

City of Albany
Citizens' Police Review Board

Thursday, October 13, 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, Reverend Victor Collier, Zach Garafalo, Charles Goodbee, Ivy Morris
Excused Absence(s): Mickey Bradley, Mike Grady

I. Call to Order and Roll Call

Vice-Chair Ivy Morris called the meeting to order at 6:01 p.m.

II. Approval of the Agenda

Vice-Chair Ivy Morris motioned to approve the Agenda and amend the Agenda to reschedule complaint number CPRB #05-16 / OPS CC2016-004 because Board member Mike Grady is not in attendance. Board member Charles Goodbee seconded that motion. The motion passed unanimously.

III. Approval of September 8, 2016, Meeting Minutes

Vice-Chair Ivy Morris motioned to approve the September 8, 2016, meeting minutes. Board member Larry Becker seconded that motion. The motion passed unanimously.

IV. New Business

A. New Complaint(s)

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

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

Board Members Larry Becker, Reverend Victor Collier, Zach Garafalo, Charles Goodbee, and Ivy Morris all agreed to review complaints for the next meeting.

C. Approval of 2015 Third Quarterly Report

Board member Larry Becker motioned to approve the 2015 Third Quarterly Report. Vice-Chair Ivy Morris seconded that motion. The motion carried unanimously.

D. Committee/Task Force Reports

By-Laws and Rules

Committee Chair Zach Garafalo reported that there were no updates at this time.

Education and Community Outreach

Committee Chair Ivy Morris reported that Committee members have reviewed a proposed pop-up banner design, and sought final approval for its purchase.

Mediation

Committee Chair Reverend Victor Collier noted the receipt of past Committee meeting notes, general mediation protocols, and correspondence templates provided by the GLC, and plans to review the information.

Police Department Liaison

No report at this time.

Public Official Liaison

No report at this time.

Task Force on Monitors

Committee Chair Larry Becker reported that there were no updates at this time.

E. Report from the Government Law Center (GLC)

Coordinator for the CPRB, Maureen Obie, reported that there were currently 23 active complaints. Of those, 6 were reviewed and closed during tonight's meeting, leaving 17 complaints. A total of 695 complaints have been closed, including 35 complaints that have been closed with no review. The total number of complaints that remain suspended from review by the Board is 4. The total number of complaints filed to date is 727. Since the Board's last meeting on June 9, 2016, the GLC received 6 Grievance Forms, leaving the total number of forms received at 599. The Board's outreach to all individuals has resulted in 148 CPRB complaint forms received, or 24%.

Ms. Obie noted that CPRB Research Assistant Elizabeth O'Reilly is quickly becoming familiar with the vast amount of general information and database statistics that are required to draft the Board's quarterly and annual reports, and her diligent efforts are appreciated.

Board members were advised that two Board member vacancies currently exist, and the City's membership application deadline is tomorrow, Friday, October 14, 2016.

Andy Ayers was hired as the GLC's new Director. The GLC looks forward to his arrival.

The 2016 Annual National Association for Civilian Oversight of Law Enforcement (NACOLE) Conference in Albuquerque, New Mexico, was attended this year by 5 Board members and Ms. Obie. This year's conference was excellent. These annual conferences provide Board members with a rare opportunity to share ideas and build relationships with other professionals and experts across the nation working in the specialized field of citizen police oversight.

The next CPRB monthly meeting is scheduled for Thursday, November 10, 2016, at 6:00 p.m., at the University at Albany Downtown Campus, in Milne Hall, Levitt Room (M120).

F. Report from the Office of Professional Standards

Commander Michael Hicks reported that there were no updates at this time.

G. Report from the Chair

Vice-Chair Ivy Morris shared her perspective regarding the many benefits of Board members' attendance at the 2016 Annual National Association for Civilian Oversight of Law Enforcement (NACOLE) Conference. She noted that NACOLE exposed her to new approaches to civilian oversight that she had never considered previously. Meeting and interacting with individuals who do this work for a living is valuable to the Board; the more exposure the Board has to such encounters the greater the benefits to our community.

V. Public Comment

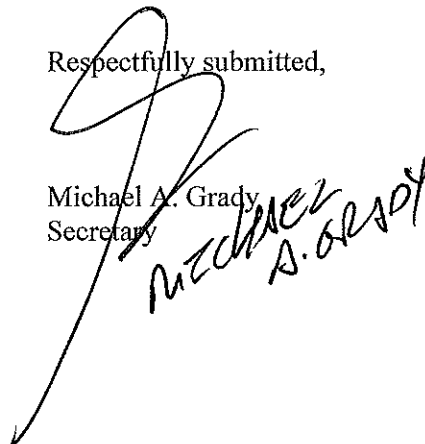
There were no public comments during this meeting.

VI. Adjournment

Board member Larry Becker motioned to adjourn the meeting. Vice-Chair Ivy Morris seconded that motion. The meeting was adjourned at 7:47 p.m.

Respectfully submitted,

Michael A. Grady
Secretary



MICHAEL A. GRADY

***Table 1 Complaints for Board Review**

CPRB / OPS NO.	SUMMARY	ALLEGATIONS	OPS FINDING	CPRB FINDING / ACTION
#20-15 / CC2015-042	Co. alleged that APD officers abused their authority when they entered his apartment without probable cause, handcuffed him for no reason, interrogated him, searched him, and refused to answer his fiancé's questions and pepper-sprayed her.	<ol style="list-style-type: none"> 1. Arrest Authority & Procedures 2. Arrest Authority & Procedures 3. Arrest Authority & Procedures 4. Arrest Authority & Procedures 5. Use of Force 	<ol style="list-style-type: none"> 1. Not Sustained 2. Exonerated 3. Exonerated 4. Exonerated 5. Exonerated 	<ol style="list-style-type: none"> 1. Not Sustained 2. Exonerated 3. Exonerated 4. Exonerated 5. Not Sustained
#26-15 / CC2015-049	Co. alleged APD officers refused to let him press charges against his attacker and refused to take his complaint.	<ol style="list-style-type: none"> 1. Call Handling 	<ol style="list-style-type: none"> 1. Exonerated 	<ol style="list-style-type: none"> 1. Exonerated
#01-16 / CC2016-002	Co. alleged he was robbed and when he contacted APD they asked him, "What do you want us to do?" and further alleged he did not receive a report for the incident.	<ol style="list-style-type: none"> 1. Call Handling 2. Call Handling 	<ol style="list-style-type: none"> 1. Not Sustained 2. Exonerated 	<ol style="list-style-type: none"> 1. Not Sustained 2. Exonerated
#03-16 / CC2016-011	Co. alleged he was not allowed by officers to enter court to submit motions within the Albany Criminal Court Clerk's Office. He alleged he was forcibly escorted outside.	<ol style="list-style-type: none"> 1. Call Handling 2. Use of Force 3. Call Handling 	<ol style="list-style-type: none"> 1. Exonerated 2. Not Sustained 3. Not Sustained 	<ol style="list-style-type: none"> 1. Exonerated 2. Not Sustained 3. Not Sustained

CPRB / OPS NO.	SUMMARY	ALLEGATIONS	OPS FINDING	CPRB FINDING / ACTION
#05-16 / CC2016-004	Co. alleged he was profiled while driving his car, his hand was grabbed by APD officers through his window in a hostile way, and he was pulled out of the car. Co. further alleged when he got to the precinct officers attempted to assault him, dragged him, and attempted to sodomize him.	n/a	n/a	Complaint <u>withdrawn</u> by Complainant - no OPS investigation conducted. Action: Board postponed vote for "Closed No Review" due to the assigned Board member, Mike Grady's, absence.
#06-16 / CC2016-009	Co. alleged that while being arrested APD officers pushed his head into the concrete and attempted to smother him. Co. further alleged that while in the police car he was kneed repeatedly in the head, and once at Albany Medical Center officers asked the doctor and intern to leave to assault him further.	<ol style="list-style-type: none"> 1. Use of Force 2. Use of Force 3. Use of Force 4. Use of Force 	<ol style="list-style-type: none"> 1. Not Sustained 2. Not Sustained 3. Unfounded 4. No Finding 	<ol style="list-style-type: none"> 1. Not Sustained 2. Board vote for Unfounded finding <u>did not pass</u>. 3. Unfounded 4. No Finding
#13-16 / CC2016-015	Co. alleged detectives and officers entered and searched her apartment without a warrant and pulled her boyfriend out of the apartment. Co. further alleges never receiving a copy of a search warrant or receipt for a handgun that was taken out of her apartment.	<ol style="list-style-type: none"> 1. Arrest Authority & Procedures 2. Arrest Authority & Procedures 3. Arrest Authority & Procedures 4. Arrest Authority & Procedures 5. Evidence & Property Handling 	<ol style="list-style-type: none"> 1. Exonerated 2. Not Sustained 3. Not Sustained 4. Exonerated 5. Exonerated 	<ol style="list-style-type: none"> 1. Exonerated 2. Not Sustained 3. Not Sustained 4. Exonerated 5. Exonerated