

MINUTES

August 30, 2005

The 339th meeting of the NH Police Standards and Training Council was called to order at 9:05 a.m. by Chairman Michael L. Prozzo, Jr., of the Sullivan County Sheriff's Department, in the John D. Morton conference room at the Police Standards and Training Facility in Concord, New Hampshire.

Members Present: Sheriff Scott A. Carr, Carroll County Sheriff's Department; Chief Michael J. Magnant, Portsmouth Police Department; Chief Gregory C. Dodge, Epping Police Department; Chief Peter P. Morency, Berlin Police Department; Associate Justice Norman E. Champagne, Manchester District Court; Associate Justice Stephen H. Roberts, Dover District Court, and Colonel Frederick H. Booth, NH State Police, Attorney General Kelly A. Ayotte; Assistant Commissioner Les S. Dolecal and designee of Commissioner Stephen J. Curry, Department of Corrections; and Charles Annal, Deputy Commissioner and designee of Commissioner William G. Simonton of the NH Community Technical College System.

Staff Present: Director Keith H. Lohmann, Paralegal Cassandra Erickson, and Secretary Denise Crocker.

Chief William L. Wrenn, Jr., Hampton Police Department and Commissioner Stephen J. Curry, Department of Corrections, were excused from the meeting due to prior commitments. Also, unavailable for today's meeting was staff member Assistant Director Robert Stafford.

Approval of Minutes

Following a motion by Chief Dodge, seconded by Sheriff Carr, the Council voted unanimously to accept the Minutes of July 26, 2005, as presented.

Director's Report

Update on Academics. The 138th session of the Police Academy began Monday, August 29th with 69 recruits. For testing purposes, two weeks ago we had an unprecedented 71 people test and 71 people pass. This is very positive but could pose future issues concerning space constraints. We started with 69 recruits; one resigned subsequent to the PT test and then a second one had a medical issue which the Department had indicated that they were going to defer the recruit; the recruit, however, spoke with me unbeknownst to his department and after that discussion I expect he has decided to find another line of work.

The Corrections Academy began on August 15th with 36 recruits and civilians and to date no one has left. Also of note, in a previous Corrections class we had 39 people test and pass.

Training Calendar Update. The Training Calendar is on the Web and the classes through the end of October went out through a mass mailing. The printed copy of the calendar will be put into production today; but before it goes into print the Director had a suggestion that he wanted to present to the Council. The staff usually runs 500 copies of the training calendar for mailing; but rather than doing that, the Director thought it might be preferable to put the calendar on CD, along with PSTC's updated rules and other pertinent information for mailing and then produce about 100 printed copies to be sent to those departments requesting such format. Sheriff Carr felt that the CD was a better approach and he would prefer to have the information on CD. Department of Corrections would also prefer to have it on CD. Since there were no objections by Council members to producing the training calendar on CD, the Director will move forward with this medium and the calendar will be produced on CD and mailed by the beginning of next week with a memo to the departments advising them if they would prefer a hard copy to let the office staff know and they will be provided with one.

Web Based Training. Web based training was launched on August 19th and is proceeding exceptionally well. The Director is ecstatic with the response it has received. Since its launch 10 days ago, 47 people have already signed up for access; 15 of the 47 have actually accessed courses and 3 have already completed courses. It is being very well received. The Director has also had some civilian requests for access from the State Crime Labs, Strafford County Corrections, and the NH National Guard has an appointment to talk with the Director today about their getting access. The Director is going to review civilian requests on a case by case basis. He doesn't have anything on the website which civilians should not be viewing at this point. Having said that, though, he wants to be able to manage the civilians who are on the site. Currently, the Newsletter is on the site. All you have to do is create a profile and you can get the Newsletter. We have also put all of 2003 and 2004 copies up on the website. In the future, the Newsletter will only be available on the secure side of the website. We will be monitoring who is on the website and anyone who shouldn't be there will be booted off of it. This week we booted someone off the website from Tiblesi, Georgia, and that's not Georgia in the United States, that's Georgia just south of Russia who just signed up for access to the website.

Update of Staffing. The Director has now made all three conditional offers of employment. However, two of the candidates voluntarily withdrew from the process just prior to the polygraph examination. There is one candidate still interested who hasn't taken the polygraph yet and the Director believes that candidate will be okay. At this moment, though, PSTC is still down three staff members. There were a couple of options to remedy this situation that the Director placed on the table for consideration. Ads that have been placed in the newspaper for officers haven't received much response at all. Currently, the hiring pool is pretty thin. The Director had two suggestions. There is an association of post directors around the country and we could post an ad there allowing us to get applicants from around the country. The disadvantage in this approach is that

even if you do a background investigation you will not be entirely sure of what you are getting so there is some risk in seeking applicants by this method. However, having said that, Director Sweeney having done this in the past had gotten a couple of good applicants from time to time. The other option that has been proposed to the Director was an interesting notion but also had a downside to it. The Director could convert one or more of the full-time positions that he currently has and downgrade them to 32-hour part-time positions; if he did that he could hire retired police officers who could collect their Group II retirement and also work here for up to 32 hours a week. A downside to this would be that the retired officers would have to be sufficiently in shape to keep up with the recruits. An advantage is that it would cost PSTC a lot less because the indirect costs for a full-time state employee is upwards of 43% of their salary whereas for a part-timer it costs just 7.5% FICA. Thereby, it would be a good deal more cost effective to do this. The huge downside of going this route, however, is that once the position is downgraded to part-time, the Director will never get it back as a full-time position. The positions could be broken down into a combination of these options. The Director has indicated he does not see any relief in the hiring process getting any easier; in fact if anything he feels it is becoming more difficult.

The Director feels it is a systemic problem. The reasons people do not come here can be categorized on three levels: (1) Pay (few details available to Officers who work here) (2) Officers here do not get the opportunity to work in the field and (3) Moral and Ethical Standards (polygraphs are done on everybody and that is a large stumbling block).

Deputy Commissioner Annal asked the Director whether all three positions were for Instructors. The Director's response was that one position is exclusively for the Academy, one exclusively for In-Service and the third one ideally would be a Utility In-Fielder who could go either way. If he had to dedicate the third position one way or the other it would be to the Academy only because as we move forward more of our resources will move toward the Academy. Sheriff Prozzo suggested that you couldn't lose what you didn't have so he wasn't concerned about the State taking away the full-time position if the Council makes it part-time because the Council couldn't fill them as full-time anyway. He feels it may be the approach to take in making one of the positions part-time because there are many good young retirees out in the field. Attorney General Ayotte also agreed there are many talented retired officers out there who are experienced who the Council could benefit from. Chief Morency further agreed with this approach. Judge Champagne indicated that there were retired officers looking for opportunities to work but were being hindered by the hours and their retired status. Judge Champagne also suggested that the Director investigate hiring the officer on contract which would eliminate the need of downgrading the position.

The Director reiterated the Council's position in that he would hold one position for full-time, advertise nationwide, and investigate changing one position to contract or downgrading it to part-time 32 hours in hopes of getting the positions filled. Deputy Commissioner Annal advised the Director that if he went the contract route he would not have to do anything with the position but it would have to go to the Governor's Council. The Director thought he would first investigate Judge Champagne's suggestion about getting the position converted to unclassified.

Hearing on the Rule Change. The public hearing on the rule change will be held on September 9, 2005 at 9 AM. The Director advised the members that if they couldn't make this hearing, the staff would be able to handle it and the Director would report back if anyone showed for the hearing and what comments were made. The Director is not expecting anyone to appear as this is so non-controversial even the Legislative Services had advised that it would be on the consent calendar.

SLATT Program. PSTC has finally gotten formal approval for the SLATT program, which is the State and Local Anti-Terrorism Training to be taught here. We had filed the paperwork in April for this but Washington had misplaced the paperwork; Washington finally called us and approved it over the phone. This class has DHS approval which means we can teach it and also reimburse for time and backfill costs. It is a two-day class. It is one of the classes that we're going to use to push the Academy out to 14 weeks. We will also teach it on an in-service basis.

Presentation at the Chief's Association Meeting. The Director did a presentation at the Chief's Association's General Meeting on August 9, 2005. The meeting was remarkably well attended and although the Director's presentation was very short he did have the opportunity to highlight some of the issues facing the Council.

Handouts. Included in today's handouts is a copy of a typical Academy Schedule for your review. At the last meeting the Director had committed to providing this handout for Council members. The Director would be happy to discuss the handout with members. The second handout is a white paper on the Penalty Assessment and what the Reserve is utilized for. The Director had drawn up this sheet for the Chairman who took time out of his schedule to be here last month to address the House Legislative Leadership who were here for a meeting in the PSTC Conference Room. The Leadership decided not to have anyone address them. This sheet is now being provided to the Council for their information. Speaker Scamman sent a thank you letter, which is also in your handouts, for the use of the facility.

Survey. The draft of the survey that the Council had requested the Director to prepare was also handed out. The Director noted two items that need to be mentioned. The Supreme Court has a Committee which they sought to put the Director on and further make him the Chairman of the Transportation Subcommittee for Court Security and want the Director to make recommendations to them on how to improve the transportation function for the courts. He has spoken to a couple of sheriffs and a couple of police chiefs and the conclusion he has reached is that the ten counties do things very differently; therefore, you cannot really say definitively what happens in any given circumstance. So, the Director took the opportunity in the survey to add a couple of pages on court security in which he is surveying people and asking them what happens and their recommendations to bring back to that committee. Unless the State wants to invest millions of dollars, he doesn't know what can be done to fix the transportation function for prisoners. The other item that may be controversial on this survey is that he did ask how Departments wanted the Academy conducted: paramilitary, non paramilitary, collegiate, residential, nonresidential.

The Director noted that 85% of the survey was the same as the one Earl Sweeney sent out in 2001. He thought that would be useful to see how perceptions have changed from then to now.

The Director thought he would mail it and also put it on line. The timeline for the return of the survey was set for September 30, 2005. Chief Magnant felt the Council needed to wait until Chief Wrenn had the opportunity to review it before a decision could be made on the survey since it was initially Chief Wrenn's suggestion. Sheriff Prozzo asked the Director to connect with Chief Wrenn for his input; and since there were no other Council objections, if Chief Wrenn okayed it, the Director could move forward and send it out.

Sheriff Carr asked the Director if there was going to be any ICS or NIMS training going through the Academy in the future. The Director responded that this is what will be happening during the 13th and 14th weeks of the Academy. The recruits who remain for those two weeks will get the Critical Incident Management class which includes ICS and they will also get NIMS. In the case of NIMS, assuming the recruits pass the FEMA test, they will be certified in NIMS; and if they come to the 13 and 14th weeks, they will be certified in ICS, which will meet the requirements for the agencies to receive federal funding.

Previous and or Unfinished Business

Philip M. Dion, New Hampton Police Department This is being withdrawn from the agenda per request of the New Hampton Police Department.

New Business

Decertifications/Suspensions/Revocations/Surrenders

Joseph Rossino, formerly of the Hudson Police Department, for violation of Pol 402.02 (a)(3) a harassment conviction in Nashua District Court and for violation of Pol 402.02 (a)(5) as a result of a negotiated resignation. Mr. Rossino and his attorney were not here today. They made a request for a continuance of the hearing because of a medical issue. However, the staff recommendation was that the Council not grant their request and the reason for doing so was outlined through the given timeline. What has happened with this case is the following:

- The first activity on this matter was on August 26th of 2004; we sent a letter to Mr. Rossino, and the return receipt was signed September 1st, for a hearing on November 13, 2004.
- On September 3rd Mr. Rossino requested a contested hearing which he wanted scheduled between October 10th and November 15th.
- On September 8th we sent a letter with exhibits enclosed and we changed the date to October 26, 2004.

- October 14th we sent another letter requesting response by October 18th because we hadn't heard from Mr. Rossino.
- On November 1, 2004, we send a letter with a copy of our Technical Assistance Manual and staff exhibits because on November 1st Mr. Rossino claimed he had an attorney (Attorney Savage) and then we rescheduled the hearing for November 23rd.
- On November 12, 2004, we had a call from Mr. Rossino's attorney stating that Mr. Rossino had electrocuted himself at work and may not fully recover and asked to continue the hearing.
- On January 5, 2005, we spoke to Attorney Savage who said his client was still not able to come to a hearing. We delayed the hearing until February 22.
- On February 7th we called back Attorney Savage and he asked that the hearing be scheduled for April. Attorney Savage said he had been speaking with him (being Rossino) but he can't speak with him for too long. The Director asked Attorney Savage if he thought Mr. Rossino would ever be able to be a police officer again and would want to be and he said "yes" he would.
- On March 28th we got a call back from Attorney Savage and he suggested the hearing be put off until May. At that point The Director asked him to send to him documentation since the hearing had been pending since September.
- On April 4th The Director got a letter from Attorney Savage outlining the injury and surgery and at that point we got the total disability information (Cassie passed out a handout to you for review; this handout that needs to be returned to her)
- On April 13, 2005, we sent a letter to Attorney Savage rescheduling the hearing to May 24th and requesting a future prognosis and a current diagnosis.
- On May 6th we got a letter from Attorney Savage stating that May 24th was not a realistic date as his client had to have a colonoscopy.
- On May 13th, we got a letter from Attorney Savage with documentation that Mr. Rossino was totally disabled due to a shoulder injury and that he needed more physical therapy.
- On May 27th 2005, in a letter to Attorney Savage stating that a shoulder injury does not preclude him from attending a hearing, we scheduled the hearing for August 23rd.
- On June 24th we got a letter from Attorney Savage stating that Mr. Rossino is unable to sleep and concentrate, is under medication and he didn't see how any attorney could properly prepare him for a proceeding.

- On July 6th we sent a letter to Attorney Savage requesting medical documentation from a competent psychiatrist that Mr. Rossino does not have the mental capacity to participate and we mentioned his pro se filings which Cassie found on the Supreme Court website because he is also going through a divorce and he had several filings with the Supreme Court in the fall and spring. That particular letter was at the request of Nancy Smith.
- On August 10, 2005, we received a letter from Attorney Savage citing that his client was scheduled for surgery on August 24th and that the Council was not capable of making a medical determination.
- On August 17th a letter was sent to Attorney Savage reaffirming the August 30th date for a hearing and enclosing a copy of the pro se material as well as other documentation for the hearing.
- On August 25th a call to Attorney Savage resulted in his stating his client just had surgery yesterday and he didn't believe he'd be ready by Tuesday but he'd try to contact him.
- On August 29th, we called Attorney Savage back again and he said that his client remains totally disabled based upon the documentation that we had and he also gave us a letter stating that Mr. Rossino was going to have an MRI done today, August 30th, and that's why he could not come to the hearing.
- The documentation concerning his ability and his mental capacity that we requested from a competent psychiatrist was never received. The Director believes the Council has probably three options. (1) Grant his Attorney's request for further continuance (2) Temporarily grant a continuance, set a date for a hearing and have the hearing on that date or (3) deny the request and have the hearing today without them being present. We have an Officer Connor here from the Hudson PD, who through miscommunication on our part showed up. The Director wasn't planning to call him as a witness but he did ask him to stand by in the event that a hearing was held and the Council had questions for him.

Attorney General Ayotte motioned to deny the request of Joseph Rossino and his Attorney for a continuance of his case and for the Council to hear the case today without the parties present, seconded by Chief Magnant with the Council voting unanimously to deny Joseph Rossino's request for continuance and to hear the case today without the parties present.

The Director then requested that Mr. Rossino's case be heard in non-public session.

Non-public Session – Hearing on the Matter of Joseph Rossino

Following the motion made by Chief Morency, seconded by Colonel Booth, the Council voted unanimously on a roll-call vote to enter into a non-public session at 9:45 a.m. for hearing the matter of Joseph Rossino.

Following the hearing, on a motion made by Judge Champagne and seconded by Sheriff Carr, the Council voted unanimously to seal the minutes of the non-public session.

Judge Champagne then made a motion, seconded by Sheriff Carr that the Council carried unanimously on a roll-call vote to exit the non-public session at 10:23 a.m.

Upon returning to public session, the Council then voted on its deliberations in the non-public session. On a motion by Judge Champagne, seconded by Judge Roberts, the Council voted unanimously to decertify Joseph Rossino.

PT&E Requests

Full-Time

Robert K. Lee, Newbury Police Department

The Director outlined the request of Robert K. Lee, Newbury Police Department, for prior training and experience. On a motion by Chief Dodge, seconded by Attorney General Ayotte, the Council voted unanimously to accept staff recommendation and grant Officer Lee full-time certification upon successful completion of the medical, PT test, New Hampshire Law Package and First Aid/CPR, if lapsed.

Brian Nothnagel, NH Fish and Game Department

This item was withdrawn from the agenda by Fish and Game. They will resubmit once they have all his paperwork and put him in for January.

Part-Time

Deney D. Morganthal, Boscawen Police Department

The Director outlined the request of Deney D. Morganthal, Boscawen Police Department for prior training and experience. On a motion by Chief Dodge, seconded by Chief Morency, the Council voted unanimously to accept staff recommendation and grant Officer Morganthal part-time certification upon successful completion of the New Hampshire Law Package at the Part-Time School.

Donald Valente, Jr. Temple-Greenville Police Department

There has been a request by Department of Corrections to table this item. Officer Valente is currently employed full-time by the Department of Corrections as a probation/parole officer and consideration needs to be made whether working as a part-time police officer would constitute a conflict of interest.

Requests for Extensions

The Director outlined the reasons for the extension requests of full-time **Officers Richard A. Norris, Northumberland Police Department; Joseph M. McCarthy, Rockingham County Sheriff's Department; Scott D. Bates, Hampton Police Department; Thomas C. Dronsfield, Lee Police Department; Michael R. Horton, Bethlehem Police Department and Ryan R. Porter, Canaan Police Department.** On a motion by Colonel Booth, seconded by Attorney General Ayotte to grant the requests of all of the above officers opened up a discussion of the fact that Officer Norris was not part-time certified. Sheriff Carr was concerned about Officer Norris having no training while waiting until January to attend the Academy. He indicated in the past the Council usually voted to require supervision of the officer until attendance at the Academy. The Director made a suggestion that Officer Norris could attend the Part-Time School in Littleton that would be video-conferenced in September until he attended the Academy in January. After this discussion, Colonel Booth revised his motion, seconded by Attorney General Ayotte to exclude Officer Norris from the original motion which the Council then voted unanimously to grant all the above officers, excluding Officer Norris, their extensions through the 139th Academy.

Then, on the request for extension for full-time **Officer Richard A. Norris, Northumberland Police Department,** due to his not being part-time certified, on a motion by Colonel Booth, seconded by Attorney General Ayotte, the Council voted to unanimously grant Officer Norris an extension through the 139th Academy with the stipulation that the Northumberland Police Department be given the option to provide supervised patrols for Officer Norris by a full-time certified officer or that Officer Norris attend the Part-Time School in Littleton that is to be video-conferenced in September until he attends the Full-Time Academy. (Notation: After the meeting, Nancy Otis advised staff that Officer Norris was, in fact, attending the 138th Academy).

Part-Time

The Director outlined the reasons for the extension requests of part-time **Officers Blaine Hall, Northumberland Police Department and Harry B. Clark, Bethlehem Police Department.** Colonel Booth noted that Officer Clark had been an auxiliary police officer for the State Police several years ago so that he does have experience and was at one time part-time certified. On a motion by Attorney General Ayotte, seconded by Colonel Booth, the Council voted unanimously to grant Officer Hall an extension through the 245th Part-Time School and Officer Clark an extension through the 246th Part-Time School. For the Council's information the Part-Time schools run Tuesday and Thursday evenings and all day Saturdays. There are three Part-Time Schools a year-September, January and April which are video-conferenced to all sites.

The Director outlined the reasons for the extension requests of **NH Marine Patrol Officers** Philip J. Carpenter, Jesse W. Carter, Kevin M. Cashman, Jr., David P. Clark, William J. Dansereau, Tyler S. Denauw, Kevin M. Foss, William A. Lussier, Brandon E. McDonald, Timothy O. McNamara, John P. Nicholson, and Edward F. Trout through the 245th Part-time school and the requests of Officers Edward R. Boisvert, Brendan R. Burns, Arthur Alan Loudon, and Andrew E. Roland through the 246th Part-Time School. On a motion by Judge Champagne, seconded by Chief Morency, the Council voted

unanimously to grant all of the above officers extensions through the 245th and 246th part-time schools, respectively.

Department of Corrections

The Director outlined the reason for the extension request of **Corrections Officer Marianne M. Sylvester**. On a motion by Sheriff Carr, seconded by Attorney General Ayotte, the Council granted Officer Sylvester an extension through the 81st Corrections Academy. DOC Assistant Commissioner Les Dolecal abstained from the vote.

Specialized Training Grants

In-State Training Grant – NH State Police

The Director outlined the request of the **NH State Police** for In-State Training Grant funds for SWAT training for 15 officers. The New Hampshire State Police is hosting the IACP SWAT I course the week of September 12-16, 2005 and the SWAT II course the week of September 26-30, 2005. The training will be conducted at the NH PSTC facility. Fifteen officers from Concord, Derry, Rochester, Windham and NH State Police will be attending this program. The maximum grant monies requested is \$8,727.00. On a motion by Judge Champagne, seconded by Chief Dodge, the Council voted unanimously to approve the grant request for a maximum of \$8,727.00 to assist those students who successfully complete this program.

Command Training Programs

Plymouth State University Police Department. The Director outlined the request of **Chief John E. Clark** to attend the Crisis Management: Preparation, Performance, Leadership Program at Harvard University's John F. Kennedy School of Government's Executive Education, Cambridge, MA from September 25 – 30, 2005 with a grant request of \$1,000.00. On a motion by Judge Champagne, seconded by Chief Dodge, the Council voted unanimously to approve the grant request in the amount of \$1,000.00 for Chief John F. Clark to attend the Crisis Management Program at Harvard University.

Laconia Police Department The Director outlined the request of the **Laconia Police Department** to send **Sergeant Richard Simmons** to the Massachusetts Police Leadership Institute's Leadership Training Session at the Lowell Police Training Center, Lowell, Massachusetts, October 2 – October 14, 2005 at a cost of \$1,000.00. On a motion by Judge Champagne, seconded by Chief Dodge, the Council voted unanimously to approve the grant request of \$1,000.00 to the Laconia Police Department to send Sergeant Richard Simmons to the Massachusetts Police Leadership Institute.

Other Training

Seabrook Police Department. The Director outlined the requests of the **Seabrook Police Department** to send **Prosecutor Scott Mendes** to the Criminal Procedures Issues Seminar at the Roger Williams Justice Systems Training Institute in Portsmouth, Rhode Island from October 31, - November 2, 2005, at a cost of \$346.50 and to send **Officers Mark Richardson and Daniel Lawrence** to the Advanced FTO Course at the Institute of Police Technology and Management in Jacksonville, Florida from October 16 – October 21, 2005 at a cost of \$1,536.00. On a motion by Judge Champagne, seconded by Chief Dodge, the Council voted unanimously to approve the grant requests of \$346.50 and \$1,536.00, respectively, to send Prosecutor Scott Mendes to Roger Williams Justice Systems Training Institute in Rhode Island and Officers Mark Richardson and Daniel Lawrence to the Institute of Police Technology in Jacksonville, Florida.

The Director made a comment on the SWAT I and SWAT II programs. He noted that he is anticipating that by next year that the Tactical Officers Association and/or the State Police would be able to put on our own SWAT I and SWAT II Schools. He thinks that there are now enough officers trained to enable us to do that. Therefore, we shouldn't have to rely on outside organizations to teach this class. There are a lot of specialized courses that we could offer by using the money we save from teaching the SWAT program in-house.

Other Business

HR218 – Memorandum. Attorney General Ayotte updated the Council on the HR218 Memorandum. She indicated her office was still reviewing the multiple page document, given the significance of it, and has requested that this item be added to the September agenda for discussion.

The Director informed the Council that he had a call from Representative Pepino from the Legislature on HR218 and he told the Director that it is his intention to file legislation. The Director tried to dissuade him from doing that but believes he is going to do it anyway. The Director thinks Representative Pepino's recommendation is going to be that state legislation be filed to say that any certifications under HR218 have to be done by the department from which the person retired. His sense was if you were an officer in Florida and you came to NH and you wanted these credentials, you would have to go back to Florida to get certified. The Representative stated that his reason for doing so is he believes there are going to be other people who are going to be demanding that the State take on this responsibility and he thinks this is a poor idea; therefore, he is going to file this counter legislation.

Attorney General Ayotte suggested that the Council should still come up with their recommendations based on the legal advice from the AG's Office.

Request to Exceed 1300 Hours

Stewartstown Police Department. The Director outlined Stewartstown's request that part-time Police Officer Mark A. Jones be granted a waiver of the 1300-rule and be permitted to work unlimited hours. Officer Jones had been employed with Stewartstown from July 9, 2002 until August 2, 2003 and attended the 123rd Full-Time Academy. He did not attend the enhanced portion of the Academy. It would also be necessary to reinstate his part-time certification. He is within the 2-year limit so that is typically something that would generally be handled internally. On a motion, by Deputy Commissioner Annal, seconded by Chief Morency, the Council voted to unanimously reinstate Officer Mark A. Jones' part-time certification and to grant him a waiver of the 1300-hour rule to permit him to work unlimited hours.

Gift Acceptance

On a handout passed out at the meeting, the Director outlined the donation, by item, made by the Town of Lee Police Department. The items donated were:

Two (2) Edge 9000 Light Bars/controls	\$1600.00
One (1) Whelen Siren/Control	185.00
One (1) Genesis Radar	800.00
One (1) Motorola Radio	500.00
One (1) Partition (Cage)	300.00
One(1) 4-Corner Strobe Assembly	225.00
Assorted light bar and siren controls	<u>250.00</u>
	\$3,800.00

On a motion by Attorney General Ayotte, seconded by Chief Dodge, the Council voted unanimously to accept all items totaling \$3,800.00 donated by the Lee Police Department. The Council requested the Director to send a thank you note to the Lee Police Department for their gift.

Special Meeting

The Director reminded the Council of the Special Meeting scheduled for Tuesday, September 13, 2005 at 9 a.m., which is the contested hearing on Colin Wentworth. The Chairman asked the Council Members to continue to hold the 15th of September as a day for deliberations for Council Members.

Nonpublic Session - Discussion of Personnel Issues

The Director requested that the Council go into non-public session to discuss personnel issues.

Following the motion made by Judge Champagne, seconded by Sheriff Carr, the Council voted unanimously on a roll-call vote to enter into a non-public session at 10:45 a.m. for discussion of personnel matters.

Following the discussion, on a motion made by Chief Dodge and seconded by Attorney General Ayotte, the Council voted unanimously to seal the minutes of the non-public session.

Chief Dodge then made a motion, seconded by Attorney General Ayotte that the Council carried unanimously on a roll-call vote to exit the non-public session at 11:17 a.m.

Next Meeting Date/Adjournment

After scheduling the next Council Meeting for 9:00 a.m. Tuesday, September 20, 2005, in the John Morton conference room, the Council unanimously voted to adjourn the meeting at 11:20 a.m., on a motion by Chief Dodge and seconded by Attorney General Ayotte.

Chairman Michael L. Prozzo, Jr.