



CHIEFLY CHATTER

September 2016

CCPCA

Association News and Meeting Minutes

MEETING MINUTES

September 15, 2016

Federal Reserve Bank of Cleveland

The General Membership meeting of the Cuyahoga County Police Chiefs Association was called to order at 1212 hours by President Kevin Nietert.

Roll Call Chief Minichello led the Pledge of Allegiance and Chaplain Viland led the Invocation. Executive Director Bruckner called the roll of officers. Secretary Treasurer Stillman was absent. President Kevin Nietert thanked our hosts Carolyn Williams, Chief Ben Davis and the Federal Reserve Bank of Cleveland for hosting today's meeting. Carolyn Williams welcomed the membership. Members and guests introduced themselves.

President's Comments President Kevin Nietert commented that due to the retirement of Chief Scott Lee, which was effective on August 31, 2016, Chief Lee was no longer eligible to serve as President. As provided in the Constitution and By-laws, the Vice-President, Chief Nietert, automatically moved up to President. The Vice President's position will remain vacant for the remainder of 2016 and Chief Lee will move into a Past President position along with Chief Malley.

Approval of Previous Meeting Minutes *A motion to accept the minutes of the June 13, 2016 Regular Membership Meeting, as distrib-*

uted, was made by Chief Harris and seconded by Chief Upperman. Motion passed.

Financial Report Executive Director Bruckner reported that our account balances are as follows:

\$ 35,398.85	General Fund
\$ 5,414.94	Scholarship Reserve
<u>\$ 6,425.35</u>	<u>Checking</u>
\$ 47,239.14	Total

A motion to accept the Financial Report, as presented, was made by Chief Viland and seconded by Chief LaGatta. Motion passed.

Executive Director's Report Bob Bruckner.

- **The 2017 Installation Dinner** will be held on January 14th at Acacia Reservation in Lyndhurst thanks to the efforts of Kevin Nietert who arranged a price package comparable to Landerhaven's. Dinner choices will be Chicken Piccata, Petit Filet Mignon or Baked Scrod. . A vegetarian selection will also be available upon request. Kris Nietert will be handling the Program Book again and requests that information on new leads for advertisers be sent to him as soon as possible so he can begin the contact process.

Legal Update Steve Parisi.

- The U.S. Supreme Court recently ruled to relax the exclusionary rule in certain cases of street stops wherein a warrant is found after the initial stop.
- The U.S. Supreme Court recently ruled that warrants are required to test blood but not breath in DUI

arrest cases.

- The U.S. Supreme Court recently set a higher standard to prosecute public officials for public corruption.
- The Ohio Supreme Court recently ruled that the state's Good Samaritan Law applies to everyone who provides emergency assistance, not just emergency personnel.
- The Ohio Supreme Court has reversed an Appeals Court decision and ruled that a suspect arrested 20 years after a rape due to rape kit testing could not claim the delay caused actual harm to his defense as he could not prove there was unreasonable justification for the delay.
- State ex rel. Cincinnati Enquirer v. Deters. Must a Prosecutor's Office release police officer bodycam footage to the public immediately upon request in order to comply with the Ohio Public Records Act? No decision rendered to date.
- Several laws have become effective in August that allow persons to break into vehicles to save children and animals in distress.
- Steve commended Cleveland PD for notifying all law enforcement officers, potential demonstrators and participants of allowable and non-permitted conduct at the RNC prior to it's beginning.
- The Ohio Court of Claims will now accept complaints on the refusal of governmental agencies to release records. The simplified process will first involve a mediator and then a special master if there is no resolution at the first step.
- The Cincinnati FOP has argued that the wearing of body cameras is a collective bargaining issue and has questioned their mandatory use.
- State v. Reiner, 216-Ohio-5520. The court found that a subject found not guilty by reason of insanity for the attempted murder of two police officers could not have his arrest record sealed due to a substantial governmental interest in preserving public peace and police safety in any future encounters.
- Federal Aviation Administration rules are now in effect for commercial drone operators.

Speaker for Today's Meeting

Kristen Dunleavy, Training Specialist and Justice System Advocate, Domestic Violence and Child Advocacy Center. *"Organization Initiatives and Training Opportunities."* Kristen commented on the objectives and work of the organization and offered a sample domestic violence response policy for consideration by Cuyahoga County departments.

Committee Reports

Membership: Four new applications have been received.

- **Chief Jeffrey N. DeMuth**, Shaker Heights Police Department, Active Membership.
- **Chief Amber M. Dacek**, Chagrin Falls Police Department, Active Membership.
- **Chief Jay H. Hodge**, Case Western Reserve University Police Department, Active Membership.
- **Frank Demes**, Executive Director of Public Safety, Case Western Reserve University, Law Enforcement Administrator Membership.

They have all been approved for membership by the Board.

Cuyahoga County Emergency Management Agency Committee Chief Kris Nietert.

- **Cuyahoga County Emergency Operations Plan and Letter of Agreement.** The Board has concluded that the Association is unable to fulfill the obligations and responsibilities of the agreement as presented and will convey this to the County via letter.

Old Business

- **Countywide Pursuit Policy. Resolution 2016-2** has been tabled pending action on recommended policy from the state standards review.
- **Sheriff's Prisoner Transportation.** This issue has been placed back on the agenda for continuing discussion due to recent problems involving county prisoner transportation. President Nietert will try to set up a meeting with Frank Bova to continue discussions on this issue.
- **Chief Dan Gilles, Olmsted Falls Police Dept.** has decided to retire rather than to contest his dismissal.

New Business

- **Chief Scott Lee** has retired from the Shaker Heights Police Department effective August 31, 2016. Per the Constitution and By-Laws he moves to the position of Past President and Chief Kevin Nietert assumes the position of President. The position of Vice-President will remain vacant for the remainder of the year.
- The Board has denied a request from the **Coalition Against Bigger Trucks (CABT)** for a resolution to support legislation against bigger trucks as our Constitution specifically prohibits "attempting to influence legislation".
- **Bail Bond Reform Study.** Chief Kevin Nietert currently serves on one of the 4 subcommittees appointed by Judge Russo. Some courts have made some self-initiated minor changes. He will continue to par-

ticipate in the subcommittee and report to the Association.

- **Chief Harris** advises that OPOTC has approved a 20 hour in-service training requirement for 2017.
- **Chief Harris** also advises that Tri-C will offer Drone training October 10 to 14, 2016.

Health & Welfare, Members Ill or in Distress

- Chaplain Viland. No reports of members ill or in distress.

Good of the Order

John Dunn, Security Specialist for the Cuyahoga

Life Board Member

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



Past President

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



Past President

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



Legal Counsel

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



Executive Director

Chief Robert W. Bruckner, Ret.
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Aurora, Ohio 44202
216-374-6482
Fax 216-916-0977
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County Public Library will retire on September 30, 2016. This is John's second retirement; the first was from the FBI.

Next Meeting 12 noon, Thursday, October 20, 2016 at Bellefaire JCB. The meeting schedule posted in the Summer 2016 newsletter was incorrect. Reservations will be required. Additional information will be distributed in the newsletter and via email.

Adjournment *Motion to adjourn made by Chief Kris Nietert and seconded by Chief LaGatta. Motion approved. Meeting adjourned at 1317 hours.*

**CUYAHOGA COUNTY
POLICE CHIEFS ASSOCIATION
2016 MEETING SCHEDULE**

BOARD MEETINGS BEGIN AT 1100

REGULAR MEETINGS BEGIN AT 12 NOON

November 17 Cleveland Clinic*

December 15 Lineweaver Financial *

*Advance reservations are required for these meetings.

NEXT MEETING

**12 noon, Thursday
October 20, 2016**

HOSTED BY

**Bellefaire JCB
Wuliger Center
22001 Fairmount Boulevard
Shaker Heights, Ohio**

RESERVATIONS ARE REQUIRED

Juvenile Officers and Missing Person Investigators are invited

**RSVP to
Angela Thompson at 216-320-8505
by 1700, Friday October 14, 2016**



CUYAHOGA COUNTY POLICE CHIEFS ASSOCIATION
12234 CHAMBERLAIN RD.,
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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

2016 Board of Governors

President

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



Vice-President

Vacant

Secretary Treasurer

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



Chaplain

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



Senior Governor

Chief Jamie Gallagher
 North Olmsted Police Department
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 North Olmsted, Ohio 44070
 440-777-3535



Governor

Chief Kris Nietert
 Bedford Police Department
 165 Center Rd.
 Bedford, Ohio 44146
 440-735-6553



Governor

Chief James Foster
 Brook Park Police Department
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 Brook Park, Ohio 44142
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Governor

Chief Michael Cannon
 Hunting Valley Police Department
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