#### Civilian Police Oversight Agency Board

Dr. William J. Kass, Chair Eric Olivas, Vice Chair Tara Armijo-Prewitt Chantal M. Galloway

Eric Nixon

Edward Harness, Executive Director

Doug Mitchell

#### Thursday, February 11, 2021 - 5:00 p.m.

#### **Members Present:**

Dr. William Kass, Chair Eric Olivas, Vice Chair Tara Armijo-Prewitt Chantal M. Galloway Doug Mitchell Eric Nixon

#### **Members Absent:**

#### **Others Present:**

Edward Harness, CPOA
Katrina Sigala, CPOA
Valerie Barela, CPOA
Kelly Mensah, CPC
Tina Gooch, Atty
Cdr. Cori Lowe, APD
Cdr. Zac Cottrell, APD
Lt. Michael Meisinger, APD
Acting Cdr. Chris Patterson, APD
Lindsay Van Meter, Asst. City Atty
Melissa Kountz, Asst. City Atty
Chris Sylvan, City Council

Attendance: In response to the Governor's declaration of a Public Health Emergency and ban on large public gatherings, the Civilian Police Oversight (CPOA) Board meeting on Thursday, February 11, 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: <a href="https://www.cabq.gov/culturalservices/govtv">https://www.cabq.gov/culturalservices/govtv</a>, or on YouTube at: <a href="https://www.cabq.gov/cpoa/events/cpoa-board-meeting-february-11-2021">https://www.cabq.gov/cpoa/events/cpoa-board-meeting-february-11-2021</a>. (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 <u>CPOA@cabq.gov</u> for assistance.

Public Comment: The agenda for the meeting will be posted on the CPOA website by 5:00 pm, Monday, February 8, 2021 at <a href="https://www.cabq.gov/cpoa">www.cabq.gov/cpoa</a>.

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, February 11, 2021. Submit your public comments to: <a href="POB@cabq.gov">POB@cabq.gov</a>. These comments will be distributed to all CPOA Board members for review.

#### **Meeting Minutes**

- I. Welcome and call to order. Chair Dr. Kass called to order the regular meeting of the Civilian Police Oversight Agency Board at 5:02 p.m.
- II. Mission Statement. Chair Dr. Kass read the Civilian Police Oversight Agency Board's mission statement.

#### III. Approval of the Agenda

**a. Motion.** A motion by Vice Chair Olivas to approve the agenda as written. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### IV. Public Comments

a. Geraldine Amato (see attached)

#### V. Review and Approval of Minutes

- a. CPOA Board Minutes from January 14, 2021
  - Copies of draft minutes from the January 14, 2021 Civilian Police
     Oversight Agency Board meeting were distributed to each Board
     Member electronically.
  - 2. **Motion.** Motion by Member Mitchell to approve the minutes as written. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### b. Ad Hoc Committee Minutes from October 30, 2020

- Copies of draft minutes from the October 30, 2020 Civilian Police
   Oversight Agency Board Ad Hoc Committee meeting were distributed
   to Ad Hoc committee members electronically.
- 2. **Motion.** Motion by Member Galloway to approve the minutes as written. Motion passed.

For: 2 - Galloway, Olivas

#### VI. Reports from City Departments

- a. APD
  - IA Professional Standards Division Commander Zak Cottrell
    reported on the Statistical Data for the month of January 2021. A
    document titled Civilian Police Oversight Board, Internal Affairs
    Force Division Statistical Data for the Month of January 2021 was
    distributed to the CPOA Board members. (see attached)
  - 2. IA Force Division Commander Cori Lowe reported on the Statistical Data for the month of January 2021. A document titled Civilian Police Oversight Board, Internal Affairs Force Division Statistical Data for the Month of January 2021 was distributed to the CPOA Board members. (see attached)
  - 3. APD Crash Review Board Presentation Acting Commander Nick Wheeler submitted a PowerPoint Presentation titled Crash Review Board Update Data for Department Personnel involved crashes from October 1, 2020 – December 31, 2020 (Q2) and Chair Dr. Kass read the presentation into record. (see attached)
  - 4. APD Academy Use of Force Training for 2021 Acting Commander Chris Patterson gave a presentation on the Academy Use of Tier Four Use of Force Training Plan for 2021.

#### b. City Council

- 1. City Council Representative Chris Sylvan presented his report.
- c. Mayor's Office
  - 1. There was no report.
- d. City Attorney
  - 1. Assistant City Attorney Lindsay Van Meter presented her report.
- e. CPC
  - 1. **CPC Liaison** Kelly Mensah presented his report.
- f. APOA
  - 1. There was no report.
- g. Public Safety Committee
  - 1. Public Safety Representative Chris Sylvan presented his report.

#### h. CPOA

1. Executive Director – Director Harness presented his report.

#### VII. Hearing on Requests for Reconsideration

- a. None.
- VIII. Review of Cases: The CPOA's findings in each case listed on the agenda have been reviewed and approved by the CPOA Board. The findings become part of the officer's file, if applicable. Copies of the full findings letters to the citizens are located at <a href="http://www.cabq.gov/cpoa/findings-letters/civilian-complaints-pob-findings">http://www.cabq.gov/cpoa/findings-letters/civilian-complaints-pob-findings</a>
  - a. Administratively Closed Cases

112-20	128-20	133-20	137-20	150-20
163-20	167-20	241-20	260-20	276-20
299-20	320-20	322-20	003-21	014-21

1. **Motion.** A motion by Member Mitchell to accept the administratively closed cases as presented. Roll call vote taken. Motion passed.

#### For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

 Motion. A second motion by Vice Chair Olivas to amend and exclude CPC 128-20 and CPC 014-21 from the administratively closed cases.
 Roll call vote taken. Motion passed.

#### For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

 Motion. A third motion by Vice Chair Olivas to send CPC 128-20 back to the CPOA for further investigation. Roll call vote taken.
 Motion passed.

#### For: 5 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas

#### Against 1 - Kass

4. **Motion**. Final motion by Member Galloway to table CPC 014-21 to the next regularly scheduled CPOA Board meeting. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### b. Unfounded

099-20 101-20 325-20

 Motion. A motion by Member Galloway to approve CPC 099-20, 101-20 and 325-02 Unfounded cases as presented. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### c. Unfounded and Not Sustained

131-20

Motion. A motion by Vice Chair Olivas to approve CPC 131-20
 Unfounded and Not Sustained case as presented. Roll call vote taken.

 Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### d. Unfounded and Exonerated

214-20 216-20

 Motion. A motion by Member Galloway to approve CPC 216-20 Unfounded and Exonerated case as presented. Roll call vote taken. Motion passed.

#### For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

 Motion. A second motion by Vice Chair Olivas to amend and exclude CPC 214-20 from the Unfounded and Exonerated cases. Roll call vote taken. Motion passed.

#### For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

3. **Motion.** Final motion by Vice Chair Olivas to send CPC 214-20 back to the CPOA for further review of APD Policy 1-1 Personnel Code of conduct Subsection 12. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### e. Exonerated

#### 288-20

1. **Motion.** A motion by Member Galloway to approve CPC 288-20 Exonerated case as presented. Roll call vote taken. Motion passed

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### IX. Serious Use of Force Cases/Officer Involved Shooting

#### a. 20-0004251

 Motion. A motion by Member Mitchell to accept the Force Review Board Findings of Serious Use of Force Case 20-0004251. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### b. 20-0006203

 Motion. A motion by Vice Chair Olivas to accept the Force Review Board Findings of Serious Use of Force Case 20-0006203. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### c. 20-0007881

 Motion. A motion by Member Mitchell to accept the Force Review Board Findings of Serious Use of Force Case 20-0007881. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### d. 20-0008932

 Motion. A motion by Member Galloway to accept the Force Review Board Findings of Serious Use of Force Case 20-0008932. Roll call vote taken. Motion passed.

For: 5 - Armijo-Prewitt, Galloway, Nixon, Olivas, Kass

Abstain: 1 - Mitchell

#### e. 20-0009181

 Motion. A motion by Member Armijo-Prewitt to accept the Force Review Board Findings of Serious Use of Force Case 20-0009181.
 Roll call vote taken. Motion passed.

#### Against: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

 Motion. A second motion by Member Mitchell to accept the CPOA
 Findings of Serious Use of Force Case 20-0009181. Roll call vote
 taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### f. 20-0010100

 Motion. A motion by Member Mitchell to accept the Force Review Board findings of Serious Use of Force Case 20-0010100. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### g. 20-0011970/20-0011924

 Motion. A motion by Member Galloway to accept the Force Review Board findings of Serious Use of Force Case 20-0011970/20-0011924.
 Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### h. 20-0027033/20-0027063

 Motion. A motion by Member Armijo-Prewitt to accept the Force Review Board findings of Serious Use of Force Case 20-0027033/20-002763. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### X. Reports from Subcommittees

#### a. Community Outreach Subcommittee - Chantal Galloway

- 1. Met January 26, 2021 at 3:00 p.m. (video conference)
- 2. Member Galloway submitted a Community Outreach Subcommittee written report. (see attached)
- 3. Next meeting February 23, 2021 at 3:00 p.m.

#### b. Policy and Procedure Review Subcommittee - Dr. William Kass

- 1. Met February 4, 2021 at 4:30 pm (video conference)
- 2. Chair Dr. Kass submitted a Policy and Procedure Subcommittee written report. (see attached)
- 3. Next meeting March 4, 2021 at 4:30 p.m.

#### c. Case Review Subcommittee – Eric Nixon

- 1. Review of December 2020 Audit Cases
  - 097-20 160-20 225-20
    - i. Member Nixon reported on the 4<sup>th</sup> Qtr. 2020 Case Audit Report.
- 2. Met January 26, 2021 at 4:30 p.m. (video conference)
- 3. Next April 27, 2021 at 4:30 p.m.

#### d. Personnel Subcommittee – Eric Olivas

- 1. Met January 25, 2021 at 3:00 p.m. (video conference)
- Vice Chair Olivas submitted a Personnel Subcommittee written report.
   (see attached)
- 3. Met February 8, 2021, Special Meeting at 8:30 a.m. (video conference)
- 4. Next meeting February 22, 2021 at 4:00 p.m.

#### XI. Discussion and Possible Action

#### a. Draft January - June 2020 Semi-Annual Report

 The Draft January – June 2020 Semi-Annual Report was uploaded to SharePoint for Board Member review and will be placed on the next regularly scheduled CPOA Board meeting agenda for approval.

> Civilian Police Oversight Agency Board Minutes February 11, 2021 Page 8

#### b. Review and Approval of Case Audits Findings and Report

 Motion. Motion by Member Galloway to table agenda item XI.b to the next regularly scheduled CPOA Board meeting. Roll call vote taken. Motion passed.

#### For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### c. CPOA Board Member Reviews

1. Chair Dr. Kass provided an update on CPOA Board Member Training and Duties.

#### d. Review Responsibility for Responses to CPOA Board Email

 CPOA Board discussed possible designees to respond to the CPOA Board email. The task was assigned to the Community Outreach Subcommittee.

### e. Request for Training Academy Briefing on Interviews of Children and Victims of Domestic Violence

 Motion. Motion by Member Galloway to extend an invitation to the APD Training Academy Command Staff to present at the Board's March 11, 2021 meeting to provide an update on field officer training with regard to conducting interviews of children to determine the need for the CACU resources and interviews of victims of sexual or domestic violence. Roll call vote taken. Motion passed.

#### For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### f. Request for Access to Legal Counsel

 Motion. Motion by Vice Chair Olivas to have the CPOA Board grant him a 3-hour maximum time access to the CPOA Board Legal Counsel for limited discussions to solicit an opinion with a matter between Board Members. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### g. Developing a Process for Access to Level 3 Force Cases

 CPOA Board Members discussed developing a process to access Level 3 Force Cases. A meeting will be scheduled with the Assistant City Attorney, CPOA Board Counsel, Director Harness and Chair Dr. Kass to discuss further.

#### h. Stipulated Order Establishing an External Force Investigation Team - CASA

 Chair Dr. Kass announced an upcoming EFIT briefing meeting on February 17, 2021 and authorized CPOA Board Counsel to attend the briefing and the Status Conference related to the Stipulated Order scheduled for February 26, 2021.

#### XII. Meeting with Counsel re: Pending Litigation or Personnel Issues:

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

a. Limited personnel matters pursuant to NMSA 1978, Section 10-15-1(H)(2)

#### 1. Executive Director Evaluation

 Motion. A motion by Vice Chair Olivas to take a member by member vote to move into closed session for the limited purpose of discussing a personnel matter. Roll call vote taken. Motion passed.

For: 6 – Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

- --- Meeting on Personnel matters began at 8:55 p.m. and the meeting reconvened at 9:29 p.m. --
  - i. Motion. A motion by Chair Dr. Kass to reconvene into open session and that no matters other than personnel matters were discussed in closed session. Roll call vote taken. Motion passed.

For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

#### XIII. Other Business

- a. 2021 CPOA Board Elections
  - Chair Dr. Kass announced that CPOA Board Chair and Vice Chair Elections will be held at the March 2021 meeting.
- b. PPRB Representative Appointment
  - 1. Chair Dr. Kass announced PPRB representative appointment will be held at the March 2021 meeting.
- c. Member Galloway recommends to add a discussion item at the next regular scheduled CPOA Board Agenda to explicitly exclude cases from being automatically administratively closed if an APD employee is no longer working for the department.
- d. Member Galloway would like in depth training for the CPOA Board members from the K-9 Unit.
- e. Vice Chair Olivas inquired into the process related to calling a Special CPOA Board meeting.
- f. Vice Chair Olivas spoke on CPOA Board Member Conduct and Ethics Policy.
- g. Vice Chair Olivas recommends the CPOA Board complete the Member reviews process exponentially.

#### XIV. Adjournment-

a. **Motion.** A motion by Member Mitchell to adjourn the meeting. Roll call vote taken. Motion passed.

#### For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

b. The meeting was adjourned at 9:45 p.m.

APPROVED:	
DocuSigned by:	
Dr. William J. Eass	March 4, 2021
Dr. William Kass, Chair	Date
Civilian Police Oversight Agency Board	

CC: Julian Moya, City Council Staff
Ethan Watson, City Clerk
Cynthia Borrego, City Council President (via email)

Minutes drafted and submitted by: Valerie Barela, Administrative Assistant

#### **ATTACHMENTS**

cityconnais) BENNC. Comi, APOA; PAGE TWO - ADDEN DUM TO PUBLIC REPORTS GIVEN TO IT PROTOCOL? WHAT I HAVE EXPERIENCED PAST YEAR IN TRYING TO GET POLICE REPORTS FILED ASSAILMNTS: | DURING THE T BEEN PREVENTED FROM FILIN COMPLAINTS [NS) TWO KIETH HAMILY THE OWNERSHIP OF THE APT THE IR PROPERTY USS-GON FOOD COOP EMPLOYEES BAN UNDER COVER WOMAN COP THIEVES AND ASSAILAMS COPS SUMMONED VIA 242-COPS AND AM TOLD, WHEN I MADE THAT THERES! NINETEEN "19) REPORTE MEMORE NUIKELY OFFRY GOLKS I WAS from FILING AGAINST THEM I'M TO LD, TO REVIEW THOSE TO PAY TAND NO "RENSOUNTBLE ADA ADAILABLE THAT ONE "SLANNED DUNKED EVEN ACKINOW ODIERS WOT SCOPY RETURNED TO MEDIT FILED COMPLAINT, WITH C KEVED EVEN ACKNOWLEDGED ROLLIE DETAINEE "BLOW THE WHISTLE" TRAGGICKING OF CHILD POI YW VALLEY MAGHEORITOOD IN THE DE 1990'S WAS SPLAMED AND INCARCERATED TWO NOW BEING HELD UNLAWFUL BARASS GONTROLLED OPERATIVE SINCE ABOUT FEB 2020WHEN HIS WAS

# PUBLIC COMMENT DEC 21 BY PUBLIC COMMENT & NATION ENVIRONMENT & NATION

# Mass die-offs of coho salmon 2(2) in creeks linked to tire chemical

BY ROSANNA XIA

LOS ANGELES TIMES

When officials in Seattle spent millions of dollars restoring the creeks along Puget Sound — tending to the vegetation, making the streambeds less muddy, building better homes for fish—they were thrilled to see coho salmon reappear.

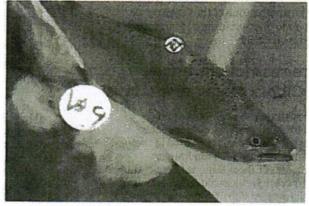
But when it rained, more than half, sometimes all, of the coho in a creek would suffer a sudden death.

These mysterious die-offs
— an alarming phenomenon that has been reported
from Northern California
to British Columbia — have
stumped biologists and
toxicologists for decades.
Numerous tests ruled out
pesticides, disease and other possible causes, such as
high temperatures and low
dissolved oxygen.

Now, after 20 years of investigation, researchers in Washington state, San Francisco and Los Angeles say they have found the culprit: a very poisonous yet little-known chemical related to a preservative used in car tires.

This chemical is just one of a vast number of contaminants that wash off roads whenever it rains. This giant soup of pollutants, which includes trillions of microplastics, rushes down drains and into creeks and ultimately into the sea.

"We pretty much figured out that anywhere there's a road and people are driving their car, little bits of tire



ROBERT GAUTHIER/LOS ANGELES TIMES

Hatcheries in California have been raising tens of thousands of coho salmon to release into creeks. A tire preservative has been blamed for mass die-offs of the fish.

end up coming off your tire and end up in the stormwater that flows off that road," said Ed Kolodziej, an environmental engineer and chemist at the University of Washington, Tacoma/ Seattle, whose lab led a study that was published Thursday in the journal Science. "We were able to get all the way down to this one highly toxic chemical -- something that kills large fish quickly and we think is probably found on every single busy road in the world.

Coho salmon, also known as silver salmon, are prized among fishermen and an important indicator species—the canary in the coal mine for coastal watersheds along the northern Pacific. Their range has historically stretched from the creeks nestled in the redwood for-

ests near Santa Cruz all the way north to the waters of Alaska. The few coho populations that still exist in California are either endangered or threatened.

The scientists in Washington state spent years studying dozens of streams — looking for patterns and comparing samples from pristine creeks, to those in more urban areas. They narrowed the culprit down to stormwater, then to creeks that were near busier roads, and finally to the wear and tear of car tires.

Researchers then soaked tire bits in room temperature water for about 24 hours. As many as 2,800 chemicals would leach out and, using high-resolution mass spectrometry, the team methodically identified and analyzed these compounds.

The smoking gun turned out to be related to a chemical called 6PPD, which is essentially a preservative to keep car tires from breaking down too quickly. When 6PPD hits the road and reacts with ozone gas, the chemical transforms into multiple new chemicals, including a compound known as 6PPD-quinone.

"Now that they've gotten it nailed down to one compound - that's amazing. It's also really helpful that something could be done about it," said Joe Dillon, who specializes in water quality and toxicology for NOAA Fisheries. "This means the tire industry can work on figuring out how to replace that compound with something less toxic. It means they can be pushed by the state of California or by nongovernmental organizations to undertake that work."

Matt St. John, executive officer of California's Regional Water Quality Control Board on the north coast, home to most of the remaining coho salmon in California, said he'd like to start monitoring for this chemical in creeks to determine what further action is needed.

"The study is definitely an eyebrow-raiser," he said. "When you find a causal link like this that is controllable, we need to take this type of information seriously."

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WE'RE BREATHING

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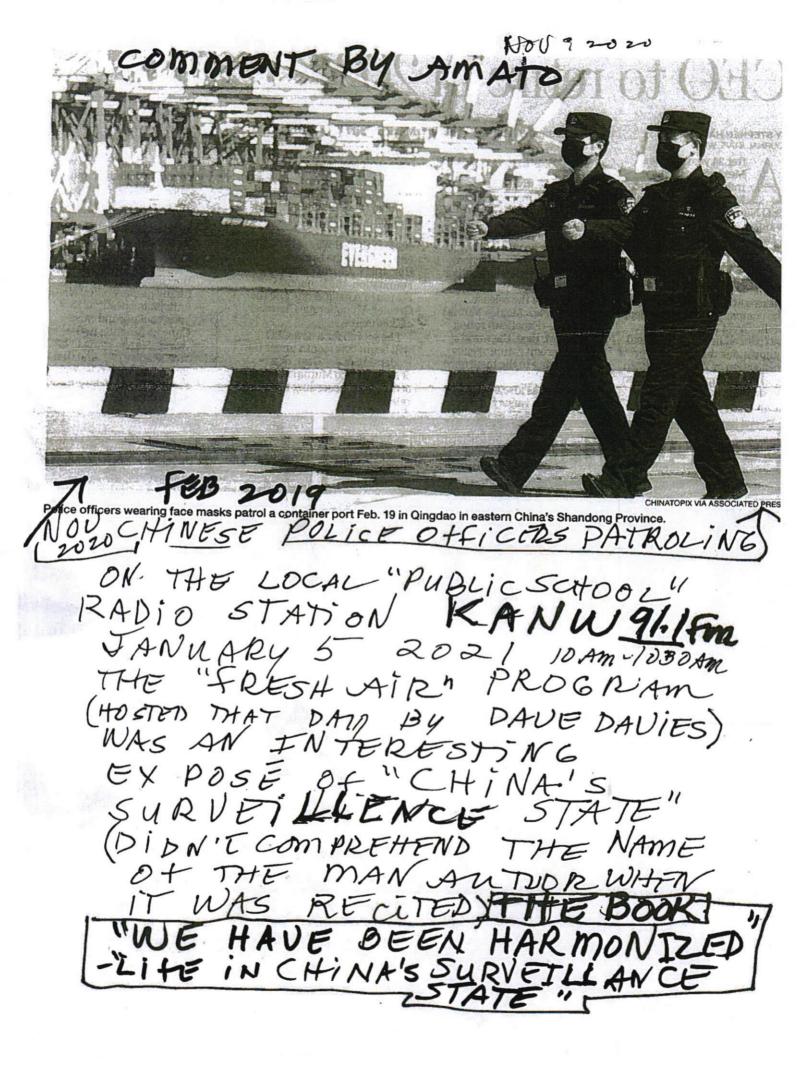
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Public Comment cubmitted by amoto City Councie, County JAMARY ommission, CPOA; ABCGCete Meetings In this hour when Treachery prevails Most genericans POSSE COMMITTATUS POSSIBILITY IN FORM and ON AND ON ENGL OF US TO "GET IT" OR WE'VE "HAD" IT

# Comment By AMATO § 1-1-99 GENERAL PENALTY. M.:

Any person who violates any provision of this code for which another penalty is not specifically provided shall, upon conviction, be subject to a fine not exceeding \$500 or by imprisonment not exceeding 90 days or both unless a different specific penalty is provided. Each separate violation shall constitute a separate offense and, upon conviction, each day of violation shall constitute a separate offense.

RE: ORDINANCE Statutory reference: Penalty for misdemeanor, see Section 3-17-1, NMSA 1978 Section
3-M-1 PER THIS STATUTE
ONE CAN READILY MMSA ACCRUE A "FELONY 1978 SENTENCE FOR REPEATED ACCUSE VIOLATIONS" 0+ MISDEMEANOR OTTENSE" " Prohibiting Persons & interfering with or impeding the City's Enforcement of Public Health Lows, Ordery of Pestric



## Dealth Impact Assessment

o, as part of the Manhattan Project. The blast dispersed radioactive not the atmosphere, which fell back to the earth and damaged the nment, including soil, water, plants, air, animals, and humans. The himpact of this test has never been assessed until now.

#### **ir Concerns**

cicans were the first ng, unwilling, and ensated casualties of an omb in the world's largest experiment. How many government did not warn or nearby residents before or test. We were in Lincoln, Otero, and Socorro counties.

cern regarding the correlation radiation exposure from the st and increased cancer

RECA

In 1990, the U.S. government created the Radiation Exposure Compensation Act (RECA) to compensate people affected by U.S. nuclear testing.

Individuals who were made sick living downwind from the Nevada Nuclear Test Site comprise one group included under RECA.

The fund has paid out \$2 billion to reparations to downwinders in parts of Nevada, Utah, Idaho, and Colorado but never to New Mexico. downwinders

"THE "THREE" BOMBS WERE DEROUPS

Health Impact Assessment (HIA)

nalyzes the long-term health impacts of the Trinity Test from 1945 and ers the ways that the passage of the RECA amendments could affect we Mexicans' health. The primary three health determinants are:

2. Economic impact(s) to patients and families

N-com in ATM 3. Generational trauma CHISTIANS,

ic Comment JAN 20 Two PHONE WHICH GED, SCRIPTED ORG EUIEWING WHAT TUALLY ) W VING

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PUBLIC COMMENT CITY AND COUNTY.
AMATO ASSO. BOUT.
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that promises ultrA high speeds. of handling high data rates for mobile been used by telecom companies for years, of the classic base stations that have low power devices. This fature makes then perfect for SG rollout PORSONING Shirt-down the Sapt 23, 2020 (See article attached) LEAR PUBLISCON 16109/5- anetworks-quide 123 2328 19362 Iot, high desithes of low speed, oroadband and consumers and, ther However, they are uniquely catable Repart of the high interests as thirty barnes on UNIN Lampur of which on the UNIN ANONY mons previewen's Submosteb top top by subcite the province of state of province of the state of province of the state of the s

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	Categories: Inside UNM Information Technologies AddThis Sharing Buttons Share to Twitter Share to FacebookShare to EmailShare to More  The Share to FacebookShare to EmailShare to More
	The University of New Mexico recently signed an agreement with Verizon to install 25 small
	cell nodes on upgraded Code Blue poles across main, north, and south campus to further enhance
	campus safety with improved wireless connectivity.
7	Small cells are just like the name implies – short-range cell sites used to complement traditional
1	macro cell towers in a smaller geographic area ranging from a few hundred feet to upwards of
1	1,000 feet. These lower-power antennas enhance capacity in high traffic areas, dense urban
1	areas, suburban neighborhoods, college campuses, and more. Small cells use small radios and
	small antennas placed on existing structures including utility poles and street lights, and now on Code Blue poles at UNM.
zientific	Lode Blue poles at Olivin.
WAY of	UNM has upgraded Code Blue
saying)	stations across main, north, and south campus to further enhance
50	campus safety.
**************************************	
Coally?>	"This project is a two-fold win for The University of New Mexico,"
1 forth	said Mark Reynolds, IT Voice
	associate director. "First, the
	emergency phones in the designed
	locations will be replaced with a new blue pole structure, lights,
	and faceplate. Secondly, the addition of the small cell technology will be deployed at the twenty-
	five sites across the main, north, and south campuses where Code Blue goles have been located."
	"CODE Blue"it
	The agreement, which incorporated feedback from various UNM departments including
	information technologies, real estate, and legal, brings the small cell network to campus to improve overall wireless coverage along with other technological benefits. Moreover, the UNM
	campus will benefit from the new Code Blue poles that will be installed as part of this project.
	THE EMENGENCY POLES
	"With data usage growing exponentially each year, densifying our network with small cells helps
	meet the capacity demands of today and tomorrow," said Desmond Jackbir, director of Network Engineering, Verizon Wireless. "It's fitting that we are upgrading the Code Blue stations. We
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	PURPOSE "INCREASED Campus SAFETY
	, /

build reliability into every aspect of our wireless network to keep customers connected when you need it most."

Reynolds summed up the project saying, "the benefits from this project will enable the University to be better served for cellular coverage for the thousands of visitors, staff, faculty, and students. From the safety aspect, this will allow better triangulation for 911 and first responders, city police, and the University Police. Having the cellular signal closer to the handset will assist the dispatcher in GPS coordinates for location information in the event of an emergency."

(SEE ATTACHEP Commentary)

ABQ City ounce 1(2) BERN. CO. Comissio . - I CPOA; ABCHC; ETC PUBLIC COMMENT GERALDINE AMATO JAV 28 2022 WE AS A PEOPLE ARE DELUGED WITH FASHION ABLE MISINFORMATION FOR THE PURPOSE OF BLINDING US TO A TRUE PERCEPTION OF HARSH REALITY, CERTAIN OF TRUTH BY THE MYOR "NEWS OUTLETS WHEN IN REALITY THEY ARE DAMNED (NOTICE LI ARS AND ARE IN FACT PLAYERS" WITH THE PURNEYORS OF TREACHERY WHO RUN SOPHISTIC ATED "PIMP" (CON"; CONFIDENCE) GAMES AND WHO, IN REALITY, ARE MIN-LAWFUL POWER BROKERS. FOR LONE EXAMPLEITHE TOP CELEBRITY OF THE LOCAL ACLU, "PETER SIMONSON," IS OFTEN REATURED AS AN EXPERT\_[NO] BAR ASSOCIATION CONTROLLED OPERATIVE IS FIT - UNDER GENUINE LAW - TO SPEAK OF ANYTHING NO BARASSO CONTROLLED (ATTORNEY) DARE "BUCK" THE RANKING AUTHORITY WITHOUT SERIOUS CONSE QUENCES. [SOME ARE THREATENED WITH "DISCIPLI NAMY" ACTION; "DISPARRED DIS-APPEARED, AND WORSE. I KUNM, THIS MORNING, THEIR OKEY DOKEY BROADCASTS. AT ONE TIME, INTHE PAST, COLLEGE PROFESSORS PARTICULAR EXPERTISE WITH THE SO "PUBLIC" ON "PUBLIC RADIO" NOT SO NOW. TRUTHFUL EXPERTISE IS OFTEN DISCRIMINATED AGAINST "GOINGPUBLIC NOW CALL-IN PROGRAMMERS ARE "GaiNG PUBLIC. REQUIRED TO CENSOR AND BLACK LIST ANY UNWELCOME VIEWS. PLUS THE USE OF A TIME DELAY TRASMISSION THAT PERMITS "CUTTING" OFF" AIR TIME

2(2) PUBLIC Comment cpox; I dine amato JAN 282022 ATEST CIRCUSES INCLUDE THE IMPEACHMENT" OF TRUMP PUBLICITY STUNT" TO KEEP FROM FOCUSING ON / REALITY TO MY MIND THE FAKE OF THE CATHOLIC CHURCH TOUGH ON "CHILD MOLES ING THE ORDAINED CLERGY, GUYS 80-90 ON A BANANA PEEL. AFTER A CLERGY CARREEL OF SEXUALLY ASSAULTING HOUS ANDS O+ CHILD PLEN AND RUINING ITTEM FOR ALL TITEIR NATURAL LIFETHE PREMEDITATED, DEPRAVED SDIA BOLICALLY I NSPIRED PROJECT STROYING THE STRENGTH OF THE SOCIAL BOND WITHIN GENGINE COMMUNITY, TO DISORIENT YOUNG STERS FROM THEIR CAUSE SERIOUS MENTAL, EMOTIONAL, AND PHYSICAL INJURIES. A LITETIME OF WHAT THE PERPETRATORS CALL "PTSD. THE TRAUMA MAINTAINS. YOT "POST". PUBLISHED " BLACK HISTORY" AND "CIVIL AR HISTORY"- SERIOUSLY FAINTED WITH DISTORTED "FACTS", LIES, CON FUSED LOGIC THAT PARALYZES THE RATIONAL MIND. O UNDO THE DIABOLIC ALLY INSPIRED SUSTEMIC DECEPTIONS RE PUTTING OUR "MINDSINGER TOTALLY LOSTART WOULD GIVE STRENCTH ANOTHER SUBJECT: FASHIONABLE VANTISEMITISM" NOTE GERMAN WORD FOR NATIONALSOCIALISM FROM WHICH "NAZI" WAS EXTRAPOLATED THERE'S THE NON-SEMITIC "NAZI" WAS EXTRAPOLATED THERE'S THE NON-SEMITIC "ASKENAZI" JEWS.... NOTE JACK BERN STEIN'S TESTIMONY BOOK THELIPE OF AN AMERICAN JEW IN MARXIST RACIST FSRAEL." AN ON AND ON

FCMV002 County Metropolitan Detention Sender Rejection Notice ☐To whom it may Concern; and/or Inmate Name(print): Correspondence Description: (Publication, package, letter, etc.) the above referenced item that you sent This is to inform you that on to the above referenced inmate was rejected and returned to sender for the following reason(s), as per MDC mail policy: heck all that apply A Rackage/Letter ☐ Not In Custody Unauthorized Publication (magazine, book, newspaper, etc.) More than four (4) items in the envelope except for Items with paper/binder clips, staples, or metal of any privileged or legal mail kind Security Envelope - Any color on inside of envelope Phone calling cards or plastic items of any kind which make it difficult to see content inside Content instructing or encouraging insurrection, Photos must be copied on plain white paper weapons, escape, drugs, etc. Postcard, greeting card, construction paper or heavy Lewd Material or Content - Written or pictorial paper or non-white paper material characterized by or intended to excite crude sexual desire Stamps, envelopes or other enclosures Violent images or content Drawings, pictures using crayon, paint, or markers -Content threatening authority colored pencils only Cash, check, or money order Content instructing or supporting criminal activity Laminated, glued, perfumed or other embellished Content posing a threat to the public, facility security, or safety of staff and others items/materials Tape, stickers, labels, return envelopes other than Inmate to Inmate correspondence must be authorized those sent by government agencies or agencies by Jail Administrator before correspondence can be having related business purposes with inmate at received MDC, or extra stamps Other: ALL ENVELOPES MUST BE PLAIN WHITE INSIDE & OUTSIDE, NO COLORS, MARKINGS OR DESIGNS OR YOUR LETTER'S WILL BE RETURNED. Correspondence containing drugs or other illegal content may be in violation of state and federal laws and held for investigation APPEAL The Metropolitan Detention Center offers the ability to appeal this rejection decision. Within ten (10) days of the receipt of this notice, a written appeal must be postmarked and sent to: Assistant Chief of Security Bernalillo County Metropolitan Detention Cente 100 Dean Miera Dr. SW Albuquerque, NM 87151 The appeal must include the name of the publication or item, the name of the inmate, the name of the publishing company or organization, a contact person's name, address and telephone and a description of the reasons you disagree with the rejection decision. Any reasons not included will not be considered. If the appeal does not contain all of the required information, it will not be considered. You will be notified of the decision on the appeal within ten (10) business days of the receipt of the appeal. MAIL CLERK Signature of MDC Mail Clerk or Inspector Rank/Position **Print Name** Date FCMV002 Previous Editions Obsolete AUTHORITARIAN IN

#### POLICE OVERSIGHT BOARD

#### INTERNAL AFFAIRS PROFESSIONAL STANDARDS DIVISON STATISTICAL DATA FOR THE MONTH OF January 2021

#### **INTERNAL CASES FOR THE MONTH OF January 2021**

Total Internal Cases Completed in the month of January-11

#### 7 completed cases (sent out to the area command)

- 1. IA Cases opened in the month of January 2021: 19
- 2. Area Command IA cases opened for the month of January 2021: 40
- 3. Pending IA Cases for the month of January 2021: 16
- 4. Internal Cases Mediated: 0

#### **DISCIPLINE IMPOSED FOR INTERNAL CLOSED CASES IN January 2021**

#### I-771-20

1-1-4C1 Reporting for duty Sustained 1-1-4D10 On-Duty Conduct Sustained Termination

#### I-740-20

1-1-4D4 Conduct Unfounded No Disciplinary Action

#### I-695-20

1-2-5D Social Media Sustained Suspension 1-2-5F Social Media Unfounded No Disciplinary Action 1-2-5P Social Media

Unfounded

No Disciplinary Action

1-1-4B7a Compliance with Laws, Rules and Regulations

Sustained

Suspension

1-1-4D 10 On Duty Conduct

Unfounded

No Disciplinary Action

1-1-4D9 On Duty Conduct

Unfounded

No Disciplinary Action

#### I-683-20

1-1-4B7a Compliance with Laws, Rules and Regulations

Sustained

Suspension

1-5-4A1b Prohibited Activity

Sustained

Suspension

1-5-4A1b Prohibited Activity

Sustained

Suspension

#### I-624-20

1-1-4D19 Personnel Code of Conduct

Unfounded

No Disciplinary Action

#### I-599-20

1-1-4E9 On and Off Duty Conduct

Unfounded

No Disciplinary Action

2-16-2C6 Personnel of the Department Shall Write Reports on

Unfounded

No Disciplinary Action

#### I-557-20

4-25-3A2a Domestic Violence Investigation

Sustained

Suspension

4-25-3A2b Domestic Violence Investigation

Sustained

Suspension

4-25-3A2a Domestic Violence Investigation

Unfounded

No Disciplinary Action

4-25-3A2b Domestic Violence Investigation

Unfounded

No Disciplinary Action

4-25-3A2a Domestic Violence Investigation

Sustained

Suspension

4-25-3A2b Domestic Violence Investigation

Sustained

Suspension

#### <u>I-548-20</u>

1-1-4B2 Compliance with Laws, Rules and Regulations

Sustained

Suspension

2-62-3A Rules

Unfounded

No Disciplinary Action

1-1-4D14 On-Duty Conduct

Sustained

Suspension

1-1-4D19

Sustained

Suspension

#### I-494-20

1-1-4B6 Compliance with Laws, Rules and Regulations

Sustained

Suspension

3-14-4A15 Supervisor Duties

Sustained

Suspension

3-14-4A6 Supervisor Duties

Exonerated

No Disciplinary Action

1-1-4C1 Reporting for Duty

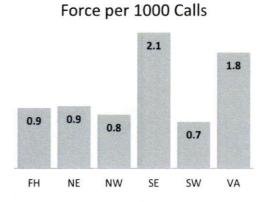
Not Sustained

No Disciplinary Action

1-1-4D19a On-Duty Conduct Unfounded No Disciplinary Action 1-1-4I1 Outside Employment Sustained Written Reprimand 1-1-4I2 Outside Employment Sustained Written Reprimand 2-10-3J Required Use of MDT Sustained Written Reprimand

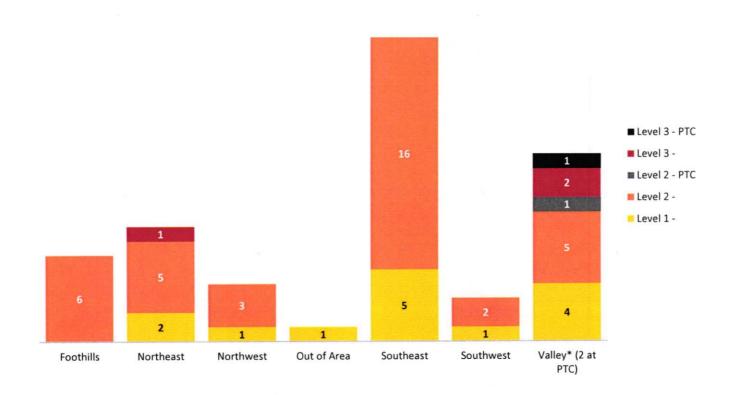
## Civilian Police Oversight Agency Board INTERNAL AFFAIRS FORCE DIVISION STATISTICAL DATA FOR THE MONTH OF JANUARY 2021

	Level 1	Level 2		Level 3		Total
Area Command			PTC		PTC	
Foothills		6				6
Northeast	2	5		1		8
Northwest	1	3				4
Out of Area	1					1
Southeast	5	16				21
Southwest	1	2				3
Valley* (2 at PTC)	4	5	1	2	1	13
<b>Grand Total</b>	14	37	1	3	1	56



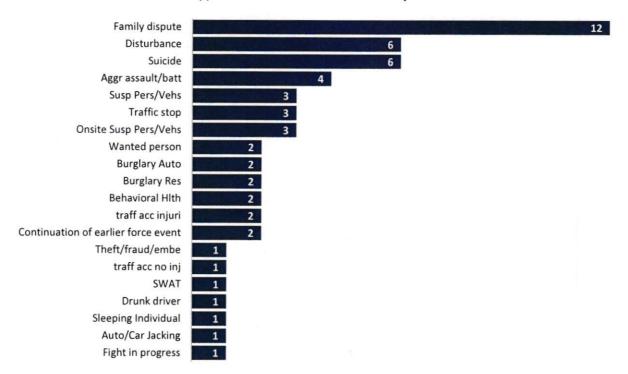
Force cases are now categorized by three levels. If a case involves multiple applications of force, it is categorized as the most serious at the case level. If one event involves both a force event and a tactical activation, the event is categorized as a force event for this report. These counts are not considered final as investigations are continuously updated.

#### January 2021 Force Events

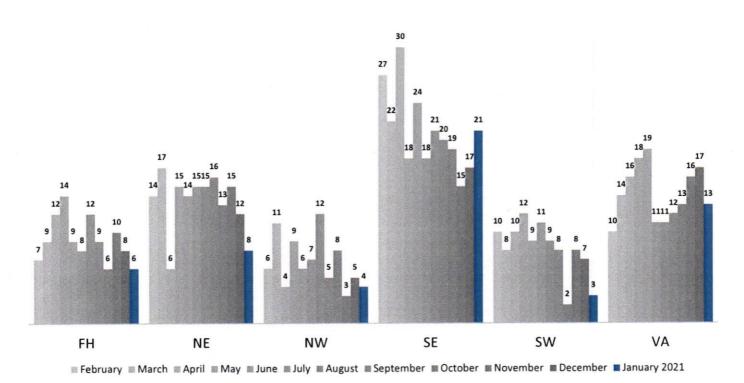


## Civilian Police Oversight Agency Board INTERNAL AFFAIRS FORCE DIVISION STATISTICAL DATA FOR THE MONTH OF JANUARY 2021

#### Call Types Associated with January 2021 Force Events



#### **Twelve Months of Force Data**



# Crash Review Board Update

Data is for Department Personnel involved crashes from: October 1, 2020 - December 31, 2020 (Q2).

## Results of APD involved crashes October 1, 2020 to December 31, 2020 (Q2):

- 34 Non-preventable crashes
- 22 Preventable crashes
- 1 Non-crashes
- 5 Officers had 2 or more Preventable crashes within a 12 month period.

The officers chain of command imposes discipline, not the Crash Review Board.

APD crashes and claims paid from October 1 2020 - December 31, 2020 (Q2):

\$74,473.58; 3<sup>rd</sup> party pay outs (bodily injury or property damage). 21 claims.

\$258,154.324; 1st party damage to City property involved in APD crashes. 1st party refers to single vehicle crashes or City vehicle vs. City vehicle (example: police vehicle strikes a curb). 51 claims.

#### CPOA Board - Outreach Subcommittee Report

The Outreach committee met via Zoom on January 26, 2021.

- 1. Director Harness provided an update on the following topics:
  - Kelley Mensah
    - o Now has a zoom license for use by CPCs
    - Will begin the process of reviewing applications for the CPC Admin Assistant position.
  - SW CPC held a special meeting to assess and possibly appoint a new member via a member's private Zoom link.
    - o Ed sent an email to the CPCs discouraging the use of private zoom accounts.
    - There was some push back and conversation about the role of the CPOA with regards to the CPCs as the Ordinance is silent on this topic.
      - The Council of Chairs met to discuss drafting an MOU to present to Ed on the role of the CPOA regarding the CPCs
  - CPC Guidelines will be sent to City Council for their review the week of 2/1/2021.
- 2. Director Harness is looking at the training requirements and onboarding materials to determine how we might be able to break up presentation of the materials into smaller bites so that it is not quite so overwhelming.
  - We would encourage board members to review the materials in the share drive for what worked well and what did not in the onboarding process.
  - Any other insights to members own onboarding experience would also be welcomed as we continue this process.
- 3. The subcommittee will be reviewing the current complaint brochure in circulation to ensure that it hasn't gone stale.
- 4. Member Nixon provided a draft media policy that will be up for discussion in February.

The next meeting of the Outreach Subcommittee will be held via Zoom on February 23<sup>rd</sup>, 2021 at 3:00 PM.

#### SOP 1-28 Downtown Unit -

Sgt. Matthew Tinney was invited to give a report on the Downtown Unit. Prior to his assignment to this unit, he served in the Crisis Intervention Teams for several years. The Downtown Unit was established primarily at the request of the business community to deal with issues that affected downtown businesses. It has since been expanded to deal with residential issues in the area as well such as pedestrian safety. A significant fraction of the non-arrest contacts deals with homeless persons. Committee member questions focused on whether this use of resources by APD was fair to other Area Commands in the city who might have similar needs and whether these activities might transfer to alternative social programs in the city.

#### Policies presented at OPA:

SOP 2-36 Police Press Relations and Release of Police Identification. Presented by Gilbert Gallegos, Director of Communications. The purpose of this policy is to determine how to best communicate with the public what APD is doing without interfering with investigations.

SOP 2-64 Violence Intervention Program Custom Notification Deliveries Presented by Sgt. Gerard Bartlett and Deputy Commander Jason Jonopolis. This is a new policy which creates a team from APD and City Family and Community services to intervene in situations where an individual is at risk current or future engagement in violence in the community. The team makes personal visits to the individual to offer option for the individual to pursue.

#### Policies reviewed at PPRB: All Policies were advanced to the 30 day recommendation period.

SOP 3-12 Awards and Recognition – This policy focuses on the timely recognition of superior performance by both sworn and civilian employees of APD. There had been a large backlog of awards that are written into the policy.

SOP 3-6 Language and Access Policy and SOP 2-65 Language Access Procedure – These related policies formalize a program of providing language translation and interpretation to individuals and witnesses encountered during an investigation.

#### Selected SOPs

SOP 3-52 Policy Development Process. APD Deputy Commander Sean Waite reported that OPA has answered questions from city legal earlier this week regarding changes to the current policy. They anticipate presenting this soon at an upcoming OPA meeting.

SOP 3-20 Overtime, Compensatory Time, and Work Shift Designation. Ali Abbasi reviewed the policy brief he had written entitled "Police Officer's Overtime and Little Known Consequences: How Incorporating Several Recommendations can Deliver Promising Outcomes." This policy remains under consideration for recommendations. The Chair requested that the subcommittee members each bring their suggested recommendations to the next PnP meeting in anticipation of this policy coming to the PPRB.

3. SOP 1-64 K-9 Unit/SOP 2-23 Use of K9 Unit. At the January meeting of the PnP, it was decided to invite a representative from APD to discuss the Canine policies. That was postponed until the March PnP meeting.

#### Other Business:

Copies of selected bills were sent to the PnP and POB that affect APD and have been introduced in the session of the New Mexico Legislature.

HB 4 New Mexico Civil Rights Act dealing with qualified immunity for public officials, including law enforcement.

SB 227 Inspection Of Police Misconduct Investigation which provides for the inspection of law enforcement misconduct investigations; requires reporting of officer-involved injuries or deaths; amends the crime of justifiable homicide by a public officer or public employee; enacts the law enforcement officer procedures act; regulates the use of physical force by officers; establishes a duty of officers to intervene; requires use of force policies; prescribes standards for serving search warrants. This bill would require law enforcement agencies to adopt many of the use-of-force policies and deescalation practices that APD has developed under the CASA.

Next Meeting March 4, 2021

#### Personnel Committee Report

January Meeting Date: 1/25/21

The committee met on 1/25/21. The committee met with the CPC Council of Chairs and agreed to follow up with the Council in 1-2 months after the Council had additional time to draft an MOU and determine the characteristics of their relationship with the agency. Some members appeared receptive to the committee making a proposal as to how to include CPC's in the evaluation, so that they could comment/review. The committee received a report from Director Harness on staffing and other requests made of the Director by the board. One member of the board had not yet responded to the evaluation survey so action on the evaluation was delayed. Members agreed to hold a special meeting in early February to work on the 2020 Executive Director Evaluation and finalize the evaluation in committee at the February 22nd committee meeting.

Next Meeting: February 22nd @4PM