



**PEACE OFFICER STANDARDS & TRAINING
COMMISSION
(P.O.S.T.)**

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**P.O.S.T. COMMISSION MEETING MINUTES
Thursday, March 29, 2018**

I. Called to Order. The P.O.S.T. (“POST”) Commission meeting of March 29, 2018, was called to order at 9:00 a.m. by Chief Joseph I. Cruz, Chairman, held in the Guam Community College Learning Resource Center (Library) Room 112 in Mangilao, Guam.

Roll Call by Agency/Department:

Member-agencies/other agencies: Please refer to the sign-in sheet.

Mr. Pete Mesa from the office of Senator Telena Nelson was also in attendance. The Chief thanked everyone for attending today’s meeting.

Documents Received. Document(s)/Packet: March 29, 2018 Agenda, January 25, 2018 POST Minutes, and February 22, 2018 POST Minutes.

II. Review and Approval of Minutes from January 25, 2018 and February 22, 2018.

With regard to the January 25, 2018 Minutes, there is a correction: Page 7: Change the number to 12 instead of 14, as follows:

“DYA update:

There are 78% passing, 9 are on medical and **12** would have to take the test.”

MOTION

M/S/C: (Department of Corrections/Guam Police Department): Motion was made to approve the POST Commission Meeting Minutes of January 25, 2018, with corrections. Unanimously approved, motion adopted.

At this time the Chairman referred to page five, a paragraph in bold: **“During the next meeting, if all POST members agree to these documents and its contents, a decision can be made to adopt this as a policy moving forward for all POST members.”** He then asked if the Commission is willing to say this is the policy going forward to come into compliance, should members be questioned as a commission per Public Law 34-49.

With regard to the February 22, 2018 Minutes:

MOTION

M/S/C: (Department of Corrections/Guam Police Department): Motion was made to approve the POST Commission Meeting Minutes of February 22, 2018, with corrections. Unanimously approved, motion adopted.

III. Chairman Remarks. Chairman J.I. Cruz mentioned the following:

Extended thanks and gratitude on behalf of GPD to the Department of Agriculture, Department of Parks and Recreation, Airport Police and Port Police for supporting GPD over the last several weeks with its augmentation force. These officers assisted GPD officers assigned to the Hagatna precinct in providing assistance to DOC. The Chairman commented this is truly Public Law 32-323 in effect with peace officers executing their duties out in the field. That as being part of the Guam POST Commission and having standards, it shows that no matter which agency a peace officer is assigned to, that as peace officers they can still enforce the laws on island with this collaboration.

As **an update, Lt. Mark Torre** also mentioned the following:

-Thanked all agencies for their participation in their submission of their PFQT results, which should have been administered in December 2017, if not sometime in January or February 2018.

-Thanking also to those agencies who have submitted their follow up reports and encourage other agencies to continue to submit those reports.

-These reports will be compiled and if needed, made part of the testimonies for submission to the Guam Legislature.

Lt. Torre further reported that he met with Ms. Sana Santos from DOA, in charge of the division for school security with truancy officers. They will be developing an agency specific PFQT and anticipate submission soon.

-Lt. Torre reiterated that with P.L. 34-49, it is highly encouraged for each agency develop an agency specific program. However, not developing an agency specific program and staying with the 2.1 is not recommended.

-The next Research & Development subcommittee meeting is Thursday, April 19, 2018, 9:00am, in the LRC Rm. 112.

-In this working session, agency updates should be submitted.

-As a reminder, Lt. Torre reiterated the POST Chairman's request for all agencies to be ready to submit their drafts by May 1, 2018, which should provide a couple of months leeway for review before the official submission of July 2018 for the POST Commission's review before submission to the Guam Legislature.

-The Health & Nutrition program is on track at this time.

The Chairman at this time also mentioned the May 1, 2018 deadline submission to the POST Commission.

-That the importance of this deadline is for legal representatives, such as attorneys from the AG's, Basil O'Mallan and Mr. Jonathan Quan, to have time to review and make adjustments/recommendations, if needed before submission to the Oversight Chair.

POST Certification update:

Lt. Troy Lizama is the Subcommittee Chair for POST Certification and provided an update relating to POST Certification, as follows:

- That for the last couple of meetings, he has been reiterating the application process for POST Certification.
- This first process is completing the POST Certification Application.
- Ensure signatures are obtained from the Department Head, the POST Commission Chairman, and POST Commission Executive Director.
- It is very important to obtain an official or unofficial transcript.
- The Court, Police and AG's clearances will be waived. However, each agency should submit a list to the the Superior Court, Guam Police Department and the Attorney General's Office, in order to get the fees waived.
- Should there be a case in the Attorney General's office, contact Mr. Blas at ablas@guamag.org.
- Regarding an Active Shooter course, Lt. Lizama and Lt. Torre has been in contact with Homeland Security in developing this. When ready, it will be submitted to the POST Executive Director for review.
- Want to standardize the criteria for this course and will be reaching out to the agencies for their input.
- Lt. Lizama will be on military leave on-island 4/9-27/18 and will still be available for any questions during this period via phone. The next point of contact will be Lt. Jason Aguon.
- If a transcript cannot be obtained, submit certificates from an accredited institution.

The POST Chairman mentioned the following:

- Can obtain an unofficial transcript from GCC.
- Clearances should be within thirty (30) days of your POST Certification Application submission.
- That as the POST Commission Chair and on behalf of all POST Commission members, he will contact the Administrator of the Court to request waiver of fees for Court Clearances for the purpose of a POST Certification Application.
- He will provide a follow up to this request for Lt. Lizama to disseminate.
- Applications should already have been submitted, however, can submit by or before May 1, 2018.

B. O'Mallan asked if POST Certification Applications can be submitted individually.

- The Executive Director informed members that individual applications have been accepted, however, each department can submit everyone's application in order to track and ensure all personnel within each department are covered.
- A. Blas from the AG's informed members that an AG Clearance is \$15 so in order to waive that fee, each agency should contact Mr. Blas directly, otherwise a fee will be charge should you go to someone else within the AG's.
- The Chairman asked that when submitting the POST Certification Applications, to first submit these to Lt. Lizama for review.
- The AG informed members that even a misdemeanor, or any arrests can be vetted through its office.

Lt. Randy Aguon, in charge of the Subcommittee for Succession planning was unavailable for updates. -The Chairman however mentioned the importance of having a methodology for succession planning in order to allow moving upward.

-That should anyone have any ideas, can contact Lt. Randy Aguon who will provide updates as they are submitted.

The Executive Director and the Chairman were present at a public hearing recently to support AARF and DYA. The hearing was regarding “AN ACT TO ADD NEW §§ 51101(b)(12), 51102(a)(3)(N), and 51102(a)(3)(O), ALL OF CHAPTER 51, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE INCLUSION OF THE FIREFIGHTER PERSONNEL OF THE AIRCRAFT RESCUE AND FIREFIGHTING UNIT AS PEACE OFFICERS AND THE DEPARTMENT HEADS OF THE DEPARTMENT OF YOUTH AFFAIRS AND THE AIRCRAFT RESCUE AND FIRE FIGHTING UNIT AS MEMBERS OF THE PEACE OFFICER STANDARDS AND TRAINING (P.O.S.T.) COMMISSION.”

IV. Executive Director’s Comments. The Executive Director commented, as follows:

- Kudos to Judiciary of Guam, Marshals Division and other volunteers for a successful Active Shooter Training Exercise at the GCC Campus on Monday, March 19, 2018. The Executive Director mentioned that Active Shooter scenarios were conducted on the GCC campus and is glad GPD is looking into for a standardized Active Shooter course.
- During the scenarios on campus, GCC administrators, faculty and staff participated with students.
- Tabletop were conducted in the classrooms, including a weapons recognition demonstration outdoors and indoors.
- Looking forward to the curriculum GPD will develop for the POST Commission.
- The Criminal Justice Building is still in the process of being completed. Anticipate completion in April 2018. In the future will be a venue for POST Commission meetings.
- As mentioned earlier, a public hearing was held for AARF and DYA to be voting members of the POST Commission; and another for modernization of the GFD fee schedule.
- That in the future, should agencies want to increase fees, mention “modernizing/modernization” in place of increasing.
- Encourage other agencies to modernize its fee schedule to the current time.
- That with the military relocation from Okinawa, this is something to consider. That each agency should consider extra personnel in building capacity.
- Asked to adhere to the deadlines as mentioned by the POST Chairman, Lt. Torre and the other subcommittees.

GFD provided a brief regarding modernization of its fees include current trends such as discretionary fees to cover fuel, uncontrolled burning such as an individual with a large property as opposed to controlled burning. Fees to come into the current time.

-At this time, the Chairman mentioned he encourages agencies to also modernize its fee schedule to the current time, the 21st century.

V. Chief of Staff Pete Mesa. Mr. Mesa from the office of Senator Telena Nelson was in attendance and provided status on the following:

-A public hearing was heard for Bill 206-34 (COR), an Act to add ARFF & DYA as official P.O.S.T. Commission members, anticipate having this heard on the session floor by April 2018.

-A public hearing was also heard for Bill 252-34 (LS), an Act to amend fees and charges assessed by Guam Fire Department. This is still ongoing and in communication with the Fire Marshal, Joey Manibusan and others. Anticipate this to be heard in session by May 2018.

-As a reminder the agency physical fitness plans are due to Senator Nelson's Office on July 1, 2018. That the senator's team are ready to format this as soon as it is submitted.

VI. Old Business

Battle of the Badges – KUAM Sponsored Fitness Challenge - Customs Chief Vince Perez has done follow up calls and emails but no response.

-He then referred to the initial proposal previously submitted to the Commission.

-The proposal states as follows:

- Select a total of eighteen (18) law enforcement officers.
- Three (3) groups of six (6).
- Will undergo three (3) months of training.
- A nutritionist will be available, including Dr. Lois Cruz from IHP.
- Requirement is that each member has to agree to be televised and interviewed.
- Have to be committed in attending the training sessions.
- Each member must undergo a test prior to the challenge and sign a liability waiver.

-The initial contact was Ms. Sabrina Salas Mantanane, who has not returned phone calls or emails and not sure their company are still interested in going forward with this.

-Chief Perez is in contact with another representative, Betty Ann.

-The Chief will provide an update should there is a change.

VII. New Business.

Port Police brought the following to the attention of the POST Commission seeking support.

-Return of hazardous pay was introduced by Senator Aguon and the Port Police was not included in this bill.

-That the POST Commission would be an entity appropriate to bring this forward to the current oversight chair.

-Requesting for Senator Nelson to look into this.

-Believed alongside other agencies who were included in this, the Port Police should be included.

This bill became into law and returned the hazardous pay to the different agencies.

Customs Chief Perez confirmed this was passed into law and not sure why Port Police was not included.

-This also has to do with exposure such as diseases, etc., however believed carrying a firearm is hazardous itself.

-There are some leverage to be provided such as being a union member but does not recommend this.

Another is going through the Department of Labor for certification but later on, they were not accepting certifications.

-Also went through problems with DOA.

Port Police further mentioned that they are police officers and they do the work and that they are entitled to hazardous pay and again asked the POST Commission for its support. The POST Chairman acknowledged this and will communicate with the Port Police regarding this matter.

GPD Fire Marshal Manibusan was unavailable due to an emergency, however, a representative informed the members of a training that the Fire Marshal previously emailed.

“The FBI Guam is hosting two one day workshops concerning the threat posed by Explosive Chemical Precursors and Toxic Industrial Chemicals. This one day workshop is being held on 18 and 19 April 2018.

If you are interested in attending, please send an email to jjkowatch@fbi.gov with your name, agency, email address and date of preference.”

-At UOG and free to public safety individuals.

There are also upcoming trainings:

- Contact Pat Leon Guerrero at Civil Defense for April 2018 training.
- One of these has to deal with a nuclear blast, etc. More details will be provided.
- July 2018 training reported by Chief Perez and will send an email for further details.
- An Active Shooter meeting was also mentioned and more information will be provided.

As far as an active shooter, the POST Chairman mentioned that this should be standardized especially for first responders.

The meeting regarding an active shooter is scheduled for Tues., April 2, 2018, 9:00 a.m., at the Guam Homeland Security office.

VIII. Next Meeting Scheduled. April 26, 2018 at 9:00 a.m., in the LRC, Room 112.

IX. Adjournment.

MOTION

M/S/C: (Guam Police Department/AG’s Office): A motion was made to adjourn the meeting of March 29, 2018. Unanimously approved.

There being no further discussions, the meeting adjourned at approximately 10:10 a.m.

/s/

Dated this 26th day of April, 2018.

Bertha M. Guerrero
Recording Secretary