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POST Board Meeting Agenda

Friday, December 6, 2024

Peace Officer Standards and Training (POST) Board Meeting

10 a.m. – 12 p.m.

Jefferson County Sheriff's Office

200 Jefferson County Pkwy, Golden, CO 80401

- Board Members**
Philip J. Weiser
Attorney General
Chair
Chief George Dingfelder
City of Alamosa
Vice Chair
Donald Addy
Public Member
Ashley Beck
Public Member
Chief Mark Beckett
City of Steamboat Springs
Chief Gregory Daly
Town of Avon
Commissioner Laura Daniels
County of Gunnison
Deputy Rachel DeFrancesco
Town of Ridgway
Sharletta Evans
Public Member
Executive Director Stan Hilkey
Department of Public Safety
Sheriff KC Hume
Moffat County
Chief David Krouse
City of Fruita
Scott Levin
Public Member
Sheriff David Lucero
Pueblo County
Sheriff David Martin
Morgan County
Sergeant Devon Meyers
City of Lakewood
Special Agent in Charge Mark Michalek
Federal Bureau of Investigation
Sheriff Justin Perry
Ouray County
Sheriff Aaron Shiplett
Baca County
Jessica Shouse
Public Member
Sheriff Sean Smith
La Plata County
Chief Jeffrey Swoboda
City of Fort Collins
Chief Ron Thomas
City of Denver
- POST Director**
Erik J. Bourgerie
- Welcome** Attorney General Phil Weiser
 - Pledge of Allegiance** Attorney General Phil Weiser
 - Introduction of Board Members, SME Members, Staff and Guests**
 - Departing Board Member** Attorney General Phil Weiser
 - Deputy Sheriff Shannon Lofland
 - New Board Members**
 - Chief of Police Mark Beckett, Steamboat Springs Police Department
 - Departing SMEs** Attorney General Phil Weiser
 - Sergeant Suzette Freidenberger – ACT
 - Undersheriff Paul Gregory – Firearms
 - Deputy Sheriff Shannon Lofland – Driving
 - Roll Call** Director Erik Bourgerie
 - Approval of Work Session Minutes from September 12, 2024** Attorney General Phil Weiser
(See supplemental materials)

9. **Approval of Board Meeting Minutes from September 13, 2024** Attorney General Phil Weiser
(See supplemental materials)

10. **Subject Matter Expert Committee Reports**

a. Arrest Control Sergeant Ike Beers
Chair

b. Curriculum Janet Larson
Chair

- *Basic Academy Curriculum Revision*
(See Supplemental Materials)

- Refresher Academy Curriculum Revision
(See Supplemental Materials)

- Curriculum Bibliography
(See Supplemental Materials)

c. Driving Commander Karl Smalley
Chair

d. Firearms Undersheriff Paul Gregory
Chair

11. **Request for Extension: Matthew Harris Sheriff – Training § 30-10-501.6 C.R.S.** Deputy Director Ron Ryan
(See supplemental materials)

12. **Request for Appeal: Riyadh Alrawe Rule 8 Variance** Deputy Director Ron Ryan
(See supplemental materials)

13. **Peace Officer Certification Revocation & Disciplinary Actions** Director Erik Bourgerie
(See supplemental materials)

POST Rule 9 - Revocation of Peace Officer Certification: Pursuant to § 24-31-305(2)(a), C.R.S., 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. For purposes of this Rule 9, a deferred judgment and sentencing agreement, deferred prosecution agreement, or pretrial diversion agreement concerning a felony or any misdemeanor described in (1.5) of § 24-31-305, whether pending or successfully completed, also support the suspension or revocation of a Colorado peace officer certification. A Colorado peace officer certification may also be suspended or revoked if pursuant to § 24-31-305(2.5), C.R.S., a law enforcement agency has found, by clear and convincing evidence, that the certificate holder has knowingly made an untruthful statement concerning a material fact while testifying under oath, or during an internal affairs investigation or comparable administrative investigation; or knowingly omitted a material fact on an official criminal justice record, or has otherwise failed to meet the certification requirements established by the Board. A Colorado peace officer certification may also be surrendered pursuant to § 24-31-305.

*The certificate holders in the following matters did **not** appear at the show cause hearing or indicate any intent to oppose the revocation. Unless any member objects and asks to consider one or all of these matters separately, they will all be presented to this Board as a group.*

Felony Convictions:

1. F24-11, Adam Holen, Certification PID CO-5915-6075. On July 11, 2024, Respondent was sentenced after being found guilty following a jury trial of one count of §18-3-104(1)(a) C.R.S. – Manslaughter-reckless, a felony, in Arapahoe County District Court case number 2021CR2843. *The Respondent was not employed as a Peace Officer at the time of offense (Date of Offense: November 24, 2021).* The Respondent did not comply with POST Order to Show Cause No. F24-11 by failing to appear at a Show Cause Hearing on September 19, 2024. POST Director Erik J. Bourgerie recommends revocation of Adam Holen’s Colorado Peace Officer Certification, PID CO-5915-6075.
2. F24-12, Kevin Sypher, Certification PID CO-135361. On July 15, 2024, Respondent entered into a deferred sentence agreement for one count of §18-4-401(1), (2)(h) C.R.S. – Theft - \$20,000-\$100,000, a felony, and one count of §18-8-404 C.R.S. – 1st Degree Official Misconduct, a misdemeanor, in El Paso County District Court case number 2024CR1322. *The Respondent was employed as a Peace Officer at the time of offense (Dates of Offense: March 1,*

2020-April 30, 2023, El Paso County Sheriff's Office, Separation Date: August 28, 2023). The Respondent did not comply with POST Order to Show Cause No. F24-12 by failing to appear at a Show Cause Hearing on September 26, 2024. POST Director Erik J. Bourgerie recommends revocation of Kevin Sypher's Colorado Peace Officer Certification, PID CO-135361.

3. F24-13, Leonel Ramirez, Certification PID CO-1363-8800. On July 25, 2024, Respondent was sentenced after pleading guilty to one count of §18-3-206 C.R.S. Felony Menacing – real/simulated weapon, a felony, in El Paso County District Court case number 2024CR279. *The Respondent was not employed as a Peace Officer at the time of offense (Date of Offense: January 20, 2024).* The Respondent did not comply with POST Order to Show Cause No. F24-13 by failing to appear at a Show Cause Hearing on September 23, 2024. POST Director Erik J. Bourgerie recommends revocation of Leonel Ramirez's Colorado Peace Officer Certification, PID CO-1363-8800.
4. F24-15, Renee Rhoads, Certification PID CO-748-566. On August 27, 2024, Respondent entered into a deferred sentence agreement for one count of §18-8-306 C.R.S. Attempt to Influence a Public Servant, a felony, in Arapahoe County District Court case number 2024CR268. *The Respondent was employed as a Peace Officer at the time of offense (Date of Offense: January 2, 2024, Edgewater Police Department, Separation Date: March 1, 2024).* The Respondent did not comply with POST Order to Show Cause No. F24-15 by failing to appear at a Show Cause Hearing on October 23, 2024. POST Director Erik J. Bourgerie recommends revocation of Renee Rhoads' Colorado Peace Officer Certification, PID CO-748-566.
5. F24-16, Garrett McCoy, Certification PID CO-139761. On September 6, 2024, Respondent was sentenced after pleading guilty to one count of §18-3-203(1)(i) C.R.S. – 2nd Degree Assault- strangulation, a felony, in La Plata County District Court case number 2024CR111. *The Respondent was employed as a Peace Officer at the time of offense (Date of Offense: March 19, 2024, Fort Lewis College Department of Public Safety, Separation Date: May 2, 2024).* The Respondent did not comply with POST Order to Show Cause No. F24-16 by failing to appear at a Show Cause Hearing on October 29, 2024. POST Director Erik J. Bourgerie recommends revocation of Garrett McCoy's Colorado Peace Officer Certification, PID CO-139761.

Misdemeanor Convictions:

6. M24-08, Ramone Young, Certification PID CO-138764. On June 28, 2024, Respondent was sentenced after pleading guilty to one count of §18-9-111(1)(c) C.R.S – Harassment – follow person in public place, a misdemeanor, in Arapahoe County Court case number 2024M1135. *The Respondent was*

employed as a Peace Officer at the time of offense (Date of Offense: March 8, 2024, Denver Police Department, Separation Date: July 1, 2024). The Respondent did not comply with POST Order to Show Cause No. M24-08 by failing to appear at a Show Cause Hearing on September 19, 2024. POST Director Erik J. Bourgerie recommends revocation of Ramone Young's Colorado Peace Officer Certification, PID CO-138764.

7. M24-09, Dustin Barbee, Certification PID CO-5131-5115. On August 13, 2024, Respondent was sentenced after pleading guilty to one count of §18-8-403 C.R.S – Official Oppression, a misdemeanor, in Grand County Court case number 2023M186. *The Respondent was employed as a Peace Officer at the time of offense (Date of Offense: August 20, 2023, Grand County Sheriff's Office, Separation Date: November 6, 2023).* The Respondent did not comply with POST Order to Show Cause No. M24-09 by failing to appear at a Show Cause Hearing on October 15, 2024. POST Director Erik J. Bourgerie recommends revocation of Dustin Barbee's Colorado Peace Officer Certification, PID CO-5131-5115.

Untruthfulness:

1. U24-27, Will Martin, Certification PID CO-202-493. On July 24, 2024, the Lake County Sheriff's Office notified Colorado Peace Officer Standards & Training the Respondent knowingly made an untruthful statement concerning a material fact or omitted a material fact during an internal affairs investigation and during an administrative investigation and/or disciplinary process between March 1, 2023 and May 16, 2023 (*Date of Separation: March 2, 2023*). The respondent did not request a Show Cause Hearing regarding this matter. POST Director Erik J. Bourgerie recommends revocation of Will Martin's Colorado Peace Officer Certification, PID CO-202-493.

Voluntary Relinquishments:

1. VR24-10, Andrew Guzman, Certification PID CO-826-820. On June 5, 2024, the Garfield County Sheriff's Office notified Colorado Peace Officer Standards and Training the Respondent used unlawful physical force on May 18, 2024. Prior to a hearing in this matter, Colorado Peace Officer Standards and Training received a voluntary 18-month suspension of Andrew Guzman's Colorado Peace Officer Certificate on October 22, 2024.
2. VR24-11, Jerry Stinnett, Certification PID CO-118897. On September 12, 2024, Respondent was sentenced after being found guilty following a jury trial of one count of §18-6-403(3)(b.5),(5) C.R.S – Sexual Exploitation of a

Child – video/20+items, a felony, and one count of §18-6-403(3)(b.5) C.R.S – Sexual Exploitation of a Child – possession, a felony, in Arapahoe County District Court case number 2022CR623. *The Respondent was not employed as a Peace Officer at the time of offense (Dates of Offense: July 20, 2020-June 29, 2021).* Prior to a hearing in this matter, Colorado Peace Officer Standards and Training received a voluntary relinquishment of Jerry Stinnett’s Colorado Peace Officer Certificate on October 28, 2024.

14. **New Vice Chair** Attorney General Phil Weiser
15. **Academy Redesign Project** Academy Curriculum Developer Gwen Burke
16. **POST Conference** Grants Manager Kimberly Hernandez
(See supplemental materials)
17. **Additional Disqualifying Misdemeanors** Director Erik Bourgerie
(See supplemental materials)
18. **Suspension Matrix** Director Erik Bourgerie
(See supplemental materials)
19. **Instructor Methodology Course** Director Erik Bourgerie
(See supplemental materials)
20. **Duplicative Appeals Policy** Director Erik Bourgerie
(See supplemental materials) Tara Buchalter
21. **IADLEST National Certification Program** Director Erik Bourgerie
22. **Comments From Others on POST Issues**
23. **Adjournment** Attorney General Phil Weiser

Upcoming Meetings

POST Work Session: Thursday, March 13 from 10 a.m. to 4 p.m.

POST Board Meeting: Friday, March 14 from 10 a.m. to 12 p.m.

Fort Collins Marriott
350 E. Horsetooth Road
Fort Collins, CO 80525

SME Meetings – 8:15 am