

POST COUNCIL MEETING

September 4, 2024 at 10:00 a.m.

Public Safety Education & Training Center
410 West 9800 South 3rd Floor Council Room
Sandy, UT 84070

Agenda

- ❖ Welcome: Vice Chairman Spencer Austin 00:00 – 00:26
- ❖ Introductions: Director Travis Rees 00:26 – 3:52
- ❖ Approval of June 27, 2024 Minutes: Vice Chairman Spencer Austin 3:52 – 4:17
- ❖ Quarterly Reports: Lt. Jaclyn Moore & Lt. Terry Buck 4:17 – 6:46
- ❖ 2024-2025 Quarter Two Curriculum Update: John Jacobs 6:46 – 8:32
 - Special Function Officer/Law Enforcement Officer
- ❖ Annual Training Audit Report: John Jacobs 8:32 – 12:42
- ❖ Annual Training Requirement – Category Descriptions Approval: Director Travis Rees 12:42 – 13:50
- ❖ Disciplinary Cases: Atty. Blithe Cravens 13:54 – 1:33:16
 - Troy Arrowsmith 14:14 – 17:22
 - Brady Barney 17:25 – 20:08
 - Thomas Caygle 20:08 – 22:40
 - Michael Christensen 22:42 – 42:15
 - Austin Christofferson 42:19 – 44:43
 - Kyle Clark 44:44 – 47:45
 - Borbor Giahyue 47:49 – 53:13
 - Matthew Harding 56:17 – 58:29
 - Gustavo Johnson 58:30 – 1:01:44
 - Craig Koch 1:01:45 – 1:04:39
 - Sean Larson 1:04:40 – 1:06:32
 - Darin Majers 1:06:39 – 1:09:03
 - Trevett McCanna 1:09:04 – 1:11:44

- Richard Platt 1:11:46 – 1:22:28
- Justin Pour 53:13 – 56:14
- Nicolette Shafia 1:22:31 – 1:24:29
- Jeffrey Steiner 1:24:29 – 1:27:05
- Fred Swain 1:27:06 – 1:30:24
- Cameron Woodcox 1:30:25 – 1:33:16

❖ Guidelines Revision Discussion: Captain Christian Newlin
1:33:38 – 2:15:00

❖ HB322 Model Policy: Director Travis Rees 2:15:07 – 2:18:26

❖ Elect New Chair: Director Travis Rees 2:18:58 – 2:29:11/2:32:30 – 2:34:17

❖ Schedule Next Meeting: **12/09/24 @10:00am POST HQ**
2:29:11 – 2:30:45

❖ Adjourn 2:34:18 – 2:34:29

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Attendance Roster

The following POST Council members were in attendance:

Spencer Austin, Vice Chairman, Representing Utah Attorney General
Colonel Mike Rapich, Superintendent, Utah Highway Patrol
Jared Garcia, Proxy for Executive Director Brian Redd, Utah Department of Corrections
Chief Allen Swanson, Layton City Police Department
Chief Brian Gwilliam, Utah Chiefs of Police Association
Maile Loo, At Large
Sheriff Kelly Sparks, Davis County Sheriff's Office
Sheriff Paul Wimmer, Utah Sheriffs Association
Jeanetta Williams, At Large
Molly Sween, PhD. Weber State University
Malena Stevens, County Council
David Petersen, At Large
Ron Anson, Utah Certified Law Enforcement Officer – non supervisory
Chief Darin Adams, Cedar City Police Department

The following POST Council members were excused or absent:

Mayor Troy Walker, Incumbent Mayor
John Crowley, UPOA Representative
Sheriff Nathan Curtis, Sevier County Sheriff's Office

POST staff present:

Travis Rees, Director
Christian Newlin, Deputy Director
Blithe Cravens, DPS Legal Counsel representing POST, Asst. Attorney General
Marcus Yockey, DPS Legal Counsel representing POST, Asst. Attorney General
Richard Jorgensen, DPS Legal Counsel representing POST Council, Asst. Attorney General
Julie Gomez, Administrative Secretary
Jaclyn Moore, Investigations
Terry Buck, Basic Training
Dave Barnett, Investigations
James Timpson, Investigations
Austin O'Bray, Investigations
Dan Young, Investigations
Jonathon Boyd, Investigations
Reed Motzkus, Investigations
John Jacobs, POST Technology and Curriculum
Camille Zabriskie, Investigations Technician
Chris Fielding, POST Technology and Curriculum
Chelsi Nielsen, POST Curriculum

Others present:

Richard Platt
Michael Christensen

Kyle Clark
Trevett McCanna
Cameron Woodcox
Justin Pour
Borbor Giahyue
Michael Christensen
Wade Carpenter
JC Jensen
Jeremy McKenzie
Brandon Crowther
Darin Bushman

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Actions and Voting

❖ **Approval of June 27, 2024 Minutes:**

Kelly Sparks: Motion to Approve

Malena Stevens: 2nd

All PC members in attendance were in favor

❖ **Annual Training Requirement – Category Descriptions:**

Allen Swanson: Motion to approve as recommended

Paul Wimmer: 2nd

All PC members in attendance were in favor

❖ **Disciplinary Cases:**

Troy Arrowsmith (his attorney JC Jensen addressed the Council)

Malena Stevens: Motion to accept POST recommendation

Kelly Sparks: 2nd

All PC members in attendance voted in favor

Brady Barney

Malena Stevens: Motion to accept POST recommendation

Paul Wimmer:

All PC members in attendance voted in favor with the exception of Jared Garcia who recused himself

Thomas Caygle

Mike Rapich: Motion to accept POST recommendation

Jared Garcia: 2nd

All PC members in attendance voted in favor

Michael Christensen (present with his attorney JC Jensen)

Allen Swanson: Motion to accept POST recommendation

Kelly Sparks: 2nd

All PC members in attendance voted in favor

Austin Christofferson

Brian Gwilliam: Motion to accept POST recommendation

Malena Stevens: 2nd

All PC members in attendance voted in favor with the exception of Allen Swanson who recused himself

Kyle Clark (addressed the Council)

Molly Sween: Motion to accept POST recommendation

Jeanetta Williams: 2nd

All PC members in attendance voted in favor

Borbor Giahyue (addressed the Council)

Darin Adams: Motion to accept POST recommendation

David Peterson: 2nd

All PC members in attendance voted in favor with the exception of Paul Wimmer who recused himself

Matthew Harding

Allen Swanson: Motion to accept POST recommendation

Kelly Sparks: 2nd

All PC members in attendance voted in favor with the exception of Jared Garcia who recused himself

Gustavo Johnson

Paul Wimmer: Motion to reject POST recommendation and instead issue a 2-year suspension

David Peterson: 2nd

All PC members in attendance voted in favor

Craig Koch

Mike Rapich: Motion to accept POST recommendation

Maile Loo: 2nd

All PC members in attendance voted in favor

Sean Larson

Ron Anson: Motion to accept POST recommendation

Jared Garcia: 2nd

All PC members in attendance voted in favor

Darin Majers

Malena Stevens: Motion to accept POST recommendation

Brian Gwilliam: 2nd

All PC members in attendance voted in favor

Trevett McCanna (addressed the Council)

Malena Stevens: Motion to accept POST recommendation

Mike Rapich: 2nd

All PC members in attendance voted in favor

Richard Platt (addressed the Council)

Allen Swanson: Motion to accept POST recommendation

Malena Stevens: 2nd

All PC members in attendance voted in favor

Justin Pour (addressed the Council)

Ron Anson: Motion to accept POST recommendation

Brian Gwilliam: 2nd

All PC members in attendance voted in favor except for Paul Wimmer who recused himself

Nicolette Shafia

Mike Rapich: Motion to accept POST recommendation

Jeanetta Williams: 2nd

All PC members in attendance voted in favor

Jeffrey Steiner

Brian Gwilliam: Motion to accept POST recommendation

Darin Adams: 2nd

All PC members in attendance voted in favor

Fred Swain

Darin Adams: Motion to accept POST recommendation

Ron Anson: 2nd

All PC members in attendance voted in favor except for Paul Wimmer, Mike Rapich and Jared Garcia who recused themselves

Cameron Woodcox

David Peterson: Motion to accept POST recommendation

Malena Stevens: 2nd

All PC members in attendance voted in favor

❖ **Guideline Revision Discussion:**

1. BCI Violation Reclassification

Allen Swanson: Motion to adopt POST recommendation to reclassify BCI and GRAMA violations into Category F. This would drop the baseline recommendation to 3 months from 6 months.

Jeanetta Williams: 2nd

All PC members in attendance voted in favor

2. Falsification of Application Reclassification

Kelly Sparks: Motion to rewrite the rule having to do with 53-6-211(1)(a) to downgrade to one year on the rule and adopt it as part of the guidelines change. To also advise POST and give POST leeway to look at admin rule and treat certified officers the same as new applicants as far as guidelines go.

Malena Stevens: 2nd

All PC members in attendance voted in favor

3. Bifurcation of Sexual Conduct on Duty

Allen Swanson: Motion to adopt POST recommendation*

Paul Wimmer: 2nd

All PC members in attendance voted in favor

***POST will refine the language and present to the Council at the December meeting**

❖ Elect new chairperson:

**Malena Stevens nominated Spencer Austin
Allen Swanson – 2nd**

**Paul Wimmer nominated Kelly Sparks
Mike Rapich – 2nd**

All council members in attendance voted. The vote ended in a tie. The absent council members were asked to vote resulting in the selection of Sheriff Kelly Sparks as the new chairperson.

Schedule next meeting: December 9, 2024 at 10:00 am at POST

Adjourn:

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