. MEDRANO: Chief Thomas Romero.

13 CHIEF ROMERO: Present.

14 MS. MEDRANO: Sergeant Hollie Anderson.

15 SERGEANT ANDERSON: Present.

16 MS. MEDRANO: Ms. Connie Monahan.

17 MS. MONAHAN: Present.

18 MS. MEDRANO: Dr. Bobbie Green.

19 DR. GREEN: Present.

20 A.G. BALDERAS: All right. Counsel, do you
21 want us to take a voice vote on the approval of the
22 agenda also?

23 MR. KREIENKAMP: Mr. Chair, yes. You know,
24 it's the standard motion procedure. So you need a
25 motion to approve, a second, and then I would

1 recommend a roll call vote.

2 A.G. BALDERAS: Okay. On the attendance for
3 roll call, you want a motion and an approval or you
4 want it on the agenda?

5 MR. KREIENKAMP: No. Just on the agenda.

6 MS. MONAHAN: This is Connie. I move to
7 accept the agenda as submitted.

8 A.G. BALDERAS: There is a motion. Is there
9 a second to approve the motion?

10 CHIEF ROMERO: Second.

11 A.G. BALDERAS: There is a motion and a
12 second to approve today's agenda. All in favor say
13 aye.

14 (The Board Members voted unanimously.)

15 A.G. BALDERAS: There was a motion and a
16 second. There were many ayes and I didn't hear any
17 nays. I asked if there were any in opposition to the
18 motion, and I don't believe there were any.

19 MR. KREIENKAMP: So, Mr. Chair, so this is
20 where the roll call vote would come in. So once we
21 have a motion and a second, the recommendation is that
22 Monica should just take a roll call vote just like we
23 would to go into closed session just to get everybody
24 on the record.

25 A.G. BALDERAS: Okay. Monica, you can go

1 ahead with that motion and second, take a voice vote.

2 SHERIFF MENDOZA: Honorable Hector Balderas.

3 A.G. BALDERAS: In favor.

4 MR. MEDRANO: Robert Tedrow.

5 MR. TEDROW: Yes.

6 MS. MEDRANO: Chief Tim Johnson.

7 CHIEF JOHNSON: Yes.

8 MS. MEDRANO: Sheriff Adan Mendoza.

9 SHERIFF MENDOZA: Yes.

10 MS. MEDRANO: Chief Thomas Romero.

11 CHIEF ROMERO: Yes, in favor.

12 MS. MEDRANO: Sergeant Hollie Anderson.

13 SERGEANT ANDERSON: Yes.

14 MS. MEDRANO: Ms. Connie Monahan.

15 MS. MONAHAN: Yes.

16 MS. MEDRANO: Dr. Bobbie Green.

17 DR. GREEN: Yes.

18 ITEM NO. 3: APPROVAL OF MEETING MINUTES

19 A.G. BALDERAS: The motion did pass with a
20 voice vote, none in opposition. We can now move to
21 agenda item No. 3, which is the approval of the
22 minutes. The minutes were also distributed to the
23 Members and are on the LEA website.

24 If there are any corrections to the meeting,
25 we'll take a few minutes to look over those. And if

1 not, we can also entertain a voice vote to approve the
2 minutes.

3 MS. MONAHAN: This is Connie. I move to
4 admit the minutes as submitted. I have another
5 question. Is there a way to do a shortcut with hand
6 motions, does somebody have access to the whole mosaic
7 screen where you can see people go thumbs up/thumbs
8 down as an alternative to the roll call?

9 THE REPORTER: I don't think I can do that.

10 MS. MONAHAN: It was just an idea. Let's
11 resume. I'm fine with that.

12 A.G. BALDERAS: There is a motion to approve
13 the minutes. Thank you for that motion. Is there a
14 second?

15 SERGEANT ANDERSON: Hollie Anderson. I'll
16 second.

17 A.G. BALDERAS: Thank you, Board Member
18 Anderson. There is a motion and a second to approve
19 the minutes as submitted. I'll now entertain a voice
20 vote.

21 MS. MEDRANO: Would anybody be offended if I
22 just did last names?

23 A.G. BALDERAS: No.

24 MS. MEDRANO: Balderas.

25 A.G. BALDERAS: In favor.

1 MS. MEDRANO: Tedrow.

2 MR. TEDROW: Yes.

3 MS. MEDRANO: Johnson.

4 CHIEF JOHNSON: Yes.

5 MS. MEDRANO: Mendoza.

6 SHERIFF MENDOZA: Yes.

7 MS. MEDRANO: Romero.

8 CHIEF ROMERO: Yes.

9 MS. MEDRANO: Anderson.

10 SERGEANT ANDERSON: Yes.

11 MS. MEDRANO: Monahan.

12 MS. MONAHAN: Yes.

13 MS. MEDRANO: Green.

14 DR. GREEN: Yes.

15 A.G. BALDERAS: Great. There was a motion
16 and a second to approve the minutes. There was a
17 voice vote and all were in favor and there was no
18 opposition to the motion to approve the minutes. It
19 passes.

20 ITEM NO. 4: ADOPTION OF OPEN MEETINGS ACT RESOLUTION

21 A.G. BALDERAS: We now move to item No. 4,
22 the adoption of the Open Meetings Act resolution.
23 That should also be in your Board packet under item
24 No. 4. Is there any discussion on the resolution?

25 (No response.)

1 A.G. BALDERAS: Great. I don't see any Board
2 Members requesting discussion at this time. I'll also
3 entertain a motion to adopt the Open Meetings Act
4 resolution. Is there a motion?

5 SHERIFF MENDOZA: I make the motion to adopt
6 the Open Meetings Act resolution. This is Sheriff
7 Mendoza.

8 A.G. BALDERAS: Thank you, Sheriff Mendoza.
9 Is there a second to his motion to adopt the Open
10 Meetings Act resolution?

11 MS. MONAHAN: This is Connie. I second that
12 motion.

13 A.G. BALDERAS: Thank you, Board Member.
14 There is a motion and a second. We can now do a voice
15 vote on that.

16 MS. MEDRANO: Balderas.

17 A.G. BALDERAS: Yes.

18 MS. MEDRANO: Tedrow.

19 MR. TEDROW: Yes.

20 MS. MEDRANO: Johnson.

21 CHIEF JOHNSON: Yes.

22 MS. MEDRANO: Mendoza.

23 SHERIFF MENDOZA: Yes.

24 MS. MEDRANO: Garcia.

25 (No response.)

1 MS. MEDRANO: Romero.

2 CHIEF ROMERO: Yes.

3 MS. MEDRANO: Anderson.

4 SERGEANT ANDERSON: Yes.

5 MS. MEDRANO: Monahan.

6 MS. MONAHAN: Yes.

7 MS. MEDRANO: Green.

8 DR. GREEN: Yes.

9 A.G. BALDERAS: Great. Item No. 4, the
10 adoption of the Open Meetings Act resolution, has been
11 passed. None in opposition.

12 ITEM NO. 5: ELECTION OF VICE CHAIR

13 A.G. BALDERAS: We can now move to the
14 election of the Vice Chair under item No. 5, are there
15 any nominations for Vice Chair?

16 SERGEANT ANDERSON: Hollie Anderson. I
17 nominate Chief Romero for the position of Vice Chair.

18 A.G. BALDERAS: There is a motion to nominate
19 the chief. Is there a second to that motion?

20 MS. MONAHAN: This is Connie. I second that
21 motion.

22 A.G. BALDERAS: Great. There is a motion and
23 a second to nominate our Chief Romero. And we can do
24 another voice vote on that.

25 MS. MEDRANO: Balderas.

1 A.G. BALDERAS: Yes.

2 MS. MEDRANO: Tedrow.

3 MR. TEDROW: Yes.

4 MS. MEDRANO: Johnson.

5 CHIEF JOHNSON: Yes, ma'am.

6 MS. MEDRANO: Mendoza.

7 SHERIFF MENDOZA: Yes.

8 MS. MEDRANO: Romero.

9 CHIEF ROMERO: Yes.

10 MS. MEDRANO: Anderson.

11 SERGEANT ANDERSON: Yes.

12 MS. MEDRANO: Monahan.

13 MS. MONAHAN: Yes.

14 MS. MEDRANO: Green.

15 DR. GREEN: Yes.

16 A.G. BALDERAS: Great. There was a motion
17 and a second to nominate Chief Romero as Vice Chair.
18 We appreciate that. It was unanimous, all were in
19 favor of the nomination. There were none in
20 opposition. The motion carries. Congratulations.
21 Thanks for serving another term.

22 ITEM NO. 6: SCHEDULE OF REMAINING 2020 BOARD MEETINGS

23 A.G. BALDERAS: We go now to item No. 6,
24 schedule of remaining 2020 Board meetings. We have
25 requested that our Board Members kind of review the

1 availability of first dates.

2 And I believe the proposed dates that we have
3 thrown around are September 17, 2020, as well as
4 December 10, 2020. Is there any discussion on those
5 dates of availability? They all fall on a Thursday.

6 DIRECTOR ALZAHARNA: Chairman, this is
7 Director Alzaharna. I have a question.

8 A.G. BALDERAS: Sure.

9 DIRECTOR ALZAHARNA: Is there a requirement
10 that we have three additional meetings since this is
11 our first of the year?

12 A.G. BALDERAS: I believe we are going to
13 shoot for four per year.

14 DIRECTOR ALZAHARNA: As far as the LEA staff
15 being prepared, I would like it to be considered if we
16 could possibly have an August, October, and December
17 meeting just to give us time to process.

18 A.G. BALDERAS: Hey, Matt, what was the
19 thought process on the September/December time frames
20 without a third meeting?

21 MR. BACA: I'm not sure that there was one,
22 sir. I mean I think that the switch to those three
23 meetings seems reasonable.

24 A.G. BALDERAS: Right. I mean we agree with
25 the Director. We've only had one meeting. We like to

1 shoot for four per year.

2 MR. BACA: Correct.

3 A.G. BALDERAS: But I thought we identified
4 we were shooting for three other meetings.

5 MR. KREIENKAMP: Mr. Chair, if I could just
6 jump in. I believe that those meetings were scheduled
7 earlier. I think the plan was that we would have this
8 meeting. But I think the plan before the pandemic was
9 that there would have been another meeting I think in
10 March.

11 So I think that the reason why there are two
12 more scheduled rather than three is probably a
13 holdover from sort of the pre-pandemic planning, if
14 I'm remembering correctly. And Kelly might have more
15 information on that.

16 DIRECTOR ALZAHARNA: Yes. Those two dates
17 that were presented were the previously scheduled
18 dates before the March meeting was cancelled.

19 A.G. BALDERAS: I see. So we really do have
20 to add a third date. We have a couple options. I
21 would like to give the Board some time to look at
22 their schedule. Obviously it's hard to plan that far
23 out.

24 But I would be open to an October/November so
25 we don't have to move the September or try to move a

1 meeting up in June/July. My only concern would be
2 more of the executive session work that is being
3 conducted, that that back up a little bit.

4 But I wouldn't mind getting some feedback
5 from the Board today. You want to shoot for an
6 earlier meeting in the summer or do you want to plan a
7 fall meeting to make up for the fourth meeting? I'm
8 open to either approach.

9 SERGEANT ANDERSON: Mr. Chairman, Hollie
10 Anderson. I have a conflict for September 17.

11 A.G. BALDERAS: Okay.

12 SHERIFF MENDOZA: Sheriff Mendoza. I also
13 have a conflict on that date.

14 DR. GREEN: Are we talking virtual meetings,
15 Mr. Chairman?

16 A.G. BALDERAS: That's a great question. I
17 mean ideally I would rather us meet in person. But I
18 can't say with certainty what type of restrictions or
19 status the State will be under as well.

20 The other thing I think that we began to
21 explore with the Director and some of my staff is --
22 and there have been some concerns already about the
23 effectiveness or the quality of that type of meeting
24 as it relates to some of the disciplinary review.

25 So I'm also open to a potentially in-person

1 but social-distanced type of meeting as well for an
2 on-site location. But to your question, I'm assuming
3 you're also asking so that you can consider travel
4 time, is that what the context is related to?

5 DR. GREEN: That's the consideration, yes.

6 A.G. BALDERAS: Okay.

7 CHIEF ROMERO: Mr. Chairman, this is Tom
8 Romero.

9 A.G. BALDERAS: Go ahead.

10 CHIEF ROMERO: (Inaudible.)

11 A.G. BALDERAS: Vice Chairman, I could not
12 kind of make out your audio. I'm not sure if the rest
13 of the Board was struggling to hear as well.

14 MR. KREIENKAMP: Mr. Chair, if I might make a
15 suggestion. I think it might be difficult to
16 coordinate all these different schedules sort of on
17 the fly like this.

18 I think it might be best to work with Kelly
19 and her staff and maybe shoot to keep the December
20 meeting and then maybe look at scheduling something in
21 late August and then maybe something in October. But
22 we can work with her staff to try to figure out what
23 dates would work. I think it might be difficult to
24 coordinate everybody's schedules here today.

25 DIRECTOR ALZAHARNA: I will do that. I'll

1 send out a note out after the meeting with some
2 suggestions.

3 A.G. BALDERAS: Yes. Thank you, Director.
4 That would be great. And I'm flexible on any one of
5 those three to four meetings. But we all agree that
6 we should shoot to conduct three more meetings this
7 year.

8 ITEM NO. 7: CHAIRMAN'S REPORT

9 A.G. BALDERAS: We can now move to item
10 No. 7, the Chairman's report. I'd like to maybe
11 identify as well some areas of priority that both are
12 some of my own observations; but I have been assessing
13 Board Member priorities as well, individual Board
14 Members who are both appointed and sworn in with a
15 certain level of focus and priority; not only with the
16 Board Members' mission, but also keeping in mind some
17 of the State's demands, both from the citizens and the
18 law enforcement community.

19 And so I would like to give you an update of
20 my report in terms of recommending or suggesting, as
21 the Chair and a Member of the rest of the Board,
22 direction and focus and key priorities that I think
23 reflects both the individual and the collective will
24 of the Board.

25 First is that we as a Board would like to

1 partner with the Director and the management at the
2 Department of Public Safety and the Law Enforcement
3 Academy organization to update the curriculum for the
4 State of New Mexico.

5 Currently there are no statutory mandates for
6 uniform curriculum of training of the New Mexico Law
7 Enforcement Academy and also, in addition, the
8 satellite academies. This is a top priority for the
9 Board, to be able to evaluate the curriculum,
10 modernize the curriculum, and most importantly weigh
11 in and force with our oversight authority that uniform
12 curriculum be implemented across the board.

13 I think it's our personal recognition and
14 professional that we want our Law Enforcement Academy
15 cadets to be one of the best trained and most
16 uniformly prepared in the country.

17 And the Board's focus will be to prioritize
18 much of the Board's time on updating the curriculum,
19 especially in the areas that emphasize de-escalation,
20 cultural competence of the citizens that we are
21 serving, and also other sensitive law enforcement
22 approaches that can lead to dangerous situations.

23 We want to ensure community safety as well as
24 law enforcement safety. And we will be moving fast
25 and furious with certain requests. The A.G.'s Office

1 will commit staff to this endeavor. But this is a
2 high concern and a high priority for the Board as we
3 have been discussing.

4 And finally, in the areas of curriculum, we
5 would like to evaluate and also support implementation
6 that addresses certain mental health concerns that are
7 occurring in our community.

8 So that's the first and top priority of the
9 Board in terms of getting more information from the
10 Law Enforcement Academy, evaluating the curriculum,
11 and then implementing improved areas and some of the
12 areas that I've suggested.

13 Secondly, a priority that we're directing the
14 Law Enforcement Academy to focus on is continued
15 certification. And also that we maintain and are able
16 to enforce timely certifications of officers in our
17 community.

18 We are requesting and asking Director
19 Alzaharna to inventory biennium training compliance
20 for each law enforcement agency in the State. And the
21 Board will institute a more thorough process and
22 timely process for reporting so that we can assess who
23 is in compliance and who is not in compliance.

24 And finally we do understand, in doing a full
25 legal review, that there seems to be a lack of teeth

1 and enforcement authority both in the gathering of
2 data and also creating incentives, both positive and
3 proactive, and some punitive incentives so that
4 individual law enforcement organizations will
5 encourage full compliance across the board.

6 We will request and direct Director Alzaharna
7 to work with our counsel to begin a rulemaking process
8 immediately so that we can amend our regulations so
9 that we can both request from the Legislature and
10 implement regulations that we have control of to
11 really create a world-class database and a focus on
12 continued certification for law enforcement officers.

13 In our evaluation we have recognized blind
14 spots and gaps. And we look forward to partnering
15 with the Director and really trying to close some of
16 these gaps.

17 Item No. 3, after discussing with the Board
18 where we would like to focus, is obviously officer
19 disciplinary records. The Board will make available
20 all records on the website that are in compliance with
21 State law.

22 And we believe that including the disposition
23 of complaints/resolution of complaints will make it
24 transparent for the law enforcement community as well
25 as the law enforcement community that hires and also

1 concerned citizens and stakeholders within all of our
2 communities.

3 We think this will be a positive step forward
4 both with Board Member input and some citizen input.
5 Many times this Board will collectively take
6 appropriate action. And some of the stakeholders that
7 are impacted are not completely notified of final
8 outcomes.

9 So we want to make sure that when this Board
10 chooses to discipline or take remedial action that all
11 of the stakeholders in the community can quickly go to
12 a website and see the status of those disciplinary
13 records as long as they are in compliance and
14 appropriate with State law.

15 Finally the fourth area of priority that we
16 would like to partner with the Director and more
17 importantly will set some accountability and timing
18 standards is that we believe that now more than ever
19 this Board and our Director can immediately request
20 increased resources from the New Mexico Legislature.

21 It makes no sense that, as the Legislature is
22 considering reforms in key areas, one of the critical
23 areas that we are very concerned with is the
24 underinvestment in compliant staffing and support
25 staff required to run a Law Enforcement Academy.

1 Many demands are now being debated and thrust
2 into the community as appropriate and should be
3 debated. But we want to make sure that the
4 Legislature considers fully funding the Law
5 Enforcement Academy so that these measures can be
6 implemented in a timely manner.

7 Some of the areas that we would like the
8 Legislature to review as well, in addition to funding,
9 is also appropriate structural reforms; and, most
10 importantly, to see if the Legislature would be open
11 to having more community involvement, citizen
12 involvement.

13 We have a Board that is comprised of strong
14 law enforcement professionals. But we would be open
15 to expanding the diversity of membership of the Board.
16 And that's something that the Legislature can
17 consider.

18 So as New Mexico families interact with the
19 law enforcement community, we believe that we need to
20 be well prepared in that dialogue and prepared for
21 potential changes and improvements.

22 But while there is no single solution that
23 will create perfection, we think that some of these
24 areas of priority are areas that we can set a solid
25 agenda, set some deliverables, and really use our

1 valuable time in a way that is meeting the demands of
2 the community.

3 Finally, in maybe the discussion of the next
4 three meetings, our team will meet with the Director
5 and maybe set some target goals in terms of
6 presentations of the curriculum area, areas of
7 certification, over the next three meetings. And I
8 look forward to tackling some of these issues with
9 this Board as well as Director Alzaharna.

10 That concludes kind of my update of the
11 direction of the Board.

12 ITEM NO. 8: DIRECTOR'S REPORT

13 A.G. BALDERAS: I would like to now direct us
14 to item No. 8, the Director's report, from Director
15 Alzaharna.

16 DIRECTOR ALZAHARNA: Thank you, Chairman
17 Balderas. My report would have mentioned most of
18 those items. I have just brief updates for the Board.
19 One of them is regarding the NMLEA Basic Police
20 Officer Training Academy and its current status.

21 It has been on hold since March 27. The
22 remainder of the Academy has stayed open (inaudible).
23 And the NMLEA Academy is the only Academy that hasn't
24 been authorized to reopen. So we have an Academy that
25 is just stopped in midpoint.

1 I don't know if it came through in your
2 packets. I do have a copy of the protocols that we
3 reinstated or prepared to reinstate. It was given
4 to the State Police recruits when they returned along
5 with an acknowledgment form related to the protocols
6 for COVID and health and safety.

7 And that's ready to be implemented whenever
8 the Academy is authorized to restart. We have been
9 prepared on three previous occasions to restart but
10 just haven't been given that authorization yet.

11 As far as our staffing goes, I may not sound
12 it, but I'm excited about the topics that the Chairman
13 mentioned. But I need to put in perspective the
14 critical nature of the staffing that we are dealing
15 with. We have 20 positions here and only nine of them
16 are filled.

17 We have a hiring freeze and a
18 reclassification freeze. Out of six instructor
19 positions, we have two positions filled. One of them
20 was activated full-time National Guard at the
21 beginning of the month. So I have one instructor full
22 time on staff right now.

23 I want to give kudos to the staff that has
24 been here and working. Deputy Director Coss has been
25 processing. Although the Academy stopped, all other

1 processes for the agencies and the officers and
2 telecommunicators throughout the State hasn't.

3 We're getting the same amount of paperwork
4 that we do. And we're nowhere near caught up. We
5 won't be. But that's what he's been doing to keep
6 courses and instructors accredited and moving.

7 Ms. Medrano not only has been doing her
8 regular business operations and responsibilities,
9 she's also still assisted me with the processing of
10 the misconduct pieces and just about anything else
11 that's going on.

12 The two instructors during this pause on this
13 Academy, that's what they were doing while they were
14 teleworking at home. They have spent this entire time
15 reviewing the curriculum lesson plans. They're about
16 80 percent done I believe.

17 That was just a cursory review to make sure
18 the topic content was not outdated, that it was at
19 least relevant. With today, of course, we were trying
20 to tie that in with a job task analysis.

21 That has not been funded. And it will make
22 it very difficult to just revamp curriculum when we
23 haven't had these police officer positions evaluated
24 in over a decade. But they have been working on it at
25 least just to improve what we have.

1 Teleworking, myself and Ms. Medrano are the
2 only two that have been here full time. Everybody
3 else has been teleworking. It greatly reduces our
4 productivity because of the nature of our compliance
5 and our files. People just can't take those home,
6 they can't print stuff up.

7 So everybody has been doing their best. But
8 we have been really greatly restricted in what we've
9 been able to do and have just had to prioritize the
10 work we're doing.

11 On a lighter note, we have a new logo. I
12 don't know if you saw it on your packet or on your
13 website. That was input from all of the staff and
14 suggestions. We had everybody put in some
15 recommendations. They drew it up and we sent it to a
16 graphic artist. So that's new, that's what you'll
17 see.

18 It's time for a new RFP for the food
19 services. We've worked with the State Police on
20 improving the requirements. We're backed up in the
21 process right now. We're hoping to have a vendor
22 decided by September.

23 And then finally, as far as misconduct cases
24 have gone, what I have done is I did produce a summary
25 of all the cases that are in the process. And a

1 letter or an email went out to every law enforcement
2 agency head who had or has an officer or
3 telecommunicator who has a misconduct case so they're
4 aware of what cases they have pending.

5 As I went through the files when I first got
6 here, it was tough to see if notification had been
7 made; if agency heads, unless they were the ones who
8 sent in the notification, were aware that there were
9 pending cases. So that has been sent out.

10 That's all my updates, Chairman.

11 A.G. BALDERAS: Are there any questions for
12 the Director or discussion?

13 I have one, Director. You mentioned the
14 hiring freeze. It seems that there is a strong
15 argument that exceptions should be made by the
16 Department of Finance. Have we tried to request
17 exceptions to take away the freeze or has DFA given
18 you a position on a reconsideration?

19 DIRECTOR ALZAHARNA: This has been worked
20 through DPS. We were given a process. There is an
21 exception process that was started. It was started --
22 it's been over a month and a half since they put the
23 freeze on.

24 And there was a whole bunch of paperwork that
25 went into it. We had to identify every single

1 position, justify why they were essential. I mean a
2 tremendous amount of work went into it. And that was
3 the process set out for all agencies for the entire
4 state.

5 And it's my understanding there was no
6 priority set for any agencies. So they're being
7 reviewed along with all the other agencies' requests.

8 A.G. BALDERAS: Okay. To the best that you
9 know, none of your positions have been approved for
10 exception to be filled at this time?

11 DIRECTOR ALZAHARNA: Correct.

12 A.G. BALDERAS: If you don't mind, I would
13 like to have my staff and CFO maybe work with DPS.
14 Unless the Board disagrees, I would think that it will
15 be critical -- I think a couple of the priority areas
16 for the freeze obviously is the fiscal crisis.

17 I think that, after a few more days in the
18 special session, they will restabilize the remaining
19 budget. And I would like to see if the budget is
20 stabilized at least for the next fiscal year.

21 We as a Board would love to in our
22 communications support at least an exception across
23 the board for the Law Enforcement Academy for you to
24 begin to fill those positions. We may not be
25 successful.

1 But I can't imagine that we couldn't make our
2 request stronger if the A.G.'s Office is able to maybe
3 assist. And also it shouldn't be overly burdensome on
4 your staff to determine if these positions are
5 essential. But if there's no opposition in our
6 discussion from the rest of the Board, we can work
7 with you right after the special session.

8 DIRECTOR ALZAHARNA: Thank you. It is my
9 understanding that all of the paperwork that has gone
10 in we've submitted. So whatever we could get in
11 addition would be greatly appreciated.

12 A.G. BALDERAS: Great.

13 SECRETARY SHEA: Mr. Chairman, this is
14 Secretary Shea. If I can have an opportunity to kind
15 of give some clarification on that issue.

16 A.G. BALDERAS: Sure.

17 SECRETARY SHEA: All the paperwork has been
18 submitted. The process has been that we submit it to
19 State Personnel, SPO reviews the exceptions. Then it
20 goes to DFA. DFA reviews those exceptions and makes
21 sure that there is funding in place to pay for those
22 exceptions.

23 And then it goes to the Governor's Office,
24 and then the Governor's Office makes the final
25 determination of approving. All the paperwork has

1 been submitted for the LEA. We are starting to get
2 returns back on approvals.

3 We haven't got returns back on approvals for
4 the Academy positions. That's a little bit unique,
5 because we were asking for some reorganization rather
6 than just opening those instructor positions for being
7 filled.

8 So we are working with SPO and DFA and the
9 Governor's Office. And we certainly would welcome
10 some assistance from the A.G.'s Office to move those
11 forward. But we are starting to get some back. The
12 Academy ones have not been returned yet, but they have
13 been submitted.

14 A.G. BALDERAS: Great. Thank you, Secretary.

15 SHERIFF MENDOZA: This is Sheriff Mendoza.
16 If I can make a comment to that.

17 A.G. BALDERAS: Sure.

18 SHERIFF MENDOZA: I appreciate, Mr. Chair,
19 that the A.G.'s Office is willing to support the
20 opening of those positions. I think this would be a
21 good opportunity for the Board as a whole to also be
22 in support of that.

23 If the paperwork has been submitted, I think
24 is it wouldn't hurt to put our support behind it as a
25 Board to fill those positions also.

1 A.G. BALDERAS: Great. We'll also probably
2 put a letter together. And we'll reflect that the
3 Board supports those exceptions as well.

4 SHERIFF MENDOZA: I also have one comment and
5 a question for the Director, if I may, Mr. Chair.

6 A.G. BALDERAS: Sure.

7 SHERIFF MENDOZA: Just recently, at the
8 beginning of the year, I attended the cert-by-waiver
9 course; being retired prior to taking office as
10 sheriff, I did lose my certification.

11 So I just want to commend the Law Enforcement
12 Academy and the instructors for the way they
13 instructed the courses, their professionalism, and the
14 content of the cert-by-waiver course. It was just
15 prior to COVID taking full effect on the Academy.

16 And I just want to say it firsthand,
17 listening to the instructors and how they interact
18 with the students, how they interact with themselves
19 as staff members, that I was really impressed with the
20 cert-by-waiver course. And I just wanted to make that
21 statement as being there myself and having firsthand
22 experience about that.

23 And not to take away from that, but one
24 concern was brought to me by the instructors there at
25 the Academy. And the concern was that I guess they

1 used to be commissioned as law enforcement officers;
2 not just certified but commissioned.

3 And there was a concern that they weren't
4 commissioned as instructors. And I understand that, I
5 understand the concern.

6 I think it's important that they not only be
7 certified as instructors, but also commissioned as law
8 enforcement officers. They are instructing cadets and
9 law enforcement officers that are going throughout the
10 State.

11 And so I was just kind of concerned if maybe
12 the Director can address that or somebody in reference
13 to what the logic behind that was or if there was a
14 reasoning that maybe I just don't understand.

15 A.G. BALDERAS: Director, were you able to
16 hear that question?

17 DIRECTOR ALZAHARNA: Yes, I was. I'm not
18 sure if Cabinet Secretary Shea or Chief Johnson would
19 like to weigh in as well, first or last?

20 Historically my understanding is, when I
21 first came in, the instructor positions held a special
22 commission which was issued by the Chief of the State
23 Police.

24 And the reason for those commissions was in
25 the past the State Police may have utilized the

1 instructors for -- I don't know what you all refer to
2 them as, but special events or if they were requested
3 to man a post at the state fair or something like
4 that.

5 But these instructor positions it was my
6 understanding have never been full-time commissioned
7 positions. The commission has come from the State
8 Police as special commission. As this went on and I
9 looked into it, it was only recently -- the last
10 administration is the one who issued those special
11 commissions.

12 In speaking with the Cabinet Secretary when I
13 first got on and addressing whether these positions
14 should be commissioned and then speaking with Chief
15 Johnson, the consensus was that they're not
16 commissioned positions, they weren't hired as
17 commissioned positions.

18 And their job description -- and there's some
19 conflict there, which is one reason we're looking at
20 reclassifications. They're not intended to be
21 on-the-street officers. They are intended to be
22 instructors at an academy.

23 SECRETARY SHEA: Mr. Chairman, this is
24 Secretary Shea. If I can chime in on that with your
25 permission.

1 A.G. BALDERAS: Sure.

2 SECRETARY SHEA: What Director Alzaharna has
3 laid out is correct. We looked at the positions as
4 instructors, looked at our other Academies, satellite
5 Academies, and the use of adjunct instructors.

6 And it's not a prerequisite to be able to
7 instruct law enforcement officers that you hold a
8 commission. What the prerequisite is is that you have
9 the ability to instruct.

10 And the use of the commission, which is
11 causing conflict with regard to what their mission
12 was, which was to teach in the Academy versus as a
13 commissioned officer, are they active and working on
14 the street or working in a commission capacity.

15 So that was the rationale behind the special
16 commissions being taken away.

17 I've been involved with the Law Enforcement
18 Academy for quite sometime and was over at the Law
19 Enforcement Academy as a Basic Bureau Chief and an
20 Advanced Bureau Chief for nine and a half years.

21 And during that time, when I first came on
22 board, the instructors were commissioned. And the
23 commissions were removed probably -- for eight and a
24 half of that nine and a half years I was there, the
25 instructors were not commissioned and were very

1 effective in doing their job without requiring a
2 commission.

3 So it's been an off-and-on thing. Under the
4 previous administration, they were brought in with a
5 commission. And it's in a noncommission status at
6 this time.

7 We felt that focusing on their instructional
8 abilities rather than their reliance upon a commission
9 broadens the pool for people that we can bring in to
10 teach, especially those who have retired, whose
11 commissions or their certifications have lapsed but
12 they have a broad base of knowledge that they can
13 bring to the Academy instructors.

14 And we didn't want to limit our pool of
15 possible instructors by tying them to a commission.

16 CHIEF ROMERO: Mr. Chair. This is Chief
17 Romero. Hopefully you all can hear better. I've
18 changed computers.

19 A.G. BALDERAS: You sound amazing.

20 CHIEF ROMERO: I certainly don't disagree
21 with the Secretary, because I did work as an
22 instructor and Bureau Chief at the Academy.

23 I think the bigger problem here is the salary
24 that the instructors are paid compared to what a
25 commissioned officer can make if they stay out in the

1 field. I think that's part of the problem with them
2 trying to recruit qualified personnel to be
3 instructors at the Academy.

4 The second part of that is the PERA. The
5 PERA is significantly different for an instructor at
6 the Law Enforcement Academy than if they serve as a
7 commissioned officer out in the field.

8 So I think those may be a couple of issues
9 and maybe that's another way to look at it. Not so
10 much whether they're commissioned as law enforcement
11 officers as it is maybe looking at the salary and the
12 PERA aspect of this. I just wanted to throw that in.

13 DIRECTOR ALZAHARNA: Chairman.

14 A.G. BALDERAS: Yes, Director.

15 DIRECTOR ALZAHARNA: As far as the salary,
16 coming into this -- a little more history -- the last
17 time the job classification was revised, there was no
18 job classification for a Law Enforcement Academy
19 instructor. It doesn't exist.

20 So what has happened over the years is other
21 classifications have been revised to fit them in.
22 Currently the classification that these instructors
23 fit under is the old MTD -- and I apologize, Chief
24 Johnson, SUD, SID -- positions which were sworn.

25 And probably 90 percent of that

1 classification says that this position is out on the
2 road, making traffic stops. I mean the whole job
3 classification reads like a sworn officer out on the
4 street.

5 And they added one little paragraph at the
6 bottom that says, "If you work at the LEA." So the
7 classification there is actually at a higher pay band
8 as well. So they are getting paid what a sworn
9 commissioned officer would get paid, whether they are
10 commissioned or not, due to the classification.

11 A.G. BALDERAS: Any discussion on this?

12 SHERIFF MENDOZA: This is Sheriff Mendoza.
13 Thank you for clarifying that. I just think that
14 there is some concern from some of the instructors,
15 maybe not all of the instructors, about being
16 commissioned and having to travel all over the State.
17 And sometimes they are armed.

18 And I think it would be a good benefit to
19 have them commissioned in case they in their travels
20 have to react to some type of emergency, that they
21 would be able to at least have some type of authority.

22 I'm not trying to say how the Academy should
23 be run or whether they're just teachers or if they can
24 be utilized as a resource when they're out and about,
25 because I know they're not just in the Academy in a

1 classroom all the time.

2 But thanks for the clarification. And I
3 don't know if there's any further discussion on that.

4 SERGEANT ANDERSON: Hollie Anderson,
5 Mr. Chairman.

6 A.G. BALDERAS: Go ahead, Board Member.

7 SERGEANT ANDERSON: Yeah. My question is
8 what exactly is their role to be expected. Are they
9 expected to respond as law enforcement in situations
10 when they are traveling about the State or are they
11 specifically supposed to be instructors at the
12 Academy?

13 I think their history in previously being law
14 enforcement is very important, because it helps you to
15 understand the aspects in teaching law enforcement
16 material. But I don't know that it should be
17 required, depending on what is expected of them as
18 their job description.

19 Are they expected to be instructors at
20 academies or are they expected to have a dual role as
21 law enforcement throughout the State or as instructors
22 at the Academy?

23 A.G. BALDERAS: That's a good question, Board
24 Member. Any further discussion on that point?

25 DIRECTOR ALZAHARNA: Director Alzaharna,

1 Chairman. In my tenure here, the expectation is that
2 they have been instructors at the Academy. In
3 following up and in initial discussions with Chief
4 Johnson and the role they would play with the special
5 certification, that was part of the discussion, was
6 that they aren't expected to react as law enforcement
7 officers.

8 And they aren't traveling. I mean in their
9 personal time, they are. But right now, currently, in
10 our situation they are not traveling, they're here
11 instructing.

12 In working with directors of state academies
13 throughout the country -- I can't give you a quote
14 number. But short of like the Alaska State Troopers
15 running their state academy and the New Mexico State
16 Police running theirs, most academies set up like
17 ours, their instructors are not commissioned. They
18 are hired because of their previous background and
19 knowledge in law enforcement, but they are hired to
20 teach.

21 A.G. BALDERAS: Thank you, Director. Any
22 further discussion on the certifications of the
23 instructors?

24 CHIEF JIMENEZ: Mr. Chair, if I may.

25 A.G. BALDERAS: Yes.

1 CHIEF JIMENEZ: This is Chief Roger Jimenez
2 with the Espanola Police Department.

3 A.G. BALDERAS: Good morning.

4 CHIEF JIMENEZ: Good morning. Good morning,
5 everybody. So I did work there for about five years
6 at the Law Enforcement Academy. And one thing that I
7 would stress is that, especially if we're going to be
8 changing and updating the curriculum, is how are we
9 expecting these instructors to teach the updated
10 curriculum and have the modern day use of such
11 curriculum to train our officers.

12 You know, I understand a lot of the retired
13 experience that the instructors bring. But as you
14 know we have multiple sections of our curriculum that
15 are all hands-on.

16 So how are we going to make sure that these
17 instructors are teaching the proper techniques, proper
18 use of force, proper hands-on curriculum if these
19 people, the instructors, haven't done so in awhile on
20 the streets.

21 The other thing I wanted to add is, when I
22 was working there, we actually responded to a couple
23 of our surrounding areas in the schools for
24 active-shooter scares.

25 We actually responded to those when I was

1 there. And we actually were working with State
2 Police. It was a minimal time because the chief at
3 the time, I believe it was Kassetas, changed it.

4 But we went out working on DWI roadblocks,
5 special events such as the state fair. And I think
6 these instructors could be used during this time,
7 especially in the time of COVID or when we don't have
8 an Academy class going on; that these officers and
9 instructors could actually be utilized on the streets
10 to supplement, you know, whether it's State Police or
11 any agencies, to do traffic events or DWI roadblocks
12 and assist other agencies. But that's just my
13 opinion. Thank you for your time.

14 A.G. BALDERAS: Sure.

15 DIRECTOR ALZAHARNA: Director Alzaharna,
16 Chairman.

17 A.G. BALDERAS: Yes. Go ahead.

18 DIRECTOR ALZAHARNA: Our instructors will be
19 trained and will receive training when we get
20 instructors hired. So the way that they will keep up
21 with what is current is by keeping them up with
22 current training.

23 I can't speak as to what has happened in the
24 past. I can speak right now and tell you the load
25 that this staff is under. They don't have -- and even

1 if we were fully staffed, they don't have the time --
2 no offense (inaudible).

3 A.G. BALDERAS: We lost you, Director.

4 DIRECTOR ALZAHARNA: Instructors don't have
5 copious amounts of spare time to be responding. Can
6 you hear me?

7 A.G. BALDERAS: Yes.

8 DIRECTOR ALZAHARNA: I'm getting a message
9 that's coming up when it says my audio is unstable. I
10 apologize.

11 These instructors, with a curriculum that
12 hasn't been updated in close to 15 years -- and there
13 may have been a lot of things that I won't say weren't
14 being done. But there are a lot of things now that
15 need to be done, that need to be done by the people
16 who are hired to do those positions.

17 And I don't see a large amount of free time
18 for our instructors to be out doing anything except
19 working on instructing and improving the curriculum
20 here at the Academy.

21 A.G. BALDERAS: Thank you, Director. I was
22 going to suggest maybe, in terms of moving the
23 discussion forward, it seems like there's a lot of
24 interest. I would say it dovetails with continued
25 review in terms of the topic of modernizing the

1 curriculum.

2 A subcategory could be, in addition to the
3 curriculum, Director, just giving us a thorough
4 assessment and understanding of the qualifications and
5 certification of your instructor pool. Moving forward
6 I think we could do that in a clean way and advance
7 the discussion into our next few meetings.

8 DR. GREEN: Mr. Chairman.

9 A.G. BALDERAS: Yes.

10 DR. GREEN: Could I just have a brief moment
11 to talk about the elephant in the middle of the room.

12 A.G. BALDERAS: Sure. We lost you.

13 DR. GREEN: My concern is that (inaudible)
14 shootings. And some of that is a direct result of
15 routine traffic stops. And so I think that the
16 curriculum should include not only de-escalation but
17 implicit bias training. I think that's critical.

18 A.G. BALDERAS: Thank you, Board Member. Any
19 further discussion on that?

20 As you can see, Director, there's a lot of
21 enthusiasm to kind of dive in. We would like to be
22 active in the summation of the current curriculum. I
23 understand that it's dated.

24 There have been some requests directly from
25 our Board Members that we are waiting for outstanding

1 information specifically in some of these content
2 areas.

3 So we'll be following up with you and your
4 staff. But by all means, if we need to commit staff
5 to make sure that each of our Board Members have their
6 requisite requests related to the curriculum of their
7 specific interests, we would appreciate any
8 (inaudible) especially now in this summer. I think
9 this Board kind of wants to develop their own opinion
10 of where the curriculum is evolving as well.

11 So thank you for the implicit bias discussion
12 as well and discussing it at the next meeting would be
13 great.

14 One goal that I'd love is for our Board
15 Members to have their opinions supported by their own
16 review of some of the content in the curriculum. And
17 I think that would go along well for us to be able to
18 weigh in where we think the curriculum should head as
19 well in a timely manner.

20 ITEM NO. 9: PUBLIC COMMENT

21 A.G. BALDERAS: I know we had someone sneak
22 in. I would like to kind of open this to public
23 comment, item No. 9, if we have members of the
24 community.

25 I ask that generally we be supportive of

1 public comment. We try to limit it to under five
2 minutes for efficiency so we can get to discipline.
3 And I don't have a list in front of me. Usually my
4 staff hands me a list of individuals.

5 MR. MECHELS: Mr. Chairman, Chris Mechels. I
6 would like to comment.

7 A.G. BALDERAS: Chris, welcome.

8 MS. MEDRANO: Mr. Chair.

9 A.G. BALDERAS: Yes.

10 MS. MEDRANO: I did have a request first from
11 Mr. -- and I don't know how to say his last name. I'm
12 sorry. His first name is Paul.

13 MR. SKOTCHDOPOLE: Paul Skotchdopole.

14 A.G. BALDERAS: Hello, Paul.

15 MR. SKOTCHDOPOLE: Good morning, Chairman.
16 How are you, sir?

17 A.G. BALDERAS: Good. Mr. Mechels, do you
18 mind deferring to Paul first and then we can recognize
19 you right after?

20 MR. MECHELS: Fine.

21 A.G. BALDERAS: Okay. Thank you.

22 MR. SKOTCHDOPOLE: Can everyone hear me?

23 A.G. BALDERAS: We can all hear you.

24 MR. SKOTCHDOPOLE: Okay. I just wanted to
25 make sure I didn't have any echo in the background.

1 I'll keep this short. I have a written statement that
2 I would like to read into the record.

3 Good morning, Honorable Chair and Honorable
4 Board Members. I am Paul Skotchdopole, the Deputy
5 Commander of the Internal Affairs Professional
6 Standards Division in the Albuquerque Police
7 Department.

8 That unfortunately will possibly be changing
9 soon due to an arbitrary decision made by Deputy
10 Director Brian Coss. Prior to my current position, I
11 was the Assistant Lead Investigator with the City of
12 Albuquerque's Police Oversight Agency for 13 years and
13 four months.

14 The agency is tasked with investigating
15 citizen police complaints against Albuquerque Police
16 officers. Many of you have seen the result of our
17 work in your disciplinary process with regards to
18 police officer certification. And I'm here today to
19 discuss that certification process.

20 I started my career with the Albuquerque
21 Police Department 38 years ago. I became a certified
22 officer while working for the Las Vegas, New Mexico,
23 Police Department, where I served for 16 and a half
24 years, rising to the rank of deputy chief.

25 I served as the Belen, New Mexico, Police

1 Chief for three and a half years. I retired from that
2 position and later went to work with the Civilian
3 Police Oversight Agency.

4 During my long career, I served as an adjunct
5 instructor for the New Mexico Law Enforcement Academy
6 and I taught recruits in many areas. I have over
7 1,000 hours of advanced training and I hope most of
8 the advanced training level certificates offered by
9 the State of New Mexico Law Enforcement Academy,
10 including an executive level certificate.

11 At the Civilian Police Oversight Agency,
12 aside from conducting investigations, I was a member
13 of APD's Office of Policy and Analysis. And for a
14 numbers of years, I assisted APD with policy
15 development on such critical issues such as use of
16 force, pursuit policy, use-of-force investigation and
17 reporting, as well as many other policies.

18 Albuquerque Mayor Keller asked me to join the
19 Albuquerque Police Department and assist them in their
20 continuing reform effort under the court-approved
21 settlement agreement with the Department of Justice.
22 At the time my certification was listed as inactive,
23 but I was retired (inaudible).

24 In August of 2018, I submitted my Part 1
25 packet for review for certification by waiver. And in

1 September of 2018, Director Marshall approved my
2 Part 1 application for certification by waiver.

3 He had determined that, based on the
4 application and based upon my experience, that I was
5 considered a law enforcement administrator and I could
6 attend cert by waiver.

7 The City of Albuquerque was creating the
8 deputy commander positions at the time and had to get
9 the positions approved. I contacted Academy staff
10 about the delay in creating the position and was
11 assured in writing that my Part 1 approval was good
12 for awhile and that it was only Part 2, the medical
13 and the psychological, that expired after one year.

14 In January of 2020, I was offered the
15 position of Deputy Commander. I again contacted
16 Academy staff and was informed in writing that my
17 Part 1 was still good and all I needed to do was
18 complete Part 2.

19 In the next few months, I went through the
20 medical and psychological, passing and completing all
21 of the requirements for Part 2. I had been granted an
22 exception. I was approved to attend
23 certification by waiver. And APD hired me because of
24 that approval from the New Mexico Law Enforcement
25 Academy.

1 Until this week I was enrolled in APD's
2 Certification-by-Waiver Program. Less than a few
3 training days away from taking the certification exam,
4 I was contacted by Deputy Director Brian Coss.

5 Mr. Coss informed me that my Part 1
6 acceptance was expired and that it expired after one
7 year and what the previous staff member told me in my
8 email of January 2020 was a miscommunication.

9 There is nothing in State statute, there is
10 nothing in New Mexico Administrative Code, there is
11 nothing in Academy rules and regulations that state
12 the Part 1 expires after a year.

13 Mr. Coss seems to have taken it upon himself
14 to make this rule. He asked me to resubmit my Part 1
15 packet for review again because the Academy lost my
16 original Part 1 packet.

17 The original packet would have contained
18 documentation as to why I had been granted the
19 exception to attend certification by waiver. Mr. Coss
20 told me that I really needed to embellish -- or
21 something to that effect -- my resubmitted application
22 because I had not been a commissioned officer in a
23 long time.

24 I resubmitted a copy of the original along
25 with my objection that Part 1 expires after a year.

1 Three days before I was to sit for the certification
2 exam, Mr. Coss advised me in writing that I am being
3 denied certification by waiver.

4 Mr. Coss made up an unwritten rule to follow
5 and decided to deny my application three days away
6 from me taking the certification exam. Because of his
7 decision apparently backed by the Director, I may lose
8 my title and suffer a loss in pay.

9 I wanted to make you aware of this issue. I
10 was made a promise by the New Mexico Law Enforcement
11 Academies, a promise that was not honored. And I
12 would like to be able to finish my training and sit
13 for the exam.

14 Furthermore, I would request that this matter
15 be placed on the next meeting agenda as an action
16 item. On the New Mexico Law Enforcement Academy
17 website, it say that integrity is, "Your word is your
18 bond." And it says, "Keep your word."

19 Regardless of the outcome, I'll continue to
20 serve the citizens of the State of New Mexico as I
21 have for the past 38 years and the people of
22 Albuquerque to the best of my ability. I thank all of
23 you for your service and dedication to the people of
24 this great state. And I respectfully stand before you
25 for questions.

1 A.G. BALDERAS: Thank you, Paul. Can you
2 spell your last name.

3 MR. SKOTCHDOPOLE: Yes, sir. My last name
4 spelling is S-k-o-t-c-h-d-o-p-o-l-e.

5 A.G. BALDERAS: Thank you. Are there any
6 questions at this time?

7 (No response.)

8 A.G. BALDERAS: We thank you for your input
9 and presentation. We'll take that under advisement.

10 MR. SKOTCHDOPOLE: Thank you, sir.

11 A.G. BALDERAS: Mr. Mechels.

12 MR. MECHELS: Thank you, Director. Chris
13 Mechels. I am a citizen making public comment.

14 Two points I would like to raise this morning
15 are concerning the curriculum and the use of force.

16 First, you were addressing the curriculum
17 this morning. And I've been addressing curriculum
18 concerns with this Board since January 2014.

19 It's my observation that since that point you
20 have never run a legal curriculum because at that
21 point you departed from the IADLEST, the national
22 organization that you belong to, that you're chartered
23 under, that the curriculum established at that point
24 is not in concert with IADLEST rules and practice.

25 So basically the curriculum you ran from

1 January of 2014 has been illegal and it should be
2 changed. What bothers me is that you're looking to
3 changing it again outside of the national standards.

4 The Director rightly referred to the fact
5 that she needs to do a job task analysis. That is the
6 way that the national standards work, that is how you
7 implement a curriculum under that regime. You should
8 not be going forward to develop a curriculum -- which
9 I fully support the development of -- outside of the
10 national standards.

11 Please, follow the standards, do a job task
12 analysis, get back on board. Part of the national
13 conversation right now is that the lack of standards
14 of police forces.

15 We have that problem, really bad much worse
16 than Minnesota. We've had it here since 2014.
17 Please, let's get back on board with the national
18 standards. We can't just keep doing the New Mexico
19 rules.

20 So enough of that. I really support the
21 Director. She needs the staff, she needs to do a job
22 task analysis. You need a new curriculum. Do it the
23 right way.

24 The other thing which is much in the news
25 these days because of Floyd in Minneapolis is use of

1 force. I point out that there was a brief attempt,
2 which I commend, by the current Chair back in December
3 of 2016 when he launched an effort at the end of the
4 year, in December of 2016, to address use-of-force
5 policies across the State and to examine use-of-force
6 incidents across the State. A great idea.

7 Unfortunately the subcommittee that was
8 formed at that time to implement that was chaired by
9 Pete Kassetas. And Pete Kassetas and Chris McCall,
10 who was also a Member of the Board, senior member of
11 the Board, pretty much cut the legs off the idea. And
12 what we got out of it was pretty much nothing.

13 It was a good idea. It is still a good idea.
14 The Board really should kick up that idea, which was
15 to examine all the use-of-force policies across the
16 State for uniformity and good practice and to examine
17 police (inaudible) across the State.

18 This is very difficult because obviously, at
19 that point and today, you would find a lot of
20 resistance within the police community to examining
21 those policies and those practices, which is exactly
22 why you need to do that because we have that problem
23 at the national level. We have that problem very
24 seriously here at the State.

25 I commend the Chair for his effort in 2016

1 which, of course, unfortunately did not come to
2 fruition. Please, bring that effort again because we
3 desperately need to do that. That's the end of my
4 comments.

5 A.G. BALDERAS: Thank you Mr. Mechels. I
6 will actually circulate those recommendations from the
7 review they are citing to the current Board. Thank
8 you.

9 MR. MECHELS: Thank you.

10 A.G. BALDERAS: Do we have any more public
11 comment?

12 MR. BARRETT: Yes.

13 A.G. BALDERAS: Great.

14 MR. BARRETT: Good morning, Mr. Chair. My
15 name is Patrick Barrett. And I represent a group
16 called Sankofa Men's Leadership Exchange. And we're
17 just happy to be a part of the process of how do we
18 improve relations with law enforcement.

19 So if at all possible, is there some type of
20 way that you have documents? We looked at the past
21 minutes. But to make sure that we're up to speed
22 about what's going on with this Board?

23 A.G. BALDERAS: Thank you. Can you kind of
24 describe a little bit about your group, your
25 organization.

1 MR. BARRETT: No problem. So we are a group
2 of black men here in Albuquerque who try to
3 proactively work on social issues within our
4 community. So in the past couple years, we've been
5 working with APD along with the reform.

6 So some of the projects we've worked on is we
7 sent a group of men to the Police Academy here in
8 Albuquerque. Once we completed an Academy, we wrote
9 up a report along with recommendations. And so now
10 we're still doing that work. But we also do a lot of
11 work around education and reform as well.

12 A.G. BALDERAS: Great. One thing I could
13 offer that might make it a little bit easier is we'll
14 figure out how to get your contact information to the
15 A.G.'s Office.

16 We can set up a call with you and your
17 organization to kind of hear about some of the
18 milestone work you've done already in the community.
19 And then, as we kind of hear what your goals are, we
20 can facilitate putting you in contact with the LEAB.

21 It's kind of a complex structure. We have
22 the Department of Safety and the LEAB under it. Our
23 Board is comprised of governor appointees and A.G.
24 staff and personnel.

25 But it sounds like this is a proactive

1 initiative. So maybe we just set up a call with you
2 first and hear a little bit more. And then we can
3 kind of do the heavy legwork and either get
4 information for you or figure out a proactive way
5 where you can interact with the LEAB.

6 MR. BARRETT: All right. Thank you so much.

7 A.G. BALDERAS: Thank you.

8 Matt, is there a way to get his information?

9 MR. BACA: Mr. Barrett, I just sent you a
10 message in the chat function with my email address.
11 So if you wouldn't mind sending me a note and
12 exchanging contact, we can take it from there.

13 MR. BARRETT: Thank you so much, Board.

14 A.G. BALDERAS: And also as the Chair who has
15 kind of seen a lot of diverse members and public
16 comment, Mr. Mechels is one of our long-time
17 participants, we welcome you to these meetings. We
18 have them four times a year.

19 So we want to keep you as engaged as possible
20 as we try to get past information for you. But we
21 always welcome your continued participation. We do
22 about four meetings a year. So welcome and thank you
23 for taking some time.

24 MR. BARRETT: Thank you.

25 MS. MEDRANO: Chairman, we also had Chief

1 Jimenez sign up for public comment.

2 A.G. BALDERAS: Great. Chief, I know we
3 heard from you earlier. Do you have something to add?

4 CHIEF JIMENEZ: Yeah. Good morning,
5 Mr. Chair and Members of the Board. I apologize about
6 talking earlier.

7 I just wanted to reiterate, when I was
8 working there at the Academy, we were working and
9 updated the curriculum in 2015/2016. I don't know
10 where that curriculum went after I left. But, you
11 know, maybe the Director could check with any staff
12 that is currently there, maybe Deputy Director Coss.

13 But I know we worked on updating the
14 curriculum every year while I was there. And I was
15 there from 2014, all the way up to 2018. So maybe
16 something to look at there.

17 A.G. BALDERAS: Thank you.

18 CHIEF JIMENEZ: You're welcome, sir. The
19 other thing I wanted to just kind of touch on again is
20 it's my understanding that, in order to be a certified
21 DPS instructor, you have to have a law enforcement
22 certificate. Is that correct, Director?

23 DIRECTOR ALZAHARNA: Yes. The requirement
24 for hire is at a minimum a general instructor law
25 enforcement certificate or equivalent from another

1 state.

2 CHIEF JIMENEZ: Okay. Thank you, ma'am. So
3 if we're looking at hiring from what I gather more
4 often than not retired police officers, how are we
5 going to make sure that these officers have the
6 current certification to become DPS instructors?
7 Because it's my understanding you cannot be a DPS
8 certified instructor unless you have a current
9 certification.

10 And if you're no longer commissioned to be a
11 law enforcement officer through DPS, where would they
12 be getting their certification from? Will they be
13 required to go through a cert by waiver? And then
14 what happens with their certification and commission?

15 DIRECTOR ALZAHARNA: Chairman, this is
16 Director Alzaharna. I can't cite the specific NMAC
17 regulation. But it is in there that anybody who is
18 working in a full-time capacity at any training
19 academy, that their certification continues to be
20 valid.

21 So that does not hinder that. They continue
22 to be certified the whole time they are employed at
23 the Academy as an instructor.

24 CHIEF JIMENEZ: Okay. Great. Thank you. So
25 if they come in retired, that doesn't mean that they

1 have a current commission or a current certification.
2 But they have to go through the cert by waiver. And
3 then at that point they will keep their certification.

4 Now, the question that I want the Board to
5 really think about is, you know, everywhere nationally
6 now we're having these issues with George Floyd and
7 the use of force and the excessive use-of-force
8 incidents.

9 And a lot of these incidents are involving
10 experienced police officers that have been on the
11 streets for many, many years. And now we're asking
12 retired police officers to come in and now teach our
13 brand-new cadets and officers or recruits the
14 experience that they've had in their entire career.

15 In my experience that doesn't necessarily
16 mean that just because they have the experience as a
17 police officer means that that's the right experience
18 that we need to be teaching to our new cadets. As you
19 all know, curriculum changes, policies change. And we
20 should be updating policies and curriculum at least
21 yearly.

22 So those are things that I urge the Board to
23 really look at. You know, if we're looking at retired
24 experienced officers, are they actually doing and
25 teaching things that we want them to be teaching our

1 brand-new cadets.

2 You know, I know I came into the Academy
3 working there. And I had at least 10, 12 years of
4 experience. But I was also open to change, you know.

5 So we've got to make sure that these
6 instructors that they're going to be teaching are
7 going to be moldable and looking at doing what's right
8 in the policies and teaching and be fit enough to get
9 out there and actually do the hands-on curriculum like
10 the defensive tactics. Thank you, sir.

11 A.G. BALDERAS: Thank you, Chief.

12 I think that wraps up our portion of public
13 comment unless I missed someone out there. I'm going
14 to do just a housekeeping approach. I think it would
15 be well served if we could just take a five-minute
16 break. And I've got 10:35. I will promptly continue
17 the meeting at 10:40.

18 Is there any objection to taking a brief
19 housekeeping break before we get into the rest of the
20 agenda?

21 (No response.)

22 A.G. BALDERAS: Okay. Great. We will go
23 back on at 10:40.

24 (Recess.)

25 A.G. BALDERAS: We are going back on the

1 record. Can we state who all is present.

2 CHIEF JOHNSON: Tim Johnson is present.

3 MS. MONAHAN: Connie Monahan is present.

4 CHIEF ROMERO: Tom Romero, present.

5 DR. GREEN: Bobbie Green, present. Present.

6 A.G. BALDERAS: I see Dr. Green. Monica is
7 back.

8 DIRECTOR ALZAHARNA: The Director is back.

9 A.G. BALDERAS: Thank you, Director.

10 DIRECTOR ALZAHARNA: As a side note, Chief
11 Garcia emailed me and said he's been trying to get on
12 but has been having technical difficulties since nine.

13 A.G. BALDERAS: Okay. I'll have my staff
14 reach out to him.

15 Is Board Member Anderson back?

16 SERGEANT ANDERSON: Yes, sir, I'm here.

17 A.G. BALDERAS: Great. I think we have a
18 quorum. Let me just quickly transition us.

19 The discussion and the dialogue both from the
20 Board, the LEAB, and also even from the citizen and
21 public comment is as dynamic as I have ever seen. And
22 also the collaboration. So I'm excited.

23 Just as a follow-up, I will get the Board the
24 2016 recommendations from the law enforcement review
25 that was done in I believe 2015/2016. I will make

1 sure our staff follows up with some of the community
2 comment to give them updates and have them engaged in
3 the curriculum and also the instructor discussion.

4 And then finally, as a follow-up to this
5 meeting, we will formulate a letter of support for the
6 LEAB, both in the exceptions, so that we can fully
7 staff the Board and also consider potentially
8 additional investment in implementing our world-class
9 curriculum.

10 ITEM NO. 10: RATIFICATION OF CERTIFICATIONS FOR LAW
11 ENFORCEMENT OFFICERS

12 A.G. BALDERAS: We now are moving to some
13 other business, ratification of our certifications.
14 And we also have some other topics that the Director
15 has placed on the agenda.

16 So I will direct our attention to item
17 No. 10, ratification of certifications for law
18 enforcement officers, which will be qualified and
19 structured by Director Alzaharna.

20 You have the floor, Director.

21 DIRECTOR ALZAHARNA: Thank you, Chairman.

22 The first attachment under ratifications is
23 Exhibit A. And it is for police officer Certification
24 Nos. 19-0279-P through 19-0305-P.

25 A.G. BALDERAS: I'm sorry, Director. I'm

1 having a little trouble with the audio. Can you state
2 the exhibits again.

3 DIRECTOR ALZAHARNA: Yes. I started with
4 Exhibit A. Do you need the cert numbers again?

5 A.G. BALDERAS: Yes.

6 DIRECTOR ALZAHARNA: It's 19-0279-P through
7 19-0305-P.

8 A.G. BALDERAS: Great. And what is it the
9 final exhibit on that agenda item No. 10?

10 DIRECTOR ALZAHARNA: I apologize. Usually
11 we're running through them individually.

12 A.G. BALDERAS: I thought we encapsulated
13 them with the exhibit; and to ensure that we're
14 working with the same exhibits, we state the ending
15 numbers of the final exhibit.

16 Let me clarify what I've got in front just so
17 we're on the same page, Director. I've got agenda
18 item No. 10, exhibit list of certifications for
19 ratification, Exhibit A ending in 0279 or 0305 as you
20 earlier stated. And then I have that grouping all the
21 way from A to J, Certification Nos. 20-0073 through
22 20-0083. Do you have the same exhibit, Director, in
23 terms of all those attachments?

24 DIRECTOR ALZAHARNA: Yes. We have Exhibits A
25 through J. Some of them, when it says the first

1 number through the last number, they are all
2 chronological. Some of them, for like the CBW, they
3 are nonsequential.

4 A.G. BALDERAS: Got it. I see. So I think I
5 understand you now. I will not interrupt you. I
6 understand that you are at Exhibit A, which begins at
7 0279-P and ends in 0305-P.

8 DIRECTOR ALZAHARNA: Yes, sir.

9 A.G. BALDERAS: Okay.

10 DIRECTOR ALZAHARNA: And with these needing
11 to be voted on, would you like me to refer to all of
12 them and will there be one vote?

13 A.G. BALDERAS: I think we can go through
14 them. I don't know if there's any feedback from the
15 Board. We're all looking at the same packets. I
16 think we can be efficient. It will take us a little
17 bit of time. I don't know that we have much of a
18 choice.

19 DIRECTOR ALZAHARNA: Would you like to vote
20 after each exhibit or after I have read them in
21 totality?

22 A.G. BALDERAS: That I'll refer to my
23 counsel. Are we able to isolate and identify each
24 exhibit individually, start to end, and then one voice
25 vote motion or do we need to go through each Exhibit A

1 through J.

2 MR. KREIENKAMP: Mr. Chair, I do think that
3 you can vote on all of them. I do recommend that
4 Director Alzaharna go through each exhibit and make
5 sure that that's clear.

6 I mean obviously, if a Member of the Board
7 has an objection to that procedure, then you can vote
8 individually. You can vote as a group. But I do
9 recommend that all of those be read into the record by
10 the Director.

11 A.G. BALDERAS: Okay. I'm comfortable with
12 that. I will reflect for the record as well, when we
13 cite the top of the exhibit as well as the ending
14 number exhibit, we have these exhibits in written form
15 in our pamphlet. So we are all individually verifying
16 Director Alzaharna's reference points as well when we
17 consider the motion and the passage.

18 CHIEF ROMERO: Mr. Chair, this is Tom Romero.

19 A.G. BALDERAS: Go ahead, Vice Chair.

20 CHIEF ROMERO: Mr. Chair, Director, if I
21 could just clarify, because some of this paperwork
22 came in late. I'm trying to get it organized. So on
23 Exhibit J as in John, on the agenda that I have, it
24 shows the last cert number as being 20-0081-P on the
25 agenda. Is that correct?

1 DIRECTOR ALZAHARNA: Yes, sir.

2 CHIEF ROMERO: Okay. On Exhibit J in the
3 documents I was sent, the last cert number is
4 20-0083-P. So it's different from what's on the
5 agenda. Is that correct?

6 DIRECTOR ALZAHARNA: I see the discrepancy
7 there.

8 CHIEF ROMERO: So, Mr. Chair, I would defer
9 to legal counsel, if that's an issue or a problem.

10 A.G. BALDERAS: That's a great catch. What
11 is the remedy, Counselor?

12 MR. KREIENKAMP: Yes. Director Alzaharna and
13 I had this conversation before the meeting. So I
14 recommend that the Director read from the agenda the
15 certifications that are on the agenda. If it wasn't
16 listed on the agenda, then I don't think that we can
17 add it.

18 But as long as, you know, it's clear to the
19 Board what the Board is voting on and that Director
20 Alzaharna reads, you know, those certification numbers
21 into the record, that should be fine.

22 A.G. BALDERAS: Great. So I understand the
23 remedy to be that we would not consider a couple of
24 the certifications and we would reflect an oral
25 reference point. For instance, on Exhibit J, the

1 numbers have to reflect the numbers on the agenda.

2 Okay. I don't think there's any opposition to that.

3 Director, you can make that modification in
4 your presentation.

5 DIRECTOR ALZAHARNA: Yes, sir.

6 A.G. BALDERAS: Okay. Let's go ahead and
7 start on Exhibit A. And I'll hold for a motion and
8 second at the end of your presentation of the exhibits
9 from A to J. Thank you.

10 DIRECTOR ALZAHARNA: Exhibit B, Certification
11 No. 19-0306-P. Exhibit C, Certification
12 Nos. 19-0307-P consecutively through 19-0330-P.
13 Exhibit D, Certification Nos. 19-0354-P through
14 19-0360-P.

15 Counsel, the numbers are on the agenda, but
16 they are listed differently on the next two exhibits.

17 MR. KREIENKAMP: As long as they are included
18 on the agenda. I would go off of what's on the
19 agenda. So that's the list that I would go off of.
20 If it's not on the agenda, I wouldn't include it.

21 DIRECTOR ALZAHARNA: Exhibit E, 19-0342-P
22 through 19-0360-P.

23 A.G. BALDERAS: I'm sorry. Can you state E
24 again, the ending numbers. I've got 0353.

25 DIRECTOR ALZAHARNA: That's why I say,

1 there's a discrepancy. But the agenda encompasses the
2 correct numbers.

3 For Exhibit E, No. 19-0342-P through
4 19-0360-P.

5 A.G. BALDERAS: Okay. I'm seeing that as F,
6 not E. So I guess I'm asking for a restatement of E,
7 Exhibit E. What you said was 19-0342. I think where
8 we have a discrepancy is our agenda shows 19-0353 as
9 the ending.

10 DIRECTOR ALZAHARNA: Yes, sir. I correct
11 that. Exhibit E is 19-0342-P through 19-0353-P.

12 A.G. BALDERAS: Great. You can go on now to
13 Exhibit F.

14 DIRECTOR ALZAHARNA: Exhibit F is
15 Certification Nos. 19-0354-P through 19-0360-P.

16 Exhibit G is Certification Nos. 20-0001-P
17 through 20-0002-P.

18 Exhibit H is Certification Nos. 20-0050-P
19 through 20-0059-P; Certification No. 13-0284-P;
20 Certification No. 00-0148-P; Certification
21 No. 96-0156-P; Certification No. 12-0041-P;
22 Certification No. 92-0023-P; Certification
23 No. 81-0037-P; Certification No. 12-0243-P;
24 Certification No. 99-0119-P; Certification
25 No. 94-0433-P.

1 Exhibit I, Certification Nos. 20-0060-P
2 through 20-0070-P. Exhibit J, Certification Nos.
3 20-0071-P through 20-0081-P.

4 A.G. BALDERAS: Thank you, Director. I have
5 was a match toward my agenda. I'll now entertain a
6 motion.

7 CHIEF ROMERO: Mr. Chair, this is Tom Romero.
8 I would make a motion to approve ratifications of the
9 exhibits on agenda item 10 A all the way through 10 J.

10 A.G. BALDERAS: Thank you, Vice Chairman.
11 There is a motion to approve ratification of
12 certifications in item 10 in the agenda, letters A
13 through J, as the Director has properly stated. Is
14 there a second?

15 CHIEF JOHNSON: Attorney General, I'll second
16 that. Tim Johnson.

17 A.G. BALDERAS: There is a motion and a
18 second. We will now entertain a voice vote.

19 MS. MEDRANO: Balderas.

20 A.G. BALDERAS: Yes.

21 MS. MEDRANO: Tedrow.

22 MR. TEDROW: Yes.

23 MS. MEDRANO: Johnson.

24 CHIEF JOHNSON: Yes, ma'am.

25 MS. MEDRANO: Mendoza.

1 Nos. 20-001-PST through 20-0026-PST.

2 A.G. BALDERAS: Thank you. That's items A
3 and B. I'll now entertain a motion.

4 CHIEF ROMERO: Mr. Director, Mr. Chair, I
5 have a quick question for the Director before we move
6 forward.

7 Director, I just want to clarify. In
8 Exhibit A, in looking at the numerical sequence, on
9 19-0099 there are actually two people on my list that
10 have the same certification number.

11 DIRECTOR ALZAHARNA: That is on item B?

12 CHIEF ROMERO: It is on Exhibit A. And it is
13 Certification No. 19-0099-PST. Both a Silva and a
14 Thane have the same certification number listed in
15 that sequence that goes from 81 to 100.

16 DIRECTOR ALZAHARNA: Thank you. My
17 recommendation would be to hold off on those two until
18 we can verify which is correct.

19 CHIEF ROMERO: Also I would like to clarify,
20 right under that it says 92-0032-PR. Could you
21 clarify that just for the record.

22 DIRECTOR ALZAHARNA: I read the item as it
23 was written on the agenda, recognizing that that
24 number is on the exhibit but is not on the agenda.
25 It's my understanding through counsel that that number