

APPROVED MINUTES

July 24, 2007

The 362nd meeting of the NH Police Standards and Training Council was called to order at 9:06 a.m. by Chairman Michael L. Prozzo, Jr., Sullivan County Sheriff's Department, in the John D. Morton conference room at the Arthur D. Kehas Law Enforcement Training Facility and Campus in Concord, New Hampshire with Captain Christopher Kench designee of Commissioner William L. Wrenn, Jr. of the NH Department of Corrections introducing himself to the Council.

Members Present: Chief Peter P. Morency, Berlin Police Department; Chief Gregory C. Dodge, Epping Police Department; Chief Timothy Russell, Henniker Police Department; Sheriff Scott A. Carr, Carroll County Sheriff's Department; Associate Justice Stephen H. Roberts, Dover District Court; Associate Justice Norman E. Champagne, Manchester District Court arriving at 9:19 a.m.; Colonel Frederick H. Booth, NH State Police arriving at 9:15 a.m., and Attorney General Kelly A. Ayotte arriving at 9:10 a.m.

Staff Present: Director Donald L. Vittum, Keith H. Lohmann, Account-Technician, Helen L. Robinson and Senior Assistant Attorney General Nancy Smith.

Commissioner William L. Wrenn, Jr., Departments of Corrections and Chief Michael J. Magnant were excused from today's meeting due to prior commitments.

Guests Present:

Corrections Officer Stacy DeGeorge, Lt. Christopher Shaw, and Lt. Ronald Gagliardi of the NH Departments of Corrections; Tom McCabe, SEA Field Representative; Norman A. Brown, (Retired Superintendent of the Coos County House of Corrections) NHAC Academy Coordinator; Chief Todd Gray, Orford Police Department; Chief John Clark, Bristol Police Department, and Constable Jerry Baker.

Approval of Minutes

The minutes of the June 26, 2007 meeting were unanimously approved, following a motion by Chief Dodge that was seconded by Chief Russell.

Director's Report

The Director's written report, mailed under separate cover, was accepted as submitted to Council members.

Previous and/or Unfinished Business

Staff Presentation on Edited Forms "A" and "T"

Director Vittum indicated the wording "**pursuant to Pol 301.05**" was added to **line d.** (reference background investigation) on the **Employee Status Notification Form "A"**.

With reference to **Council Form "T", Affidavit of Background Investigation**, Director Vittum felt the **Hiring Authority** was the only necessary signature and did not need to be notarized.

Chief Russell suggested using the same wording as stated on Form "A" which stipulates, "**This form is signed subject to the provisions of RSA 641:3 (Unsworn Falsification)**". Colonel Booth suggested combining both forms into a single form, therefore, requiring the Signature of the Hiring Authority only.

Director Vittum requested to delay the form revision until January 1, 2008, and to inform the Chiefs of the change. He also noted completion of the Form "T" is included in the PSTC rules.

Draft of Proposed Rules

Keith Lohmann addressed the Council regarding the proposed revision of the rules indicating there was a typographical error under Pol 301.06 (a) which states **15 days prior to of the appointment**. The language should read **15 days of the appointment of a new police, corrections or probation/parole officer**. Also added to the provision was that the **Form "A" must also be filed no later than 14 days prior to an uncertified officer's proposed entrance into an academy program**. This was a motion made by Deputy Attorney General Bud Fitch at the June 26, 2007, Council meeting. The definition of **days** was also changed to read **calendar days**.

On a motion by Associate Justice Roberts, seconded by Chief Morency, the Council voted unanimously to adopt the proposed rules edit revisions as submitted.

Fire Standards & Training Curriculum Approval

Keith Lohmann distributed a separate attachment to the Agenda which that being a proposed training course for citation authority in the Fire Service of Fire Standards & Training. Mr. Lohmann explained the Commissioner of Safety has had the authority for

years to give limited authority to fire officers to issue citations for fire code violations. The statute refers to the Commissioner of Safety setting rules under RSA 541-A. It makes reference to Fire Standards & Training and Police Standards & Training developing a curriculum and providing training to those designated fire officers. The course was approved in 1989. PSTC approves the curriculum being taught, Fire Standards & Training teaches the curriculum and provides the course completion certificates. Department of Safety would like permission to continue the process.

Captain Christopher Kench asked if the course objectives were measurable. Mr. Lohmann stated he didn't believe there was a tested component to the curriculum. Most of PSTC's in-service courses do not have a tested component which is not inconsistent. There are tested components for Field Training Officer and online offerings in order to be sure the training has been completed.

Mr. Lohmann indicated the Search and Seizure portion of the Lesson Plan has been updated. This is basically the same course as adopted in 1989 which looks to be appropriate according to the laws.

On a motion by Associate Justice Champagne, seconded by Sheriff Carr, the Council voted unanimously to accept the Fire Standards & Training Fire Curriculum submitted by the NH State Fire Marshal' Office as presented.

Firearms Rule, F/T Police Academy Curriculum Revision & PSTC Goals & Objectives

Director Vittum requested and approved by the Council, a continuance on the Firearms Rule, F/T Police Academy Curriculum Revision and PSTC Goals & Objectives until the September Council meeting in order for various Chiefs to be in attendance for discussion and their input.

New Business

Decertifications/Suspensions/Revocations/Surrenders/Certifications

Personnel Issue – Corrections Officer Stacy DeGeorge, NH Department of Corrections for violation of Pol 402.02(a)(4)(e) Reckless Conduct and Reckless Driving.

Chairman Prozzo read and reviewed Council protocol with Corrections Officer DeGeorge and asked if she wished the hearing to be heard in public or non-public session. At the request of Tom McCabe, SEA Field Representative, representing Corrections Officer DeGeorge, he elected to have the case heard in non-public session.

Following a motion by Chief Dodge, seconded by Chief Morency, the Council voted unanimously on a roll-call vote to enter into a non-public session at 9:09 a.m.

Following discussion of the personnel matter, on a motion by Chief Dodge, seconded by Sheriff Carr, the Council voted unanimously to seal the minutes of the non-public session.

On a motion by Chief Dodge, seconded by Chief Morency, which carried unanimously by the Council on a roll-call vote to exit the non-public session at 9:23 a.m.

Upon return to public session, Chief Russell made a motion to suspend Corrections Officer Stacy DeGeorge's corrections certification for one year, seconded by Chief Dodge.

The Chairman opened this matter up for discussion with Associate Justice Roberts noting technically this was a violation level offense and felt a one year suspension was somewhat harsh considering all evidence presented and recommendations from her DOC Supervisors, Lt. Christopher Shaw and Lt. Ronald Gagliardi, that a period of 3-months would be significant.

The Council voted unanimously on a motion by Associate Justice Roberts, seconded by Colonel Booth, to suspend Corrections Officer Stacy DeGeorge's certification for a period of 3-months effective today (July 24, 2007) for violation of Pol 402.02. Associate Justice Champagne abstained from the vote.

Decertification -James McGonigle, formerly Chief of the Allenstown Police Dept. for violation Pol 402.02(a)(2) which states, "suspend or revoke police certification of any officer who has been convicted either prior to or after certification of a crime which constitutes a felony in this or any other state, territory or province of country".

Director Vittum explained the former Chief was notified via Certified Mail-Return Receipt Requested of today's Council hearing. Noting the Chief was not in attendance, recommended the Council revoke his certification indefinitely.

Synopsis: On June 5, 2007, James McGonigle plead guilty to two felony counts of Theft by Misapplication of Property in the Merrimack County Superior Court. Allegedly stole more than \$1,000 from the Allenstown PD which was to be used for criminal drug investigations, more than \$1,000 from the NH Police Cadet Training Academy and the Allenstown Police Association. The former Chief was convicted, sentenced to 12 months in the Merrimack County House of Corrections all but 90 days suspended of a consecutive sentence of 1-3 years, and ordered to pay restitution to the agencies. Based on his convictions and being a felon, Director Vittum recommended his police certification be revoked.

On a motion by Associate Justice Champagne, seconded by Colonel Booth, the Council voted unanimously to revoke the police certification of former Chief of Police James McGonigle, for violation of Pol 402.02(a)(2). Attorney General Kelly Ayotte recused herself from the vote.

Personnel Issue - Constable Jerry Baker, Shelburne Police Department for violations of Pol 402.02(a)(8) and Pol 402.02(a)(10).

Chairman Prozzo read and reviewed Council protocol with Constable Jerry Baker. He indicated that PSTC would be represented by Keith Lohmann who will present evidence/witnesses who may then be questioned by Constable Baker and the Council. Constable Baker was then sworn in and consented to hold the hearing in public session.

Keith Lohmann introduced Constable Baker and cited violation Pol 402.02(a)(8) and Pol 402.02(a)(10). In the case of Pol 402.02(a)(10), he did not complete the firearms qualification within 2006, instead completed it in July 2007.

Mr. Lohmann entered the following staff exhibits into evidence:

- Exhibit A: Form “A” dated May 5, 1994
- Exhibit B: Form “B” Part-Time Certification dated May 9, 1989
- Exhibit C: Notice of Hearing dated June 7, 2007
- Exhibit D: Director’s letter to Constable Baker dated May 2, 2007 with a written response
- Exhibit E: Director’s letter to Constable Baker dated May 4, 2007
- Exhibit F: Director’s letter to Constable Baker dated May 10, 2007
- Exhibit G: Council Form “A” for Eric Perry dated December 2, 1999
- Exhibit H: Council Form “B” for Eric Perry dated June 19, 2007
- Exhibit I: Council Form “F” received July 5, 2007
- Exhibit J: Memo from Keith Lohmann to the Director dated April 25, 2007

Synopsis: On March 2, 2007, our agency sent Constable Baker a letter informing him that PSTC had not received Annual Compliance forms from his departments. On May 3, 2007, the Constable sent in the 8 hours of in-service and the 1300-hour affidavit (Staff Exhibit D). On May 4, 2007, Constable Baker was informed he neglected to list Officer Eric Perry on his 1300-hour form. Additionally, on May 10, 2007, our agency sent a response to Constable Baker acknowledging receipt of the forms and informing him he should not carry a firearm in the line of duty until he completed qualifications under Pol 404.03 (Exhibit F).

Officer Eric Perry was hired by Shelburne PD on December 2, 1999, according to the Form “A” (Exhibit G) signed by Constable Baker. Officer Perry resigned from the Shelburne PD on October 16, 2003 (Form “B”) as signed by the Selectmen on June 19, 2007 and received by PSTC on June 25, 2007 (Exhibit H). On June 27, 2007, Constable Baker completed his 4-hour Use of Force class presumably for 2006 and on July 2, 2007, he completed the range portion of the firearms qualification (Exhibit I). The memo dated April 25, 2007 from Keith Lohmann was prepared at the request of Director Vittum which outlines the history of submission from the Shelburne PD. Constable Baker has an ongoing problem with submission of paperwork of many years. Over the last 10 years he has been in compliance with PSTC requirements 3 times and the others years had to be sent several reminders to submit the required paperwork. In 1994 through 1996 and 2001, the

paperwork was never submitted. Staff recommends that paperwork is submitted in a timely fashion in the future.

After being sworn in by Chairman Prozzo, Constable Baker introduced himself to Council members as the elected Constable for the Town of Shelburne for the past 35 years. He stated Mr. Lohmann's report was correct, and admitted to his procrastination. Attorney General Ayotte asked the Constable if he had a plan in place to correct the situation. He felt an option would be to check with PSTC to keep up on paperwork deadlines. Mr. Lohmann reminded the Constable the forms have to be submitted by January 31st for the prior year. He indicated Gorham PD will be performing his department's firearms qualifications in the future.

Constable Baker apprised the Council of his history as a police officer stating he does not carry a firearm when patrolling, and indicated he thought it was the Selectmen's responsibility to complete the forms even though he signed the Form "A". Chief Russell suggested he or the Board of Selectmen should create a job description for his position.

Chairman Prozzo reminded Constable Baker regardless of whether it was the Selectmen's or somebody else's responsibility for his position, it is his certification that is in jeopardy.

Following discussion, Attorney General Ayotte made a motion to give Constable Baker an official warning to file paperwork according to PSTC rules, otherwise the Council will take further action on his certification. The motion was seconded by Chief Dodge.

The Council then opened the motion for discussion. Chief Russell indicated that someone needs to make the determination as to whether or not Constable Baker is responsible for filing the PSTC Annual Compliance forms as obviously he isn't sure. Associate Justice Roberts also noted that "Constable" is a defined term under the RSA's as a holdover status. The other point, was the possibility of revoking then suspending the revocation under certain conditions by giving a warning now and if the rules aren't followed the revocation or some type of decertification process would kick in. Mr. Lohmann then explained the sanction to impose was up to the Council as long as it was fair and the Constable understood the requirements of him. It is up to the hiring authority, Selectmen of Shelburne, to designate the chief law enforcement officer.

In response to a question by Chief Russell pertaining to whether or not Constable Baker even has authority to sign the PSTC forms, Mr. Lohmann explained there are some departments who have an Officer-In-Charge that receive and sign PSTC forms. Constable Baker has been in this position off-and-on since 1969, and all correspondence from PSTC has always been directed to him.

Upon a question from Chief Russell, Constable Baker indicated that Officer Eric Perry was appointed by the Selectmen upon his recommendation.

After discussion, the Council voted unanimously on Attorney General Ayotte's motion to give Constable Baker an official warning for failure to file paperwork as required by RSA188-F:26(II), Pol 302.12(b), Pol 403.01(b) and Pol 404.04(a) and to put the Constable on notice that any further violation of the Statute or rules concerning submission of reports, will result in a further disciplinary hearing and action against his certification. He is to inform the Council should another individual be filing his department's paperwork to PSTC.

Prior Training and Experience Requests

Full-Time

Adam C. Martin, Kingston Police Department

A handout was distributed to members for Officer Adam C. Martin, Kingston Police Department. Director Vittum noted the issues with Adam Martin's physical and conviction for possession of alcohol by a minor have been cleared up. Chief Briggs feels confident he will be a good police officer and this will not bar him from the hiring process. The Form "A" was completed by Chief Briggs (section e.) and Captain Benjamin Jean, PSTC, followed up on the arrest and obtained an affidavit signed by Officer Martin. The Director stated he didn't see an issue with Officer Martin attending the Police Academy.

Following a motion by Chief Dodge that was seconded by Chief Morency, the Council voted unanimously to grant full-time certification based on prior training and experience in accordance with staff recommendation upon successful completion of medical exam, physical fitness test, NH Law Package at a full-time academy, and First Aid/CPR, if lapsed.

Personnel Issue – Dana Daniels, Retired Sheriff, Merrimack County

The Director indicated the letter submitted from Scott E. Hilliard, Merrimack County Sheriff reference retired Sheriff Dana Daniels has been resolved.

Associate Justice Roberts inquired about the resolution. The Director stated the details will be worked out between the parties.

Requests For Extension

Full-Time

The Director outlined the Requests for Extensions as submitted on the agenda.

Following a motion by Chief Dodge, seconded by Attorney General Ayotte, the Council voted unanimously to grant extensions to Joseph Freda, Brookline PD (final extension)

and Glenn H. Huff, Wilton PD until the January 2008 NH Police Academy upon staff recommendation.

Specialized Training Grant Requests

Command Training Programs

The Director outlined the training grant requests to send Sergeant Shawn P. Freitas, Lebanon PD and Corporal Michael S. McNeill, Jr., Farmington PD, to the First Line Supervision course at the Roger Williams University in Rhode Island, and Sgt. Frank Kochanek to the Massachusetts Police Leadership Institute Mid-Management Program in Lowell, Massachusetts. Following a motion by Colonel Booth, seconded by Chief Morency, the Council voted unanimously to approve \$1,000 for each police department.

Other Training

Training grants for the Department of Corrections (Berlin) for \$996.67, Belknap County Sheriff's Department for \$1,092.70, Lancaster PD for \$730.85, and Durham PD for \$466.67 were unanimously approved by the Council, on a motion by Associate Justice Champagne, seconded by Sheriff Carr.

A grant of \$5,000 was unanimously approved from the FY08 Specialized Training Grant funds for Police Standards & Training Council staff development, following a motion by Associate Justice Champagne that was seconded by Associate Justice Roberts. Director Vittum indicated he may ask the Council for an additional \$5,000 in the future for staff development.

Other Business

Christoper Dolloff – Bristol Police Department

In reference to the handout distributed to Council members, the Director stated he received a letter this morning, via fax, from Christopher Dolloff's physician asking for a further extension to comply with the On-Going Physical Medical and Fitness Testing required under NH RSA's 188-F:27; III-d and III-f., continuance for fitness testing.

Department of Corrections Officers Lee Houston and Stacy DeGeorge and Part-Time Officer Brian Vanderhoef, Moultonboro PD were granted medical extensions through 12/31/07, on a motion by Associate Justice Roberts, seconded by Colonel Booth which was unanimously approved by the Council.

Request for Show Cause Orders – 3-Year PT Testing

Mr. Lohmann outlined the status of Officer-In-Charge Stephen Medeiros, Piermont PD, and Officer Michael Bedard, Lyndeborough PD reference On-Going Physical Medical and Fitness Testing under RSA's 188-F:27, III-d & III-f.

On a motion by Chief Russell, seconded by Sheriff Carr, the Council voted unanimously to issue the Show Cause Orders.

Course of Training - 72nd NH Association of Counties Corrections Academy

Norman A. Brown, Superintendent (Ret.), Coos County, NHAC Academy Coordinator, spoke to the Council indicating, as a matter of formality, the NH Association of Counties are required by NH RSA 100-A:1.VII(C)(2) to have their course of training approved by Police Standards & Training. He stated a 4-week Academy is conducted with a number of different courses offered which require a quiz, mid-term exam which covers the curriculum that is given after two-weeks and final exam which encompasses the entire Academy. He has been asked by the Association of Counties to manage the next Academy and ask approval for the curriculum taught at the Academy.

Mr. Brown questioned if the curriculum is approved and taught in the next Academy with no changes, should they consider the curriculum is an approved curriculum and also, should it be resubmitted to the Council should there be changes.

Director Vittum suggested approving the curriculum at this time until there may be future changes. He commended NHAC Academy Coordinator Brown for taking full control and organizing the 72nd County Corrections Academy.

Mr. Brown thanked the Council and the courtesy extended to the NH Association of Counties by Director Vittum, and his staff who taught at the 72nd County Corrections Academy held June 18-July 13, 2007.

On a motion by Chief Morency, seconded by Attorney General Ayotte, the Council voted unanimously to accept the NH Association of Counties Corrections Academy curriculum in accordance with NH RSA100-A:1.VII(C)(2).

Gift Acceptance

- Class t-shirts to the Director, Assistant Director, and various staff members at a value of \$8.00 each for a total gift of \$64.00 were given as gifts from the 143rd Police Academy graduates.
- A mat damaged in transit with a value of \$205.00 from an order placed by the agency from UCS was donated from the company at a damaged value of \$164.00.

Following a motion by Chief Dodge, seconded by Chief Morency, the Council voted unanimously to accept the above-mentioned gifts.

Fitness Testing/Firearms Instructor Testing

Director Vittum advised the Council that Chief Todd Gray, Orford Police Department was present to explain his self-testing for the 3-year PT test rather than to be tested by a certified fitness instructor. The Director stated the issue has also arisen with firearm instructors and was not within the guidelines of the Council and asked for direction in this matter.

Chief Gray appeared before the Council indicating he felt self-testing was not ideal an situation. The Chief gave a bit of history on his background stating after being hired as Chief in Orford and organizing the department, he has almost tripled the department in size in a couple of years. He was trained at PSTC in the On-Going Physical Fitness testing instructor class; was the only police officer in the North Country to certify officers in PT testing in Hanover, Haverhill, Bath, Piermont, Orford, Lyme; graduated from the Police Academy in March 2004, and has taken 3 different entrance PT tests. In January 2006, when following up on the paperwork for his two officers, he placed a call to PSTC to learn he had to complete his own PT test by January 31st. He was informed his hire date for the Part-Time Academy was different than his full-time hire date, was informed his time started over again, and after graduating from the Full-Time Academy thought his test was due in 2007. He then received a letter from Director Vittum indicating he needed to complete the PT test as of March 27, 2007.

During the winter, he sprained his left ankle, but upon receipt of the letter from Director Vittum he immediately took the PT test. He explained to his wife the testing process. She witnessed his sit-ups and push-ups. Utilizing a stopwatch he completed the mile and a half run on Main Street in Orford in 10 degree weather in March. He passed all the requirements with 40 sit-ups in a minute, 30 push-ups, and the run at 12.48 minutes. The manual never indicated the individual conducting the test could not certify themselves.

When speaking with Director Vittum, he indicated it wouldn't look good testing himself. The Chief indicated he was having a difficult time with all the rules and regulations which have to be followed and feels the police officer's credibility needs to be taken into consideration. He said he has had to fail other police officers who have missed the run by 5 seconds. At the time of his test in March, there was nothing that said he could not certify himself. He resubmitted his results to Director Vittum based on the fact that he followed the rules.

He stated the amendment to the Entrance Fitness and 3-Year Fitness Procedure is much clearer. Lt. Joe Collins, (formerly of PSTC) informed Chief Gray's academy class there would be issues with the guidelines such as will the departments pay officers to train during the week because now they were being required to pass the PT test and will come back with the argument they do not have time to exercise. Hopefully, these issues will help define the rule changes. If he tested himself after the rules changed, it would be incorrect. Also the rules state now if the test is failed, it has to be completed from start to finish, not just retaking the failed portion.

As far as the firearms training, a Firearms Instructor informed Chief Gray they could certify themselves. Again, Chief Gray reiterated he keeps in shape and assures the Council he did pass the test from start to finish and the results are what they are.

In answer to Chief Russell's question on regarding how the Council would know that he completed the run, Chief Gray explained the process using the stopwatch. His son was a witness along with a letter from his wife as a witness. Chief Russell questioned if challenged, this cannot be justified as his wife has no formal training.

Associate Justice Champagne inquired if our procedures clarify the PT testing. Director Vittum replied the PT testing was changed in May 2007 to no self-testing and has accepted Chief Gray's test scores performed in March. The Director is asking for a guideline from the Council reference firearms self-testing and the 3-Year Fitness Test.

On a motion by Associate Justice Champagne, under any circumstances, any training required cannot be self-certified. In response to a question by Associate Justice Roberts, the Director stated he is aware of others who have self-certified in the past.

Chief Dodge suggested that Chief Gray go through the PT testing by a certified instructor. Chief Gray has initiated an annual PT test for his department. He indicated Judges are questioning the credibility of his officers. Chairman Prozzo commended Chief Gray for taking the oath and abiding by the rules.

At this time, Chief Morency moved the question and offered to make arrangements for an instructor in the North Country to give assistance to Chief Todd. Colonel Booth stated the motion should include no self-testing or self-certifying effective July 24, 2007. Director Vittum will notify all departments of the Council's decision.

Based on discussion, the motion was seconded by Deputy Commissioner Annal with the Council voting to unanimously to support the motion.

New Part-Time Academy Curriculum – Lt. Daniel Bricker

Continued until the August meeting of the Council at the request of Director Vittum.

FY08 In-Service Training Classes

The FY08 Training Calendar is being finalized. A list was distributed to Council members of those Contractors who were/were not awarded in-service contracts and the costs associated with each. Hopefully, these classes will address the needs of all the towns and cities in the state.

On a motion by Chief Dodge, seconded by Chief Morency, the Council voted unanimously to approve the FY08 Training Calendar in-service courses as submitted.

Academy De-Selection Procedures

At the June 26, 2007 meeting, the Council unanimously approved, for the interim, capping the Police Academy attendance at a maximum of 60 officers. Director Vittum indicated this was a concern of the Chiefs who have expressed interest in putting the procedure in place. Average enrollment in the past 3-year period has been 62.5. The holdover will be approximately 2 recruits at any one time.

According to the current procedure, persons that fail the initial blood pressure test would be able to make up the test if they had received a doctor's note in time for the make-up test. Therefore, a final participant list cannot be completed until the make-up test has been completed. Once the list of eligible candidates has been compiled (those who have passed either the PT test, or the make-up for blood pressure issues, the staff has suggested that the following procedure be used to select candidates for academy attendance:

- First, any part-time certified candidates who are attending the academy electively (part-time and attending the academy because they wish to do so—the department has not promoted them to full-time status.), would be de-selected based upon need to service those officers who are already employed full-time.
- Second, selection would be based on the date and time, if necessary, that the completed packages are received by PSTC. Receipt of a portion of the necessary materials would not constitute compliance –the date and time would be logged only at such time as all materials were received. The packages would be held until all materials were received and then logged in.

The only significant change this procedure presents is that it will allow receipt of a Form “A” without regard to the date of hire (Effective Date of Employment).

After explanation of the new procedure by the Director, on a motion by Chief Dodge to include the Academy De-Selection Procedures as discussed, seconded by Chief Dodge, the Council voted unanimously on the motion.

Adjournment

After scheduling the next meeting for the Council at 9:00 a.m. on ***Tuesday, August 28, 2007***, in the John D. Morton Conference Room, the Council unanimously voted to adjourn the meeting at 11:07 a.m., on a motion by Associate Justice Champagne that was seconded by Colonel Booth.

Chairman Michael L. Prozzo, Jr.