



Department of Law
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POST Board Meeting

Colorado Department of Law

Friday, March 9, 2018

SME Committee Meetings: 8:00 am – 10:00 am

**Peace Officer Standards and Training (POST) Board Meeting:
10:00 am – 12:00 pm**

Board Members
Cynthia H. Coffman
Attorney General
Chair
Chief Dan Brennan
City of Wheat Ridge
Assistant Chair
Sheriff Ron Bruce
Hinsdale County
Sergeant Lonnie Chavez
City of Grand Junction
Chief Cory Christensen
City of Steamboat Springs
Chief John Collins
City of Englewood
Deputy Amanda Cruz-Giordano
Arapahoe County
Sheriff Chad Day
Yuma County
Chief Debra Funston
City of Palisade
Executive Director Stan Hilkey
Department of Public Safety
Kara Hoofnagle
Public Member
S. Zeke Knox
Public Member
Robert A. Lees
Public Member
Sheriff Michael McIntosh
Adams County
Chief John Minor
City of Silverthorne
Sheriff Steve Nowlin
Montezuma County
Chief Michael Phibbs
Auraria Dept. of Public Safety
Jane Quimby
Public Member
Mayor Ron Rakowsky
City of Greenwood Village
Special Agent in Charge Calvin Shivers
Federal Bureau of Investigation
Sheriff Anthony Spurlock
Douglas County
Bradley F. Taylor
Public Member
Sheriff Frederick Wegener
Park County

1. **Welcome** Attorney General Cynthia Coffman
2. **Pledge of Allegiance**
3. **Introduction of Marijuana Training Specialist Jared Torsney** Director Erik Bourgerie
4. **Introduction of Board Members, SME Members, Staff and Guests**
5. **Roll Call** Director Erik Bourgerie
6. **Subject Matter Expert Committee Reports**
 - A. **Arrest Control** Agent Ike Beers, Chair
(See supplemental handout)
 - B. **Curriculum** Sgt. Graham Dunne, Chair
 - C. **Firearms** Sgt. Jeff Bredehoeft
(See supplemental handouts)
 - D. **Law Enforcement Driving** Cmdr. Karl Smalley, Chair
7. **Approval of POST Minutes from December 1, 2017** Attorney General Cynthia Coffman
(See supplemental handout)

Director
Erik Bourgerie

8. **Formal Rulemaking Hearing** Attorney General Cynthia Coffman
(See supplemental handout) Board Counsel Stefanie Worthington
Director Erik Bourgerie
9. **Peace Officer Certification Revocation** Director Erik Bourgerie
Actions
(See supplemental handout)

POST Rule 9 - Revocation of Peace Officer Certifications – Felony

Convictions: § 24-31-305, C.R.S.(2)(a) A Colorado peace officer certification issued pursuant to subsection (1) or (1.3) of this section or 24-31-308 shall be suspended or revoked by the POST Board if the certificate holder has been convicted of a felony, or has been convicted on or after July 1, 2001, of any misdemeanor described in subsection (1.5) of § 24-31-30 C.R.S., or has otherwise failed to meet the certification requirements established by the Board. For purposes of this rule, the term ‘conviction’ includes any deferred judgments or deferred sentences imposed by a court.

1. No. F17-12, Herbert Stephen Few, Certification B2269-9454 (PID 2269-9454). On October 18, 2017, Respondent was convicted of one count of Public Servant-Attempt to Influence §18-8-306 CRS, a Class 4 Felony. The Respondent was employed as a peace officer on the date of the offense (Date of Offense: November 16, 2016, Elbert county Sheriff’s Office, Date of Separation November 21, 2016). The Respondent has failed to comply with POST Show Cause Order No. F17-12 by failing to appear at the scheduled Show Cause Hearing on December 15, 2017. Director Bourgerie recommends revocation of Herbert Stephen Few’s Colorado Peace Officer Certification B2269-9454 (PID 2269-9454).
2. No. F17-13, Samuel Owensby, Certification R2654 & B18155 (PID 135871). On October 30, 2017, Respondent was convicted of one count of Sexual Exploitation/child possession with intent §18-6-403(3)(c) CRS, a Class 3 Felony. The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: December 12, 2016). The Respondent has failed to comply with POST Show Cause Order No.F17-13 by failing to appear at the scheduled Show Cause Hearing on December 15, 2017. Director Bourgerie recommends revocation of Samuel Owensby’s Colorado Peace Officer Certification R264 & B18155 (PID 135871).
3. No. F17-14, Matthew David Clark, Certification B2295 (PID 126388). On October 12, 2017, Respondent was convicted of one count of Felony Menacing-real/simulated weapon §18-3-206(1)(a)(b) CRS, a Class 5 Felony. The Respondent was not employed as a peace officer on the date of the offense (Date of Offense: June 26, 2016). The Respondent has failed to comply with POST Show Cause Order No.F17-14 by failing to appear at the scheduled Show Cause Hearing on January 3, 2018. Director Bourgerie recommends revocation of Matthew David Clark’s Colorado Peace Officer Certification B2295 (PID 126388).

4. No. F17-15, Michael Robert Leake, Certification B4941 (PID 118909). On December 1, 2017, Respondent was convicted of one count of Theft/series - \$1,000-\$20,000 §18-4-401(1)(4) CRS, a Class 4 Felony and one count of Pawnbroker-false info by seller §12-56-103(1) and 12-56-104(5) CRS, a Class 6 Felony. The Respondent was employed as a peace officer on the date of the offense (Date of Offense: December 17, 2012, Leadville Police Department, Date of Separation December 22, 2015). The Respondent has failed to comply with POST Show Cause Order No.F17-15 by failing to appear at the scheduled Show Cause Hearing on January 17, 2018. Director Bourgerie recommends revocation of Michael Robert Leake's Colorado Peace Officer Certification B4941 (PID 118909).

POST Rule 9 - Revocation of Peace Officer Certifications – Misdemeanor

Convictions: § 24-31-305, C.R.S.(2)(a) A Colorado peace officer certification issued pursuant to subsection (1) or (1.3) of this section or 24-31-308 shall be suspended or revoked by the POST Board if the certificate holder has been convicted of a felony at any time, or has been convicted on or after July 1, 2001, of any misdemeanor described in subsection (1.5) of § 24-31-305 C.R.S., or has otherwise failed to meet the certification requirements established by the Board. For purposes of this rule, the term 'conviction' includes any deferred judgments or deferred sentences imposed by a court. Revocation of peace officer certificates based upon conviction(s) of misdemeanor crimes are recognized in § 24-31-305(1.5) (b) thru (h), C.R.S.

1. No. M17-07, Megan Feebeck, Certification B17746 (PID 138564). On October 6, 2017, Respondent was convicted of one count of abuse of Public records-false entry §18-8-114(1)(a) CRS, a Class 1 Misdemeanor. The respondent was employed as a peace officer on the date of the offense (Date of Offense: January 17, 2016, Englewood Police Department, separated July 28, 2016). The Respondent has failed to comply with POST Show Cause Order No. M17-07 by failing to appear at the scheduled Show Cause Hearing on December 22, 2017. Director Bourgerie recommends revocation of Megan Feebeck's Colorado Peace Officer Certification B17746 (PID 138564).
2. No. M17-08, Deandrea Lynn Vargas, Certification B2045 (PID 105877). On October 30, 2017, Respondent was convicted of one count of Assault 3-Know/reckless cause injury §18-3-204(1)(a) CRS, a Class 1 Misdemeanor. The respondent was not employed as a peace officer on the date of the offense (Date of Offense: November 13, 2016). The Respondent has failed to comply with POST Show Cause Order No. M17-08 by failing to appear at the scheduled Show Cause Hearing on December 22, 2017. Director Bourgerie recommends revocation of Deandrea Lynn Vargas' Colorado Peace Officer Certification B2045 (PID 105877).
3. No. M17-09, John Michael Reinhart Certification B7328-4106 (PID 7328-4106). On October 16, 2017, Respondent was convicted of two count of Sexual Contact-victim in custody §18-3-404(1)(F) CRS, a Class 1 Misdemeanor. The respondent was employed as a peace officer on the date of the offense (Date of Offense: September 21, 2015, Commerce City Police Department, separated March 11, 2016). The Respondent has failed to comply with POST Show Cause Order No.

M17-09 by failing to appear at the scheduled Show Cause Hearing on January 3, 2018. Director Bourgerie recommends revocation of Michael Reinhart's Colorado Peace Officer Certification B7328-4106 (PID 7328-4106).

4. No. M17-10, Frederick Clerk, Certification B14412 (PID 122195). On August 31, 2005, Respondent was convicted of one count of Official misconduct§18-8-404 CRS, a Class 2 Misdemeanor. The respondent was employed as a peace officer on the date of the offense (Date of Offense: February 1, 2005, Broomfield Police Department, separated August 9, 2005). The Respondent has failed to comply with POST Show Cause Order No. M17-10 by failing to appear at the scheduled Show Cause Hearing on January 15, 2018. Director Bourgerie recommends revocation of Frederick Clerk's Colorado Peace Officer Certification B14412 (PID 122195).

10. **Rule 28 Final Report 2017**
(See supplemental handout) Director Erik Bourgerie
11. **Colorado Rangers Appeal**
(See supplemental handout) Director Erik Bourgerie
12. **Rule 21 Discussion**
(See supplemental handout) Director Erik Bourgerie
13. **Comments from Others on POST Issues**
14. **Adjournment** Attorney General Cynthia Coffman

Next POST Board Meeting

June 1, 2018

Ralph L. Carr Colorado Judicial Center
1300 Broadway
Denver CO

SME Meetings – 8:00 am
POST Board Meeting – 10:00 am