

Civilian Police Oversight Agency Board

Eric Olivas, Chair

Chantal M. Galloway, Vice-Chair

Tara Armijo-Prewitt

Richard Johnson

Dr. William J. Kass

Doug Mitchell

Eric Nixon

Gionne Ralph

Edward Harness, Executive Director

BOARD AGENDA

Thursday, May 20, 2021 - 5:00 p.m.

Attendance: In response to the Governor's declaration of a Public Health Emergency and ban on large public gatherings, the Civilian Police Oversight Agency (CPOA) Board meeting on Thursday, May 20, 2021 at 5:00 pm will be held via Zoom video conference.

Viewing: Members of the public will have the ability to view the meeting through GOVTV on Comcast Channel 16, or to stream live on the GOVTV website at:

<https://www.cabq.gov/culturalservices/govtv>, or on YouTube at:

<https://www.cabq.gov/cpoa/events/cpoa-board-meeting-may-20-2021>.

(Please note that the link for YouTube has not yet been generated, however, the link could easily be found on the link provided above prior to the start of the meeting). The GOVTV live stream can be accessed at these addresses from most smartphones, tablets, or computers.

The video recording of this and all past meetings of the CPOA Board will also remain available for viewing at any time on the CPOA's website. CPOA Staff is available to help members of the public access pre-recorded CPOA meetings on-line at any time during normal business hours. Please email CPOA@cabq.gov for assistance.

Public Comment: The agenda for the meeting will be posted on the CPOA website by 5:00 pm, Monday, May 17, 2021 at www.cabq.gov/cpoa.

The CPOA Board will take general public comment and comment on the meeting's specific agenda items in written form via email through 4:00 pm on Thursday, May 20, 2021. Submit your public comments to: POB@cabq.gov. These comments will be distributed to all CPOA Board members for review.

I. Welcome and call to order

II. Mission Statement – *Eric Olivas, Chair*

*“Advancing Constitutional policing and
accountability for APD and the Albuquerque
Community.”*

III. Approval of the Agenda

IV. Public Comments

V. Review and Approval of Minutes from May 10, 2021

VI. Reports from City Departments

a. APD

- 1. Compliance and Oversight Division (SOP N/A) - *Acting Commander Sean Waite***
- 2. IA Professional Standards Division (SOP 7-1, SOP 3-41, SOP 3-46) – *Commander Zak Cottrell***
- 3. IA Force Division (SOP 2-52 through SOP 2-57) – *Commander Cori Lowe***

b. City Council – *Chris Sylvan*

c. Public Safety Committee - *Chris Sylvan*

d. Mayor’s Office

e. City Attorney

f. CPC – *Kelly Mensah*

g. APOA

h. CPOA – *Edward Harness, Executive Director*

VII. Requests for Reconsideration

a. 210-20

VIII. Review of Cases:

a. Administratively Closed

128-20	151-20	162-20	172-20
300-20	005-21	024-21	

b. Exonerated

136-20	330-20
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c. Exonerated and Sustained

293-20	304-20
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d. Not Sustained and Unfounded

072-20

e. Unfounded

091-20	012-21	013-21
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IX. Non-Concurrence Cases

249-20	293-20
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- X. Serious Use of Force Cases/Officer Involved Shooting**
 - a. 18-0068735
 - b. 19-0056389
 - c. 19-0080914
 - d. 19-0096461
 - e. 19-0105587
 - f. 20-0000295

- XI. Reports from Subcommittees**
 - a. **Community Outreach Subcommittee – *Chantal Galloway***
 - 1. Met April 27, 2021 at 3:00 p.m. (video conference)
 - 2. Next meeting May 25, 2021 at 3:00 p.m.
 - b. **Policy and Procedure Review Subcommittee – *Dr. William Kass***
 - 1. Met May 6, 2021 at 4:30 pm (video conference)
 - 2. Next meeting June 3, 2021 at 4:30 p.m.
 - c. **Case Review Subcommittee – *Eric Nixon***
 - 1. Met April 27, 2021 at 4:30 pm (video conference)
 - 2. Next meeting TBD
 - d. **Personnel Subcommittee – *Eric Olivas***
 - 1. Met April 26, 2021 at 4:00 p.m. (video conference)
 - 2. Next meeting June 1, 2021 at 4:00 p.m.

- XII. Discussion and Possible Action**
 - a. **Traffic Stop Study Proposal and Data Request – *Dr. William Kass***
 - b. **IMR Liaison Proposal – *Eric Olivas***
 - c. **IMR-13 and Status Conference – *Tina Gooch, CPOA Counsel and Edward Harness, CPOA Executive Director***
 - d. **Update on of Serious Use of Force Cases and Officer Involved Shooting Case Materials – *Tina Gooch, CPOA Counsel and Edward Harness, CPOA Executive Director***
 - e. **Update on Board Vacancies – *Edward Harness, CPOA Executive Director***
 - f. **Report on the Continued Use of Zoom for CPOAB Meetings – *Tina Gooch, CPOA Counsel***
 - g. **Removal of APOA from Agenda Department Reports and Follow-up Letter to APOA - *Eric Olivas***
 - h. **Diversity and Inclusion Training Request Follow-up – *Chantal Galloway and Eric Olivas***
 - i. **Strategy to Increase Timeline Compliance for CPOA Investigations - *Edward Harness, CPOA Executive Director***
 - j. **CPOA Staffing and Time Management Study - *Edward Harness, CPOA Executive Director***
 - k. **CPOA Investigation Checklist - *Edward Harness, CPOA Executive Director***
 - l. **Notification Protocol for Complainants for Board Meetings - *Edward Harness, CPOA Executive Director***

- m. **CPOA Standardized Findings Letter - *Edward Harness, CPOA Executive Director***
- n. **Training for Board Members on CPOA Investigations – *Edward Harness, CPOA Executive Director***
- o. **Protocol on Responding to pob@cabq.gov Emails - *Edward Harness, CPOA Executive Director***
- p. **Board Member Responsibilities – *Eric Olivas***
 - 1. **Training Deficits**
- q. **Appointment of Board Point of Contact (POC) - *Eric Olivas***
- r. **CPOA Board Subcommittee Assignments – *Eric Olivas***
- s. **Appointment of Board Serious Use of Force Case Manager – *Eric Olivas***
- t. **Consideration of PPRB Policies with “No Recommendation”:
*Dr. William Kass***
- u. **Review and Approval of 1st Quarter Case Findings Audit Report – *Eric Nixon***
- v. **Use of Administratively Closed for Complaints due to the change in Officer Employment Status – *Chantal Galloway***
- w. **Draft July – December 2020 Semi-Annual Report – *Edward Harness, CPOA Executive Director***
- x. **Updates to Executive Director’s Job Description – *Eric Olivas***

XIII. Meeting with Counsel re: Pending Litigation or Personnel Issues:

Closed Discussion and Possible Action re: Pending Litigation or Personnel Issues

- a. **Matters subject to the attorney-client privilege pertaining to threatened or pending litigation in which the public body is or may become a participant pursuant to NMSA 1978, Section 10-15-1(H)(7)**

***1. Miller v. City of Albuquerque et al.,
D-202-CV-2021-02444***

XIV. Other Business

- XV. Adjournment- *Next Regularly scheduled CPOA Board meeting will be on June 10, 2021 at 5:00 p.m.***