

Quarterly Meeting Minutes

March 5, 2020

On Thursday, March 5, 2020, at 9:30 a.m., the quarterly meeting of the Texas Commission on Law Enforcement (TCOLE) was held at the J.J. Pickle Research Campus, The Commons Learning Center, 10100 Burnet Road, Bldg. 137, Austin, Texas.

Commissioners attending were Chief Kim Lemaux, Presiding Officer; Major Jason D. Hester, Assistant Presiding Officer; Patricia Burruss, Secretary; Constable Ron Hood; Jack Taylor; Janna Atkins; Commissioner Tim Whitaker; and Sheriff Michael Griffis. Commissioner Sharon Breckenridge Thomas was absent.

Attending from the Office of the Attorney General were Raymond C. Winter and Robert Savage. TCOLE staff attending included Executive Director Kim Vickers, Credentialing and Field Services Director Kenny Merchant, Enforcement and Special Services Director Michael Antu, Government Relations Director Gretchen Grigsby, Finance Director Brian Roth, General Counsel John Beauchamp, Lisa Landry, Doug Skolaut, David New, Derry Minor, Lynn Beard, Nikki Johnson, Dennis Graffious, Trey Slider, Gary Connella, Lita Rendon, Iris Martinez, Richard Gutierrez, Kaitlyn Tonkin, Cullen Grissom, Hillary Lyon, Mike Dickey, and Laurie Jackson.

Agenda item #1, Call to order.

The Presiding Officer called the meeting to order at 9:30 a.m. Detective Kevin Garelick, Cops Officer Marco Maldonado, and Traffic Officer Reshard Saulter of the Temple Police Department Color Guard posted the colors. Commissioner Taylor led the pledges of allegiance and Commissioner Hester gave the invocation. Roll was called and a quorum was present.

Agenda item #2, Reading of peace officer/jailer deaths since the December 5, 2019, meeting, and take action to enroll and induct the 2019 names in the Texas Peace Officers' Memorial Monument.

Director Grigsby read the name of the officers killed in the line of duty.

- Sergeant Christopher Charles Lewis Brewster, Houston Police Department
EOW December 7, 2019
- Sergeant Kaila Marie Sullivan, Nassau Bay Police Department
EOW December 10, 2019
- Deputy Sheriff Bryan Charles Pfluger, San Jacinto County Sheriff's Office
EOW December 21, 2019
- Detective Clifton Martinez, San Antonio ISD Police Department
EOW December 21, 2019
- Deputy Sheriff Chris Dickerson, Panola County Sheriff's Office
EOW December 31, 2019
- Police Officer Nicholas Reyna, Lubbock Police Department
EOW January 11, 2020
- Police Officer Alan McCollum, Corpus Christi Police Department
EOW January 31, 2020
- Deputy Sheriff Richard Edward Whitten, Liberty County Sheriff's Office
EOW February 3, 2020

A moment of silence was observed.

Agenda item #3, Approval of the minutes of the December 5, 2019, quarterly commission meeting at Austin, Texas.

Commissioner Burruss made a motion to approve the minutes from the December 5, 2019 Quarterly Commission meeting. Commissioner Atkins seconded the motion. The motion passed unanimously.

Agenda item #4, Election of Assistant Presiding Officer and Secretary, to comply with Chapter 1701.055(b), Texas Occupations Code.

Commissioner Jason Hester was elected as Assistant Presiding Officer. Commissioner Patricia Burruss was elected as Secretary.

Agenda item #5, Receive reports. Take action if necessary.

Executive Director Kim Vickers talked about the Tour of Texas. Seven meetings were held with 437 people attending the meetings. For future consideration, Executive Director Vickers talked about accreditation for college credit and a certificate for long serving career.

Enforcement and Special Services Director Michael Antu stated that there have been 3 new training providers approved since the last commission meeting. Enforcement has taken over the non-compliance and working through just over 800 cases. The My TCOLE Account is working. The Learning Management System in the My TCOLE Account is being upgraded. Code is being

worked on to be able to see what is needed for certificates and training requirements. A new My TCOLE Account must be created.

Credentialing and Field Services Director Kenny Merchant spoke about the push for all licensees to have a My TCOLE Account. The 2195 course, School Based Law Enforcement Active Shooter course is out. Forms for Military Service credit are out and for now are being processed manually. Non-compliance letters for CITP that was due January 1, 2020, have gone out.

Government Relations Director Gretchen Grigsby talked about Peace Officers' Memorial Candlelight Vigil and Ceremony. The Peace Officers' Memorial Ceremony Committee is looking at options for the Memorial to accommodate more names. The Sunset Review Process is under way and will include some of the Strategic Planning items. Legislation is being discussed with legislative offices for the upcoming Legislative session.

Commissioner Hester made a motion to accept the reports. Commissioner Hood seconded the motion. The motion passed unanimously.

Agenda item #6, Discuss and take action to approve the recommendations for the 2019 Law Enforcement Achievement Awards.

The agenda item was not addressed.

The Commission took a break from 10:24 am to 10:35 am.

Presiding Officer Lemaux introduced Commissioner Griffis.

Presiding Officer Lemaux addressed agenda item #2 again. Commissioner Hester moved to enroll and induct Sergeant Christopher Brewster, Sergeant Kaila Sullivan, Deputy Sheriff Bryan Pfluger, Detective Clifton Martinez, Deputy Sheriff Chris Dickerson into the Texas Police Officers' Memorial Monument. Commissioner Atkins seconded the motion. The motion passed unanimously.

Agenda item #7, Discuss and take action on the Request for Waiver of TCOLE Rule 217.1 Minimum Standards for Enrollment and Initial Licensure.

- Pineland Police Dep't, transfer of Class A Waiver previously granted to Sabine County Sheriff's Office for Bradley L. Turner on December 1, 2016.

General Counsel John Beauchamp gave a refresher on the waiver process. Chief Kenneth Isaacks spoke on behalf of Bradley Turner. After discussion, Commissioner Hester made a motion to transfer the Class A Waiver for Bradley Turner from the Sabine County Sheriff's Office to the Pineland Police Department. Commissioner Whitaker seconded the motion. The vote was taken by a show of hands. The vote was 6 in favor and 1 opposed.

Agenda item #8, Discussion of and take actions on proceedings for revocation, suspension, and other disciplinary actions.

Raymond C. Winter reviewed the disciplinary actions.

Default Suspension Orders

Casas, Elijah	Peace Officer	Orange Grove Police Dep't
Marin Jr., Jose M.	Peace Officer	Texas Alcoholic Beverage
	Commission	
Ray, Tawana R.	Peace Officer, Jailer	Lancaster Police Dep't
Sanchez Hernandez, Jonathan	Jailer	Tarrant Cnty. Sheriff's Office
Solis, Marcus V.	Peace Officer, Jailer	Comal Cnty. Sheriff's Office
Thomason, Dianna S.	Telecommunicator	Harris Cnty. Constable Pct. 4
Venegas, Cynthia	Jailer	Maverick Cnty. Sheriff's Office
Weaver, Brandon A.	Jailer	Llano Cnty. Sheriff's Office
Zundt, Timothy L.	Peace Officer, Jailer	Lubbock Cnty. Sheriff's Office

Commissioner Hester moved that the Commission accept and adopt the default final order to suspend the licenses read by Mr. Winter. Commissioner Burruss seconded the motion. The motion passed unanimously.

Agreed Suspension Waivers

Kellum, Callie A.	Jailer	Houston Cnty. Sheriff's Office
Wilson, Holly J.	Jailer	McLennan Cnty. Sheriff's Office

Commissioner Hester moved that the Commission accept and enter the final Agreed Suspension waiver for Callie Kellum and Holly Wilson. Commissioner Burruss seconded the motion. The motion passed unanimously.

Default Revocation Orders

Garza, Jesse	Peace Officer, Jailer	Victoria Cnty. Constable Precinct 1
Witherspoon, Ryan X.	Jailer	Ellis Cnty. Sheriff's Office

Commissioner Hester moved that the Commission enter a Default Final Order to revoke the licenses of Jesse Garza and Ryan Witherspoon. Commissioner Burruss seconded the motion. The motion passed unanimously.

Agreed Revocation Waiver

Martinez, Alexander J.	Peace Officer	Winters Police Dep't
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Commissioner Hester moved that the Commission accept and enter the final Agreed Revocation Waiver for Alexander Martinez. Commissioner Burruss seconded the motion. The motion passed unanimously.

Agreed Suspension Orders

Richardson, Jason Z.	Peace Officer	Cooke Cnty. Sheriff's Office
San Miguel, Daniel L.	Peace Officer	Goliad Cnty. Sheriff's Office

Commission Hester moved that the Commission accept and enter the final Agreed Suspension Order for Jason Richardson and Daniel San Miguel. Commissioner Burruss seconded the motion. The motion passed unanimously.

For Information Only

Statutory Revocation

Bastida, Jorge L.	Peace Officer	Cypress-Fairbanks I.S.D. Police Dep't
Cabello, Tommy E.	Peace Officer	Corpus Christi Police Dep't
Guyger, Amber R.	Peace Officer	Dallas Police Dep't
Herrera, Alfred J.	Peace Officer, Jailer	Ector Cnty. Sheriff's Office
Kisasu, Toussaint N.	Jailer	Dallas Cnty. Sheriff's Office
Valencia, Eduardo	Peace Officer	Cameron Cnty. Constable Precinct 2

Statutory Suspension

Barron, Marisol	Peace Officer, Jailer	Bell Cnty. Sheriff's Office
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Permanent Surrenders

Bedingfield, Brian G.	Peace Officer, Jailer	Hays Cnty. Sheriff's Office
Bissett, Daryl M.	Peace Officer	Brazosport College Police Dep't
Bohmer, John P.	Peace Officer	Kaufman Cnty. Constable Precinct 2
Boles, Winnifred S.	Peace Officer, Jailer	Van Zandt Cnty. Sheriff's Office
Burcham, Carol H.	Peace Officer	Whitesboro Police Dep't
Custance, Anthony R.	Peace Officer	Killeen Police Dep't
Danford Jr., Jack W.	Peace Officer	Williamson Cnty. Sheriff's Office
Daniels, Quincey T.	Peace Officer, Telecommunicator	Beaumont I.S.D. Police Dep't
Flores, Joseph D.	Peace Officer	Sunray Police Dep't
Ishman, Raynell B.	Jailer	Bexar Cnty. Sheriff's Office
Lance, David R.	Peace Officer	Lampasas Police Dep't
Lively, Gary T.	Peace Officer	Palo Pinto Cnty. Sheriff's Office
Marsh, Adam B.	Peace Officer	Austin I.S.D. Police Dep't
Muse, Brandon D.	Peace Officer	Magnolia Police Dep't
Nichols III, Donald J.	Peace Officer, Jailer	Montgomery Cnty. Sheriff's Office
Ochoa Jr., Jesus	Peace Officer, Jailer	Bexar Cnty. Sheriff's Office
Richardson, John G.	Peace Officer	Houston Police Dep't
Scott, Michael	Peace Officer, Jailer	Hockley Cnty. Constable Precinct 5
Sellers, Caleb J.	Jailer	Ellis Cnty. Sheriff's Office
Sinkfield Sr., Gregory B.	Peace Officer	Smith Cnty. Constable Precinct 1

Reprimands for Failing to Complete Legislatively Required Continuing Education

Aguilar, Francisco	Peace Officer	Andrews Cnty. Sheriff's Office
Armstrong, Daniel R.	Peace Officer	Travis Cnty. Constable Precinct 1
Barnes, Stephaun	Peace Officer	Harris Cnty. Constable Precinct 7
Bloom, Brendan J.	Peace Officer	Austin Police Dep't
Brinkley, Jerry D.	Peace Officer	City of Happy Police Dep't
Brown, Uriah S.	Peace Officer	Harris Cnty. Sheriff's Office
Carter, Tom W.	Peace Officer	Schleicher Cnty. Sheriff's Office
Coleman, Zackari E.	Peace Officer	Hereford Police Dep't
Contreras Jr., Carlos L.	Peace Officer	Lago Vista Police Dep't
Ditta Jr., Luke A.	Peace Officer	Harris Cnty. Sheriff's Office
Enriquez, David	Peace Officer	Lubbock I.S.D. Police Dep't

Flournoy, Jimmy B.	Peace Officer	106th Judicial District Attorney's Office
Francis, Nancy C.	Peace Officer	Terrell Cnty. Sheriff's Office
Garcia, Armando	Peace Officer	Pecos Police Dep't
Holmes II, Elroy	Peace Officer, Jailer	Lubbock Cnty. Sheriff's Office
Lee Jr., Roy A.	Peace Officer, Jailer	Harris Cnty. Sheriff's Office
Lopez, Melissa C.	Peace Officer	Crystal City Police Dep't
Lopez, Santos G.	Peace Officer	Hudspeth Cnty. Sheriff's Office
Martinez, Edward A.	Peace Officer	Zavala Cnty. Sheriff's Office
Mitchell, John A.	Peace Officer	Texas Dep't of Public Safety
Morris, David M.	Peace Officer	Travis Cnty. Emergency Services District 1
Olivo, David L.	Peace Officer	Hockley Cnty. Sheriff's Office
Patterson, Jami M.	Peace Officer	Wayland Baptist University Police Dep't
Pena, Angelica M.	Peace Officer	Maverick Cnty. Sheriff's Office
Perez, Armando R.	Peace Officer	Crosby Cnty. Sheriff's Office
Perez, Norma L.	Telecommunicator	Socorro Police Dep't
Pickens, Chris M.	Peace Officer	Harris Cnty. Sheriff's Office
Pope, Gregory R.	Peace Officer	San Marcos Marshal's Dep't
Prieto, Ernesto	Peace Officer	El Paso I.S.D. Police Dep't
Ratliff Jr., Fred S.	Peace Officer	Uvalde Cnty. Sheriff's Office
Rios, Ricardo G.	Peace Officer	Zavala Cnty. Sheriff's Office
Rodriguez, Christopher	Peace Officer	Plainview Police Dep't
Rodriguez, Richard C.	Peace Officer	Blanco Cnty. Sheriff's Office
Roescher II, John M.	Peace Officer	Lockhart Police Dep't
Ramos, Juan D.	Peace Officer	Dimmit Cnty. Sheriff's Office
Rutledge, Tiere D.	Peace Officer, Jailer	Midland College Police Dep't
Salinas, Jose M.	Peace Officer	Texas Dep't of Public Safety
Sanchez, Caren S.	Peace Officer, Jailer	Harris Cnty. Sheriff's Office
Scholz, Dalton L.	Peace Officer, Jailer	Hale Cnty. Sheriff's Office
Shupe, James R.	Peace Officer	Lubbock Cnty. Sheriff's Office
Sims, Kevin D.	Peace Officer, Jailer	Harris Cnty. Sheriff's Office
Smith, Christopher S.	Peace Officer	Cottle Cnty. Sheriff's Office
Swift, Jason M.	Peace Officer	Lubbock Cnty. Sheriff's Office
Thompson, Jessica K.	Telecommunicator	Taylor Cnty. Sheriff's Office

Thompson, Joseph	Telecommunicator	Texas Tech Police Dep't
Threet, Clayton S.	Peace Officer, Jailer	Lubbock Cnty. Sheriff's Office
Trujillo, David W.	Peace Officer, Jailer	Midland Cnty. Sheriff's Office
Vetrano, Christopher J.	Peace Officer	Austin Police Dep't
Warman, Gary W.	Peace Officer	Uvalde Cnty. Sheriff's Office
Wheeler, Jay K.	Peace Officer, Jailer	Harris Cnty. Sheriff's Office
Williams, Stedmond L.	Peace Officer, Jailer	Harris Cnty. Sheriff's Office
Woolsey, Randy D.	Peace Officer	Harris Cnty. Sheriff's Office

Reprimands for Administrative Violations

Cerda, Jesus	Peace Officer	Kempner Police Dep't
Eddins, Alan K.	Peace Officer	Navarro College D.P.S.
Escobar, Juan	Peace Officer, Jailer	Nueces Cnty. Sheriff's Office
Helm III, Raymond E.	Peace Officer	Hays Cnty. Constable Precinct 3
Pantoja, Felix D.	Peace Officer	Roscoe Police Dep't
Toombs, Patrick B.	Peace Officer	Mitchell Cnty. Sheriff's Office

Agenda item #8, Receive public comment on any topic, without action.

The Presiding Officer invited anyone in the audience to address the Commission.

Agenda item #9, Executive Session to discuss pending or contemplated litigation, settlement offers, and personnel issues, including evaluation of executive director's job performance, pursuant to sections 551.074 and .071 of the Texas Government Code, Open Meetings Act.

The Presiding Officer noted that there would be no Executive Session.

Agenda item #10, Return from Executive Session to report and /or discuss further actions to be taken as a result of the Executive Session. Take action, if necessary.

Agenda item #11, Adjourn.

The Presiding Officer adjourned the meeting until the next meeting on June 18, 2020.

Patricia G. Burruss, Secretary
PGB/lj