

## **Civilian Police Oversight Agency Board**

*Eric Olivas, Chair*

*Chantal M. Galloway, Vice-Chair*

*Tara Armijo-Prewitt*

*Dr. William J. Kass*

*Doug Mitchell*

*Eric Nixon*

Edward Harness, Executive Director

**Thursday, April 8, 2021 - 5:00 p.m.**

### **Members Present:**

Eric Olivas, Chair

Chantal M. Galloway, Vice-Chair

Tara Armijo-Prewitt

Dr. William Kass

Eric Nixon

### **Members Absent:**

Doug Mitchell

### **Others Present:**

Edward Harness, CPOA

Katrina Sigala, CPOA

Valerie Barela, CPOA

Kelly Mensah, CPC

Tina Gooch, Atty

Cdr. Cori Lowe, APD

Cdr. Zak Cottrell, APD

Acting Cdr. Joseph Viers, APD

Cdr. Dennis Tafoya, APD

Lt. Nicholas Sanders, APD

Pastor David Walker, Mayor's Office

Lindsay Van Meter, Asst. City Atty

Melissa Kountz, Asst. City Atty

Chris Sylvan, City Council

Richard Johnson, CPOAB Candidate

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, April 8, 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-april-8-2021>.

(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](mailto:CPOA@cabq.gov) for assistance.

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

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April 8, 2021. Submit your public comments to: [POB@cabq.gov](mailto:POB@cabq.gov). These comments will be distributed to all CPOA Board members for review.

### **Meeting Minutes**

- I. Welcome and call to order.** Chair Olivas called to order the regular meeting of the Civilian Police Oversight Agency Board at 5:01 p.m.
- II. Mission Statement.** Chair Olivas read the Civilian Police Oversight Agency Board's mission statement.
- III. Approval of the Agenda**
  - a. Motion.** A motion by Vice Chair Galloway to approve the agenda as drafted. Roll call vote taken. Motion passed.  
**For: 5 – Armijo-Prewitt, Galloway, Kass, Nixon, Olivas**
  - b. Motion.** A second motion by Vice Chair Galloway to amend and strike items IX. a., b., d., e., f., and g., from the agenda. Roll call vote taken. Motion passed.  
**For: 5 – Armijo-Prewitt, Galloway, Kass, Nixon, Olivas**
- IV. Public Comments**
  - a. Geraldine Amato (*see attached*)
- V. Review and Approval of Minutes.** For more information about minutes from prior CPOA Board meetings, please visit our website here:  
<http://www.cabq.gov/cpoa/police-oversight-board/pob-agenda-meeting-minutes>
  - a. Review and Approval of Minutes from March 11, 2021.** Draft minutes from the March 11, 2021 Civilian Police Oversight Agency Board meeting was distributed to each Board Member electronically via a weblink.
  - b. Motion.** A motion by Member Dr. Kass to approve the minutes as written. Roll call vote taken. Motion passed.  
**For: 5 – Armijo-Prewitt, Galloway, Kass, Nixon, Olivas**

## VI. Reports from City Departments

### a. APD

1. **IA Professional Standards Division (SOP 7-1, SOP 3-41, SOP 3-46)** – Commander Zak Cottrell reported on the Statistical Data for the month of March 2021. A document titled *Civilian Police Oversight Board, Internal Affairs Force Division Statistical Data for the Month of March 2021* was distributed to the CPOA Board members. *(see attached)*
2. **IA Force Division (SOP 2-52 through SOP 2-57)** – Commander Cori Lowe reported on the Statistical Data for the month of March 2021. A document titled *Civilian Police Oversight Board, Internal Affairs Force Division Statistical Data for the Month of March 2021* was distributed to the CPOA Board members. *(see attached)*
3. **APD Crash Review Board Presentation (SOP 2-50)** – Acting Commander Joseph Viers submitted a PowerPoint Presentation titled *Crash Review Board Update January 1, 2021 – March 31, 2021 (Q3)* and it was distributed to the CPOA Board members. *(see attached)*
4. **Crimes Against Children Unit (SOP 2-92, SOP 5-4)** – Acting Commander Dennis Tafoya and Lieutenant Nicholas Sanders provided an update on SOP 2-92, SOP 5-4 and on the CARE’s program training, bids and stated that there are currently 120 APD Officers CARE certified within the department.

### b. City Council

1. **City Council Representative** - Chris Sylvan presented his report.

### c. Public Safety Committee

1. **City Council Representative** - Chris Sylvan presented his report.

### d. Mayor’s Office

1. **APD Outreach Community Liaison** - Pastor David Walker presented his report.

**e. City Attorney**

**1. Assistant City Attorney - Lindsay Van Meter** presented her report.

**f. CPC**

**1. CPC Liaison – Kelly Mensah** presented his report.

**g. APOA**

**1. None.**

**h. CPOA**

**1. Executive Director – Edward Harness** presented his report.

*(see attached)*

**VII. Hearing on Requests for Reconsideration**

**a. 242-20**

**1. Motion.** A motion by Member Armijo-Prewitt to consider a Hearing on Request for Reconsideration for CPC 242-20. Roll call vote taken. Motion failed.

**For: 1 –Nixon**

**Against: 4 - Armijo-Prewitt, Galloway, Kass, Olivas**

**VIII. Review of Cases:**

**a. Administratively Closed**

**303-20            059-21**

**1.** Director Harness provided an audio recording submission received by the complainant for CPC 059-21.

**2. Motion.** A motion by Member Dr. Kass to accept Administratively Closed CPC 303-20 and 059-21 cases as presented. Roll call vote taken. Motion passed.

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

**b. Exonerated and Sustained**

**249-20      280-20**

**1. Motion.** A motion by Member Armijo-Prewitt to accept the Exonerated and Sustained CPC 249-20 and 280-20 cases as presented. Roll call vote taken. Motion passed.

**For: 3 – Armijo-Prewitt, Kass, Nixon, Olivas**

**Against: 2 - Galloway, Nixon**

**c. Exonerated, Sustained and Unfounded**

**250-20**

**1. Motion.** A motion by Member Dr. Kass to accept Exonerated, Sustained and Unfounded case CPC 250-20 as presented. Roll call vote taken. Motion passed.

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

**d. Exonerated, Sustained, Unfounded and Not Sustained**

**255-20**

**1. Motion.** A motion by Member Dr. Kass to accept Exonerated, Sustained, Unfounded and Not Sustained CPC 255-20 case as presented. Roll call vote taken. Motion passed.

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

**e. Exonerated, Not Sustained and Administratively Closed**

**210-20**

**1.** The Complainants for CPC 210-20 attended the CPOA Board meeting virtually via zoom and provided a statement.

**2. Motion.** A motion by Member Armijo-Prewitt to accept Exonerated, Not Sustained and Administratively Closed CPC 210-20 case as presented. Roll call vote taken. Motion passed.

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

**f. Not Sustained**

**266-20**

1. Director Harness read the email submission received by the complainant for CPC 266-20.
2. **Motion.** A motion by Member Dr. Kass to accept Not Sustained CPC 266-20 case as presented. Roll call vote taken. Motion passed.

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

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

**a. 19-0077270**

1. **Motion.** A motion by Member Dr. Kass to request the full investigation file for OIS 19-0077270 from the Force Review Board. Roll call vote taken. Motion passed.

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

**X. Reports from Subcommittees**

**a. Community Outreach Subcommittee – *Chantal Galloway***

1. Met March 23, 2021 at 3:00 p.m. (video conference)
2. Member Galloway submitted a Community Outreach Subcommittee written report. (*see attached*)
3. Next meeting April 27, 2021 at 3:00 p.m.

**b. Policy and Procedure Review Subcommittee – *Dr. William Kass***

1. Met April 1, 2021 at 4:30 pm (video conference)
2. Chair Dr. Kass submitted a Policy and Procedure Subcommittee written report. (*see attached*)
3. Next meeting May 6, 2021 at 4:30 p.m.

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

1. Next meeting April 27, 2021 at 4:30 p.m.

**d. Personnel Subcommittee – Eric Olivas**

1. Met March 29, 2021 at 4:00 p.m. (video conference)
2. Vice Chair Olivas submitted a Personnel Subcommittee written report.  
(*see attached*)
3. Next meeting April 26, 2021 at 4:00 p.m.

**XI. Discussion and Possible Action**

**a. Diversity and Inclusion Training Request**

1. **Motion.** A motion by Vice Chair Galloway to accept the Diversity and Inclusion Training Request letter as presented. Roll call vote taken.  
Motion passed. (*see attached*)

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

**b. Board Member Responsibilities**

1. Chair Olivas reviewed Board Member responsibilities and changes and CPOA Board may revisit this item at a later time. (*see attached*)

**c. Contact with Board Staff**

1. Chair Olivas discussed communications between the CPOA Administrative Staff and CPOA Board and may follow on this item at a future meeting.

**d. CPOA Legal Services Contract**

1. **Motion.** A motion by Chair Olivas to execute the CPOA Legal Services Contract as proposed with Sutin, Thayer and Browne as the CPOA Legal Counsel for Fiscal Year 2022 (FY22). Roll call vote.  
Motion passed.

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

**e. Request for CPOA Legal Services: Use of Zoom**

1. **Motion.** A motion by Chair Olivas to accept the Request for CPOA Legal Services: Use of Zoom letter as drafted. Roll call vote taken.  
Motion passed. (*see attached*)

**f. Board Public Relations Policy**

**1. Motion.** A motion by Vice Chair Galloway to accept the Board’s Public Relation Policy and to add the language to the CPOA Board’s Policy and Procedures as amended. Roll call vote taken. Motion passed. *(see attached)*

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

**2. Motion.** A second motion by Vice Chair Galloway to amend strike the words “including email communication sent to the [pob@cabq.gov](mailto:pob@cabq.gov) email account” from the document. Roll call vote taken. Motion passed.

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

**g. Update on Board Vacancies**

**1.** Director Harness provided an update on CPOA Board vacancies.

**h. CPOA Board Subcommittee Assignments**

**1. Motion.** A motion by Chair Olivas to make the following CPOA Board subcommittee assignments:

- i. **Personnel Subcommittee:** Tara Armijo-Prewitt, Doug Mitchell, Eric Olivas.
- ii. **Case Review Subcommittee:** Chantal Galloway, Dr. William Kass, Eric Nixon
- iii. **Outreach Subcommittee:** Chantal Galloway, Doug Mitchell, Eric Nixon.
- iv. **Policy and Procedure Subcommittee:** Tara Armijo-Prewitt, Dr. William Kass, Eric Olivas

Roll call vote taken. Motion passed. *(see attached)*

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

**i. Update on of Serious Use of Force Cases and Officer Involved Shooting Case Materials**

**1.** Tina Gooch, CPOA Counsel stated that she is still working with City Legal and the APOA on SUOF/OIS case materials and the CPOA

Board will follow-up with this item at next regular scheduled CPOA Board meeting.

**j. Serious Use of Force Cases: Proposed Board Review Process**

**1. Motion.** A motion by Member Dr. Kass to adopt the Serious Use of Force Cases proposed Board review process as written. Roll call vote taken. Motion passed. (*see attached*)

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

**k. Changes to 2021 CPOA Executive Director’s Evaluation**

**1. Motion.** A motion by Chair Olivas accept the proposed changes to the 2021 CPOA Executive Director’s Evaluation. Roll call vote taken. Motion passed.

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

**l. Subpoena Issuance and Consideration CPC 030-21**

**1. Motion.** A motion by Vice Chair Galloway to issue an Administrative Subpoena to Scott Parsons for CPC 030-21. Roll call vote taken. Motion passed.

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

**m. Delegation of a CPOA Board Representative to Submit PPRB Policy Recommendations**

**1. Motion.** A motion by Member Dr. Kass to authorize the CPOA Executive Director to designate a CPOA Staff person to forward CPOA Board “No Recommendation” recommendations to the APD Policy and Procedure Review Unit. Roll call vote taken. Motion passed.

**For: 4 - Armijo-Prewitt, Kass, Nixon, Olivas**

**Against: 1 – Galloway**

**2. Motion.** A second motion by Vice Chair Galloway to table Delegation of a CPOA Board Representative to Submit PPRB Policy Recommendations agenda item. Roll call vote taken. Motion failed.

**For: 2 – Galloway, Nixon**

**Against: 3 – Armijo-Prewitt, Kass, Olivas**

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**n. Consideration of PPRB Policies with “No Recommendation”:**

**SOP 1-50 Gun Violence Reduction Unit**

**SOP 2-36 Police Press Relations**

**SOP 2-64 VIP Custom Notifications**

- 1. Motion.** A motion by Member Dr. Kass to submit a “No Recommendation” recommendation for SOP 1-50, SOP 2-36 and SOP 2-64 to the APD Policy and Procedure Review Unit (formerly OPA). Roll call vote taken. Motion passed.

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

**o. Board Rotation for Stakeholder Meetings**

- 1.** Chair Olivas provided an update on the status of Vice-Chair Galloway’s request to have a virtual shared CPOA Board Calendar and stated the request is currently being worked on by CPOA Staff and suggests that an update be provided to the Outreach Subcommittee at their next regular scheduled meeting. The item may be placed on the next regular scheduled meeting agenda for discussion.

**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**

- i. Motion.** A motion by 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: 5 – Armijo-Prewitt, Galloway, Kass, Nixon, Olivas**

**--- Meeting on Personnel matters began at 8:29 p.m.  
and the meeting reconvened at 9:51 p.m. ---**

- i. **Motion.** A motion by Vice Chair Galloway 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: 5 – Armijo-Prewitt, Galloway, Kass, Nixon, Olivas**

- ii. **Motion.** A second motion by Member Armijo-Prewitt to adopt a letter with edits drafted by Chair Olivas and to discuss the letter with the CPOA Executive Director at the next regularly scheduled Personnel Subcommittee meeting. Roll call vote taken. Motion passed.

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

### **XIII. Other Business**

- a. Chair Olivas reminded the CPOA Board of the Attorney General’s OMA/IPRA Virtual Training on April 27, 2021.
- b. Chair Olivas encouraged the CPOA Board to attend the City Council’s Committee-of-the-Whole Budget Hearing meeting scheduled on May 13, 2021 and he will send out more information to the Board.

### **XIV. Adjournment**

- a. **Motion.** A motion by Vice Chair Galloway to adjourn the meeting. Roll call vote taken. Motion passed.

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

- b. The meeting was adjourned at 9:55 p.m.

**ATTACHMENTS**

DRAFT

AMATO Public Comment 2(2) 11

DO YOU GRASP THIS "PICTURE" IS HARASSED VIA OFFICIALS WITH IMPUNITY

IT'S YOUR APPLICANT INFO RECEIVED NONE OF THE FOUR APPROPRIATE INFO RECEIVED

showed him the temperature with the thermometer I bought. He mean - spiritedly swapped the failing frig into a yet unoccupied next door apt (which the subsequent occupants took a couple weeks to get him to remove it. Then I saw most of it by the dumpster)

I did NOT try to file any complaint vs Brian <sup>and Mary Ann</sup> ~~Smith~~ Only "witness" was his man "MATT". If ~~MATT~~ spoke up in my behalf. IT'D BE HIS JOB. Couple Weeks (or less)

later APACI team came by Bently, Clinician; DYE ARAGON, Rumor DETECTIVES announced and to this date undeclared fact WHO summoned them to do - what do they call it? A "Wellness" Check" Better said: A HARASSMENT by official dept. of the City secretly deployed with NO official Report to DATE AS WHO summoned these "officials" to HARASS NOT "check" ME.

NO negative consequences to the LIKES OF BRIAN & MARY ANN <sup>Smith</sup>

AMATO Public Comment March  
City Council & Pertinent Boards April 2021  
and Committees; County Commission: SAME

WANT TO SHARE ~~my~~ my observations and conclusions regarding the deployment of "Crisis Intervention Teams" particularly re: my encounter with APD-CIT since January 2020. 1(2)

Previous to then, when I was incarcerated at ~~Spelace~~ "Heart" Hospital for lung problems vs a "NON-PROFIT" NATIONAL Y SYNDICATED CIT I could not determine WHO the controlling operatives were via the "Behavioral Health" contrived hysteria/epidemic!

APD-CIT THE three detectives and one BH "Clinician" that came to my door in January 2020 after a conflict with a co-owner (at the apartment I rent at 109 Columbia St) Brian Keith who vocally harassed me and entered my apartment (with NO NOTICE) to ~~harass~~ <sup>menace</sup> me about a malfunctioning (for the entire time of my occupancy) Refrigerator (July 2019 to January 2020), which was on the verge of total Break-down, keeping a temp of no lower than 50°. He threateningly declared that he did NOT WANT to replace the frig becuze the motor was still running. I

SMATO  
MARCH 2021 <sup>at home</sup> Public Comment

WE'RE TOLD THAT WHEN A  
WOMAN, A CERTAIN ETHNIC PERSON,  
A so-called "Black" PERSON IS  
GIVEN A PRESTIGIOUS POSITION  
IN THE FEDERAL GOVERNMENT  
OR A PROMINENT POSITION IN  
STATE GOVT OR CITY GOVT  
OR A CORPORATE EMPIRE  
- LIKE THE POLICE DEPT etc -  
THAT THAT HAS EXALTED  
THE STATUS OF ALL SUCH  
LIKE!!? GET REAL! THE  
HIGHER YOU GO UP! THE  
MORE CORRUPT. How?

IS IT AN ADVANCEMENT  
FOR ANYONE TO BE GIVEN  
A PRESTIGIOUS POSITION  
IN A TOTALLY  
CORRUPT ENTITY  
OR INSTITUTION?!

CAMRIS MARCH 20 21  
City Council and Related Govt Bodies 2(2)  
County Commission ETC

ONE GLARING EXAMPLE IN  
my mind is THE PROMINANCE  
of former WOMEN "Prosecutors"  
[BAR ASS CONTROLLED WILLING OPERATIVES]  
& SERVING AS STATE GOVERNORS.  
[NOT SURE WHAT THE "STATS" ARE ON THE MEN GOVRS]  
IT CAN BE NOTICED - IF YOU  
LOOK - THAT BAR ASSO CONTROLLED  
OPERATIVES SERVING AS PROSECUTORS -  
ARE MUCH - LY ENTRENCHED IN  
CRIMINAL ACTIVITIES IN  
THEIR RESPECTIVE CAPACITIES.

ANY B.A.R. ASSO CONTROLLED  
ATTORNEY OR "JUDGE" THAT DARE  
"BUCK" THE DOMINANT  
"GANG" OF MASONIC LODGE  
REPROBATES IS SUBJECT  
TO HAVING THEIR CAREER OR  
LIFE BROUGHT TO A SWIFT END.  
SO! WHOSE THERE IN THE  
HIGH-LIGHTED POSITIONS?  
THE 'CREAM' OF THE CROP OR THE  
SCUM OF THE CESS POOL?!

POST SCRIPT AMATO  
MARCH 12 2021 @N DEBT RELIEF  
PLEASE RELAY TO "ET AL"  
330.644.1937

ABSOLUTELY NO  
ONE IN THIS ECONOMY  
~~BLACK NOR~~  
~~WHITE NOR...~~  
CAN GET "DEBT

RELIEF" THAT'S

REAL <sup>AND ENDURING</sup> ONLY AN  
ILLUSION PERPETRATED

BY HIGH-RANKING  
PURVEYORS OF

"PIMP GAMES

"CON" CONFIDENCE GAMES.

THIS BANKING SYSTEM  
OWNED BY THE INTERNATIONAL  
BANKSTER CARTEL HAS US  
"ON" CREDIT SCRIPT.

WE NEED TO "GET" THIS!

"THEY" = OWNERS OF THE WEALTH  
+ THE NATIONS

MARCH MS S.Y. DON'T RECALL IT +  
2021 AM SENT YOU COPY heretofore of this  
IS NOT Please ~~supplement~~

MASONIC BRETHREN, I DARE NOT  
"REPORT" THESE UNDER "SE AREA  
COMMAND AFTER ENDURING  
APP-CIT COMING BY MY APT  
VIA BRIAN KIETH'S STE NANIGAS  
AND THE ENCOUNTER WITH  
A COP COCKERILL ON SEPT 14 2020  
ON MY "911" CALL AFTER BEING

HARRASSED AT THE APT DOOR  
BY BRIAN AND SON, RED MOND,  
KIETH. ETC BACK TO WHAT I STARTED  
TO SAY. - BESIDES THE GUY TURNED  
HOSTILE IN APT 40 ABOVE HOW ELSE  
CAN SURVEILLANCE BE DONE TO "TELL"  
WHEN I'M NOT THERE ?? SO UNLAWFUL  
ENTRY CAN BE MADE ??

MARCH 11 (NOT A RANDOMLY CHOSEN DATE  
NOTE THE THIRD MONTH  
11TH DAY LOCK DOWN INITIATED)

RECENT "DEBT RELIEF" PROPAGANDA  
"SELECTIVE" "PUBLICITY" EMPHASIZING  
"BLACK" "WHITE" CONTRIVED  
ANALYSIS. FACT IS ALL SO-CALLED  
"FAMILY" FARMERS ARE BEING  
DEVASTATED. "THEY" WANT TO "FEED"  
US LIKE THEIR LIVESTOCK. "THEY"  
DON'T WANT US FEEDING  
OURSELVES.

WE HAVE "CREDIT"

INTERNATIONAL

SC: 1011 x 11

AMATO

March Friday THE 12<sup>th</sup> 2021

B(5)

REPEATEDLY SUBMITTED

IN THE WAKE OF THE  
 FEDERAL GOVERNMENT'S  
 PRESIDING OFFICER  
 - "PRESIDENT"'S ADDRESS  
 TO THE PUBLIC. "JULY  
 THE FOURTH" mentioned as  
 a target date. Both John  
 Adams and Thomas  
 Jefferson died - while  
 under the care of "their"  
 "surgeon" (what we call today  
 "doctor") on the exact same  
 date: July the fourth 1786  
 (recalling this by memory, check the facts)  
 Both were elder men so some  
 will blame their "age". You  
 think this is an accidental  
 coincidence. A CONSPIRACY  
 THEORY ??

NOW THE  
 CALL FOR SO CALLED  
 "BEHAVIORAL HEALTH"  
 ACTIONS AGAINST

MARCH 20 PUBLIC COMMENT (2)  
TESTIMONY AMATO

IS THERE ANYONE "OUT THERE" HEARING MY CALLS FOR ASSISTANCE? MY STOLEN LEXUS AND TWO REVOLVERS (ETC) HAVE BEEN STOLEN TWO TIMES. [ONCE BY A SMALL TIME CRIMINAL STEVE ARCHULETA AND HIS FAMILY CLAN - A DAUGHTER KATHERINE AMANDA SANCHEZ HAD MY LEXUS REGISTERED IN HER NAME] - [TWICE] BY MIDDLE LEVEL CRIMINALS IN THE POLICE DEPT - UNDER DIRECT COMMAND OF "SE" commander - Phil Chacón station - Johnny Yara who in turn is conversible, to top level players in the Courts and Prosecutors' offices. i.e. B.A.R. ALSO CONTROLLED OPERATIVES SUCH AS D.A. TORREZ.

AND, INTERESTINGLY, A YOUNG MAN WHO INITIALLY WAS FRIENDLY TOWARDS ME IN THE KIETH FAMILY APTS ON COLUMBIA SE WHO I WAS MOVED INTO THE APT DIRECTLY BELOW HIM APT 36 HAS BECOME LIKE AN INFORMANT / LOOK-OUT > KIETH FOLDS HAVE ENTERED "MY" APT (4 TIMES TO my NOTING) AND REMOVED PROPERTY BELONGING TO ME, HAVING NO WITNESSES AND BEING UP AGAINST

AMATO MARCH 2021 A(B)

FOLKS IN EMOTIONAL  
DESPAIR: contemplating  
suicide, resorting to  
ORIGINS to deaden their  
mental pain. Oh! Call  
the Suicide Help Line  
So they can advise you  
up with legally  
pandered pain  
deadeners, there's a

AND IF THEY GET HOLD OF ANYONE  
them

RESPECTFULLY SUBMITTED FOR  
YOUR RESEARCH

nationally syndicated  
"non-profit" privately owned  
CRISIS INTERVENTION  
TEAM - WHO? ARE THEY?  
WHO OWN THIS "NATIONAL"  
"NON-PROFIT" ENTERPRISE??

There's a LOCAL "APD -  
CIT." THE "DETECTIVES"  
AND "CRISIS INTERVENTION  
CLINICIANS" DON'T DETERMINE  
AN ALLEGED [CRISIS] THEY  
ADMITTED TO FACILITATE SILENT AGENDAS

AMATO MARCH - APRIL 2021

THE CONTENT OF ONE'S  
CHARACTER VERSUS [THE  
COLOR OF ONE'S SKIN]

THE CONTENT OF ONE'S  
CHARACTER VERSUS

[THE GENDER OF  
THEIR ONE'S PHYSICAL BODY]

THE CONTENT OF ONE'S  
CHARACTER VERSUS

[THE ETHNICITY OF  
THEIR PHYSICAL HERITAGE]

IT CAN BE NOTED

THAT IN THIS CURRENT  
ORDER, THE MORE

CORRUPT "THE CONTENT  
OF ONE'S CHARACTER, THE  
HIGHER ONE CAN RISE  
IN THE REPROBATE Hierarchy

ARE EXTRAORDINARILY ACTIVE HERE  
IN "AMERICA" THE FLAG - THE  
STARS AND STRIPES - IS THEIR  
FLAG. IT DOES NOT "STAND"  
FOR THE REPUBLIC. THE REPUBLIC  
WAS DESTROYED BEFORE IT  
"TOOK ROOT" THE REPUBLIC  
WAS NOT EVER ESTABLISHED  
HERE THE "CONSTITUTIONAL"  
CONVENTIONS OF 1787 - NOT  
STUDIED IN THE CONTROLLED  
CURRICULA SCHOOLS - SET IN  
PLACE WHAT HAS INCREMENTALLY  
DEVELOPED TO WHAT WE HAVE  
TODAY. A CENTRAL "COMMAND" GOVT.  
CONTROLLED BY ALIEN POWERS -  
NOT THE AMERICAN "PUBLIC".  
WE "RESIDE" WITHIN A "REZ" A  
FEDERAL RESERVATION. THE MASONIC  
LODGE CONTROLS THE "NEWS  
MACHINE". SKEWED PUBLICITY /  
"PROPAGANDA" GAUGED TO DISTORT  
OUR PERSPECTIVES ON REALITY,  
THAT WE MAY BE SEDUCED INTO  
ABJECT SLAVERY, THAT IS, IF WE  
ARE THOSE CHOSEN TO EXIST AT ALL.

REPORTEDLY, THE FIRST 3RD POLITICAL  
PARTY WAS "THE ANTI-MASON"

HERE'S AN EXAMPLE OF THE QUALITY OF REPORTERSHIP COMING OUT OF U.N. M. THEY'LL HAVE NO PROBLEM GETTING A JOB WITH THE AB&JOURNALIST THAT RAAGTHAT REOLACES THE ALIEN PIENRY OF MENTAL SCIDES AND

NEW MEXICO DAILY LOBO [DailyLobo@DailyLobo.com](mailto:DailyLobo@DailyLobo.com) MONDAY, MARCH 8, 2021 / PAGE 3

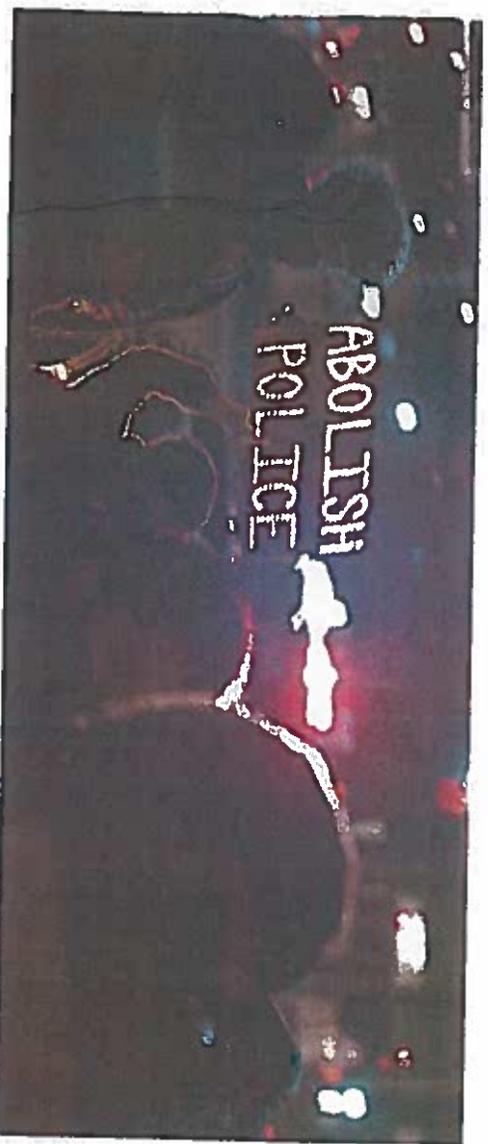
# 'Enough APD Terror': Protesters call for abolition over reform

City's fatal police shooting rate remains highest in the country

By Gabriel Biadora  
@gabrielbiadora

On Friday, Feb. 26, local activists and community members gathered at the Albuquerque Police Department's downtown headquarters to march for the abolishment of the heavily scrutinized force. They stood on the police department's steps as they delivered their speeches to a crowd of about 70 people.

The demonstration took place nine years to the day after Trayvon Martin was killed by neighborhood watch coordinator George Zimmerman and was organized by Fight For Our Lives Albuquerque (FFOL).



report, the monitor concluded that APD maintained a toxic trajectory that reflects a "deliberate indifference to the requirements of the CASA," citing serious deficiencies in training, discipline, oversight, supervision and leadership.

A resolution was passed in 2015 requiring the city and the police department to keep a record of the CASA's expenditures. The CASA has spent nearly \$34 million as of 2019's third quarter before the records stopped being published.

While the DOJ investigation has addressed some fundamental flaws within the department — like the negligence of use of force investigations

# AMATO PUBLIC COMMENT

MARCH APRIL 2021

DURING THE PAST YEAR AND TWO WITH MY CAR AND REVOLVERS STOLEN AND APD SE ADET "COMMANDER" JOHNNY YARD DIRECTOR LAWYER MARKING LINE ~~REPORTS~~ NOT TO TAKE AMATO'S REPORTS. BUT REPORTS AGAINST AMATO ARE RACKED UP IN THE FILE THE TIME OF (LAST TIME I ASKED FOR A APD-IRA SEARCH COUPLE MONTHS BACK WHICH I HAVE YET TO RECEIVE - I WAS TOLD BY THE CITY CLERK'S OFFICE THAT NINETEEN (19) REPORTS WERE FILED AGAINST ME. WITHOUT NOTIFYING ME SO I COULD RECORD A COUNTER RESPONSE. THIS IS PROTOCOL!  
I CAN GUESS A FEW OF THEM BESIDES FOLKS APD LINE COPS REFUSED ME LA REPORT AGAINST THE BANK OF AMERICA FINANCIAL OFFICER E. MARC HUNN. FEDEX REGIONAL DIRECTOR ROBERT CHAVEZ AND HIS LACKY CHERISE GRIEGO FEDEX OFFICE AT CENTRAL AND PRINCETON. ETC

REPORTING A MENTAL ILLNESS TO THE POLICE

I HAVE NOT WATCHED T.V. I LISTEN TO SDC CALLED "PUBLIC" RADIO KANW & KUNM

ONE GLARING CONFIDENCE GAME "RUN" IS <sup>BY LYING, DECEIVING, MANIPULATING</sup> "CON" MEN MALFUNCTION, ATROCITY IS PERPETRATED BY THOSE WHO NOW ABSOLUTELY CONTROL THE ~~MASONIC LODGE~~

[NOT "OUR"] FEDERAL GOVT  
A RADIO DISCUSSION REFERENCES THE AFOREMENTIONED PERPETRATORS AS "WE" "US" "OURS"

[NOTE] THE WORSHIPERS OF THE GOD OF THIS WORLD ARE ABOUT THE BUSINESS OF STEALING, KILLING, DESTROYING

**POLICE OVERSIGHT BOARD**

**INTERNAL AFFAIRS PROFESSIONAL STANDARDS DIVISION  
STATISTICAL DATA FOR THE MONTH OF March 2021**

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**INTERNAL CASES FOR THE MONTH OF March 2021**

Total Internal Cases Completed in the month of March-28

**20 completed cases (sent out to the area command)**

1. IA Cases opened in the month of March 2021: 24
  2. Area Command IA cases opened for the month of March 2021: 66
  3. Pending IA Cases for the month of March 2021: 23
  4. Internal Cases Mediated: 0
- 

**DISCIPLINE IMPOSED FOR INTERNAL CLOSED CASES IN March 2021**

**I-80-20**

1-1-4D19 On-Duty Conduct

Sustained

Suspension

2-54-4A3 Use of Force Reporting Procedures

Not Sustained

No Disciplinary Action

2-54-4A1 Use of Force Reporting Procedures

Unfounded

No Disciplinary Action

2-60-4A5b Preliminary Investigations

Sustained

Letter of Reprimand

2-60-4A5d Preliminary Investigations

Sustained

Letter of Reprimand

2-60-4A5f Preliminary Investigations

Sustained

Letter of Reprimand

1-1-4D15 On-Duty Conduct

Sustained

Terminated

1-1-4D19 On-Duty Conduct

Sustained

Terminated

2-52-4F2 Lawful Objectives

Sustained

Terminated

2-54-4A1 Reporting Requirements

Sustained

Terminated

3-13-3B3b Enforcing Laws, Ordinances, and Police Regulations

Sustained

Terminated

**I-618-20**

2-56-4A3 Use of Force Reporting Procedures

Sustained

Suspension

1-1-4B7c

Sustained

Suspension

2-57-3D4h Supervisor Documentation of UOF

Sustained

Suspension

**I-634-20**

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

Sustained

Suspension

3-41-4D1 Internal Dept. Complaints- Reporting and Assignment

Exonerated

No Disciplinary Action

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

Sustained

Suspension

3-41-4D1 Internal Dept. Complaints- Reporting and Assignment  
Exonerated  
No Disciplinary Action

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

3-41-4D1 Internal Dept. Complaints- Reporting and Assignment  
Exonerated  
No Disciplinary Action

**I-679-20**

3-13-3B3b Enforcing Laws, Ordinances, and Police Regulations  
Exonerated  
No Disciplinary Action

1-1-4B2 Compliance with Laws, Rules and Regulations  
Unfounded  
No Disciplinary Action

3-13-3B3b Enforcing Laws, Ordinances, and Police Regulations  
Exonerated  
No Disciplinary Action

1-1-4B2 Compliance with Laws, Rules and Regulations  
Unfounded  
No Disciplinary Action

3-13-3B3b Enforcing Laws, Ordinances, and Police Regulations  
Exonerated  
No Disciplinary Action

**I-682-20**

1-1-4B7c Compliance with Laws, Rules and Regulations  
Exonerated  
No Disciplinary Action

1-1-4D9 On-Duty Conduct  
Unfounded  
No Disciplinary Action

**I-691-20**

3-13-3B2 Enforcing Laws, Ordinances, and Police Regulations

Unfounded

No Disciplinary Action

3-13-3B3b Enforcing Laws, Ordinances, and Police Regulations

Exonerated

No Disciplinary Action

2-60-4A5 Preliminary Investigations

Sustained

Verbal Reprimand

3-13-3B2 Enforcing Laws, Ordinances, and Police Regulations

Unfounded

No Disciplinary Action

3-13-3B3b Enforcing Laws, Ordinances, and Police Regulations

Unfounded

No Disciplinary Action

3-13-3B2 Enforcing Laws, Ordinances, and Police Regulations

Sustained

Letter of Reprimand

2-60-4A5 Preliminary Investigations

Sustained

Letter of Reprimand

3-13-3B3b Enforcing Laws, Ordinances, and Police Regulations

Exonerated

No Disciplinary Action

**I-703-20**

3-41-4D1 Internal Dept. Complaints – Reporting and Assignment

Unfounded

No Disciplinary Action

3-41-4D1 Internal Dept. Complaints – Reporting and Assignment

Unfounded

No Disciplinary Action

2-54-5C2c ECW Restrictions

Unfounded

No Disciplinary Action

2-57-4D2 Level 2 and Level 3 UOF Investigation Review by the Force Investigation Section  
Chain of Command  
Unfounded  
No Disciplinary Action

3-41-4D1 Internal Dept. Complaints – Reporting and Assignment  
Unfounded  
No Disciplinary Action

**I-714-20**

1-1-4D17 On-Duty Conduct  
Unfounded  
No Disciplinary Action  
1-1-4B7a Personnel Code of Conduct  
Unfounded  
No Disciplinary Action

1-1-4B7a Conduct  
Sustained  
Suspension  
1-1-4D19a On-Duty Conduct  
Sustained  
Suspension  
2-16-2C1 Records  
Sustained  
Suspension  
2-16-2C4 Records  
Sustained  
Suspension  
2-38-4-E-1di Shift Changes  
Sustained  
Suspension  
2-60-4A5 Preliminary Investigations  
Sustained  
Suspension  
1-1-4D17 On-Duty Conduct

**I-715-20**

2-82-4B10c Transporting of Individuals  
Sustained  
Letter of Reprimand

2-8-5D Management of OBRD Recordings

Sustained

Letter of Reprimand

2-5-3H1 Use of Seat Belts

Sustained

Letter of Reprimand

2-31-4B5 Procedure

Exonerated

No Disciplinary Action

3-14-4A1 Supervisory Leadership

Sustained

Letter of Reprimand

2-82-4B10c Transporting of Individuals

Sustained

Letter of Reprimand

2-8-5D Management of OBRD Recordings

Unfounded

No Disciplinary Action

1-1-4F2 Compliance with Laws, Rules and Regulations

Sustained

Letter of Reprimand

2-31-4B5 Procedure

Exonerated

No Disciplinary Action

**1-749-20**

2-56-4A1 General Requirements of Officers Who Use Force

Unfounded

No Disciplinary Action

2-56-4A1 General Requirements of Officers Who Use Force

Unfounded

No Disciplinary Action

2-56-4A1 General Requirements of Officers Who Use Force

Unfounded

No Disciplinary Action

2-57-3D3b Supervisor Documentation of UOF  
Sustained  
Written Reprimand

2-56-4A1 General Requirements of Officers Who Use Force  
Not Sustained  
No Disciplinary Action

**I-751-20**

2-8-5E4a Management of OBRD Recordings  
Sustained  
Letter of Reprimand  
2-8-5E6 Management of OBRD Recordings  
Sustained  
Letter of Reprimand

2-8-5E6 Management of OBRD Recordings  
Sustained  
Letter of Reprimand

**I-773-20**

2-52-6A1 Use of Force Procedures  
Sustained  
Letter of Reprimand  
2-55-4A2a De-Escalation Techniques and Guidelines  
Sustained  
Letter of Reprimand  
3-13-3B2 Officers Duties and Conduct  
Sustained  
Letter of Reprimand  
3-13-3B3b Enforcing Laws, Ordinances, and Police Regulations  
Sustained  
Letter of Reprimand  
2-52-4F1 Lawful Objectives  
Unfounded  
No Disciplinary Action

**I-779-20**

3-41-4B3a Complaints Involving Dept Policy or Personnel

Sustained

Verbal Reprimand –Not issued- Employee no longer with Department

3-41-4B3b Complaints Involving Dept Policy or Personnel

Sustained

Verbal Reprimand –Not issued- Employee no longer with Department

3-41-4B3c Complaints Involving Dept Policy or Personnel

Sustained

Verbal Reprimand –Not issued- Employee no longer with Department

**I-782-20**

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

Unfounded

No Disciplinary Action

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

Unfounded

No Disciplinary Action

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

Unfounded

No Disciplinary Action

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

Unfounded

No Disciplinary Action

**I-783-20**

3-14-4A1 Supervisory Leadership

Sustained

Verbal Reprimand

1-1-4D10 Insubordination

Unfounded

No Disciplinary Action

**I-789-20**

2-57-4B1k Level 2 and Level 3 UOF Investigations by the Force Investigation

Exonerated

No Disciplinary Action

**I-790-20**

2-71-3B2 Rules and Procedures  
Sustained  
Written Reprimand

**I-791-20**

2-8-5A8c Wearing the OBRD  
Sustained  
Written Reprimand  
2-8-5A8d Wearing the OBRD  
Sustained  
Written Reprimand  
2-8-5A8i Wearing the OBRD  
Sustained  
Written Reprimand

**I-813-20**

1-1-4B5 Compliance with Laws, Rules and Regulations  
Not Sustained  
No Disciplinary Action  
1-1-4B6 Compliance with Laws, Rules and Regulations  
Not Sustained  
No Disciplinary Action  
1-1-4B7b Compliance with Laws, Rules and Regulations  
Not Sustained  
No Disciplinary Action

**I-814-20**

1-1-4B7a Compliance with Laws, Rules and Regulations  
Unfounded  
No Disciplinary Action

**I-830-20**

2-56-5C2 Officer's obligations Following Level 1 UOF  
Unfounded  
No Disciplinary Action  
2-56-4A1 General Requirements of Officers Who Use Force  
Unfounded  
No Disciplinary Action

**I-843-20**

1-1-4C1 Reporting for Duty

Unfounded

No Disciplinary Action

1-1-4D10 On-Duty Conduct

Unfounded

No Disciplinary Action

**I-844-20**

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

Unfounded

No Disciplinary Action

**I-855-20**

2-8-4F Use of On-Body Recording Devices

Unfounded

No Disciplinary Action

**I-32-21**

1-1-4D10a On-Duty Conduct

Sustained

Suspension

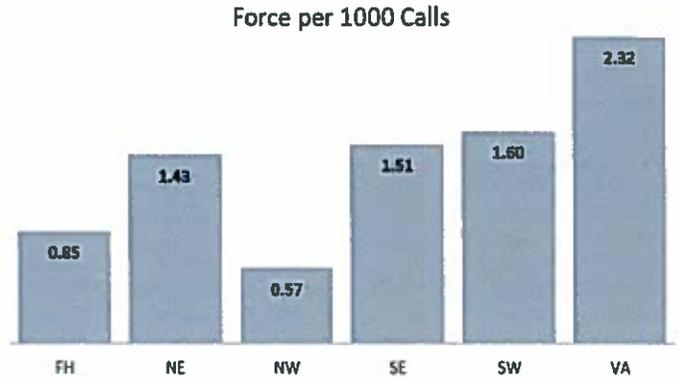
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# Civilian Police Oversight Agency Board

## INTERNAL AFFAIRS FORCE DIVISION

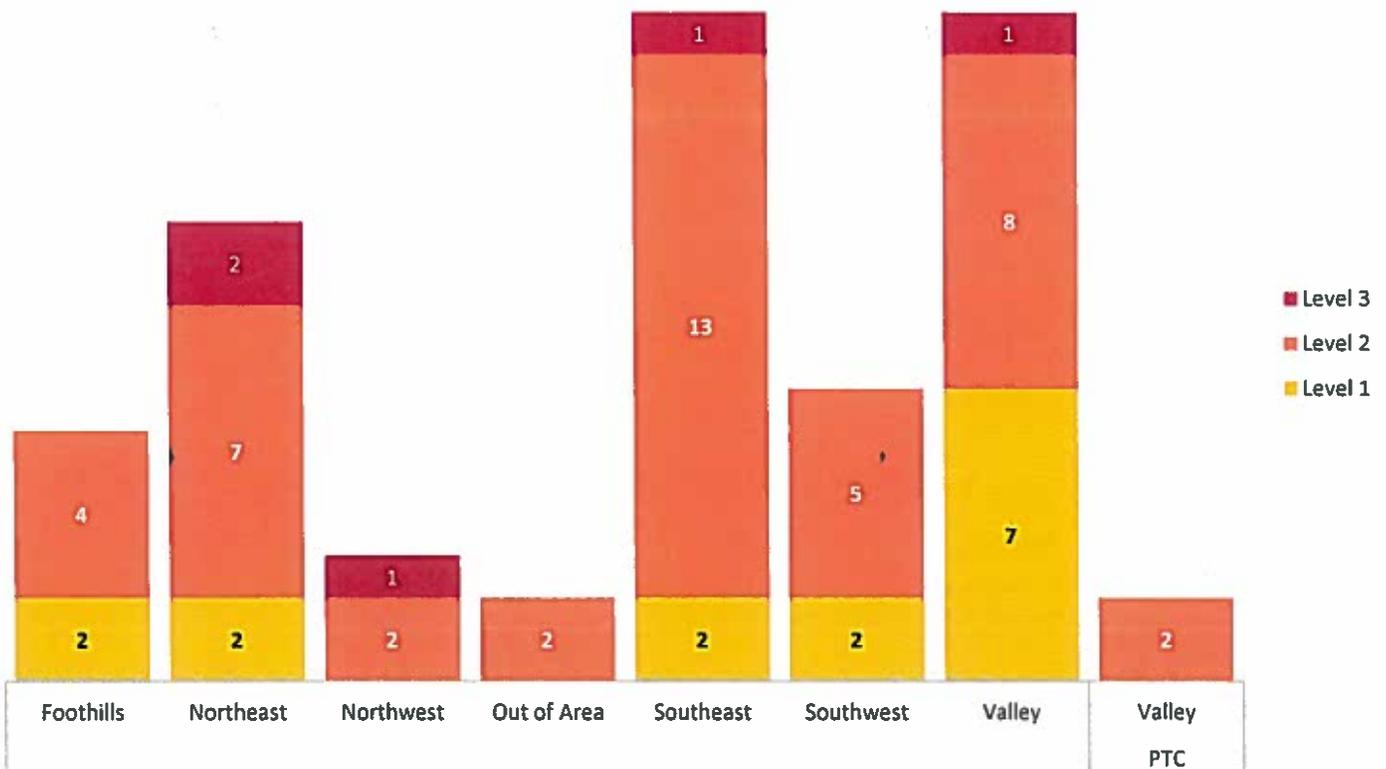
### STATISTICAL DATA FOR THE MONTH OF MARCH 2021

	Level 1	Level 2	Level 3	Total
Foothills	2	4		6
Northeast	2	7	2	11
Northwest		2	1	3
Out of Area		2		2
Southeast	2	13	1	16
Southwest	2	5		7
Valley	7	8	1	16
Valley: PTC		2		2
<b>Grand Total</b>	<b>15</b>	<b>43</b>	<b>5</b>	<b>63</b>



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.

### March 2021 Force Events

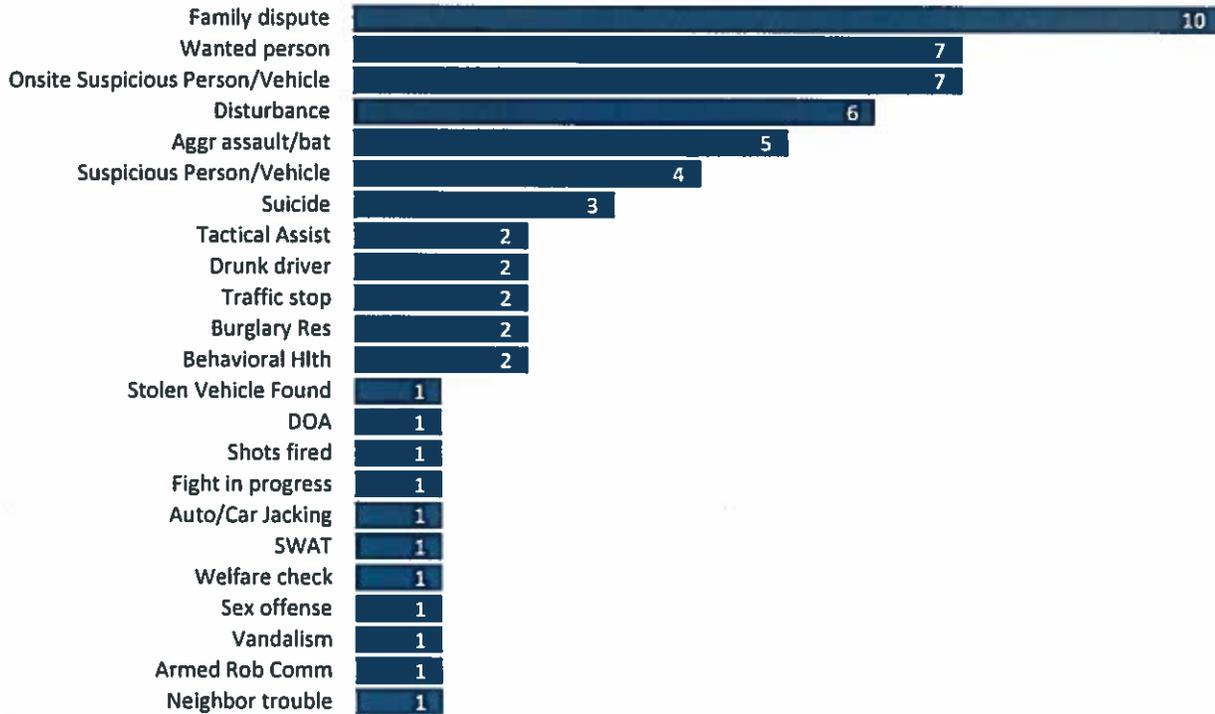


# Civilian Police Oversight Agency Board

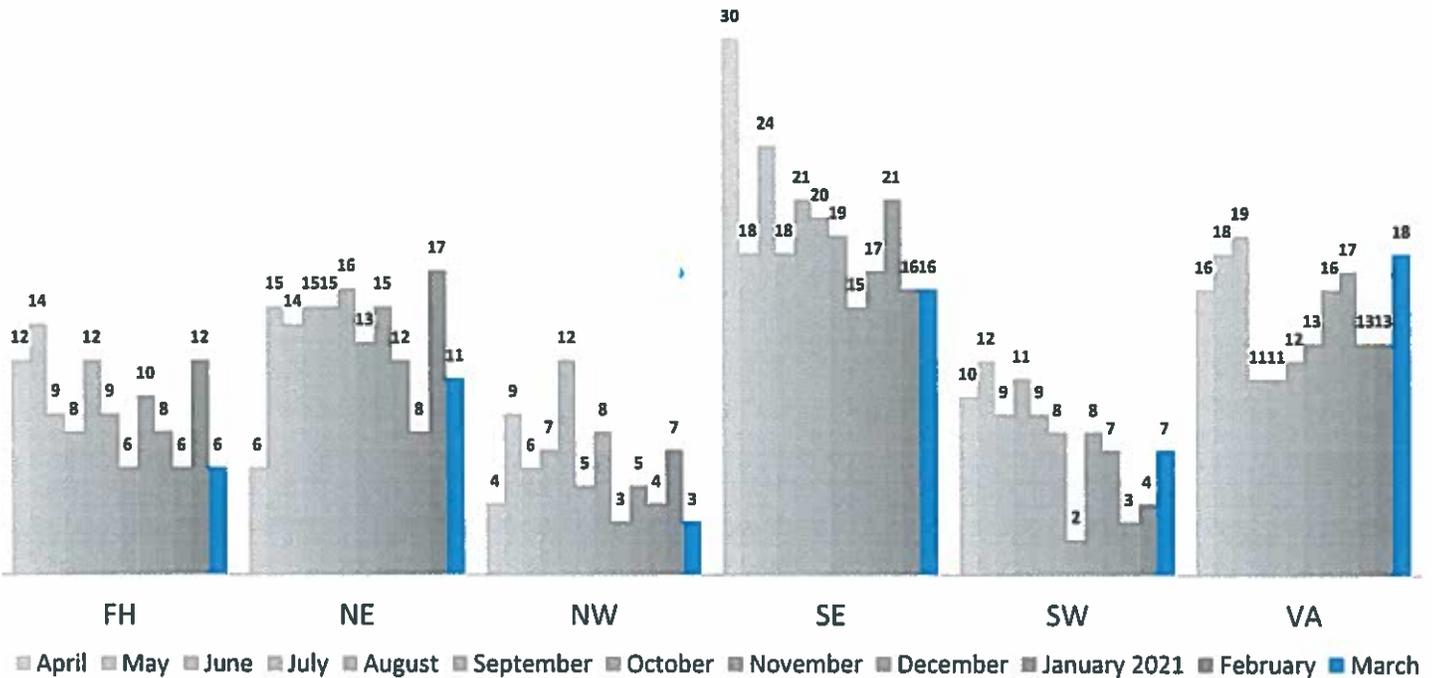
## INTERNAL AFFAIRS FORCE DIVISION

### STATISTICAL DATA FOR THE MONTH OF MARCH 2021

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



#### Twelve Months of Force Data





# Crash Review Board Update

Data is for Department Personnel involved crashes from:  
January 1, 2021 - March 31, 2021 (Q3).



Results of APD involved crashes January 1, 2021 to March 31, 2021 (Q3):

23 Non-preventable crashes

30 Preventable crashes

1 Non-crashes

9 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 January 1  
2021 - March 31, 2021 (Q3):

\$114,049.52; 3<sup>rd</sup> party pay outs (bodily injury  
or property damage). 23 claims.

\$274,749.91; 1<sup>st</sup> party damage to City  
property involved in APD crashes. 1<sup>st</sup> party  
refers to single vehicle crashes or City  
vehicle vs. City vehicle (example: police  
vehicle strikes a curb). 43 claims.

## April 2021 Executive Director's Report

1. Lead Investigator McDermott and I conducted 12 interviews for the open Investigator position, final decisions will be made by April 10.
2. The final budget package was submitted April 2, 2021 to the CPOA Budget Analyst. The budget includes the addition of a Policy Analyst to the CPOA staff. The current CPOA budget proposal is \$1,608,000.00. Next step is City Council Committee of the Whole in May.
3. I met with Superintendent Stanley to discuss upcoming changes within APD and CPOA compliance with the CASA
4. April 19, 2021 I will present an oral report to City Council
5. The roll out of the new case management software, Benchmark, has been delayed until the 4<sup>th</sup> qtr. of 2021. The development work continues on a bi-monthly basis.
6. I've received confirmation 2 CPOA Board members attended the OMA training provided by the City Clerk's office.
7. You have received the monthly update from the Office of Equity and Inclusion trainings being offered by the City.
8. The 2020 Jan-June Semi-Annual Report has been routed to City Council Public Safety Committee.
9. I'm drafting a response to Member Galloway's request for CPOA Board review of cases
10. I've updated the CPOA Board training checklist

**11. CPC 280-20 we received the concurrence from APD before the complainant could speak to the Board**

## **CPOA Board – Outreach Subcommittee Report**

The Outreach committee met via Zoom on March 23, 2021.

1. Director Harness provided an update on the following topics:
  - The anticipated Benchmark software that APD is having developed has experienced another delay and is currently slated to go live during 4<sup>th</sup> Quarter 2021, though Director Harness has his doubts.
  - Kelley Mensah and Katrina Sigala had identified a CPC Liaison Assistant but that fell through. There is another candidate from Gallup but Director Harness isn't convinced that will come to fruition based on the candidate's location.
  - The meeting with DOJ, IMT, and City Council Staff regarding the process for and placement of new members to this Board did not go as well as it perhaps should have. As a result, there is a very good chance that the DOJ will be petitioning the Court to intervene and establish a sort of Advisory Council comprised of stakeholders to take over the process of filling Board vacancies. We would not have a seat on that Advisory Council.
    - o Of particular interest, Director Harness relayed that Council Staff had (as of that meeting date 3/12/21) 131 potential candidates of which 89 were deemed "eligible".
2. Director had not made progress on determining how we might be able to break up training and onboarding materials but hopes to before the next Outreach meeting.
3. Member Nixon provided a draft media policy that will be up for discussion and vote for the April Board meeting.
4. The Outreach Committee and Agency staff are working to determine how best we might establish a calendar of reoccurring meetings and scheduling of Board Member participation as was discussed at the March meeting. That is an ongoing project.
5. A potential new CPOA Board member was introduced to Member Galloway and Director Harness via email on March 26<sup>th</sup>, 2021. We are currently working to arrange a Zoom meeting with that individual and the Outreach Committee members during the week of 3/29/21 if possible.

The next meeting of the Outreach Subcommittee will be held via Zoom on April 27<sup>th</sup>, 2021 at 3:00 PM.

## **April 2021 Policy and Procedure Review Subcommittee Report**

### **Policies presented at OPA March 10, 2021**

SOP 1-12 Volunteer and Internship Programs

SOP 1-54 (Formerly 4-2) Honor Guard Team

SOP 2-14 Use of Cell-Site Simulator Technology 23 Feb Surveillance technologies NACOLE recommendations submitted -15 day comment period ending.

SOP 2-15 Small Unmanned Aircraft Systems (SUAS) Operations NACOLE recommendations submitted.

SOP 2-27 Rescue Task Force (For Deletion/Archival)

### **Policies reviewed at PPRB March 17, 2021**

SOP 1-50 Gun Violence Reduction Unit – Advanced, No recommendation.

SOP 2-64 Violence Intervention Program Custom Notification Deliveries – Advanced, No recommendation.

SOP 2-36 Police Press Relations and Release of Police ID Photographs, Advanced, No recommendation.

SOP 3-33 Performance Evaluation and Management System –Tabled at PPRB

### **Policy and Procedure Identified SOP's**

SOP 3-52 Policy Development Process –This policy is still awaiting comments from City legal before being presented for review at OPA. During the discussion of the status of this review, OPA representatives requested that the Board consider submitting a 'No Recommendation' recommendation for PPRB advanced policies for which the Board has no substantive recommendations. A motion to do this will be presented the upcoming CPOAB meeting on April 8.

### **Other business:**

Kelly Mensah, CPC liaison requested information from DC Sean Waite regarding the policy recommendation process available to the CPCs. The process was explained, and links were provided for submitting recommendations.

CPC recommendations form:

<https://www.cabq.gov/cpoa/community-policing-council/community-policing-council-recommendation-form>

General use recommendation form:

<https://app.smartsheet.com/b/form/8d8d2b6c6520407b8c9bc9bcaf3d02b9680>

**Next meeting:** May 6, 2021 at 4:30 p.m.

## **Personnel Committee Report**

**March Meeting Date: 3/29/21**

The committee received a report from Director Harness on staffing and agency processes. The Director indicated that hiring of new investigators is proceeding well. The Director has also implemented weekly staff meetings per guidance/comments in the 2020 evaluation. The Director reported on the 2022 proposed budget and indicated he will inform the Board/Committee when Board participation at City Council is warranted. The renewal process for the Executive Directors contract was discussed and will continue when additional information (job description and old contract) from Melissa Kountz is available at our next meeting. Changes to the 2021 Executive Director's Evaluation were discussed to clarify wording and remove unnecessary questions. The proposed modifications will move to the Board. A discussion was held on various issues/concerns raised in the 2020 evaluation. Several matters will be revisited in the future while others will be brought before the full board (ie SUOF Reports, Long-term planning) and others will be referred to the outreach committee such as: the possibility of developing a Board Evaluation survey and quarterly Agency Outreach reports. A closed session was held to discuss personnel matters related to the Executive Director, follow-up on this item will occur at the April Board meeting.

**Next Meeting: April 26th @4PM**

# CITY OF ALBUQUERQUE



## CIVILIAN POLICE OVERSIGHT AGENCY

### Civilian Police Oversight Agency Board

*Eric Olivas, Chair*

*Chantal M. Galloway, Vice-Chair*

*Tara Armijo-Prewitt*

*William J. Kass*

*Doug Mitchell*

*Eric Nixon*

*Edward Harness, Executive Director*

April 8, 2021

### Re: CPOAB Request for Training

Dear Michelle Melendez, Director Office of Equity & Inclusion:

Per Civilian Police Oversight Agency Board (CPOAB) Ordinance, the City of Albuquerque is required to provide and all board members are required to attend Equity and Cultural Sensitivity training annually (9-4-1-5 (F) (2)(k)). Many members of the current board have never been offered this training, while others that have been offered training have indicated that the training was generic and generally not useful or applicable to the work of Civilian Police Oversight.

CPOAB members have a unique need for specialized Equity and Cultural Sensitivity training. Board members operate in a different environment than a standard workplace for which most of this type of training is designed. Board members are volunteers that represent the diversity of our community. The CPOAB reviews: Citizen Police Complaint Findings, Appeals to Civilian Complaint Findings, Serious Use of Force Investigations, APD Policies, and APD Statistics among other items. The CPOAB interacts with members of the public, members of law enforcement, and civilian complainants. The unique role of the Board in reviewing what are in many cases life and death matters as well as matters of constitutional rights and civil rights makes high-quality diversity, equity, cultural sensitivity, and inclusion training perhaps the most important training need of the CPOAB at this time.

PO Box 1293

Albuquerque

NM 87103

[www.cabq.gov](http://www.cabq.gov)

We the members of the CPOAB hereby request that a specialized Diversity, Equity, Cultural Sensitivity and Inclusion training program be designed to meet the specific needs of the board. Such training must include matters we frequently see in police complaints such as, but not limited to: implicit bias, racial bias, gender bias, sexual orientation, gender identity bias, homeless status, mental health status, employment status, criminal record, past police interactions, veteran status, age, political affiliation, religion, and socioeconomic status. We request a summary of the proposed training(s) be presented to the board no later than the June 2021 meeting of the CPOAB. The Board shall reserve the right to refuse the training proposed and request a new proposal if it is not deemed to be adequate to meet the specific needs of the board.

Sincerely,

Eric C. Olivas, Chair

On behalf of the Civilian Police Oversight Board

## **CPOAB Meeting Ideas and Changes:**

Please read through this entire message carefully and please contact me with any questions or comments you may have. In an effort to improve the flow of our Board meetings and respect the time and contributions of all our Board Members, Staff, and other presenters I plan to implement the following changes to Board meetings/Agendas:

1. Each meeting will have an agenda item focusing on board member responsibilities and board development. Please note that members always have a responsibility to regularly check email (every 3 days minimum) and it is each member's responsibility to review agendas, minutes, and other materials distributed prior to each meeting (including subcommittees). Errors and omissions need to be reported to the chair or subcommittee chair prior to the agenda being officially posted. After the agenda has been posted (as required by OMA) any error located by a member or any change to the agenda requested will be considered to be late and the agenda item will either be removed by amendment or the issue will be considered on the next meeting agenda.
2. All requests for agenda items and materials to be included in board meeting packets shall be delivered to the board chair no later than 6PM on the Tuesday of the week before a board meeting. Be sure to include the chair in these requests as staff does not have the authority to make changes or additions to the agenda. Board members will see a draft agenda distributed on the Wednesday the week before each meeting by 4PM. Members will have until 5PM the Friday before a meeting to review the draft agenda and materials for errors and omissions. Any errors or omissions must be reported to the chair prior to the 5PM deadline for consideration. After 5PM on Friday the week before a meeting, the agenda will be considered final.
3. All roll call votes will be performed and reported by our administrative assistant (this is similar to how other boards/legislative bodies operate such as the City Council and APS Board). I will ask Ms. Barela to call the roll for all votes moving forward. Roll call votes will be performed in alphabetical order.
4. All committee reports should continue to be submitted in writing. Committee representatives are encouraged to only discuss highlights in their report time and keep their report brief, but informative.
5. Please review meeting minutes using the web link that will be provided in the draft agenda email. Please note that in general, minutes are available for review on the website within 10 days of a meeting per OMA requirements.
6. Please work cooperatively with Staff to answer simple questions prior to meetings. Staff generally require 3 working days to adequately respond to most questions. Issues relating to the website, city processes, and OMA issues are generally best directed to Board Staff. When emailing Board Staff please always include both Valerie Barela and Katrina Sigala.

7. I will screen and limit discussion/action agenda items requested by individual Board members. Preference will be given to items which have been vetted in a committee. This ensures that all items on the Board agenda have some minimal level of support already and have advanced to an intermediate draft stage after being vetted in committee. Preference will also be given to discussion items and/or action items that include a written component. Motions should be submitted in writing prior to the meeting where they will be debated so that members may review text in advance. This will also assist our staff in properly recording motions in the record. I will refer items to committee(s) as requested by sponsors or if in my judgement I feel a committee assignment is warranted. Please note that a committee referral may occur outside of a meeting, but I will report these referrals at each meeting. Committee chairs should keep me apprised of items which their committee is working on and further preference will be given to items requested by subcommittee chairs after they have completed vetting in committee.
8. All presentations will be separately noted on the agenda with relevant APD Policies also noted on the agenda ie. policies that pertain to an agenda item/presentation. This will help with tracking the amount of time the board spends on policy work, and will allow board members to better prepare for presentations by reviewing relevant policies. Presenters and sponsors will be asked to provide the relevant policy(s) for their presentations and/or items.
9. One substantial presentation limit per board meeting. Preference will be given to novel presentations and presenters that have not recently appeared before the board.
10. All question/answer sessions will begin with a call for comment or question. I will recognize the first person to indicate interest in holding the floor. After this I will continue to recognize individuals seeking the floor in the order they were observed seeking to hold the floor, except for those who have already had a substantive opportunity to hold the floor. After all members seeking to hold the floor have had a chance to do so, I will return to other members asking for the floor in the order they petitioned for the floor. QnA may be limited or discontinued after the first round for time management purposes. Two rounds of QnA maximum. If members are unable to complete their questioning in the allotted time they are encouraged to submit questions to the presenter in writing.
11. All discussion items will begin with the sponsor introducing the item. After sponsor introduction the order will proceed as listed below (with the exception of the sponsor). The sponsor is free to take questions and make corrections as needed. For each discussion item the order will rotate as shown in the iterations below. The order will repeat as needed within a given discussion item until discussion is cutoff by the board or the chair. No more than 2 rounds of discussion on each topic.

Galloway  
Nixon  
Kass  
Armijo-Prewit  
Mitchell  
Olivas

Nixon  
Kass  
Armijo-Prewit  
Mitchell  
Olivas  
Galloway

Kass  
Armijo-Prewit  
Mitchell  
Olivas  
Galloway  
Nixon

Armijo-Prewit  
Mitchell  
Olivas  
Galloway  
Nixon  
Kass

Mitchell  
Olivas  
Galloway  
Nixon  
Kass  
Armijo-Prewit

Olivas  
Galloway  
Nixon  
Kass  
Armijo-Prewit  
Mitchell

12. An agenda item will be placed on the April agenda to discuss and possibly direct agency staff/legal counsel are requested to explore the option of moving meetings to zoom full time after the PHO expires or allows in-person meetings to resume. This includes regular board meetings as well as committee meetings. All meetings will remain remote until the PHO allows.

\* Please note that per Robert's Rules of Order, the Board can always overrule any decision of the Chair through a "Motion to Appeal the Decision of the Chair". This motion can interrupt, must be seconded, is debatable, and ends with a roll call vote where a vote in the affirmative is the sustain the decision of the Chair.

4/8/21

We the Civilian Police Oversight Agency Board hereby request and authorize the use of Board Legal Counsel to pursue the option of continuing the use of a virtual meeting platform upon the expiration and/or modification of the public health order prohibiting in-person public meetings of this type. As an all volunteer Civilian Board, the members of this board have found the virtual platform to be efficient, convenient and most importantly, highly accessible to the public. The Board would like to retain the option of continuing to use virtual meetings even when in-person meetings are again permissible.

On behalf of the Civilian Police Oversight Agency Board,

Eric C. Olivas  
Chair

## PR Policy for Board Approval

The Outreach Subcommittee recommends and asks the Board to vote in favor of the following changes:

Insert the following language into the Board's Policy and Procedures (Page 4):

Article III, 2, C: [The Chairperson shall...] Designate one Board member to work with the CPOA Executive Director and serve as the point of contact (POC) for official communication to the public, including email communication sent to the [pob@cabq.gov](mailto:pob@cabq.gov) email account, regarding CPOA board business and information. At any time, if approached for dialogue, any board member can refer members of the public to the POC.

Amend the Board's Policy and Procedures Conduct and Ethics Considerations "Public Statements" (Page 6) to read:

- Individual board members should feel free to speak with the public but should use discretion when determining what scenarios warrant speaking to the public as a member of the Board.
- Public statements must be presented as the view of the individual when they touch on Board activities and responsibilities.
- It is not appropriate to publicly comment on cases before the Board.
- Factual, informative public presentations on police policy are part of a Board member's duties.
- Social media posts must be considered in light of their ability to undermine trust in the oversight process or the impartiality of members.
- For both the PR POC and individual board members, the guidelines for information deemed confidential and not for public knowledge should be always adhered to while serving on the CPOA board.

## **2021 CIVILIAN POLICE OVERSIGHT AGENCY BOARD SUBCOMMITTEES**

**POLICY AND PROCEDURE (PNP):** Meetings are held on the 1<sup>st</sup> Thursday of every month.  
Board Members: W. Kass, Chair, T. Armijo-Prewitt, E. Olivas

**CASE REVIEW COMMITTEE (CRC):** Meetings are held quarterly on the 4<sup>th</sup> Tuesday during the months of January, April, July and October. Board Members: E. Nixon, Chair, W. Kass, C. Galloway

**OUTREACH:** Meetings are held on the 4<sup>th</sup> Tuesday of every month.  
Board Members: C. Galloway, Chair, D. Mitchell, E. Nixon

**PERSONNEL:** Meetings are held on the last Monday of every month as needed.  
Board Members: E. Olivas, T. Armijo-Prewitt, D. Mitchell

**MOTION:** To adopt the following process for review of SUOF/OIS cases.

**Process for CPOA Board Review of SUOF/OIS Cases.**

**I. APD Posts Force Review Board Decided Cases**

**II. Case Screening**

A Board member designated by the Board Chairperson screens posted cases to determine whether sufficient information exists to perform a full Board review. Cases are flagged that may need more information. OIS cases will normally require OBRD video or more information. SUOF cases, depending on the nature of case may need more OBRD video or other evidence.

**III. CPOA Board Meeting - 1**

The designated Board Screener presents a list of cases received from APD which may require more information before Board review. All Officer Involved Shooting cases that do not include adequate OBRD video will be included in this category. Other Serious Use-of-force cases will be included on the basis of the Board Screener's initial assessment of the available evidence.

The Board will be asked to vote to approve the request to receive additional case information. Board reviews will then be conducted after this information is made available.

The Board Screener presents a list of SUOF/OIS cases which will be ready to be ready for Board review at the next POB meeting. These cases must already include information deemed necessary to conduct a Board review.

The Board will be asked to approve this list of cases for review at the next Board meeting.

**IV. Between CPOA Board meetings**

Board members have four to five weeks between board meetings to individually review designated cases with the available Force Review Board furnished material.

The Executive Director prepares his written case findings for those selected OIS/SUOF cases derived from his observations of the FRB proceedings.

The Executive Director posts his FRB findings for individual member consideration with the other case materials from FRB one week prior to the Board meeting.

Board members have one week to review the Executive Directors findings and recommendations and incorporate them into their full case review.

**V. CPOA Board Meeting - 2**

SUOF/OIS cases identified at the CPOAB-1 for review are placed on the agenda and reviewed at this meeting.

The Board Screener repeats the process conducted at CPOAB-1 by presenting a new slate of cases in which additional information is required and the slate of cases which will be placed on the next Board meeting agenda.