

## ***MINUTES***

***December 19, 2006***

The 355th Meeting of the NH Police Standards and Training Council was called to order at 9:07 a.m. by Chairman Michael L. Prozzo, Jr., Sullivan County Sheriff's Department, in the John D. Morton conference room at the Police Standards and Training Facility in Concord, New Hampshire.

***Members Present:*** Chief Michael J. Magnant, Portsmouth Police Department; Chief Gregory C. Dodge, Epping Police Department; Chief Timothy Russell, Henniker Police Department; Chief Peter P. Morency, Berlin Police Department; Associate Justice Stephen H. Roberts, Dover District Court; Commissioner William L. Wrenn, Jr., Department of Corrections; Colonel Frederick H. Booth, NH State Police; and Attorney General Kelly A. Ayotte.

***Staff Present:*** Interim Director Donald L. Vittum, Assistant Director Robert B. Stafford, Jr., Paralegal Cassandra Erickson, Senior Assistant Attorney General Nancy Smith, and Secretary Denise Crocker.

Sheriff Scott A. Carr, Carroll County Sheriff's Department; Associate Justice Norman E. Champagne, Manchester District Court; and Deputy Commissioner Charles Annal, designee of Commissioner William G. Simonton of the NH Community Technical College System were excused from today's meeting due to prior commitments.

***Guests:*** Captain Kimberly Roberts, PSTC; Don Gross, Retired Police Chief of Nashua; Timothy P. Loveless, and his Attorney James Rosenberg; Corrections Officer Randy Inman, SEA Representative Thomas McCabe, Jr., and Unit Manager, Tim Moquin, Corrections Department; Officer Christopher Clark and his Attorney Vanacore.

### ***Approval of Minutes***

Following a motion by Chief Russell, seconded by Chief Dodge, the Council voted unanimously to accept the Minutes of the November 28, 2006 meeting as presented.

***Director's Report***

**142<sup>nd</sup> Academy.** Captain Roberts was present at the meeting and outlined the PT testing results for the Council and the expected attendance for the next Academy. She advised that 63 recruits were tested, 11 failed the PT test, resulting in 51 recruits passing. Ten (10) Law Package students were tested, 4 failed, resulting in 6 passing. The expected enrollment at the next Academy is 57 students. Captain Roberts noted that one of the recruits who failed the test became ill during the run and was transported by ambulance to the hospital. He was treated for severe dehydration and released. Council was concerned about any other complications that could have caused the illness of this recruit. Captain Roberts assured the Council that the hospital indicated that it was simply a case of lack of hydration.

**EMT's for PT Testing Days.** Interim Director Vittum had made the decision to hire an EMT when a volunteer wasn't available for the PT testing as a precaution which proved to be a good decision. Interim Director Vittum requested the Council to authorize the hiring of an EMT/paramedic on PT testing days and for the first day of the Academies. Commissioner Wrenn felt that this was a good practice to establish and Council members supported the Interim Director's decision to hire an EMT/paramedic for PT testing days and first day of the Academies.

***Old Business***

**Madbury Compliance Audit.** At the Council's request Don Gross met with the Council in a nonpublic session to discuss his report/personnel matters.

Following a motion made by Chief Dodge, seconded by Chief Morency, the Council voted unanimously on a roll-call vote to enter into a nonpublic session at 9:17 a.m.

Following the presentation of the Madbury matter, on a motion made by Commissioner Wrenn, seconded by Chief Dodge, the Council voted unanimously to seal the minutes of the non-public session.

Then on a motion by Chief Dodge, seconded by Commissioner Wrenn, to exit the non-public session, the Council voted unanimously on a roll-call vote to exit the nonpublic session at 9:45 a.m.

**Upon return to public session, on a motion by Commissioner Wrenn, seconded by Chief Dodge to schedule a hearing on the issues with the parties involved in the matter of the Madbury Compliance Audit, seconded by Chief Dodge, the Council voted to bring the parties before the Council for a hearing.**

**Timothy P. Loveless, formerly of the Raymond Police Department** for violation of Pol 402.02, Pol 101.28 and Pol 101.29.

Chairman Prozzo noted that the Council deferred making a decision on this matter at the November meeting requesting that Mr. Loveless and his attorney appear before the Council. Chairman Prozzo turned this matter over the Vice-Chairman Wrenn.

Vice-Chairman Wrenn requested that this matter be heard in a non-public session.

Following a motion made by Commissioner Wrenn, seconded by Chief Russell, the Council voted unanimously on a roll-call vote to enter into a nonpublic session at 9:50 a.m.

Following deliberations of the matter, on a motion by Chief Morency, seconded by Chief Magnant, the Council voted unanimously to seal the minutes of the nonpublic session.

Then on a motion by Chief Dodge, seconded by Chief Russell, to exit the nonpublic session, the Council voted unanimously on a roll-call vote to exit the nonpublic session at 10:30 a.m.

**Upon return to public session, on a motion by Judge Roberts, seconded by Attorney General Ayotte, that the proposed compromise which was prepared by Officer Loveless' Counsel be accepted and that Council in recognition of the behavior and mitigating circumstances suspend Officer Loveless' certification for one year, retroactive to May 22, 2006, the Council voted unanimously to accept the proposed compromise submitted by counsel for Mr. Loveless and to suspend Officer Loveless' certification for one year retroactive to May 22, 2006.**

**Randy Inman, Department of Corrections.** Per Council's directive at the June, 2006 Meeting, through their motion, that this officer return with written documentation that he had met the stipulations set forth in their motion as a result of the original hearing.

The Chairman requested that this matter be heard in a nonpublic session. Commissioner Wrenn recused himself from this matter.

Following a motion by Chief Dodge, seconded by Chief Russell, the Council voted unanimously on a roll-call vote to enter into a nonpublic session at 10:50 a.m.

Following discussion of the matter, on a motion made by Chief Dodge, seconded by Attorney General Ayotte, the Council voted unanimously to seal the minutes of the nonpublic session.

Then on a motion by Chief Dodge, seconded by Chief Russell, to exit the nonpublic session, the Council voted unanimously on a roll-call vote to exit the nonpublic session at 11:17 a.m.

Upon return to public session, on a motion by Attorney General Ayotte, that the Council delegate to the Interim Director the responsibility to determine whether the EAP or a similar Alcohol Rehabilitation program would be equivalent to serving out the terms issued by the Council of AA compliance once a week and that Officer Inman while he is completing the original terms of his suspension will be on a probationary certification status until such completion of the original terms designated by the Council have been met, seconded by Chief Russell, the Council opened the matter for discussion. Chief Dodge indicated he was inclined to vote against this motion as he felt the officer voluntarily entered the CIP program which met the requirements of the Council's vote. When other Council Members advised Chief Dodge that this was a mandatory program not voluntary one Chief Dodge reconsidered his position.

**The Council then voted unanimously on the Attorney General's motion, seconded by Chief Russell, to delegate to the Interim Director the responsibility of determining whether the EAP or a similar Alcohol Rehabilitation program would be equivalent to serving out the terms issued by the Council of AA compliance once a week and that Officer Inman while he is completing the original terms of his suspension will be on a probationary certification status until such completion of the original terms designated by the Council have been met.**

**Christopher Clark, Allentown Police Department** for violations of Pol. 301.05(g)(8), Pol 301.05(g)(9), Pol 301.05(g) and Pol 402.02(a)(9) the officer's certification was issued through administrative error.

Cassie Erickson noted for the Council that Officer Clark and his Attorney were present. She reminded the Council that at the last meeting Attorney Vanacore submitted Findings of Facts and Rulings of Law for the Council's Review.

Attorney General Ayotte and Sheriff Prozzo recused themselves from this matter. Council went off the record from 11:19 a.m. to 11:40 a.m. to seek legal advice from their legal advisor.

Upon return to public session, on a motion by Judge Roberts, seconded by Chief Russell, that the Council adopt the following position on the Findings of Fact and Rulings of Law dated November 28, 2006, as submitted by Attorney Vanacore, that

Request # 1 – The Council admit that Chief McGonigle was the agent of the hiring authority at the time of the hiring of Officer Clark; however, that the Council deny that Chief McGonigle was the agent to determine that Officer Clark was fit to be certified.

Request #2 - The Council admit the allegations of Request #2.

Request #3 - The Council has insufficient knowledge to either admit or deny; therefore, the Council denies Request #3.

Request #4 - This is a question of fact and the Council has insufficient knowledge to either admit or deny; therefore, the Council denies Request #4.

Request #5 – The Council denies Request #5 as the Council does believe that it has the ability to revoke the certification.

Request #6 - The Council denies Request #6 in that the Council does believe it can revoke the certification under the cited rule, and

Request #7 - The Council with respect to the factual allegations has insufficient knowledge to either admit or deny; therefore, the Council denies the factual allegations in Request #7; and in the question of law whether just cause exists to not order revocation, to deny that request also.

**The Council voted unanimously to accept Judge Roberts' motion, seconded by Chief Russell, as presented above.**

**Following the above decision, on a motion by Judge Roberts, that based upon both the inherent authority of the Council and the ability of the Council to revoke a certification based upon administrative error that Officer Christopher Clark's certification be revoked on those two grounds, seconded by Chief Morency, the Council voted unanimously to decertify Officer Clark, Allentown Police Department.**

Meredith Police Department requested approval to send Corporal John P. Eichhorn to Sirchie Laboratories to attend the Evidence Collection, Crime Scene Technology Course in Youngsville, North Carolina from February 4, 2007 - February 10, 2007, \$913. Council tabled this request at the November meeting to give staff time to research the differences between the PSTC course and the Sirchie Labs course and to check whether this officer had already taken the in-house course. Staff reported back that this officer had not taken any in-house class in this area. The PSTC class is scheduled during motorcycle week which will not be a feasible time for this officer to take this class at PSTC. Major Stafford advised the Council that Meredith had partnered with Center Harbor to take this class at the same time in order to save costs.

On a motion by Commissioner Wrenn, seconded by Chief Dodge, to approve the grant request of the Meredith Police Department in light of the additional information provided by the staff for \$913 for Corporal John P. Eichhorn to attend the Evidence Collection, Crime Scene Technology Course at Sirchie Labs in North Carolina, in February, 2007, the Council opened the matter for discussion. Chief Morency asked if the PSTC course

was only offered during motorcycle week and Assistant Director Stafford confirmed that was the case.

Commissioner Wrenn brought the issue of rental car charges to the table for Council consideration and that maybe the Council should develop a policy surrounding these charges. A lengthy discussion ensued surrounding these charges with suggestions being made to discontinue Council authorization for rental car charges as part of the grant requests. Colonel Booth then amended the motion to eliminate the rental car charges from the Meredith grant request and further stated that the Council would formulate a formal policy in regard to ground transportation for the future. Colonel Booth felt that the officers should be allowed reimbursement for ground transportation but if they chose to rent a car the department should bear the cost of the rental car. Council then discussed the policy of having the officers submit receipts for actual expenditures. At this point, the original motion, the second and amended motions were withdrawn and a new motion was presented.

On a motion by Commissioner Wrenn to approve the grant request of the Meredith Police Department for a maximum of \$713 to cover tuition, lodging, meals and airfare payable upon submission of all receipts being received by PSTC for the actual costs incurred by Corporal John P. Eichhorn to attend the Evidence Collection, Crime Scene Technology Course at Sirchie Labs in North Carolina resulted in a suggestion on Commissioner Wrenn's motion by Colonel Booth that the Council address the rental car expenses now and return to the other issues at a later time. Chief Magnant then made a suggestion that the Council approve the grant as it was written since it was submitted under the current rules and that the changes in policy apply to future grants. Commissioner Wrenn then revised his motion.

**Then on a motion by Commissioner Wrenn, seconded by Colonel Booth, to approve the grant request of the Meredith Police Department for \$713, which represents the exclusion of the rental car fees, for Corporal John P. Eichhorn to attend the Evidence Collection, Crime Scene Technology Course at Sirchie Labs in North Carolina, from February 4-10, 2007, the Council voted with (five) 5 opposed and four (4) for the motion. Those opposed were Chief Magnant, Attorney General Ayotte, Chief Morency, Chief Dodge and Sheriff Prozzo. This motion did not carry.**

**Then on a motion by Chief Magnant, seconded by Chief Dodge, to approve the grant request of the Meredith Police Department for \$913 for Corporal John P. Eichhorn to attend the Evidence Collection, Crime Scene Technology Course at Sirchie Labs in North Carolina, from February 4-10, 2007, the Council voted five (5) for and 4(opposed). Those opposed were Chief Russell, Colonel Booth, Judge Roberts, and Commissioner Wrenn.**

Commissioner Wrenn noted for the record that he voted against this motion as he did not recall departments in the past requesting week long car rentals and he didn't feel that the Council should pay for this expense. Chief Magnant noted he made this motion because

he believed that the agency applied for the grant under the current rules but further noted that he did believe that a review of the policy in regard to rental cars should come under Council review. The Attorney General noted that she voted for this motion but voiced her concern about the cost of rental cars and felt the Council did need to establish a clear policy surrounding this expense. She further indicated that once the policy is established it needs to be clearly highlighted on the grant application form.

**Fitness Test Waivers.** At the November Meeting, Council took two requests for Fitness Test Waivers under advisement to review Senior Assistant Attorney General Nancy Smith's opinion on the issuance of waivers and to have the opportunity to discuss further with PSTC counsel whether it was within Council's scope of authority to issue these waivers. (These matters were heard in nonpublic sessions). Council went off the record to discuss legal matters with counsel from 12:10 p.m. to 12:47 p.m.

**On a motion by Judge Roberts, seconded by Attorney General Ayotte to grant a waiver to Chief Philip O'Brien and Officer Katherine Moreira for a period not to exceed July 1, 2007 with respect to the standards under RSA 188-F:27, III-d and that waiver will expire on July 1, 2007 noting that the purpose of this waiver is to give the Council the opportunity to review its physical fitness standards (the waiver is being granted under III-j but waiver of the standards is III-d), the Council opened the motion up for discussion.** Commissioner Wrenn requested that the intent be very clear that these waivers are being granted to allow the Council to further study this issue and that the period of the waivers will expire as of July 1, 2007. Judge Roberts further noted that these individuals will be restricted to their current agencies under RSA 188-F:27, III-j. **Upon conclusion of the discussion the Council voted unanimously to grant the waivers to Chief Philip O'Brien and Officer Katherine Moreira for a period not to exceed July 1, 2007 for the sole purpose of giving the Council the opportunity to study this issue further.**

### *New Business*

#### **Training Grant Funds Policy Change**

**On a motion by Colonel Booth, seconded by Chief Morency that effective January 1, 2007, rental car expenses will no longer be permissible expenses for reimbursement on training grant requests and agencies will be required to submit all receipts for actual expenses incurred to be reimbursed for the Council's two-thirds share of total expenses for training grant funds, the Council unanimously voted to accept this new policy as it pertains to the disbursement of funds for training grants.** Training grants on this agenda will be approved using the current criteria. For the record, clarification of the disbursement of training grant funds under this new policy would result after the submission of receipts of actual expenses which is a change from the current policy which gave the training grant funds to the agency in advance. Grants be

submitted on the January, 2007, agenda will fall under the new policy and staff will need to contact any requests that are in-house for this Council Meeting to advise the department of the policy change effective January 1, 2007.

### **Decertification/Suspensions/Revocations/Surrenders/Certification Eligibility Hearings**

**John Faulkner, formerly of the Exeter Police Department** for violation of Pol 402.02, Pol 101.28 and Pol 101.29. The matter was removed from the agenda and rescheduled for the January Council Meeting.

### ***Prior Training and Experience Requests***

#### **Full-Time**

**Mark T. Butler, Hanover Police Department.** In the matter of the PT&E request of Mark T. Butler, on a motion by Chief Russell, seconded by Judge Roberts, that Mark T. Butler of the Hanover Police Department be granted PT&E for full-time certification based upon staff recommendation, the Council opened the matter up for discussion. Council members had some concerns on this officer's Long Form E. Major Stafford read a statement that the officer had sent in regarding confusion on the form. Council members asked if Officer Butler had undergone a polygraph and Major Stafford checked with his Chief who indicated the officer had and he had passed. After acquiring the additional information, the Council voted unanimously to grant Mark T. Butler full-time certification upon successful completion of the medical, PT, NH Law Package at the Full-Time Academy and First Aid/CPR, if lapsed. The Interim Director noted that he would have Major Stafford add a memo to the officer's file stating that there was a polygraph administered.

**Erik H. Josephson, Franklin Police Department.** In the matter of the PT&E request of Erik H. Josephson, on a motion by Chief Dodge, seconded by Colonel Booth, that Erik H. Josephson of the Franklin Police Department be denied PT&E for full-time certification based upon staff recommendation, the Council voted unanimously to deny Erik H. Josephson PT&E consideration due to his failing the PT test.

**Joseph L. Marcello, Belmont Police Department.** In the matter of the PT&E request of Joseph L. Marcello, on a motion by Chief Dodge, seconded by Chief Morency, that Joseph L. Marcello of the Belmont Police Department be granted PT&E for full-time certification based upon staff recommendation, the Council voted unanimously to grant Joseph L. Marcello full-time certification upon successful completion of the medical, PT, NH Law Package at the Full-Time Academy and First Aid/CPR, if lapsed.



**Ryan M. Kennett, Whitefield Police Department.** In the matter of the PT&E request of Ryan M. Kennett, on a motion by Chief Dodge, seconded by Chief Morency, that Ryan M. Kennett of the Whitefield Police Department be granted PT&E for full-time certification based upon staff recommendation, the Council voted unanimously to grant Ryan M. Kennett full-time certification upon successful completion of the medical, PT, NH Law Package at the Full-Time Academy and First Aid/CPR, if lapsed providing he comply with the Council's directive that he answer question 13B on the Long Form E and it meets with the Interim Director's approval.

### **Part-Time**

**Chad D. Murphy, Chester Police Department.** In the matter of the PT&E request of **Chad D. Murphy**, on a motion by Chief Dodge, seconded by Chief Morency, that Chad D. Murphy of the Chester Police Department be denied PT&E for part-time certification based upon staff recommendation, the Council voted unanimously to deny Chad D. Murphy part-time certification and require him to attend the entire Part-Time School. Council has also required staff to follow-up on information that was submitted with the agenda package on Officer Murphy as informational in regard to 13b on Long Form E.

### ***Requests for Extensions***

#### **Full-Time**

#### **Joseph M. Freda, Brookline Police Department**

After the Interim Director outlined the reason for the request for extension through the 143<sup>rd</sup> Academy, on a motion by Chief Dodge, seconded by Colonel Booth, the Council voted unanimously to grant the extension through the 143<sup>rd</sup> Full-Time Academy to Officer Freda, Brookline Police Department.

#### **Robert F. Harvey, Weare Police Department**

After the Interim Director outlined the reason for the request for extension through the 142<sup>nd</sup> Academy, on a motion by Chief Dodge, seconded by Chief Morency, the Council voted unanimously to grant the extension through the 142<sup>nd</sup> Full-Time Academy to Officer Harvey, Weare Police Department

## **Part-Time**

### **Christopher Gamache, DRED, Bureau of Trails**

After the Interim Director outlined the reason for the request for extension through the 249<sup>th</sup> Part-Time School, on a motion by Colonel Booth, seconded by Chief Russell, the Council voted unanimously to grant the extension through the 249<sup>th</sup> Part-Time School to Officer Gamache, DRED, Bureau of Trails, to complete the classes he missed during the 248<sup>th</sup> session.

## ***Specialized Training Grants***

### **Command Training**

**Amherst Police Department.** The Interim Director outlined the request of the Amherst Police Department to send **Sergeant Anthony Ciampoli** to Roger Williams University's Command Training Series First Line Supervisor's Course in Portsmouth, Rhode Island from January 22 – February 2, 2007 at a cost of \$1,000. **On a motion by Chief Dodge, seconded by Chief Morency, the Council unanimously approved the grant request of the Amherst Police Department to send Sergeant Ciampoli to Roger Williams First Line Supervisor's Course in January, 2007.**

### **Other Training**

**Laconia Police Department.** The Interim Director outlined the request of the Laconia Police Department to send **Officer Joseph Marquis** to Coopers Law Enforcement Public Safety Fitness Specialist Program in Texas from January 28 – February 3, 2007 at a cost of \$1370. **On a motion by Chief Dodge, seconded by Judge Roberts, the Council unanimously approved the grant request of the Laconia Police Department to send Officer Marquis to Coopers in January, 2007.**

Chief Morency asked if there was someone from Coopers going to be available when PSTC sets up alternative standards. Chief Vittum indicated there was a PT standards presentation scheduled on the Agenda today which will probably be moved to the next meeting and that topic will be addressed by PSTC trained people.

**Center Harbor Police Department.** The Interim Director outlined the request of the Center Harbor Police Department to send **Corporal Scott I. Weiss** to Sirchie Laboratories to attend the Evidence Collection Crime Scene Technology Course in Youngsville, North Carolina from February 4 – February 10, 2007 at a cost of \$913. **On a motion by Chief Dodge, seconded by Chief Morency, the Council unanimously approved the grant request of the Center Harbor Police Department to send Corporal Weiss to Sirchie Labs in February, 2007.**

Chief Russell requested that Council/staff remain consistent in asking the same questions to all agencies requesting training grant funds for their staff. He brought this up in light of the question being asked about whether officers had taken the in-house class before requesting outside training. Chief Vittum advised the Council that he has staff in the process of evaluating the outside training schools to insure that PSTC dollars are well spent and that these schools are serving NH law enforcement's needs.

### *Other Business*

#### **Requests to Exceed the 1300-hours Rule**

The Interim Director outlined the request of the **Croydon Police Department** that part-time **Chief of Police Richard G. Lee** be granted a waiver of the 1300-hours rule and be permitted to work unlimited hours based upon his full-time certification. He was full-time certified on 8/28/81 and was employed full-time by the Newport Police Department from May 12, 1981 until he retired on May 18, 2006. He was also employed by the Goshen Police Department on a part-time basis from June 28, 1982 until he resigned on August 15, 1984 and became part-time employed by the Croydon Police Department on November 23, 1999 and is currently still with this department. **On a motion by Chief Russell, seconded by Colonel Booth, to grant the waiver of the 1300-hours rule, the Council unanimously granted the 1300-hours rule waiver to Police Chief Lee and permitted him to work unlimited hours based on his full-time certification.**

The Interim Director outlined the request of the **Hillsborough County Sheriff's Department** that part-time **Deputy Sheriff Thomas E. Suckley, Jr.** be granted a waiver of the 1300-hours rule and be permitted to work unlimited hours based upon his full-time certification. He was full-time certified on April 18, 1980 and was employed full-time by the Peterborough Police Department from August 15, 1979 until September 1, 1980. He was then employed full-time by the Manchester Police Department from October 7, 1980 until he retired on October 27, 2006. He became part-time employed by the Hillsborough County Sheriff's Department on November 17, 2006. **On a motion by Chief Russell, seconded by Colonel Booth, to grant the waiver of the 1300-hours rule, the Council unanimously granted the 1300-hours rule waiver to Deputy Sheriff Thomas E. Suckley, Jr., and permitted him to work unlimited hours based on his full-time certification.**

**Council Policy of 1300-hour Rule for Deduction of Excess Hours in the Following Year**

The Interim Director asked the Council how they wished him to handle situations in which an officer had exceeded his 1300-hours limit during the calendar year. The Interim Director asked if the Council wanted those officers who violated this rule to come before the Council or did they just want a letter sent to the violator. An active discussion ensued. Chief Russell felt that it was the Chief's responsibility to monitor the hours. Sheriff Prozzo suggested that the hours be reported quarterly to PSTC and have staff monitor the hours. Chief Dodge felt it was the agency's responsibility. Colonel Booth felt in should be a three step process: first offense, the officer is contacted by letter and advised that he will have to deduct the hours from the next year; second offense, he will have to come before the Council and the third offense, he either attends the full-time Academy or he is done. Cassie asked whether the Council wanted to see all the officers who were in violation the first time. Chief Russell proposed that the officers who violated the rule the first time be required to submit in writing the reason for exceeding the maximum allotted hours, the second time they be required to come before the Council and the third time they were done or attend the Full-Time Academy and noted that the violations do not have to occur in consecutive years.

**On a motion by Colonel Booth, seconded by Chief Russell, to have a three step policy for violations to the 1300-hours rule, consisting with the first violation that the officer will be required to submit in writing the reason for exceeding the maximum allotted hours and be required to deduct the excess hours from his next year's employment schedule, the second infraction of this rule will require that the officer appear before the Council, and the third occasion that the officer exceeds the 1300 hours, the Council may revoke his/her certification with further notation that these violations need not be in consecutive years, the Council voted unanimously to adopt the above outlined policy effective January 1, 2007.**

**Fitness Testing Extensions**

**Belmont Police Department.** Cassie Erickson outlined **Officer Stephen Akerstrom's** request for a medical extension through June, 2007 due to an ongoing medical condition. On a motion by Chief Russell, seconded by Chief Morency, to grant the extension, the Council voted unanimously to grant Officer Akerstrom, Belmont Police Department, a medical extension through June, 2007.

**Allenstown Police Department.** **Officer Clifford Jones** withdrew his request for a medical extension through June, 2007 as he has decided to let his certification expire.

**Department of Corrections.** **Corrections Officer Ciprian Susca's** request for a medical extension has been withdrawn from the agenda as his paperwork has not been received supporting his continued need for such extension.

**NH State Police.** Cassie Erickson outlined **Trooper Marcus Harring's** request for a military extension through June, 2007. Several Council Members had to leave before this meeting concluded and Colonel Booth abstained from this vote which resulted in the Council not having a quorum; therefore, it was tabled until the January, 2007 meeting.

The original motion made by Chief Russell and seconded by Chief Morency to grant the extensions for both Officer Akerstrom and Trooper Harring was withdrawn when Colonel Booth abstained resulting in the Council not having a quorum.

### **Compliance Audits**

The Interim Director noted that the Alexandria and Brentwood Police Department Audits were routine and went very well and that minor corrections were made to improve procedural methods.

### **General Discussion**

**Recruit Physical Fitness Program** . Due to time constraints this item has been moved to the January, 2007 Meeting.

**State Accreditation Program Draft.** Due to time constraints this item has been moved to the January, 2007 Meeting.

### ***Other Items***

Judge Roberts brought to the Council's attention a memo that was in the Agenda package from Director Keith Lohmann in regard to the Fitness testing which somewhat contradicted what the Council did earlier today, which the Council should review. Sheriff Prozzo asked Cassie to be sure that the Council members have a complete package of the PT information for review in February when they meet to discuss this issue.

Chief Russell questioned whether there was Sexual Harassment Training being done at the Academy and PSTC in response to the recent issue, as the Council cannot condone any problems or issues in this area. The Interim Director indicated that classes are in the process of being set up for all PSTC employees and the issue that occurred is being handled.

The Council has tentatively set two Council meeting dates in February: February 27th as the regular Council Meeting and February 13<sup>th</sup> to discuss the PT Waiver issue.

The Council set its March Retreat dates for March 26 and March 27, 2007.

**Next Meeting Date/Adjournment**

After scheduling the next Council Meeting date for 9:00 a.m., Tuesday, January 23, 2007, in the John D. Morton Conference Room, the Council unanimously voted to adjourn the meeting at 2:40 p.m., on a motion by Chief Dodge and seconded by Chief Morency.

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Chairman Michael L.. Prozzo, Jr.