



PEACE OFFICER STANDARDS AND TRAINING COMMISSION
COMMITTEE MEETING
August 16, 2019
AGENDA

- I. ADOPTION OF AGENDA
- II. ADMINISTRATIVE MATTERS
- III. APPROVAL OF PREVIOUS MONTH(S) MINUTES
- IV. INFORMAL DECERTIFICATION HEARING COMMITTEE REPORT
- V. APPEARING BEFORE THE COMMISSION/
WAIVERS FOR PRE-EMPLOYMENT REQUIREMENTS
- VI. WAIVERS OF BASIC TRAINING
- VII. SPECIALIZED SUBSTITUTIONS FOR IN-SERVICE TRAINING
- VIII. APPLICATIONS FOR TRAINING OFFICER
- IX. APPLICATIONS FOR CERTIFIED INSTRUCTOR
- X. CURRICULUM AND TESTS
- XI. SPECIALIZED TRAINING CURRICULUM
- XII. OLD BUSINESS
- XIII. NEW BUSINESS/ITEMS FOR DISCUSSION
- XIV. ADMINISTRATIVE WAIVERS

ADOPTION OF AGENDA

✓Motion to Approve by: **B. Cherry** Second: **B. Waggoner**

Remarks: **Addendum for I. Kingsport Police Department (Blevins). The Motion carried.**

ADMINISTRATION MATTERS

ROLL CALL

**COMMISSIONER RAFAEL BELLO
COMMISSIONER KIM BIRCHFIELD
COMMISSIONER BRENT CHERRY
COMMISSIONER MARK DUNBAR
COMMISSIONER RAY FARRIS
COMMISSIONER DEBORAH FAULKNER
COMMISSIONER WILLIAM FORRESTER III
COMMISSIONER BUD HULSEY
COMMISSIONER ED JACKSON
COMMISSIONER LOWELL RUSSELL
COMMISSIONER BOBBY WAGGONER
COMMISSIONER BRIAN WRIGHT
COMMISSIONER CHAD PARTIN-Vice-Chair
COMMISSIONER TOM SPANGLER-Chair**

DISCLAIMER – Read into record by Ray Farris

APPROVAL OF MINUTES FOR JUNE 14, 2019 P.O.S.T. COMMISSION MEETING:

✓Motion to Approve by: **B. Hulsey** Second: **W. Forrester, III.**

Remarks: **The Motion carried.**

APPROVAL OF MINUTES FOR JULY 19, 2019 P.O.S.T. COMMISSION MEETING:

✓Motion to Approve by: **B. Hulsey** Second: **W. Forrester, III.**

Remarks: **The Motion carried.**

DECERTIFICATION HEARINGS HELD IN JULY 2019: 0
DECERTIFICATION HEARINGS HELD IN AUGUST 2019: 7

✓Motion to Approve/Disapprove by: **R. Farris** Second **L. Russell**

Remarks: The Informal Subcommittee heard seven (7) decertification's including:

| | |
|---|------------------------|
| Shelby County Sherriff Office-Anderson, Carlard, | PSID# 0951-3945 |
| Memphis Police Department–Akines, Robert, | PSID# 8452-9025 |
| Memphis Police Department-Bryson, Terrion, | PSID# 4989-3794 |
| Memphis Police Department-Hawkins, Cedric, | PSID# 2378-0984 |
| Memphis Police Department–Hayden, Pierce- | PSID# 0668-7656 |
| Cheatham County Sheriff Office–Temple, Tyler, | PSID# 5495-1875 |
| Norris Police Department-Ogburn, Samuel, | PSID# 4515-6937 |

Commissioner Forrester, III. recused himself from the Memphis Police Department cases and Commissioner Dunbar recused himself from the Shelby County Sheriff's Office case.

I. APPEARING BEFORE THE COMMISSION/WAIVERS FOR PRE-EMPLOYMENT REQUIREMENTS – 1110-02-.03 + 1110-9-.04

Brentwood Police Department—Request an arrest waiver for **David Gene Kelley, PSID# 8776-2597** (hired July 1, 2019). On October 14, 1997, Mr. Kelley was charged with DUI in Hawaii. Mr. Kelly satisfied all court costs and fines. In August 2002, Mr. Kelley was charged with DUI in San Diego, California. Mr. Kelley satisfied all court costs and fines.

✓Motion to Approve by: **L. Russell** Second **B. Cherry**

Remarks: The Motion carried with Commissioner Hulsey opposing the vote.

Loudon County Sheriff's Office—Request an arrest waiver for **Brian Ernest Brannum, PSID# 4292-3913** (hired July 8, 2019). On August 13, 2015, Mr. Brannum was charged with a DUI in Clay County, Florida. Mr. Brannum satisfied all court costs and fines.

✓Motion to Approve by: **B. Waggoner** Second **B. Cherry**

Remarks: The Motion carried with Commissioner Russell abstaining from the vote.

Loudon County Sheriff's Office—Request an arrest waiver for **Keith Willard Swinney, Jr., PSID# 8618-5111** (hired July 8, 2019). On September 1, 2005, Mr. Swinney was charged with Underage Driving While Impaired in Jefferson County, Tennessee. Mr. Swinney has satisfied all court costs and fines.

✓**Motion to Approve by: B. Waggoner Second B. Cherry**

Remarks: The Motion carried with Commissioner Russell abstaining from the vote.

II. WAIVER OF BASIC TRAINING/WAIVER TO ATTEND ANOTHER ACADEMY-1110-02-.03(3)

Fayette County Sheriff's Department—Request a waiver for **James Tylman, PSID# 8151-2281** (hired December 9, 2017) to be able to attend basic training at TLETA on September 29, 2019. Mr. Tylman attended Blount County Law Enforcement Training Academy in January, 2018 and broke his leg being unable to finish the academy. Mr. Tylman has since remained on light duty.

✓**Motion to Approve by: L. Russell Second W Forrester, III.**

Remarks: The Motion carried.

Putnam County Sheriff's Department—Request a waiver for **Jacob Chandler Cobble, PSID# 9515-6847** (hired on July 15, 2019) to be able to attend the Knox County Sheriff's Office Training Academy on September 3, 2019. Mr. Cobble was initially enrolled with Walter State Regional Law Enforcement Training Academy in 2005 and had to resign, due to family issues.

✓**Motion to Approve by: B. Waggoner Second B. Cherry**

Remarks: The Motion carried with Commissioner Russell abstaining from the vote.

III. WAIVER OF BASIC TRAINING – 1110-02-.03 + 1110-9-.02

The following requests for Waiver/Substitution of Basic Training have been reviewed and appear to meet POST requirements:

Anderson County Sheriff's Department—Request that **Larry R. Lay, PSID# 0757-7175** (hired on July 1, 2019) be allowed to attend the P.O.S.T. Transition School at TLETA on September 22, 2019. On December 20, 2007, Mr. Lay graduated from TLETA and worked for the Scott County Sheriff's Department until September 1, 2010. Since March 11, 2019, Mr. Lay has worked with this agency in a civilian role.

✓**Motion to Approve by: L. Russell Second W. Forrester, III.**

Remarks: The Motion carried.

Bradley County Sheriff's Department—Request that **Anthony J. Anderson, PSID# 6445-4907** (hired on July 1, 2019) be allowed to attend the P.O.S.T. Transition School at TLETA on September 22, 2019. Previously, Mr. Anderson attended and graduated from the Cleveland State Basic Police Academy in October, 2006. Mr. Anderson has worked for the Charleston Police Department and Etowah Police Department. Mr. Anderson has a six-year (6) break in service before being hired by this agency.

✓**Motion to Approve by: L. Russell Second M. Dunbar**

Remarks: The Motion carried.

Bristol Police Department—Request that **Sean Christopher Helbert, PSID# 5189-5650** (hired on July 8, 2019) be allowed to attend the P.O.S.T. Transition School at TLETA on September 22, 2019. Previously, Mr. Helbert attended and graduated from the Roanoke City Virginia Academy on July 20, 2018 with 1,060 hours. Mr. Helbert previously worked as a full-time law enforcement officer with Roanoke City Police Department. Mr. Helbert will need to complete forty (40) hours of Defensive Tactic training prior to the start of P.O.S.T. Transition School.

✓**Motion to Approve by: W. Forrester, III. Second L. Russell**

Remarks: The Motion carried.

Campbell County Sheriff's Department—Request that **Jennifer A. Thomas, PSID# 3896-6796** (hired on July 29, 2019) be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Previously, Ms. Thomas attended and graduated from the Walter State Regional Law Enforcement Training Academy on September 6, 2016

✓**Motion to Approve by: L. Russell Second W. Forrester, III.**

Remarks: The Motion carried.

City of Dickson Police Department—Request that **Kenneth Michael Howard, PSID# 9964-2716** (hired on June 20, 2019) be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Previously, Mr. Howard attended and graduated from the Florida George Stone Area Vocational College on April 5, 2016 with 770 hours. Mr. Howard was a full-time officer for Escambia County Police Department with no break in service.

✓**Motion to Approve by: W. Forrester, III. Second L. Russell**

Remarks: The Motion carried.

Harriman Police Department—Request that **Charlie Cisson, PSID# 0221-5759** (hired on May 20, 2019) be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Previously, Mr. Cisson worked for the Roane County Sheriff's Department separating on November 30, 2012. Mr. Cisson then worked with the Fairfield Glade Police Department from December 2017 to May 2019. The Fairfield Glade Police Department did not enter his employment through ACADIS.

✓**Motion to Approve by: L. Russell Second W. Forrester, III.**

Remarks: If Mr. Cisson can prove that he worked more than twenty-hours (20) hours per week with the Loudon County Sheriff's Office, B. Waggoner made a Motion to Approve Assistant Director Mines findings without Mr. Cisson and this agency coming before the Commission. Second by: L. Russell. The Motions carried.

Kingsport Police Department—Request that **Donald Earl Harding, III, PSID# 4344-2665** (hired on July 1, 2019) be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Mr. Harding attended and graduated from the Virginia Southwest Regional Police Academy and was issued his P.O.S.T. commission on May 9, 2013. Mr. Harding was a full-time officer for seven (7) years with the Town of Norton, Virginia.

✓**Motion to Approve by: L. Russell Second W. Forrester, III.**

Remarks: The Motion carried.

Maryville Police Department—Request that **Lesley Paige Craig, PSID#4661-9828** (hired on June 24, 2019) be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Ms. Craig attended the Walter State Regional Law Enforcement Training Academy and graduated September 27, 2006. Ms. Craig worked for the Blount County Sheriff's Department until June 15, 2014. Ms. Craig has remained a Reserve Deputy with Blount County.

✓**Motion to Approve by: W. Forrester, III. Second: B. Waggoner**

Remarks: The Motion carried.

Metro Nashville Airport Department of Public Safety—Request that **Daniel Dean Littleton, PSID# 4001-5531** (hired on July 8, 2019) be allowed to attend the P.O.S.T. Transition School on September 22, 2019. Mr. Littleton graduated from Wisconsin Nicolet Area Technical College on August 16, 2012 and was issued his P.O.S.T. commission on June 11, 2013. Mr. Littleton worked as a full-time officer for the Minocqua Police Department from February, 2013 until June, 2019.

✓**Motion to Approve by: W. Forrester, III. Second: M. Dunbar**

Remarks: The Motion carried.

IV. WAIVER OF IN-SERVICE – RULE 1110-09-.05

Requests for a waiver have been received for the following officers so that they will remain in compliance with P.O.S.T. guidelines as well as the department. They are not eligible for the 2019 Salary Supplement.

Norris Police Department—Request an in-service waiver for **Michael Adam Poole, PSID# 1171-9740**. Mr. Poole’s agency participated in a non-P.O.S.T. certified firearms course. Consequently, Mr. Poole did not receive the mandatory eight (8) hour firearms training.

✓**Motion to Approve by: B. Waggoner Second W. Forrester, III.**

Remarks: The Motion carried.

Norris Police Department—Request an in-service waiver for **John J. Cuel, PSID# 1156**. Mr. Cuel’s agency participated in a non-P.O.S.T. certified firearms course. Consequently, Mr. Cuel did not receive the mandatory eight (8) hour firearms training.

✓**Motion to Approve by: B. Waggoner Second W. Forrester, III.**

Remarks: The Motion carried.

Norris Police Department—Request an in-service waiver for **Richard L. Roach, PSID#6549-6531**. Mr. Roach’s agency participated in a non-P.O.S.T. certified firearms course. Consequently, Mr. Roach did not receive the mandatory eight (8) hour firearms training.

✓**Motion to Approve by: B. Waggoner Second W. Forrester, III.**

Remarks: The Motion carried.

V. WAIVERS OF SIX (6) MONTH RULE:

The following departments are requesting a waiver of the six-month rule to keep their officer(s) and the department in compliance.

Humboldt Police Department—Request a waiver for **Carleaus Leonard Evans, PSID# 0942-8239**. Mr. Evans was scheduled to attend basic training at TLETA on July 7, 2019. Mr. Evans attended Week 1 but was pulled from the class by his agency due to agency issues. Mr. Evans will be re-attending basic training at TLETA on September 29, 2019.

✓**Motion to Approve by: B. Hulsey Second B. Waggoner**

Remarks: The Motion carried.

Loudon County Sheriff's Office—Request a six-month waiver for **Thomas Matthew Fagiana, PSID# 0440-2600** (hired on December 3, 2018). Mr. Fagiana had a seven (7) year break in service and was scheduled to attend the P.O.S.T. Transition School in March, 2019. Mr. Fagiana was unable to attend due to availability. This agency was before this honorable Commission on February 15, 2019 requesting a six-month (6) waiver that was approved for January-June. Mr. Fagiana will now be outside of this waiver and this agency is requesting an additional six-month (6) waiver. Mr. Fagiana is enrolled to attend the September 22, 2019 P.O.S.T. Transition School.

✓**Motion to Approve by: B. Waggoner Second R. Farris**

Remarks: The Motion carried.

VI. NEW BUSINESS/ITEMS FOR DISCUSSION

The 2019 audit/inspection of the Chattanooga Police Academy was conducted on July 26, 2019.

Findings:

NONE

Recommendations:

NONE

Pursuant to Rule 1110-07-.06 (2)(c) it is recommended the P.O.S.T. Commission issue a letter advising the Chattanooga Police Academy of the status of its compliance.

✓**Motion to Approve by: L. Russell Second W. Forrester, III.**

Remarks: The Motion carried.

The 2019 audit/inspection of the Cleveland Community College/Police Academy was conducted on July 25, 2019.

Findings:

NONE

Recommendations:

NONE

Pursuant to Rule 1110-07-.06 (2)(c) it is recommended the P.O.S.T. Commission issue a letter advising the Cleveland Community College/Police Academy of the status of its compliance.

✓Motion to Approve by: L. Russell Second R. Farris

Remarks: The Motion carried.

Jefferson County Sheriff's Department—The agency inadvertently failed to include former Sheriff **Garland W. McCoig, PSID#3456-5098** in the 2018 Salary Supplement roster for the agency. Former Sheriff McCoig had successfully completed his 2018 in-service and has not been paid his 2018 salary supplement.

✓Motion to Approve In-Service Waiver but deny 2018 salary supplement due to the salary supplement not being received by P.O.S.T. prior to the 2018 Fiscal Year End by: W. Forrester, III. Second: L. Russell

Remarks: The Motion carried.

VII. APPLICATIONS FOR TRAINING OFFICER – 1110-04-.03

POST Investigators have reviewed 6 applications for Training Officer, and they appear to meet criteria for approval.

The officers listed below *if any* will be informed that they have one year to complete Instructor Development or approved substitute.

✓Motion to Approve by: L. Russell Second B. Waggoner

Remarks: The Motion carried.

**VIII. CURRICULUM AND TESTS –1110-04 & SPECIALIZED TRAINING
CURRICULUM 1110-04.09**

P.O.S.T. Investigators have reviewed 92 in-service and specialized training classes this month as they appear to be in order and meet or exceed minimum standards set forth by the Peace Officers Standards and Training requirements. They have made note if these training offerings meet the P.O.S.T. requirements for Firearms, EVOC, Mental Illness and CSA.

**✓Motion to Approve by: L. Russell Second B. Waggoner
Remarks: The Motion carried.**

IX. APPLICATIONS FOR CERTIFIED INSTRUCTOR – 1110-03-.04

P.O.S.T. Investigators have reviewed 19 applications for Certified Instructor, and they appear to be in order and meet minimum standards, and they have completed the minimum hours in attendance of required courses.

The instructors listed below if any will be informed, they have one year to complete Instructor Development or approved substitute.

Officers listed below if any request a waiver of the one-year training officer requirement.

Officers listed below if any request a waiver of the five-year training officer requirement. Please see the supporting documents.

**✓Motion to Approve by: L. Russell Second B. Hulsey
Remarks: The Motion carried.**

X. WAIVERS OF EIGHT (8) MONTH RULE:

The following officer(s) are requesting a waiver of the eight-month rule.

They will receive 2018 Salary Supplement payment if they completed 2018 In-Service requirements.

NO WAIVERS FOR AUGUST 16, 2019

XI. WAIVER FOR MEDICAL – RULE 1110-09-.05

The following departments are requesting a waiver for medical reasons for the 2018 calendar, so the departments will also remain in compliance. Officers did not complete in-service training and are not eligible for Salary Supplement:

NO WAIVERS FOR AUGUST 16, 2019

XII. WAIVERS FOR MILITARY LEAVE – RULE 1110-09-.06(5)

The following departments are requesting a waiver for military service for the 2018 calendar. Military orders are included along with change of status. These officers will be eligible to receive salary supplement, and the departments will remain in compliance.

NO WAIVERS FOR AUGUST 16, 2019

XIII. OLD BUSINESS

NO WAIVERS FOR AUGUST 16, 2019