

MINUTES
CITIZENS LAW ENFORCEMENT ADVISORY BOARD
ORGANIZATIONAL MEETING

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

Date Tuesday, November 13, 2012

7:00PM

ROLL CALL

The meeting was called to order at 7:09 PM by Chairwoman Margaret Sharifi. Those present were Rev. Willie Branch, Ed Shumaker, Kevin Tilley, Lt. Kenny Hayes, Chief Henry Osterkamp, and recording secretary Chris Beatty. Frank Pezzimente was absent due to illness.

APPROVAL OF MINUTES

Chairwoman Sharifi asked if there were any changes or additions to the minutes of the August 14 meeting. Rev Branch made a motion to accept the minutes as written. The motion was seconded by Kevin Tilley. Minutes were accepted.

Review of Files:

No pending files

IA # 12-004, 006, 007, 008, 009, 010, 011, 012, 013, 014

SR# 12-009, 010, 011, 012, 013, 014, 015

UF# 12-018, 019, 020, 021, 022, 023, 024, 025

VP# NONE

PSI# NONE

All files were individually reviewed with questions and concerns from board members discussed and addressed by Chief Osterkamp and Lt. Kenny Hayes.

Pending Files from August 14, 2012

There were no pending files

Internal Affairs Investigations:

IA 12-004 – Unauthorized use of DAVID data base – retired Sergeant alleged that a current officer conducted unauthorized search of DAVID on fellow employees of his wife’s place of employment. – allegation was confirmed. Additional allegation that same officer was consuming alcohol while carrying his firearm and allowed his wife to handle that firearm – no evidence found. Officer also allegedly secured the bedroom door of his disabled child with rope – information was released to Daytona Beach Shores for further investigation.

IA12-006 – Confidential report. On going investigation.

IA12-007, 008, 009, 010, 011, 012, 013, 014 – Several officers were found to have used unauthorized access to the DAVID data base. This has resulted in new procedures in DAVID access. Officers are now required to articulate why search is conducted

Supervisory Inquiries

SR 12-009 – Female alleged that she was removed from her home, nude and in front of her children, not given her rights, and refused her meds. All accusations were unfounded.

SR 12-010 – Complainant stated the officer was rude and out of line with his comments during an argument with the complainant and a female over money for meth. Supervisor on scene did not observe any disrespect.

SR 12-011 – Excessive force against two officers who trespassed the complainant from the Publix store. Complainant was purchasing food with food stamps and then returning the food in exchange for cigarettes. Unfounded

SR 12-012 – Improper conduct with Police Explorer – anonymous complaint of relationship between Explorer advisor and an explorer. Interviews confirmed code of conduct violation. Advisor relieved of duties.

SR 12-013 – Complainant claimed they were cut off; the vehicle stopped in the middle of the roadway and then pulled into the Denny's Restaurant Parking lot. Three males exited the vehicle with one allegedly holding a gun. Tag number was given to law enforcement. Vehicle belonged to an officer. Gun turned out to be a cell phone. Call unfounded.

SR 12-014 – Citizen attending National Night Out events was turned away for allegedly trying to pass counterfeit bills. Question was raised as to whether or not a citizen can be turned away from a City event. The answer was yes, if in the best interest and safety of the general public. Citizen had prior similar incidents.

SR 12-015 – A citizen alleged that an NID officer was targeting him. Case was presented before the Special Master and citizen was found guilty and fined. Video did not identify NID officer – case unfounded.

Use of Force Reports

All use of force reports were reviewed and actions taken were found to be acceptable by the board.

- UF 12-018 Verbal / physical – baker acted
- UF 12-019 Verbal / firearm – stolen vehicle – attempt to flee – Trooper assisted
- UF 12-020 Verbal / firearm – felony traffic stop – VCSO assisted
- UF 12-021 Verbal / physical – ALF pt being restrained for assault to another patient
- UF 12-022 Verbal / physical – DUI resisting arrest
- UF 12-023 Verbal / firearm – female requesting help – altercation in vehicle

UF 12-024 Verbal / Taser – baker act – had large fixed blade hunting knife
UF 12-025 Verbal / physical – nude female running nude down US1

Vehicle Pursuits

There were no vehicle pursuits to review

Professional Standards Inquiry

There were no Professional Standards Inquiries to review

DISCUSSION/ADJOURNMENT

M. Sharifi commended Lieutenant Hayes for his outstanding work.

Stats were requested and presented for January to June. Stats were up in 2011 from 2010. The first six months of 2012 were down.

The next meeting was scheduled for Wednesday, February 27, 2013

There being no further business to discuss, It was moved to adjourn; Rev. Branch seconded the motion and the meeting was called to a close at 7:52 PM on Tuesday, November 13, 2012.

Margaret Sharifi, Chairwoman

Transcribed by Chris Beatty