

**POST COUNCIL MEETING
MINUTES
March 04, 2021**

The meeting was held at the Idaho State Police, Cafeteria Conference Room, 700 S. Stratford Dr., in Meridian, Idaho and GoToMeeting

Chairman Gough called the meeting to order at 10:00 A.M.

Council Members Present:

Chairman Shaun Gough, Sheriff, Gooding County
Jan Bennetts, Prosecuting Attorney, Ada County
James Fry, Chief, Moscow Police Department
Shane Turman, Chief of Police, Rexburg Police Department
Rick Henry, Sheriff, Madison County
Greg Wooten, Enforcement Bureau Chief, Idaho Department of Fish & Game*virtual
Jason Davis, Sheriff, Lewis County
Monty Prow, Director, Idaho Department of Juvenile Corrections*virtual
Josh Tewalt, Director, Idaho Department of Correction *virtual
Ked Wills, Colonel, Idaho State Police
Kelley Packer, Executive Director, Association of Idaho Cities*virtual

Council Members Absent:

Colleen Zahn, Chief, Criminal Law Division, Office of the Attorney General
Seth Grigg, Executive Director, Association of Idaho Counties
Doug Hart, SSRA, Federal Bureau of Investigation

Others Present:

Merritt Dublin, Deputy Attorney General, Idaho State Police/POST Legal Section
Brad Johnson, Division Administrator, Idaho Peace Officer Standards & Training
Kelsey Woodward, Management Assistant, Idaho Peace Officer Standards & Training
Jil Nichols, Deputy Division Administrator, Idaho Peace Officer Standards & Training
Lori Hicks, Business Operations Specialist, Idaho Peace Officer Standards & Training
Dustin Leverett, IT/Production, Idaho Peace Officer Standards & Training
Jeff Sklar, Regional Coordinator, Idaho Peace Officer Standards & Training
John Lamm, Regional Coordinator, Idaho Peace Officer Standards & Training
Jeff Lavey, Executive Director, Idaho Sheriff's Association
Dan Smith, OPR Manager, Idaho Peace Officer Standards & Training
Kelli Brassfield, Policy Analyst, Idaho Association of Counties
Keri Anderson, Probation Manager, Ada County Sheriff's Office
Stephanie Nemore, Deputy Attorney General, Idaho State Police/POST Legal Section
Ron McWilliams, Attorney

1. Pledge of Allegiance

2. Introductions of Council Members and Guests

3. POST Mission, Vision and Core Values

Chairman Gough pointed out that each Council Member has a small placard with the mission statement to remind them of their responsibilities when present.

4. Chief Lavey Retirement

Chairman Gough and the POST Council congratulated Chief Lavey on his retirement and presented him with a token of their appreciation for his service to the POST Council.

5. MPO Budget Presentation

Monthly supervised probation currently in Ada County costs \$75. One dollar of that fee is transferred to the MPO fund to assist in training costs and to support the IJJA Conference. The MPO Council is requesting the ability to direct pay versus the reimbursement process that's currently in place. To accomplish this, MPO is requesting a budget restructure to add a trustee and benefit line item to direct pay for training that would be approved by the MPO Training Council. Currently MPO has a fund balance of \$380,000. MPO is requesting \$30,000 of those funds to be transferred to the trustee. \$15,000 would go towards the support of the IJJA Conference and \$15,000 for approved MPO training.

Jan Bennetts made a motion to approve the MPO budget restructure and transfer of funds as presented. Ked Wills seconded and the motion carried unanimously.

6. Christopher Finley Decertification Hearing

Former Caldwell Police Department officer, Christopher Finley went before the Division Administrator and a Hearing Officer for violations of IDAPA 11.11.01.110.01 and 11.11.01.057.07. The claim was that on June 27, 2019, Mr. Finley drove a CPD vehicle while intoxicated and failed to give notice upon striking an unattended vehicle. Mr. Finley did plead guilty and was convicted of failure to notify upon striking unattended vehicle I49-1303, Misdemeanor. Both the Division Administrator and Hearing Officer recommended to decertify Mr. Finley. Ron McWilliams, attorney for Mr. Finley requested the POST Council waive the decertification of certifications and allow Finley to keep his certifications and appear as retired on POST records. Mr. McWilliams stated Mr. Finley has already paid the consequences of his actions legally and has lost his 20 year law enforcement career.

Jan Bennetts made a motion to approve the Hearing Officers decision to decertify Christopher Finley that was dated October 29, 2020. James Fry seconded and the motion carried unanimously.

7. Training Sub-Committee Report

On February 03, 2021 the Training Sub-Committee met to review objectives changes to the ECO academy. Updates to the technology platform were made.

**No action was taken on this agenda item. Update only.*

8. Standards Sub-Committee Report

On February 04, 2021 the Standards Sub-Committee met to discuss three agenda items. The first item, higher level certification for Misdemeanor Probation Officers. MPO is requesting to add Intermediate and Advance certification. The committee discussed the pros and cons and collectively agreed to recommend approval of the higher certification request.

Ked Wills made a motion to approve MPO's request for higher certifications. Jason Davis seconded and the motion carried unanimously.

The second agenda item was the removal of master instructor conductive energy topic. Third party vendors oversee the training for this topic and it would be less of a liability for POST to not teach the topic. The committee agreed to remove conductive energy from the master instructor topics.

Ked Wills made a motion to remove conductive energy from the master instructor topics. Shane Turman seconded and the motion carried unanimously

The final topic of discussion was, required in-service training subjects. POST is requesting of the 40 hours that's required every two years for officers, that an officer attends eight hours of firearms, eight hours of AT/DT, four hours of EVOC and four hours of legal update. The Standards Committee does not have a recommendation at this time. The committee requested POST reach out to their stakeholders for input/feedback on such things as cost, impact on their agency and unattended consequences. The committee will reconvene once the requested information is collected.

9. POST Council Meeting Minutes Approval- *December 03, 2020*

Jason Davis made a motion to approve the POST Council meeting minutes from December 03, 2020. Shane Turman seconded and the motion carried unanimously.

10. POST Hearing Board Meeting Minutes Approval- *December 02, 2020*

The Hearing Board had 12 agenda items they took action on. One, request for a two-year agreement reconsideration that was denied because it did not fall under any of the current exemptions. Agenda items 4, 5 and 12 did not require an additional time waiver as initially requested. Agenda item number six was granted an extension, however, it will be this officer's last and final extension. The remaining agenda items were additional time requests that were all granted.

Jan Bennetts made a motion to approve the Hearing Board meeting minutes from December 02, 2020. Rick Henry seconded and the motion carried unanimously.

Jan Bennetts made a motion to ratify the Hearing Boards actions from June 3, 2020. James Fry seconded and the motion carried unanimously.

11. IDAPA Rule 11.11.01 Approval post Sine Die

Due to the Legislature not voting to keep administrative rules in effect after their session ends, a vote to continue POST IDAPA 11.11.01 is required.

Jan Bennetts made a motion to keep IDAPA 11.11.01 in effect upon sine die of the 2021 session of the Idaho Legislature as read. Shane Turman seconded and the motion carried unanimously.

12. POST Division Administrator's Update

POST has some upcoming employment changes. Training Coordinator, Dave Moodie accepted a position with Ada County S.O. as their Training Manager, his last day is March 12th. Vera McCrink and Becky Ramey will be retiring and their last day is April 02, 2021. Recruitment for those soon to be vacant positions is under way. POST has received 42 applicants for the Training Coordinator position and 18 applicants for the Curriculum Manager position. Interviews will be scheduled for early April.

POST funding bill was unsuccessful. The bill did not pass committee by a 9 to 8 vote. POST had requested an \$800,000 transfer from the General Fund to bridge the shortfall in the budget. That amount accounts for 20% of the budget. If POST is unsuccessful in filling that gap for 2022,

academies will have to be cut. POST will continue to look for other financial opportunities to supplement the budget.

Patrol Academy #200 was sent home for two weeks due to a COVID outbreak. POST is providing on-line training in an effort to keep the schedule and have the patrol academy graduate as originally scheduled. All patrol students must provide documentation of a negative COVID test upon return or they may be tested the first day of return to POST with the medical staff on hand. Correction Academy #82 graduated the end of January. Detention #84 graduated the end of February. P & P Academy#31 started Monday, March 1st.

The state has created a staggered, five year IDAPA Rule update schedule. POST is in the year one group. The IDAPA working group has reassembled and is currently working on IDAPA revisions that will be presented to the Standards Sub-Committee in May with full POST Council approval in June.

Instructor development is under a full re-write with all new lesson plans and learning objectives. The final approval will be coming later this year.

OPR, during the last fiscal year opened 53 cases, 43 of those resulted in revocation. In the current fiscal year up to February, OPR has 42 new cases with 20 of those receiving revocation. Last fiscal year POST processed 375 public records requests. Current fiscal year as of February, POST has processed 211.

The policy development phase is complete of the IADALST accreditation process. POST currently has 27 internal policies completed and are published on the website. POST is developing files to show written directives and proofs of compliance. POST is still on schedule to obtain academy accreditation by the end of this calendar year.

Some long term goals POST is working towards is the video/audio management conferencing systems replacement in the classrooms and Larry Plott Board Room. That is a funded project.

The update and replacement of the campus security system is an ongoing funded project.

The new proposed POST dorms are shovel ready, but awaiting funding.

13. POST Budget Review

Please see attachments to meeting minutes

Jan Bennetts made a motion to adjourn. James Fry seconded, and the motion carried unanimously.

Meeting adjourned at 11:58am

Respectfully submitted,

Brad Johnson
Division Administrator, POST

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