



The Fourword

Volume 40, Number 5

May 2012



Baltimore County Police Second Annual Reunion and Bull Roast

- When:** Friday August 24, 2012
- Time:** From 7:00 PM – 11:00 PM
- Where:** Columbus Gardens, Fullerton
4301 Klosterman Ave. 21236
- Menu:** Pit Beef, Ham & Turkey, Crab Soup,
Salads, Beer, Set Ups & Open Bar
Hot Buffet – Shrimp Creole with rice
Kielbasa and Sauerkraut, Barbecue Chicken,
Mashed Potatoes with Gravy, Penne Pasta, Meatballs
and Sliced Carrots
- Music:** DJ Andy Armetta
- Cost:** \$35.00 per person
- For Tickets contact:** Roger Sheets at 410-836-8462/ rsheets10@verizon.net
John Cullum at 410-661-8226/ jcullum@verizon.net
Paul Gilland at 410-598-5761/ pjgboss302@aol.com

Make checks payable to: The John Armiger Scholarship Fund. Mail check for # of tickets x \$35 to FOP Lodge # 4, c/o John Cullum, 9304 Harford Rd, Baltimore, MD 21234 Please include a self addressed stamped envelope so tickets can be mailed back to help keep our costs down. Proceeds to be donated to the John Armiger Scholarship Fund.



Representing the Professional Police Officers of Baltimore County





MEETING MINUTES

April 2012

Recorded by David Folderauer

- The April 2012 General Business Meeting was held on April 23, 2012 at FOP Lodge 4. President Weston called the meeting to order at 7:30 p.m. Chaplain Merkle gave the invocation. President Weston led the Pledge of Allegiance.

ROLL CALL OF OFFICERS

- Brother DiCara was working, Brother Rommel was excused and Sister Patterson 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 Grumbach to accept the minutes of the March 2012 General Membership Meeting. A second was made by Brother King. There was no discussion. The motion passed.

REPORTS OF OFFICERS

~ PRESIDENT WESTON ~

- March 28 Addressed the In-Service training class.
- April 4 Addressed the In-Service training class, met with Chief Johnson concerning the promotional process, and attended a fundraiser for State's Attorney Scott Shellenberger.

- April 10 Attended the Pension Board of Trustees meeting, met with the negotiation team and the Director of the Office of Human Resources, George Gay.
- April 11 Addressed the In-Service training class.
- April 12 Attended the County Executive's Budget Message and a meeting with Chief Johnson, his bureau chiefs and the FOP Executive Board of Directors.
- April 13 Attended a State FOP training seminar.
- April 14 Attended the Maryland State FOP meeting.
- April 16 Attended the FOP Executive Board of Directors meeting.
- April 18 Addressed the In-Service training class.
- April 23 Attended the FOP General Membership meeting.

~ 1st V. P. COMEGNA ~

- April 10 Attended a meeting of the Negotiations Committee and a negotiations session with the Baltimore County Director of Human Resources, Mr. George Gay.
- April 13 and 14 Attended the quarterly meeting of the Maryland State Lodge. The meeting was held in Ocean City, Maryland.
- April 16 Worked on the March 2012 campaign finance deposit, attended the April 2012 Executive Board of Directors meeting.
- April 23 Worked at the Lodge office and attended the General Business 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 <i>PC3 - Traffic</i> (410) 409-0293	David M. Rose 2nd Vice President <i>F.O.P Lodge 4</i> (443) 956-2643
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David J. Folderauer, Sr. Lodge Secretary <i>PC 4 - IST</i> (410) 382-2075	Robert W. Caskey Treasurer <i>CID-Robbery</i> (443) 956-2615
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W. Donald Patterson State Trustee <i>Materials & Facilities</i>	Anthony DiCara Sergeant at Arms <i>PC12</i>
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Paul A. Merkle Chaplain <i>Retired</i>	L. Timothy Caslin Past President <i>Retired</i>
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EXECUTIVE BOARD of DIRECTORS

Kenneth F. Schubert Chairman <i>Retired</i> (410) 416-2800	Mike DiCara Vice Chairman <i>PC 4</i>
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Thomas G. Scally <i>CID - Arson</i>	Louis J. Lagna <i>Retired</i>
Donna Patterson <i>Planning & Research</i>	Patrick Zito <i>PC 7 - Traffic</i>
James P. Rommel, Jr. <i>K9</i>	Ryan Massey <i>CID - Homicide</i>
Joe Caskey <i>CID - Homicide</i>	Kathy Kraemer <i>PC 6</i>

LODGE STAFF

Juanita Bouthner—Administrative Assistant

LEGAL ADVISORS

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

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

Fourword Editor
Kathryn Greenbeck
Precinct 8

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~2nd V.P. ROSE~

- March 28 Attended a meeting with a member and the County Insurance Division.
- March 29 Met with our website developer to discuss member access.
- April 3 Met with the new Police Department Legal Director.
- April 10 Attended a Negotiations Committee meeting and a meeting with the County Administration.
- April 12 Attended the County Executive's Budget message and

the Executive Board of Director's meeting with Chief Johnson.

- April 13 Attended a seminar on Grievances and the L.E.O.B.R.
- April 14 Attended the Maryland State Lodge Board meeting in Ocean City.
- April 16 Attended the Executive Board of Directors meeting.
- April 23 Attended the General Business meeting.

~SECRETARY FOLDERAUER~

- April 10 Attended a meeting of the Negotiations Committee and a negotiations session with the Baltimore County Director of Human Resources, Mr. George Gay.
- April 23 Worked at the Lodge office and attended the General Business Meeting.

~TRESURER CASKEY~

- April 16 Worked at the Lodge.
- April 13 Attended a State Lodge sponsored training.
- April 14 Attended the State Lodge meeting.
- April 16 Attended the Executive Board of Directors Meeting.
- April 23 Attended the General Membership Meeting.

EXECUTIVE BOARD OF DIRECTORS REPORT

~ Kenny Schubert~

- An Executive Board of Directors meeting was held on April 16, 2012. The meeting was called to order at 5:00 p.m. Secretary Folderauer was excused. Brother Patterson was on vacation. Sister Patterson and Brother Scally were working. All other elected officers and Board members

were present. Legal counsel Mike Marshall was also present.

- 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

DONATION REVIEW

~Paul Merkle~

- The Donation Review Committee met on April 16th and the following requests were brought to the Board.
- Motion to purchase one table to the 12th annual PAR Fund Breakfast being held on April 27 at 8:00 am in the Crowne Plaza at Timonium. Tickets are \$30.00 each for a total of ten tickets donation of \$300.00
- Motion to sponsor Vickie Warehime as she participates again in the Police Unity Tour during Police week May 12, 2012 in memory of Lt. Mike Howe with a donation of \$500.00
- Motion to donate \$250.00 for the first Thin Blue Line Run that the current 133rd Recruit Class conducted on 4/22/1012. The donation covered refreshments at the conclusion of the day.
- These motions were presented to the membership on March 26, 2012 at the General Membership Meeting and were approved.

Bereavements

Gary E. Ledley
Father of Brother
William L. Ledley

Corey Popp
Son of Brother Robert
Popp

Betty J. Spears
Wife of Retired Brother
Bill Spears and
Mother-In-Law of Brother
Kevin Doyle

Martin Batton
Brother of Brother David
Batton and Brother-In-
Law of Sister Cathy Batton

Betty Wilson
Mother-In-Law of Brother
Darrin Kelly

Nancy Haederer
Mother-In-Law of Brother
Scott Canter

GRIEVANCE COMMITTEE

~Dave Rose~

- On September 27, 2011 the FOP filed a Class Action grievance for changes made to the Absence Control Policy. No date has been set for a Step #3 grievance hearing.

LEGAL ADVISORY COMMITTEE

~Dave Rose~

- The FOP has filed a Writ of Certiorari in the Maryland Court of Appeals in the Retiree Subsidy case. We feel the decision of the Court of Special Appeals did not address the questions presented.
- The appeal to Circuit Court has been filed in the Stanley Siedlecki case.
- We are currently waiting for a court date in Baltimore County Circuit Court in our case against Baltimore County Executive Kamenetz for not following the procedures as stated in the Employee Relations Act. The County made changes to the Absence Control Policy and refused to bargain over those changes. In addition, the County refused to follow the dispute resolution process as outlined in the Employee Relations Act. The FOP is asking the Court to direct the County Executive to follow the law.
- The FOP's fee petition for the Blake case has been filed in Federal District Court. We are currently waiting for a hearing in Federal District Court.
- The Employee Relations Act case was heard on September 9, 2011 at the Court of Special Appeals. We are currently waiting for a decision.

LEGISLATIVE COMMITTEE

~Rick Bergin~

- The 430th Session began January 11, 2012 and adjourned April 09, 2012. The Maryland General Assembly meets in Annapolis each year for 90 days to act on more than 2300 bills, including the State's annual budget. The General Assembly has 47 Senators and 141 Delegates elected from 47 districts. As of 4/09/2012, there were over 60 bills in the House and Senate that could have an effect on law enforcement / public safety personnel in the state of Maryland.
- 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 legislation as they will trying to get the "good" bills passed. Overall, this session proved to be quite successful. The Maryland State Legislative Committee was able to get a number of Collective Bargaining bills passed, along with being successful in the defeat of an anti-union bill.
- Delegate John Cluster, District 8, Baltimore County was the overwhelming choice for the Maryland State Legislative Team's "Legislator of the Year Award". As a retired Baltimore County Police Sergeant and a member of FOP Lodge # 4, Delegate Cluster works tirelessly for our lodge and the Maryland State Lodge. We

congratulate John and thank him for his service and contributions to all F.O.P. members and the citizens of Maryland.

Some issues / bills of interest are as follows:

- **Howard County - Deputy Sheriffs - Collective Bargaining Ho. Co. HB-1189** Authorizing the representatives of full-time deputy sheriffs at the rank of sergeant and below in the Office of the Sheriff of Howard County to bargain collectively with the Sheriff on specified issues; authorizing deputy sheriffs to take specified actions with regard to collective bargaining; providing for the procedures for certifying a labor organization as a certified labor organization for collective bargaining; etc. **(Supported w/ testimony)** **Passed** in House & Senate.
- **Charles County Sheriff - Collective Bargaining - Binding Arbitration HB 1182**, Authorizing a specified collective bargaining agreement in Charles County to contain a grievance procedure providing for binding arbitration of the interpretation of contract terms and clauses. **(Supported w/ testimony)** **Passed** in House & Senate.
- **Labor and Employment - Labor Organizations - Right to Work, HB 091** Prohibiting an employer from requiring, as a condition of employment or continued employment, an employee or prospective employee to join or remain a member of a labor organization, pay charges to a labor organization, or pay a specified amount to a third party under specified circumstances. **(Opposed) Unfavorable finding** in House.
- **Maryland Medical Marijuana**

- Act, HB 015** Authorizing the medical use of marijuana under specified circumstances; repealing criminal provisions that allow the imposition of a fine or the use of an affirmative defense for use or possession of marijuana or use or possession of drug paraphernalia related to marijuana under specified circumstances. **Passed** in the House on 4/06/12. No action in the Senate
- **Criminal Procedure - District Court Commissioners - Arrest Warrants, HB 095**, Prohibiting a District Court Commissioner from issuing an arrest warrant based solely on an application for statement of charges filed by a person other than a peace officer or State's Attorney. **(Monitor)** No action in House or Senate.
 - **Public Safety - Possession of Firearms - Crimes Committed in Other States, HB 209**, Prohibiting a person from possessing a regulated firearm, rifle, or shotgun if the person was previously convicted of an offense under the laws of another state or the United States that would constitute a crime of violence or a violation of specified provisions of law if committed in this State. **(Supported – Passed)**
 - **Regulated Firearms, HB - 256 License Issued by Delaware Virginia or West 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. **(No position)** No action
 - **Criminal Procedure - Unexecuted Warrant, Summons, or Other Criminal Process - Invalidation and Destruction, HB 480** Authorizing a law enforcement agency to make a specified request to a specified State's Attorney to have a specified unexecuted warrant, summons, or other criminal process invalidated and destroyed under specified circumstances. **(House Refuses to Concur - Conference Committee Appointed.)**
 - **Criminal Law - Impersonation of a Police Officer – Penalties, HB 539 & SB 176** Altering the classification of the crime of impersonating police officers, special police officers, sheriffs, deputy sheriffs, constables, or other law enforcement officers wearing a specified police article without authorization, or having a simulation or imitation of a specified police article under specified circumstances, from a misdemeanor to a felony; and increasing the penalties for a violation of the offense **(Supported & testified)** Unfavorable report in House no action in Senate.
 - **Vehicle Laws - Fleeing or Eluding Police, HB 1179 & SB 254** Altering a specified provision to prohibit a driver from fleeing and eluding a police officer if the officer is in a police vehicle meeting specified criteria; reclassifying specified offenses relating to fleeing and eluding as a felony; altering a specified offense to include a specified act of fleeing and eluding a police officer that poses a risk of imminent bodily injury; etc. **(Supported & testified)** Unfavorable Report in House, No action in Senate.
 - **Criminal Procedure - Search Warrant - Location of Mobile Communications Device – HB 460** Requiring a law enforcement officer to obtain a search warrant before obtaining location information transmitted by a mobile communications device. **(Opposed & testified)** Unfavorable report in House, no action in Senate.
 - **Public Safety - Handgun Permits - Renewal Period for Retired Law Enforcement - HB-300** Establishing that a handgun permit issued to a retired law enforcement officer of the State or a county or municipal corporation of the State expires on the last day of the holder's birth month following 5 years after the date the permit is issued and may be renewed for successive periods of 5 years each if, at the time of an application for renewal, the applicant possesses the qualifications for the issuance of a permit. **(Supported w/ letter.)** Passed in House, no action in Senate.
 - **Vehicle Laws - Red Light and Speed Monitoring Systems - Law Enforcement Vehicles HB-857** Providing that specified images of a law enforcement vehicle recorded by a traffic control signal monitoring system, a speed monitoring system, or a work zone speed control system may not be the basis for a civil penalty or the issuance of a citation under specified provisions of law. **(Supported & testified)** Unfavorable report in House, no action in Senate.
 - **Public Safety - Eyewitness Identification – Procedures HB -1324** Requiring, on or before October 1, 2012, each law enforcement agency in the State to adopt and implement a specified written policy relating to specified identification procedures. To compile the written policies; re-

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quiring that a specified identification procedure be conducted by a **blind or blinded** administrator; defining "blind" and "blinded"; requiring a specified identification procedure to be conducted in a specified manner; etc. (**Opposed – no action in House or Senate**)

- **Senior Call-Check Service Program - Establishment SB-458** Requiring the Public Service Commission to establish and maintain the Senior Call-Check Service Program; requiring specified telephone companies to place a specified sequence of telephone calls to specified subscribers free of charge. (**Opposed** w/out testimony) **Unfavorable** report
- **State Employee and Retiree Health and Welfare Benefits Program - Bona Fide Wellness Program and Wellness Promotion HB-638** Requiring the Secretary of Budget and Management, in consultation with the Secretary of Health and Mental Hygiene, to develop and implement a bona fide wellness program for inclusion in the State Employee and Retiree Health and Welfare Benefits Program; establishing requirements for the wellness program; authorizing the bona fide wellness program to include incentives for achieving health goals. (**Monitor**) No action in House or Senate
- **Education - Maintenance of Effort HB-1412** Authorizing a county governing body, for a specified purpose under specified circumstances, to set a property tax rate that is higher than the rate authorized under the county's charter or to collect more property tax revenues than

are authorized under the county's charter, notwithstanding any provision of a county charter that places specified limits on that county's property tax rate or revenues; requiring a county to appropriate to the local board of education specified revenues under specified circumstances; etc (this bill could affect allocated revenues for Public Safety) **Oppose** w/out testimony . **Passed** in House, no action in Senate

• The legislative committee is currently monitoring the activities which could result in a special session this year. It is possible that bills that could affect members of law enforcement will be discussed during this special session. If this occurs, it will be reported in the following issue of this publication.

PENSION COMMITTEE

~ Cole Weston ~

- The Pension Board of Trustees met on April 10, 2012 and approved 46 service, drop, and vested retirements. One disability application was remanded to another physician, and one honorable and faithful service was reviewed and approved.

POLICY REVIEW COMMITTEE

~Dave Rose~

- The committee reviewed (5) five new policies this month. No issues were identified.
- The only outstanding policy we have is Field Manual 7-15, Photographs, which is still out for an additional Command Review. When it is complete the

committee members will review it again.

POLITICAL ACTION COMMITTEE

~Steve Comegna~

- The Political Action Committee met on Monday April 16, 2012. The committee proposed the following motion to the Executive Board of Directors and the Membership.
- Motion: to purchase a two hundred and fifty dollar (\$250.00) sponsorship to a fundraiser held by Maryland State Delegate James Malone, Jr. (District 12A) on Thursday May 17, 2012. The event was held at The Lodge 2832 Nine Mile Circle 21228 from 6:00 pm until 8:00 pm.
- This motion was approved by the Executive Board of Directors on Monday April 16, 2012. The general membership approved this expenditure on Monday April 23, 2012.

GOOD OF THE ORDER

- During the month of April, the Lodge sent one (1) flower arrangement and five (5) sympathy cards to bereaving members. One donation was made in lieu of flowers at the member's request. One fruit basket was sent to a member who was hospitalized. Five (5) "Thank You" cards were received.
- Brother Grumbach reminded everyone of the May Retiree's meeting.
- The meeting was adjourned at 8:05 pm.



BULL **Roast**

Saturday June 16th

7pm – 11pm

Heritage Parkville Gardens

7631 Harford Road, Baltimore, MD 21234

\$35 Per Person

Menu includes: Beef on the Pit, Smoked Turkey, Pasta, Fried Chicken, a Variety of Delicious Sides, and more!

Coffee, soda, draft beer. BYOB!

LOTS of FUN and Prizes

**Including wheels,, a silent auction
and a 50/50 raffle.**

For information or to purchase tickets

Contact Sheli @410-440-5767 or events@chesarda.org

Tickets may also be purchased using paypal@chesarda.org

Proceeds will benefit Chesapeake Search Dogs

A 100% volunteer 501(C)3 non-profit charity

dedicated to finding the lost and missing



The June

**FOP Lodge 4
GENERAL
BUSINESS
MEETING**

will be held on

**Monday,
June 25, 2012
7:30 p.m.**

at
FOP Lodge 4
9304 Harford Road

The July

**FOP Lodge 4
GENERAL
BUSINESS
MEETING**

will be held on

**Monday,
July 23, 2012
7:30 p.m.**

at
FOP Lodge 4
9304 Harford Road