July 1, 2013

The Common Council of the City of Glasgow, KY met in a Special Called Meeting on Monday, July 1, 2013 at 5:00 p.m. in the Council Chambers with the following Waiver of Notice being filed:

WE THE UNDERSIGNED, being the Mayor and members of the Common Council of the City of Glasgow, Kentucky do hereby acknowledge that notice has been given us of the fact that there will be a Special Called Meeting of the Common Council to be held in the Council Chambers in Glasgow, Kentucky on Monday, July 1, 2013 at 5:00 p.m.

Said meeting is called by the Mayor and formal written notice of said meeting is called for the purpose of: CONDUCTING A POLICE OFFICER DISCIPLINARY HEARING PURSUANT TO KRS 95.450.

/s/ Rhonda Riherd Trautman, Mayor  
/s/ Ben Rogers, City Attorney  
/s/ Tommie S. Birge, City Clerk  
/s/ Marlin Witcher, Council Member  
/s/ Harold Armstrong, Council Member 
/s/ Wendell Honeycutt, Council Member  
/s/ Jim Marion, Council Member  
/s/ Karalee Oldenkamp, Council Member  
/s/ James Neal, Council Member  
/s/ Freddie Norris, Council Member  
/s/ Brad Groce, Council Member  
/s/ Stacy Hammer, Council Member

Council Members Brad Groce and Sheila Oliver were absent.

Mayor Trautman called the meeting to order.

Prior to entertaining a motion to go into closed session pursuant to KRS 61.810 (1)(f), Mayor Trautman stated Allen Simpson, the Respondent’s Attorney stated they requested an open hearing.

AFTER HEARING THE CASE, THE FOLLOWING ACTION WAS TAKEN:

FINDINGS OF FACT

The Glasgow City Council determined the facts have been proven in an administrative hearing on a disciplinary complaint filed by the Complainant, Rhonda Riherd Trautman, Mayor against the Respondent, Jessie Barton, which took place on July 1, 2013.

The Glasgow City Council verified complaints alleges violations under Count I, Count II and Count III.
A. COUNT I – IV. PERSONAL CONDUCT – SECTION A. (OATH OF OFFICE)

The foregoing statement of facts constitutes Personal Conduct, Oath of Office in violation of Police #101.0, Section IV (A) of the Glasgow Police Department Standard Operations Policy & Procedure Manual, which states as follows:

- Oath of Office: All sworn employees will take and abide by an oath of office before assuming sworn status. The oath of office is administered by an authorized official in accord with Kentucky State law.

B. COUNT II – IV. PERSONAL CONDUCT SECTION B. ETHICAL CONDUCT

The foregoing statement of facts constitutes a Personal Conduct, Ethical Conduct in violation of Police #101.0, Section IV (A) of the Glasgow Police Department Standard Operations Policy & Procedure Manual, Manual which states as follows:

- Oath of Office: Ethical Conduct: The Department will maintain the highest standard of integrity by never violating the community’s trust. All departmental employees must recognize that they are held to a higher standard than the private citizen because, in addition to representing the Department, they also represent the law enforcement profession and their local government. Conduct, on and off duty, must be ethical conduct.

C. COUNT III – X. UNBECOMING CONDUCT OF AN OFFICER

The foregoing statement of facts constitutes a Personal Conduct, Ethical Conduct in violation of Police #101.0, Section X of the Glasgow Police Department Standard Operations Policy & Procedure Manual, Manual which states as follows:

- Conduct Unbecoming of an Officer: The conduct of a public employee, on and off duty, reflects upon the Department. Employees must avoid illegal/dishonest conduct and any violation of the Code of Ethics which might discredit themselves or adversely affect the morale, operations or efficiency of the Department.

MOTION was made by Council Member Marion to go into closed session for deliberation on the disciplinary hearing as presented
SECOND was by Council member Neal
VOTE unanimous approval of the Council present

MOTION was made by Council Member Marion to return to open session
SECOND was by Council Member Armstrong
VOTE unanimous approval of the Council present
The Glasgow City Council verified complaints alleges violations under Count I, Count II, and Count III.

During the course of a Federal Investigation against members of the Barren County Sheriff’s department that was being conducted by the F.B.I. which started in 2010, Jessie Barton engaged in the following conduct:

During the course of a Federal Investigation Jessie Barton gave false statements (regarding the ongoing investigation) to Federal Agents as well as a Federal Grand Jury. These statements were given by Jessie Barton knowing that they were untrue. Jessie Barton also testified in Federal Court on both Wednesday, May 1st, and Thursday May 2nd where he admitted to giving false or untrue statements to Federal Authorities.

BY VOICE VOTE, AS TO A GUILTY VERDICT ON COUNT I, COUNT II, AND COUNT III

By unanimous vote of the legislative body present, a guilty verdict was found on Count I, Count II and Count III of the complaint.

Pursuant to KRS 95.450 (3) the legislative body, by voice vote, set the punishment of the Respondent to be time of suspension without pay until July 8, 2013, at which time he will be reinstated to his current position.

Votes in this transcript of findings are hereby recorded and certified by Tommie S. Birge, City Clerk for the City of Glasgow, Kentucky.

Transcript of disciplinary hearing recorded by Kevin Redford.

Video of disciplinary hearing prepared by Jackie Redford.

There being no further business to come before Council, Council Member Armstrong made motion for adjournment, Doty seconded.

_________________________________
RHONDA RIHERD TRAUTMAN, MAYOR

ATTEST:

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TOMMIE S. BIRGE, CITY CLERK