

ATTACHMENT 1

**CITIZENS' POLICE REVIEW BOARD
MEETING OF THURSDAY, March 23, 2017 – 6:15 P.M.
Council Chamber – Third Floor**

I. CALL TO ORDER BY CHAIR BROWN at 6:12 P.M.

II. ROLL CALL AND ATTENDANCE

Present: Chair Chris Brown
Vice-Chair Charlette Green (Early Departure/Excused: 7:15 p.m.)
Commissioner Sharon Ball
Commissioner Colette McPherson
Commissioner Mauricio Wilson

Meredith Brown, Board Counsel

CPRB Policy Analyst Juanito Rus
Joan Saupe, Complaint Investigator
Karen Tom, Complaint Investigator
Emma Dill, Complaint Investigator

Excused: Commissioner Howard Tevelson
Commissioner Brian Bingham
Commissioner José Dorado
Nikki Greer, Complaint Investigator
Andrew Lee, Complaint Investigator

Absent: Erica Harris, Commissioner

III. MINUTES

A. March 9, 2017

Chair Brown asked members to review Attachment 1 in the Agenda Meeting Packet.

A motion was made by Commissioner Ball to approve the March 9, 2017 minutes with the following corrections: Page 2, Open Forum, Paragraph 2, Line 2, Change “prompts” to “props”; Page 2, Open Forum, Paragraph 4, Sentence 2, Change “denied” to “declined”. Vice-Chair Green seconded. The motion passed. The Board voted unanimously.

IV. OPEN FORUM

There were no speakers.

V. DIRECTOR'S REPORT

(Executive Director Anthony Finnell)

A. Announcements

Director Finnell asked members to review Attachment 2 in the Agenda Meeting Packet. In reference to the Mediation Program, the meet and confer process, Chair Brown inquired if there are contingency issues. Director Finnell reported that the process goes through Employee Relations and he gets briefed on the matter; at this time he does not know what the exact issues are. There are no issues to address.

B. Pending Cases as of March 17, 2017

Director Finnell reported that as of March 23, 2017, there are 50 CPRB cases: 47 are active cases, 3 tolled cases, and one case is scheduled for Evidentiary Hearing on April 13, 2017 – Case No. 16-0487 (which is included in the active cases total). Since the last report was given on March 9, 2017, one new case has been added. Commissioner Wilson inquired what the update is on Case # 16-0220 as noted in the Pending Case List. Director Finnell reported that this case will be removed from the Pending Case List for the April 13, 2017 Board meeting.

VI. CPRB SPECIAL COMMITTEE REPORTS

A. Transparency and Legislation

1. Report from Chair

Chair Brown asked Chair Ball to give a report. Chair Ball announced that there will not be a report presented this evening

2. Next Meeting

The next meeting is to be determined.

VII. SIGN-UP SHEET FOR EXAMINERS FOR HEARINGS

(Vice-Chair Green)

Vice-Chair Green asked members to refer to Attachment 3 in the Agenda Meeting Packet.

Vice-Chair Green asked Director Finnell if there are changes to this Attachment. He reported that the hearing scheduled for May 11 will be removed. Chair Brown asked if this hearing will be rescheduled to another date and Director Finnell stated that the case

most likely will not be rescheduled. A case may be added to the Hearing Schedule; this matter will be discussed in Closed Session.

Vice-Chair Green reported that May 11 was Commissioner Wilson's day as an Examining Commissioner. Commissioner Bingham volunteered for the May 25 hearing because we did not have another volunteer. She asked Commissioner Wilson if he could sub for Commissioner Bingham. Commissioner Wilson will check his calendar and get back with his availability. Later in the meeting, Commissioner Wilson stated that he is unavailable. Vice-Chair Green stated the Evidentiary Hearing Examiner Schedule remains as is.

VIII. CLOSED SESSION: NEW BUSINESS (Convened at 6:22 p.m.)

A. Cases proposed for Administrative Closure / Pursuant to Ordinance No. 12454 C.M.S. section 6, paragraph G subsection 9, hearing would not facilitate the fact-finding process; and that no good cause is shown for further action.

1. Based on the findings of the investigation

Case No. 16-0389, Jatón Horatio Hurt

- a. Complainant's Comment
- b. Staff Report
- c. Discussion
- d. Action

Complainant alleges an OPD officer used unnecessary force on him resulting in Complainant's shoulder being pulled out of the socket. A second allegation of failing to activate the PDRD was discovered during the course of the investigation by the CPRB.

Case No. 16-0667, Gabriel Ortiz

- a. Complainant's Comment
- b. Staff Report
- c. Discussion
- d. Action

Complainant alleges an OPD officer's demeanor was rude, unprofessional and behaved inappropriately when contacting Complainant. Complainant also believed that the officer should have pulled Complainant over sooner if the officer believed the Complainant was speeding instead of waiting until the Complainant got in front of Complainant's home to confront him.

B. Pending Cases for Administrative Hearing Discussion

Case No. 16-0669
Discussion followed.

Case No. 16-0534
Discussion followed.

C. City Administrator Responses

- a. Case # 16-0142
- b. Case # 16-0199

Executive Director Finnell asked members to look at their monitors to view the above-listed cases. Discussion followed.

Chair Brown announced that Vice-Chair Green is excused from the remainder of this Board meeting.

The Board reconvened open session at 7:20 p.m.

IX. OPEN SESSION
DISCLOSURE OF NON-CONFIDENTIAL CLOSED SESSION MATTERS.

BY MOTION AND VOTE IN OPEN SESSION, BOARD ELECTS EITHER TO DISCLOSE NONCONFIDENTIAL INFORMATION OR TO DISCLOSE CONFIDENTIAL INFORMATION THAT THE MAJORITY DEEM TO BE IN THE PUBLIC INTEREST.

X. ADJOURNMENT

The Board adjourned at 7:21 p.m.