

STATE OF CONNECTICUT
DEPARTMENT OF ADMINISTRATIVE SERVICES
STATE MARSHAL COMMISSION
450 Columbus Blvd., Suite 1504, Hartford, CT 06103
Tel. 860-713-5372 Fax. (860) 622-2938
Meeting is in North Plaza Meeting Room J at 4:30 p.m.

MINUTES
STATE MARSHAL COMMISSION MEETING
November 29, 2018

Members present: Chairperson W. Martyn Philpot, Jr., Esq., Mildred Torres-Ferguson (via teleconference call), Michael Desmond (via teleconference call), John Vamos, and Shirley Harrell, Esq. Also present were Staff Director Douglas J. Moore and Staff Attorney Jennifer Y. Montgomery and ex-officio members (non-voting) Julianne Ingham and Keith Niziankiewicz. Vice-Chairperson Michael Cronin and Honorable Lisa K. Morgan were not present.

Chairperson W. Martyn Philpot, Jr., Esq. called the meeting to order at 4:52 p.m.

Agenda Item 3 under Old Business was considered first at the meeting.

3. Provision of State Vehicle for Hartford County Capias Marshals

Douglas J. Moore led a discussion about the Advisory Board request at the September 27, 2018 meeting for a state vehicle for the Capias Unit marshals in Hartford County. He reported that he had discussed the matter with Commissioner Currey and evaluated the mileage usage for the three capias vehicles over the past several months. DAS policy provides that a state-owned vehicle must be utilized for 750 miles or more each month. He noted that while the vehicle assigned to the Eastern part of the state had met these requirements, the other two vehicles had not consistently met this mileage requirement, including the vehicle that was recently turned in to the state. He suggested that the marshals on the Capias Unit should coordinate use of the new state vehicle located in New Haven County and share that vehicle with Capias Unit members in other counties to increase usage. He note that presentl y DAS cannot supply a third vehicle because the need for it has not been established.

Ex-Officio Niziankiewicz inquired whether this means that the New Haven County marshals would have to coordinate usage with the Hartford County marshals and Director Moore confirmed that it does. Director Moore suggested that they may consider locating the vehicle in a more centralized location in the state. Going forward, he noted that a need may be established for a third vehicle based on increased usage. Ex-Officio Niziankiewicz noted that many of the Capias Unit marshals utilize their own vehicles, so that they do not have to drive to pick up the state vehicle. Director Moore noted that the vehicle needed to be housed on state property or, with permission, municipal property such as a municipal police station. Ex-Officio Keith Niziankiewicz inquired whether they could make a request for a third Capias Unit vehicle if they were able to establish that the usage of the existing vehicles met the mileage requirements. Director Moore indicated that they could.

Staff Director Moore left the meeting after this discussion.

1. Minutes: September 27, 2018 meeting

The Commission, after a motion by Mildred Torres-Ferguson, seconded by Shirley Harrell, Esq., voted 5-0 to adopt the minutes from the September 27, 2018 meeting.

2. Resolutions in Recognition of Departing Commissioners

Staff Attorney Jennifer Y. Montgomery, Esq. reported that, in light of the Commission's vote to issue resolutions acknowledging service to departing Commissioners retroactively to 2014 and going forward, she had prepared resolutions recognizing the following former Commissioners who have departed since 2014:

Sarah Fryxell, Esq.
Joel I. Rudikoff, Esq.
Vincent Mauro, Jr.
Robert P. LaTorraca
Hon. Elizabeth A. Bozzuto
Tracy Lee Dayton, Esq.

She read the text of one of the resolutions into the record and Chairperson W. Martyn Philpot, Jr., Esq., signed the resolutions.

New Business

4. Proposed State Marshal Commission Regular Meeting Schedule

Attorney Montgomery raised the issue of the 2019 regular meeting schedule. She noted that it was modeled after the schedule from last year with no May meeting due to the long legislative session and no December meeting due to the holidays for a total of 10 regular meetings. She noted that there had been several meetings that were canceled throughout 2018 due to the lack of a quorum. She raised whether or not the Commission should revisit changing the time of the meeting, the day of the week for the meeting or the time during the month for the meeting. A brief discussion ensued.

Chairperson W. Martyn Philpot, Jr., Esq. noted that there should be little issue with Commissioners attending the meetings as they are scheduled in advance for the year. Ex-Officio Ingham noted that the end of the month can be difficult. She also noted that often people will leave on Thursday for a long weekend. Attorney Montgomery inquired of the Commissioners who work at the legislature which days are difficult due to their responsibilities during the legislative session. Commissioners Vamos and Harrell noted that Wednesdays are difficult. Commissioner Torres-Ferguson noted that near the end of session all of the days are busy. Ex-Officio Ingham raised the issue of meeting time. Chairperson W. Martyn Philpot, Jr., Esq. noted that it would be very difficult to make it to Hartford before 4:30 p.m.

Attorney Montgomery advised that some of the quorum issues were a result of the fact that there had been a vacancy on the Commission for several months. She noted that the office had inquired of the appointing authority several times and had forwarded a recommendation to that office but had had no response. Commissioners Harrell and Torres-Ferguson noted that they would follow up with the appointing authority regarding the vacancy.

Attorney Montgomery advised that the Commission was required to adopt a schedule at that meeting as there was no December meeting and office needed to forward the regular meeting dates and times to the Secretary of the State.

The Commission, after a motion by John Vamos, seconded by Mildred Torres-Ferguson, voted 5-0 to adopt the Proposed State Marshal Commission Regular Meeting Schedule for 2019.

[Deliberations proposed for executive session pursuant to Sections 1-200 and 1-225 of the Connecticut General Statutes to discuss the appointment, performance, evaluation, health or dismissal of a public officer]

The Commission, after a motion by Mildred Torres-Ferguson, seconded by John Vamos, voted 5-0 to enter executive session.

The Commission, after a motion by John Vamos, seconded by Mildred Torres-Ferguson, voted 5-0 to return to the public record. No votes were taken in executive session.

5. Jessica Brown Request to Move County of Appointment

The Commission, after a motion by John Vamos, seconded by Mildred Torres-Ferguson, voted 5-0 to find a vacancy in New Haven County and permit State Marshal Jessica Brown to fill that vacancy subject to the State Marshal Commission receiving proof of her elector status in New Haven County.

6. Complaints

The Commission, after a motion by Mildred Torres-Ferguson, seconded by John Vamos, voted 5-0 to find probable cause for a hearing in the following files:

| File No. | Name |
|----------|-------------|
| 18-21 | Willock/Orr |
| 18-28 | Rourke/Rice |

The Commission, after a motion by Mildred Torres-Ferguson, seconded by John Vamos, voted 5-0 to dismiss the following files:

| File No. | Name |
|----------|---------------------------------|
| 18-27 | Smith/Uhlman |
| 18-29 | Neumann/Szymonik |
| 18-30 | Wilson/Davis, R. |
| 18-32 | Guiliano/Davis, W. |
| 18-34 | Jeambon/Woods |
| 18-35 | Varden/Ostrowski |
| 18-36 | Wardwell/Carlson |
| 18-38 | Police Union Local 1165/Carlson |

7. Request for Resignation/Retirement

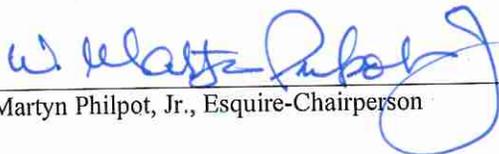
The Commission, after a motion by John Vamos, seconded by Shirley Harrell, Esq., voted 5-0 to grant the request for resignation by retirement and grant a retirement badge for the following marshal with an effective date of November 26, 2018.

| Name | County | Effective Date |
|-------------|----------|-------------------|
| David Hubbs | Hartford | November 26, 2018 |

The Commission, after a motion by John Vamos, seconded by Mildred Torres-Ferguson, voted 5-0 to adjourn the meeting.

The meeting was adjourned at 5:53 p.m.

Minutes were approved by the Commission on January 24, 2019.

A handwritten signature in blue ink, appearing to read "W. Martyn Philpot, Jr.", is written over a horizontal line.

W. Martyn Philpot, Jr., Esquire-Chairperson