



CHIEFLY CHATTER February 2017

CCPCA

Association News and Meeting Minutes

MEETING MINUTES

February 16, 2017

Cleveland Browns First Energy Stadium

The General Membership meeting of the Cuyahoga County Police Chiefs Association was called to order at 1234 hours by President Kevin Nietert. (Lunch preceded the meeting)

Roll Call Chief Porello led the Pledge of Allegiance and Chief LaGatta led the Invocation. Secretary Treasurer Viland called the roll of officers. Chaplain Gallagher and Governors Kris Nietert, Cannon and Wyant were absent. Members and guests introduced themselves. President Nietert thanked John Frain, Pat Foran and the Cleveland Browns for hosting today's meeting.

Approval of Previous Meeting Minutes *A motion to accept the minutes of the regular membership meeting of January 14, 2017 as distributed, was made by Chief LaGatta and seconded by Chief Uperman. Motion Passed.*

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

\$ 20,406.86	General Fund
\$ 5,514.94	Scholarship Reserve
<u>\$ 19,920.36</u>	<u>Checking</u>
\$ 45,842.16	Total

A Motion to accept the Financial Report was made by Chief Stillman and seconded by Chief Reid. Motion Passed.

Executive Director's Report Bob Bruckner.

- **2017 Installation Dinner.** Total profit realized was \$1,193.94 thanks to the \$3,350.00 received from the program book ad sales. There were 93 attendees.
- **Dues billing** by email will be completed by the end of the month. Since the new window decals are reusable, two will be provided to new members and thereafter only when requested. An explanatory note will be placed on every invoice.
- **A Thank You card** was received from the family of Scott Lee.

Legal update Steve Parisi.

- A new state law will decriminalize school truancy and ban suspending students for skipping school.
- State v. Moore, Slip Opinion No. 2016-Ohio08288. A term of years sentence imposed on a juvenile non-homicide offender that exceeds the offender's life expectancy violates the Eighth Amendment ban on cruel & unusual punishment.
- State v. Aalim, Slip Opinion No. 2016-Ohio-8278. Mandatory Transfer of juveniles to general division of common pleas court violates juvenile's right to due process. Discretionary transfer of juveniles 14 and older satisfies due process.
- The Ohio Supreme Court has found the six day delay in the release of body cam video in a police shooting death was reasona-

ble.

- The Ohio Supreme Court was due to review traffic camera legality in consideration of cities home rule power in late January. Decision is unknown at this time.
- *Argabrite v. Neer*, Slip Opinion No. 2016-Ohio-8374. Upheld officers immunity from liability for injuries to a bystander during a high speed chase based on lack of malicious purpose, bad faith or wanton & reckless conduct not on the “no proximate cause rule”.
- *State v. Gonzales*, Slip Opinion No. 2016-Ohio-8319. The weight of the cocaine excluding the weight of any filler materials is to be used in prosecuting cocaine offenses. NOTE: This decision was reversed by the Ohio Supreme Court on March 6, 2017. See *State v. Gonzales*, Slip Opinion No. 2017-Ohio-777.
- The federal monitor overseeing Cleveland PD reforms took issue with policies regulating the use of cameras on secondary jobs, when officers may review their camera footage and when the public can view footage. Steve cautioned concerning the need for specific camera policies.
- Steve commented on a Findlay, Ohio collective bargaining case which appealed to the Ohio Supreme Court by the city. The city argues that the arbitrator exceeded his authority and that a discipline matrix falls under management rights.
- About 37% of the 956 police agencies in Ohio have been certified in use of force and hiring practices as recommended by the Ohio Collaborative Community-Police Advisory Board.
- The Ohio Supreme Court has ruled in Ford’s favor in police cruiser crash and fire in 2007 Austintown case.

Speaker for Today’s Meeting

Michael C. O’Malley, Cuyahoga County Prosecutor. Spoke concerning prisoner transportation, changes to the Juvenile Unit, nuisance abatement, and other upcoming changes to the Prosecutor's Office.

Committee Reports

Membership: Five new applications have been received and approved by the Board.

For Active Membership:

Chief Gary Haba, Beachwood Police Department.

Chief Michael Salloum, Seven Hills Police Department.

Chief Brian Hurd, John Carroll University Police Department

For law Enforcement Administrator Membership:

Captain Doug Suydam, Mayfield Heights Police Department

Lieutenant Rob E. Gable, Ohio State Highway Patrol, Cleveland Post Commander.

Golf Committee: Chief Kostura advises that the 2017 Golf Outing will be held on June 12, 2017 at Beechmont Country Club.

Old Business

- **Crime Stoppers funding proposal.** President Nietert attended the last Crime Stoppers Board Meeting and reports that there was no discussion concerning the use of forfeiture funds. He is arranging a meeting with Dr. Khoury to discuss the use of the funds and who is approving payments.
- **Sheriff’s Prisoner Transportation.** It appears that there may be some movement on this issue involving the Sheriff and the new County Prosecutor.

New Business

- **Any member who wishes to serve on a committee** or who no longer wishes to serve on a committee, please contact President Nietert as soon as possible.
- **Greater Cleveland Peace Officers Memorial Society** sponsorship solicitation. We need to obtain additional information prior to deciding on a donation.

Health and Welfare, Members Ill or in Distress

- **Stephen Ugrinic**, brother of **Retired Chief Walter Ugrinic**, Shaker Heights Police Department passed away in late January.
- **Life Member, Retired Chief Edmund Mecklenburg, Lakewood Police Department** passed away on February 4, 2017.

Good of the Order

- **Presentation of Retirement Plaque and Life Member Card to:**
Chief Daniel J. Veloski, Cleveland Metroparks Rangers
- **Chief Gary Durkin, Seven Hills Police Department** retired on February 2, 2017.
- **Chief Keith Winebrenner, Beachwood Police Department** also retired on February 2, 2017.
- **Lt. Travis Hughes, OSHP**, was promoted to Staff Lieutenant on January 12, 2017 and transferred to Post Commander of the Ohio Turnpike Post in Berea.
- **John Frain and the Cleveland Browns Community Relations Staff** gave a brief presentation to

advise the Chiefs what is available to their Departments and Communities from the Cleveland Browns Organization. Contact John Frain for additional details.

- **Giles Falinski**, Chair, South University Criminal Justice Program, advises that they have several participants committed to their upcoming Criminal Justice Career Day on Friday March 10th 2017 but they still have more room for participants.

Next Regular Meeting 12 Noon, Thursday, March 16, 2017. Jewish Federation. Details to follow in the newsletter and via email.

Adjournment *Motion to adjourn made by Chief Porrello and seconded by Chief Foster. Motion passed.* The Regular Meeting of the Cuyahoga County Police Chiefs Association adjourned at 1329 hours.

CUYAHOGA COUNTY POLICE CHIEFS ASSOCIATION

2017 MEETING SCHEDULE

BOARD MEETINGS BEGIN AT 1100

REGULAR MEETINGS BEGIN AT 12 NOON

*Reservations are required for all meetings. *

Past Presidents are invited to all board meetings.

March 16	Jewish Federation
April 20	Cuy. Cnty Medical Exam. Office
May 18	Baldwin Wallace University
June 12	Golf Outing. Beechmont CC
July	No Meeting
August	No Meeting
September 21	Cleveland Clinic
October 19	OPEN
November 16	Solon Police Dept.
December 21	Federal Reserve Bank

NEXT MEETING

12 Noon, Thursday, March 16, 2017

HOSTED BY

Jewish Federation of Cleveland

AT

Jack, Joseph and Morton Mandel Building
25701 Science Park Dr.
Beachwood, Ohio

Reservations are required
Contact Bob Bruckner to make your reservation

Reservation deadline is 12 noon,
Monday March 13, 2017

No limit on attendees

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
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Lakewood, Ohio 44107
216-529-6749



Legal Counsel

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Executive Director

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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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2017 Board of Governors

President

Chief Kevin Nietert
South Euclid Police Department
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216- 691-4250



Vice-President

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



Secretary Treasurer

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



Chaplain

Chief Jamie Gallagher
North Olmsted Police Department
27243 Lorain Ave.
North Olmsted, Ohio 44070
440-777-353



Senior Governor

Chief Kris Nietert
Bedford Police Department
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Governor

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

Chief Michael Cannon
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