



Chief David P. Cahill
Chairman

State of New Hampshire
POLICE STANDARDS & TRAINING COUNCIL
ARTHUR D. KEHAS
LAW ENFORCEMENT TRAINING FACILITY & CAMPUS
17 Institute Drive — Concord, N.H. 03301-7413
603-271-2133 FAX 603-271-1785
TDD Access: Relay NH 1-800-735-2964



Donald L. Vittum
Director

Approved Minutes
June 27, 2017

The 480th meeting of the New Hampshire Police Standards and Training Council was called to order at 9:04 a.m. by Chairman David Cahill in classroom one at the Arthur D. Kehas Law Enforcement Training Facility and Campus in Concord, New Hampshire.

Members Present: Chairman, Chief David Cahill, Sunapee Police Department, Vice Chairman, Chief William Hart, Londonderry Police Department; Attorney General Gordon MacDonald; Chief Enoch Willard, Manchester Police Department; Sheriff, David Dubois, Strafford County Sheriff's Office; Sheriff Douglas Dutile, Grafton County Sheriff's Office; Executive Major David Parenteau, New Hampshire State Police; William L. Wrenn, Jr., Commissioner, New Hampshire Department of Corrections; Susan Dunton, Community College System of New Hampshire and Debra Noyes.

Members Absent: Judge James Carroll, 4th Circuit – District Division - Laconia, Judge Sawako Gardner, 10th Circuit-District Division – Portsmouth, and Dr. Ekaterina Hurst.

Staff Present: Director Donald L. Vittum, Chief Timothy Merrill, Captain Mark Bodanza, Captain Benjamin Jean, Anne Paquin, Investigative Paralegal, and Charlene Mains, Program Assistant II.

Guests Present: Dakota Derego, Anna Wong with Richard Laughton, Labor Representative, State of New Hampshire.

Call Meeting to Order

Chairman Cahill called the meeting to order at 9:04 a.m.

Approval of Minutes

Motion made to accept the Minutes of the May 23, 2017 Council meeting by President Dunton. Following a second by Chief Hart, the voice vote was unanimous in favor of the Motion.

Captain Bodanza

The staff of PSTC was present with Chairman Cahill to present a Commendation to Captain Bodanza for his outstanding service and dedication to the Academy over the past 9+ years. Captain Bodanza has accepted a position with the Hanover Police Department and his last day at the Academy is June 29th. Captain Bodanza stated it had been an honor to work at the Academy. He noted that the PSTC staff is outstanding and works hard for the Academy, and he was proud to be a member of the team. Chairman Cahill

also stated that Captain Bodanza had been an excellent role model to the staff and law enforcement.

Non-public sessions

The Council staff has drafted a form for use regarding non-public sessions to ensure that all the requirements are met for requesting non-public sessions so the individual is protected and also to comply with right-to-know requests.

Director's Report

There was nothing new to report.

Financial Report

Captain Benjamin Jean reported that the budget has stayed intact. There are no training grants going forward this month. The capital budget is still intact, the roof is almost done, and the driving simulator is on order and due for arrival by the end of July. The training calendar is scheduled to go out this week listing the classes being offered. He stated things are moving along well.

Previous Unfinished Business

Investigation of 172nd Academy

Chief Merrill stated the investigation into the 172nd Academy was completed. An officer from the agency who provided material to a recruit was identified and his agency has dealt with the issue.

Attorney General MacDonald wanted to know, from the Academy's point of view, if the matter was concluded and Chief Merrill stated "yes". Commissioner Wrenn suggested Council go into non-public to be briefed more on the issue.

Motion made at 9:12 a.m. by Commissioner Wrenn to enter non-public session regarding a personnel matter under RSA 91-A:3, II(c). Following a second by Ms. Noyes, a roll call vote was taken and, with the exception of two nays, was unanimous in favor of the Motion.

Motion to exit non-public session at 9:37 a.m. under RSA 91-A:III(2)(c), personnel matter, by Attorney General MacDonald. Following a second by Commissioner Wrenn, a roll call vote was taken and was unanimous in favor of the Motion.

Motion to seal the minutes of the non-public session under RSA 91-A:III(2)(c), personnel matter, by Commissioner Wrenn. Following a second by Chief Cahill, the voice vote was taken and was unanimous in favor of the Motion.

Dakota Derego – Lebanon Police Department

Chairman Cahill asked if Mr. Derego would like a public or non-public hearing, and he indicated non-public.

Motion made by Sheriff Dubois at 9:43 a.m. to enter non-public session regarding a personnel matter under RSA 91-A:2, II(c). Following a second by Chief Colarusso, a roll call vote was taken and was unanimous in favor of the Motion.

Motion to exit non-public session at 9:55 a.m. under RSA 91-A:III(2)(c), personnel matter, by Attorney General MacDonald. Following a second by Sheriff Dubois, a roll call vote was taken and was unanimous in favor of the Motion.

Motion to seal the minutes of the non-public session under RSA 91-A:III(2)(c), personnel matter, by Sheriff Dubois. Following a second by Chief Colarusso, the voice vote was taken and was unanimous in favor of the Motion.

Motion to accept surrender of officer's certification for a minimum of two years and that his name is placed in the National Registry by Chief Colarusso. Following a second by President Dunton, the voice vote was taken and was unanimous in favor of the Motion.

Planning Session in September

Captain Jean stated that the computer software for the Planning Session was approximately, \$24,000, and competitors with similar software are being researched. The ultimate goal is to use the computer system for a think tank session, there will be about 35 computers. It was advised that Council members e-mail the Director names of people to invite to the Planning Session. Topics at previous sessions have included what classes to include at the Academy, number of weeks, and training at the Academy. The group is encouraged to give their thoughts and ideas. It is an interactive day lasting about three to five hours.

Christopher Lind

Chief Merrill stated this had been on appeal, and the appeal has been withdrawn.

Letters to Staff and Council

Chairman Cahill stated a letter was drafted to staff and Council by he and Chief Hart acknowledging changes in the Council, the membership of the Council, and how they appreciate and support the staff's hard work. The staff has made up binders with the new rules and changes if anyone would like one. Commissioner Wrenn liked the idea of the letters but thought it should be emphasized to new and current members of Council the importance of attending meetings to maintain a quorum and keep advised of situations. Chairman Cahill agreed, realizing that there are circumstances that prevent missing meetings every now and then. He stated that the Council is dealing with people's livelihoods, training for police officers, and impact on the staff. He agrees with the

importance of attending the meetings.

Motion made to send out letters to staff as drafted by Sheriff Dutile. Following a second by President Dunton, the voice vote was unanimous in favor of the Motion.

Anna Wong – NH Department of Corrections

Chairman Cahill indicated Ms. Wong was present due to pistol qualifications.

Chief Merrill stated that any test failed must be taken again no less than seven days after failing. If they fail a second time, the individual has the chance to re-take test within 30-60 days of failing. If an individual fails for a third time, he or she must come before Council with an agency request to allow that person to continue working, and to attempt the test again.

Ms. Wong was present before Council due to two previous unsuccessful attempts to qualify. Richard Laughton, Labor Representative, introduced himself and indicated Ms. Wong has completed a course at the Sig Sauer Academy and has been attending fire ranges in Belmont and Manchester, and continues to make improvement, working hard toward this goal.

Sheriff Dutile questioned what the officer is doing as far as duties with a firearm. Ms. Wong indicated she works at Northern Corrections and works in control room where there is no need for a firearm.

Motion to grant the request of Anna Wong to extend passing certification for firearms by Chief Colarusso. Following a second by Sheriff Dubois, the voice vote was taken and was unanimous in favor of the Motion, with the exception of Commissioner Wrenn who abstained from voting.

Joseph Devereux – NH Department of Corrections

Mr. Devereux was not present, but had the same request as Ms. Wong regarding failing to qualify with firearms. Commissioner Wrenn drafted a letter to Council indicating with a little more training he is confident in Mr. Devereux obtaining certification.

Motion to grant request of Joseph Devereux to extend passing certification for firearms by Sheriff Dutile. Following a second by Chief Hart, the voice vote was taken and was unanimous in favor of the Motion, with the exception of Commissioner Wrenn who abstained from voting.

Commissioner Wrenn stated that if a CO has not passed the firearms qualification, they would not be allowed to work in a position that required a firearm such as transport, hospital detail or perimeter vehicle. He stated that the majority of the positions are unarmed.

Probation/Parole PTE as CO's

Captain Bodanza stated that in 2014, Council approved probation/parole officers previously certified as CO's in the State of New Hampshire to perform duties at the State prison. Commissioner Wrenn submitted a list of names to grant certifications to Corrections and Probation/Parole Officers. Commissioner Wrenn's request would allow them to maintain dual certifications, one as a probation/parole officer and one as a corrections officer. This would allow them to go back and work in the prison for overtime, due to the state prison being short staffed and shifts need to be covered. In the current situation, it would be a great help. The same requirements will need to be met as back in 2014.

Motion to grant request of Commissioner Wrenn by Sheriff Dubois. Following a second by Chief Hart, the voice vote was taken and was unanimous in favor of the Motion, with the exception of Commissioner Wrenn who abstained from voting.

President Dunton exits the Council meeting at 10:10 a.m.

PT&E Requests

Stephen Murrell, Alstead Police Department (DOH: 06/05/17) will be granted certification upon successful completion of the medical exam, entrance fitness test, and the Law Package of the Full-Time Police Officer Academy.

Officer Melissa Evans, Hinsdale Police Department (DOH: 06/05/17) will be granted certification upon successful completion of the medical exam, entrance fitness test, and the Law Package of the Full-Time Police Officer Academy.

Officer Michael Carrier, Hinsdale Police Department (DOH: 06/05/17) will be granted certification upon successful completion of the medical exam, entrance fitness test, defensive driving and the Law Package of the Full-Time Police Officer Academy.

Officer Thomas Trask, DRED, Forests and Lands (DOH: 06/09/17) will be granted certification upon successful completion of the medical exam and entrance fitness test.

Requests for Extensions

Note: Extensions granted until the first council meeting following the fitness testing for the requested Academy, and, if testing is successful, to the first council meeting following the end of the requested Academy.

Aaron Mounsey, Newton Police Department (DOH: 11/13/16 **Part-Time certified**) was granted an extension through the end of the 173rd Full-Time Police Officer Academy. An extension is required because the ending date of the 173rd Full Time Academy and, if testing is successful, until the first council meeting following the end of the requested academy with the stipulation that the officer must remain actively enrolled in the 173rd academy.

Carissa Preneveau, Rye Police Department (DOH: 03/28/17 **Not Part-time certified**) was granted an extension through the end of the 174th Full-Time Police Officer Academy **and, if testing is successful, to the first council meeting following the end of the** requested academy with the stipulation that the officer must remain actively enrolled in the 174th academy and may continue working only in the direct presence of a certified officer.

Timothy A. Gordon, Newington Police Department (DOH 08/03/15 **Not Part-time certified**) was granted an extension through the end of the 174th Full-Time Police Officer Academy and, if testing is successful, to the first council meeting following the end of the requested academy with the stipulation that the officer must remain actively enrolled in the 174th academy and may continue working only in the direct presence of a certified officer.

Dakota Van Tassel, Bristol Police Department (DOH: 05/18/17 **Not Part-time certified**) was granted an extension through the end of the 174th Full-Time Police Officer Academy, and, if testing is successful, to the first council meeting following the end of the requested academy with the stipulation that the officer must remain actively enrolled in the 174th Academy and may continue working only in the direct presence of a certified officer.

Margaret Barry, Claremont Police Department (DOH: 04/02/17 **Not Part-time certified**) was granted an extension through the end of the 174th Full-Time Police Officer Academy and, if testing is successful, to the first council meeting following the end of the requested academy with the stipulation that the officer must remain actively enrolled in the 174th Academy and may continue working only in the direct presence of a certified officer.

Alexander Mulcahey, Somersworth Police Department (DOH: 06/12/17 **Not Part-time certified**) was granted an extension through the end of the 174th Full-Time Police Officer Academy and, if testing is successful, to the first council meeting following the end of the requested academy with the stipulation that the officer must remain actively enrolled in the 174th Academy and may continue working only in the direct presence of a certified officer.

Brandon Jendrock, Wakefield Police Department (DOH: 05/22/17 **Not Part-time certified**) was granted an extension through the end of the 174th Full-Time Police Officer Academy and, if testing is successful, to the first council meeting following the end of the requested academy with the stipulation that the officer must remain actively enrolled in the 174th Academy and may continue working only in the direct presence of a certified officer.

Roderick Oshana, Haverill Police Department (DOH: 06/22/16) was granted an extension through the end of the 274th Part Time Academy and, if testing is successful,

to the first council meeting following the end of the requested academy with the stipulation that the officer must remain actively enrolled in the 274th Part Time Academy and may continue working only in the direct presence of a certified officer.

Matthew Paquette, Webster Police Department (DOH: 07/17/17) was granted an extension through the end of the 274th Part Time Academy and, if testing is successful, to the first council meeting following the end of the requested academy with the stipulation that the officer must remain actively enrolled in the 274th Part Time Academy and may continue working only in the direct presence of a certified officer.

Noah Gooch, Grafton Police Department (DOH: 04/04/17) was granted an extension through the end of the 274th Part Time Academy and, if testing is successful, to the first council meeting following the end of the requested academy with the stipulation that the officer must remain actively enrolled in the 274th Part Time Academy and may continue working only in the direct presence of a certified officer.

Medical Extensions for fitness testing were granted to the following:

Jeffrey Ardini, NH State Police

Michael Bergeron, Manchester

Keith Bike, Auburn

Aaron Brown, Manchester

Paul Cote, NH DOC

Jason Dewire, Exeter

Tara Elsemiller, NH State Police

Jonathan Evans, Freedom

Michael Hughes, Derry

Michael Hutchinson, Northfield

Mallory Littman, NH State Police

Brad Willey, Lancaster

End of Consent Calendar

Motion to approve the Consent Calendar by Sheriff Dubois. Following a second from Sheriff Dutile, the voice vote of the Council was unanimous in favor of the Motion with the following exceptions: Michael Bergeron and Aaron Brown (Manchester)/Chief Willard abstained; Paul Cote (Dept. of Corrections)/Commissioner Wrenn abstained, and Jeffrey Ardini, Tara Elsemiller and Mallory Littman (State Police)/Major Parenteau abstained.

Other New Business

PT&E Adam Painchaud, Alton Police Department

Captain Bodanza gave a summary for Adam Painchaud, who is a certified part-time police officer working with the Alton Police Department since 2011. He also works part-time for the Belknap County Sheriff's Office. In 2009, Adam Painchaud completed a federal course in basic and criminal investigation. The Alton Police Department requested that Officer Painchaud be certified as full-time due to his federal training and part-time officer training. Since Council has not taken this action before, it is listed under Non-Consent. The federal training equaled 462 hours and the part-time training hours were 200, which leaves the question for Council if this training equates to a full-time certification, law package or a full academy for that certification? It was pointed out that Officer Painchaud is still deficient in the areas of criminal code, motor vehicle code, and many of the law package areas. Chairman Cahill indicated that Officer Painchaud holds a position with Sig Arms and he has no question regarding his technical capabilities with firearms. Chairman Cahill's concern is with domestic violence and other classes, and the 200+ less hours for part-time versus full-time and the material offered in full-time. After various questions and discussion, the following Motion was made:

Motion to allow a full-time certification based on prior training and experience with the additions of other training as deemed necessary by the staff by Sheriff Dubois. Following a second by Chief Willard, the voice vote of the Council was unanimous in favor of the Motion.

Attorney General MacDonald exits the Council meeting at 10:20 a.m.

Chairman Cahill stated that the Cadet Academy is welcoming anyone who would like to have lunch with them and the kids at NHTI to feel free to stop by.

Next Meeting Date and Adjournment

The next meeting of the New Hampshire Police Standards and Training Council will be held on July 25, 2017.

Motion by Chief Colarusso to adjourn. Following a second by Chief Hart, the voice vote of the Council was unanimous in favor of the Motion.

Respectfully submitted,



July 25, 2017

Chairman, Chief David Cahill