

**MADISON DEPARTMENT OF
POLICE SERVICES
SPECIAL MEETING – May 29, 2008
9 CAMPUS DRIVE, MADISON– 10:30 AM**

Attendees: Chairman Emile Geisenheimer; Commissioner David Smith, Commissioner Edward Kritzman; Commissioner Garry Gyenizs, Acting Chief Robert Nolan; Town Atty. William Clendenen; Court Reporter Cliff Edwards

Absent: Commissioner Larry Moon in contact via conference call

Also Present: Press; First Selectman Al Goldberg

REGULAR SESSION

Chairman Geisenheimer called the special meeting of May 29, 2008 of the Board of Police Commission to order at 10:48 AM. He reviewed the agenda of internal affairs issues concerning Officer Daniel Hedges. Because the earlier hearing had been in closed session, he said they will move to closed session for this continuation.

Chairman Geisenheimer then noted the Executive Session attendees, to include Chief Nolan, Atty. Clendenen, members of the Board of Police Commission and Mrs. Hodge. Commissioner Moon is attending via telephone for this hearing. He continued, they would move to closed session for deliberation of the charges. All the commissioners received briefs from both the town attorney and the attorney for Officer Hedges. They have had an opportunity to review the briefs; it was agreed that would be no final arguments. Determination will be made based on the briefs. The Union and Officer Hedges have waived their right to attend and are not present.

Atty. Clendenen stated it would be appropriate for the record and he added as an exhibit, and referenced a memo from Lt. Allen Gerard, dated May 28, 2008 concerning the hand-delivery of a letter to the home of Officer Hedges. Said letter confirms the understanding that Officer Hedges has waived his right to be present. Notice of the hearing was marked as Exhibit Dept. #13.

Chairman Geisenheimer then said he would entertain a motion to move to Executive Session.

MOTION by Smith, second by Kritzman to move to Executive Session. All in favor. None opposed. So moved.

10:52 AM

Chairman Geisenheimer asked that everyone leave so the Board could deliberate and noted they would return to Open Session to take action on the charges. The court reporter was asked to stay for a brief time.

12:05 PM

Chairman Geisenheimer stated the Board of Police Commissioners deliberated charges concerning Daniel Hedges and are now back in Regular Session to make their decision. He noted, the charges are in two memoranda, letters dated 1/25/08 and 3/3/08; the charges will be handled in that sequence.

Chairman Geisenheimer then read the charges of January 25, 2008 with violations with respect, as it relates to Officer Hedges' behavior with civilians, fellow officers and supervisors.

MOTION to sustain Charge 2.1.10, Respect, by Smith, second by Kritzman. All in favor. None opposed. So moved.

MOTION to sustain Charge 2.1.11, Civility, by Smith, second by Kritzman. All in favor. None opposed. So moved.

MOTION to sustain Charge 2.1.13, Oath of Office, Code of Ethics by Gyenizs, second by Smith. All in favor. None opposed. So moved.

Chairman Geisenheimer stated the Commission has covered that each of the charges has been sustained and called for a motion as to discipline.

MOTION by Smith, second by Gyenizs to terminate Daniel Hedges. All in favor. None opposed. So moved.

Chairman Geisenheimer said those are the January 25, 2008 charges and moved to the March 5, 2008 charges. He said there are 17 counts, each charge involves a misstatement of facts or failure to disclose claims by the officer in terms of workman's compensation and other matters related to an alleged injury. They will address the charges as one vote.

MOTION by Kritzman, second by Smith to sustain all the charges under *Lack of Truthfulness*. All in favor. None opposed. So moved.

Chairman Geisenheimer continued, having found that the charges were sustained as to *Lack of Truthfulness*, he entertained a motion as to discipline.

MOTION by Kritzman, second by Smith to terminate Officer Hedges on the basis of untruthfulness. All in favor. None opposed. So moved.

Chairman Geisenheimer noted the unanimous vote to terminate Officer Hedges on charges of lack of truthfulness and said today's business was completed.

12:12 PM

Atty. Clendenen asked for a brief Executive Session.

MOTION by Smith, second by Gyenizs to adjourn to Executive Session. All in favor. None opposed. So moved.

Present: Chairman Geisenheimer; Commissioners Smith, Kritzman; Gyenizs, Acting Chief Robert Nolan; Town Atty. William Clendenen;

EXECUTIVE SESSION

- Consideration of Legal and Personnel Matters
- Town Attorney Update

REGULAR SESSION

MOTION by Smith, second by Kritzman to adjourn at 12:50 PM. All in favor. None opposed. So moved.

Minutes Accepted: