

# CIVILIAN POLICE OVERSIGHT ADVISORY BOARD (CPOAB)

Thursday, April 10, 2025, at 5:00 PM  
Vincent E. Griego Chambers

**Zander Bolyanatz**, Board Chair  
**Aaron Calderon**, Board Vice-Chair  
**Eduardo Budanauro**, Board Member  
**Rowan Wymark**, Board Member  
**Diane McDermott**, Executive Director, CPOA  
**Ali Abbasi**, Deputy Director, CPOA

## **Members Present:**

Zander Bolyanatz, Chair  
Aaron Calderon, Vice Chair  
Eduardo Budanauro  
Rowan Wymark (late)

## **Members Absent:**

## **Others Present In-Person:**

Diane McDermott, CPOA  
Ali Abbasi, CPOA  
Katrina Sigala, CPOA  
Valerie Barela, CPOA  
Kelly Mensah, CPOA  
Robert Kidd, Independent Counsel  
Chris Sylvan, City Council  
Lindsey Rosebrough, Managing City Atty.  
Cmdr. Sean Waite, APD  
Henry Landavazo, APD  
Cmdr. Joshua Brown, APD  
Cmdr. Paul Skotchdopole, APD  
Lt. Troy Nicko, APD  
Jeffery Bustamante, ACS  
Anthony and Naomi DeFalco, Appellees  
Audrey Medina, Appellee

## **Others Present via Zoom:**

Deputy Cmdr. Mike Gardiner, APD  
Dr. Ty Olubiyi, CCO  
Douglas Feierman, CPOA

## **Minutes**

- I. Welcome, Call to Order and Roll Call.** Chair Bolyanatz called the regular meeting of the Civilian Police Oversight Advisory Board to order at approximately 5:01 p.m., and a roll call of members present was taken. Members Bolyanatz, Budanauro, and Calderon were present.
- II. Pledge of Allegiance.** Chair Bolyanatz led the Pledge of Allegiance.
- III. Approval of the Agenda**
  - a. Motion.** A motion was made by Chair Bolyanatz to approve the agenda as written. Member Budanauro seconded the motion. The motion was carried by a unanimous vote.

**For: Bolyanatz, Budanauro, Calderon**

**IV. Review and Approval of Minutes.** For more information about minutes from prior Civilian Police Oversight Advisory Board meetings, please visit our website here:  
<https://www.cabq.gov/cpoa/police-oversight-board/police-oversight-board-agenda-meeting-minutes>

**a. March 13, 2025**

- 1.** A website link was distributed to each Board member to review the draft minutes from the Civilian Police Oversight Advisory Board's regular meeting on March 13, 2025.
- 2. Motion.** A motion was made by Chair Calderon to approve the minutes as written. Vice Chair Calderon seconded the motion. The motion was carried by a unanimous vote.

**For: Bolyanatz, Budanauro, Calderon**

**V. Public Comment**

**a. Tadeusz Niemyjski**

**VI. Reports from City Departments:**

**a. APD**

**1. Internal Affairs Professional Standards (IAPS)– Commander Kenneth Johnston**

- i.** A document titled APD Internal Affairs Professional Standards (IAPS) Division Monthly Report March 2025 was distributed to CPOA Board members electronically.
- ii.** Commander Paul Skotchdopole was present to answer questions from the Board.
- iii.** Chair Bolyanatz expressed interest in having the reporting on SOP 1-1 Code of Conduct analyzed for trend data. Commander Skotchdopole stated he would inform the APD Data Analytics division.

**2. Internal Affairs Force Division (IAFD)– Commander Scott Norris**

- i.** The APD Monthly Use of Force Report for March 2025 was distributed electronically to CPOA Board members.
- ii.** Deputy Commander Joshua Brown provided a verbal report highlighting Use of Force events by level.

**b. ACS- Jefferey Bustamante, Deputy Director**

- 1.** ACS Deputy Director for Policy and Administration Jeffrey Bustamante gave a verbal report on the following:
  - ACS calls for service/volume

- Suicidal ideation calls for service
- ACS summer of non-violence
- c. **City Attorney- Lindsey Rosebrough, Managing Attorney**
  1. Lindsey Rosebrough provided an update on the 21st IMR Report, hearing date, and Monitor site visits.
- d. **City Council- Chris Sylvan, Council Services**
  1. Chris Sylvan provided an update on filling the vacancy for the Board, noting that he is still working on the fulfillment.
- e. **CPC- Kelly Mensah, CPC Liaison**
  1. CPC Liaison Kelly Mensah provided a verbal report on the following:
    - CPC meetings with Chief Medina and DA Bregman
    - CPC meetings with Mayor Keller and addressing the unhoused
    - CPC and CPC Youth memberships
    - CPC outreach efforts

\*\*\**Member Wymark attended the meeting at approximately 5:26 pm*\*\*\*
- f. **Mayor's Office- Doug Small, Director of Public Affairs**
  1. No one present from the Mayor's Office
- g. **CPOA- Diane McDermott, Executive Director**
  1. Executive Director Diane McDermott verbally reported on the following:
    - CPOA complaints and assignments for March 2025
    - APD commendations received for March 2025
    - IMR-21 draft report
    - Court hearing date of May 15, 2025, and Monitor Site visit
    - MOU between the CPOA and APOA
    - Special order concerning SOP 3-21
    - The Chief's response to SOP 1-78 is pending
    - CPOA mediation program
    - CPOA Staffing Study
    - CPOA Semi-annual report for July – December 2024
    - CPOA relocation to the new office location

**VII. Serious Use of Force Case:**

- a. No Serious use of force cases were presented.

**VIII. Officer-Involved Shooting Case:**

- a. No Officer-Involved Shooting Cases were presented.

**IX. Appeals**

**a. CPC 262-24**

- i. Hearing on CPC #262-24
- ii. CLOSED SESSION pursuant to Section 10-15-1(H)(3) NMSA 1978, excluding deliberations by the CPOAB in connection with an administrative adjudicatory proceeding from the requirements of the NM Open Meetings Act.
  1. Sayed Hameed Shams Mousavi was not present.
  2. **Motion.** A motion was made by Chair Bolyanatz to affirm and uphold the findings of the CPOA Director. Member Wymark seconded the motion. The motion was carried by a unanimous vote.

**For: Bolyanatz, Budanauro, Calderon**

**b. CPC 010-23**

- i. Hearing on CPC #010-23
  1. Independent Counsel Robert Kidd reviewed the rules and procedures that the Board and the appellant(s) will follow during the hearing process.
  2. Appellants Anthony and Naomi DeFlaco were provided 15 minutes to present their case.
  3. CPOA Executive Director McDermott was provided 10 minutes to speak.
  4. APD Commander Henry Landavazo was provided 10 minutes to speak.
  5. No APD officer was present.
  6. Appellants Anthony and Naomi DeFlaco were provided 5 minutes to speak.
- ii. CLOSED SESSION pursuant to Section 10-15-1(H)(3) NMSA 1978, excluding deliberations by the CPOAB in connection with an administrative adjudicatory proceeding from the requirements of the NM Open Meetings Act
  1. **Motion.** A motion was made by Chair Bolyanatz that the Board convene into closed session as authorized by the administrative

adjudicatory proceedings exception to the open meeting act for a limited purpose of discussing the matters presented in CPC #010-23. The motion was seconded by Member Wymark. The motion was passed unanimously.

**For: Bolyanatz, Budanauro, Calderon, Wymark**

**\*\*\*Closed session discussions on administrative adjudicatory proceedings for CPC #010-23 began at 6:25 p.m., and the meeting reconvened at 7:14 p.m.\*\*\***

2. **Motion.** Chair Bolyanatz made a motion to come out of deliberation. The motion was seconded by Member Wymark. The motion was passed unanimously by the following roll call vote:

**For: Bolyanatz, Budanauro, Calderon, Wymark**

3. Chair Bolyanatz stated that the Board will review APD SOPs for case handoffs while on extended leaves of absence and suicide.
4. **Motion.** Chair Bolyanatz made a motion to uphold and affirm the findings of the Civilian Police Oversight Agency Director for CPC 010-23. Member Calderon seconded. The motion passed by the following roll call vote:

**For 3: Bolyanatz, Calderon, Wymark**

**Against 1: Budanauro**

**c. CPC 116-23**

**i. Hearing on CPC #116-23**

1. Independent Counsel Robert Kidd reviewed the rules and procedures that the Board and the appellant(s) will follow during the hearing process.
2. Appellant Audrey Medina was provided 15 minutes to present their case.
3. CPOA Executive Director McDermott was provided 10 minutes to speak.
4. APD Commander Henry Landavazo was provided 10 minutes to speak.
5. No APD officer was present.
6. Appellant Audrey Medina was provided 5 minutes to speak.

- ii. CLOSED SESSION pursuant to Section 10-15-1(H)(3) NMSA 1978, excluding deliberations by the CPOAB in connection with an administrative adjudicatory proceeding from the requirements of the NM Open Meetings Act

**1. Motion.** A motion by Chair Bolyanatz that the Board convene into closed session as authorized by the administrative adjudicatory proceedings exception to the open meeting act for a limited purpose of discussing the matters presented in CPC #116-23. The motion was seconded by Member Wymark. The motion was passed unanimously by the following roll call vote:

**For: Bolyanatz, Budanauro, Calderon, Wymark**

**\*\*\*Closed session discussions on administrative adjudicatory proceedings for CPC #116-23 began at 7:54 p.m., and the meeting reconvened at 8:06 p.m.**

**2. Motion.** Chair Bolyanatz made a motion to come out of deliberations. The motion was seconded by Member Budanauro. The motion was passed unanimously by the following roll call vote:

**For: Bolyanatz, Budanauro, Calderon, Wymark**

**3. Motion.** Chair Bolyanatz made a motion to affirm and uphold the findings of the Civilian Police Oversight Agency Director for CPC 116-23. The motion was seconded by Member Calderon. The motion was passed unanimously.

**For: Bolyanatz, Budanauro, Calderon, Wymark**

**X. Report from CPOAB Subcommittee:**

**a. Policy and Procedure Review Subcommittee – Aaron Calderon, Chair of Policy and Procedure Review Subcommittee**

- 1. The meeting was held on April 3, 2025, at 3 p.m.
- 2. Report from Subcommittee
- 3. The next meeting is on May 1, 2025, at 3 p.m.
  - i. I. Chair of the Policy and Procedure Review Subcommittee Aaron Calderon summarized the subcommittee meeting held on April 3, 2025, at 3 p.m.

**XI. Discussion and Possible Action:**

**a. Air Support Unit Presentation Request – *Zander Bolyanatz, Chair***

1. Chair Bolyanatz requested that CPOA coordinate with the Air Support Unit to provide a presentation to the Board, including data analytics and the program's benefits to the community.

**b. Semi-Annual Audits - *Zander Bolyanatz, Chair***

1. Chair Bolyanatz discussed the Semi-Annual Audit requirement pursuant to the Police Oversight Ordinance and recommended establishing an Ad hoc Audit committee.
2. **Motion.** Chair Bolyanatz made a motion to create an Ad hoc Committee for semi-annual audits, and the members assigned will be Zander Bolyanatz and Eduardo Budanauro. The motion was seconded by Member Calderon. The motion was passed unanimously.

**For: Bolyanatz, Budanauro, Calderon, Wymark**

**APD Policy**

**3. Recommendation(s):**

- A. SOP 1-41 Evidence Unit
  - i. CPOA Deputy Director Ali Abbasi verbally presented policy recommendations for SOP 1-41.
  - ii. **Motion.** A motion was made by Chair Bolyanatz to approve the recommendation for SOP 1-41 Evidence review. The motion was seconded by member Budanauro. The motion was passed unanimously.

**For: Bolyanatz, Budanauro, Calderon, Wymark**

- B. SOP 2-3 (Formerly 2-22) Firearms and Ammunition Authorization
  - i. CPOA Deputy Director Ali Abbasi verbally presented policy recommendations for SOP 2-3, noting that the CPOA forwarded the recommendation on behalf of the CPOA.
  - ii. Chair Bolyanatz noted that the CPOA Board did not have any additional recommendations to forward to APD at this time.

- C. SOP 2-78 (Formerly 4-25) Domestic Abuse Investigations
  - i. CPOA Deputy Director Ali Abbasi verbally presented policy recommendations for SOP 2-78 and read the recommendation verbatim.
  - ii. **Motion.** A motion was made by Chair Bolyanatz to approve the recommendation for SOP 2-78 (Formerly 4-25) Domestic Abuse Investigations. Member Budanauro seconded the motion. The motion was passed unanimously.

**For 4: Bolyanatz, Budanauro, Calderon, Wymark**

- D. SOP 2-92 Crimes Against Children Investigations
  - i. CPOA Executive Director McDermott verbally presented the policy recommendations for SOP 2-92 that was presented at the Policy and Procedure subcommittee on April 3, 2025.
  - ii. **Motion.** A motion by Vice-Chair Calderon that APD include language within the SOP 2-92 Crimes Against Children Investigations on the process and the standards on how they go to search children or investigate for physical abuse and markings, and that they create a formal documented process. Chair Bolyanatz seconded the motion. The motion was passed unanimously.

**For: Bolyanatz, Budanauro, Calderon, Wymark**

- E. SOP 2-103 Trespass Notifications
  - i. CPOA Executive Director McDermott verbally presented the policy recommendations for SOP 2-92 presented at the Policy and Procedure subcommittee on April 3, 2025.
  - ii. **Motion.** A motion by Vice-Chair Calderon that APD include language within the SOP 2-92 Crimes Against Children Investigations on the process and the standards on how they go to search children or investigate for physical abuse and markings, and that they create a formal documented process. Chair Bolyanatz seconded the motion. The motion was passed by a unanimous vote.



**For: Bolyanatz, Budanauro, Calderon, Wymark**

- iii. The CPOA will draft the specific language to submit, encompassing the motion language above.

**4. No Recommendation(s):**

- A. SOP 1-56 (Formerly 6-12) Horse Mounted Unit
  - i. There were no policy recommendations for SOP 1-56.
- B. SOP 1-65 Metropolitan Court Protection Unit
  - i. There were no policy recommendations for SOP 1-65.
- C. SOP 2-15 Small Unmanned Aircraft Systems (SUAS) Operations
  - i. There were no policy recommendations for SOP 2-15.
- D. SOP 2-43 Roadblocks and Checkpoints
  - i. There were no policy recommendations for SOP 2-43.
- E. SOP 2-51 Safe Driver Award Program
  - i. There were no policy recommendations for SOP 2-51.
- F. SOP 2-69 Informants
  - i. There were no policy recommendations for SOP 2-69.
- G. SOP 2-110 Facial Recognition Management System
  - i. There were no policy recommendations for SOP 2-110.
- H. SOP 3-51 Department Orders
  - i. There were no policy recommendations for SOP 3-51.

**5. APD Response to Policy Recommendation(s):**

- A. SOP 1-2 Social Media
  - i. Deputy Director Diane McDermott updated the Board on the response received for SOP 1-2.

- ii. **Motion.** A motion by Vice Chair Calderon to hold off making any further notifications to the Chief of Police for SOP 1-12 Social Media and to stand by until the normal review cycle. The motion was seconded by Chair Bolyanatz. The motion was carried by a unanimous vote.

**For: Bolyanatz, Budanauro, Calderon, Wymark**

**B. SOP 1-11 Transit Safety Section (TSS)**

- i. Deputy Director Diane McDermott updated the Board on the response received for SOP 1-11.
- ii. **Motion.** A motion by Chair Bolyanatz that the Board hold off on any recommendations on any iterations for SOP 1-11. Vice Chair Calderon seconded the motion. The motion was carried by a unanimous vote.

**For: Bolyanatz, Budanauro, Calderon, Wymark**

**C. SOP 2-7 Damage to Civilian Property**

- i. Deputy Director Diane McDermott updated the Board on the response received for SOP 2-7.
- ii. Chair Bolyanatz noted that the Board had no recommendations for SOP 2-7 Damage to Civilian Property.

**XII. Other Business**

- a. The Board discussed the timeliness of complaint investigations from the CPOA.
- b. Chair Bolyanatz requested that Board members review the Police Oversight Ordinance for modifications or improvements to the ordinance.
- c. The Board discussed the deployment of the National Guard in the City of Albuquerque.

**XIII. Adjournment.**

- a. **Motion.** A motion was made by Chair Bolyanatz to adjourn the meeting. Vice Chair Calderon seconded the motion. The motion was carried by a unanimous vote.

**For: Bolyanatz, Budanauro, Calderon, Wymark**

- b. The meeting was adjourned at 9:25 p.m.

APPROVED:

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Zander Bolyanatz, Chair  
Civilian Police Oversight Advisory Board

\_\_\_\_\_  
Date

CC: Isaac Padilla, City Council Staff  
Ethan Watson, City Clerk  
Brook Bassan, City Council President (via email)

Minutes drafted and submitted by:  
Valerie Barela, CPOA Administrative Assistant

DRAFT