

October 15, 2020

To: Board of Fire and Police Commissioners and FPC Executive Director
From: Paul Mozina
Re: Public Comments on FPC20351, FPC20340 and FPC20353

Thank you, Board Chair Soler and Commissioners.

FPC20351

Please call FPC20351 out of the consent agenda for a deeper discussion. It is a maxim of the law: "That which does not appear, does not exist." There are no minutes published on Legistar for the September 3rd or 24th or the October 1st or 8th meetings. Please do not approve minutes that do not exist. [Executive Director Aldrete explained that the minutes will be posted on Legistar after they are approved – my mistake.]

The Board was taught a painful lesson a year ago when its efforts to add Residency Preference Points were thwarted because the actions of the Board had not been recorded. According to Deputy City Attorney Horowitz, it is fine to talk amongst yourselves, but you must make a record of your actions in Resolutions and Minutes to make them effective and to be transparent. You cannot rely on video of the meetings.

FPC20340

Thank you for listening to the stories of the PSSI's that were terminated or forced to resign and for investigating this matter. The very least the Board can do is pay any accrued vacation time that was lost. The PSSI's should be given a public apology for the way they were treated. The Board should require this from the MPD and have the apology read at a full Common Council meeting and distributed as a Press Release.

The personnel records of former Chief Morales and former Assistant Chief Banks should include a sanction for their violations of SOP 870.25.

The personnel files of all 7 PSSI's must be cleansed of any hint of wrongdoing on their part and an explanation of what happened to them along with the apology from the MPD should be added.

FPC20358

There is still no resolution attached to any FPC file on Legistar that clearly defines the process that the FPC will use to select the next Chief of the MPD. At the October 13 meeting you should have had a Resolution in front of you stating the process that was defined on September 3. Then you could have made motions to amend that resolution with specific changes. Please document your resolutions on Legistar prior to bringing them before the Board and conduct your business in an open, understandable and consistent manner.