



# CHIEFLY CHATTER

## September 2013

# CCPCA

## Association News and Meeting Minutes

### MEETING MINUTES

September 19, 2013

### CLEVELAND CLINIC

### LUTHERAN

### HOSPITAL

The General Membership meeting of the Cuyahoga County Police Chiefs Association was called to order at 1206 hours by President Kostura.

**Roll Call** Chief Miller led the Pledge of Allegiance and Chaplain Malley led the Invocation. Secretary Treasurer Gilles called the roll of officers. All present and accounted for. Members and guests introduced themselves.

John Kalavsky welcomed the membership to Lutheran Hospital and President Kostura thanked John and Chief Dave Easton and the Cleveland Clinic for hosting today's meeting.

**Approval of Previous Meeting Minutes** *A motion to accept the minutes of the regular membership meeting of June 24, 2013 as distributed, was made by Chief Harris and seconded by Chief Stillman. Motion Passed.*

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

|              |                     |
|--------------|---------------------|
| \$ 22,362.40 | General Fund        |
| \$ 5,316.46  | Scholarship Reserve |
| \$ 4,904.61  | Checking            |
| \$ 32,583.47 | Total               |

*A Motion to accept the Financial Report was made by Chief LaGatta and*

*seconded by Chief Dease. Motion Passed.*

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

- The 2012 Federal tax return and the 2012 Audit Report have been received from Bob Sorin and are available for inspection upon request.
- The 2014 Installation Dinner has been set for January 18, 2014 at Landerhaven. A program booklet will be published and members are asked to begin sending contact information on prospective advertisers to Bob Bruckner.
- Browns ticket raffle. 10 tickets will be raffled off today for the Oct 3<sup>rd</sup> game with the Buffalo Bills. Ten will be raffled off at the November meeting for the December 1<sup>st</sup> Jacksonville Jaguars game. Two winners of 5 tickets, parking pass, food & shirts will be selected by raffle today for the first game. Courtesy of coach Chudzinski.

**Legal update** Steve Parisi

- An Ohio Supreme Court decision prevents criminal punishment in cases where protection orders have not officially been served.
- The State Auditor has determined that Ohio local governments lacked consistency in complying with public records requests and in keeping proper records concerning requests for those documents. See also State ex rel. Miller v. Ohio State Highway Patrol, Slip Opinion No. 2013-Ohio-3720.

- State v. Crace, 2013-Ohio-3417. Refusal to consent to DUI chemical test is admissible even if the refusal was past the 2 hour statutory limit.
- The Fifth Circuit U.S. Court of Appeals in Louisiana held that the government may compel a cell phone company to turn over 60 days' worth of cell phone location data without establishing probable cause.
- A Federal Judge has ruled that the New York Police Department deliberately violated the civil rights of citizens with its stop and frisk policy, and that an independent monitor is needed to oversee changes.
- There is a growing list of states and municipalities that are enacting "Facebook Laws" which prohibit employers from requiring prospective or current employees to disclose their social media usernames and passwords.
- The DEA Special Operations Division distributes information obtained from their sources to authorities across the nation to help them launch criminal investigations. However, DEA involvement in providing the information cannot be disclosed during any subsequent investigation and prosecution.
- A proposed law would require judges to report to law enforcement when they order a mental health evaluation or treatment for a person convicted of an act of violence or if they approve a conditional release for someone found incompetent to stand trial or not guilty by reason of insanity.
- A new Justice Department policy mandates that low-level, non-violent drug offenders with no ties to gangs or large scale drug organizations will no longer be charged with offenses that impose severe mandatory sentences.
- The Justice Department has also recently announced a relaxed view of state marijuana legalization.
- A recent U.S. Supreme Court ruling enables police to take a DNA swab from anyone arrested for a serious crime.

### **Speakers for Today's Meeting**

- **Tim Oleksiak, Cuyahoga County Prosecutor's Office.** Cuyahoga County Organized Crime/Public Corruption Unit Task Force. Tim advised that state funding has been obtained along with a site and computers in the Medical Examiners Office. The unit is up and running with agents deputized by the Sheriff. Please contact Tim if you can provide either full or part time manpower for the unit.
- **Marilyn Jacobcik, Regional Liaison, Ohio Sec-**

**retary of State.** Shielding home addresses of law enforcement officers. Law enforcement officers may redact their address information from the voter rolls in the State of Ohio by obtaining a form on the Secretary of State website, completing the form and mailing it in.

**Committee Reports** President Kostura has assigned Chief Harris as Chairman of the newly formed "**Drone Surveillance**" committee which will research policy and procedure concerning the use of unmanned aerial surveillance vehicles. Contact President Kostura if you wish to serve on this committee.

### **Membership:**

- **Captain Joseph Bobak, Parma Police Department** has been approved by the Board for Law Enforcement Administrator Membership.
- **Harold V. (Pete) Bickmore, Vice President, Security, Cleveland Browns,** has applied for Associate Membership. *A Motion to approve the application of Harold V. (Pete) Bickmore for Associate membership was made by Chief Schultz and seconded by Chief Miller. Motion passed.*

**Training:** No report.

**OACP:** No report.

**Crime Stoppers:** Contact Tom Dease or Marty McCann with any topic you would like to see presented in a training seminar.

**Life Members:** No report.

**Golf:** Chief Kostura reports that Beechmont Country Club has offered their facility again for the 2014 outing.

**Other Committee Reports:** Chief Harris has been added as the third member of the **Person of the Year Committee.** Immediate past presidents will serve on this committee in the future.

### **Old Business**

- **Committee assignments for 2013.** Completed and posted on the website.

### **New Business**

- **Board Vacancies.** There will be two governor's positions open for election at the December Meeting. Anyone interested in running for the position of governor please contact Bob Bruckner.
- **2013 Person of the Year.** Recommendations should be sent to the committee beginning now. (John Maddox, Tom Dease or Clayton Harris)

**Health and Welfare, Members Ill or in Distress** Chaplain Malley

- **Darrell Deerburg, USSS Ret.** has been diagnosed with colon cancer. A successful operation was performed on 9-18 and Darrell is cancer free.
- **Ret. Chief Wayne Godzich, Solon Police Department,** was recently hospitalized with a blood clot in a lung.
- **Maureen Lentz, wife of Ret. Chief Marty Lentz, Cleveland Heights Police Department** passed away last week.
- **Dolores McQuaid, mother of Ret. Chief Kevin McQuaid, Brook Park Police Department** passed away last week also.

**Good of the Order**

- **Chief Greg Duber, Bedford Police Department** is retiring on September 27, 2013. An open house will be held on October 12<sup>th</sup> at his residence. The flyer has been e-mailed to the membership and is posted on the website. President Kostura presented Chief Duber with his retirement plaque and Life Member card.

- A retirement party will be held for **Chief Dave Wright, Bay Village Police Department** on September 27, 2013. The flyer has been e-mailed to the membership and is posted on the website.
- **Chief Gabe Barone, Newburg Heights Police Department** has left Newburg Heights and has been appointed as the new **Chief of the Bentleyville Police Department.**
- **Cleveland Browns ticket drawing was held and won by:**  
**Chief Bob Miller, Parma PD**  
**Retired Bedford Chief & Sheriff Bob Reid**

**Next Meeting** 12 Noon, Thursday, October 17, 2013, Federal Reserve Bank of Cleveland. Reservations will be required. More information will follow in the next newsletter.

**Adjournment** *Motion to adjourn made by Chief Harris and seconded by Chief Duber. Motion approved.* Meeting adjourned at 1320 hours.

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**NEXT MEETING**

**12 Noon, Thursday**

**October 17, 2013**

**HOSTED BY**





**The Federal Reserve  
Bank of Cleveland**

**1455 East 6th Street Cleve-  
land, OH 44114**

**Reservations are required.**  
**Your name must be on the guard post list for entry.**

**Contact Bob Bruckner with your reservation. Deadline for reservations is 12 noon, Friday, October 11th.**

**Detailed free parking instructions will be disseminated prior to the meeting.**

|  |   |
|--|---|
| <p><b>Life Board Member</b><br/>         Chief Lester LaGatta, Ret.<br/>         12709 Heath Rd.<br/>         Munson Twp., Ohio 44026<br/>         216-570-9121</p>  |   |
| <p><b>Past President</b><br/>         Chief Clayton A. Harris<br/>         Cuyahoga Comm. College Police Department<br/>         2900 Community College Ave.<br/>         Cleveland, Ohio 44115<br/>         216-407-0412</p>                      |  |
| <p><b>Legal Counsel</b><br/>         Stephen T. Parisi, Attorney<br/>         30800 Brookwood Drive<br/>         Pepper Pike, Ohio 44124-5403<br/>         216-360-9969</p>  |  |
| <p><b>Executive Director</b><br/>         Chief Robert W. Bruckner, Ret.<br/>         12234 Chamberlain Rd.<br/>         Aurora, Ohio 44202<br/>         216-374-6482<br/>         Fax 216-916-0977<br/>         robert.bruckner@ccpcaohio.com</p> |  |



**CUYAHOGA COUNTY POLICE CHIEFS  
ASSOCIATION**  
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Email: robert.bruckner@ccpcaohio.com

Stephen T. Parisi, Legal Counsel

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

**WWW.CCPCAOHIO.COM**

# 2013 Board of Governors

## President

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



## Vice-President

Vacant

## Secretary Treasurer

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



## Chaplain

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



## Senior Governor

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



## Governor

Chief Kevin Nietert  
South Euclid Police Department  
1349 South Green Rd.  
South Euclid, OH 44121-3945  
216- 691-4250



## Governor

Chief Kelly J. Stillman  
Rocky River Police Department  
21012 Hilliard Blvd.  
Rocky River, Ohio 44116  
440-331-1234



## Governor

Chief Christopher P. Viland  
Solon Police Department  
33000 Solon Rd.  
Solon, Ohio 44139  
440-248-1234

