

**MINUTES**  
CITIZENS LAW ENFORCEMENT ADVISORY BOARD  
ORGANIZATIONAL MEETING

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

**Date Wednesday, February 5, 2014**

**7:00PM**

**ROLL CALL**

The meeting was called to order at 7:00 PM by Chairwoman Margaret Sharifi. Those present were Rev. Willie Branch, Ed Shumaker, Kevin Tilley, Lt. Jesse Godfrey, Chief Henry Osterkamp and recording secretary Chris Beatty.

**ELECTION OF OFFICERS**

Nomination of Margaret Sharifi was received for the position of Chairman/Chairperson by Rev. Willie Branch and seconded by Kevin Tilley.

There being no other nominations a vote was cast and Margaret Sharifi was unanimously selected as Chairman/Chairperson.

Nomination of Kevin Tilley was received by Rev. Willie Branch for the position of Vice Chairman/Chairperson.

Nomination of Rev. Willie Branch was received by Ed Shumaker for the position of Vice Chairman/Chairperson.

There being no other nominations a vote was cast with the results of two to two. A revote was held and Kevin Tilley was unanimously selected as Vice Chairman.

**APPROVAL OF MINUTES**

As the meeting of December 4, 2013 was postponed due to lack of quorum, the minutes of the September 11, 2013 meeting were to have been reviewed and approved. The board moved directly into review of the six months of files.

Margaret Sharifi remembered after the files were reviewed to request approval of the September minutes. Kevin Tilley moved to accept and approve the minutes and Rev. Willie Branch seconded. The board approved.

**Review of Files:**

**No pending files**

**IA # 13-003, 005, 006**

**PSI# 13-001**

**SR# 13-003, 005, 006, 007, 008, 009, 010, 011, 012**

<b>UF#</b> 13-035, 036, 037, 038, 039, 040, 041, 042, 043
<b>VP#</b> None

All files were individually reviewed with questions and concerns from board members discussed and addressed by Chief Osterkamp and Lieutenant Godfrey.

### **Pending Files from December 04, 2013**

Files from December's cancelled meeting were combined with the current files and are included for review in this February 5, 2014 meeting.

### **Internal Affairs Investigations:**

IA #13-003 – DAVID Misuse- an officer was found to have violated departmental policy with reference to accessing the DHSMV database for a known politician's name. Incident was addressed and more stringent access rules have been implemented.

IA #13-005 – Failure to supervise – the PAL director was found to have violated departmental policy with reference to supervising a subordinate who had been a subject in a previous IA investigation (IA#13-002)

IA #13-006 – DAVID Misuse – an officer was found to have violated departmental policy with reference to accessing the DHSMV database for a well known person. Incident was handled.

### **Professional Standards Inquiry:**

PSI #13-001 - An arrested citizen complained about an unauthorized search. Investigation showed that officers were justified as narcotics were seen in plain view and the citizen was advised to take the matter to court.

PSI #13-002 - Citizen complained her civil rights were violated by baker acting her and taking her from the hotel she was in.

### **Supervisory Inquiries**

SR #13-003 – A pregnant civilian involved in a crash stated that she was yelled at by officers and denied medical treatment. Witnesses, including fire rescue and ambulance personnel advised that the officer was very professional and the complaint was unfounded.

Kevin Tilley raised the question of the difference of a PSI and an SR. Chief Osterkamp provided the information in detail of the differences and the degree of investigation of a PSI, SR and an IA.

SR #13-005 – Documents were not included in the packet.

SR #13-006 – Complainant stated that the officer gave him incorrect information about a citation. He was told that if he got things fixed the fine would be reduced. Investigation showed that the officer had old information. The complaint was sustained and the officer was updated on his information. The complainant was satisfied.

SR #13-007 – A citizen felt that his case was not being addressed properly and numerous officers were unprofessional and uncaring and that the detective assigned to his case was not returning his calls properly. Investigation found these allegations were either unfounded, not sustained and/or the officers were exonerated.

SR #13-008 - A citizen complained that he was falsely arrested. At an outdoor celebration he was holding an open alcoholic container and approached officers about another matter. He became disorderly and when officers attempted to escort him away he resisted and was pepper sprayed. A use of force was completed and the complainant was checked out by medics. He complained of no injuries except for burning eyes from the spray. Conduct and actions were found to be within policy.

SR #13-009 – A citizen sent a letter to the Attorney General's Office complaining about the department's response time and when they finally arrived, officers were unprofessional and arrogant. Investigation explained delay in response was due to down grade of the response because the caller stated the other party had left the area. All complaints were unfounded or not sustained.

SR #13-010 – A citizen complained that the PD was not doing enough to arrest a suspect in the theft of his property. Investigation that there was no evidence to support this complaint and the officer was exonerated.

SR #13-011 - A citizen complaint about officers being rude during a traffic stop was not sustained due to lack of evidence or witnesses to support the allegation.

SR #13-012 – A citizen complained that an officer was rude to her as she was taken into custody. The officer felt that the citizen was incapacitated to the point of not being able to take care of herself. The complainant wanted the officer to understand that she was not abusing her medications but was just tired. Allegation was unfounded.

SR #13-013 – Citizen was complaining about vehicle damage to his fence. Officer went to the neighbors house and was accused of banging on the door, disturbing his peace and neighbor stated that it was a civil matter and police were not needed. After explanation of the female resident having hit the fence, allegations were dropped.

SR #13-014 – Complaint that following the theft of a wallet the officer never returned calls. Complainant that the officer did not follow up and was later referred to Daytona PD to file a report. Complaint was unfounded. Officer did make attempt to contact several times and was unable to connect.

SR # 13-015 – Responded due to husband's text message from his wife indicating she was suicidal. Wife complained that she was not, suicidal; cuffs were too tight and she was not allowed to change from her nightgown to some clothes right away. Male officer

left the wife with a female officer so she could change. Wife was baker acted and unprofessional allegations were unfounded.

## **Use of Force Reports**

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

- UF #13-035 Verbal – OC - Physical / disorderly intoxicated subject - arrest made
- UF #13-036 Verbal – OC – Physical
- UF #13-037 Verbal – Physical – Taser / transient in closed park
- UF #13-038 Verbal – Taser -
- UF #13-039 Verbal – Taser – domestic - intoxication
- UF #13-040 Verbal – Physical – verbal disturbance
- UF #13-041 Verbal – Physical – stolen vehicle – subject tried to run
- UF #13-042 Verbal – Weapon drawn / aggravated assault - one arrest
- UF #13-043 Verbal – Physical – firearm
- UF #13-044 Verbal – OC – Weapon drawn – intoxicated female and friend - Marchman
- UF #13-045 Verbal – Taser – stolen vehicle – suspect ran
- UF #13-046 Verbal – OC – intoxicated - Marchman
- UF #13-047 Verbal – Weapon drawn – armed home invasion with report of a gun  
(dispatched questioned about subject/gun)
- UF #13-048 Verbal – OC – intoxicated
- UF #13-049 Verbal – Taser – stop sticks (by VCSO) high on meth

## **Vehicle Pursuits**

- VP #13-003 Same as UF #13-049

## **DISCUSSION/ADJOURNMENT**

Margaret Sharifi again stated that the officers were amazing considering all they have to deal with. Kevin Tilley shared a story that he was giving blood at Prince of Peace and the ladies observed an officer in the parking lot with a ticket book and wondered why he was giving tickets. They told him they were giving a “Blazer” a ticket which was his vehicle so he went to check and found the safety warning (CORF) that he had left a GPS case in plain sight. He stated that their attitudes changed and they felt it was a nice thing to be doing.

Questions were raised about the car breaks on Riverside Drive. Chief Osterkamp stated that car burglaries continue to be the number one crime of choice all over. It continues to be an issue as people leave valuables in plain sight in their vehicles and often leave their vehicles unlocked.

Inquired about gang activity. Task force is still active. Data base sharing with other agencies. Some activity in Ormond and quite a few arrests have been made. It's a small element but it is present.

Margaret Sharifi inquired about the lapel type cameras and their usage. Is it being considered in Ormond. It is being looked at but it is a sizeable expense and some resistance. Benefits are still being evaluated.

The next scheduled meeting was tentatively set for **Wednesday, May 21, 2014**. There being no further business to discuss, a motion to adjourn was made by Kevin Tilly and seconded by Rev. Branch and the meeting was called to a close at 7:53 PM on Wednesday, February 5, 2013.

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Margaret Sharifi, Chairwoman

Transcribed by Chris Beatty