

Event has been final approved. You must reopen the event before making changes

Incident Report #14018806

Payette Police Department
 700 Center Ave.
 Payette, Id. 83661
 phone (208) 642-6026
 fax (208) 642-8136

COPY**Event Info**

Date Reported 10/09/2014	Time Reported 21:09	Time Dispatched 21:11	Time Arrived 00:00	Time Completed 21:12
Addr. Of Occ. COURTHOUSE	City PAYETTE	Zipcode 83661	District P	Grid 9
How Reported OFFICER OBSERVATION	Dispatch Disposition RPT			

ClassificationClassification Info

Offense Code
18-7011

Class
TRESPASSING

COMPLETED

Offense Desc
CRIMINAL TRESPASS

Subclass
TRESPASSING, GOVERNMENT PROPERTY

Classification Info

Offense Code
18-705

Class
OBSTRUCT POLICE

COMPLETED

Offense Desc
RESISTING AND OBSTRUCTING OFFICERS

Subclass
OBSTRUCTING POLICE, OTHER

Arrested PersonsArrestee Information

Name Type **Name**
ARRESTEE PLUCINSKI, ALMA J

Address **SEX** **RACE** **EO**
 F WHITE NON-HISPANIC

Arrestee Details

Charge Code 18-7011	Charge Description CRIMINAL TRESPASS	Charge Dispo
18-705	RESISTING AND OBSTRUCTING OFFICERS	

SuspectsSuspect Information

Name Type **Name**
SUSPECT PLUCINSKI, ALMA J

Address **SEX** **RACE** **EO**
 F WHITE NON-HISPANIC

Rptg PartyRPTG PARTY Information

10/15/2014

Name Type
RPTG PARTY

Name
HENGLER, CHAD



Address
CHAIRMAN OF PLANNING AND ZONING

Witness

WITNESS Information

Name Type
WITNESS

Name
OSBORN, BERT

Address

City
PAYETTE

State
ID

Zip
83661

SEX
M

RACE
WHITE

EO
NON-HISPANIC

Residential Phone

Businesses

Business Information

Name Type
BUSINESS

Name
COUNTY PLANNING AND ZONING BOARD

Narrative

Written By:
TOTH, GARRY

On October 9, 2014 I was dispatched to the District Court Room 1 for some kind of a disturbance. At that time there was a public meeting of the Payette County Planning and Zoning. When I entered the court room I saw a female standing at the back of the court room against the north wall. Jailer McDonald was standing next to her. Sitting at a table was Attorney Bert Osborn. I met with Osborn and asked what needed to be done. He told me that the woman needed to leave. I asked Osborn if she did not did he want her arrested and he said yes.

I met with the woman and asked if she would leave the court room and she said no. I told her that she would be arrested and she still would not leave. I told the woman she was under arrest and placed her in handcuffs. I then escorted her to the jail. At the jail I asked the woman her name. She refused to give me that information. I asked her about her purse and she said it was already given to a friend.

I explained to the woman that if she did not cooperate she could not even be booked or processed by the jail staff. She still refused to give me that information.

I returned to the court room where the meeting had ended. I was told by a person that was at the meeting he thought her name was Alma Plucinski.

I returned to the jail and again attempted to get Plucinski to cooperate. She continued to refuse.

I contacted Bert Osborn by phone. Osborn said there had been a time for public comment and Plucinski had a chance to say her piece. Then the public comment part of the meeting was closed and the board then conducted their meeting. During that time Plucinski interrupted the meeting. She told that she would have to remain silent or leave by the Chairman of the Board, Chad Hengglar. She did not and Chairman Hengglar called for the police to have her removed. In my phone conversation with Osborn it was decided that Plucinski would be charged with trespass and obstruct and delay of an officer.

I filled out citation 38874. In the area for personal information I wrote suspect refused to cooperate.

Plucinski was turned over to the jail staff on duty.



Supplemental Narrative

Date Written: 10/13/2014
Written By: TOTH, GARRY

Approved By:
HOLLOPETER,
TONI

On October 10 I met with Mark J Harvey in the Payette County Planning and Zoning office. Harvey was present at the meeting. I asked Harvey if he could get a copy of recording showing Plucinski disruption and Chairmen Henggler teller her she needed to leave. He said he would secure a copy and give it to the Payette Police. Harvey also gave me Chad Henggler cell phone number of 412-5076

Case Management

Initial Investigator TOTH, GARRY	Current Investigator TOTH, GARRY	Event Status/Dispo CLEARED ADULT ARREST	Event Status/Dispo Date 10/09/2014
Report Status APPROVED	Approved By HOLLOPETER, TONI	Date Approved 10/14/2014 10:20	

14-18804

Chapter 7 PUBLIC HEARINGS



1-7-1: CONDUCT:


- A. Rules Established: The following rules are hereby established and shall be observed in the conduct of any public hearings before the Board of County Commissioners or the County Planning and Zoning Commission. These rules shall be known as the "County Rules of Procedure".

- B. Holding Of Hearings: Hearings shall be held in all cases required by Idaho Code or by a County ordinance. (Ord. 67, 3-4-1991, eff. 3-15-1991)

1-7-2: RULES OF PROCEDURE:

Hearings shall be conducted by a member of the Board of County Commissioners, a member of the Planning and Zoning Commission, any person permitted by statute, or any person designated by the Board of County Commissioners or the Planning and Zoning Commission.

- A. Testimony: At a hearing, a party requesting relief from the Board of County Commissioners or Planning and Zoning Commission shall be allowed the opportunity to present oral testimony and such exhibits as the hearing officer may deem appropriate. Any affected party shall be allowed to produce information either orally or in a written form which the hearing officer deems appropriate.

-  B. Signing Name Before Speaking: No person shall be allowed to testify or speak before the Board of County Commissioners or Planning and Zoning Commission unless such person has signed his name and written his residential address thereafter on a sign-up sheet which shall be provided. This rule will not apply to staff or technical witnesses directed by the hearing officer, the Planning and Zoning Commission or the Board of County Commissioners to give information or evidence at the hearing.

- ~~A~~ C. Recognition By Hearing Officer: No person shall be permitted to speak until such person has been recognized by the hearing officer.

- D. Time Limit: The hearing officer may set a time limit on presentations, but not less than three (3) minutes.

- E. Sergeant At Arms: The hearing officer may appoint a sergeant at arms who shall have the authority to remove disruptive or unruly persons from the hearing at the officer's direction.

- F. Recording Of Testimony: All public hearings shall be recorded electronically and all persons speaking at such hearings shall speak before a microphone, shall identify themselves and speak in such a manner as will ensure that a recorded testimony of remarks will be accurate and trustworthy.

- G. Interruption Prohibited: A speaker will not be interrupted by Board of County Commissioners or Planning and Zoning Commission members or members of the public until his time limit has expired or until he has finished his statement.

- H. Question And Answer Period: At the conclusion of the speech, members of the Planning and Zoning Commission and members of the Board of County Commissioners, when recognized by the hearing officer, shall be allowed to question the speaker. The speaker shall be limited in his responses to answer the questions asked. The question and answer period shall not be included in the speaker's time limit.

- I. Findings Of Fact: When the public hearing is quasi-judicial in nature or one after which the Board of County Commissioners or Planning and Zoning Commission is required to make findings of fact, the hearing officer may require the speaker to swear or affirm that his testimony will be true and correct.

- J. Time Of Conducting Hearings: A hearing officer may conduct a hearing at any time established by the Planning and Zoning Commission or Board of County Commissioners. (Ord. 67, 3-4-1991, eff. 3-15-1991)

1-7-3: INDIGENCE HEARINGS:



In indigence hearings and all other hearings before the Board of County Commissioners, the Idaho Rules of Civil Procedure and the Idaho Rules of Evidence shall be in full force and effect and shall be observed by all participants. (Ord. 67, 3-4-1991, eff. 3-15-1991; 1996 Code)



house. At this time the Payette County Planning and Zoning was having an official meeting. The meeting had progressed passed the time of any public impute and now was being discussed only among the members of the committee. During this time a female continued to interupt the meeting and was asked by the Chairman to not interupt when she refused she was told she needed to leave the courtroom. The woman refused to leave.

I met with the woman in the back of the court room. She was standing against the north wall. I told her that she needed to leave and she refused. I met with Burt Osborn who was in the meeting. Osborn told me that if she did not leave she was to be arrested. I arrested the woman on charges of trespassing for she had been told by the chair of the meeting to leave.

I placed the woman in handcuffs and walked her to the jail. I asked the woman what her name was and she would not give me that information. I explained to her that she needed to cooperate with us or she would not be booked until she did. She still refused.

I returned to the court room where the meeting had ended. I was told by a person in the court room the womans name was Alma Plucinski.

I charged Plucinski with criminal trespass and obstructing a delaying an officer.

Dated this day of , 2014.

Affiant

Subscribed and sworn to before me on this _____ day of _____, 2014.

Notary Public for Idaho
Residing at:
My Commission Expires:

COPY



Payette County Sheriff's Office
 Detention Facility
 AUTHORIZATION TO DETAIN

COPY

14-18806

Today's Date: 10-9-14 Time: 2130

Name of Detainee: (Last, First, Middle) PLUCINSKI, ALMA J

DOB: _____ Sex: M F Social Security# _____

Charges:	Idaho Code:	Citation # Warrant#
1 <u>TRESPASS</u>	<u>18-7011</u>	
2 <u>OBSTRUCT & DELAY</u>	<u>18-705</u>	
3 _____	_____	_____
4 _____	_____	_____
5 _____	_____	_____
6 _____	_____	_____
7 _____	_____	_____

****Domestic Battery**

Victim's Full Name: _____

Relationship To Suspect/Detainee: _____

Address of Incident: _____

- Was arrestee involved in a crash prior to arrest? Yes No
- Is the arrestee alert and conscious? Yes No
- Did the arrestee need medical attention prior to coming to Jail? Yes No

If Yes, what type? _____

• Location of arrestee's vehicle: _____

• Type of restraints used: Chain Handcuffs Hinged Handcuffs Leg Irons Hobbles

• Was any force used to affect the arrest? Hands on Controlled Force OC Spray
 Taser ASP Strike Other:

Arresting Officer: Cpl G. Toth 110 Agency: P.P.D
Print

Transporting Officer: Cpl G. Toth 110 Agency: P.P.D
Print