



# CHIEFLY CHATTER February 2011

# CCPCA

## Association News and Meeting Minutes

### MEETING MINUTES

February 17, 2011

#### Metropark Ranger Headquarters

The General Membership meeting of the Cuyahoga County Police Chiefs Association was called to order at 1205 hours by President McQuaid.

**Roll Call** Chief Gilles led the Pledge of Allegiance. Chaplain Kostura led the Invocation. Secretary- Treasurer Loftus called the roll of officers. Vice-President Harris was excused. Members and guests introduced themselves. President McQuaid thanked Chief Greg Loftus and Cleveland Metroparks for hosting today's meeting, and to Nancy Grabski for handling all the details.

**Approval of Previous Meeting Minutes** *A motion to accept the minutes of the regular membership meeting of January 15, 2011 as distributed, was made by Chief Szeredy and seconded by Chief Maddox. Motion Passed.*

**Financial Report** Secretary Treasurer Loftus reported that our account balances are as follows:

|              |                     |
|--------------|---------------------|
| \$ 6,345.99  | General Fund (MM)   |
| \$ 5,052.46  | Scholarship Reserve |
| \$ 7,613.02  | Checking            |
| \$ 19,011.47 | Total               |

*A Motion to accept the Financial Report was made by Chief Baumgart and seconded by Chief Dease. Motion Passed.*

**Executive Director's Report** Bob Bruckner

- **The Edward & Catherine Lozick Foundation** has again donated \$1,000.00. These funds will be used for the Baldwin Wallace Scholarship.
- **Surplus Property Sale.** An e-mail notice of a CCPCA surplus property sale will be distributed this week.
- **2011 Dues** Invoices have been mailed and you should have received yours. Please let me know if you have not received your invoice.

**Legal update** Steve Parisi

- State v. Poling, 160 Ohio Misc.2d 84, 2010-Ohio-5429. Mother's actions in copying 16-year old daughter's e-mails did not violate state or federal wiretap statutes.
- State v. Chappell, 127 Ohio St.3d 376, 2010-Ohio-5991. Concerning a state charge of Possessing Criminal Tools, the purpose to use an item criminally can arise from an intended violation of federal law.
- Steve advises that recent training available to attorneys involving handling government liability cases addresses police misconduct. He urges that you check your cities insurance to confirm proper coverage.
- The Ohio Supreme Court has upheld a 2006 state law that lifted cities assault weapons bans and most other local gun restrictions.

- The U.S. Supreme Court is considering the possibility of overturning their 60-year-old decision that police were not entitled to enter a residence without a warrant merely because they smelled burning opium. The current case involves marijuana smells.
- Based on a November 2010 ruling by the 12<sup>th</sup> District Court of Appeals in Ohio, warrants are not currently required in order to place GPS tracking devices on the vehicles of criminal suspects.

### Speakers for Today's Meeting

- **Vince Caraffi, Cuyahoga County Board of Health.** Spoke concerning Fatalities Associated with the Misuse of Prescription Medications. He cited a 319% increase since 1999 in unintentional poisonings due to the misuse of prescription drugs and a 300% increase in fatalities.
- **Scott McNulty, OSHA.** Spoke about the OSHA Mission and Workplace Accident Prevention. They are asking that police departments report safety violations and workplace accidents and fatalities.

### Committee Reports

**Membership:** The Board approved the following membership applications at this morning's meeting.

- **Chief Robert C. Miller, Parma Police Department** for Active Membership.
- **Chief Christopher P. Viland, Solon Police Department** for Active Membership.
- **Chief Michael Marotta, Bedford Heights Police Department** for Active Membership.
- **Stephen D. Anthony, FBI, SAC** for Law Enforcement Administrator Membership.
- **Captain Roger A. Hannay, Ohio State Highway Patrol** for reinstatement of his Law Enforcement Administrator Membership.

### **Training:**

- **U.S. Department of Homeland Security/Transportation Security Administration** will provide in service training on "Situational Awareness and Behavioral Detection" upon request. Contact Sam Abouhmoud, DHS/TSA Cleveland Field Office, 216-214-8057.

**OACP:** Chief Wright reported that 2010 has been par-

ticularly busy for assessments and that a record number of proposals are out for 2011.

**Old Business** No old business.

### **New Business**

- **OACP Proposal for Mandatory New Police Chief Training.** Proposal was e-mailed to the membership. Discussion. *A motion to send a letter to the OACP President in opposition of the proposed legislation was made by Chief Baumgart and seconded by Chief Dease. Motion passed.* Chief Maddox will compose the letter along with several other chiefs.
- **Committees for 2011**  
**Appointments for 2011** are now opened. Any members who wish to serve on a committee please contact President McQuaid before March 1st.  
**Committee Realignment.** Committees will remain as currently listed with the addition of the "Cuyahoga County Regional Forensic Science Laboratory" Committee.
- **U.S. Customs** is looking for a firearms range to use for qualifications. Please call them if you have one available for their use.

### **Health and Welfare, Members Ill or in Distress**

- **Vice-President Clayton Harris, Tri-C Police Department** was recently hospitalized for Appendicitis.
- **Member George Phillips, Sr.** Case Western Reserve and University Hospital passed away on Sunday, February 11, 2011. The funeral was this morning. A donation will be made to the Autism Society of America in George's memory.

### **Good of the Order**

- **Chief Ted Bodnovich, Valley View Police Department** retired February 4, 2011.
- **Presentation of Retirement Plaques and Life Member Cards.** President McQuaid.  
**Chief Don Wagner, Rocky River PD**  
**Chief Frank Bova, Warrensville Heights PD**  
**Chief Tom Murphy, Garfield Heights PD**

**Next Regular Meeting** will be held at 12 noon on Thursday March 17, 2011 at the Holiday Inn, Independence.

**Adjournment** *There being no further business to discuss a motion to adjourn was made by Chief Dease and seconded by Chief Baumgart. Motion passed. Meeting adjourned at 1320 hours.*

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## CCPCA NEWS

**Chief Robert J. Semik, Oakwood Village Police Department** died on February 18, 2011. Services were held on February 23rd. Burial at the Ohio Western Reserve National Cemetery, Rittman, Ohio.

**Life Board Member**

Chief Wayne Baumgart, Ret.  
12170 Waterfowl Lane  
Chardon, Ohio 44024  
440-258-8658



**Past President**

Chief John W. Maddox  
Middleburg Heights Police Department  
15850 Bagley Rd.  
Middleburg Heights, Ohio 44130  
440-243-1234



**Legal Counsel**

Stephen T. Parisi, Attorney  
30800 Brookwood Drive  
Pepper Pike, Ohio 44124-5403  
216-360-9969



**Executive Director**

Chief Robert W. Bruckner, Ret.  
12234 Chamberlain Rd.  
Aurora, Ohio 44202  
216-374-6482  
Fax 509-692-0347  
robert.bruckner@ccpcaohio.com



## 2011 MEETING SCHEDULE

BOARD MEETINGS BEGIN AT 1030

REGULAR MEETINGS BEGIN AT 12 NOON

|              |                           |
|--------------|---------------------------|
| March 17     | Holiday Inn, Independence |
| April 21     | Holiday Inn, Independence |
| May 19       | Baldwin Wallace College*  |
| June TBA     | Golf—TBA*                 |
| July         | No meeting                |
| August       | No Meeting                |
| September 15 | Holiday Inn, Independence |
| October 20   | Holiday Inn, Independence |
| November 17  | Holiday Inn, Independence |
| December 15  | Holiday Inn, Independence |

\*Advance reservations are required for these meetings. Information concerning reservations will be distributed in advance of the scheduled meeting in the prior month's Chiefly Chatter and on the website.

Note: Dates and locations are subject to change dependent upon unforeseen circumstances. Adequate advance notice will be given concerning firm meeting dates and locations in the newsletter and on the website.

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### \*\*NEXT MEETING\*\*

**12 Noon**

**Thursday March 17, 2011  
Holiday Inn, Independence**

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### NOTE

**If you would like to host a meeting for any of the 2011 dates listed at the Holiday Inn, please call Bob Bruckner**



**CUYAHOGA COUNTY POLICE CHIEFS  
ASSOCIATION**  
**12234 CHAMBERLAIN RD.,  
AURORA, OHIO 44202**

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Fax: 216-916-0977  
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Stephen T. Parisi, Legal Counsel

**Seeking ways to improve the delivery of  
criminal justice to the citizens of  
Cuyahoga County**

**WWW.CCPCAOHIO.COM**

## 2011 Board of Governors

### President

Chief Kevin R. McQuaid  
Brook Park Police Department  
17401 Holland Rd.  
Brook Park, Ohio 44142  
216-433-7234



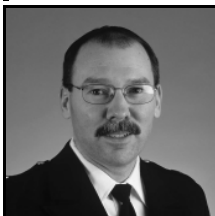
### Vice-President

Chief Clayton A. Harris  
Cuyahoga Community College Police  
Department  
2900 Community College Ave.  
Cleveland, Ohio 44115  
216-407-0412



### Secretary Treasurer

Chief Gregory M. Loftus  
Cleveland MetroParks Rangers  
4600 Valley Parkway  
Fairview Park, Ohio 44126  
440-331-5795



### Chaplain

Chief Christopher Kostura  
Orange Police Department  
4600 Lander Rd.  
Orange, Ohio 44022  
440-498-4401



### Senior Governor

Chief Steve C. Szeredy  
Gates Mills Police Department  
1470 Chagrin River Rd.  
Gates Mills, Ohio 44040  
440-423-4456



### Governor

Chief Daniel R. Gilles  
Olmsted Falls Police Department  
26100 Bagley Rd.  
Olmsted Falls, Ohio 44138  
440-427-2324



### Governor

Chief Timothy J. Malley  
Lakewood Police Department  
12650 Detroit Ave  
Lakewood, Ohio 44107  
216-529-6749



### Governor

Chief D. Scott Lee  
Shaker Heights Police Department  
3355 Lee Rd.  
Shaker Heights, Ohio 44120  
216-491-1240

