



Police Commission

Police Commission Meeting - Tuesday, October 24, 2023, 6:00 PM, Contois Auditorium

Please follow link to join the webinar: <https://zoom.us/j/93748033696>

Or join by Telephone: +1 309 205 3325 US

1. Agenda

- 1.1. Roll Call and Determination of Quorum
- 1.2. Additions or Modifications to Agenda

2. Approval of Minutes

- 2.1. Approval of the previous meeting's minutes

3. Public Forum

- 3.1. The public is invited to address the Commission

4. Chief's Report

- 4.1. Report from the Chief of Police

5. Presentation by Dr. Tom Nolan

5.1. Dr. Tom Nolan will speak to the Commission on research based on his book, "Perilous Policing: Criminal Justice in Marginalized Communities" published by Routledge. Dr. Nolan has been an Associate Professor in Criminal Justice at Boston University and Merrimack College. He was a Senior Policy Advisor at the Office of Civil Rights and Civil Liberties in the Department of Homeland Security in Washington, D.C., and a 27-year veteran (and former lieutenant) with the Boston Police Department. His doctoral work focused on moral probity among police officers, and his recent publications deal with such topics as civil rights and civil liberties in policing and constitutional issues of surveillance. (30 minutes)

6. Commission Business

- 6.1. Use of force reports
- 6.2. Officer and staff commendations
- 6.3. Announcements regarding staff support, awaiting response from BPOA regarding release of all use of force BWC (Body Worn Camera) footage and update on revising Commission policies

7. Executive Session

7.1. Executive Session to discuss citizen complaints

8. Adjournment

8.1. Motion to Adjourn

9. Informational and Non-Discrimination Statements

9.1. This meeting will also air on Town Meeting TV the Wednesday after the meeting, starting at 8:00 pm and repeating at 1:00 am and 7:00 am the following day. The City of Burlington will not tolerate unlawful harassment or discrimination on the basis of political or religious affiliation, race, color, national origin, place of birth, ancestry, age, sex, sexual orientation, gender identity, marital status, veteran status, disability, HIV positive status, crime victim status or genetic information.



BURLINGTON POLICE CHIEF'S REPORT

October 2023



IACP 2023

The annual International Association of Chiefs of Police (IACP) conference is the largest gathering for the policing profession, attracting 18,000+ attendees from law-enforcement agencies, non-profits, vendors, and other partners around the world. This year's was held in San Diego, and the Burlington Police Department was proud to be an Education Workshop presenter, with a presentation about the CAIP program called "Bridging the Gaps." Left to right, CSL Anna Wageling, CSS Lacey Smith, and Chief Murad gave a well-received overview of Burlington's innovative efforts on alternative response.

Oct 23, 2023 – all data preliminary & subject to change





INTERNATIONAL ASSOCIATION OF CHIEFS OF POLICE CELEBRATING 130 YEARS



Oct 23, 2023 – all data preliminary & subject to change



ENCAMPMENT CLOSURE



After a confirmed assault and allegations of drug production, various City of Burlington stakeholders determined that a large homeless encampment near the waterfront needed to be closed. Those stakeholders included the Special Assistant to End Homelessness, the Department of Public Works, Parks Recreation & Waterfront, and the Police Department. Following [the encampment policy that the City created with the ACLU](#), steps were taken to notice the people in the encampment and work with

them to find alternative places to stay. After allowing several days for people staying in the encampment to clear on their own, employees with Parks, DPW, and the BPD dismantled the encampment. During the operation police did not find evidence of drug production, but did recover a large number of bicycles, many of which had been dismantled and damaged. Those that could be associated with specific owners are in the process of being returned.



SPEAKERS ON REFORM

Professor Neil Gross appeared in front of Burlington Police Commission on Tuesday, August 24, 2021 (you can [see it on YouTube on Town Meeting TV](#); his comments begin at the 1:02:30 mark). His recent TIME article, “[The Myths Holding Back Police Reform](#),” is worth a look.



The fact that the Police Commission invites national-level thinkers speaks volumes.

Myth 1: The Police Can’t Prevent Crime. In sum and substance, Prof Gross notes that “the larger the number of police officers in an area, the less crime there tends to be.”

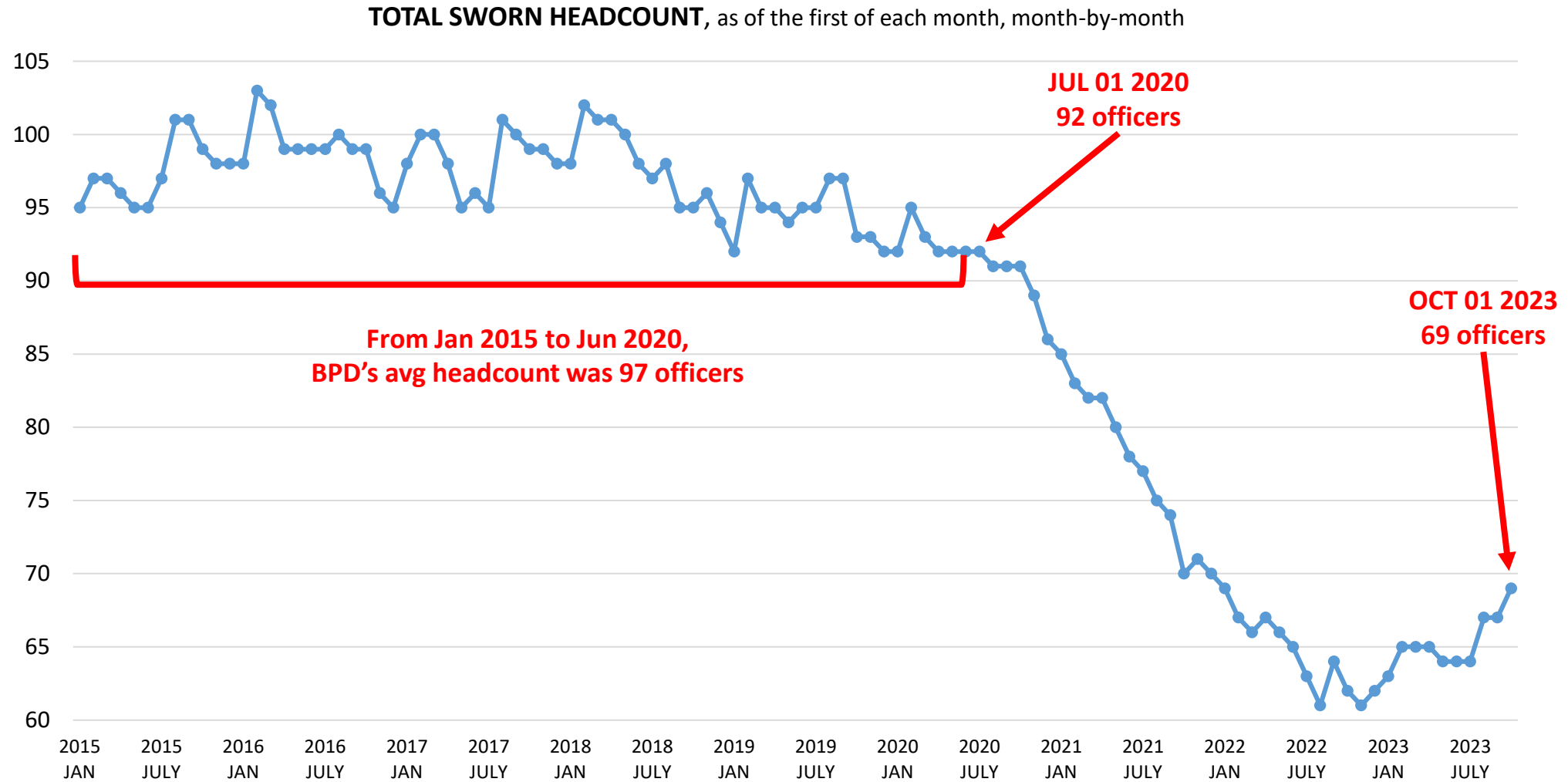
Myth 2: Police Reform Compromises Public Safety. This is untrue, of course, although he observes that the relationship is complicated. In most cities, the reallocations known as “defunding” never happened, but officer headcounts did decrease. And while overall crime did not rise, “in the impoverished, racially segregated neighborhoods where gun violence is concentrated, it was spot on to describe crime as soaring.”

Myth #3: Because of Policing’s Racist Origins, There Is Nothing We Can Do to Improve It. He notes that this origin has truth in the antebellum American south, but that elsewhere in the US, police “sprang from different roots. Boston and New York, for example, established police departments with full-time, uniformed officers in the mid-19th century for the same reason that European cities like Paris and London had done so earlier: urbanization generated crime and public disorder problems—along with mounting social anxieties—at a scale that previous, more informal systems of justice administration couldn’t handle.”

There is much more to the article than this summary, of course. At 3,300 words, it’s a piece worth reading in its entirety.



BPD SWORN OFFICER HEADCOUNT, 2015-2023





68 TOTAL, 58 AVAILABLE

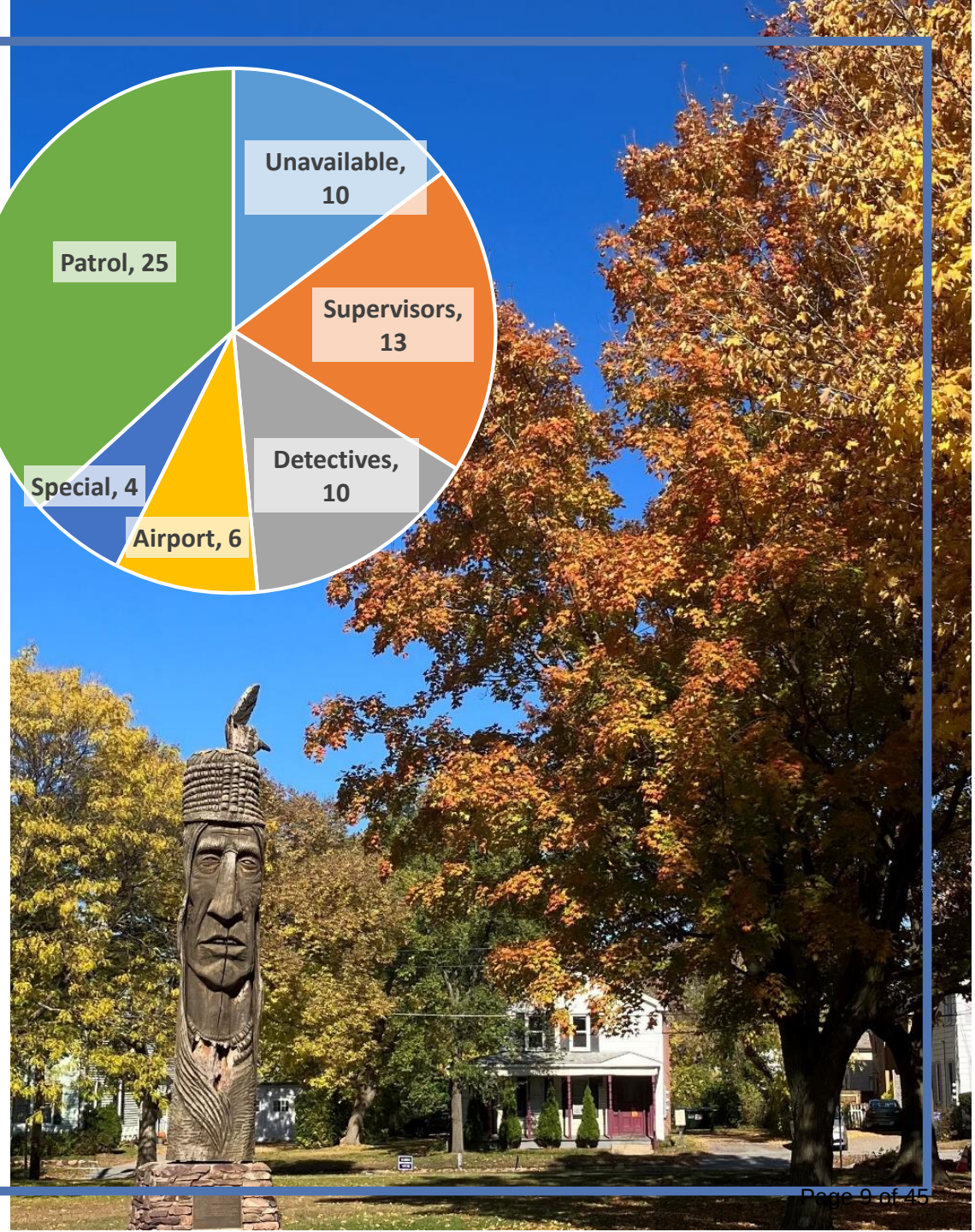
As of October 15, 2023, the BPD has **68 total sworn officers**, of whom 58 are available to be independently deployed. Historically, headcount has been in the high 90s; currently we are authorized for 87 officers.

minus 10 on injury, on FTO, or at VPA = 58
minus 13 supervisors = 45
minus 10 detectives = 35
minus 6 airport officers = 29
minus 2 special assignments = 27
minus 2 Marketplace officers = 25

25

officers on Patrol

**Additionally, BPD currently has
5 CSOs (of 11) and 5 CSLs (of 6)**





REVISED PRIORITY RESPONSE PLAN

PRIORITY 1	High priority.
PRIORITY 2	Middle priority. (*) = situationally dependent; some may be Priority 1 or Priority 3.
PRIORITY 3	Low priority. Response may be delayed based on officer availability; may receive a CSO response.

We originally implemented [the Priority Response Plan](#) in May 2021. We have made several revisions, shown in this chart. The categorization of incidents has **not** changed. (Our primary goal remains **NEIGHBORS' PHYSICAL SAFETY**, so Priority 1 incidents are still Priority 1 incidents, etc.) But many Priority 3 incidents will now receive a different response.

In the chart, **incidents labeled "CSO"** will initially receive a response from a CSO, rather than a police officer, unless the incident evolves in a way that changes its category or requires a sworn officer.

Incidents labeled "ONL" (for "Online Only") will be diverted to an online reporting function. Unless extenuating circumstances apply, callers will be asked to make an online report. There are reporting mechanisms for callers who do not have Internet access.

Additionally, during daytime weekday hours when DSB detectives are available, **DSB will handle untimely deaths.**

911 Hangup	Cruelty to a Child	Illegal Dumping	CSO	Robbery
Airport AOA Violation	Cruelty to Animals	Impeding a Public Officer	CSO	Runaway
Airport Duress Alarm	Custodial Interference *	Impersonation of a Police Officer *		Runaway Apprehension
Airport PHASE	Disorderly Conduct *	Inciting a Felony		Search
Alarm *	Disorderly Conduct by Elec Comm	Intoxication	CSO	Search Warrant
Alcohol Offense	Disturbance	Investigation - Cold Case		Sex Offender Registry Violation
Animal Problem	DLS	Juvenile Problem *		Sexual Assault
Arrest on Warrant	Domestic Assault - Felony	Kidnapping		Sheltering/Aiding Runaway
Arson	Domestic Assault - Misd	Larceny - from a Building		SRO Activity
Assault - Aggravated	Domestic Disturbance	Larceny - from a Motor Vehicle		Stalking
Assault - Simple	Drugs	Larceny - Other		Stolen Vehicle
Assist - Agency	Drugs - Possession	Larceny from a Person		Subpoena Service
Assist - Car Seat Inspection	Drugs - Sale	Lewd and Lascivious Conduct		Suicide - Attempted
Assist - K9	DUI	Lockdown Drill		Suspicious Event *
Assist - Motorist	Eluding Police	Mental Health Issue *		Theft of Rental Property
Assist - Other	Embezzlement	Minor in Possession of Alcohol		Theft of Service
Assist - Public	Enabling Consumption by Minors	Missing Person		Threats/Harassment *
Background Investigation	Escape	Motor Vehicle Complaint	CSO	Traffic
Bad Check	Extortion	Noise	CSO	Trespass *
Bar / Liquor License Violation	False Info to Police	Obstruction of Justice		TRO/FRO Service
Bomb Threat	False Pretenses	Operations		TRO/FRO Violation
Burglary *	False Public Alarms	Ordinance Violation - Other	CSO	Unlawful Restraint
CHINS	False Swearing	Overdose		Untimely Death
Community Outreach	Fireworks	Parking	CSO	Use of Elec Comm to Lure a Child
Compliance Check	Foot Patrol	Possession of Stolen Property		Uttering a Forged Instrument
Computer Crime	Forgery	Prescription Fraud	ONL	Vandalism
Contributing to Delinquency of Minor	Found/Lost Property	Prohibited Acts		VIN verification
Counterfeiting	Fraud	Property Damage	CSO	Violation of Conditions of Release *
Crash - Fatality	Fugitive From Justice	Reckless Endangerment *		Voyeurism *
Crash - Injury to person(s)	Graffiti Removal	Recovered Property	CSO	Weapons Offense
Crash - LSA *	Hindering Arrest	Resisting Arrest		Welfare Check *
Crash - Non-Investigated	Homicide	Retail Theft		
Crash - Property damage only	Identity Theft	Roadway Hazard		



INCIDENT VOLUME

YEAR-TO-DATE 10/15

Year-to-date, **incidents in 2023 are up 21% compared to 2022. They are up 39% over 2021.**

Patrol officers are addressing the same number of incidents as in 2018 with 50% fewer patrol officers.

Of the 24,196 incidents in 2023 so far, 3,195 have been “stacked”—i.e., 13%.

Additionally, 3,008 have been referred to online reporting, or 12%.

	YTD INCIDENTS (as of 10/15)	%Δ
2018	24,105	100%
2019	22,923	↓5%
2020	19,660	↓14%
2021	17,444	↓11%
2022	19,971	↑15%
2023	24,196	↑21%
	Δ 2018 to 2023:	no change

It should be noted that not all incidents are crimes. They are more accurately “calls for service.” As shown on the previous slide, there are more than 100 categories of incident. The fact that incidents are up does not necessarily mean that crime is up; as the next slide shows, some categories of criminal incident are up and some are not.



SELECTED VALCOUR INCIDENTS, YTD AS OF OCTOBER 15

	Assault - Agg	Assault - Simple	Burglary	Crash w Injury or Fatal	Disorderly Conduct	Domestic Assault*	Domestic Disturb	Gunfire	Larceny (all)**	Mental Health Issue	Overdose	Robbery	Sexual Assault	Stolen Vehicle	Traffic
2018	44	148	128	75	114	51	397	4	457	624	43	15	52	21	2,139
2019	42	124	78	72	120	64	379	3	553	605	40	18	42	45	1,549
2020	44	123	85	45	120	43	509	10	605	752	74	16	50	52	1,033
2021	51	119	143	70	116	33	468	13	863	774	111	9	37	101	557
2022	55	141	151	81	114	37	446	25	1,204	961	180	17	33	272	337
2023	44	160	146	97	71	40	379	10	1,136	796	376	17	27	260	510

* = combines incidents categorized as “Domestic Assault – Felony” and “Domestic Assault – Misdemeanor”

** = combines incidents categorized as “Larceny from a Person,” “Larceny – from a Building,” “Larceny – from Motor Vehicle,” and “Larceny – Other”

NOTE: All categories shown year-to-date, through October 15 of their respective year

NOTE: These data are derived from Valcour incidents. Valcour is the BPD’s computer-aided dispatch and records-management system. Incidents are initially categorized by dispatch according to the information provided by a caller; the category may be changed by the officer who responds to the scene and/or the detective who takes the case. Offense data and/or NIBRS data may differ.



THE BPD IS HIRING!

\$74,500
starting pay

\$100,000
top pay (when contract matures)

and a \$15,000
hiring bonus

- City retirement with 5-year vesting
- Shift differential, weekend, and holiday pay
- **full medical benefits** and wellness incentives
- Retirement after 20 years of service at 50% salary
- Retirement after 25 years of service at 75% salary
- 15-step pay scale for non-supervisory employees
- Overtime can be received as cash or vacation accrual
- **10-hour workday, 4-days-on/3-days-off schedule**
- **Weekends off every other month**
- Yearly education bonus
- Beards and tattoos permitted
- Various **specialty assignments** such as detectives, narcotics, K9, domestic violence prevention, airport
- **Applicant can be a non-U.S. citizen** if applicant is a permanent resident / green-card holder

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BURLINGTON, VERMONT



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Use of Force Report

September 01, 2023 – September 30, 2023

Please note definitions below when reading this report

- General - considering or including the main features or elements of something, and disregarding exceptions
- “Stated to the effect” is used throughout this report to show the general idea of what someone said instead of their actual words.
- Synopsis - a brief or general summary of something.

Total Number of Incidents for 9/1/23 – 9/30/23 – 2888

Total Number of UOF Incidents – 27

Total Uses of Force – 64

Percent of UOF Incidents vs. Total Incidents - .9%

Race/Gender of Arrestee/Subject in UOF Incidents

White Male – 23

White Female – 8

Black Male – 11

Black Female – 0

Incidents

1. 23BU019964

9/2/23

Complainant/Officers Dispatched

Call type – Disturbance

Charges – Disorderly Conduct

Synopsis

Dispatch observed a fight on Main Street near Mr. Mikes Pizza. Two officers responded and observed a male fall to the ground. There approximately 10 people yelling at each other. Officers separated the subjects and began to interview them. Two officers observed a male punch another male and they moved in and each took an arm, bringing them behind the males back and placing him in handcuffs. After handcuffing the male the officers took hold of the male's arms and began to escort him away from the area, to try and control the male the officers walked him backwards. The male began to attempt pull away from the officers, struggling to free his arms and spinning around. A third officer approached, took hold of the males left arm and assisted the two officers in bringing the male to the ground in a controlled manner. Once on the ground the male calmed down and complied with officers requests.



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Subject Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/empty hand controls/handcuffing/empty hand controls

Officer 2 – Verbal commands/empty hand controls

Officer 3 – Empty hand controls

Subject – detained and issued DC ticket

White Male Age 21, 6'03", 210 lbs.

Subject – no injury

Officer – no injury

2. 23BU020057

9/3/23

Complainant/Officers Dispatched

Call type – DUI

Charges – DUI

Synopsis

Complaint called dispatch and stated to the effect that a vehicle that had two flat tires veered off the road and struck a port-a-potty. Officers arrived on scene and determined from their investigation that they had probable cause to arrest the suspect for DUI. The officer stated to the effect to the suspect they were under arrest for DUI. The arrestee wanted to smoke a cigarette and officers allowed him to try to but the arrestee did not have a lighter nor did the officers. The officer took the cigarette from the arrestee and stated to the effect to place their hands behind their back. The arrestee does not comply and two officer attempt to take control of the arrestee's arms. The arrestee pulls their arms forward trying to get free from the officers grasp. The two officers have to use physical force to move the arrestee's arms behind his back and place him in handcuffs.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/empty hand techniques/handcuffing

Officer 2 – empty hand controls

Arrestee - taken into custody

White Male Age 40, 5'07", 160 lbs.

Arrestee – no injury

Officer – no injury



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3. 23BU020119

9/3/23

Complainant/Officers Dispatched

Call type – Assault

Charges – Assault on a Law Enforcement Officer

Synopsis

Caller stated to the effect a male was at the intersection Church Street and Cherry Street being combative, hurling racial slurs and attempting to start fights with people passing by. Caller stated to the effect that a friend of the male had escorted the male away from the area. Two officers arrived on scene and canvassed the area looking for the male. The officers located the male and two subjects speaking with him. The male pulled away from the two subjects. An officer attempted to speak with the male while the second officer spoke with the friends. The officer observed the male showing signs of being extremely intoxicated and stated to the effect that fact to the male. The officer attempted to figure out where the male lived. The officer tried speaking with the two friends to get them to take the male home. The male stepped in between the officers and the friends and would not let the officer speak with them. The officer decided to take the male into protective custody and stated this to the male. The male threw his sweat shirt at an officer and then ran from the two officers. While running away the male fell twice. The officer approached the male as he got back up and attempted to run away. The male punched the officer in the head as he attempted to run by the officer. The two officer brought the male to the ground. The two officers tried to roll the male over into a prone position but the arrestee would not comply. A third officer arrived and the second officer went to get their police cruiser. The third officer assisted in rolling the male into a prone position where they were placed in handcuffs.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/empty hand controls/handcuffing

Officer 2 – empty hand controls

Arrestee - taken into custody

White Male Age 23, 5'11", 145 lbs.

Arrestee – no injury

Officer – injury to elbow - laceration.



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4. 23BU020736

9/8/23

Complainant/Officers Dispatched

Call type – Retail Theft

Charges – Retail Theft

Synopsis

Loss prevention stated to the effect that a male was walking out of the store without paying for items. An officer stopped the male in the vestibule and identified himself as police officers. The male attempted to walk past the officer. The officer had to place their open palms on the male's chest and upper left arm to prevent the male from walking by him. The male stopped and a second officer arrived and the arrestee was detained.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal direction/empty hand controls

Arrestee - taken into custody, cited and released

White Male Age 26, 5'05", 140 lbs.

Arrestee – no injury

Officer – no injury

5. 23BU020744

9/8/23

Complainant/Officers Dispatched

Call type – Mental Health

Charges – None

Synopsis

Caller stated that their family member had been diagnosed with a mental health disorder and was currently experiencing a mental health issue at this time. Officers arrived on scene and observed two females grabbing onto each other screaming. One female continued to repeat the same phrase over and over. The other female stated that this female was hurting her. One officer took the female subjects left arm and the other took her right arm and pulled her from the other female. The officers then physically moved her arms behind her back and placed her in handcuffs. BFD was called and arrived on scene to treat the female. Officer maintained their hold on the female while she was being treated by BFD. Three officers had to physically carry the female down a set of stairs and place her on a stretcher. Two officers rode up in the ambulance with BFD per BFD request.



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Subjects Actions – Assaultive

Officer Actions

Officer 1 – Verbal commands/empty hand controls/handcuffing

Officer 2 – Empty hand controls

Officer 3 – Empty hand controls

Subject - taken into custody

White Female Age 57, 5'02", 140 lbs.

Subject – no injury

Officer – no injury

6. 23BU020822

9/9/23

Office Initiated

Call type – Larceny from a Building

Charges – Petit Larceny from a Building

Synopsis

An officer in his cruiser at the intersection of Bank Street and Church Street observed a male chasing another male. The male caught the male he was chasing and the officer observed a physical altercation. The officer responded, yelling for them to stop and the male who was being chased fled on foot from the officer. The officer pursued and was able to grab the male around his chest from behind and stop him. The male struggled against the officer. The officer stated to the effect to the male that he was being detained. The male complied and was placed into handcuffs. The male who was giving chase was a store employee and stated to the effect that the male being detained had stolen their tip jar and ran.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/empty hand controls/handcuffing

Arrestee - taken into custody

White Male Age 37, 5'06", 120 lbs.

Arrestee – no injury

Officer – no injury



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7. 23BU020916

9/11/23

Complainant/Officers Dispatched

Call type – Robbery

Charges – Simple Assault on a Police Officer/Disorderly Conduct/Stalking

Synopsis

Caller into dispatch could be heard arguing with a male and then stating to the effect are you robbing me. Dispatch was able to map the call to a location and dispatched officers. The first officer arriving observed a male and female struggling with each other inside a residence. The officer stated to the effect to stop. The parties separated but continued to verbally argue. The first officer spoke with the male subject and a second officer spoke with the female. The female decided to leave the residence for the night. The female walked down the street the male began to follow her yelling at her. The officer stated to the effect for the male to not follow the female. The male began to follow her yelling. It was approximately 0600 hours. One officer used his police cruisers to catch up to the male and a second officer walked up behind the male. A third officer arrived and went out with the male first, stating to the effect to walk in the other direction or he would be arrested for stalking. The male stated to the effect for the officer to get out of his face. The male then stepped closer to the officer and the officer walking up behind observed the male to clench his fist and believed the male was going to assault the officer in front of him. The officer took hold of him male from behind and brought him to the ground. The first officer arrived and assisted rolling the male into a prone position where the two officers had to physically pull the arrestees arms behind his back and place him in handcuffs. While trying to search the arrestee he continued struggle and fight and was warned he was going to be sprayed with OC if he continued to resist. Once at the police cruiser the arrestee continued to struggle and would only partially get into the cruiser. An officer deployed his OC to get the arrestee completely into the rear of the cruiser.

Arrestee Actions – Active Resistance/Assaultive

Officer Actions

Officer 1 – Verbal commands/empty hand controls

Officer 2 – Verbal commands/empty hand controls/distractionary strikes

Officer 3 – Verbal commands/Empty hand controls/handcuffing/OC warned/OC deployed

Arrestee - taken into custody

White Male Age 35, 5'00", 120 lbs.

Arrestee – requested medical attention after OC deployed while at BPD/BFD transported to UVMHC ED/Seen at ED and released

Officer – no injury



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8. 23BU209980

9/11/23

Complainant/Officers Dispatched

Call type – Domestic disturbance

Charges – None

Synopsis

Complainant called and stated to the effect that his girlfriend who had been staying with him was intoxicated and acting aggressively towards him while she was packing to leave. Officer arrived on scene and spoke with the male and female. The officers observed the female was intoxicated and stating to the effect that she wanted to kill herself. After speaking with the female the officers decided base on her self harm statements to take her into protective custody. Two officers took hold of her arms to place her in handcuffs and the female attempted to pull her arms away. Both officers had to use physical force to bring the females arms behind her back and place her in handcuffs. While walking her to the cruiser the female dropped her weight and sat down. Officers had to physically pick her up to her feet. At the cruiser they had to partially lift her into the back of the cruiser.

Subjects Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/empty hand controls/handcuffing

Officer 2 – Verbal commands/empty hand controls

Subject - taken into protective custody

White Female Age 38, 5'08", 130 lbs.

Subject – no injury

Officer – no injury

9. 23BU2021067

9/12/23

Officer Initiated

Call type – Arrest on Warrant

Charges – Arrest on Warrant/resisting arrest

Synopsis

An officer on patrol observed a male subject on a bicycle they knew to have a warrant. Once confirmed the officer relocated the male and the male fled on the bicycle from the officer. The officer canvassed the area and again relocated the male. The officer exited his cruiser and



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stated to the effect to the male he had a warrant and was under arrest. The male again fled on the bicycle. The officer pursued the male on foot and was able to finally catch up to the male. The officer attempted to grab a hold of the backpack the male was wearing while doing so this caused the male to lose his balance on the bicycle. The male crashed the bicycle ending up on his side. The officer was able to physically bring right arm behind the arrestees back and the male compliantly placed his left hand behind his back. Once the officer had placed a single handcuff on the arrestee began to resist, struggling and pulling his arms away. The officer stated to the effect to stop resisting. The officer stated to the effect that he would use his OC if the arrestee did not stop. The officer never drew his OC. The arrestee complied and the officer was able to complete handcuffing the arrestee. The officer observed an abrasion to the right side of the arrestee's head from bicycle crash. The male declined medical service but the officer called for BFD and they transported the arrestee to UVMHC ED where he was treated and released to police custody.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/empty hand controls/handcuffing/OC warned

Arrestee – taken into custody

White Male Age 41, 5'09", 180 lbs.

Arrestee – abrasion from bicycle crash/transported to UVMHC ED by BFD/treated and released by ED.

Officer – no injury

10. 23BU201182

9/13/23

Complainant/Officers Dispatched

Call type – Assault

Charges – Disorderly Conduct/Simple Assault

Synopsis

Callers stated to the effect that a male was assaulting a female in the parking lot off of Center Street. As officer responded a caller advised that the parties were dispersing. A description of the suspect was given to officers. A short time later an officer canvassing the area observed the suspect in the assault running across Saint Paul Street. The officer drove his cruiser into a parking lot in the direction the suspect was fleeing. The officer was told by a bystander that the suspect had already fled the parking lot and the officer observed the suspect running and initiated a foot pursuit. The officer pursued the male into a parking lot that was closed on three sides by buildings. The suspect hid behind a large electrical box that completely hid him from



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the officer's view. The officer did not know if the subject was armed, drew their firearm. The suspect came emerged from behind the electrical box. The officer gave the suspect verbal commands stating to the effect to show their hands and to get on the ground. The suspect did not comply but finally turned around and put their hands behind their back. The officer holstered their firearm and approached and compliantly handcuffed the suspect.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/firearm pointed/empty hand controls/handcuffing

Arrestee - taken into custody

Black Male Age 49, 5'07", 160 lbs.

Arrestee – no injury

Officer – no injury

11. 23BU021235

9/13/23

Officer Initiated

Call type – Impeding a Public Officer

Charges – Impeding a Public Officer/Aggravated Assault/Resisting Arrest/Hindering Arrest

Synopsis

An officer had taken a suspect into custody and was searching them before placing them into a cruiser when a male subject approached him. The officer had to stop his search of the arrestee to state to the effect to the male stop walking towards him. The male then approached the open rear hatch back of the cruiser. A second officer approached the male and stated to the effect to move away from the rear of the cruiser. The officer closed the hatch back of the cruiser. The male then encroached on the first officer who was still dealing with his arrestee. The second officer stated to the effect to the male to stay away from the officer and that if he continued he could be arrested for impeding. The officer stated to the effect to the male he could walk away or watch from a distance. The male stated to the effect that he was not going to stop as he stepped even closer to the first officer and the arrestee. The first officer had to stop his search for the third time due to the male's actions. The first officer then placed his arrestee into this cruiser. The male approached the first officer while his back was turned. The second officer placed himself between the male and the first officer and had to place his hand the male's chest to stop him from moving forward. The male stepped back but then again moved forward into the officer, this occurred 2 times and then the second officer stated to the effect that the male was under arrest for impeding. The first officer took hold of the male's left arm and the second officer took hold of his right arm. The arrestee stiffened both arms and pull



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his arms forward as the officer attempted to move them behind the arrestee's back. The first officer brought the arrestee to the ground in a controlled manner. The second officer controlled the arrestee's legs as the first officer struggled with the arrestee's upper body. A third officer arrived and took hold of the arrestee's left arm and helped roll him into a prone position. A fourth officer arrived and removed a knife from the pocket of the arrestee and then held his right leg. The arrestee continued to struggle and a fifth officer arrived and attempted to assist in bringing the arrestee's arms from under him to his back. The arrestee resisted these attempts. The officer then removed his OC and deployed it. The arrestee decreased his resistance and the officers were able to place him in handcuffs. The arrestee requested medical attention for the OC spray. The arrestee was seen at UVMHC ED and released.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/Empty hand techniques

Officer 2 – Empty hand techniques

Officer 3 – Empty hand techniques/handcuffing

Officer 4 – Empty hand techniques

Officer 5 – Empty hand techniques/OC deployed

Arrestee - taken into custody

White Male Age 28, 6'02", 175 lbs.

Arrestee – requested medical attention/transported to UVMHC ED/seen and released to BPD/
no injury

Officer – 2 officers had cuts and abrasions to their arms/did not seek medical attention

12. 23BU021267

9/14/23

Complainant/Officers Dispatched

Call type – Assault

Charges – Aggravated Disorderly Conduct/Retail theft/Assault on a Law Enforcement

Officer/Impeding a Public Officer

Synopsis

Caller stated that their grocery store security officer was pushed by a male suspect. The male suspect had exited the building and was near the cart corral. Responding officer located the suspect at a gas station/convenience store across from the grocery store. Two officer went out with the suspect who was inside the store. They stated to the effect to him to step outside so they could speak with him about the incident at the grocery store. The suspect grabbed several items from the store and walked outside without paying for them. After officers spoke with him



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the suspect attempted to walk back inside. One officer stated to the effect that they were not free to go and took hold of the suspect's left arm. The suspect pulled his arm away and the second officer took hold of the suspect's right arm. The suspect pulled his arm away and drew back with his right hand in a fist as if to strike the second officer. A third officer who had arrived on scene wrapped his arms around the suspect and brought him to the ground in a controlled manner. The first officer attempted to hold the suspects legs. On the ground the suspect grasped the second officer vest and attempted to pull the officer on top of himself. The vest tore at the shoulder and the officer was able to pin the suspects arm to the ground. The vest had hung down onto the suspect and the suspect began to bit the internal portion of the vest. The officer used his forearm to push the suspects face away from his body and vest. A fourth officer arrived and deployed his OC on the suspect to stop his resistance. The suspect continued to resist but officer were able to finally place his hands behind his back and handcuff him.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/Empty hand controls

Officer 2 – Verbal commands/Empty hand control

Officer 3 – Empty hand controls/take down/handcuffing

Officer 4 – OC deployed

Arrestee - taken into custody

Black Male Age 30, 5'10", 180 lbs.

Arrestee – requested medical for OC spray/transported to UVMMC ED by BPD/treated and released to BPD

Officer – 2 officers suffered abrasions and scrapes to their arms/did not seek medical attention

13. 23BU021428

9/15/23

Complainant/Officers Dispatched

Call type – Retail Theft

Charges – Aggravated Assault/Resisting Arrest/Retail Theft/Arrest on Warrant X2

Synopsis

Loss prevention notified officers of a retail theft that was occurring at their store. An officer working a rapid response Retail Theft detail stopped the suspect outside of the store after the loss prevention officer had taken possession of the cart of merchandise. The suspect complied with the officer at first but when the officer stated to the effect to the suspect they were under arrest. The officer took hold of the suspects arm but the suspect pulled their arm away, spun



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around and flailed pushing the officer's hands away as the officer attempted to take hold of him. The suspect continued to fight with the officer but was able to separate from the officer and flee on foot. The officer pursued and short distance but injured their leg and had to stop. The officer broadcasted a description of the male and where he was last scene. An officer responding to the area on a police motor unit observed the suspect and was able to pursue them into a park with the help of citizens pointing in the direction the suspect fled. The officer located the suspect hiding in the tree line of the park. The officer could not observe the suspects hands. The officer drew their firearm and pointed at the suspect and stated to the effect to the suspect to come out of the tree line and show his hands. The suspect complied. The officer stated to the effect for the suspect to place his hands behind his back. The suspect complied and the officer holstered his firearm and compliantly handcuffed the suspect.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/empty hand controls

Officer 2 – Verbal commands/firearm pointed/handcuffing

Arrestee - taken into custody

White Male Age 53, 5'11", 160 lbs.

Arrestee – no injury

Officer – leg injury/treated at UVMMC ED and released

14. 23BU021553

9/16/23

Complainant/Officers Dispatched

Call type – Intoxication

Charges – None

Synopsis

Caller stated they were following a male who was highly intoxicated up Church Street. Three officer went out with the caller, her husband and son. The son was friend with the subject. The subject at this time was passed out on the ground. The officer called for BFD to respond. The male had a bloody nose and numerous bleeding cuts and scrapes on his body. BFD responded and the male was placed in restraints on a stretcher. While in the ambulance the subject came to and attempted to remove his restraints. The subject then began to grab at cabinets, items in the ambulance and trying to remove his restraints. Three officers entered the back of the ambulance. Two officers physically moved the subjects and the third placed his hand in handcuffs. Two officer had to ride up to UVMMC ED in the back of the ambulance. Even though



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the subject was handcuffed the two officers had to use physical force to keep the subjects arms and upper torso down.

Subject Actions – Active Resistance

Officer Actions

Officer 1 – Empty hand controls/handcuffing

Officer 2 – Empty hand controls

Officer 3 – Empty hand controls

Subject - taken into protective custody

White Male Age 27, 5'06", 200 lbs.

Subject – no injury from UOF/Transported to UVMHC ED by BFD for injuries that occurred previous to officer contact and for level of intoxication

Officer – two officer received blood exposures – one officer on the arm the second in the face/decontamination

15. 23BU021911

9/21/23

Complainant/Officers Dispatched

Call type – Suspicious

Charges – None

Synopsis

Caller stated there are two males on the second floor with guns who are threatening people. The first operator on scene went to the locked front door of the apartment building and could observe three subjects in the stairwell through window in the door. The officer gave verbal commands for the three subjects to raise their hands and for one of them to open the door. The male subjects refused to comply with the officer's commands to show their hands or open the door. Due to the nature of the call involving firearms the officer drew his firearm and pointed it the male subjects through the door window. A second officer arrived and was able to gain access while the first officer covered the three male subjects. All three were detained and then released after officers investigated the incident. One male refused to identify himself and is listed as a John Doe.

Subjects Actions – Verbal Non-compliance

Officer Actions

Officer 1 – Verbal commands/firearm pointed



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Subjects – investigative detention

Black Male Age 33, 5'05", 150 lbs.

Black Male Age 44, 5'09", 160 lbs.

Black Male Age unk, 6'00", 185 lbs.

Subjects – no injury

Officer – no injury

16. 23BU021980

9/21/23

Complainant/Officers Dispatched

Call type – Operations

Charges – Narcotic Distribution

Synopsis

Officers conducted a high risk motor vehicle stop looking for the suspect in a drug case. Three officers pointed their firearms at the two subjects in the vehicle. The two subjects, a male and female, were called out of the vehicle and complied with officers directions. Both subjects were handcuffed and placed in investigative detention. The male subject was not the suspect, the female did not identify herself and both were released. Officers then served a search warrant on a residence as part of the case. While calling subjects out of the building the three officers pointed their firearms at two subjects. One subject was the suspect and he was taken into custody. The second was a male climbing out a window who was not part of the apartment that was being searched he was not identified at time. The male was briefly detained to determine he was not from the target apartment and was released. Officer later tried to reconnect with the male to identify him but could not locate him.

Subjects Actions – Compliant

Officer Actions

Officer 1 – Firearm pointed – high risk motor vehicle stop

Officer 2 – Firearm pointed – high risk motor vehicle stop/ Firearm pointed – Search Warrant

Officer 3 – Firearm pointed – high risk motor vehicle stop

Officer 4 – Verbal commands/Firearm pointed – Search Warrant

Officer 5 – Verbal commands/Firearm pointed – Search Warrant

Subjects – investigative detention and released

Arrestee- taken into custody and lodged

Subject Black Male Age 45, 5'10", 180 lbs. – high risk motor vehicle stop

Subject White female Age unk, unk, unk

Arrestee Black Male Age 26, 5'09", 180 lbs. – Search Warrant

Subject White Male Age unk, unk, unk,



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Arrestee – no injury
Subjects – no injury
Officer – no injury

17. 23BU022004

9/21/23

Complainant/Officers Dispatched

Call type – Arrest on Warrant

Charges – Warrant Arrest

Synopsis

Caller stated he had located his vehicle which had been stolen in Colchester in a parking lot in Burlington. Officers responded to the parking lot. The vehicle was unoccupied but officers observed a female subject laying on the ground. Officers checked on her and after running her name learned she had a valid arrest warrant. After she was seen by BFD and declined medical attention officers explained she had a warrant for her arrest. The arrestee compliantly placed their arms behind their back and was handcuffed compliantly. While walking the arrestee to the police cruiser she began to yell and pull away from officers. Officers had to use physical force stop the arrestee from breaking their grips and keep control of her. The arrestee continued to pull away, kick and struggle while one officer attempted to search her before placing her in the cruiser. The two officers finally had to place the arrestee on the ground in a controlled manner to finish the search. The arrestee was then placed into the cruiser without incident.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/empty hand controls

Officer 2 – Verbal commands/empty hand controls/handcuffing

Arrestee - taken into custody and lodged on the warrant

White Female Age 25, 5'04", 140 lbs.

Arrestee – no injury

Officer – no injury

18. 23BU022136

9/23/23

Complainant/Officers Dispatched

Call type – Domestic Assault

Charges – Misdemeanor Domestic Assault/Resisting Arrest



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Synopsis

Caller stated to the effect that their neighbors are outside of their unit fighting and one of them has a machete. A second call from victim stated that he is brother was chasing him with a knife. Three officers arrived on scene and made contact at the residence with the victim. The victim stated the suspect had run out of the back of the residence. An officer observed the suspect running and stated to the effect for them to stop and they were under arrest. Officers continued to pursue the suspect for approximately six more minutes as he slow made his way back towards the residence and the victim. An officer who was coming from the other direction drew their firearm and pointed it the male, due to the possibility of the suspect still having the machete, and used his firearm to blind him. The officer started to give the suspect commands to get on the ground. An officer coming from the opposite direction observed the suspect crawling out from under some bushes and then standing up on the sidewalk facing the officer with the flashlight. The officer tackled the suspect to the ground and was able to place him in handcuffs with the assistance of a third officer. Arrestee had cuts on the end of his fingers from crawling under bushes. BFD was called and arrived but arrestee refused medical treatment.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/Displayed firearm

Officer 2 – empty hand controls/handcuffing

Officer 3 – empty hand controls

Arrestee - taken into custody

Black Male Age 18, 6'01", 170 lbs.

Arrestee – no injury

Officer – no injury

19. 23BU022336

9/25/23

Complainant/Officers Dispatched

Call type – Retail Theft

Charges – Retail Theft/Unlawful Trespass

Synopsis

Caller stated to the effect that a male subject previously trespassed had a cart with a large amount of retail items in the store and was heading to the rear store emergency exit. Two officers arrived on scene. One officer was speaking with store loss prevention who pointed out the male at the back of the store by the exit. The officer observed the male go through the



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emergency exit with the cart full of items which had not been paid for. Officers went to the rear of the store and observed the suspect going through a fence with the cart. Officers followed and heard someone yelling to the effect of not bring their criminal activities to their doorstep. The two officers located the suspect on the second floor landing of a condominium complex. One Officer took hold of the arrestee's left arm and shoulder and escorted him down the stairs. The arrestee became verbally abusive and began to attempt to pull away from the officer and then tried to turn and face the officer. The officer then placed the arrestee against a wall and placed them into handcuffs. The officer escorted the arrestee to a cruiser, the arrestee continued to resist dropping his weight towards the ground, running into the officer. At the cruiser the arrestee continued to resist struggling against the officers while they attempted to search him. The two officers brought the arrestee to the ground in a controlled manner and were able to complete their search.

While at the Burlington Police Department a third officer brought the arrestee into the holding area. The arrestee continued his verbal abuse and stated to the effect he would not cooperate with officers. The officer had to physically move the arrestee into the holding area. The officer stated to the effect the arrestee would remain in handcuffs if they continued to resist and not cooperate but the arrestee continued to resist. The officer had to remove the arrestee's shoes to place him in a cell and the arrestee resisted and the officer had to physically move the arrestee off balance to attempt to remove the shoes. The arrestee finally removed his own shoes and was placed in the cell. The officer had to physically seat the arrestee on the bench and then the arrestee appeared to be preparing to spit on the officer. The officer pushed the arrestee face to one side to prevent this and then exited the cell.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/empty hand controls/handcuffing

Officer 2 – empty hand controls

Officer 3 – empty hand controls

Arrestee - taken into custody

White Male Age 34, 5'06", 170 lbs.

Arrestee – no injury

Officer – no injury

20. 23BU022377

9/26/23

Officer initiated

Call type – Unlawful Trespass

Charges – Unlawful Trespass



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Synopsis

An officer on foot patrol observed a female subject in City Hall Park that had been trespassed previously for 90 days for using drugs in the park. The officer informed the female she was under arrest and to place her hands behind her back. The arrestee began to yell and scream. The officer attempted to de-escalate her and was able to compliantly handcuff her. While escorting the arrestee to the police cruiser she began to actively resist dropping her weight and trying to sit down. The officer had to physically pull to keep her upright. The arrestee then began pulling away and the officer had to physically pull her back to stop her. While searching arrestee at the cruiser she continued to struggle. The officer completed their search of the arrestee and they were transported to BPD.

Arrestee Actions – Active Resistance

Officer Actions

Officer 1 – Verbal direction/empty hand controls/handcuffing

Arrestee - taken into custody

White Female Age 32, 5'00", 150 lbs.

Arrestee – no injury

Officer – no injury

21. 23BU022400

9/26/23

Officer Initiated

Call type – Operations

Charges – Felony Narcotic Sales

Synopsis

Officer located a male subject wanted for felony narcotic sales at a local mall. The male was in the company of two other males. The officers approached the males in the parking lot with their firearms displayed but not pointed at the males and stated to the effect to put their hands up. The three males did not comply and all ducked behind a vehicles. Two officers pointed their firearms at the arrestee and one other male subject as they worked around the vehicles to locate them. The arrestee was taken into custody without incident. The male subject was detained and then released.

Arrestee Actions – Active Resistance



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Officer Actions

Officer 1 – Verbal commands/Firearm pointed/handcuffing

Officer 2 – Verbal commands/Firearm pointed/handcuffing

Arrestee - taken into Custody

Subject – detained and released

Arrestee - Black Male Age 38, 6'00", 208 lbs.

Subject - Black Male Age 35, 5'07", 200 lbs.

Arrestee – no injury

Subject – No Injury

Officer – no injury

22. 23BU022474

9/27/23

Complainant/Officers Dispatched

Call type – TRO/FRO/ERPO Violation

Charges – Violation of an Abuse Prevention Order/Violation of Conditions of Release/Unlawful Trespass/Aggravated Assault/Resisting Arrest and Impeding Public Officers

Synopsis

Two officers responded to a male subject who was trespassing on private property. The owner had been granted a Civil Stalking Order against the male as well as trespass notice had been issued for the property and surrounding properties. The first officer arriving on scene observed the male with a brick in his hand. The officer waited for the second officer to arrive to make contact with the male. The officer stated to the effect for the male to drop the brick. The male did not comply. The male walked away, with officers stating to the effect for him to stop, and placed the brick in a recycling bin. Once the brick was out of the male's hands the male started walking back towards the officers and one officer approached and stated to the effect for the male to place his hands behind his back. The arrestee did not comply and attempted to walk by the officers while manipulating the backpack he was wearing. The officers informed the male he was under arrest and to place his hands behind his back as both officers took hold of the arrestee's arms and attempted to move them behind the arrestee's back. The arrestee began to actively resist, pulling away from the officers and then turned and lunged at an officer. The officer brought male to ground. The first officer was able to bring the right arm behind the arrestee's back. The second officer assisted in bringing the arrestee's left arm behind his back and then handcuff the arrestee.

Arrestee Actions – Active Resistance



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Officer Actions

Officer 1 – Verbal commands/empty hand controls

Officer 2 – Verbal commands/empty hand controls/handcuffing

Arrestee - taken into custody

Black Male Age 30, 5'10", 165 lbs.

Arrestee – no injury

Officer – injury to elbow - laceration

23. 23BU022555

9/28/23

Complainant/Officers Dispatched

Call type – Search Warrant

Charges – (3) Arrestees for Narcotic Sales (1) Arrest on Warrant

Synopsis

Officers conducted a drug search warrant of a residence. While in the calling out subjects and clearing the building two officers pointed their firearms a numerous subjects and arrestee's. All subjects were detained and released without incident and all arrestee's were taken into custody without incident.

Arrestee Actions – Compliant

Subjects Actions – Compliant

Officer Actions

Officer 1 – Verbal commands/firearm pointed

Officer 2 – Verbal commands/firearm pointed

Arrestee - taken into Custody

Subjects – detained and released

Arrestee - White Male Age 42 6'00", 170 lbs.

Arrestee - White Male Age 33 5'09", 220 lbs.

Arrestee - White Male Age 40 6'00", 160 lbs.

Arrestee - White Female Age 43 5'01", 130 lbs.

Subject - White Female Age 42 5'06", 120 lbs.

Subject - White Male Age 42 6'01", 170 lbs.

Subject - White Male Age 33 5'07", 150 lbs.

Subject - White Male Age 40 5'09", 140 lbs.



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Arrestees – no injury
Subjects – no injury
Officers – no injury

24. 23BU022556

9/28/23

Complainant/Officers Dispatched

Call type – Search Warrant

Charges – None

Synopsis

Officers were serving a narcotic search warrant at a residence. The officers knocked and announced their presence but there was no response. Officer then made entry and two officers pointed their firearms at three subjects the came in contact with. The subjects were compliant and were handcuffed without incident. The three were detained and then later released.

Subjects Actions – Compliant

Officer Actions

Officer 1 – Verbal commands/Firearm pointed

Officer 2 – Verbal commands/Firearm pointed

Subjects – Investigative detention and released

White Male Age 34, 6'00", 180 lbs.

White Male Age 31, 5'08", 130 lbs.

White Male Age 40, 5'10", 170 lbs.

Subjects – no injury

Officers – no injury

25. 23BU022558

9/28/23

Complainant/Officers Dispatched

Call type – Burglary

Charges – Burglary

Synopsis

Caller stated to the effect they heard a subject breaking into her front door. The caller fled out her back door and hid stating to the effect they believed the subject was still inside. Officers arrived on scene. An officer on perimeter observed a female subject exiting the back door of



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the residence and then a piece of plywood on a fence. The officer pointed their firearm at the female subject and stated to the effect to show their hands. The female complied. A second officer assisted in compliantly handcuffing the female. A bag the female had contained property from the caller's residence and the female was arrested for burglary.

Arrestee Actions – Compliant

Officer Actions

Officer 1 – Verbal commands/firearm pointed/handcuffing

Arrestee - taken into custody

White Female Age 34, 5'02", 135 lbs.

Arrestee – no injury

Officer – no injury

26. 23BU022601

9/28/23

Complainant/Officers Dispatched

Call type – Trespass

Charges – Unlawful Trespass/Resisting Arrest/Assault on a Law Enforcement Officer

Synopsis

COTS station called stating to the effect that a male subject was trespassing on their property. The male had been trespassed early for a disturbance and acting aggressively towards staff. Officer responding located the male subject a short distance from the station.. An officer stated to the effect for the male to stop and that they need to speak with him. The male continued to walk. An officer speaking with the caller let the two officers know the male subject was to be arrested. An officer reached the male subject, stated to the effect he was under arrest and took hold of his right wrist. The male actively resisted, attempting pull his arm free. The officer placed the subject up against a fence and brought his right arm behind his back. The second officer took hold of his left arm, the arrestee attempted to pull away. The second officer stated to the effect for the arrestee to relax and the first stated to the effect to stop resisting. The officers were able to place both the arrestee's arms behind his back and handcuff him. At BPD in the holding area the arrestee continued to resist while being brought into the holding area, pulling away and kicking a trash can.

While in the holding area a third officer asked the arrestee if was going to cooperate and the arrestee stated he would. The first officer removed the handcuffs and the arrestee immediately drew back his arm with his hand in a fist staring at the first officer. The third officer grabbed a hold of the arrestees shoulder and assisted the arrestee to the ground on his back. A fourth officer took hold of the arrestees left wrist and pinned it to the ground as the arrestee



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continued to fight with officers as he lay on the ground. The officers were able to roll the arrestee into a prone position. A fifth officer controlled the arrestee's legs. The arrestee was placed back into handcuffs and then officers assisted him in standing back up.

Arrestee Actions – Active Resistance/Assaultive

Officer Actions

Officer 1 – Verbal commands/empty hand controls/handcuffing

Officer 2 – Verbal commands/empty hand controls

Officer 3 – Verbal commands/empty hand controls

Officer 4 – Empty hand controls

Officer 5 – Empty hand controls

Arrestee - taken into custody

White Male Age 56, 5'10", 250 lbs.

Arrestee – no injury

Officers – no injury

27. 23BU022632

9/29/23

Complainant/Officers Dispatched

Call type – Disturbance

Charges – None

Synopsis

Caller stated to the effect her neighbors were involved in a fight outside their resident, a female is hitting a male and that both appeared intoxicated. Three officers arrived on scene. An officer attempted to speak with the male subject but the male became immediately aggressive towards the officer. This caused a second officer to place his arm out to stop the males advance towards the first officer. The male then turned with a clenched fist towards the second officer. The second officer as well as a third officer each took hold of the males arms and physically placed the male's hands behind his back and put him in handcuffs. The officer took the male into protective custody and took him to a detox facility.

Subjects Actions – Active Resistance

Officer Actions

Officer 1 – Empty hand controls/handcuffing

Officer 2 – Empty hand controls

Subject - taken into protective custody and detoxed



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White Male Age 47, 5'09", 180 lbs.

Subject – no injury

Officer – no injury

Use of Force Report
October 01, 2023 – October 3, 2023
Please note definitions below when reading this report

- **General** - considering or including the main features or elements of something, and disregarding exceptions
- **“Stated to the effect”** “is used throughout this report to show the general idea of what someone said instead of their actual words.”
- **Synopsis** - a brief or general summary of something.

Total Number of Incidents for 10/1/23 – 10/3/23 – 243

Total Number of UOF Incidents – 4

Total Uses of Force – 6

Percent of UOF Incidents vs. Total Incidents - . 16%

Race/Gender of Arrestee/Subject in UOF Incidents

White Male – 2

White Female – 1

Black Male – 1

Black Female – 1

Incidents

1. 23BU022909

10/2/23

Complainant/Officers Dispatched

Call type – Disorderly Conduct

Charges – Disorderly Conduct/Petit Larceny/Disorderly Conduct/Arrest on a Warrant

Synopsis

Caller stated to the effect that a female subject was at her residence yelling occupants, hitting a fence and pouring paint on a trash can and the residence. Two officers arrived on scene and observed the female suspect. The officer spoke with the caller and returned to the female suspect who was now yelling at some construction workers. The officer approached the female and stated to the effect to stop. The female did not comply. The officer took hold of her left arm. The female tensed up and actively pulled her arm towards her body. The officer had to physically move the arrestee's arm behind her back. A second officer took the arrestee's right arm and physically placed it behind her back. The first officer then placed her into handcuffs. Officer learned the female had an arrest warrant. While at court for the arrest warrant, the arrestee attempted to shoulder past the officer who had been in the holding cell with her. The officer had to place a hand on the arrestee's shoulder to prevent her from leaving while they backed out of the cell.

Arrestees Actions – Active Resistance

Officer Actions

Officer 1 – Verbal commands/Empty hand controls/handcuffing
Officer 2 – Empty hand controls
Officer 3 – Empty hand controls

Arrestee – taken into custody
Black Female Age 21, 6’03”, 210 lbs.

Arrestee – no injury
Officer – no injury

2. 23BU022912

10/2/23

Complainant/Officers Dispatched

Call type – Trespass

Charges – Arrest on a Warrant

Synopsis

A property manager called stating to the effect that two subjects had broken in to a locked unit. Two officers arrived on scene and were shown the apartment. Officers made entry and almost immediately came in contact with a male and female subject. The officer pointed his firearm at both subjects while giving stating to the effect to for them to show their hands. The two subjects complied and were placed into handcuffs without incident. Officers learned the male subject had an arrest warrant and he was taken into custody for the warrant.

Arrestees Actions – Compliant

Subject Actions – Compliant

Officer Actions

Officer 1 – Verbal commands/Firearm pointed

Arrestee – taken into custody

Subject – detained then released

Arrestee – White Male Age 42, 5’06”, 165 lbs.

Subject – White Female Age 43, 5’02”, 117 lbs.

Arrestee – no injury
Subject – no injury
Officer – no injury

3. 23BU022948

10/2/23

Officer initiated

Call type – Impeding a Public Officer

Charges – Arrest on Warrant/Impeding a Public Officer/Resisting Arrest

Synopsis

Two officers were canvassing Oakledge Park for a wanted male subject. Officer located the wanted male in the park. The officer made contact with the wanted male and stated to the effect that he had a warrant. The arrestee was compliantly handcuffed. An officer began to escort the handcuffed arrestee up a rock trail when the arrestee began pulling away from the officer and tried to run away from the officer. The two officers placed the arrestee up against a rock wall and stated to the effect that to not fight with them, that they need to help escort him to the cruiser as he was handcuffed and the did not want him to fall. The officers and arrestee then made it to a dirt trail when the arrestee, twisted and lunged with his shoulder at one of the officers. That officer brought the arrestee to the ground, with the arrestee on his back. The officer struck a finger on his hand injuring it while doing this. An officer again stated to the effect that the arrestee need not to fight with officers and that they were trying to get him back to the cruiser. The officers stood the male up and were able to bring him to the cruiser without further incident.

Arrestees Actions – Active Resistance

Officer Actions

Officer 1 – Verbal Commands/empty hand controls/handcuffing

Arrestee – taken into custody

Black Male Age 30, 5'10", 165 lbs.

Arrestee – no injury

Officer – injury to finger on hand

4. 23BU0223065

10/3/23

Complainant/Officers Dispatched

Call type – Trespass

Charges – Unlawful Trespass

Synopsis

Caller stated a male subject was outside of the UVMEM Emergency Department and refusing to leave. Officers arrived on scene and arrested the male for unlawful trespass. The male was taken into custody and handcuffed without incident. At BPD the arrestee refused to exit the cruiser and an officer took hold of his clothing and began to pull the arrestee out. The arrestee resisted so the officer stopped. Eventually the arrestee was verbally coaxed out of the cruiser.

Arrestees Actions – Active Resistance

Officer Actions

Officer 1 – Empty hand controls

Arrestee – taken into custody
White Male Age 61, 5'08", 170 lbs.

Arrestee – no injury
Officer – no injury



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COMMENDATIONS RECEIVED FROM THE PUBLIC
SEPTEMBER & OCTOBER 2023

#1

Subject: Commendation

Message: "A group of female college students came to BPD to support their friend who was being harassed. Officer Bartlett was able to strike the perfect balance of being professional, concerned, knowledgeable, and relatable. I imagine it was difficult for the Victim to come to a Police Department considering the personal nature of the complaint. However, the Victim left the Department feeling supported and empowered all because of how Officer Bartlett approached the situation."

#2

Subject: Thank you!

Message: "I wanted to reach out and express my deep appreciate for the opportunity to participate on a ride along Friday. I had the chance to meet a few of the officers and can truly say each and every one of them were kind, and clearly incredibly dedicated and proud of the work they do for our city.

Specifically, I was immensely impressed with the work of Officer Yeh. I spent much of the day with him and it was clear he exemplifies good policing. If every community had Police Officers like Officer Yeh we'd be much better off."

#3

Subject: Commendation

"I meant to do this sooner, but I wanted to pass along my personal thanks for all the department and officers did to help make the event possible. And especially to those officers who were present from setup at 6h00 through to the end at 17h30. As the fencing vendor for the race, the cover those officers provided gave me additional protection from vehicle and



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pedestrian traffic and better protected my equipment during setup and take down. Again, we recognize the effort and appreciate those officers (and the department's) support. Thank you."

#4

Subject: Commendation

"I want to thank the Burlington Police Department – every single person involved was incredibly responsive and helpful. We are so grateful. We know your system is taxed and I'm struck how different – and dangerous – Burlington is now. You were all so professional. I can't imagine doing your jobs in the world we live in today. Please pass on our gratitude to all involved."

###

Burlington Police Commission Body-Worn Camera Footage Review Policy

Adopted December 2023?

Policy. Pursuant to authority granted by City Council and the Burlington City Charter, it is the policy of the Burlington Police Commission (BPC) to review any or all body worn camera (BWC) footage related to incidents of Burlington Police Officers' use of force or other body worn camera footage for the purposes and as detailed in this policy.

Authority. The BPC has been granted broad authority "to initiate audits, reviews, and evaluations of policies, directives, or data; in regard to discipline, racial disparities, or other Commission priorities." City Council Resolution 7.09, signed by the Mayor in November 2021

BPC Review of Body Worn Camera Footage.

1. No Cause Auditing of BWC footage.

- a. In general, the BPC may review BWC of Use-of Force or other footage for the purpose of gathering information for the purposes of:
 - i. improving organizational culture and helping to develop a modern police force which is diverse, transparent, and accountable, and
 - ii. enhancing police transparency and preserving and expanding the public's trust.
 - iii. evaluating how key policies and directives, such as DD.05 Use of Force Police, DD.03 Fair and Impartial Policing, and DD.13.02 Interacting with Persons with Diminished Capacities, among others, are working in the field.
- b. No-cause auditing of BWC Use of Force or other footage specifically to monitor Officer or personnel performance is prohibited.

2. For Cause Auditing of BWC footage.

- a. The BPC may review BWC footage for the purpose of personnel performance-focused review by City officials only in situations that are the subject of citizen complaints, public controversy or media reporting, and situations in which weapons are discharged or in which an Officer or civilian are injured.