

CITIZENS LAW ENFORCEMENT ADVISORY BOARD ORGANIZATIONAL MEETING

Ormond Beach Police Department
Conference Room
170 W. Granada Blvd.
Ormond Beach, Florida 32174

Wednesday, May 12, 2010

7:00 PM

ROLL CALL

The meeting was called to order at 7:10PM by Chairwoman Margaret Sharifi. Board members in attendance were Mr. Kevin Tilley, and Mr. BJ Morgan. Also in attendance, Acting Chief Henry A. Osterkamp, Sergeant K. Hayes, and recording secretary Chris Beatty (Joann Sciulara on vacation leave).

Absent: Mr. Michael Furman and Mr. Frank Pezzimenti.

APPROVAL OF MINUTES

Mrs. Sharifi addressed the board members regarding the minutes from the previous meeting of February 3, 2010. Motion made by Mrs. Sharifi to accept the minutes as submitted, seconded by Mr. Tilley.

REVIEW OF FILES

IA# 09-006 & 09-007

SR# 09-006 & 09-007

UF# 10-001 to 10-015

VP# 10-001 to 10-003

PSI# 09-013 & 09-014

All files were individually reviewed with all questions and concerns from board members discussed and addressed by Acting Chief Osterkamp and Sgt. Hayes.

Mr. Tilley motioned to accept the files as submitted, seconded by Mr. Morgan.

DISCUSSION/ADJOURNMENT

Mrs. Sharifi requested a statistical report showing the increase/ decrease in crime rates from the previous year. Sgt. Hayes will provide this information to the board.

Next meeting scheduled for **Wednesday, August 11, 2010 at 7:00PM.**

Mr. Morgan motioned to adjourn the meeting, seconded by Mr. Tilley, meeting adjourned at 7:32 PM.

signature on file
Margaret Sharifi, Chairwoman

transcribed by Joann Sciulara

CITIZENS LAW ENFORCEMENT ADVISORY BOARD MEETING

May 12th, 2010

Cases Reviewed

INTERNAL AFFAIRS INVESTIGATIONS

IA09-006 Complaint received from the manager of the 711 on S. Atlantic Ave. alleging that Officer Chris Davis activated a fire alarm during a horseplay incident with an employee of the store. Manager also passed along an unsubstantiated rumor that the officer had made an inappropriate advance towards a juvenile police explorer and spent an inappropriate amount of time while on duty visiting with friends in a city park. All allegations were determined to be unfounded or not sustained. The police explorer adamantly denied that the officer ever acted inappropriately.

IA09-007 Internally generated complaint investigated after an empty but sealed plastic bag was received into evidence that was supposed to contain a very small amount of marijuana. The submitting officer, Officer Danielle Reagan, believed that she did submit the item but the investigation concluded she failed to safeguard evidence resulting in its loss. Reagan received a Written Reprimand.

SUPERVISORY INQUIRIES

SR #09-006 A citizen complaint received against Officer Mike Sanders of harassment after the complainant received two speeding citations from him within a few weeks of each other. No basis was found for the complaint. The complainant was found guilty in traffic court on both cases.

SR #09-007 A citizen complaint was received that alleged that officers of the police department failed to take appropriate action by taking a possible suicidal person into custody on a Baker Act. The investigation revealed that there was no legal basis found by officers for a Baker Act on the person. The allegation was not sustained.

USE OF FORCE REPORTS

UF #10-001 Officers investigating a possible assault found an injured female and an uncooperative male with blood and scratches on his person. When the officers attempted to speak with him at a residence he tried to slam a door on them. He was forcibly taken into custody for an investigation. He was not injured in the ensuing scuffle. It was later determined that no assault took place. Both subjects were intoxicated and the man admitted that did not cooperate because he was afraid of the police. Physical force only.

UF #10-002 A case involving a fight between two male roommates. Both called police. Upon arrival one was cooperative and the other tried to slam a door on the officers. He was subsequently arrested for assault and battery on a law enforcement officer. Physical force only.

UF #10-003 Officers responding to a suspicious person call of a possible prowler armed with a handgun, found a man walking from the rear of a residence. The man was ordered

to stop and put his hands up. Instead he continued towards the officers in a threatening manner. He was subdued with a Taser and later charged with Loitering and Prowling as well as resisting arrest and a probation violation. He did not have a gun.

UF #10-004 & VP10-001 Reckless driving DUI suspect who led officers on a slow speed chase. Stop Sticks were deployed which stopped the car. Officers held the suspect at gunpoint while ordering him out of the vehicle. He was ultimately removed by physical force and later arrested for DUI.

UF #10-005 Verbal & physical altercation between husband & wife. Husband was reportedly on Xanax. Husband threatened to hurt himself and violently resisted the officers trying to subdue him. He was taken into custody under the Baker Act. OC spray was used to gain control of him.

UF #10-006 & VP10-002 Officer found an occupied suspicious vehicle parked near a business at 1:30 in the morning. The officer attempted to contact the driver who fled in the car in a reckless manner despite the police cars blue lights being activated. A pursuit of the car resulted in it being stopped via Stop Sticks and the driver arrested at gunpoint. He was charged with Loitering and Prowling, Fleeing and Eluding, and a probation violation.

UF #10-007 Police responded to a report of a fight between three persons. Upon arrival, officers found two of them hastily trying to leave the area. They were detained for the investigation. One would not remove his hands from his pockets and then resisted the officer who attempted to check him for weapons. He was arrested after drugs were found on his person and also charged with resisting an officer.

UF #10-008 A man was in custody and in the back of a patrol car for three felony charges when officers needed to remove a jacket he was wearing. As this was being done and one side of the handcuffs was removed, the man attempted to escape by striking two police officers and attempting to run. He was subdued with OC spray and a Taser. He was charged with additional counts of Battery on a LEO and Escape.

UF #10-009 Police confronted a suicidal man holding a machete to his throat. He was ordered to drop the machete by an officer with a Taser. He refused and appeared to be trying to cut his throat. The officer deployed the Taser successfully and the man was taken into custody under a Baker Act.

UF #10-010 A man was arrested for DUI began trying to kick the windows out of the patrol car. OC spray was used to bring him under control.

UF #10-011 & VP10-003 A stolen vehicle being sought in Holly Hill crossed in front of one of our officers near the south city limits. The officer pursued the vehicle and eventually the car came to a dead end street just into Holly Hill and stopped. A Holly Hill officer assisted with a felony traffic stop. The occupants were ordered out of the vehicle at gunpoint. The subjects were turned over to Holly Hill for the auto theft charges. OBPD charged the driver with Fleeing and Eluding and No Drivers License.

UF #10-012 A suspect with an open arrest warrant that may be armed was confronted by officers. He was arrested at gunpoint and taken into custody without incident.

UF #10-013 A female student at Ormond Elementary School was being physically out of control. Several staff members were injured trying to restrain her. The responding officer took physical control of the child and escorted her to a waiting patrol car. She was later transported as a Baker Act for treatment.

UF #10-014 A man was arrested for Domestic Violence and began hitting his head on the patrol car's glass partition. OC spray was used to bring him under control.

UF #10-015 An adult male got into an argument with his father and committed an act of Domestic Violence. The father called police to report the incident and the fact that the son was under the influence of drugs and tearing up the house. Responding officers had to physically subdue the man to get him into custody. He was charged with Domestic Violence Battery, resisting an officer, battery on a LEO, disorderly conduct, and Grand Theft of a firearm.

PROFESSIONAL STANDARDS INQUIRY

PSI #09-013 A woman filed a complaint after her boyfriend was arrested at the Rockin' Ranch for fighting with another person. The complainant indicated that her boyfriend was defending himself and should not have been arrested. She also complained that during the arrest an officer pointed a Taser at her. The investigation determined that her complaint was unfounded. Witnesses confirmed the appropriate arrest and use of the Taser.

PSI #09-014 A man filed a complaint after he was contacted while parked at a school bus stop. The man complained that he was harassed and that the police presence upset his granddaughter. Police had been put on alert concerning suspicious persons near school bus stops. The officer noticed the man horse playing with a young girl. When she tried to speak with him he acted very suspicious and upset that she was talking to him. It was later determined that he was in fact the child's grandfather. The complaint was deemed to be unfounded and the officers actions appropriate and prudent under the circumstances.