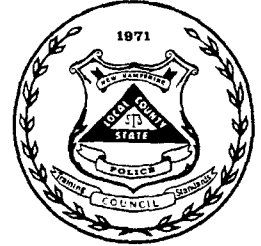




Sheriff Michael L. Prozzo, Jr.
Chairman

State of New Hampshire
POLICE STANDARDS & TRAINING COUNCIL
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Donald L. Vittum
Director

Approved Minutes

October 22, 2013

The 435th meeting of the New Hampshire Police Standards and Training Council was called to order at 9:05 by Chairman Michael J. Prozzo, Jr., in classroom one at the Arthur D. Kehas Law Enforcement Training Facility and Campus in Concord, New Hampshire.

Members Present: Chairman Michael L. Prozzo, Jr., Sheriff of Sullivan County; Vice Chairman, Commissioner William Wrenn, New Hampshire Department of Corrections; Attorney General Joseph Foster, Sheriff David Dubois, Strafford County; Colonel Robert Quinn New Hampshire State Police; Judge James Carroll, 4th Circuit District Division, Laconia; Chief David Cahill, Sunapee Police Department; and Judge Sawako Gardner, 10th Circuit District Division, Portsmouth (arriving at approximately 9:10 a.m.).

Members Absent: Chief James Sullivan, Hampton Police Department, Vice Chancellor Ronald Rioux, Community College System of New Hampshire. Chief Peter Morency, Berlin Police Department; and Chief Anthony Colarusso, Dover Police Department.

Staff Present: Director Donald L. Vittum, Chief Tim Merrill, Captain Mark Bodanza, Captain Benjamin Jean.

Guests Present: Chief Wheeler, (Ret.) Sullivan Police Department with Mrs. Wheeler, Mr. Aaron Collette, and Trooper Sean Eaton.

Approval of Minutes

Motion by Colonel Quinn seconded by Commissioner Wrenn for the Council to approve the minutes of September 24, 2013. Unanimous vote by Council 6-0

Chairman Prozzo stated that item number one, the drug committee, Pol 301.05 on the agenda, would wait until next the next meeting.

He asked Director Vittum if he had any information regarding next month's planning session.

Director Vittum asked Council members for input for the annual planning session scheduled for the morning of November 19th beginning at 9:00 a.m. His questions were who would Council members like to ask to the planning session, and what topics should be covered? He asked members to call or email with their responses.

Previous and/or Unfinished Business

Rules change

Chief Merrill explained that the Council must approve the submission of the amendment to Pol 301.05 in order for the rule change to move to the next stage, submitting of the 'final proposal' to the Office of Administrative Services for approval by Joint Legislative Committee on Administrative Rules.

Motion by Commissioner Wrenn, seconded by Colonel Quinn to approve the amendment to Pol 301.05 in order to proceed to the next stage. Unanimous vote 6-0 in favor of the motion.

Minimum Age for Law Enforcement

Chief Merrill had been asked to provide information on the minimum age of hire for law enforcement officers throughout the United States to Council members. Chief Merrill provided a memo and a spreadsheet he developed to respond to the request, (attached). Responses have been received from all 50 states, as well as Guam.

Commissioner Wrenn commented that the age of officers might be a good topic for the planning session.

9:10 Judge Gardner arrived.

Chairman Prozzo announced that items 5 and 6 on the agenda, (the matter of tobacco at PSTC and the request for reinstatement) would be held at the November 17th meeting.

Chairman Prozzo asked Captain Bodanza about the hearing scheduled for Aaron Collette, eligibility, Pol 301.02 (d) if he was in attendance? Captain Jean responded that Mr. Collette had not arrived.

Chairman Prozzo confirmed with Captain Bodanza that Mr. Collette had been notified to attend the hearing.

Captain Bodanza was instructed to begin his presentation of the Collette matter; and Colonel Quinn recused himself from the room.

At 9:15 Captain Bodanza began the hearing by introducing himself and providing Council members with a copy of a timeline for Aaron Collette.

Captain Bodanza was proceeding through the timeline and describing exhibits when

Aaron Collette arrived at the meeting, approximately 9:20.

At this point, Chairman Prozzo inquired why Mr. Collette was late to the meeting and asked if he had been notified? Mr. Collette stated that he had been notified, but in fact he'd had a problem with traffic.

Chairman Prozzo explained the hearing procedure and asked if Mr. Collette would like a public or a nonpublic session. Mr. Collette chose a nonpublic session; accordingly, all guests left the meeting room.

Motion by Commissioner Wrenn for the Council to enter a nonpublic session. The motion was seconded by Chief Cahill, unanimous roll call vote by Council members 8-0.

At 9:25 Council entered a nonpublic session.

Motion by Commissioner Wrenn to seal the minutes of the nonpublic session, the motion was seconded by Chief Cahill; vote was 7-0 in favor of the motion.

Motion by Commissioner Wrenn to exit the nonpublic session, motion seconded by Chief Cahill, the roll call vote was unanimous 8-0 in favor of the motion.

At 10:37 the meeting was back in public session.

Motion by Chief Cahill that Aaron Collette was ineligible for certification due to the dishonesty of his testimony, the motion was seconded by Judge Carroll, and the vote was unanimous in favor of the motion 7-0.

Council members recessed at 10:40 a.m.

The meeting was back in session at 10:45.

Chairman Prozzo explained that he had attended an informal conference on October 21st with David Carpenter and his attorney, Tim Goulden. Staff was requesting further information, but had scheduled an additional informal conference on November 12, 2013; if no proposal was reached during that meeting, a hearing would be scheduled for the December 17, 2013 meeting.

CONSENT CALENDAR

CONSENT CALENDAR ITEMS

PT&E Requests

Officer Ian Berkeley, Chichester Police Department

(DOH: 09/04/13) will be granted certification upon successful completion of the medical exam, and entrance fitness test.

Requests for Extensions

Note: Extensions granted until fitness testing for requested Academy, and, if testing is successful, through the end of the requested Academy.

Full-Time Police Officer Academy

162nd Academy September 16, 2013 to December 20, 2013; entrance fitness test September 3, 2013

163rd Academy January 6, 2014 to April 10, 2014; entrance fitness test December 6, 2013.

Part-Time Police Officer Academy

265th Academy August 10, 2013 to November 15, 2013; entrance fitness test July 27, 2013.

266th Academy February 8, 2014 to May 9, 2014; entrance fitness test January 25, 2014.

Corrections Academy

96th Academy September 3, 2013 to November 1, 2013, entrance fitness test August 20, 2013

Officer James DeCormier, Northfield Police Department

(DOH: 08/18/2013 Part-time certified) was granted the extension through the date of the entrance fitness test and, if testing is successful, through the end of the 163rd Full Time Academy with the stipulation that Officer DeCormier must remain actively enrolled in the 163rd Academy.

Officer Steven DiChiara, Plaistow Police Department

(DOH: 09/23/2013 Not Part-time certified) was granted the extension through the date of the entrance fitness test and, if testing is successful, through the end of the 163rd Full Time Academy with the stipulation that Officer DiChiara must remain actively enrolled in the 163rd Academy and may continue working only in the direct presence of a certified officer.

Officer Jamison P. Fellows, Alton Police Department

(DOH: 07/13/2013 Part-time certified) was granted the extension through the date of the entrance fitness test and, if testing is successful, through the end of the 163rd Full Time Academy with the stipulation that Officer Fellows must remain actively enrolled in the 163rd Academy.

Officer Derek Poirier, New Castle Police Department

(DOH: 09/23/2013 Part-time certified) was granted the extension through the date of the entrance fitness test and, if testing is successful, through the end of the 163rd Full Time Academy with the stipulation that Officer Poirier must remain actively enrolled in the 163rd Academy.

Officer Katie Smilgelski, Hillsborough County Sheriff's Department

(DOH: 07/29/2013 Not Part-time certified) was granted the extension through the date of the entrance fitness test and, if testing is successful, through the end of the 163rd Full Time Academy with the stipulation that Officer Smilgelski must remain actively enrolled in the 163rd Academy and may continue working only in the direct presence of a certified officer.

Officer Thomas Terilli, Candia Police Department

(DOH: 07/26/2013 Part-time certified) was granted the extension through the date of the entrance fitness test and, if testing is successful, through the end of the 163rd Full Time Academy with the stipulation that Officer Terilli must remain actively enrolled in the 163rd Academy.

Officer Arnold Towle, Epping Police Department

(DOH: 09/09/2013) was granted the extension through the date of the entrance fitness test and, if testing is successful, through the end of the 163rd Full Time Academy with the stipulation that Officer Towle must remain actively enrolled in the 163rd Academy and may continue working only in the direct presence of a certified officer.

CO Steven Ramsey, New Hampshire Department of Corrections

(DOH 08/09/2013) was granted the extension through the date of the entrance fitness test, and if testing is successful, through the end of the 97th Corrections Academy with the stipulation that CO Ramsey must remain actively enrolled in the 97th Corrections Academy and may only work in the direct presence of a certified Corrections Officer.

Officer Jeffrey Roub, Freedom Police Department

(DOH: 10/01/2013) was granted an extension through the date of the entrance fitness test and, if testing is successful, through the end of the 266th Part Time Academy with the stipulation that Officer Roub must remain actively enrolled in the 266th Part Time Academy and may continue working only in the direct presence of a certified officer.

Deputy Christine Maille, Hillsborough County Sheriff's Office

(DOH 3/29/2013) was granted an extension through January 14, 2014, with the stipulation that Deputy Maille may continue working only in the direct presence of a certified officer.

Officer Jeffrey Cole, Madbury Police Department

(DOH 12/20/2013) was granted an extension through January 14, 2014, with the stipulation that Officer Cole may continue working only in the direct presence of a certified officer.

Requests for Specialized Training Grant Funds Balance: \$13,664.25.

Barrington Police Department was granted funds for Sergeant George Joy to attend the FBI-LEEDA Executive Leadership class in Hampton, NH at the Hampton Police Department, from October 21 to October 24, 2013.

Keene Police Department was granted funds for Lieutenant Steven C. Tenney to attend the Command Training Series Mid Management Course at Roger Williams University School of Justice Studies in Bristol, RI, from October 27 to November 8, 2013.

Motion by Judge Gardner to approve the consent calendar, the motion was seconded by Sheriff Dubois, the unanimous vote of Council members was 8-0 in favor of the motion.

Other New Business

Chief Cahill expressed that he had some new information on fitness testing standards; he would like to present the information during the November planning session.

Sheriff Dubois explained that he and Chief Colarusso had met with the governor during the previous week. During the meeting they spoke about having a liaison between the governor's office and PSTC.

Next Meeting Date/Adjournment

The next meeting of the New Hampshire Police Standards and Training Council (#436) will be held on November 19, 2013. PSTC staff has scheduled the planning session to begin the day at 9:00 a.m. with the Council meeting held in afternoon.

Upon a motion by Attorney General Foster, seconded by Chief Cahill, the Council voted unanimously to adjourn the meeting at 11:00 a.m.

Respectfully submitted,



Chairman Michael V. Prozzo, Jr.