

**MEETING OF THE
POLICE STANDARDS ADVISORY COUNCIL
MARCH 18, 2015**

I. CALL TO ORDER

Chairman, Chief Timothy Larby called the regular monthly meeting of the Police Standards Advisory Council, hereinafter P.S.A.C., to order at 9:02 A.M.

As amended by LB 898, 2006 Legislature, a current copy of the *Nebraska Open Meetings Act* was available for public review and reference. Notice of the meeting was published in the Lincoln Journal Star on March 6, 2015.

Members in attendance: Chief Timothy Larby, Sheriff Larry Koranda, Chief Robert Lausten, Captain Genelle Moore, and Sheriff Jerry Watson. Lieutenant Colonel Thomas Schwarten was unable to attend. Mr. Matthew McCarthy joined the meeting at 9:05 A.M. Crime Commission and N.L.E.T.C. staff present: Darrell Fisher, William Muldoon, David Stolz, Brenda Urbanek and Kay Fielding. Others present: Sergeant Cody Paro, Nebraska State Patrol; Chief Alan Baldwin, Seward Police Department.

II. APPROVAL OF FEBRUARY 18, 2015 P.S.A.C. MINUTES

MOTION

Sheriff Koranda motioned to approve the minutes as presented in the packets. Captain Moore seconded the motion. Voting in favor: Chief Timothy Larby, Sheriff Larry Koranda, Chief Robert Lausten, Captain Genelle Moore, and Sheriff Jerry Watson. Motion carried.

III. ACADEMY REPORTS

A. Director – N.L.E.T.C.

Mr. Muldoon handed out a Director's report prior to the meeting and briefly discussed it.

Chief Lausten questioned if there was an update on the Minatare Police Department.

Mr. Muldoon stated it was still under review and may be for a couple more weeks.

B. Deputy Director of Training – N.L.E.T.C.

Ms. Urbanek stated the 190th Session was in week 11 with 43 students. This week they are learning SFST.

There are six students in the Reciprocity and Reactivation course. The legal unit ends Thursday, March 19th at 12:00 noon; all but one student have completed all the posts. In the past major posts could be submitted ten minutes before the end of the class requiring Mr. Stolz to read through it and provide feedback, so we made all the major posts due Monday at 8:00 AM with the next couple days for finish and follow up.

Management is currently being held with 15 students. The online portion will begin March 30th with one additional student.

A month ago we had an unresponsive dispatch student in a dorm room. Basic students and staff responded by administering CPR and using the AED. She was transported to the hospital and spent approximately 10 days in ICU; she has returned home. It seems there were some underlying heart conditions that precipitated the event. There are some short term memory issues but she seems to be doing okay.

C. Nebraska State Patrol

Sergeant Cody Paro addressed the Council stating the February was the last ISO in-service which completed the agency wide in-service training for the year. Along with that the TA staff was able to assist with some DT training for troop C. Captain Williams has been gone to complete the yearly cycle of winter briefings throughout the state.

Camp 56 was in week 18 and received their first taste of Simunitions yesterday. This Friday is guest day where they will find out their duty stations when they leave the academy.

Last month we lost a recruit due to a death followed by an academic dismissal the next day bringing Camp 56 number to 37.

IV. CRIME COMMISSION REPORT

Mr. Fisher stated the Commission testified on two bills; LB13 a Juvenile Bill, if passed in its current form, could mean money for NCJIS. They want a system that will track juveniles from contact with law enforcement all the way through the system and before UNO can evaluate programs in Nebraska for community based juvenile aid, they need a way to gather the data. NCJIS has the best chance of doing that for them. We still need to find a more stable platform for funding NCJIS and we are working on that.

We also testified on LB354 a Crime Victim Reparations Bill that will double the money for maximum awards to \$20,000 and will double the amount of funeral costs we can pay to \$10,000. In its current form it looks good. There is opposition to both bills.

We testified on our Budget Bill and it went as well as I could expect.

The Commission is going through an office reconfiguration. We are making room for additional staff we have hired and are about to hire to better monitor the federal grants.

There are four pending revocations; a felony, one I will be seeking a dismissal on, a voluntary surrender the Council already recommended revocation and is waiting for the Commission to act

on and the fourth is being investigated by the Training Center. We do expect to add another one very soon.

There is a possibility we could have some traffic stop data analyzed by UNO, they have volunteered to look at some of the raw data. We can't supply that the agencies have to supply that but we could be a conduit for collecting that data. The Crime Commission only collects summary data, but the problem with that is you can't analyze it.

V. OLD BUSINESS

**A. Tabled from February
2014 Annual Handgun Qualification/Continuing Education Waiver Requests**

<u>NAME</u>	<u>AGENCY</u>	<u>WAIVER</u>
Kildare, John K	Seward Police Dept	Continuing Ed.

Chief Alan Baldwin, Seward Police Department, addressed the Council on his Continuing Education waiver request for John Kildare of the Seward Police Department stating he had completed 14.5 of the 20 hours of training during 2014 and once he is released for duty, he would complete the remaining 5.5 hours for 2014, as well as, the 20 hours for 2015.

MOTION

Chief Lausten motioned to grant the medical waiver for John Kildare on the condition that he complete the 2014 remaining 5.5 hours by December 31, 2015. Sheriff Koranda seconded the motion. Voting in favor: Mr. McCarthy, Sheriff Koranda, Chief Lausten, Captain Moore, Sheriff Watson, and Chief Larby. Motion carried.

Mr. Stolz stated the Training Center was notified that some of those that requested continuing education waivers had obtained their required hours so they could be take care of.

Mr. Muldoon stated Omaha Police Department awarded 10 minutes per Training Bulletin and General Order read, so the following had been completed.

Eric Goodrich obtained 23 hours
Keith Makell obtained 23 hours
Recardo Parks obtained 23 hours
Gregory Reisbig obtained 23 hours
Cynthia Wiles obtained 20.17 hours

MOTION

Sheriff Watson motioned to take no action based upon the fact that they have proven that they have met the standards. Chief Lausten seconded the motion. Voting in favor: Sheriff Koranda, Chief Lausten, Captain Moore, Sheriff Watson, Chief Larby, and Mr. McCarthy. Motion carried.

MOTION

Chief Lausten motioned to go into Executive Council based on the prevention of needless injury to the reputation of the individuals and for the purpose of executive session, please allow everybody in the room to stay except the State Patrol Sergeant. Mr. McCarthy seconded the motion. Voting in favor: Chief Lausten, Captain Moore, Sheriff Watson, Chief Larby, Mr. McCarthy and Sheriff Koranda. Motion carried.

The meeting went into Executive Session at 9:38 A.M.

MOTION

Sheriff Watson motioned to come out of Executive Session. Captain Moore. Voting in favor: Captain Moore, Sheriff Watson, Chief Larby, Mr. McCarthy Sheriff Koranda, and Chief Lausten. Motion carried.

The meeting resumed at 10:20 A.M.

<u>NAME</u>	<u>AGENCY</u>	<u>WAIVER</u>
Brandt, Arvin L.	Antelope Co Shf's Off.	Continuing Ed. Firearms

MOTION

Captain Moore motioned to deny the waiver request for Arvin L. Brandt on the handgun and Continuing Education. Chief Lausten seconded the motion. Voting in favor: Sheriff Watson, Chief Larby, Mr. McCarthy, Sheriff Koranda, Chief Lausten, and Captain Moore. Motion carried.

<u>NAME</u>	<u>AGENCY</u>	<u>WAIVER</u>
Towler, Andrea F	Buffalo Co Shf's Off	Continuing Ed. Firearms

MOTION

Chief Lausten motioned to grant the handgun waiver for Andrea Towler and take no action on the continuing education due to her completion of the continuing education. Sheriff Watson seconded the motion. Voting in favor: Chief Larby, Mr. McCarthy, Sheriff Koranda, Chief Lausten, Captain Moore, and Sheriff Watson. Motion carried.

<u>NAME</u>	<u>AGENCY</u>	<u>WAIVER</u>
McLeish, Steven E	Fairmont Police Dept	Continuing Ed. Firearms

MOTION

Captain Moore motioned to table the waiver request for continuing education and handgun for Steven McLeish until the next monthly meeting of the Police Standards Advisory Council. Chief

Lausten seconded the motion. Voting in favor: Mr. McCarthy, Sheriff Koranda, Chief Lausten, Captain Moore, Sheriff Watson, and Chief Larby. Motion carried.

NAME
Ball, Larry D

AGENCY
Lincoln Airport Authority

WAIVER
Continuing Ed.
Firearms

MOTION

Mr. McCarthy motioned to deny the waiver of Larry D. Ball for Continuing Education and Firearm. Chief Lausten seconded the motion. Voting in favor: Sheriff Koranda, Chief Lausten, Captain Moore, Sheriff Watson, Chief Larby, and Mr. McCarthy. Motion carried.

NAME
Towle, Thomas E

AGENCY
Lincoln Police Dept

WAIVER
Continuing Ed.

MOTION

Captain Moore motioned to grant the waiver for continuing education for Thomas E. Towle, Lincoln Police Department. Sheriff Koranda seconded the motion. Voting in favor: Chief Lausten, Captain Moore, Sheriff Watson, Chief Larby, Mr. McCarthy, and Sheriff Koranda, Motion carried.

Captain Moore amended her motion to reflect that the waiver was granted because he had completed his continuing education in 2015 for 2014. Sheriff Koranda seconded the amendment. Voting in favor: Captain Moore, Sheriff Watson, Chief Larby, Mr. McCarthy, Sheriff Koranda, and Chief Lausten. Motion carried.

NAME
Kilgore, Jeffrey M

AGENCY
Omaha Police Dept

WAIVER
Continuing Ed.

MOTION

Chief Lausten motioned to grant a conditional waiver, conditioned upon Kilgore completing the continuing education requirement by December 31, 2015. Mr. McCarthy seconded the motion. Voting in favor: Sheriff Watson, Chief Larby, Mr. McCarthy, Sheriff Koranda, Chief Lausten, and Captain Moore. Motion carried.

NAME
Wheatley, Bryant D

AGENCY
Omaha Police Dept

WAIVER
Continuing Ed.

MOTION

Chief Lausten motioned to grant a waiver for continuing education conditioned upon Wheatley completing his remaining continuing education hours by December 31, 2015, he has 1.7 hours left. Mr. McCarthy seconded the motion. Voting in favor: Chief Larby, Mr. McCarthy, Sheriff Koranda, Chief Lausten, Captain Moore, and Sheriff Watson. Motion carried.

VI. NEW BUSINESS

A. Waiver of One-Year Basic Training Requirement
Ben Clouse; Merrick County Sheriff's Office

Mr. Muldoon stated Ben Clouse was appointed on 9/1/14 and needs to have certification completed by 9/1/15. He was in an earlier basic but failed the same test twice. The 191st will graduate on September 25, 2015, 24 days beyond his required year. If granted the waiver, he will be in bad standing and required to pay tuition but could stay at the Training Center. Tuition is paid on a weekly basis.

MOTION

Sheriff Koranda motioned to grant the waiver with the condition that he not perform law enforcement duties until he is certified after his one year anniversary. Captain Moore seconded the motion. Sheriff Koranda amended his motion to include that Mr. Clouse of the Merrick County Sheriff's Office enrolls and successfully completes the next available basic. Captain Moore seconded the amendment. Voting in favor: Mr. McCarthy, Sheriff Koranda, Chief Lausten, Captain Moore, Sheriff Watson, and Chief Larby. Motion carried.

B. Waiver of One-Year Basic Training Requirement
Dustin Martin; Boone County Sheriff's Office

Mr. Muldoon stated Mr. Martin was hired September 1, 2014 and would need to complete training by September 1, 2015. He received an injury while completing the retake of the physical entrance test.

Ms. Urbanek stated the entry test would be given on Monday rather than Sunday with the retake on Tuesday morning. The Training Center will have a couple people on a waiting list who will be prepared to come to training in the even some can't pass the entry test.

Chief Lausten stated that Nebraska was behind the times; in Iowa in addition to their civil service requirements they have to pass the Cooper Standards.

Discussion was held on future occurrences where an applicant has failed the Cooper entrance standard to get into the academy, the Council may consider requiring that applicant to demonstrate proof that they can successfully complete the entrance standard before a waiver be granted to allow them to attend another basic class.

MOTION

Sheriff Koranda motioned to grant the waiver of the one-year requirement for Dustin Martin on the condition that he enroll and successfully completes the next available basic and not perform any law enforcement duties after his one year anniversary date until his graduation from the next basic, the 191st. Mr. McCarthy seconded the motion. Voting in favor: Sheriff Koranda, Chief Lausten, Captain Moore, Sheriff Watson, Chief Larby, and Mr. McCarthy. Motion carried.

C. Course Cancellation Due to Lack of Enrollment – March 16-20, 2015
Field Training Officer (FTO)

Ms. Urbanek stated the course was cancelled due to the low enrollment and has not been rescheduled at this time.

D. Waiver of One-Year Basic Training Requirement
Jacob G. Metcalf; Red Willow County Sheriff's Office

MOTION

Sheriff Koranda motioned to grant the one year waiver of basic training requirement for Jacob G. Metcalf, Red Willow County Sheriff's Office with the understand that he enter and successfully complete the next available basic, which is the 191st and with that not practice as a law enforcement officer from his one year anniversary date of June 23rd until he successfully completes the next available basic. Sheriff Watson seconded the motion. Voting in favor: Chief Lausten, Captain Moore, Sheriff Watson, Chief Larby, and Mr. McCarthy, and Sheriff Koranda. Motion carried.

E. Instructor Certification/Recertification
Legal Original

Nicole Brundo – Omaha Police Department

MOTION

Captain Moore moved to grant the instructor certification, Legal, for Nicole Brundo. Sheriff Larby seconded the motion. Voting in favor: Captain Moore, Sheriff Watson, Chief Larby, and Mr. McCarthy, Sheriff Koranda, and Chief Lausten. Motion carried.

VII. OTHER BUSINESS

A. Date, Time & Location of Next Meeting
April 15, 2015, 9:00; Library, Nebraska Law Enforcement Training Center,
3600 North Academy Road, Grand Island, Nebraska 68801

Having no further business Sheriff Watson motioned to adjourn; Captain Moore seconded. All were in favor and the meeting ended at 11:05 A.M.

Respectfully submitted,

Kay Fielding,
Secretary to the Council