



# The Fourword

Volume 39, Number 2

February 2011



National Law Enforcement  
MUSEUM

A MATTER OF HONOR

January 20, 2011



NATIONAL HONORARY  
CAMPAIGN COMMITTEE

CO-CHAIRS  
THE HONORABLE  
GEORGE H.W. BUSH  
THE HONORABLE  
WILLIAM J. CLINTON

MEMBERS  
THE HONORABLE  
JOHN ASHCROFT  
THE HONORABLE  
WILLIAM P. BARR  
RICHARD BELZER  
THE HONORABLE  
BEN NIGHORSE CAMPBELL  
THE HONORABLE  
MICHAEL CHERTOFF  
THE HONORABLE  
BENJAMIN R. CIVILETTI  
VINCENT D'ONOFRIO  
WARRICK DUNN  
DENNIS FRANZ  
THE HONORABLE  
NICHOLAS D. KATZENBACH  
THE HONORABLE  
FRANCIS A. KEATING  
JOHN LANGLEY  
ELIZABETH LO BIANCO  
TONY LO BIANCO  
MARLEE MATLIN  
THE HONORABLE  
EDWIN MEESE  
THE HONORABLE  
JANET RENO  
THE HONORABLE  
DICK L. THORNBURGH  
JOSEPH WAMBAUGH  
THE HONORABLE  
WILLIAM H. WEBSTER

Mr. Cole B. Weston  
President  
Fraternal Order of Police - Baltimore County Lodge #4  
9304 Harford Road  
Baltimore, MD 21234-3109

Dear Mr. ~~Weston~~: *Cole*

Our thanks to you and to the Fraternal Order of Police - Baltimore County Lodge #4 for the generous gift of \$25,000 to the National Law Enforcement Officers Memorial Fund! As requested, your donation will help build the first-ever National Law Enforcement Museum.

The Museum will be the most exciting museum of its kind in the world, telling the incredible history of law enforcement in America and filled with hands-on activities, state-of-the-art interactive technology, and rotating educational exhibitions. This national institution will be a powerful way to build respect and appreciation for the more than 800,000 federal, state, and local law enforcement officers who serve our nation.

Your gift will help increase public appreciation and understanding of law enforcement. This Museum will strengthen the bonds between law enforcement officers and the public they serve, which will result in more effective law enforcement and safer communities.

Thank you for your support and leadership!

Sincerely,

*Craig*  
CRAIG W. FLOYD  
Chairman and CEO

*Cole -  
Thanks for this  
very generous show  
of support!*

For your records, the National Law Enforcement Officers Memorial Fund is recognized by the IRS as a 501(c)(3) organization. NLEOMF did not provide any goods or services in exchange for this gift. Your gift is deductible to the extent provided by law.

901 E STREET NW SUITE 100 WASHINGTON DC 20004-2025 WWW.LAWENFORCEMENTMUSEUM.ORG 202.737.3400 MUSEUM@NLEOMF.ORG



Representing the Professional Police Officers of Baltimore County





MEETING MINUTES

January 2011

Recorded by Dave Folderauer

The January, 2011 General Business Meeting was held on January 24, 2011 at FOP Lodge 4. President Weston called the meeting to order at 7:34 p.m. Chaplain Merkle led the invocation. President Weston led the Pledge of Allegiance.

ROLL CALL OF OFFICERS

Brothers Bergin and Tony DiCara were in Annapolis and Brother Rommel was working. All other elected officers and board members were present. Legal advisor Mike Marshall was also in attendance.

APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING

A motion was made by Brother King to accept the minutes of the December 2010 General Membership Meeting. A second was made by Brother Grumbach. There was no discussion. The motion passed.

REPORTS OF OFFICERS

~ PRESIDENT WESTON ~

- December 29 Visited the funeral home with the Robinson family.
December 31 Delivered New Year's Eve deli platters to the precincts.
January 3 Attended a rating appeal and met with the first district County Councilman Tom Quirk.
January 4 Met with the Director

- of the Office of Human Resources in reference to the same sex marriage grievance and attended the Retired Officers' Association meeting.
January 5 Addressed the In-Service training class.
January 6 Met with members of the U.S. Secret Service concerning deferred retirement option plans.
January 7 Met with the County Attorney Mike Field about pending litigation between the FOP and Baltimore County and attended a fundraiser for Delegate Adrienne Jones of the tenth legislative district.
January 11 Attended the Pension Board of Trustees meeting, the County Council work session, and the Baltimore County spending affordability meeting.
January 12 Addressed the In-Service training class.
January 13 Met with the fifth district County Councilman David Marks.
January 17 Attended a Legal Advisory Committee meeting and the Executive Board of Directors meeting.
January 18 Met with Stan Siedlecki concerning his disability pension calculation case scheduled for the Baltimore County Board of Appeals, and visited the funeral home with the Torbit family.
January 19 Addressed the In-Service training class, and attended the burial service for Baltimore City Officer William H. Torbit Jr.
January 20 Visited the funeral home with the Ewing family.
January 24 Chaired the General Membership meeting.

LODGE 4 OFFICE

9304 Harford Road
Baltimore, Maryland 21234
Phone (410) 668-0004
FAX (410) 668-8126
Toll Free (888) 313-3501
www.foplodge4.org

ELECTED OFFICERS

Cole B. Weston
President
(443) 956-2679

Steven G. Comegna 1st Vice President
David M. Rose 2nd Vice President

David J. Folderauer, Sr. Lodge Secretary
Robert W. Caskey Treasurer

W. Donald Patterson State Trustee
Richard J. Bergin Sergeant at Arms

Paul A. Merkle Chaplain
L. Timothy Caslin Past President

EXECUTIVE BOARD of DIRECTORS

Kenneth F. Schubert Chairman
Mike DiCara Vice Chairman

Thomas G. Scally CID - Arson
Louis J. Lagna Retired
Donna Patterson Planning & Research
Patrick Zito PC 7 - Traffic
James P. Rommel, Jr. K9
Ryan Massey Homicide
Joe Caskey Homicide
Tony DiCara PC 12

LODGE STAFF

Larry Sibley—Office Manager
Juanita Bouthner—Administrative Assistant

LEGAL ADVISORS

Schlachman, Belsky & Weiner, P.A.
Phone (410) 685-2022
IAS Cases Michael Marshall

\*\*\*\*\*

The Fourword is the official monthly publication of Baltimore County Fraternal Order of Police Lodge 4.

Fourword Editor
Kathryn Greenbeck
Precinct 2

# The Fourword

## ~ 1<sup>st</sup> V. P. COMEGNA ~

- January 17 Worked at the Lodge office and attended meetings of the Political Action Committee, the Legal Advisory Committee and the Executive Board of Directors.
- January 18 Attended a meeting of the Maryland State Lodge's Special Investigation Committee.
- January 24 Worked at the Lodge office and attended the General Business Meeting.

## ~ 2<sup>nd</sup> V. P. ROSE ~

- December 31 Delivered New Years Eve Platters to the precincts.
- January 3 Met with First District Councilman Quirk.
- January 4 Met with our labor attorney and the labor commissioner about a pending grievance, attended the Retired Officers' Association meeting.
- January 7 Met with County Attorney Mike Fields to discuss our current pending litigation.
- January 11 Attended the Spending Affordability Committee meeting.
- January 17 Chaired a Legal Advisory Committee meeting, attended the Executive Board of Directors meeting.
- January 18 Attended a trial board for a member, attended afternoon roll call at Precinct 8.
- January 19 Met with Kathleen Cahill, Bill Blake and our new appeals court co-counsel.
- January 20 Attended the Executive Board of Directors meeting with Chief Johnson.
- January 24 Attended the General Business meeting.

## ~SECRETARY FOLDERAUER~

- January 17 Worked at the Lodge office and attended meetings of the Political Action Committee, the Legal Advisory Committee and the Executive Board of Directors.
- January 24 Worked at the Lodge office and attended the General Business Meeting.

## ~TREASURER CASKEY~

- January 17 Attended the Executive Board of Directors meeting.
- January 24 Attended the General Membership meeting.
- Over the last month, several members called about not being allowed to be fitted for a new ballistic vest. Those issues were addressed.
- Ordered new tables for the second floor of the Lodge.

## EXECUTIVE BOARD OF DIRECTORS REPORT

### ~ Kenny Schubert~

- An Executive Board of Directors meeting was held on January 17, 2011. The meeting was called to order at 5:30 p.m. Brother Bergin was in Annapolis. Brothers Lagna and Joe Caskey were working. All other elected officers and board members were present. Legal Counsel Mike Marshall was also in attendance.
- Motions that were made, after receiving a proper second, were discussed, voted upon, and appear in this issue under the appropriate committee reports.

## REPORTS OF COMMITTEES

### BULLROAST COMMITTEE

#### ~Ken Schubert~

- The 40th Annual FOP Lodge 4

## Bereavements

**Raymond G. Sewell**  
Brother of  
**Brother Dale Sewell**  
\*\*\*\*\*

**Ella Moffett**  
Mother of Retired Brother  
**Stephen J. Moffett**  
\*\*\*\*\*

**Edward J. Nadolny**  
Father-In-Law of Retired  
Brother **Gregory D. Redmer**  
\*\*\*\*\*

**Gertrude M. Zombro**  
Mother of Retired Brother  
**Charles T. Zombro, Sr. and**  
Grandmother of Brother  
**Timothy J. Zombro**  
\*\*\*\*\*

**Arsala A. Ewing**  
Mother of Past Lodge 4 President and Honorary Member,  
Brother **Raymond C. Ewing**  
and Aunt of Retired  
Sister **Regina A. Ecker**  
\*\*\*\*\*

**Sadie M. Phelps**  
Mother of Retired Sister  
**Laura A. Phelps**  
\*\*\*\*\*

Officer **William H. Torbit**  
Baltimore City Police Dept.  
\*\*\*\*\*

**Mark Falkenhan**  
Baltimore County  
Volunteer Firefighter



Bull & Oyster Roast will take place on March 27, 2011 at Tall Cedars Hall in Parkville. Tickets are available now.

## DONATION REVIEW

### ~Paul Merkle~

- On 1/17/2011, the Donation Review committee met. The

following motions were presented to the Executive Board of Directors:

- To donate \$1,000.00 to the National Concerns of Police Survivors as a Blue Ribbon sponsor of Police Week 2011.
- To donate \$1,500.00 as a Bronze sponsor of the 2011 Police Foundation Awards Dinner to be held April 28, 2011.
- To donate \$155.00 for a bus to transport 15 members to the Special Olympics Polar Bear plunge event on Jan. 29, 2011.
- These motions were approved by the Board of Directors and the General Membership.
- One request from a Lodge 143 member to sponsor him in the Police Unity tour was denied.

**GRIEVANCE COMMITTEE**

**~Dave Rose~**

- On January 14, 2011 a grievance was filed by an officer in Precinct 3 after she was denied bereavement leave under Article 9 Section 9.7 (b) of the Memorandum of Understanding for the death of her father in law. The reason for the denial of the leave is that she is in a same sex marriage and she is not afforded bereavement leave under the MOU. The officer was legally married in Connecticut on June 27, 2009. This legal marriage makes the father of her spouse the officer's "father-in-law." The grievance was discussed with the committee members, who are in agreement with the officer.
- The Off. Wilson grievance from June 2009 was withdrawn in lieu of the recent trial board decision. This grievance was filed in reference to an off duty arrest and the 1 hour of overtime un-

der Article 6 Section 6.2 of the MOU.

**HEALTH CARE COMMITTEE**

**~Steve Comegna~**

- If you have not received your Express Scripts card for the new pharmacy plan, please contact the Baltimore County Insurance office.

**LEGAL ADVISORY COMMITTEE**

**~Dave Rose~**

- On January 17, 2011 a committee meeting was held to discuss funding of the spousal benefits grievance for same sex married couples which was denied at Step #3.
- The grievants contend the County Administration is in violation of Article 4 Section 4.1; Article 5 Section 5.10; Article 7 Sections 7.3(a), 7.3(c) - 7.7, 7.9; Article 9 Sections 9.7, 9.9, 9.10; Article 10; and Appendix "K" of the Memorandum of Understanding.
- The committee members reviewed the Step #3 decision and various related documents. Our attorney from Bredhoff and Keiser presented a legal opinion and answered questions. After some discussion, a motion was made to fund the grievance to Step #4, arbitration. The motion passed unanimously.
- A second motion was made to have the firm of Bredhoff and Keiser as counsel for the case. The motion passed unanimously.

**LEGISLATIVE COMMITTEE**

**~Rick Bergin~**

- The State F.O.P. Legislative Committee is made up of nu-

**Congratulations to Our Recent Promotees!**

**Corporal to Sergeant**

**Shawn Hanley  
Michael Miskimon  
William Vaselaros**

**Officer to Corporal**

**Paul Borowski  
Kathryn Greenbeck  
Tonya Jackson  
Jeffrey Peach**

merous members from F.O.P. lodges across the state of Maryland. The committee meets in Annapolis every Monday during the legislative session to discuss the bills at hand. The bills are monitored by a lobbyist hired by the State F.O.P. Every bill that has any effect on F.O.P. members is presented and discussed by the committee at the weekly meeting. The committee takes action on each bill by:

- Support with testimony.
- Support without testimony.
- Oppose with testimony.
- Oppose without testimony.
- Hold (monitor until further information is obtained).
- No Position (usually taken when a bill has minor effect on F.O.P. members or when the bill has no effect on the F.O.P.)

- Members of the committee and lodge presidents are frequently called upon to testify at hearings.
- The 428th Session began January 12, 2011 and adjourns April 11, 2011. The General Assembly has 47 Senators and 141 Delegates elected from 47 dis-

tricts.

- All of you are aware of the highly publicized state budget problems and the fiscal restraints that face our legislators this session. Unfortunately, the Maryland State F.O.P. Legislative Committee will have to spend as much time and effort monitoring and attempting to defeat “bad” bills as they will trying to get the “good” bills passed.
- Some issues / bills of interest are as follows:

Regulated Firearms HB - 009

- License Issued by Delaware, Pennsylvania, or Virginia – Reciprocity FOR the purpose of specifying that a license issued by the above states to an individual to carry a regulated firearm, including a concealed regulated firearm, is valid in Maryland; and generally relating to regulated firearms. (Oppose)

Administrative Office of the Courts - HB-022

- Requiring the Administrative Office of the Courts, on or before January 1, 2012, to design uniform subpoena procedures and forms. (No position)

Criminal Law Interception of Oral Communications Law Enforcement Officers - HB-045

- Authorizing a law enforcement officer to intercept specified oral communications without first notifying all other parties. Also creates an exception to the prohibition against willfully intercepting specified communications for a person who intercepts an oral communication made by a law enforcement officer under specified circumstances; etc. (Oppose)

Optional Retirement Program State

and Participating Governmental Unit Employees - SB-006

- Providing that only individuals serving as Governor on or before January 18, 2011 are eligible for a defined benefit retirement allowance; providing that, on or after July 1, 2011 specified individuals are not eligible to join the Employees' Pension System, the Teachers' Pension System, the State Police Retirement System, the Correctional Officers' Retirement System, the Law Enforcement Officers' Pension System, or the Judges' Retirement System; etc. (Oppose)

Vehicle Laws – Race-Based Traffic Stops – Reporting Requirements SB-014

- Requiring law enforcement officers to record specified data pertaining to traffic stops; requiring law enforcement agencies to report the information to the (MJAC); requiring the Police Training Commission to develop guidelines and a model format to record specified data; requiring MJAC to report to the Police Training Commission those law enforcement agencies that fail to comply with the reporting requirements of the Act, etc. NOTE: This is a re-submission of a past bill which resulted in the filing and tracking of information captured on the Form # 9. (Oppose)

Criminal Procedure – Criminal Justice Information System Central Repository - SB-066

- Repealing the requirement that the release of a person after arrest without the filing of a charge be reported to the Criminal Justice Information System



Shaving the Way to Conquer Kids' Cancer

**The head-shaving event for life-saving childhood cancer research**



**Come out and have fun while raising money for childhood cancer research!**

Sunday, March 6<sup>th</sup>, 2011 from  
1:00 – 6:00 p.m.  
at Martin's East,  
9000 Pulaski Highway  
Middle River, MD 21220

Donate or Register as a  
Shavee online:  
[www.stbaldricks.org/events/martineast](http://www.stbaldricks.org/events/martineast)  
For more information, contact:  
Dan Jarkiewicz at  
[Jark555@yahoo.com](mailto:Jark555@yahoo.com)

Central Repository. (No position)

Criminal Procedure – Reports to Crime Stoppers Organization – Inadmissibility and Confidentiality - SB-068

- Establishing that evidence of a communication or information contained in the communication between an individual reporting alleged criminal activity to a specified Crime Stoppers or-

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ganization and the individual who accepts the report is not admissible in a court proceeding; establishing that a law enforcement agency that receives information concerning alleged criminal activity from a Crime Stoppers organization may not disclose the identity of the individual who provided the information; etc. (Monitoring)

- The legislative committee is currently monitoring possible bills that have not been submitted as of this date. They are as follows:
- Baltimore City Binding Arbitration Bill
- Final Order Bill - Prohibits the Chief of Police or Sheriff from raising the penalty given by a Hearing Board.
- Maryland National Capital Park Police – Abolishing the Park Police in Montgomery County and merging them with the Montgomery County Police Department. Very confusing agency configuration. The Maryland National Capital Park Police are a State agency with 2 divisions. One in Montgomery County, the other in Prince George's County. They are in the State retirement system, however, their budget is controlled by the respective counties. At this time, the pending legislation only affects the Park Police from Montgomery County.

### **PENSION COMMITTEE**

~ Cole Weston ~

- The Pension Board of Trustees met on January 11, 2011 and approved 25 service, drop, vested, and early retirements. One ordinary disability was approved and one disability appli-

cation was remanded back to the medical board for additional review.

### **POLICY REVIEW COMMITTEE**

~Dave Rose~

- The committee has reviewed two (2) new policies this month. One of the policies deals with the covering of tattoos by officers while working. Changes were made to the policy that committee members considered a mandatory subject of bargaining. A letter was sent to Chief Johnson requesting the implementation of the policy to be held in abeyance until we could meet and bargain over any such changes if they are made. No meeting has been scheduled.
- We are currently waiting for information from the Baltimore County Office of Law so we can meet about the secondary employment policy. The original policy was written in 1995 and needs to be updated to be compliant with the current laws and trends.

### **POLITICAL ACTION COMMITTEE**

~Steve Comegna~

- The Political Action Committee met on Monday January 17, 2011. The following motion was presented to the Executive Board of Directors:
- To purchase one (1) V.I.P. Reception ticket and four (4) General Reception tickets to a fundraiser being held by Baltimore County Councilman John Olaszewski, Sr. on Thursday February 24, 2011. The event is being held at Martins East 9000 Pulaski Hwy 21220 from 5:30

pm until 9:00 pm. The total PAC expenditure is \$1600.00

- This motion was presented to the Executive Board of Directors on Monday January 17, 2011 at the Executive Board of Directors Meeting. The motion was made by the committee. The motion received a proper second. The motion was discussed and voted upon. This motion was approved by the Board of Directors.
- The General Membership also approved this motion on Monday January 24, 2011 at the General Membership Meeting.

### **NEW BUSINESS**

- President Weston advised that our labor attorney, Jeff Gibbs, is retiring. Matt Drexler will take his place.

### **GOOD OF THE ORDER**

- Deli trays were delivered to the precincts for New Year's Eve. They were well received.
- A donation of \$25,000 was donated from the Baltimore County Police Memorial Fund to the National Law Enforcement Officers Museum.
- During the month of January, the Lodge sent two (2) flower arrangements and ten (10) sympathy cards to bereaving members. Two (2) fruit baskets were sent to members or their families for births/hospitalizations. Two (2) "Thank You" cards were received.
- The meeting was adjourned at 8:02 pm.

The March

**FOP Lodge 4  
GENERAL  
BUSINESS  
MEETING**

will be held on

**Monday,  
March 28, 2011  
7:30 p.m.**

at  
FOP Lodge 4  
9304 Harford Road

The April

**FOP Lodge 4  
GENERAL  
BUSINESS  
MEETING**

will be held on

**Monday,  
April 25, 2011  
7:30 p.m.**

at  
FOP Lodge 4  
9304 Harford Road