

Civilian Police Oversight Advisory Board

Aaron Calderon, Chair
Eduardo Budanauro, Vice-Chair
Zander Bolyanatz, Member
Georgia Duncan, Member
Ricardo Reichsfeld, Member
Diane McDermott, Executive Director, CPOA
Ali Abbasi, Deputy Director, CPOA

Agenda

Thursday, August 13, 2026, at 5:00 PM
Vincent E. Griego Chambers

Viewing: The meeting is available for public viewing on GOVTV, Comcast Channel 16, streamed live on the GOVTV website at <https://www.cabq.gov/culturalservices/govtv>, or on YouTube. <https://www.cabq.gov/cpoa/events/civilian-police-oversight-advisory-board-meeting-08-13-2026>. GOVTV live stream can be accessed from most smartphones, tablets, or computers at these addresses.

Public Comment: The CPOAB will accept general public comment and public comment on the meeting's specific agenda items in person and in written form via email until 3:00 p.m. on the day of the meeting. Submissions for public comment can be emailed directly to the Civilian Police Oversight Advisory Board (CPOAB) at oab@cabq.gov.

- I. Call to Order and Roll Call**– *Aaron Calderon, Chair*
- II. Pledge of Allegiance**
- III. Approval of the Agenda**
- IV. Review and Approval of Minutes**
 - a. July 9, 2026
- V. Reports from City Departments:**
 - a. **APD**
 - 1. **Internal Affairs Professional Standards (IAPS)**– *Major Ryan Nelson*
 - 2. **Internal Affairs Force Division (IAFD)**– *Acting Commander Troy Nicko*
 - 3. **Academy** – *Lieutenant Sean Higdon*
 - b. **ACS**– *Jefferey Bustamante, Deputy Director*
 - c. **City Attorney**– *Lindsey Rosebrough, Managing Attorney*
 - d. **City Council**– *Chris Sylvan, Council Services*
 - e. **Community Policing Council (CPC)**– *Kelly Mensah, Community Engagement Manager*

- f. **CPOA– Diane McDermott, Executive Director**
- II. **Public Comment** [Public comment is limited to three minutes unless extended by the Chairperson]
- III. **Serious Use of Force Case(s):**
 - a. APD Case # 25-0084921- *Eduardo Budanauro, Vice Chair*
 - b. APD Case #25-0084871 - *Ricardo Reichsfeld, Member*
- IV. **Officer Involved Shooting Case(s):**
 - b. APD Case #25-0058118 - *Zander Bolyanatz, Member*
 - c. APD Case #25-0068673 - *Georgia Duncan, Member*
- VI. **Appeals**
 - a. **CPC 185-25**
 - 1. Hearing on CPC 185-25
 - 2. CLOSED SESSION pursuant to Section 10-15-1(H)(3) NMSA 1978, excluding deliberations by the CPOAB in connection with an administrative adjudicatory proceeding from the requirements of the NM Open Meetings Act
 - b. **CPC 042-26**
 - 1. Hearing on CPC 042-26
 - 2. CLOSED SESSION pursuant to Section 10-15-1(H)(3) NMSA 1978, excluding deliberations by the CPOAB in connection with an administrative adjudicatory proceeding from the requirements of the
- VII. **Report from CPOAB Subcommittee(s):**
 - a. **Policy and Procedure Review Subcommittee – Eduardo Budanauro, Vice Chair**
 - 1. A meeting was held on August 6, 2026, at 3 p.m.
 - 2. Vice Chair Budanauro Report from Subcommittee
 - 3. Next meeting, September 3, 2026, at 3 p.m.
- V. **Discussion and Possible Action:**
 - a. **Ad Hoc Audit Committee Disbandment- Aaron Calderon, Chair**
 - b. **APD Policy – Gabe Remer, Policy Analyst**
 - 1. **Recommendation(s):**
 - A. SOP 1-9 Compliance and Oversight Section.
 - B. SOP 1-6 Patrol Ride-Along Program
 - 2. **No Recommendation(s):**
 - A. SOP 1-15 Air Support
 - B. SOP 1-24 Burglary Unit
 - C. SOP 1-53 Homicide Unit
 - D. SOP 1-61 Internal Affairs Force Division
 - E. SOP 2-24 Hazardous Materials Incident Response
 - F. SOP 2-25 Bomb Threats and Bomb Emergencies

- G. SOP 2-58 Force Review Board
- H. SOP 2-76 Court
- I. SOP 2-78 Domestic Abuse Investigations
- J. SOP 3-20 Timesheets, Overtime, Compensatory Time and Workshift Designation
- K. SOP 3-25 Bid Process
- L. SOP 3-41 Complaints Involving Department Personnel

c. APD Response to Policy Recommendation(s): [Standing Item]

VIII. Other Business [Informational Only]

- IX. **Adjournment-** *The next regularly scheduled Board meeting will be held on Thursday, September 10, 2026, at 5:00 p.m.*

ATTENTION: Unless the board decides otherwise, a dinner break will occur at a natural breaking point during the meeting.

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the Office of the Civilian Police Oversight Agency at 505-924-3770 or cpoa@cabq.gov at least one (1) week before the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. For general inquiries about this agenda, contact Tashia Baca, Administrative Assistant, at cpoa@cabq.gov

CITY OF ALBUQUERQUE



CIVILIAN POLICE OVERSIGHT ADVISORY BOARD

Aaron Calderon, Board Chair
Eduardo Budenaro, Board Vice-Chair
Zander Bolyanatz, Board Member
Georgia Duncan, Board, Member
Ricahrd Reichsfeld, Board Member
Diane McDermott, Executive Director, CPOA

August 13, 2026

Via Email

Re: Notice of Appeal Decision for CPC # 185-25

APPEAL FINDINGS:

Dear [REDACTED]

The Board appreciates your participation in the appeal process and your efforts to bring your concerns to the Civilian Police Oversight Advisory Board (CPOAB).

The Board reviewed your appeal concerning Sergeant M, the investigative record and available evidence, applicable Albuquerque Police Department (APD) policies, the findings of the CPOA Executive Director, and the information presented during the appeal hearing.

The Board's review is limited to the allegations raised in the original complaint and the resulting investigative record. Additionally, decisions regarding arrests or criminal charges are outside the Board's authority.

After careful review and deliberation, the Board determined that the appeal did not establish that APD policy was misapplied; that the findings or recommendations were arbitrary, capricious, or an abuse of discretion; or that they were inconsistent with the evidence in the record. Accordingly, the Board concurs with and upholds the CPOA Executive Director's findings concerning Sergeant M.

The Board nevertheless recognizes your concerns regarding APD's response to the firearm found at your residence, including the involvement of juveniles, officer decision-making, documentation, evidence handling, and applicable training. Although these concerns did not provide a basis for overturning the findings, they may inform future policy, training, and oversight discussions with APD.

The Board concurs with and upholds the findings of the CPOA Executive Director.

Thank you for bringing your concerns forward and participating in the civilian oversight process.

MATERIALS REVIEWED BY THE BOARD:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Appeared: Yes

Witness(es) Appeared: No

APD Employee Involved: Officer D.

Date Hearing Completed: August 13, 2026

Appeal Findings

Policy Upheld: *1.1.5.A.4*



1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

☐

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

☐

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

☐

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

☐

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

☐

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

The Board concurs with and upholds the findings of the CPOA Executive Director. The original findings will remain unchanged.

You have exercised your right to appeal this decision as specified in the Oversight Ordinance 9-4-1-10. As was explained in the hearing proceedings in order for the Advisory Board to modify the Director's findings your appeal must demonstrate one or more of the following:

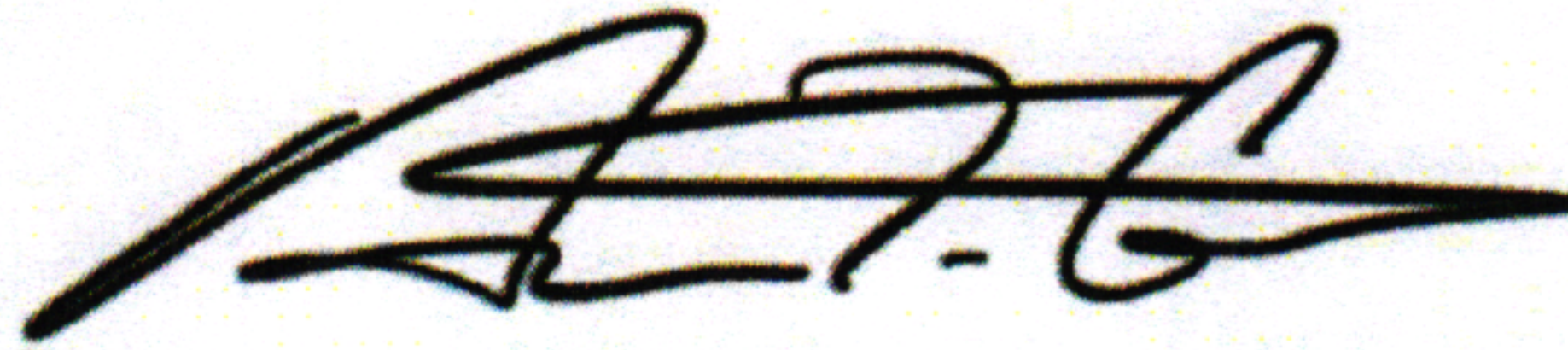
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

The Advisory Board has considered the statements provided by you, the complainant, any witnesses you may have provided, any evidence if deemed admissible, the Agency's position, the Albuquerque Police Department's position and the officer's position if the officer chose to appear.

The Advisory Board may only modify or change the findings and/or recommendations and make further recommendations if one of the above listed conditions was met. The details of the findings are on the second page of this communication.

Thank you for participating in the process of the Civilian Oversight of the Police, ensuring officers and personnel of the APD are held accountable, and improving the process.

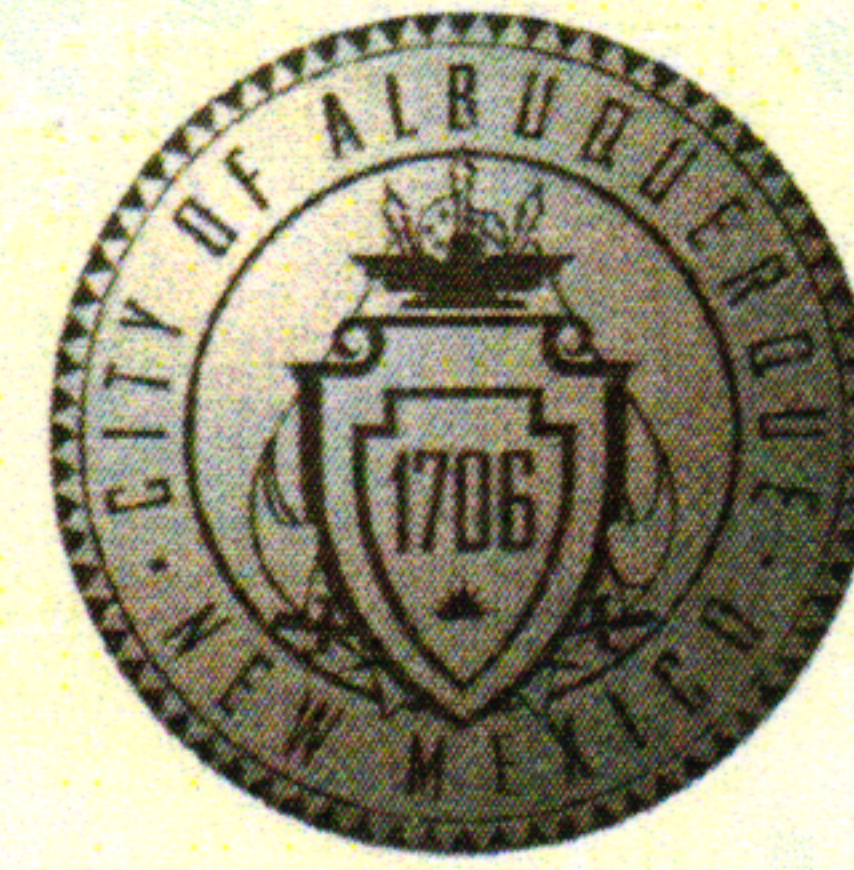
Sincerely,
The Civilian Police Oversight Advisory Board by

A handwritten signature in black ink, appearing to read 'A. Calderon', with a stylized flourish at the end.

Aaron Calderon, Chair
(505) 924-3770

cc: Civilian Police Oversight Agency
Office of Police Reform

CITY OF ALBUQUERQUE



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Zander Bolyanatz, Board Member
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Ricahrd Reichsfeld, Board Member
Diane McDermott, Executive Director, CPOA

August 13, 2026

Via Email

Re: Notice of Appeal Decision for CPC # 185-25

APPEAL FINDINGS:

Dear [REDACTED]

The Board appreciates your participation in the appeal process and your efforts to bring your concerns to the Civilian Police Oversight Advisory Board (CPOAB).

The Board reviewed your appeal concerning Officer D, the investigative record and available evidence, applicable Albuquerque Police Department (APD) policies, the findings of the CPOA Executive Director, and the information presented during the appeal hearing.

PO Box 1293

The Board's review is limited to the allegations raised in the original complaint and the resulting investigative record. Additionally, decisions regarding arrests or criminal charges are outside the Board's authority.

Albuquerque

After careful review and deliberation, the Board determined that the appeal did not establish that APD policy was misapplied; that the findings or recommendations were arbitrary, capricious, or an abuse of discretion; or that they were inconsistent with the evidence in the record. Accordingly, the Board concurs with and upholds the CPOA Executive Director's findings concerning Officer D.

NM 87103

www.cabq.gov

The Board nevertheless recognizes your concerns regarding APD's response to the firearm found at your residence, including the involvement of juveniles, officer decision-making, documentation, evidence handling, and applicable training. Although these concerns did not provide a basis for overturning the findings, they may inform future policy, training, and oversight discussions with APD.

The Board concurs with and upholds the findings of the CPOA Executive Director.

Thank you for bringing your concerns forward and participating in the civilian oversight process.

MATERIALS REVIEWED BY THE BOARD:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Appeared: Yes

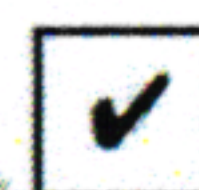
Witness(es) Appeared: No

APD Employee Involved: Sergeant M

Date Hearing Completed: August 13, 2026

Appeal Findings

Policy Upheld: *1.1.5.A.4*



1. Unfounded. Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

☐

2. Sustained. Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

☐

3. Not Sustained. Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

☐

4. Exonerated. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

☐

5. Sustained Violation Not Based on Original Complaint. Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

☐

6. Administratively Closed. Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

The Board concurs with and upholds the findings of the CPOA Executive Director. The original findings will remain unchanged.

You have exercised your right to appeal this decision as specified in the Oversight Ordinance 9-4-1-10. As was explained in the hearing proceedings in order for the Advisory Board to modify the Director's findings your appeal must demonstrate one or more of the following:

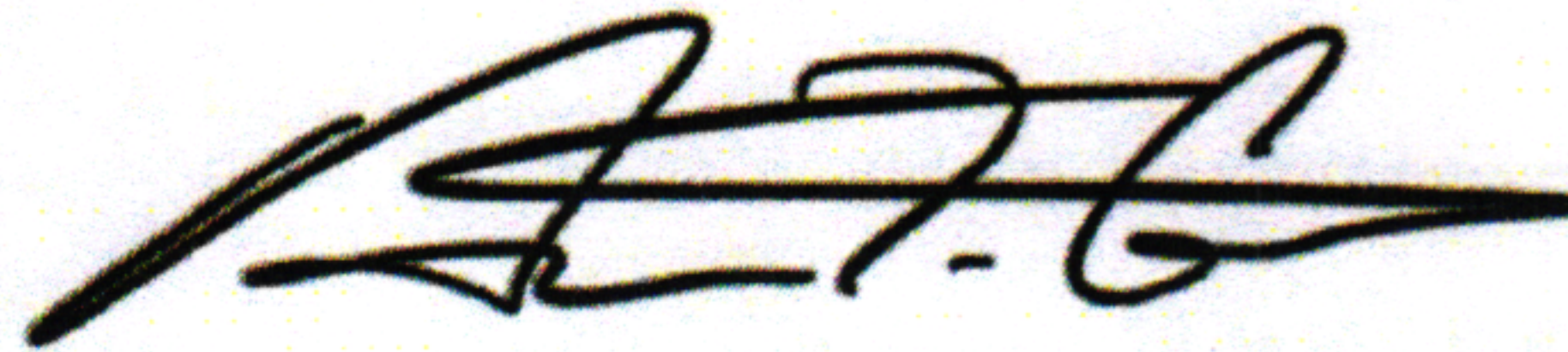
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

The Advisory Board has considered the statements provided by you, the complainant, any witnesses you may have provided, any evidence if deemed admissible, the Agency's position, the Albuquerque Police Department's position and the officer's position if the officer chose to appear.

The Advisory Board may only modify or change the findings and/or recommendations and make further recommendations if one of the above listed conditions was met. The details of the findings are on the second page of this communication.

Thank you for participating in the process of the Civilian Oversight of the Police, ensuring officers and personnel of the APD are held accountable, and improving the process.

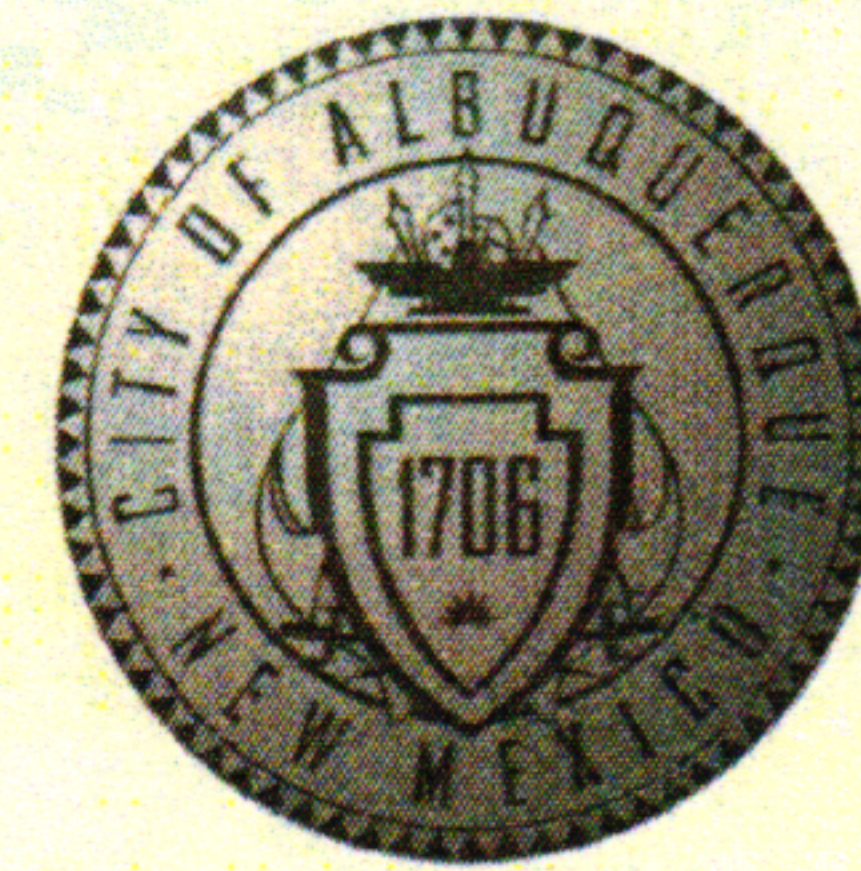
Sincerely,
The Civilian Police Oversight Advisory Board by



Aaron Calderon, Chair
(505) 924-3770

cc: Civilian Police Oversight Agency
Office of Police Reform

CITY OF ALBUQUERQUE



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Diane McDermott, Executive Director, CPOA

August 13, 2026

Via Email

Re: Notice of Appeal Decision for CPC # 042-26

APPEAL FINDINGS:

The Board appreciates your participation in the appeal process and your efforts to bring your concerns to the Civilian Police Oversight Advisory Board (CPOAB).

The Board reviewed your appeal concerning Sergeant R, the investigative file and available evidence, applicable Albuquerque Police Department policies, the findings of the CPOA Executive Director, and the information you presented during the appeal hearing.

PO Box 1293 The Board's authority is limited to determining whether the Executive Director's findings should be upheld or overturned under the standards established by the CPOAB Ordinance. Decisions concerning the filing, prosecution, or expedited processing of criminal charges are outside the Board's authority.

Albuquerque After careful review and deliberation, the Board determined that the appeal did not establish that APD policy was misapplied; that the findings or recommendations were arbitrary, capricious, or an abuse of discretion; or that they were inconsistent with the evidence in the record. Accordingly, the Board concurs with and upholds the CPOA Executive Director's findings concerning Sergeant R.

NM 87103 The Board nevertheless recognizes your concerns regarding APD's handling of alleged custodial interference complaints, including the timeliness of the process and the adequacy of applicable policies, procedures, and training. Although these concerns did not provide a basis for overturning the findings, the relevant policy issues will be forwarded to the Board's Policy Subcommittee for further consideration.

www.cabq.gov

The Board concurs with and upholds the findings of the CPOA Executive Director.

Thank you for bringing your concerns forward and participating in the civilian oversight process.

MATERIALS REVIEWED BY THE BOARD:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Appeared: Yes

Witness(es) Appeared: No

APD Employee Involved: Officer V.

Date Hearing Completed: August 13, 2026

Appeal Findings

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

☐

Policy Upheld: ***Procedural Order 2.16.5.C.1; Timeliness of Reports***

☒

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

☐

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

Policy Upheld: ***Procedural Order 2.104.4.A.1.a***

☒

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

☐

5. **Sustained Violation Not Based on Original Complaint.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, misconduct did occur that was not alleged in the original complaint (whether CPC or internal complaint) but that other misconduct was discovered during the investigation, and by a preponderance of the evidence, that misconduct did occur.

☐

6. **Administratively Closed.** Investigation classification where the investigator determines: The policy violations of a minor nature and do not constitute a pattern of misconduct (i.e. a violation subject to a class 7 sanction, -the allegations are duplicative; -the allegations, even if true, do not constitute misconduct; or -the investigation cannot be conducted because of the lack of information in the complaint, and further investigation would be futile.

Additional Comments:

The Board concurs with and upholds the findings of the CPOA Executive Director. The original findings will remain unchanged.

You have exercised your right to appeal this decision as specified in the Oversight Ordinance 9-4-1-10. As was explained in the hearing proceedings in order for the Advisory Board to modify the Director's findings your appeal must demonstrate one or more of the following:

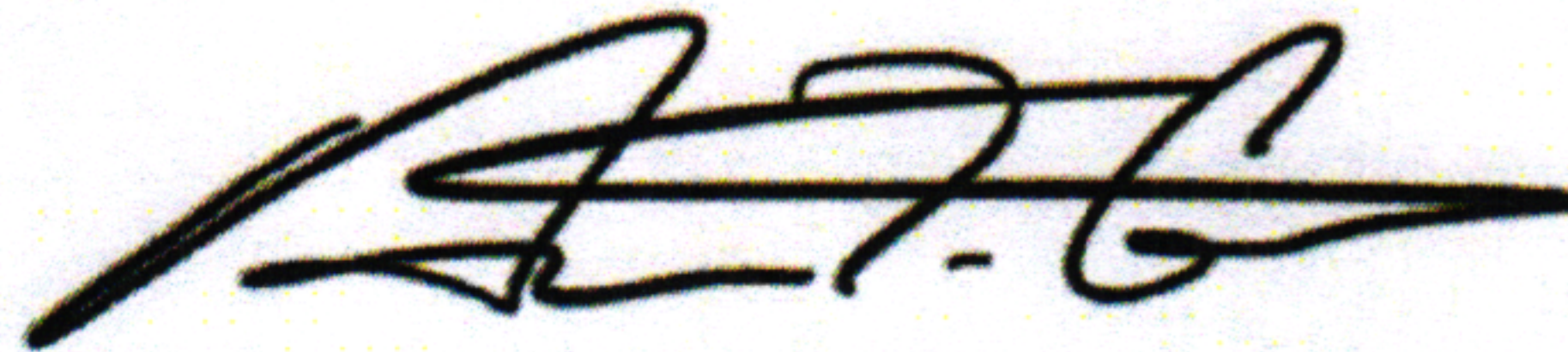
- 1) A policy was misapplied in the evaluation of the complaint;
- 2) That the findings or recommendations were arbitrary, capricious or constituted an abuse of discretion; or
- 3) that the findings and recommendations were not consistent with the record evidence.

The Advisory Board has considered the statements provided by you, the complainant, any witnesses you may have provided, any evidence if deemed admissible, the Agency's position, the Albuquerque Police Department's position and the officer's position if the officer chose to appear.

The Advisory Board may only modify or change the findings and/or recommendations and make further recommendations if one of the above listed conditions was met. The details of the findings are on the second page of this communication.

Thank you for participating in the process of the Civilian Oversight of the Police, ensuring officers and personnel of the APD are held accountable, and improving the process.

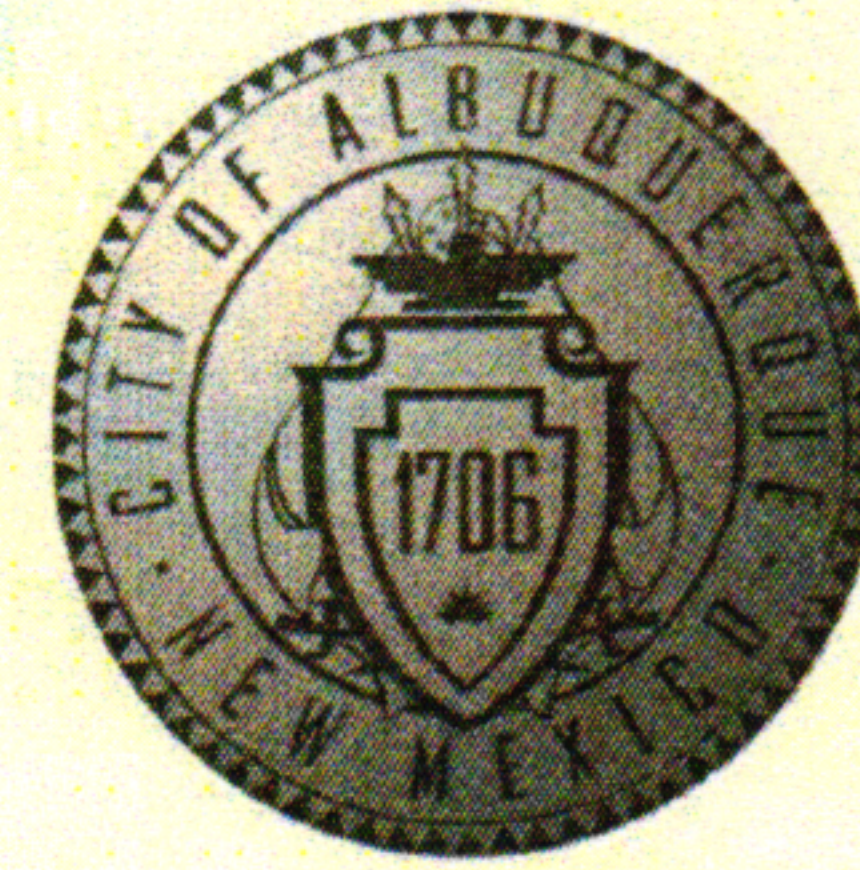
Sincerely,
The Civilian Police Oversight Advisory Board by



Aaron Calderon, Chair
(505) 924-3770

cc: Civilian Police Oversight Agency
Office of Police Reform

CITY OF ALBUQUERQUE



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Ricahrdo Reichsfeld, Board Member
Diane McDermott, Executive Director, CPOA

August 13, 2026

Via Email

Re: Notice of Appeal Decision for CPC # 042-26

APPEAL FINDINGS:

The Board appreciates your participation in the appeal process and your efforts to bring your concerns to the Civilian Police Oversight Advisory Board (CPOAB).

The Board reviewed your appeal concerning Officer V, the investigative file and available evidence, applicable Albuquerque Police Department policies, the findings of the CPOA Executive Director, and the information you presented during the appeal hearing.

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Albuquerque After careful review and deliberation, the Board determined that the appeal did not establish that APD policy was misapplied; that the findings or recommendations were arbitrary, capricious, or an abuse of discretion; or that they were inconsistent with the evidence in the record. Accordingly, the Board concurs with and upholds the CPOA Executive Director's findings concerning Officer V.

NM 87103 The Board nevertheless recognizes your concerns regarding APD's handling of alleged custodial interference complaints, including the timeliness of the process and the adequacy of applicable policies, procedures, and training. Although these concerns did not provide a basis for overturning the findings, the relevant policy issues will be forwarded to the Board's Policy Subcommittee for further consideration.

www.cabq.gov

The Board concurs with and upholds the findings of the CPOA Executive Director.

Thank you for bringing your concerns forward and participating in the civilian oversight process.

MATERIALS REVIEWED BY THE BOARD:

Video(s): Yes

APD Report(s): Yes

CAD Report(s): Yes

Complainant Appeared: Yes

Witness(es) Appeared: No

APD Employee Involved: Sergeant R.

Date Hearing Completed: August 13, 2026

Appeal Findings

1. **Unfounded.** Investigation classification when the investigator(s) determines, by clear and convincing evidence, that alleged misconduct did not occur or did not involve the subject officer.

☐

2. **Sustained.** Investigation classification when the investigator(s) determines, by a preponderance of the evidence, the alleged misconduct did occur by the subject officer.

☐

3. **Not Sustained.** Investigation classification when the investigator(s) is unable to determine one way or the other, by a preponderance of the evidence, whether the alleged misconduct either occurred or did not occur.

☐

Policy Upheld: *Procedural Order 2.104.4.A.1.a*

☒

4. **Exonerated.** Investigation classification where the investigator(s) determines, by a preponderance of the evidence, that alleged conduct in the underlying complaint did occur but did not violate APD policies, procedures, or training.

☐

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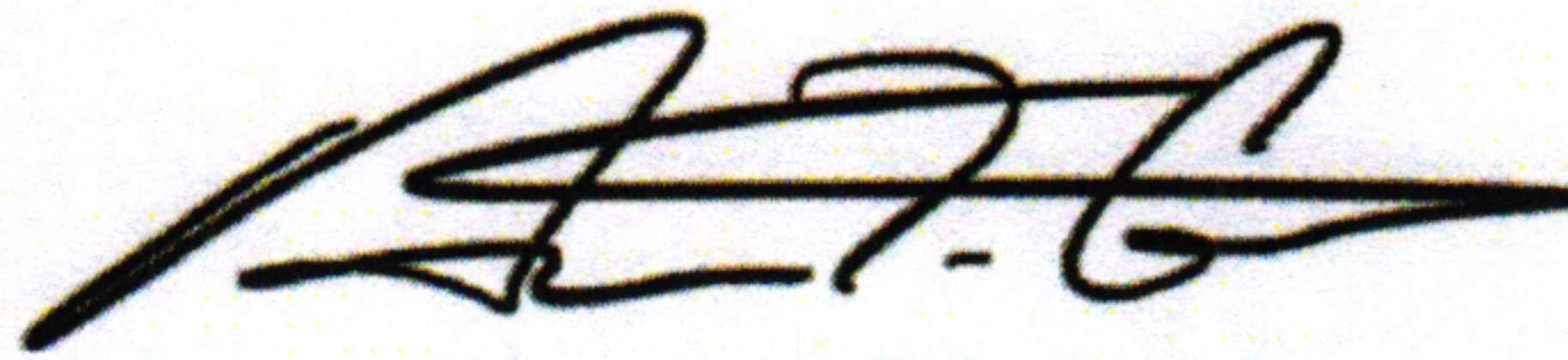
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Sincerely,
The Civilian Police Oversight Advisory Board by



Aaron Calderon, Chair
(505) 924-3770

cc: Civilian Police Oversight Agency
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