

1 **LOUISIANA STATE BOARD OF PRIVATE SECURITY EXAMINERS**
2 **QUARTERLY BOARD MEETINGS**
3 **AND**
4 **ADJUDICATORY HEARINGS**

5
6
7
8
9 **Louisiana State Board of Private Security Examiners**
10 **15703 Old Hammond Highway**
11 **Baton Rouge, Louisiana**

12
13
14
15 **October 11, 2012**

16
17
18
19
20 **Reported By**
21 **ANNETTE ROSS, CCR, RPR**

APPEARANCES

BOARD MEMBERS:

Thomas L. Baer, District 3

Donald O. Cotton, District 5

Louis S. Gurvich, Jr., Chairman, District 1

Kenneth R. Kennedy, Member at Large

Denise Lockett, Member at Large

George Rojas, Member at Large

James H. "Chip" Romero, District 2

Christine Vinson, Vice Chairwoman, Member at Large

COUNSEL:

Frank D. Blackburn, Esq.

BOARD STAFF:

Mr. Wayne R. Rogillio

Ms. Jane Ryland

Mr. Richard "Dickie" Thornton

Reported by: ANNETTE ROSS, CCR NO. 93001,
Certified Court Reporter, in
and for the State of Louisiana

INDEX

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Page

NEW BUSINESS

Recognition of Melissa Middleton and Board Staff
. 5

Security: Discussion of security for
Super Bowl 2013 6

OLD BUSINESS

Office Status and Financial Reports 52

NEW BUSINESS, MISCELLANEOUS

Training, Troy Brooks 55

Ammunition 61

Driveway Repair 66

New Computer Server 69

DETERMINATION OF DATE OF NEXT MEETING 73

QUESTIONS/COMMENTS FROM THE PUBLIC 77

REPORTER'S CERTIFICATE. 79

* * * * *

TRANSCRIPT OF PROCEEDINGS

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

MR. GURVICH: *Welcome, everyone,* to the quarterly hearing of the Louisiana State Board of Private Security Examiners. I want to thank everyone for bearing with us. Chief, if you would be kind enough, please -- I'd ask everyone to rise. Chief Rogillio, if you would, please lead us in the Pledge of Allegiance followed by a brief moment of silence. Chief.

(Pledge of Allegiance and moment of silence.)

MR. GURVICH: May we have a roll call, please.

(Roll call.)

MS. RYLAND: Mr. Duplechain is out sick today.

MR. GURVICH: We have a quorum present. Chief, what's your pleasure?

MR. ROGILLIO: All right, sir. We have a reading of the last meeting.

MR. GURVICH: Do we hear a motion?

MR. ROMERO: So moved.

MS. VINSON: Second.

MR. GURVICH: Motion by Mr. Romero, second by Ms. Vinson. All in favor of waiving the reading of the minutes of the previous meeting, say aye.

ALL BOARD MEMBERS: Aye.

MR. GURVICH: Any opposed? The motion passes unanimously. Next matter.

1 **NEW BUSINESS, RECOGNITION OF MELISSA MIDDLETON AND BOARD**
2 **STAFF**

3 MR. ROGILLIO: I'd like to take a moment to --
4 there's an accolade here from a firm that licensed in the
5 state. This came from Phillips and Associates. This is
6 a corporate investigative and security services.

7 "Dear" -- this was addressed to Jane. (As read by
8 Mr. Rogillio):

9 "Dear Ms. Ryland: I wanted to take a
10 moment and compliment you and your staff. I
11 recently undertook the task of obtaining a
12 private security license in Louisiana for my
13 employer. The entire process from application
14 to testing to receiving follow-up information
15 has been very direct and very professional.

16 "I was particularly impressed with
17 Ms. Melissa Middleton, my contact for the
18 procedure. She is a perfect example of a
19 competent, helpful public servant."

20 I just wanted to pay homage to Ms. Middleton, who is
21 here.

22 Stand up, Melissa.

23 (Applause.)

24 MR. ROGILLIO: And the staff, the rest of the
25 staff that's here, stand up. Stand up and be

1 recognized. Yeah.

2 (Applause.)

3 MR. GURVICH: Many, many thanks to the staff.
4 You do a great job. It's usually unheralded. And we
5 rarely receive accolades in our line of work. But we
6 realize how hard you work, and we appreciate your
7 efforts.

8 Chief.

9 **NEW BUSINESS, SECURITY FOR SUPER BOWL 2013**

10 MR. ROGILLIO: If we could skip down in the
11 category of Miscellaneous to Item 2 and talk about the
12 security for the Super Bowl 2013. Mr. Blackburn needs to
13 leave, so we can go ahead and address that.

14 MR. GURVICH: Right. And we have a
15 representative from NFL, or is it S.A.F.E. Management?

16 MR. ROGILLIO: Mr. Kevorkian is with S.A.F.E.
17 Management.

18 MR. GURVICH: Good morning, sir. Why don't you
19 have a seat over here, take a mic., and we'll get on this
20 quicker so that everybody can have the benefit of our
21 legal advisor's counsel. Welcome to you, sir. Thank you
22 for being here today.

23 MR. KEVORKIAN: Thank you very much.

24 MR. GURVICH: If you would, give your name to
25 this nice lady here.

1 MR. KEVORKIAN: Michael Kevorkian with S.A.F.E.
2 Management.

3 MR. GURVICH: And so this has been a relatively
4 long-running matter that I think needs to be resolved
5 finally today. Can you guys focus on the parameters as
6 you see the issues and the problems that we need to
7 address. Counsel.

8 MR. BLACKBURN: I think I can summarize it by
9 saying two issues need to be resolved by what I think he
10 wants to do, and correct me when I'm wrong.

11 One is that he wants to contract some guards for the
12 Super Bowl and wants them to wear S.A.F.E. Management
13 uniforms. The other guards he would be hiring himself,
14 and they would be his employees and they would -- there
15 would be no issue there.

16 And then, as part of that -- so one issue is the
17 uniform. The second issue is, do those guards then not
18 pay their registration fees, which would be required
19 normally. So it --

20 MR. GURVICH: Is that more or less the issue
21 presented today in an encapsulated form?

22 (Mr. Romero leaves room.)

23 MR. KEVORKIAN: In terms of the NFL requiring
24 that everyone wear one single uniform, we do request that
25 the subcontractors that join our group remain a

1 subcontractor relationship, not an employer-employee
2 relationship. But they are still able to wear the
3 uniform for security purposes.

4 In all past Super Bowls, they have one worn one
5 consistent uniform inside and outside the stadium
6 perimeter. And for security and consistency issues in
7 that regard, that's why the NFL mandates that one uniform
8 is worn.

9 MR. GURVICH: And just so that everyone knows,
10 that uniform, I believe, is a red shirt?

11 MR. KEVORKIAN: Yes. We have a red polo shirt
12 that we provide for the guards at the beginning of the
13 shift and get back at the end of the shift. So the only
14 time they would have that in their possession is when
15 they are actually working in the secure perimeter.

16 MR. GURVICH: Is there a uniform pair of pants
17 that you issue?

18 MR. KEVORKIAN: That is not what we issue, but
19 we do ask that the guards provide tan khaki slacks, yes.

20 MR. GURVICH: Tan khaki. Is there hatwear?

21 MR. KEVORKIAN: There is no hatwear, unless the
22 temperature goes down. We have a knit cap that says
23 S.A.F.E. on it.

24 MR. BLACKBURN: While you're getting at it, if
25 the board members would take a chance and look at

1 Chapter 7 of the rules, 701(C), that's what we're going
2 to have to decide about this wearing of uniform.

3 MS. VINSON: My question is: They're actually,
4 then, not your employees; the company that you're hiring
5 is your employees, so you are asking for nonemployees to
6 wear your uniform?

7 MR. KEVORKIAN: If I understand your question
8 correctly, we do not want it to be an employer-employee
9 relationship. We want it to be a subcontractor
10 relationship, but to abide by the mandate of the NFL of
11 wearing the same uniform, they would wear the S.A.F.E.
12 uniform, but still remain employees of that
13 subcontractor. Yes, ma'am.

14 MR. BLACKBURN: So that's dependent on -- he is
15 going to hire some of his own and then contract some of
16 his own, some of the others.

17 MR. GURVICH: What's the percentage of those
18 that you will have working for S.A.F.E. Management versus
19 those who will be subcontract?

20 (Mr. Romero reenters room.)

21 MR. KEVORKIAN: It varies upon location, based
22 on licensing guidelines, obviously, which we abide by.
23 The -- I can share with you that, in New Orleans, it's
24 going to be higher. In Louisiana, it's going to be a
25 higher percentage of subcontractors. But then I share

1 with you that I think a lot of that will depend on what
2 decision that is brought today.

3 MR. GURVICH: Sure. So as I understand it,
4 then, we're talking about somewhere in the thousands of
5 guards --

6 MR. KEVORKIAN: Yes.

7 MR. GURVICH: -- and that some of them will be
8 working directly for S.A.F.E. Management --

9 MR. KEVORKIAN: Yes.

10 MR. GURVICH: -- and some of them will be
11 subcontracted to work for S.A.F.E. Management?

12 MR. KEVORKIAN: Yes, sir.

13 MR. GURVICH: We don't know the exact
14 percentages; that has a lot to do with what we're doing
15 today?

16 MR. KEVORKIAN: Yes.

17 MR. GURVICH: Do I take it, then, that in terms
18 of the officers who will work as employees of S.A.F.E.
19 Management, that's not why we are here today?

20 MR. KEVORKIAN: The employees that we hire
21 directly, no. We will -- we take care of -- we will
22 abide by every licensing guideline for the guards that we
23 hire directly.

24 MR. GURVICH: And that is that, if they work 20
25 days or less, they can pay the lower \$40 fee, and if they

1 work beyond that, they are more or less regular security
2 officers --

3 MR. BLACKBURN: And submit an application on the
4 less than 20 days, termination form.

5 MR. GURVICH: Right. They have to submit an
6 application to indicate -- in other words, you give the
7 application and the termination all at once.

8 MR. KEVORKIAN: Yes.

9 MR. GURVICH: And that's a \$40 charge. And if
10 they work beyond the 20 days, then they're just regular
11 securities, which is \$92 -- \$92.50. So that's not at
12 issue here today?

13 MR. KEVORKIAN: No, sir.

14 MR. GURVICH: So the issue is those security
15 officers who will be subcontracted to S.A.F.E. Management
16 working various NFL events.

17 MR. KEVORKIAN: Yes.

18 MR. GURVICH: Will they be working any non-NFL
19 events?

20 MR. KEVORKIAN: No. The credential and what
21 S.A.F.E. Management is contracted with the NFL to provide
22 is the unarmed security for NFL affiliated events,
23 sanctioned and sponsored.

24 MR. GURVICH: And I don't want to put any words
25 in anybody's mouth, so stop me if I'm getting off track

1 here.

2 MR. KEVORKIAN: Sure.

3 MR. GURVICH: They would be working for, say,
4 XYZ Security Company. They would change out of the XYZ
5 Security Company uniform and they would don then the
6 S.A.F.E. Management uniform and then they would proceed
7 to work some event or other?

8 MR. KEVORKIAN: Yes. Most guards come through
9 or come up to the perimeter with an NFL credential that
10 is provided. They're usually wearing tan khaki slacks,
11 black shoes, black belt, and a white undershirt. And
12 then we provide, once they get to the check-in location,
13 the shirt, the windbreaker, the jacket which we have
14 provided images to the licensing board for.

15 MR. GURVICH: So, the shirt, does the shirt
16 itself have any logos sewn or embroidered onto it?

17 MR. KEVORKIAN: It has a screen print that says
18 S.A.F.E. on the back, and on the chest area, it has the
19 S.A.F.E. logo with S.A.F.E. Management under it.

20 MR. GURVICH: Okay. So, so far, it just says
21 "S.A.F.E.," basically?

22 MR. KEVORKIAN: S.A.F.E.

23 MR. GURVICH: It doesn't indicate "security" or
24 anything else --

25 MR. KEVORKIAN: No, sir.

1 MR. GURVICH: -- it just indicates "S.A.F.E."
2 Now, the administrative rules to which we adverted, 701?

3 MR. BLACKBURN: 701(C).

4 MR. GURVICH: Mr. Kevorkian, do you have a copy
5 of that? It would be towards the back.

6 MR. KEVORKIAN: I do not, but I have some notes
7 on that.

8 MR. GURVICH: 701(C): "All uniforms worn by
9 Security officers shall contain the name of the
10 company for whom they are employed."

11 So far, not counting the credential, we have not met
12 that requirement. So the next question obviously is:
13 Can we meet that requirement with the credential? And
14 the what I'm reading from this 701(C) is that the company
15 name, that is, the security contractor name, is going to
16 have to appear on the credential. Obviously -- do we
17 require that the individual's name appear on the
18 credential?

19 MR. ROGILLIO: No, sir. Just the company name.

20 MR. GURVICH: Just the company name.

21 MR. ROGILLIO: Right.

22 MR. GURVICH: Well, Mr. Kevorkian, in terms of
23 the credential, so far we haven't met the requirement
24 from the uniform itself. So now we're focusing on the
25 credential. What is it that you all would like to do to

1 conform with 701(C)? It's going to have to be on the
2 credential, obviously, unless you want to change several
3 thousand shirts, which I don't think is practical or
4 advisable. How would we handle that so that we can come
5 into compliance with 701(C)?

6 MR. KEVORKIAN: And, exactly, that's what we'd
7 like to do. I see nothing stopping us of adding a second
8 name on the uniform. I don't see anything in the
9 statutes that prohibit a second name being placed on the
10 uniform.

11 MR. GURVICH: Right.

12 MR. KEVORKIAN: I see no requirement in terms of
13 the size of the employer's name as to where or how it
14 appears on the uniform. I do believe I did hear the word
15 "attached." What we have done in the past in the state
16 of Florida on three different occasions in the last
17 decade, Tampa and two Miami Super Bowls, we provided a
18 button, a three-inch button that had the name of the
19 subcontracting company always worn on the outside of the
20 uniform.

21 MR. GURVICH: May we take a look at that?

22 MR. KEVORKIAN: You certainly can. I can share
23 with you that I provided some proofs of what the images
24 look like, as well as a sample button that we just put
25 together. So let me bring those up for you.

1 MR. GURVICH: Does anyone -- what's the -- there
2 is no requirement about a photo ID being on the
3 outerwear, right?

4 MR. ROGILLIO: No, sir. Only the name of the
5 company.

6 MR. KEVORKIAN: This is the button. These are
7 some of the images that were accepted by the state of
8 Florida licensing board. It has the Super Bowl emblem on
9 it.

10 MR. GURVICH: That was Douglas Varnadore?

11 MR. KEVORKIAN: Yes. Mr. Varnadore, and I've
12 now spoken with Ed Warren, who took Art's place.

13 MR. GURVICH: Ed?

14 MR. KEVORKIAN: Yes. Ed worked the Super Bowls
15 and was familiar with it. I do want to make you aware
16 that the button is just a mock-up, that is, just a
17 draft. It would be an actual button. But Ed Warren did
18 work along with us, with Art, during those Super Bowls,
19 and acknowledged that the button was acceptable in terms
20 of what we were trying to do.

21 MR. GURVICH: But let me -- just going back to
22 sort of a commonsensical approach, does the NFL or
23 S.A.F.E. Management have any objection to having the
24 words "security," "security officer," "security guard" on
25 the button? And my question is also to counsel.

1 Elsewhere in the law, do we have a requirement that
2 the uniform somewhere has an indication that the person
3 is a security official? I know that we can't use
4 "police" or "security police." Do we require that, the
5 badge or some indication of security?

6 MR. BLACKBURN: I don't think so, no. I don't
7 recall.

8 MR. GURVICH: Let me throw this out: Is there
9 any objection to manifesting to the public on this
10 credential that these are security people?

11 MR. KEVORKIAN: We have no issue with that. If
12 the board required a changing image size of the button,
13 that is certainly something we could be open to.

14 MR. GURVICH: The reason I'm interested is
15 because, normally, you wear a police style uniform with a
16 metal or cloth badge. It's kind of obvious. This is not
17 the case here, and just to try and use a common sense
18 approach, and this is, I guess, a new issue for us, if
19 you -- I think that we're required under 701(C) to
20 indicate somewhere, presumably on the credential, the
21 name of the actual security contract. That's not an
22 issue.

23 MR. KEVORKIAN: Okay.

24 MR. GURVICH: It seems to me that we might want
25 to also indicate somewhere on the same credential that

1 this individual has some sort of security function,
2 security role. I think it would be to everyone's best
3 interest.

4 Is that something that would be mutually agreeable
5 to all parties if S.A.F.E. Management were to indicate in
6 some -- you can stipulate how big the lettering would be,
7 the words "security," "security guard," "security
8 officer," or just "security," say, underneath the XY and
9 then, at the lower part of the credential or the upper
10 part, it says XYZ Security Company? Is that okay with
11 everybody?

12 MR. KEVORKIAN: I'm sorry, Mr. Chairman. If I
13 could just point out one additional thing that may not
14 have been shared. The NFL credential actually does say
15 the word "security" on it, with the name of the guard and
16 a photo of them. Every security guard has to wear that
17 credential while they are working; otherwise, they will
18 not be able to check in.

19 MR. GURVICH: So there is a photo?

20 MR. KEVORKIAN: There is.

21 MR. GURVICH: So the button is one additional
22 thing?

23 MR. KEVORKIAN: The button is the addition to
24 highlight the fact that they are a company subcontracted
25 to S.A.F.E. Management.

1 MR. GURVICH: Well, it seems that this is a
2 workable arrangement if the credential -- I mean, I just
3 don't see how you can avoid, say, 20, 30, 50 security
4 companies and basically ruin every shirt that S.A.F.E.
5 Management owns, that it won't be reusable. That seems
6 unfair and unnecessary. If 701(C), the mandate of 701(C)
7 can we fulfilled on the credential, then I would suggest
8 that this is a workable arrangement. Tell me if I'm
9 wrong.

10 MR. BLACKBURN: I think you need to put a --
11 let's discuss it and put some specifics to it, like I
12 think the button has to be attached to the shirt.

13 MR. GURVICH: Well, we've got a button and we've
14 got an ID. The button, you don't happen to have a
15 photocopy of the ID, do you?

16 MR. KEVORKIAN: Of the credential itself?

17 MR. GURVICH: Yes.

18 MR. KEVORKIAN: I do not. I do not, but I can
19 share that with you.

20 MR. BLACKBURN: It's just a square thing.
21 That's all good, but the way the rule says, it's
22 "uniforms worn by the security officer." So I think it
23 needs to be attached to the uniform to be worn by it.
24 And then you probably need to go ahead and make a
25 decision if you want inches of "security" there. Do you

1 want it to be a 1-inch, a 2-inch, a no-inch or what, or
2 do you care?

3 MR. GURVICH: Well, it says here, "All uniforms
4 worn by security officers shall contain the name
5 of the company for whom they are employed."

6 It doesn't say "attached." It says it "shall contain."
7 And I read that rather broadly.

8 As a member of the public, if I am approached by or
9 approach this individual and I can tell that he works for
10 XYZ Security Company and that he has some security role,
11 I'm okay whether it's pinned on the shirt or worn around
12 the neck with a chain or embroidered on the shirt. I
13 guess I'm okay with it any, any way as long as I can
14 tell. I mean --

15 MR. BLACKBURN: That's for y'all to decide. I
16 don't think that's contained, but whatever you say.

17 MR. GURVICH: I mean, if there was a scuffle or
18 something and you've got that thing pinned to your shirt,
19 that will be the end of the shirt. I mean, there could
20 be some injury, I mean, not because that doesn't happen.
21 But, I guess, in the normal course of events and this
22 being a New Orleans game, there could be some scuffles.

23 I just don't see that it has to be attached. And, I
24 mean, as long as it's present on the uniform and it
25 clearly identifies that individual is in a security role

1 and a member of the public could figure out that he
2 worked for XYZ Security Company as well as S.A.F.E.

3 MR. BLACKBURN: How else would the button be on
4 there anyway?

5 MR. KEVORKIAN: I'm sorry?

6 MR. BLACKBURN: How else could the button be
7 attached on there?

8 MR. KEVORKIAN: On the outermost garment, we
9 would use a pin button similar to the one.

10 MR. GURVICH: If that's what they want to use, I
11 mean, if everybody is okay with it? I would have gone to
12 a chain sort of thing, but, you know.

13 MR. KEVORKIAN: And, in Texas, we did use a hang
14 tag. So the options, I mean, like I said, S.A.F.E.
15 Management, we are open to any options to fulfill the
16 guidelines, whether it's a hang tag or a button.

17 MR. GURVICH: And so Navarro was a security
18 contractor?

19 MR. KEVORKIAN: Yes, sir. Yes, sir. But if
20 your guidelines dictated that maybe the Super Bowl emblem
21 or Super Bowl sign image is not there and the word
22 "security" was even included or the name of the
23 subcontractor was larger in font size, we certainly could
24 do that.

25 MR. GURVICH: You guys, I presume, have the

1 | wherewithal to manufacture these things in numbers --

2 | MR. KEVORKIAN: Yes.

3 | MR. GURVICH: -- where we can accomplish this.
4 | I don't want to make something too difficult to be done,
5 | but I think this -- this a little bit of a new situation
6 | for us --

7 | MR. KEVORKIAN: Yes.

8 | MR. GURVICH: -- because you now need several
9 | thousand guards. It could certainly happen in the
10 | context of a national party convention in New Orleans or
11 | another Super Bowl, or I imagine you could be sent to
12 | some just ordinary conventions, some of them have 50-
13 | 100,000 people where you might have the same issue. And
14 | I don't know what was done in 1998, but I guess nobody
15 | does, for the Republican convention.

16 | MR. ROMERO: Mr. Chairman.

17 | MR. GURVICH: Yes, Mr. Romero.

18 | MR. ROMERO: I don't know if I wouldn't feel
19 | more comfortable with the credentials identifying the
20 | name of the company rather than the pin identifying the
21 | name of the company. I think, if there is an incident,
22 | people are going to be referring to the credentials
23 | before they're going to refer to a pin and if it's large
24 | enough, if it still satisfies the same thing that you are
25 | trying to accomplish by being attached to the outermost

1 garment, but focuses in on that which one would normally
2 focus in on.

3 MR. GURVICH: Well, is that a problem?

4 MR. KEVORKIAN: Are you speaking about a hang
5 tag or the actual NFL credential? because I don't
6 believe I have the influence to change what's on the NFL
7 credential.

8 MR. ROMERO: Well, maybe in addition to or
9 attached to the NFL.

10 MR. KEVORKIAN: Sure. Certainly. Certainly.
11 On the same lanyard or an additional lanyard. That's
12 exactly what we did in Texas. We would certainly be open
13 to that.

14 MR. ROMERO: And, obviously, other regulatory
15 agencies have done it in the past. We have some
16 precedents set, obviously, by Florida and by Texas.
17 Outside of the state of Louisiana, others are doing it.

18 MR. GURVICH: Well, in other words, the NFL
19 issues the credential, not S.A.F.E..

20 MR. KEVORKIAN: Yes, sir. A third party
21 contracted by the NFL, but administered by the NFL, yes.

22 MR. GURVICH: Did they -- would they have or
23 insofar as you might know, would they have any objection
24 to printing on this credential the security contractor's
25 name?

1 MR. KEVORKIAN: I can't speak to that. I would
2 have to check with them.

3 MR. GURVICH: Because I'd be interested in what
4 they did on previous occasions.

5 MR. KEVORKIAN: I can share with you, in the
6 previous eight incidents, eight Super Bowls, it hasn't
7 come to that. It's either been an additional hang tag
8 for the state of Texas or for Florida.

9 MR. GURVICH: Well, I mean, I -- you can have
10 more than one hang tag, certainly. I don't --

11 MR. KEVORKIAN: Certainly.

12 MR. ROMERO: Or even something affixed to it as
13 in the convention environment, where one would see
14 exhibitor tags, one would see security tags, whatever the
15 situation may be. That is -- and be affixed directly to
16 the bottom of the credentials that are issued by the NFL,
17 not impacting the NFL credential, but just attached to
18 the NFL credential. Would that be acceptable?

19 MR. KEVORKIAN: I would have to check with the
20 credentials group.

21 MR. BLACKBURN: I have been to the credentials
22 meeting. He is not changing that credential, I'm telling
23 you. So a ribbon might work.

24 MR. GURVICH: Who, the guy, the NFL security?

25 MR. BLACKBURN: All, the FBI, Homeland Security,

1 the whole world is in on the credentials thing, and they
2 are not taking any input. They have done this before.
3 They are on their path.

4 MR. GURVICH: So how did they do it; did Florida
5 require the contractor's, security contractor's name be
6 emblazoned somewhere on the uniform?

7 MR. KEVORKIAN: The only other location, they
8 just required those buttons.

9 MR. GURVICH: So the credential is -- credential
10 is -- it is what it's going to be. And the FBI and all
11 those folks are already involved in it. So they probably
12 are not going to be willing to put the name of the
13 company on that credential. But it does involve a photo
14 ID with the guy's picture on it.

15 MR. KEVORKIAN: Yes, sir.

16 MR. GURVICH: And you could do a ribbon
17 underneath it. Maybe you could do a button. I think our
18 rule requires that the name of the security contractor be
19 put on the uniform in some fashion that is cognizable to
20 the public.

21 MR. KEVORKIAN: Sure.

22 MR. GURVICH: I think that's all we are really
23 concerned about. I mean, is that the sense of the board;
24 am I getting this right?

25 MS. VINSON: I have another question.

1 MR. GURVICH: Ms. Vinson.

2 MS. VINSON: Are we looking to change -- I'm
3 trying to figure out what's going on. Are we looking to
4 change a rule, or are we looking to make a special
5 exception for this company for the Super Bowl?

6 MR. GURVICH: Neither.

7 MS. VINSON: Or are we looking to allow for a
8 certain period of time that this is allowed to happen?

9 MR. BLACKBURN: More succinctly put is, you're
10 just trying to interpret this 701(C). You may not --
11 unless you are going to go to something outside the lines
12 there, you wouldn't need a rule change. If you agree
13 that the button would contain and is worn on the uniform.

14 MR. GURVICH: Well, this is what Florida did.

15 MS. VINSON: Right, but after the Super Bowl is
16 finished and everyone leaves, we have other events in our
17 city, and so this will continue to follow through with
18 all the other events.

19 MR. BLACKBURN: Maybe so. It could happen.

20 MS. VINSON: So it's a bigger picture than just
21 the Super Bowl.

22 MR. BLACKBURN: Yes. This could be every Super
23 Bowl, Republican convention, maybe even Jazz Fest.

24 MR. GURVICH: Yes. That's true. But we're not
25 suggesting that we -- what's the word? -- do any kind of

1 emergency decree, suspending rule, or --

2 MR. BLACKBURN: But we have one drafted.

3 MR. GURVICH: -- anything like that. I mean, I
4 think that this doesn't involve anybody suspending a
5 rule. It doesn't involve changing a rule. I think this
6 just forces compliance with a rule, and it's an
7 interpretation of how you should do that.

8 I just -- it strikes me as being a little bit
9 overwrought to require them to put extra -- to embroider
10 XYZ Security Company on every shirt that S.A.F.E.
11 Management uses. So I think that 701(C) says that it's
12 got to contain the name of the contractor. It doesn't
13 say how.

14 MR. BLACKBURN: The only other, 3290 in the law
15 says it has to be affixed over the left breast pocket or
16 on the sleeve of the outer garment. So that wouldn't be
17 a problem for you, would it?

18 MR. KEVORKIAN: Placement of it, no, sir.

19 MR. GURVICH: Okay. I mean, I would assume the
20 hang tag is pretty close to that. I mean, you know, it's
21 supposed to be over the heart.

22 MR. BLACKBURN: Are you talking hang tag, or are
23 we talking button?

24 MR. GURVICH: Whatever.

25 MR. BLACKBURN: Well, it's different.

1 MR. GURVICH: These are, what, half-inch high
2 letters?

3 MR. BLACKBURN: Yes, sir.

4 MR. GURVICH: What's your vision; are you
5 20/20?

6 MR. BLACKBURN: Now I am.

7 MR. GURVICH: Can you see his name there?

8 MR. BLACKBURN: Yes.

9 MR. KEVORKIAN: Yes.

10 MR. GURVICH: Navarro Security?

11 MR. BLACKBURN: I'd be a happy camper if that
12 said a little bit bigger, Navarro Security.

13 MR. GURVICH: Okay. So we're at what, a half-
14 inch letter? Anybody got a ruler? This is a half-inch
15 letter, half-inch high letter?

16 MR. BLACKBURN: Whatever it is.

17 MR. GURVICH: Okay. You want to go a little
18 bigger than that?

19 MR. BLACKBURN: Not my call.

20 MS. VINSON: Mr. Chairman, I'm sorry. I'm like
21 chewing around the future.

22 MR. GURVICH: Yes, ma'am.

23 MS. LOCKETT: Is the issue the public being able
24 to see it?

25 MR. GURVICH: That's the way I interpret it,

1 | because that's why we have the rule in the first place
2 | is, the public needs to be able to figure out who this
3 | guy works for. So, yes, basically, to sum it up.

4 | MS. LOCKETT: So it's understood that, if the
5 | public sees thousands of individuals in red shirts and
6 | they are even as far away as I am from you, they will be
7 | able to differentiate from the tag that, if there's
8 | "security" underneath that, that those are security
9 | employees, right?

10 | MR. GURVICH: Right. I mean, if y'all are
11 | happy.

12 | MR. KENNEDY: I don't see anything wrong with
13 | the size of the letters right there, but I would like to
14 | see "security" underneath the name --

15 | MR. GURVICH: I agree.

16 | MR. KENNEDY: -- on the button.

17 | MR. GURVICH: So then we have the credential
18 | that's going to be a hang tag, presumably, and so worn
19 | over the left breast, more or less. We would have a
20 | button or some other indicia which would say maybe across
21 | the top -- would it be round, or do we know? These are
22 | pretty inexpensive. It would say "security" on the top?

23 | MR. KEVORKIAN: Based on your expectations, we
24 | can provide what is necessary.

25 | MR. BLACKBURN: Mr. Chairman, though, the button

1 would be over the left breast.

2 MR. GURVICH: Yes.

3 MR. BLACKBURN: Okay. You said the hang tag.

4 MR. GURVICH: So let's assume that we said --
5 "security" is, what, seven letters? Eight letters? I
6 don't know. If we mandated that to be in three-quarter
7 inch high letters, that's pretty big.

8 MR. BLACKBURN: That's probably about what is.
9 That's good.

10 MR. GURVICH: And then we mandated the name of
11 the contractor to be in half-inch letters? "Security" is
12 just one word. When you have, say, a company like mine,
13 it would be splattered all over this.

14 So if we said "security" in not less than
15 three-quarter inch high letters and the company name or
16 some abbreviation in not less than half-inch high
17 letters, is that achievable?

18 MR. KEVORKIAN: Yes, sir.

19 MR. GURVICH: Three-quarter inch on "security,"
20 half-inch on the corporate contractor name, is that it?
21 Give me some feedback here. I don't want to be operating
22 in a vacuum.

23 MR. BLACKBURN: Just leave them the same. It
24 will be easier to print them.

25 MR. GURVICH: What's that?

1 MR. BLACKBURN: Leave them the same size. It
2 will be easier to print them.

3 MR. BAER: Yes. A three-quarters, you're going
4 to have to have a bigger button.

5 MR. GURVICH: Well, it's only -- you know. All
6 right. I'm amenable to -- you want to make it all
7 half-inch high, half-inch high or larger, at a minimum of
8 a half-inch high. After that, you can do anything you
9 want.

10 MR. ROMERO: Is it necessary to define what the
11 pin is going to be regarding the dimensions of the pin?
12 Can it not be stated that the pin approved by board staff
13 and have them submit -- each company that does it submit
14 it as they do their uniform?

15 (Mr. Cotton leaves room.)

16 MR. GURVICH: I think that's a good point.
17 Mr. Romero, as usual, makes a very good point. I think
18 maybe, in the end, Mr. Kevorkian, if you would be willing
19 to submit it for final approval with Mr. Rogillio.

20 And we owe you. You all have been very good in
21 getting this to us very early on, and we have been
22 deficient, I think, in getting back to you with some
23 definitive direction here. We owe you that.

24 So I think that, if you can ultimately submit it to
25 Chief Rogillio, you can probably handle it there. I

1 mean, if you want to refer it back to the board, that's
2 fine, but we are running out of time on this. And you
3 probably can approve it. Unless you feel strongly that
4 there is some issue, then all you guys have to do is
5 shoot a couple of faxes back and forth or scan an E-mail
6 attachment and then you're done.

7 MR. ROMERO: And that's not to speak for her, I
8 know, but maybe that would help to satisfy Ms. Vinson's
9 concern without completely satisfying it.

10 MS. VINSON: No.

11 MR. ROMERO: No? Okay.

12 MS. VINSON: My concern is, is that, when the
13 Super Bowl leaves and I am hired to do a subcontract job,
14 I can just put my employees in a pink shirt with a button
15 on it and that counts as a uniform. Is that pretty much
16 the route that runs?

17 MR. BLACKBURN: No. I wouldn't go that far,
18 because the pink shirt hadn't been previously approved;
19 is that right? I don't know. Are your uniforms pink?

20 MS. VINSON: No. A khaki shirt.

21 MR. BLACKBURN: Yeah. No. I didn't get that
22 interpretation. It had to be your already-approved
23 uniform.

24 MR. GURVICH: And they have an approved uniform.

25 MR. BLACKBURN: That's right. They already have

1 an approved uniform, and we are just putting a button on
2 it. So it would be a button on your -- and you have the
3 opportunity here, if you don't like this interpretation,
4 codify and we say events meaning 1,000 guards or more or
5 some kind of --

6 MR. GURVICH: Well, anything we do. And I think
7 we probably do need to look at this with a more permanent
8 rule. But it isn't going to get done in time to do the
9 Super Bowl any good. And I think what we need to do is
10 get finality to this gentleman so he can move forward in
11 that the Super Bowl should proceed without hindrance from
12 the security side.

13 MS. VINSON: I would be comfortable with that,
14 with -- with a stipulation for the future.

15 MR. GURVICH: Absolutely.

16 MR. BLACKBURN: We'll come back at the next
17 meeting with a couple ideas.

18 MR. GURVICH: I think we're going -- just so you
19 know, and we have plenty of special events that's still
20 used. We have a lot of security functions where a guy is
21 wearing a T-shirt at Jazz Fest or something like that,
22 which is less formal than the polo that they have, so.

23 MR. BLACKBURN: But those are ticket takers.

24 MR. GURVICH: Yes, whatever. Don't go there.
25 Yeah. So I think -- do we feel comfortable enough to

1 | where some brave person can submit a motion?

2 | MR. BAER: Mr. Chairman, one question.

3 | MR. GURVICH: Mr. Baer.

4 | MR. BAER: Are you going to be making the
5 | buttons or who?

6 | MR. KEVORKIAN: What I have done in Florida for
7 | -- as an example is, submitted a proof of the image, the
8 | same exact sheets that I actually passed up there, to the
9 | state board, state licensing board, in Florida. They
10 | approved it. They dictated if the abbreviation or the
11 | name of the company was appropriate.

12 | And based off that, after I was able to obtain
13 | approval from the state board, then went I went to print,
14 | made the buttons. And then the auditors came down, and I
15 | provided example copies, example buttons, to the state
16 | licensing board.

17 | And I also, we also commit to sending all names,
18 | first name, last name, social security number, of all the
19 | guards that work for the subcontractor companies, to the
20 | state board just so you have that as well.

21 | MR. BAER: Yes. I was just wondering, like at
22 | the last minute, if you make sure, if you don't have
23 | enough buttons, that you put your own, like, a label
24 | "security company." You probably have all kinds of
25 | companies.

1 MR. KEVORKIAN: In Florida, I can roughly say we
2 worked with maybe seven or eight. And I make sure I
3 don't run out of buttons. One, I wouldn't be able to
4 stick by the guidelines of the state, so I made sure that
5 I over- purchased.

6 MR. BAER: I was wondering if there was an
7 option where you could put your own label on the button
8 that says "security," with nothing else. That's it.

9 MR. GURVICH: Hold on a second here.

10 MR. ROGILLIO: Mr. Chairman.

11 MR. GURVICH: Yes.

12 MR. ROGILLIO: I would like to make a statement
13 on behalf of the office that we are simply following what
14 the rule says, and that's why we're here this morning.
15 If there is going to be a change or something, that's
16 fine, we can live with it. But we are simply following
17 what we feel is the rule and our interpretation.

18 And I need to ask a question. If we are going to --
19 or if he is going to sub people out, are those people
20 going to be registered as either dual or registered with
21 them or -- so we know how to handle them.

22 MS. VINSON: In the minutes from the last
23 meeting, we said that they would have to be registered as
24 dual. And we already approved --

25 MR. ROGILLIO: That's been my feeling, but if

1 | there's a change, I need to know that.

2 | MR. GURVICH: Here is my question: My
3 | understanding is that you are going to pay XYZ Security
4 | Company, correct?

5 | MR. KEVORKIAN: Yes. We want to maintain a
6 | subcontractor relationship. We do not want to take on an
7 | employer-employee relationship.

8 | MR. GURVICH: There is not any employer-employee
9 | relationship. That's why I call into question the
10 | concept of having a dual registration, because there's --
11 | they may be agents and they may be subcontracted
12 | personnel. But they are not employees under the laws of
13 | the Louisiana and any other state. They are not employed
14 | by S.A.F.E. Management, unless S.A.F.E. Management cuts
15 | them a paycheck directly, which apparently isn't going to
16 | occur with any of the contracted personnel.

17 | In other words, let's assume XYZ Security Company
18 | provides you 200 employees.

19 | MR. KEVORKIAN: Yes, sir.

20 | MR. GURVICH: Are you going to cut 200 checks to
21 | their personnel, or you're going to cut one check to the
22 | company?

23 | MR. KEVORKIAN: We're going to cut one check to
24 | the company.

25 | MR. GURVICH: In every instance?

1 MR. KEVORKIAN: In every instance.

2 MR. GURVICH: So where is the -- I don't see the
3 requirement for a dual registration under those
4 conditions? And we are not talking about people who work
5 for S.A.F.E. Management, employees. They are security
6 personnel just like anybody else.

7 MS. RYLAND: But they will be wearing S.A.F.E.
8 Management shirts with an XYZ Company identification,
9 whether it be a button or a hang tag. So, in that case,
10 they are going to have to be dual-registered.

11 MR. GURVICH: No, no. They have a credential
12 that says XYZ Security Company.

13 MS. RYLAND: That's what was approved last time,
14 that they would have to dual-register.

15 MR. GURVICH: Well, I just find, the dual
16 registration, there is no employment relationship with
17 S.A.F.E. Management and these subcontractor personnel.

18 MR. ROMERO: The dual registration would have to
19 be done if in fact a licensed or registered security
20 officer for another company works, without the badge or
21 the hang tag, directly for this company. Then there
22 would be the necessity of the dual registration.

23 MR. GURVICH: If he works for --

24 MR. ROMERO: And, conceivably, that's going to
25 happen.

1 MR. GURVICH: Well, okay. If he works for XYZ
2 Security Company and has no employment relationship --

3 MR. ROMERO: What if he has an employment
4 relationship?

5 MR. GURVICH: Then he is a regular security
6 officer. He has to pay the whole fare anyway.

7 MR. ROMERO: Wouldn't that be a dual? That
8 would be a dual. He's already a registered security --

9 MR. GURVICH: In other words, he wants to go
10 back to work for the other carrier -- the other security
11 company after the Super Bowl closes out?

12 MR. ROMERO: Or even during it. He may want to
13 work for both.

14 MR. GURVICH: Yes. That's correct.

15 MR. ROMERO: That would be a dual registration.

16 MR. GURVICH: Right. In other words, what they
17 are saying is, if some of your people want to work for
18 you and they are still going to keep their other job,
19 they are already working for XYZ Security Company, these
20 are people that are employed by you. Then they would
21 have to -- they would go through the dual registration.
22 Now, if they were going for you, then they would just
23 hire on as a security officer with you.

24 I see Mr. Romero's point. It's well-taken. But if
25 Joe Blow, who works for XYZ Security Company, and XYZ

1 | contracts -- subcontracts with you and Joe Blow never
2 | works for S.A.F.E. Management, then he doesn't need a
3 | dual registration. But if some of your people, who go to
4 | work for S.A.F.E. Management, want to maintain their
5 | relationship with their current security contractor, they
6 | would need a dual.

7 | MR. KEVORKIAN: If I can answer that, I think we
8 | have a situation where that's taken care of, because, in
9 | the contract that we -- the agreement that we provide to
10 | the subcontractors, there's a noncompete. If guards come
11 | into our location, one of the first questions we ask
12 | them: Do you work for a security company? And if they
13 | say yes, we ask which ones. If it's a contracted
14 | company, we share with them that we cannot proceed with
15 | the interview process because we are with contract with
16 | them.

17 | The second aspect of it, that even if someone slips
18 | through the cracks and never told us that they worked for
19 | that company, and that's why it's worded in the contract
20 | with the subcontractor, that we do it to the best of our
21 | ability, the NFL only allows guards to be credentialed
22 | with one group. So if XYZ guard wanted to be
23 | credentialed with XYZ as well as S.A.F.E., it can't
24 | happen. They can only be credentialed with one company.

25 | MR. GURVICH: Well, I mean, as far as we're

1 concerned, that's a contractual relationship that we
2 don't enforce.

3 MR. KEVORKIAN: Sure.

4 MR. GURVICH: But let's assume it did happen,
5 for whatever reason, we have a mistake and the guy
6 concealed the fact, then, yes, it would be problematic.
7 Well, I would assume that that's going to be a relative
8 rarity.

9 MR. ROJAS: Mr. Chairman, I have a question.

10 MR. GURVICH: Mr. Rojas.

11 MR. ROJAS: The responsibility, who are these
12 guards going to be taking instructions from; is it going
13 to be from S.A.F.E. Management? because if the company
14 XYZ is not there, all the instructions are coming from
15 S.A.F.E. Management, how much training is required prior
16 to this; how many days are they planning to work?
17 because if the instructions and all responsibilities come
18 from S.A.F.E. Management, then S.A.F.E. Management is
19 controlling what they do.

20 MR. KEVORKIAN: I understand. We have
21 supervisors. I have had conversations with the
22 subcontractors about providing supervisors as well as
23 S.A.F.E. Management supervisors. So it could be
24 either/or when you talk about the -- if you could repeat
25 your other question.

1 MR. ROJAS: What about in addition to the
2 training? I'm sure that you require certain training
3 prior to the time they come to work for the Super Bowl.
4 And how many days are they going to be working? because,
5 you know, if you take in the \$40 just for less than 20
6 days, but if they go into training, you are paying them
7 for the time they're going for the training for how many
8 days continuing. And if they don't hire them, what
9 happens to the cost of the training that the individual
10 company is putting up?

11 MR. KEVORKIAN: Well, the training aspect of it,
12 there is a mandatory five-hour training session in
13 January which we put on. Everyone needs to attend that,
14 guards that are employed directly by S.A.F.E. Management
15 as well as subcontractors.

16 If you do not attend that five-hour, your name is
17 not submitted to the credentialing group to produce your
18 credential. If you don't get the credential, you cannot
19 work. So, like i said, it is mandatory training, and I
20 can provide an outline of what that training will be
21 about to the board if necessary.

22 MR. GURVICH: All right. Anything, further
23 questions, for Mr. Kevorkian or counsel or staff?

24 MR. BLACKBURN: Would you object to submitting a
25 copy of the subcontractor agreement to the board?

1 MR. KEVORKIAN: I can certainly check with our
2 legal representative. I --

3 MR. BLACKBURN: We want to see if -- who is in
4 charge of insurance?

5 MR. KEVORKIAN: -- can take that into
6 consideration. I'm sorry?

7 MR. BLACKBURN: Who is going to carry
8 insurance?

9 MR. KEVORKIAN: We have required insurance by
10 the subcontractor as well as we have insurance for
11 ourselves as well.

12 MR. BLACKBURN: Do we have a copy of his
13 insurance policy?

14 MR. GURVICH: Well, S.A.F.E. Management is a
15 licensed Louisiana security company, right?

16 MR. KEVORKIAN: Yes, sir.

17 MR. GURVICH: And with, you know, the necessary
18 insurance and everything else, right?

19 MR. ROGILLIO: Yes, sir.

20 MR. GURVICH: All right. Let me tender a
21 motion, and I very tepidly throw it out there. I don't
22 know what's going to happen.

23 I'll make a motion to require that S.A.F.E.
24 Management, acting on behalf of the NFL, be mandated to
25 provide credentials to its employees, agents, and

1 subcontractor personnel, said credential to display the
2 term, quote, security, close quote, or security officer,
3 close quote, on the upper half of the credential and the
4 name or accepted abbreviation of the security contractor
5 on the lower half of said credential, not of -- the said
6 lettering not to be less than one-half inch in height and
7 said credentials to be approved by the board staff.

8 Now, do I hear a second?

9 MR. ROMERO: Second.

10 MR. ROJAS: Second.

11 MR. GURVICH: Motion by Mr. Gurvich jointly
12 seconded by Mr. Rojas and Mr. Romero. Debate?
13 Discussion? Comment?

14 MR. KEVORKIAN: Mr. Chairman.

15 MR. GURVICH: Mr. Kevorkian.

16 MR. KEVORKIAN: If I could just verify, when you
17 say "credential," a button would suffice?

18 MR. GURVICH: I'm giving you a lot of leeway.

19 MR. KEVORKIAN: I appreciate it. Thank you.

20 MR. GURVICH: It could be a laminated card,
21 could be a button. I don't know, you could carve it in
22 wood. What we want is the public to understand the role
23 that these guys have as we sift this thing, and so, for
24 quick reaction purposes, everybody is on the same page.

25 Further debate/discussion? I can't believe it. All

1 right. All in favor of the motion as stated say aye.

2 ALL BOARD MEMBERS: Aye.

3 MR. GURVICH: Any opposed? Thank you for being
4 here today. I hope we -- have we --

5 MR. KEVORKIAN: Thank you, sir.

6 MR. BLACKBURN: Wait a minute, Mr. Chairman.
7 That solved half of it.

8 MR. GURVICH: Okay.

9 MR. BLACKBURN: We've got to discuss the \$40
10 registration.

11 MR. GURVICH: Okay. \$40 registration. We are
12 now talking about the number of days they work.

13 MR. BLACKBURN: Well, I mean, you can do -- if
14 it was, if we weren't approving that they could wear the
15 uniforms -- I mean, let's be clear about it. If they
16 weren't approving that they could wear the uniform of the
17 other company, of S.A.F.E., they would have to be wearing
18 the uniform of their company or they would have to pay
19 the \$40 and register, right?

20 MR. GURVICH: Well, the other company bears the
21 responsibility for this; in other words, the contractor,
22 the security contractor, bears the responsibility for
23 this. And, I'm sure, you can believe that we will be
24 checking for this; in other words, the law applies to the
25 security contractor to get this done. And if they work

1 under 20 days, one thing happens, and if they work more
2 than 20 days, something else happens. And if they don't
3 get registered, then something else entirely again
4 happens.

5 But the way I interpret this is, the onus is on the
6 security contractor who contracts with S.A.F.E.
7 Management to get all this done. And I would say, if
8 anything, if we don't have two inspectors minimum working
9 the Super Bowl checking this out, then shame on us, or
10 four, whatever.

11 I mean, do you interpret that differently, Counsel?
12 I mean, the onus is on -- these guys do not have an
13 employee relationship with S.A.F.E. Management. That's
14 been established. And so the onus is on the contractor
15 to get everything done that would otherwise apply in the
16 normal course of events like it always does. Am I
17 getting it wrong?

18 MR. BLACKBURN: No. I just wanted to have the
19 discussion so everybody on the board knows it.

20 MR. GURVICH: Well, let me tell you this:
21 Mr. Thornton and who else we've got, Mr. Joe Liemann and
22 all those folks, I mean, it's kind of understood that our
23 personnel will be in evidence at these events and that we
24 are going to be enforcing this as near to the letter as
25 we can possibly get it. And it may be that some of these

1 | guys -- we have had trouble with special events security
2 | in the past.

3 | And so I would hope that y'all would help us in that
4 | regard and make sure that the companies that you contract
5 | with understand that, you know, where they get these
6 | folks and how they are vet them and all that, as long as
7 | they're complying with the law, that's all we care
8 | about. But if they fall below that standard, then there
9 | are going to be problems.

10 | MR. KEVORKIAN: Yes, sir.

11 | MR. GURVICH: Do we have a comment or a question
12 | from the audience? If you would, ma'am, come forward,
13 | identify yourself.

14 | Chief, did you have a comment or a question?

15 | MR. ROGILLIO: Let her go first.

16 | MS. COOLEY: Just stand here?

17 | MR. GURVICH: Just find a microphone and
18 | introduce yourself.

19 | MS. COOLEY: Rachel Cooley with Century
20 | Security. I'm just questioning, so if I work with Mike,
21 | do I have to send y'all his uniform for approval?
22 | because it's always been that my company has to be in my
23 | uniform logo. Is that correct? And I think that's what
24 | the question is: Do I have to now send you a list of the
25 | guards that are working with him and letting y'all be

1 aware of the fact that now they are going to be in a
2 different uniform for this five-day period?

3 MR. GURVICH: There is a requirement that you
4 submit the uniform. I think that, perhaps, in this case,
5 the uniform is on file, but's it's on file under S.A.F.E.
6 Management. Would perhaps we require the contractors to
7 notify the state board that they are participating in
8 this event with S.A.F.E. Management and that, for
9 X-period of time, they will be wearing the S.A.F.E.
10 Management uniform? I mean, we know what it looks like.

11 MR. ROGILLIO: If that's the mandate of the
12 board, then so be it. But the whole question here is:
13 Should she provide me with a uniform that S.A.F.E.
14 Management -- no. S.A.F.E. Management does that. We've
15 already got that.

16 MR. GURVICH: Right. I think she needs to
17 notify you that some of her people --

18 MS. RYLAND: Well, they will do that through
19 registration.

20 MR. ROGILLIO: Through registration.

21 MS. COOLEY: Well, I thought we weren't --

22 MR. GURVICH: Not if they're already registered.

23 MS. COOLEY: My people are registered. If Sam
24 Wood is registered --

25 MR. GURVICH: Right.

1 MS. COOLEY: -- with Century, he is not
2 registering --

3 MR. ROGILLIO: Right.

4 MS. COOLEY: -- with them, correct?

5 MR. ROGILLIO: And that's the rule that we're
6 talking about. It says, if you are employed by XYZ, you
7 wear XYZ's uniform.

8 MR. GURVICH: Let me make the following motion.
9 I think it can address this. I'll move that all security
10 contractors, all licensed security contractors, that
11 participate in this event with S.A.F.E. Management be
12 required to forward to the board a notification of the
13 fact that they are participating in the event, the
14 approximate number of individuals who will be
15 participating in the event and that this letter be signed
16 off on by a representative from S.A.F.E. Management to
17 confirm that this arrangement has been made.

18 Do I hear a second?

19 MR. KEVORKIAN: Mr. Chairman, if I could just
20 add --

21 MR. GURVICH: Let me -- I've got a motion on the
22 floor.

23 MR. KEVORKIAN: Sure.

24 MR. ROJAS: I second right now.

25 MR. GURVICH: Okay. Motion by Mr. Gurvich

1 jointly seconded by Mr. Romero and Mr. Rojas. Sir.

2 MR. KEVORKIAN: Just to bring up the point again
3 that we will be submitting, not only the buttons, for
4 approval, the list of the companies' names, but the full
5 company information as well as the list of their last
6 name and first name and social security number for each
7 guard that is credentialed and trained in January. So we
8 can certainly provide that. I'd like to take that off
9 the hands of the companies we are working with to make it
10 easier if the board approves.

11 MR. GURVICH: I make an amendment to the motion.
12 Said notification to be acceptable if it comes from
13 S.A.F.E. Management; alternately, to the security
14 contractor.

15 MR. KEVORKIAN: Thank you.

16 MR. ROGILLIO: Let me understand. If these are
17 subcontracting with any, any one of your companies, they
18 are subcontracting, so there is no employee-employer
19 relationship, so we're not going to require them to send
20 in an application for that individual?

21 MR. GURVICH: Right.

22 MR. ROGILLIO: That's what you're saying?

23 MR. GURVICH: Well, I mean, unless they would
24 normally need it. If it's a new individual coming on to
25 the force that hadn't previously been there, then they

1 would have to submit an application. But the company
2 would, not S.A.F.E.

3 MR. BLACKBURN: No. They wouldn't be required
4 to for 20 days.

5 MR. GURVICH: Well, no. I think they are
6 supposed to send it in with the termination.

7 MR. ROGILLIO: They send it in, yeah.

8 MS. VINSON: But there is still an application.

9 MR. GURVICH: Right. There is still an
10 application they have to send in.

11 MS. VINSON: And a fee.

12 MR. GURVICH: There is noexceptionalism involved
13 in this at all. In other words, whatever the security
14 contractor would normally be required to be, they will
15 still be required to do.

16 At any rate, there's a motion on the floor as
17 amended. I need a second as amended.

18 MR. ROMERO: Second.

19 MR. GURVICH: Motion as amended by Mr. Gurvich
20 second by Mr. Romero. Okay. So the thrust of this
21 motion is that someone, whether it's S.A.F.E. Management
22 or the contractor, has to alert us that they are
23 participating in this so that we will know that the
24 uniform could be attributable to, you know, S.A.F.E.
25 Management uniform. They will have their people in a

1 S.A.F.E. Management uniform. All right. All in favor of
2 the motion -- or debate? Discussion?

3 MR. BAER: That's prior to them working,
4 correct?

5 MR. GURVICH: Prior to them working. That's
6 understood. Further debate/discussion? All in favor of
7 the motion as stated say aye.

8 ALL BOARD MEMBERS: Aye.

9 MR. GURVICH: Any opposed? Okay. So you've got
10 to let us know, make sure S.A.F.E. Management lets us
11 know or make sure that they let us know. Does that
12 cover?

13 MR. ROGILLIO: Another question from back here.

14 MR. GURVICH: Another question from the
15 audience? If you would, sir, find a mic. and state your
16 full name and let us know what you've got.

17 MR. SMITHERS: My name is Ken Smithers
18 from World Protection corporate in California. How are
19 you guys doing -- everyone doing?

20 MR. GURVICH: Thank you for being here today.

21 MR. SMITHERS: Yes, sir. I just have a question
22 as far as insurance-wise. I have a \$3 million liability
23 insurance, which is a little bit more of a coverage. The
24 gentlemen we heard a few minutes ago, there was a
25 question asked about their insurance coverage.

1 Does insurance coverage cover for that event or any
2 other event; would it cover underneath his policy or it
3 covers throughout different policies, because certain
4 insurance companies allow coverage under certain policies
5 for certain events?

6 MR. GURVICH: That's two-way -- four-way street,
7 something like that. You have a contractual relationship
8 with your insurance company.

9 MR. SMITHERS: Yes, sir.

10 MR. GURVICH: You presumably have entered into a
11 contractual relationship with S.A.F.E. Management.

12 MR. SMITHERS: Yes, sir.

13 MR. GURVICH: Now, how all that works, it could
14 be done a number of different ways. The NFL will
15 probably mandate it be done, certainly.

16 All we are interested in as the board is that you
17 have certain coverages that are mandated in the law and
18 that you have it in the limits that are required in the
19 law. Beyond that, we don't get involved.

20 I mean, you are making very good questions and very
21 good points and they need to be established among you,
22 but we are only interested in the minimums to make sure
23 that you -- you have to have certain required coverages,
24 and you have minimum limits. Beyond that, we don't get
25 involved. Good points for your lawyer and your insurance

1 agent.

2 MR. SMITHERS: Thank you.

3 MR. GURVICH: Okay. So are we finished with
4 this part of the menu?

5 MR. ROGILLIO: It looks like it.

6 MR. GURVICH: Well, Mr. Kevorkian, thank you for
7 being patient with us.

8 MR. KEVORKIAN: Thank you. I thank the board
9 very much.

10 MR. GURVICH: Is there any sentiment to take a
11 brief break? Let's take a ten-minute break.

12 (Recess taken.)

13 (Mr. Blackburn and Mr. Cotton are not present.)

14 MR. GURVICH: Chief, what's your pleasure?

15 MR. ROGILLIO: Okay, sir. Well, Legal Update
16 and Legislation. Mr. Blackburn is --

17 MR. GURVICH: I take it we have no adjudicatory
18 hearings?

19 MR. ROGILLIO: No hearings.

20 MR. GURVICH: That's amazing.

21 MR. ROGILLIO: Mr. Blackburn had to leave. He
22 had another meeting to go to, so we won't get a report
23 from him.

24 **OLD BUSINESS, STATUS AND FINANCIAL REPORTS**

25 MR. ROGILLIO: We go to Old Business, Status

1 Reports. You should have that in your packet. Do you
2 have any questions?

3 MR. GURVICH: Any major changes anywhere?

4 MR. ROGILLIO: No, sir.

5 MR. GURVICH: We are back over 9,000 security
6 officers?

7 MR. ROGILLIO: I think that's what it is.

8 MS. RYLAND: Yes, we are.

9 MR. ROGILLIO: Yes, sir. Do you have any
10 questions about that report?

11 MR. GURVICH: How come, if you look at the --
12 back on the quarterly report of the officers, you're
13 looking at 9100 active, 1500 pending, and you go down and
14 you look at unarmed and you total up all the armed,
15 unarmed, and all that, and you only come out to 5,000?

16 MS. RYLAND: These are one of those guard
17 companies we talked about.

18 MR. GURVICH: What's that?

19 MS. RYLAND: These are all the ones that had the
20 information are the ones that actually is in the system
21 as pending. You only get guard cards if you are not
22 pending. And these statistics at the bottom is only from
23 January to October. These other statistics could be in
24 there for a lot longer period of time, so their numbers
25 are not going to add up.

1 MR. GURVICH: Well, okay. Forget the pending.
2 You still have 9100 actives, but you only account for
3 5,000 in terms of what kind of -- whether they are armed,
4 unarmed status or what their --

5 MS. RYLAND: I know, but it's cards printed.
6 Some of these cards have been printed long before
7 January 1st of 2012.

8 MR. GURVICH: Okay. Because now we have some
9 shotgun officers, but they are not showing.

10 MS. RYLAND: They may have another
11 classification on their card and it don't come up as --

12 MR. GURVICH: Yes. There is nobody who would
13 only have shotgun.

14 MS. RYLAND: Right.

15 MR. GURVICH: That would be -- probably
16 eliminate shotgun. I don't think it's a classification.
17 I can't imagine why you would have like The Rifleman or
18 something.

19 MS. RYLAND: Actually, that's a G4S guard, I
20 think.

21 MR. GURVICH: Any questions from the members to
22 our staff? Financials looks pretty much -- everything is
23 in --

24 MR. ROGILLIO: Everything is in pretty good
25 shape.

1 MR. GURVICH: How much in terms of -- the board
2 is -- to use probably the wrong term, the board is
3 "profitable," self-sufficient, it's able to fund it's
4 activities?

5 MR. ROGILLIO: Yes, sir.

6 MR. GURVICH: I know we had a period there where
7 we were getting into the savings. And that's no longer
8 the case?

9 MR. ROGILLIO: No, sir.

10 MR. GURVICH: Questions? Comments? That's
11 Office Status, Financial Reports. I think we did
12 Miscellaneous?

13 MR. ROGILLIO: Yes, sir.

14 MR. GURVICH: We finished up with Old Business?

15 MR. ROGILLIO: Yes, sir.

16 **NEW BUSINESS, MISCELLANEOUS, TRAINING, TROY BROOKS**

17 MR. GURVICH: Are we on New Business?

18 MR. ROGILLIO: On New Business under
19 Miscellaneous, there was a gentleman, Troy Brooks -- his
20 name is listed on the agenda -- who wanted to propose to
21 the board -- he came to see me. He provided a packet of
22 information. As you may be aware, under the law, the --

23 MR. GURVICH: Is Mr. Brooks here.

24 MR. ROGILLIO: He is not here. He was notified
25 to be here to present this package. The law right now is

1 that an instructor has to either have an NRA certificate
2 as an instructor or a POST certificate or a Department of
3 Energy. I have never even a Department of Energy since I
4 have been here. But the other two are the two that we
5 get the most of, and most of those are NRA.

6 He has some sort of a conflict with NRA, and he
7 explained to me that he couldn't get his card. Now, NRA
8 requires instructors to go back every two years now and
9 get retrained. I don't know if that's what happened. I
10 don't know the details, but he did tell me he couldn't
11 get his card from NRA.

12 So he says NRA is basically an association. He
13 wants an association, and he wants the board to approve
14 his association to teach firearms training to
15 instructors. It's -- again, the law is specific. This
16 would cause us to have to change the state law to accept
17 him if you so see fit.

18 MR. GURVICH: This has to do with firearms
19 instructor?

20 MR. ROGILLIO: Yes, sir.

21 MR. GURVICH: And they have to have one of the
22 three things, one of which you never see. And then you
23 have the NRA. What's the other one?

24 MR. ROGILLIO: The Department of Energy is the
25 third, but I've never seen it.

1 MR. GURVICH: Right. You've never seen that.

2 MR. ROGILLIO: No, sir.

3 MR. GURVICH: You have never seen a POST
4 certification?

5 MR. ROGILLIO: POST, P-O-S-T, which is Peace
6 Officer Standards and Training. I don't, I guess, have a
7 feeling one way or the other, but I don't accept the fact
8 that the NRA is just simply an association. I mean, it's
9 an organization that is well-recognized.

10 MR. GURVICH: Whether they are or they aren't, I
11 mean, we've still chosen --

12 MR. ROGILLIO: Well, it's in the statute.

13 MR. KENNEDY: The law.

14 MR. GURVICH: It is. Is he suggesting someone
15 else?

16 MR. ROGILLIO: He is suggesting himself.

17 MS. VINSON: I don't think we can approve anyone
18 until we see what they have to present to us.

19 MR. ROGILLIO: Well, again, he's not here to --
20 he was notified to be here, so.

21 MS. RYLAND: Do you want to continue it till the
22 next time?

23 MR. ROGILLIO: Do y'all want to continue it?
24 That's fine. We can do so.

25 MR. GURVICH: Well, we will continue the matter

1 to the next. If there is no objection, I will instruct
2 the staff to place this on the agenda of the next board
3 meeting, and we'll continue it. If he is interested in
4 pursuing it, I'm sure we will hear him out.

5 We never see any Department of Defense sorts of
6 things?

7 MR. ROGILLIO: Department of Energy.

8 MR. GURVICH: Only Department of Energy?

9 MR. ROGILLIO: I have never seen one since I
10 have been here.

11 MR. GURVICH: All right. Well, let's move on to
12 the next matter.

13 MR. KENNEDY: Can I ask a question? Is
14 Mr. Brooks still certified to train now, or is that --

15 MR. ROGILLIO: He currently is, yes, sir.
16 Everything is up-to-date with him. Again, I don't know
17 what conflict he had with NRA. I just brought out the
18 fact that he -- I don't know. Maybe he didn't do his
19 training in two years or something. But, yes. He is
20 still certified.

21 MR. KENNEDY: He is still current with us?

22 MR. ROGILLIO: He is still certified. Yes, sir.

23 MR. GURVICH: Security, that was the
24 Miscellaneous. I think we have had the discussion of the
25 security for the Super Bowl, unless there is something

1 we --

2 MR. ROGILLIO: I think we --

3 MR. GURVICH: Let me ask you this: Our manpower
4 now, including contract folks, is how many folks? We
5 have Dickie and Joe Liemann.

6 MR. ROGILLIO: Joe Liemann and Jim Coleman from
7 North Louisiana.

8 MR. GURVICH: So we have two contracted?

9 MR. ROGILLIO: And one full-time.

10 MR. GURVICH: And one full-time. Reverting to
11 what I had suggested a few minutes ago with the hearing
12 on the credential, y'all need to be all over that. Do we
13 have enough folks to adequately check?

14 MR. ROGILLIO: I would participate as well, so
15 we would be looking at possibly four people.

16 MR. GURVICH: Y'all need to get the FBI, cue
17 them into what you are doing, and get everybody so there
18 is nobody -- I mean, we want full rights to access and
19 check on these people.

20 MR. ROGILLIO: That's something that will have
21 to be approved, obviously, by Homeland Security, FBI, or
22 somebody in that category would have to approve that.

23 MR. GURVICH: I think it's appropriate. I don't
24 think you need authority from us. I mean, you can if you
25 want, but that you guys proceed to alert these law

1 enforcement authorities what our role and function is and
2 that we plan to be there and that we be there in force.

3 MR. ROGILLIO: Just to give you a little
4 heads-up on that, we were at the Convention Center,
5 Dickie and I were at one time, and the person who was
6 holding this conference or whatever, whatever the program
7 was, wanted us removed from the floor checking guards
8 because we didn't have on this particular tag that they
9 had supplied.

10 And, of course, we balked and said we're not
11 leaving. We had a right to be here. And I pointed out
12 to this individual that, you know, you have a lot of
13 things on the floor here overnight that you are hiring
14 people that you don't know anything about. "That's why
15 we're here, to make sure those people are legal."

16 And once I told him that, he was okay. "Well, y'all
17 stay."

18 "We're here to check the guards."

19 MR. GURVICH: There are going to be a lot higher
20 security clearances than that at this event --

21 MR. ROGILLIO: Well, yeah.

22 MR. GURVICH: -- because this is probably the
23 most heavily vetted and security-prepped event in the
24 United States. So, I mean, I don't think you need
25 authorization from the board to do this.

1 MR. ROGILLIO: Oh, no.

2 MR. GURVICH: Proceed over the FBI and Homeland
3 Security, tell them who you are, liaise with them, and
4 say we plan to have officials at these events or some of
5 these events and we're going to be checking furiously on
6 these.

7 MR. ROGILLIO: Frank is on the committee, I
8 think, representing the state, state police. I'm going
9 to have to get with him to see if I can get into those
10 meetings.

11 MR. GURVICH: Right. I think you need to follow
12 up on that, because you are not going to be able to just
13 walk up to --

14 MR. ROGILLIO: Oh, no. Oh, no.

15 MR. GURVICH: -- and get in. But, I mean, if
16 you prep with the committees, the law enforcement
17 committees, then, presumably, they will know who you are
18 and you can get the job done.

19 MR. ROGILLIO: Right.

20 **MISCELLANEOUS, AMMUNITION**

21 MR. GURVICH: Okay. Anything further on Super
22 Bowl? Ammunition.

23 MR. ROGILLIO: Okay. You recall the two guys
24 that were here, I think two or three guys that were here
25 recently and showing a film about this fixed casing

1 2ammo. I have not experienced with it, but I think it's
2 something that we ought to consider and -- because it's
3 safer than the regular training ammunition.

4 MR. GURVICH: What does this stuff do?

5 MR. ROGILLIO: Well, it still penetrates the
6 target, but it may be a plastic casing, bullet. It may
7 be a --

8 MR. GURVICH: It's a fully charged shell?

9 MR. ROGILLIO: Right.

10 MR. GURVICH: Same gun powder, same effect?

11 MR. ROGILLIO: Right. And I talked to Allison,
12 the attorney with Frank, and she did fax me something or
13 e-mailed me something that -- basically, we right now do
14 not control the ammunition that they use in weapons. It
15 doesn't specify.

16 MR. GURVICH: In training.

17 MR. ROGILLIO: Or on the street. So I'm of the
18 opinion, and you may disagree with me, that, if you want
19 to accept this for training purposes, we could simply
20 issue a memo to the industry to say that you can now --
21 if you guys approve it, you can now use the fixed casing
22 ammunition for training purposes only and specify
23 training. And if somebody has a different opinion, then
24 I'm certainly open to it.

25 MR. GURVICH: Comments/questions from the board

1 members? The only concern I have is that it's a fully
2 charged shell. In other words, you don't want to end up
3 with folks firing capguns at a paper target who think
4 they are firing regular bullets in a police combat,
5 whatever, situation. And maybe it has a third or a half
6 of the powder charge.

7 And so, when they really fire the bullet, we want
8 these people to fire something that simulates the real
9 stuff. And, I mean, if we are talking about the same
10 recoil, the same power, I don't think we really care that
11 much in training about the bullet as long as the powder
12 charge is equivalent to the real thing. And, these guys,
13 the sensation is the same as if it were in a life or
14 death situation.

15 I mean, what do you want to do with it from here?
16 They came and gave us a nice presentation. What do we do
17 now?

18 MR. ROGILLIO: Well, I'm asking, I guess, your
19 permission. If you see so fit to allow us to accept this
20 in a training mode, that, again, I would issue a memo to
21 the industry and say that the board has considered this
22 and is willing to allow it to be used as a training
23 tool. It's part of the concealed hand gun statute now,
24 which they furnished a copy of.

25 MR. GURVICH: The state police have authorized

1 the use of --

2 MR. ROGILLIO: Well, for the hand gun, concealed
3 hand gun.

4 MR. GURVICH: So you feel that we don't need to
5 make a change in the rule; we don't need to make a change
6 in the law, obviously; we can just pass a motion and that
7 will accomplish the effect.

8 MR. ROGILLIO: If you, again, authorize me to do
9 so, I will notify the industry that it can be used in
10 training only.

11 MR. GURVICH: Do you have the precise name and
12 specifications of this bullet?

13 MR. ROGILLIO: It's called fixed casing
14 ammunition.

15 MR. GURVICH: It's not like one company makes
16 it?

17 MR. ROGILLIO: No, sir, if I remember. The
18 gentlemen that put this thing on at the last board
19 meeting.

20 MR. GURVICH: Right. Well, when someone says
21 "fixed casing," what is the fixed casing part of this?

22 MR. ROGILLIO: I can't explain that to you. I'm
23 at a loss to tell you.

24 MR. GURVICH: I mean, it's like all the casings
25 are fixed --

1 MR. ROGILLIO: Well, yes.

2 MR. GURVICH: -- whether bad things are
3 happening.

4 MR. ROGILLIO: It's specifying that maybe that
5 it's for training purposes only. I don't know.

6 MR. GURVICH: Well, is it the sense of the
7 board that we ought to proceed? I mean, I don't see any
8 harm done with the state police. But do the state police
9 specify more clearly or more accurately than we are?

10 MR. ROGILLIO: Well, the concealed hand gun
11 statute is a state police statute. And if they accepted
12 it as part of the training, which they have done so in
13 their regulations --

14 MR. GURVICH: We don't have that regulation
15 handy, do we?

16 MR. ROGILLIO: Yes, sir. Right here.

17 MR. GURVICH: I just want to describe this
18 particular bullet accurately so that we are not leaving
19 any ambiguity, you know.

20 (Mr. Rogillio tenders document.)

21 MR. GURVICH: Okay. I'll make a motion
22 that, effective immediately, the state board approve the
23 following: Any live range fire training required to
24 demonstrate competency is authorized, by the provisions
25 of the law applicable to this board, may use live

1 ammunition or fixed case marking projectiles capable of
2 being fired from a hand gun, for training purposes only.

3 MR. ROMERO: Second.

4 MR. GURVICH: We have a motion by Mr. Gurvich,
5 seconded by Mr. Romero. Is that acceptable, chief?

6 MR. ROGILLIO: Yes, sir. That's fine. I just
7 simply wanted to give y'all the opportunity --

8 MR. GURVICH: Right.

9 MR. ROGILLIO: -- to understand somewhat about
10 what it is for.

11 MR. GURVICH: It's almost verbatim from the
12 state police, so.

13 MR. ROGILLIO: And I would include that language
14 in there.

15 MR. GURVICH: Presumably, they did their
16 homework. Any debate/discussion? All in favor of the
17 motion as stated say aye.

18 ALL BOARD MEMBERS: Aye.

19 MR. GURVICH: Any opposed? The motion passes
20 unanimously. Next matter.

21 **NEW BUSINESS, DRIVEWAY REPAIR**

22 MR. ROGILLIO: Okay. I would ask, if you would,
23 please, sir, choose to amend the agenda. I have a couple
24 of items that have come up within the last week or so
25 after we sent the agenda out that we really need to tend

1 to. And it's dollar-wise.

2 MR. GURVICH: Dollar-wise?

3 MR. ROGILLIO: Yes, sir.

4 MR. GURVICH: Okay. I will make a motion to
5 waive the agenda, I guess. It requires a two-thirds --

6 MS. VINSON: Second.

7 MR. GURVICH: Motion by Mr. Gurvich, second by
8 Ms. Vinson. All in favor of the motion say aye.

9 ALL BOARD MEMBERS: Aye.

10 MR. GURVICH: Any opposed? Motion passes.

11 MR. ROGILLIO: All right, sir. As you drove in
12 the driveway, I am sure you noticed the pothole out there
13 that we have out. The trash truck that comes -- we have
14 since moved the trash bin out to the street closer, but
15 that's what's been tearing up our driveway because of the
16 weight of the truck.

17 I have three proposals from concrete contractors
18 that we would like to ask you guys to approve us to go
19 ahead and get that work done. And the lowest proposal
20 was \$2900. One was 3,000, and one was 4200. And I'd
21 like to take the lowest proposal.

22 MR. GURVICH: To get the pothole fixed?

23 MR. ROGILLIO: Well, they are going to have to
24 replace a couple of pads of the concrete out there as you
25 enter the driveway out there. It's cracked up pretty

1 bad.

2 MR. GURVICH: All right. You want to a motion
3 to approve?

4 MR. ROGILLIO: To approve the dollars for us to
5 get the driveway repaired.

6 MS. VINSON: The 2900?

7 MR. ROGILLIO: That's the one we would accept.
8 It's the low proposal, yes, ma'am.

9 MR. GURVICH: Wayne, you feel they are of the
10 competency to do it?

11 MR. ROGILLIO: This particular company has been
12 in business for a long time, and that's all they do is
13 concrete work.

14 MR. GURVICH: I'm trying to make sure we're
15 comparing apples and apples.

16 MR. ROGILLIO: Yes. Well, what they're going
17 to do is put reenforcement in, the rebar, and put like a
18 six-inch layer of concrete as opposed to what we have out
19 there now. It's very thin. And, again, the trash truck,
20 obviously, the weight of it has caused a lot of damage to
21 that.

22 MR. GURVICH: They have those records of
23 insurance and all that stuff?

24 MR. ROGILLIO: Yes, sir.

25 MR. GURVICH: You checked all that?

1 MR. ROGILLIO: Yes, sir.

2 MR. GURVICH: This is the Howard Eads proposal?

3 MR. ROGILLIO: Howard Eads, yes, sir.

4 MR. GURVICH: All right. Any comments/questions
5 from the board? I'll make a motion to approve the
6 October 5th proposal submitted by Howard Eads, General
7 Contractor, for the repair for the sum of \$2900. Do I
8 hear a second?

9 MR. ROJAS: Second.

10 MS. VINSON: Second.

11 MR. BAER: Second.

12 MR. GURVICH: Motion by Mr. Gurvich jointly
13 seconded by Mr. Rojas, Ms. Vinson, and Mr. Baer?

14 MR. BAER: Second.

15 MR. GURVICH: All in favor say aye.

16 ALL BOARD MEMBERS: Aye.

17 MR. GURVICH: Any opposed? The motion passes
18 unanimately.

19 **NEW BUSINESS, COMPUTER REPAIR**

20 MR. ROGILLIO: The next matter is, our computer
21 server has about a 10 percent life expectancy left. It's
22 full, if you will. And Jane has been in touch. Dell, of
23 course, has the contract with the state, so we don't have
24 to go out for bid for that to purchase a server. We
25 already have a contract with the computer company to come

1 in and do the work.

2 This could be a \$10,000 item. We would like to be
3 safe in asking for approval for ten grand. Even though
4 we may not use that much, we would still like that
5 approval in case we run into a problem. And we've got to
6 do that, obviously, because it is just about full.

7 MR. GURVICH: So what kind of proposal or
8 estimates do we have?

9 MR. ROGILLIO: Well, we have been told by the
10 individuals who are contracted to do our computer work
11 that the server may run as much as \$7,000. Their labor
12 to install may run, what, Jane? You talked to them.

13 MS. RYLAND: Well, we have hours built in on the
14 contract, so whatever we go over those hours that we have
15 rolled over. And they are only looking at 3- or \$400
16 maybe that we'll have to pay them. And that will delete
17 all of our rollover time. But the issue is the licensing
18 of the server and how many -- how much the licensing is
19 going to be too, so.

20 MR. ROGILLIO: And we are certainly not going to
21 spend all ten if we don't need to, but we just want to be
22 able to have some --

23 MR. ROJAS: I have a question. Does this
24 replace the old server?

25 MR. ROGILLIO: Yes, sir.

1 MS. RYLAND: Yes. And this also takes care of
2 future needs that we are talking about doing, future
3 needs that we won't have to get one probably for at least
4 four more years is what they are looking at.

5 MR. GURVICH: Okay. Well, I mean, you feel like
6 it's your numbers are square, I mean.

7 MR. ROGILLIO: Yes, sir. I don't have a
8 problem.

9 MR. GURVICH: Do y'all have to buy from the
10 state?

11 MS. RYLAND: We have to buy state contracts.

12 MR. ROGILLIO: We have to buy under state
13 contract, which is --

14 MR. GURVICH: So you have already gotten --
15 presumably guys these guys are as low as --

16 MS. RYLAND: Yeah. They have already -- well,
17 they gave us the high end, and, hopefully, they can get
18 us some deals cut along the way, but.

19 MR. GURVICH: So the high end is?

20 MS. RYLAND: The high end is going to be 10,000
21 for everything.

22 MR. GURVICH: Okay. So you want to us to
23 approve, say, expenditures up to 10,000?

24 MR. ROGILLIO: Yes, sir.

25 MS. RYLAND: Yes, sir.

1 MR. GURVICH: So I make a motion that the board
2 authorize expenditures not to exceed \$10,000 for the
3 purchase --

4 MR. ROGILLIO: Purchase of the equipment and the
5 labor.

6 MS. RYLAND: Installation.

7 MR. GURVICH: -- purchase and installation of a
8 new -- what is it -- hard drive?

9 MR. ROGILLIO: Server.

10 MR. GURVICH: -- computer server. Do I hear a
11 second?

12 MS. VINSON: Second.

13 MR. ROJAS: Second.

14 MR. GURVICH: Motion by Mr. Gurvich, second by,
15 I think, everybody. All in favor of the motion as stated
16 say aye?

17 ALL BOARD MEMBERS: Aye.

18 MR. GURVICH: Any opposed? Motion --

19 MR. ROGILLIO: Well, plans are that you as
20 company owners eventually, once this is all completed,
21 would be able to go in and pull up your own guard list of
22 your personnel so you could do an audit of your own
23 company so that you make sure that everybody is
24 registered and so forth.

25 MR. GURVICH: This thing has enough capacity to

1 | where it can deal with that? In other words, don't buy
2 | the minimum that you need now. Prepare for the future.

3 | MR. ROGILLIO: That's why we asked for the ten.

4 | MS. RYLAND: We are going to have three times as
5 | much capacity as we have now. And there is some other
6 | stuff that we are going to try to do in the future, but
7 | this will take care of it too. So right now it's a line
8 | going in, pulling up your own list, and doing stuff
9 | without having to call the board office.

10 | MR. GURVICH: Well, you are satisfied you got
11 | the best?

12 | MS. RYLAND: Yes.

13 | MR. GURVICH: Well, the motion has been
14 | approved. Next matter.

15 | **DETERMINATION OF THE DATE OF NEXT BOARD MEETING**

16 | MR. ROGILLIO: The Determination of the Next
17 | Board Meeting.

18 | MR. GURVICH: All right. Back on our regular
19 | agenda. Do we meet again before the end of the year?

20 | MR. ROGILLIO: Well, I think we should, and the
21 | reason I say that is, if you recall, FESS was due here
22 | today. Their attorney sent me a letter requesting
23 | continuance, which I granted.

24 | MR. GURVICH: Well, they have requested a
25 | rehearing?

1 MR. ROGILLIO: Rehearing, yes, sir.

2 MR. GURVICH: And they want to continue the
3 rehearing?

4 MR. ROGILLIO: Yes, sir.

5 MR. GURVICH: Okay. I mean, I see no problem
6 with that. It's their first request.

7 MR. ROGILLIO: Yes, sir. So I would suggest
8 that we meet before the end of the year, preferably,
9 sometime.

10 MS. RYLAND: I have a suggestion of
11 December 13th.

12 MR. GURVICH: All right

13 MR. KENNEDY: I'll propose that, December 13th.

14 MR. GURVICH: December 13th, motion by
15 Mr. Kennedy, that we meet at what?

16 MR. KENNEDY: 9:30 a.m.

17 MS. VINSON: Is there a reason for the 13th?
18 Can we not do like the 5th or the 6th?

19 MS. RYLAND: Yeah. We can do the 6th. It's
20 just trying to get the -- if we have something else to
21 come up, just time to get stuff out. And if we have
22 stuff at the end of November -- I don't care. We can put
23 it on the next -- I don't care. It will go February next
24 time, maybe, but the 6th is fine if you want.

25 MS. VINSON: Do y'all want to do it on the 5th?

1 MS. RYLAND: That's a Wednesday. That's up to
2 y'all. Oh, Annette can't come on Wednesday.

3 MS. VINSON: Well, y'all can have it on the 6th
4 or the 13th. I won't be here.

5 MR. GURVICH: You won't be here for either one?

6 MS. VINSON: No.

7 MR. GURVICH: Well, set a day when you can.

8 MR. KENNEDY: Well, we certainly can't do it on
9 the 20th.

10 MR. ROGILLIO: Too close to Christmas, yes.

11 MS. VINSON: I can do it on the 7th, Friday.

12 MR. ROGILLIO: Can you be here? December 7th,
13 is that okay with the board?

14 MR. KENNEDY: Do you want me to amend my
15 motion?

16 MR. GURVICH: What is your motion?

17 MR. KENNEDY: The motion was the 13th. Do you
18 want me to amend it to the 7th? All right. Let's amend
19 my motion from the 13th to the 7th of December at 0930.

20 MR. GURVICH: At the board's office?

21 MR. KENNEDY: At the board's office here in
22 Baton Rouge.

23 MR. GURVICH: All right. I'll second the
24 motion. Debate? Discussion? All in favor say aye.

25 ALL BOARD MEMBERS: Aye.

1 MR. GURVICH: No opposed? The motion passes
2 unanimately. Pearl Harbor Day. I think this is the
3 appropriate --

4 MR. ROGILLIO: Questions from the Public.

5 MR. GURVICH: I think that we had had some
6 discussion on this about a committee meeting to further
7 examine the issues that came up with regards to the Super
8 Bowl situation, which primarily, as I understand it,
9 speaks to the issue of subcontracted employees in
10 somebody else's. And I think it's appropriate, and I
11 know Ms. Vinson agrees, that we probably need to look at
12 this more in-depth. And she has suggested that a
13 committee meeting would be appropriate. And this would,
14 I presume, fall under legislation. And our committee
15 chairman is Mr. Kennedy.

16 MR. KENNEDY: Yes.

17 MR. GURVICH: The inscrutable Mr. Kennedy. So,
18 that being the case, I think it's certainly appropriate
19 and perhaps necessary. Ms. Vinson, do you want to
20 suggest to Mr. Kennedy that it is appropriate for the
21 legislative committee to meet? Then now is the time to
22 do so.

23 MS. VINSON: On Thursday, June 6th, at 1:30.

24 MR. KENNEDY: Are you okay with the 6th?

25 MR. ROJAS: Of what?

1 MR. KENNEDY: December for a committee meeting.

2 MR. ROJAS: I'll make it.

3 MR. KENNEDY: Well, I need a committee meeting
4 where we've got some members here. If the majority of
5 the board members don't have a problem with the 6th, I
6 will propose the 6th at 1:30.

7 MR. GURVICH: All right. So we have a motion by
8 Mr. Kennedy that the Legislative Committee meet at the
9 board office at 1:30 p.m. on Thursday, December 6th, the
10 agenda to include discussion of subcontracted security
11 officers. And is there anything else to be put on the
12 agenda? Is that acceptable, Mr. Kennedy?

13 MR. KENNEDY: Yes.

14 MR. GURVICH: Do I hear a second to my motion.

15 MR. BAER: Second.

16 MR. GURVICH: All right. Motion by Mr. Gurvich,
17 second by Mr. Baer directing the Legislative Committee to
18 meet as indicated in the motion. All in favor say aye.

19 ALL BOARD MEMBERS: Aye.

20 MR. GURVICH: Any opposed? The motion passes
21 unanimously. I hope you will be there. It's your idea.
22 Now, anything further from the board or the staff?

23 MR. ROGILLIO: No, sir.

24 **QUESTIONS FROM THE PUBLIC**

25 MR. GURVICH: This is the point in time in which

1 we invite questions from the public about the industry in
2 general, the board, or activities or anything of that
3 nature. If you would like to address the board, please
4 come forward and do so at this time.

5 There being no takers, not even Mr. Barkerding -- he
6 is very quiet over there in the back. And I want to
7 thank everybody for being here. And this meeting is
8 adjourned.

9 **(End of Proceedings)**

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

C E R T I F I C A T E

1
2
3 I, Annette Ross, Certified Shorthand Reporter in and
4 for the State of Louisiana, do hereby certify:

5 That the proceedings as herein before set forth in
6 the foregoing 78 pages were reported by me on
7 stenographic machine shorthand, transcribed by me, and is
8 a true and correct transcript to the best of my ability
9 and understanding;

10 That I am not of counsel, nor related to any person
11 participating in this cause, and am in no way interested
12 in the outcome of this event.

13 This certification is valid only for a transcript
14 accompanied by my original signature and original stamp
15 on this page.
16
17
18

19 _____
20 ANNETTE ROSS,
21 CCR NO. 93001
22
23
24
25