

# GEORGIA PEACE OFFICER STANDARDS AND TRAINING COUNCIL

Threadmill Complex  
August, Georgia  
March 9, 2011  
11:00 AM

## MINUTES

The regular meeting of the Georgia Peace Officer Standards and Training Council was held at the Threadmill Complex, in Austell, Georgia on March 9, 2011. Chairman Mike Yeager called the meeting to order at 11:00 AM.

### ROLL CALL OF COUNCIL MEMBERS:

A calling of the roll by Vice-Chair, Roy Whitehead, indicated a quorum was present.

#### COUNCIL MEMBERS PRESENT:

Chairman Mike Yeager  
Director Michael Nail  
Colonel Bill Hitchens  
Commissioner Tom McMichael  
Lt. Col. Homer Bryson  
Mr. Don Banks  
Mayor Bill Trapnell  
Lt. Steve Hyman  
Chief Roy Whitehead  
Commissioner James Williams  
Warden Billy Howell  
Director Bryan Golden  
Chief Woodrow Blue  
Director Stan Cooper  
Sheriff Gene Pope  
Mayor Margaret Evans  
Sheriff Mike Jolley  
Inspector Garry Moore

#### COUNCIL MEMBERS ABSENT:

Sgt. Dolly Johnson

#### ADVISORY MEMBERS PRESENT:

Director Frank Rotondo  
Director Dale Mann  
Dr. Archie Rainey  
Chief Jimmy Williamson

#### POST STAFF PRESENT:

Ken Vance, Executive Director  
Ryan Powell, Director of POST Operations  
Brad Pope, Director, Investigations Division  
Neenah Yarbrough, Budget Administrator  
Willie Evans, Investigator  
Julie Lewandowski, Investigator  
Wendy Izenour, Recording Secretary  
Mitch Jones, Director of Certification and Training Standards  
Lena Avis, Certification Division  
Lara Hollister, Operations Division

#### Visitors:

Joe Drolet	Eric Lohr
Harry McCann	Lisa Beck
Beverly Thomas	Michael Nemard
Tonya S. Dedrick	Scotty Davis
Perry Baxter	Scott White
Christy White	Bert Flewelen
Jeff Glazier	Brenda Cates
James Pledger	Andrea Jackson
Walter Bishop	Stan York
Ann Konzal	Chris Butler
Mike Wilkie	Greg Porter
Belinda Davis	Gary A. Smith
Thomas Canady	Paige Edwards
Rachel Samuda	Scott Lewis
Tim Robinson	
Richard Moore	
Yvonne McConico Rogers	

## **ADVISORY MEMBERS PRESENT CONT:**

Lt. Barry Woodward  
Lt. Stuart Van Hoozer  
Dep. Commissioner Michael McNeely  
Marshal Steve Smith

## **ADVISORY MEMBERS ABSENT**

Terry Norris

### **Opening Remarks of the Chairman:**

Chairman Mike Yeager welcomed everyone, and recognized new Council members. The Deputy Commissioner of the Department of Juvenile Justice, Michael McNeely is a new advisory member and is taking the place of Ronnie Lane. Director Stan Cooper with the Department of Corrections is also taking the place of Derrick Schofield as a new Voting member. Chairman Yeager, at this time called Chaplain Scotty Davis to perform the invocation.

### **Approval of the Minutes**

Chairman Mike Yeager entertained a motion to approve the minutes for the December 1, 2010 Full Council meeting.

**Col. Bill Hitchens made a motion to approve the minutes. Sheriff Mike Jolley seconded the motion. All were in favor, and the motion carried.**

## **ELECTION OF OFFICERS**

### **THE NOMINATION OF CHAIRMAN OF P.O.S.T. COUNCIL**

Chairman Yeager opened Elections first with the nomination of the Chairman of POST Council.

**Chief Bryan Golden made a motion that Sheriff Mike Yeager be named as Chairman of P.O.S.T. Council. Director Michael Nail seconded the motion. All were in favor and the motion carried. Commissioner Tom McMichael made a motion to close the nomination of Chairman. Sheriff Mike Jolley seconded the motion. All were in favor, and the motion carried.**

### **THE NOMINATION OF VICE CHAIRMAN OF P.O.S.T. COUNCIL**

**Director Bryan Golden made a motion to nominate Chief Roy Whitehead as the Vice-Chairman of P.O.S.T. Council. Director Michael Nail seconded the motion. All were in favor, and the motion carried. Sheriff Mike Jolley made a motion to close the nomination of Vice Chairman. Commissioner Tom McMichael seconded the motion. All were in favor, and the motion carried.**

### **THE NOMINATION OF SECRETARY OF P.O.S.T. COUNCIL**

**Sheriff Gene Pope made a motion to nominate Sheriff Mike Jolley as the Secretary of P.O.S.T. Council. Chief Bryan Golden seconded the motion. All were in favor, and the motion carried. Mayor Margaret Evans made a motion to close the nomination of Secretary. Lt. Steve Hyman seconded the motion. All were in favor, and the motion carried.**

## **ANNOUNCEMENTS**

Executive Director Ken Vance greeted the Council members and guests. Director Vance presented Chairman Yeager with a P.O.S.T. Council gavel and thanked him for his service to the Council. Director Vance discussed the importance of P.O.S.T and how all law enforcement agencies begin with P.O.S.T. and the certification process and how the budget cuts have definitely affected law enforcement. P.O.S.T. is tasked with getting law enforcement officers certified in the State and we have cut our personnel twenty percent. The new POST database will be in operation soon but desperately needs a programmer and the funding for that position. There are also upgrades that need to occur with the training of law enforcement officers. Director Vance asked that everyone contact their Senators and Representatives to offer assistance in this area. Director Vance also discussed the cases in Investigations and spoke about non-criminal cases taking up a lot of time. He discussed 67 percent of the cases being criminal cases. Director Vance also spoke about the Certification Exam and how the implementation is not in the immediate future but will be explored soon to move forward with standardized testing.

## **P.O.S.T. OPERATIONS DIVISION**

Director Mitch Jones stated that he was presenting 3 issues for Director Ryan Powell.

### **Approve the Proposed Revision to POST Rules**

Director Mitch Jones stated that this issue was presented at the Training Standards Committee and it was the recommendation to approve this request. The POST revision included updates requiring agencies to notify POST of an arrest of an officer within fifteen days. The second revision is a change to the re-certification process and an expiration date with the certification date. Removal of the Chaplain certification was also included in the rule revision due to the diversity in religions. The removal of the fifteen day appeal notice was another revision with the addition of the one 30 day period to submit an appeal will simplify the process.

**Chief Roy Whitehead made a motion to accept the recommendation of the Training Standards Committee and approve the proposed revision to P.O.S.T. Rules. Sheriff Mike Jolley seconded the motion. All were in favor, and the motion carried.**

### **Consider request for Transfer of Sponsorship for the Clayton County Police Academy from the Clayton County Board of Commissioners to the Clayton County Police Department**

Director Mitch Jones stated that this issue was presented at the Training Standards Committee and it was the recommendation to approve this request.

**Commissioner Tom McMichael made a motion to accept the recommendation of the Training Standards Committee and approve the request of the Clayton County Police Academy to transfer sponsorship from the Clayton County Board of Commissioners to the Clayton County Police Department. Mr. Don Banks seconded the motion. All were in favor, and the motion carried.**

### **Approve Revisions to the Basic Law Enforcement Training Course and set an Implementation Date of July 1, 2011**

Director Mitch Jones stated that this issue was presented at the Training Standards Committee and it was the recommendation to approve this request. To sum it up, GCIC is being removed from the curriculum.

**Mayor Margaret Evans made a motion to accept the recommendation of the Training Standards Committee and approve the Revisions to the Basic Law Enforcement Training Course and set an implementation date of July 1, 2011. Mayor Bill Trapnell seconded the motion. All were in favor, and the motion carried.**

## **CERTIFICATION DIVISION AND TRAINING STANDARDS DIVISION**

### **Revision of the Basic Probation and Parole Training Courses**

Director Mitch Jones stated that this issue was asked to be removed from the agenda. Director Nail spoke on this matter and stated that it was meant to consolidate the training for basic probation and parole officers. Chairman Yeager stated that this issue should be presented at another time.

### **Approve Certification of Laurie A. Ballew**

Director Mitch Jones stated that this fingerprint issue was presented to the Certification Committee and due to her fingerprints not being obtained due to an issue with her fingers that checks were completed on her criminal history and verified that she meets P.O.S.T. standards. The Certification Committee recommends that her certification be approved.

**Chief Roy Whitehead made a motion to approve the Certification of Laurie A. Ballew. Sheriff Mike Jolley seconded the motion. All were in favor. And the motion carried.**

## **INVESTIGATIONS DIVISION**

### **Probable Cause Committee Cases and Compliance Cases**

Director Pope stated that the Probable Cause Committee had reviewed the following cases.

Case #0010100810

Case # 0010791010

Case # 0012651210

Case # 0021581010

Recommendation: Deny

**Chief Roy Whitehead made a motion to approve the recommendation of the Probable Cause Committee. Col. Homer Bryson seconded the motion. All were in favor, and the motion carried.**

Case # 0021101010

Recommendation: Approve with 36 months Probation; alcohol evaluation.

**Commissioner Tom McMichael made a motion to approve the recommendation of the Probable Cause Committee. Sheriff Mike Jolley seconded the motion. All were in favor, and the motion carried.**

Case # 0021671010  
Case # 0022271110  
Recommendation: Deny and Revoke

**Mayor Margaret Evans made a motion to approve the recommendation of the Probable Cause Committee. Chief Roy Whitehead seconded the motion. All were in favor, and the motion carried.**

Case # 0060761109  
Recommendation: Approve with 24 months Probation

**Mayor Bill Trapnell made a motion to approve the recommendation of the Probable Cause Committee. Sheriff Mike Jolley seconded the motion. All were in favor, and the motion carried.**

Case # 0064460310  
Case # 0067560510  
Recommendation: No Action Agency action sufficient

**Chief Bryan Golden made a motion to approve the recommendation of the Probable Cause Committee. Sheriff Gene Pope seconded the motion. All were in favor, and the motion carried.**

Case # 0078460710  
Recommendation: Approve

**Mayor Margaret Evans made a motion to approve the recommendation of the Probable Cause Committee. Chief Roy Whitehead seconded the motion. All were in favor, and the motion carried.**

### **Probable Cause Committee Recommendations**

For cases with the recommendation of:

No Action  
Approve Certification  
Probation  
Deny Certification  
Revoke Certification  
Revoke/Deny Certification

**Chief Bryan Golden made the motion to accept the recommendation of the Probable Cause Committee. Inspector Garry Moore seconded the motion. All were in favor, and the motion carried.**

### **Recommendation to Deny Certification**

Director Brad Pope stated that three of the petitioners had requested to present their case to the full Council. Two petitioners did not appear. Walter Bishop did appear and was duly sworn by Joe Drolet with the attorney General's Office. Mr. Bishop discussed the nature of his case and Chairman Yeager asked if there was any new evidence since the recommendation of the Certification Committee was to deny his petition. Mr. Bishop stated that he submitted paperwork. Mr. Bishop stated that his information was not new.

**Chief Bryan Golden made a motion to accept the recommendation of the Certification Committee and deny the petition of Walter R. Bishop. Lt. Steve Hyman seconded the motion. All were in favor, and the motion carried.**

**Recommendation to Deny Certification**

Walter R. Bishop  
Derrick Ferrell  
Kelcey B. Floyd  
Derek B. Haygood  
Jeffrey O. Hunter  
Mark A. Lewis  
Kelly J. Lovell  
Johnny L. Weaver

**Sheriff Mike Jolley made a motion to accept the recommendation of the Certification Committee and deny the following petitioners: Walter R. Bishop; Derrick L. Ferrell; Kelcey B. Floyd; Derek B. Haygood; Jeffrey O. Hunter; Mark A. Lewis; Kelly J. Lovell; Johnny L. Weaver. Chief Bryan Golden seconded the motion. All were in favor, and the motion carried.**

**Recommendation to Approve with Conditions**

Robert M. Heath –Approve Certification with Twenty-Four (24) Months Probation.

**Inspector Garry Moore made a motion to accept the recommendation of the Certification Committee to approve with conditions for Robert M. Heath. Mayor Margaret Evans seconded the motion. All were in favor, and the motion carried.**

**Recommendation to Approve**

Lee M. Franklin  
Michael F. Nemard  
Karon T. Robertson  
Eric S. White

**Sheriff Gene Pope made a motion to accept the recommendation of the Certification Committee and approve Lee M. Franklin, Michael F. Nemard, Karon T. Robertson, Eric S. White. Director Michael Nail seconded the motion. All were in favor, and the motion carried.**

**Michael R. Zwierko will be heard at the next Certification Committee due to his request in writing in a timely manner.**

**ADMINISTRATIVE AND/OR EMERGENCY MATTERS**

Chairman Mike Yeager thanked everyone for his or her hard work in preparing for the council meeting and talked about the countless hours that goes into the committee meetings.

**Chairman Mike Yeager entertained a motion to adjourn. Chief Bryan Golden made a motion to adjourn the meeting of the Georgia Peace Officer Standards and Training Council. Mayor Bill Trapnell seconded the motion. All were in favor, and the motion carried.**

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**Sheriff Mike Yeager, Chairman  
Georgia Peace Officer Standards and Training Council**

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**Wendy Izenour, Recording Secretary**