



# CHIEFLY CHATTER

## November 2015



# CCPCA



## Association News and Meeting Minutes

### MEETING MINUTES

November 19, 2015

#### Independence

#### Civic Center

The General Membership meeting of the Cuyahoga County Police Chiefs Association was called to order at 1216 hours by President Malley.

**Roll Call** President Malley led the Pledge of Allegiance and Chaplain Stillman led the Invocation. Secretary/Treasurer Nietert called the roll of officers. Vice-President Lee was absent. Chief Mike Kilbane, Independence Police Department welcomed the membership. President Malley thanked our host, Chief Kilbane and the Independence Police Department for hosting today's meeting. Members and guests introduced themselves.

**Approval of Previous Meeting Minutes** *A motion to approve the minutes of the October 15, 2015 meeting as distributed, was made by Chief Upperman and seconded by Chief LaGatta. Motion Passed.*

**Financial Report** Secretary-Treasurer Kevin Nietert reported that our account balances are as follows:

\$ 25,384.57	General Fund
\$ 5,414.94	Scholarship Reserve
\$ 7,226.19	Checking
\$ 38,025.70	Total

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

**Executive Director's Report** Bob Bruckner.

- 2016 Installation Dinner, January 16, 2016 at Landerhaven. Tickets will go on sale next week and the dinner choices will be Boston Strip Roast, Chicken Piccata or Broiled Orange Roughy. The price will remain at \$50.00 per ticket. Program Booklet production is underway. We are working on 42 contacts at this time. If anyone has any additional ad sales, please contact me by the end of the month so we can send out contact letters.
- Chief Stillman will host the December meeting at the Rocky River Civic Center. Incorrect information was included in the last newsletter.
- The new lapel pins have been received and are ready for distribution to new members and members who did not receive one.

**Legal update** Steve Parisi.

- The U.S. Supreme Court recently ruled that police officers are immune from lawsuits unless it is beyond debate that a shooting was unjustified and clearly unreasonable.
- The Ohio Supreme Court will soon rule on how cocaine should be weighed. Filler material is now included in the total weight. That could change to include only the total amount of the actual cocaine in the sample.
- By January 15, 2016 the Ohio

Supreme Court will submit a proposed amendment to Criminal Rule 11 to Ohio lawmakers that would require judges to hold a public hearing to determine that facts support each charge in a plea deal before accepting the deal.

- Apple is contesting a federal search warrant to unlock a criminal suspects phone that only they can unlock, stating they would be forced to become an agent of law enforcement.
- Ancestry.com and other similar websites familial DNA databases are not reliable and provide a high rate of false positives in law enforcement searches.
- An Ohio proposed bill would require law enforcement agencies to adopt written policies for investigating officers in firearms related deaths. The policy would require that an investigatory panel of officers would issue a report to the prosecutor's office and inform the deceased person's family of contact information for the prosecutor handling the case. The report would be released to the public if the prosecutor declined to file charges.
- County Executive Armond Budish has created a proposal to speed the processing of low level felony cases through the county's municipal courts which would require local prosecutors to reduce charges to misdemeanor status.
- The federal government has granted early release to 99 inmates from Ohio convicted of drug dealing and trafficking and who served an average 10.5 years. Ohio is similarly planning early release of 2,100 nonviolent offenders to halfway houses under the Ohio Treatment Transfer Program beginning next March.
- The Columbus Dispatch has asked lawmakers to set standards for the use, retention and public access to police body camera and cruiser videos. Columbus safety officials are currently studying possible astronomical purchase and video storage costs as well as privacy and open records issues.
- The following four cases concern standards for charging Obstructing Official Business.
  - State v. Shepherd, 2015-Ohio-4330.
  - State v. Willey, 2015-Ohio-4572.
  - State v. McLaughlin, 2015-Ohio-4661.
  - State v. Shoemaker, 2015-Ohio-4645.

#### Speakers for Today's Meeting

- **Ed Tomba, Deputy Chief, Cleveland Police Department.** *Planning for the 2016 Republican National Convention.* Ninety agencies and 1,800 officers have committed to assist to date. CSU, CWRU and RTA committed for housing and transportation. FEMA training is ongoing. MC officer training is

coming. There is an ongoing need for intelligence.

#### Committee Reports

##### **Membership:**

Two new applications have been received.

- **Chief Jeffrey K. Scott, Notre Dame College Police Department** has been approved by the Board for Active membership.
- **Chief Lawrence Reik, Eastlake Police Department** has applied for Associate Membership. *A motion to approve the application of Chief Lawrence Reik made by Chief Stillman and seconded by Chief Foster. Motion passed.*

**Person of the Year Award Committee** The Board voted to accept the recommendation of the Person of the Year Committee that **Dan Clancy** be honored as the 2015 Person of the Year at the 2016 Installation Dinner.

There were no other committee reports.

##### Old Business

- **Countywide Pursuit Policy.** A meeting has been scheduled for December 7th with the Study Group and CPD Chief Williams.

##### New Business

- **Chief Gilles Status of Departmental Charges.** Chief Gilles asked for membership support at his upcoming Civil Service hearing. The date is not yet set.
- **New Quicken Loans firearms policy.** Chief Grecol advised to send a letter with a photo of your department's ID card and badge to the arena. Information has been emailed to the membership.
- **Chief Miller** advises that REDSS is dropping LEADS service at the end of the year.
- **Chief Malley** advised that the CESAB Board has an opening for a non-municipal chief.

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

Chaplain Stillman.

- **Chief Scott Lee, Shaker Heights Police Department** is recovering from recent surgery to remove a brain tumor.
- **Retired Lakewood Chief, Matt Biscotti** suffered a heart attack this morning and is currently hospitalized. (**Note:** Chief Biscotti subsequently passed away on November 21, 2015. Memorial services were held on November 28, 2015.)

**Good of the Order**

- **Cuyahoga County Medical Examiner Dr. Tom Gilson** advises that the lab is now accepting latent fingerprints.
- Presentation of Retirement Plaques and Life Member Cards to:
  - ◇ **Life Member, Retired Chief Michael McGrath**, Cleveland Police Department.
  - ◇ **Life Member, Retired Chief Robert Hagquist**, Glenwillow Police Department.
  - ◇ **Life Member, Retired Chief William Jelenic**, Warrensville Heights Police Department.

**Next Meeting** 12 noon, Thursday, December 17, 2015. Rocky River Civic Center. Reservations will be required. Information to follow in the newsletter and via email.

**Adjournment** *Motion to adjourn made and seconded. Motion approved.* Meeting adjourned at 1324 hours.

**NEXT MEETING**

**12 Noon, Thursday, December 17, 2015**

HOSTED BY

**The Rocky River Police Department**

AT

The Rocky River Civic Center

21016 Hilliard Blvd., Rocky River

**Reservations are required**

**Limit of 40 attendees**

Cost is \$10.00 cash at the door

**Reservations have filled.**

**Waiting list only**



**MERRY CHRISTMAS**

**HAPPY**

**HANUKKAH**

**HAPPY KWANZAA**

**HAPPY HOLIDAYS**

**AND**

**HAPPY NEW YEAR**

**Life Board Member**

Chief Lester LaGatta, Ret.  
12709 Heath Rd.  
Munson Twp., Ohio 44026  
216-570-9121



**Past President**

Chief Daniel R Gilles  
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Stephen T. Parisi, Legal Counsel

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

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# 2015 Board of Governors

<p><b>President</b>          Chief Timothy J. Malley          Lakewood Police Department          12650 Detroit Ave          Lakewood, Ohio 44107          216-529-6749</p>		<p><b>Senior Governor</b>          Chief Christopher P. Viland          Solon Police Department          33000 Solon Rd.          Solon, Ohio 44139          440-248-1234</p>	
<p><b>Vice-President</b>          Chief D. Scott Lee          Shaker Heights Police Department          3355 Lee Rd.          Shaker Heights, Ohio 44120          216-491-1240</p>		<p><b>Governor</b>          Chief Jamie Gallagher          North Olmsted Police Department          27243 Lorain Ave.          North Olmsted, Ohio 44070          440-777-353</p>	
<p><b>Secretary Treasurer</b>          Chief Kevin Nietert          South Euclid Police Department          1349 South Green Rd.          South Euclid, OH 44121-3945          216- 691-4250</p>		<p><b>Governor</b>          Chief Kris Nietert          Bedford Police Department          165 Center Rd.          Bedford, Ohio 44146          440-735-6553</p>	
<p><b>Chaplain</b>          Chief Kelly J. Stillman          Rocky River Police Department          21012 Hilliard Blvd.          Rocky River, Ohio 44116          440-331-1234</p>		<p><b>Governor</b>          Chief James Foster          Brook Park Police Department          17401 Holland Rd.          Brook Park, Ohio 44142          216-433-1239</p>	