



# CCPCA

## Association News and Meeting Minutes

### MEETING MINUTES

May 20, 2010

### BALDWIN WALLACE COLLEGE, BEREA

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

**Roll Call** Chief Bova led the Pledge of Allegiance and the Invocation. Secretary-Treasurer Lipton called the roll of officers. Past President Maine was excused. Members and guests introduced themselves. President Maddox thanked Dr. Louis San-Marco and Baldwin Wallace College for hosting today's meeting

**Approval of Previous Meeting Minutes** *A motion to accept the minutes of the regular membership meeting of April 15, 2010. as distributed, was made by Chief Rowe and seconded by Chief Bova.. Motion Passed.*

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

\$22,537.97	General Fund
\$ 5,018.46	Scholarship Reserve
<u>\$ 5,520.03</u>	Checking
\$33,076.46	Total

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

**Executive Director's Report** Bob Bruckner had nothing to report.

### Legal update Steve Parisi

- *State v. Jacob, 185 Ohio App.3d 408, 2009-Ohio-7048.* The Court of Appeals, Froelich J., held that Ohio municipal court judge's issuance, without probable cause, of warrant to search defendant's home and vehicles, to be executed outside the court's jurisdiction in another state, was a violation that was fundamental to defendant's constitutional rights and thus, suppression of evidence was required.
- *State v. Wildman, 185 Ohio App.3d 346, 2009-Ohio-6986.* The court of appeals held that: 1. affidavit of probable cause for search warrant failed to provide factual basis for the affiant's belief that contraband would be located in the defendant's home: 2. good faith exception to exclusionary rule did not apply; and 3. defendant's consent to search was involuntary.
- Three Federal judges have refused to extend a 3-year decree, which required the Mahoning County jail to be fully open and staffed. This will necessitate a layoff of almost 100 deputies in the jail. Jail capacity will be reduced from 602 to 252 inmates. The sheriff is looking at all options including day reporting incarceration and transfers to other county jails.
- The U.S. Supreme Court has ruled that "juveniles serving life prison terms must have "a meaningful opportunity to obtain release" if they haven't killed their

- victims.’ In a second case the court voted to ‘continue to allow for the indefinite imprisonment of inmates considered mentally ill and sexually dangerous no matter that their sentences have expired.’
- The U.S. Supreme Court is currently deciding a case involving the expectation of privacy while using a department supplied and owned cell phone for allowed private use. Steve cautioned us again to have written policies governing the use of department cell phones, computers and pagers.

**Scholarship Awards** Dr. SanMarco welcomed the Association membership, commented on each students accomplishments and aspirations and thanked the Association and the J. Edgar Hoover Foundation for the awards. The awards were then presented to the following students:

**CCPCA 2010 Scholarship** President Maddox presented the \$1,000.00 scholarship to **Adam Kruger**.



**J. Edgar Hoover Foundation Scholarship** Chief Steve Szeredy, Past President FBINAA, Ohio Chapter, presented the \$1,000.00 scholarship to **Klevis Bakiaj**.



## Committee Reports

### **Membership:**

- The Board approved **Derek M. Siegle, Executive Director, Ohio HIDTA** for Law Enforcement Administrator Membership this morning. Recommended by Executive Director Bruckner.
- **Dennis Withem, President, Sundance Systems** has applied for Associate Membership. Recommended by Chief Ted Bodnovich, Valley View PD. *Motion to approve the Associate membership application of Dennis Withem made by Chief Baumgart and seconded by Chief Harris. Motion passed.*
- **Tom Souza, President, Active Networking, Inc.** has applied for Associate Membership. Recommended by Chief Ted Bodnovich, Valley View PD. *Motion to approve the Associate membership application of Tom Souza made by Chief Baumgart and seconded by Chief Harris. Motion passed.*

**Training:** Chief Harris commented on the upcoming IACP Conference in Orlando and on PELC and OACP training accessible through the OACP website.

**Golf Committee:** June 14th @ Beechmont CC. Meeting and lunch at 1030. Golf at 1130.

**OACP:** Chief Kocab advises that Advisory Services is scheduling 6 to 9 months out.

**Other Committee Reports:** No reports.

**Old Business** No old business.

### New Business

- **2011 Installation Dinner Dance** will be held again at Red Tail Golf Club in Avon. Additional information will follow as arrangements are made.
- **Sheriff Bob Reid**, in conjunction with the Coroner’s Office and Prosecutor’s Office, will host a briefing concerning the latest information and proposals regarding the **Regional Forensics Laboratory**. CCPCA members are invited to attend this briefing at 0830 hrs, Tuesday, June 22, 2010 at the Independence Civic Center. A Continental Breakfast will be provided.
- Chief Insp. Tim Oleksiak advises that the Sheriff’s Office has prepared Wanted Felon lists by city. They were distributed to chiefs in attendance. Contact him if you did not receive your list at the meeting.

**Health and Welfare, Members Ill or in Distress:** Chaplain Bova.

- **Margaret E. Baumgart**, wife of Life Member Chief Wayne Baumgart passed away on April 23, 2010. A card was sent and a donation was made to the Hospice of the Western Reserve. (YouTube.com search Margaret Baumgart)
- **William J. Wilk**, Father of Associate Member and former Reminderville Police Chief Richard Wilk, passed away April 26, 2010. A card was sent.
- **Life Member, Retired Chief Edward T. O'Toole**, Broadview Heights Police Department, died May 13, 2010. Flowers and a card were sent.

**Good of the Order**

- Retirement dinner for **Chief Jim McBride, Lakeland Community College** is June 2, 2010 at LaMalfa Party Center, Mentor, Ohio. Reservation deadline is tomorrow May 21<sup>st</sup>. Call 440-525-7419 for information.
- **Bratenahl FOP Lodge #81 Golf Outing**, Saturday, July 31, 2010, Fowlers Mills Golf Course. Flyer on our website.

- **Cleveland Police Historical Society Golf Outing**, Friday, July 9, 2010. Bob-O-Link Golf Course. Flyer on our website.
- **Violence Against Women Act (VAWA) Funding 2010 Request for Proposals And Application Forms** have been e-mailed to all Chiefs at the request of Martha Newman, Dept of Justice Affairs, Grants & Training.
- **The Greater Cleveland Peace Officers Memorial Society 25<sup>th</sup> Annual Police Memorial Commemoration** continues this week with the parade and memorial service on Friday and the Tattoo on Saturday. Details are posted on our website.

**Next Regular Meeting** will be at 1030 June 14, 2010 at Beechmont Country Club. Reservations are required.

**Adjournment** Fr. Cregan gave the benediction *There being no further business to discuss a motion to adjourn was made by Chief Bova and seconded by Chief Dease. Motion passed. Meeting adjourned at 1317 hours.*

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**June Golf Outing**

***Beechmont Country Club***

*29600 Chagrin Blvd. Orange Village.*

**Monday, June 14, 2010**

Lunch/meeting 1030, Golf 1130

*Four spots are still open. Call Chief Chris Kostura, Orange PD for additional information. 440-498-4401.*

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***SPECIAL NOTICE***

***IACP CONFERENCE ROOMS***

The OACP has not obtained a hotel for member chiefs in Orlando for the 2010 IACP Conference October 22-27, 2010. However, Chief John Maddox, Middleburg Heights Police Department, has made arrangements with the Sheraton 4 Points Hotel at Studio City, 5905 International Dr., Orlando, FL 32819. He has secured a room rate of \$139.00 per night plus 12.5% tax for a total rate of \$156.38 per night. These rooms are limited to Cuyahoga County Police Chiefs that will be attending the conference. A number of Cuyahoga County Chiefs have already made their reservations and Chief Maddox has made reservations for additional rooms for interested Cuyahoga County Chiefs. Please contact Chief Maddox via e-mail at jma36950@netscape.net to make your reservations or for additional information.

**Life Member Representative**

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



**Past President**

Chief David A. Maine  
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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**

# 2010 Board of Governors

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Chief John W. Maddox, Jr.  
 Middleburg Hts. Police Department  
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 440-243-1234



**Vice President**

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



**Secretary/Treasurer**

Chief Robert T. Lipton  
 Broadview Heights Police Department  
 9543 Broadview Road-Bldg. 19  
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 440-526-5400



**Chaplain**

Chief Frank X. Bova  
 Warrensville Hts. Police Department  
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 216-587-6538



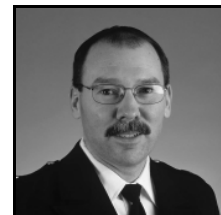
**Governor**

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



**Governor**

Chief Gregory M. Loftus  
 Cleveland MetroParks Rangers  
 4600 Valley Parkway  
 Fairview Park , Ohio 44126  
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**Governor**

Chief Christopher Kostura  
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**Governor**

Chief Steve C. Szeredy  
 Gates Mills Police Department  
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