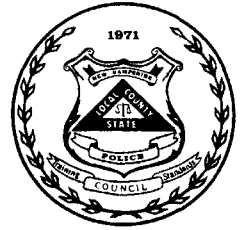




Chief David P. Cahill
Chairman

State of New Hampshire
POLICE STANDARDS & TRAINING COUNCIL
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PUBLIC MINUTES



Police Standards and Training Council
September 24, 2019

Present: Chairman, Chief Cahill, Sunapee Police Department; Mark Long; Sheriff Valerino, Coos County Sheriff's Office; Vice Chairman, Chief Morency, Berlin Police Department; Sheriff Massahos, Rockingham County Sheriff's Office; Maureen Sullivan; Chief Capano, Manchester Police Department; Commissioner Hanks, New Hampshire Department of Corrections; Judge Gardner, Circuit Court Judge; Judge Vetanze, 3rd Circuit District Division, Ossipee and Attorney General MacDonald.

Not Present: Charles Ansell, New Hampshire Community College; Chief Cormier, Tilton Police Department; Colonel Wagner, New Hampshire State Police.

Staff Present: Assistant Director, Chief Merrill; Major Parenteau (Ret.), Lt. Hawkins, Anne Paquin, Investigative Paralegal.

Guests: Sheriff Scott Hilliard, Merrimack County; Mark Bodanza, Sgt. Brian Caldwell, Manchester Police Department; and Jonathan Melanson, Director of Appointment, NH Executive Department.

The 508th meeting of the New Hampshire Police Standards and Training Council was called to order at 9:02 a.m. by Chairman David Cahill in classroom one at the Arthur D. Kehas Law Enforcement Training Facility and Campus in Concord, New Hampshire.

Motion by Commissioner Hanks, seconded by Chief Morency to accept the public minutes from August 27, 2019, the Council vote was unanimous.

Motion by Judge Vetanze, seconded by Judge Gardner to accept the nonpublic minutes from NH State Police-Kevin MacGregor, the Council vote was unanimous.

Motion by Maureen Sullivan, seconded by Sheriff Valerino to accept the minutes from the August 27, 2019 work session, the Council vote was unanimous.

Assistant Director Report

Chief Merrill summarized the status of the full time academy, part time academy and the corrections academy, all currently in session.

Financial Report

Chief Merrill explained that PSTC's budget is on track with the twenty- five percent that is allowed for the first quarter.

PSTC is collaborating with the Department of Safety to obtain grants to finance upgrades for the "Virtra" system.

Staff is making progress completing the hiring process for the three vacant positions.

Chief Merrill has a list of invitees for the PSTC Annual Planning Session, and requested ideas for topics for the planning session. Chief Morency asked about exploring the possibility of the transfer of college credits for criminal justice classes for the part time academy.

The Federal Law Enforcement Training Academy has contacted PSTC staff about providing classes on firearms and active shooter at no cost.

The International Firearms Instructor's Association has contacted PSTC staff regarding a tuition based class.

Open House for Donald Vittum

Chief Cahill reminded the Council of an open house to be held on October 22, 2019 from 3:00 p.m. to 5:30 p.m. at Londonderry Police HQ, 268A Mammoth Road, Londonderry, NH for Donald Vittum. Chairman, Chief Cahill, along with Chief Hart and Captain Cheetham of the Londonderry Police Department are organizing this event. There will be a presentation at 4:15. and those that wish to speak should be there at that time.

Subcommittee Meeting / Process for a Director for PSTC

Chief Morency thanked the members of the Subcommittee for their work on the documents for the job posting and job description for the Director position.

The Subcommittee asked for approval of the draft job description (attached). Upon approval, Chief Morency would work with Michael Moranti of the Department of Personnel to have the position posted on the NH First website, PSTC's website, and Colonel Wagner had agreed to contact national law enforcement organizations to request posting on their websites as well.

Council members reviewed the draft job description.

Motion to approve the PSTC Director's Job Description by Attorney General MacDonald, the motion was seconded by Sheriff Valerino.

Discussion ensued amongst Council members; should the Director candidate be required to hold a New Hampshire law enforcement certification or be required to complete a prior training and experience process for a New Hampshire law enforcement certification?

The Subcommittee had engaged in a discussion during their September 12, 2019 meeting about requiring law enforcement certification for the position. They chose not to make it a requirement as it would lessen the number of candidates.

Council members discussed a phrase on the draft job description, “experience in law enforcement work and law enforcement training, including corrections”.

Motion by Judge Vetanze to amend the job description by striking “, including corrections” in the second bullet under minimum qualifications. The motion was seconded by Judge Gardner, and the Council voted unanimously to accept the motion.

The Council voted unanimously to accept the motion that had previously been made by Attorney General MacDonald and seconded by Sheriff Valerino to accept the draft job description for Director of PSTC presented by the Council’s Subcommittee.

Chief Morency will be the contact person listed on the job description. The position will be posted for 30 days, during which time the Subcommittee will begin to review the applications. The Subcommittee will meet again on October 24, 2019 at 9:30 at PSTC to discuss applicants and the methods that could be used to score the potential candidates.

Sheriff Scott Hilliard Hearing, Pol 402.02 (b)

Sheriff Hilliard was present and requested a nonpublic session.

Motion by Chief Cahill to begin a nonpublic session, citing RSA 91-A:3, II (c) matters which if discussed in public would adversely affect the reputation of a member other than a member of the board, unless such person requests an open meeting.

Attorney General MacDonald suggested that RSA 91-A:3, II (a) would be a more appropriate cite for this nonpublic session as it was a disciplinary matter for a public employee.

Chief Cahill then amended his citation to RSA 91-A:3, II (a).

Discussion ensued amongst the Council regarding the proper nonpublic session citation for the matter at hand.

Motion by Judge Vetanze, seconded by Judge Gardner, to enter a nonpublic session under the provisions of RSA 91-A:3, II subsection (a) or (c) as they may apply to this case.

Chief Cahill called for a roll call vote.

Sheriff Valerino initiated a discussion regarding recusal of himself and Sheriff Massahos, due to their positions.

Discussion ensued about the nature of the recusals.

Section (e) 6. (from the Recusal Policy for PSTC was referenced “The Council member personally believes that he or she cannot fairly judge the facts of a case”) was suggested.

Chief Cahill asked for a roll call vote to begin the nonpublic session, (for the motion previously made by Judge Vetanze). There were seven in favor and four opposed, the motion passed.

Sheriff Valerino and Sheriff Massahos recused themselves from the meeting room.

At 9:47 a.m. the Council began a nonpublic session.

Motion by Commissioner Hanks, seconded by Mark Long to exit the nonpublic session. The roll call vote was unanimous.

At 10:22 a.m. the Council meeting was back in public session.

Motion by Commissioner Hanks, seconded by Judge Vetanze to seal the minutes of the nonpublic session as it is determined that divulgence of this information likely would affect adversely the reputation of any person other than a member of this board. The roll call vote was ~~unanimous in favor of the motion.~~ *one opposed*

Motion by Commissioner Hanks, seconded by Judge Vetanze to temporarily suspend the certification of Sheriff Hilliard pending the outcome of the case and further order of the Council. The vote was unanimous in favor of the motion, with Sheriff Valerino and Sheriff Massahos recused from the vote.

Consent Calendar

Justin Logan Sullivan County Sheriff's Office (DOH 8-26-19) 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 with the stipulation that the officer must work in the direct presence of a certified officer unless the officer completes the agency's FTO program and then may work under normal supervision.

Anthony Marciano Londonderry Police Department (DOH 9-3-19) 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, with the stipulation that the officer must work in the direct presence of a certified officer unless the officer completes the agency's FTO program and then may work under normal supervision.

Requests for Fitness Testing Extension

Detective Sergeant Benjamin Black, Laconia Police Department
Will be granted a medical extension for three year fitness testing.

Addendum #1 (included in Consent Calendar)

Richard Ell, Manchester Police Department (DOH 10-14-19) will be granted certification upon successful completion of the medical exam, and the entrance fitness test, with the stipulation that the officer must work in the direct presence of a certified officer unless the officer completes the agency's FTO program and then may work under normal supervision.

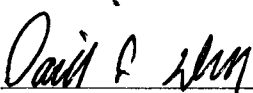
Motion by Judge Vetanze, seconded by Chief Morency to approve the consent calendar, with the vote of the Council unanimously in favor, Chief Capano recused from the vote. (he exited the meeting at 10:25 a.m.).

The Council will meet for the annual planning session on October 22, 2019 at 9:00 a.m.; and the regular meeting is scheduled for 1:00 that afternoon.

Motion to adjourn at 10:27 a.m. by Commissioner Hanks, seconded by Judge Gardner with unanimous vote by the Council.

October 22, 2019

Respectfully submitted


Chairman David P. Cahill