

City of Albany
Citizens' Police Review Board

Thursday, March 10, 2016, 6:00 p.m.
University at Albany, Downtown Campus - Milne Hall, Levitt Room (M120)
135 Western Ave, Albany, N.Y.

M E E T I N G M I N U T E S

Present: Larry Becker, Mickey Bradley, Charles Goodbee, Mike Grady, Maritza Martinez, Ivy Morris, Kerry Mulligan

Unexcused Absence(s): Reverend Victor Collier

I. Call to Order and Roll Call

Chair Mickey Bradley called the meeting to order at 6:04 p.m.

II. Approval of the Agenda

Board member Larry Becker motioned to approve the Agenda. Board member Charles Goodbee seconded that motion. The motion carried unanimously.

III. Old Business

A. CPRB No. 04-15 / OPS No. CC2015-007

This complaint was postponed during the February 11, 2016, Board meeting and is listed under New Business for this meeting.

B. CPRB No. 07-16 / OPS No. (none assigned)

This complaint was not received by the Board within the allowed 6-month timeframe. Chair Mickey Bradley motioned to close the complaint as "Closed / No Review." Board member Maritza Martinez seconded that motion. The motion carried unanimously.

IV. New Business

A. *New Complaint(s)*

1. One new complaint summary for a complaint received by the Board since its last meeting on February 11, 2016, was presented to provide Board members with a second opportunity to vote for or against the appointment of an investigative monitor.
 - i. **CPRB No. 09-16 / OPS No. CC2016-006** - No monitor was assigned.

2. *Complaints for Board Review* (*see Table 1)

B. *Appointment of New Members to the Committee on Complaint Review*

Board Members Larry Becker, Charles Goodbee, Ivy Morris, and Maritza Martinez all agreed to review complaints for the next meeting.

C. *Committee/Task Force Reports*

By-Laws and Rules Committee

No report at this time.

Education and Community Outreach Committee

Committee Chair Ivy Morris reported that there were no updates at this time.

Mediation Committee

Committee Chair Maritza Martinez reported that CPRB mediators are fully trained, and the Board currently awaits a citizen complaint to be assigned to mediation.

Police Department Liaison

No report at this time.

Public Official Liaison

Committee Chair Mickey Bradley reported that there were no updates at this time.

Monitors Task Force

Committee Co-Chair Larry Becker noted that he looks forward to working with the GLC to explore investigation monitoring training opportunities, as well as general monitor hiring qualifications.

D. *Report from the Government Law Center*

Coordinator for the CPRB Maureen Obie delivered the GLC Report. As of March 8, there were 36 active complaints before the Board for review. Of those 36 active complaints, 6 were reviewed by the Board at tonight's meeting. This leaves the Board with 30 active complaints. We have 0 cases ready to go on the next meeting Agenda. Six hundred and forty-two (642) complaints have been closed, including 32 complaints that have been closed with no review. The total number of complaints that remain suspended from review is 9. The total number of complaints filed to date is 721. Since the Board's last meeting on February 11, 2016, the GLC received 1 grievance form, leaving the total number of forms received at 584. The Board's outreach to all individuals who have filed grievance forms remains at 144 Citizen Complaint forms received, or 27% effectiveness.

The CPRB currently has 1 Common Council vacancy following David Rozen's resignation from the Board on March 1, 2016. The Common Council Public Safety Committee voted unanimously last month to reappoint Board member Maritza Martinez to a second 3-year term.

A draft 2016 2nd Quarterly Report was previously distributed to Board members for review and/or approval during tonight's meeting. A draft 2016 3rd Quarterly Report was also forwarded to Board members for review and/or approval during its next meeting.

In accordance with Board By-Laws, new Board members Reverend Victor Collier, Mike Grady, and Kerry Mulligan are registered to participate in the 2016 Albany Citizen Police Academy, a 14-week training program tentatively slated to start on March 30, 2016.

Registration for the 2016 Annual National Association of Civilian Oversight of Law Enforcement (NACOLE) Conference, in Albuquerque, New Mexico, is now open. Board members should review the Southwest flight information provided and notify the GLC at their earliest convenience of their availability to travel as a group during the proposed date and time. Hotel rooms will be reserved at the room block rate by the GLC upon receipt of each Board member's confirmed attendance.

The next Board meeting is scheduled for Thursday, April 14, 2016, at 6:00 p.m.

E. *Report from the Office of Professional Standards*

Commander Michael Hicks announced that APD officer promotions will be held on March 10, 2016, at 10:00 a.m., at City Hall, and Board members are invited to attend.

A Commission on Accreditation of Law Enforcement Agencies (CALEA) Certification Public Meeting will be held on March 22, 2016, at 7:00 p.m., at the Main Branch of the Albany Public Library.

F. *Report from the Chair*

Chair Mickey Bradley reported having conducted one-on-one meetings with a number of community stakeholders during the last month to address any concerns and areas of improvement for the CPRB.

A Board Member Retreat is scheduled for Saturday, March 12, 2016, from 9:00 a.m. - 3:00 p.m., at Albany Law School.

V. **Public Comment**

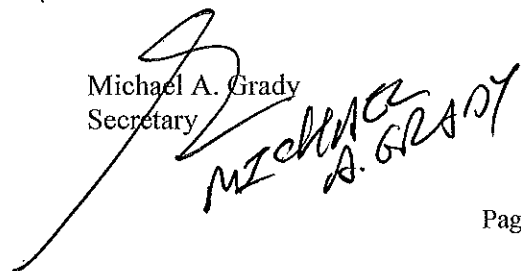
Common Council Member and Public Safety Committee Chair Leah Golby thanked Board members for attending a Public Safety Committee meeting. Ms. Golby noted that Council members were pleased to receive copies of the University at Albany's CPRB research study. She advised Board members that a reporter has received a copy of the research study and may follow up with questions. Ms. Golby announced that Board member Kerry Mulligan was reappointed by Common Council during its meeting on Monday night. The Board member vacancy resulting from David Rozen's resignation is expected to be posted publicly soon.

VI. **Adjournment**

Board member Larry Becker motioned to adjourn the meeting. Secretary Mike Grady seconded that motion. The meeting was adjourned at 9:34 p.m.

Respectfully submitted,

Michael A. Grady
Secretary



***Table 1 Complaints for Board Review**

CPRB / OPS NO.	SUMMARY	ALLEGATIONS	OPS FINDING	CPRB FINDING / ACTION
#04-15 / CC2015-007	Co. alleges he sustained injuries as a result of officer's using force upon him and that the officers lost Co.'s earrings and money.	<ol style="list-style-type: none"> 1. Use of Force 2. Evidence & Property Handling 	<ol style="list-style-type: none"> 1. Exonerated 2. Not Sustained 	<ol style="list-style-type: none"> 1. Postponed review until next meeting 2. A. Not Sustained B. Ineffective Policy or Training <p>Action: The Board voted to recommend a split Evidence & Property Handling allegation to address both the missing earrings and money.</p>
#13-15 / CC2015-029	Co. alleges the police "busted down" her door, and was upset she did not see the warrant until after the search. Co. also alleges \$6,500 was taken and that she and her fiancé were handcuffed while detectives "tore her stuff up."	<ol style="list-style-type: none"> 1. Evidence & Property Handling 2. Evidence & Property Handling 3. Forced Entry 4. Forced Entry 5. Call Handling 	<ol style="list-style-type: none"> 1. Unfounded 2. Not Sustained 3. Exonerated 4. Not Sustained 5. Exonerated 	<ol style="list-style-type: none"> 1. Unfounded 2. Not Sustained 3. Exonerated 4. Not Sustained 5. Exonerated
#16-15 / CC2015-036	Co. alleges that members of APD performed an improper stop with guns drawn, confiscated \$2,000 that wasn't returned, used excessive force, and performed a strip search.	<ol style="list-style-type: none"> 1. Arrest Authorities & Procedures 2. Evidence & Property Handling 3. Evidence & Property Handling 4. Call Handling & Procedures 	<ol style="list-style-type: none"> 1. Exonerated 2. Exonerated 3. Not Sustained 4. Not Sustained 5. Unfounded 6. Unfounded 7. Unfounded 8. Not Sustained 	<ol style="list-style-type: none"> 1. Exonerated 2. Exonerated 3. Not Sustained 4. Not Sustained 5. Unfounded 6. Not Sustained 7. Unfounded 8. Not Sustained

CPRB / OPS NO.	SUMMARY	ALLEGATIONS	OPS FINDING	CPRB FINDING / ACTION
#16-15 / CC2015-036 (Continued)		5. Department Procedures (Vehicle Pursuit) 6. Use of Force 7. Use of Force 8. Call Handling (Strip Search)		
#21-15 / CC2015-034	Co. alleges that her rights were violated when she was stopped and her vehicle was searched without probable cause by an APD officer. Co. alleges she was not provided a reason for the stop, or read her rights, and the officer refused to seatbelt her.	1. Arrest Authority & Procedures 2. Arrest Authority & Procedures 3. Conduct Standards	1. Not Sustained 2. Exonerated 3. Not Sustained	1. Not Sustained 2. A. Exonerated B. Not Sustained 3. Not Sustained Action: The Board voted to split an Arrest Authority & Procedures allegation to address both the reasons for the search and the medication.
#24-15 / CC2015-040	Co. alleges she was arrested without probable cause at the scene of an auto accident, and that she did not receive an answer for the reason for the arrest. Co. further alleges the officer attempted to physically remove her from the vehicle.	1. Arrest Authority & Procedures 2. Use of Force	1. Exonerated 2. Exonerated	1. Exonerated 2. Exonerated

CPRB / OPS NO.	SUMMARY	ALLEGATIONS	OPS FINDING	CPRB FINDING / ACTION
#28-15 / CC2015-050	Co. alleges that after his vehicle and a small trailer he was towing became disabled, an APD officer asked if he had been drinking alcohol, and then issued him three tickets. Co. alleges he was treated awful.	<ol style="list-style-type: none"> 1. Conduct Standards 2. Arrest Authority & Procedures 	<ol style="list-style-type: none"> 1. Exonerated 2. Ineffective Policy or Training 	<ol style="list-style-type: none"> 1. Exonerated 2. Ineffective Policy or Training