

CITIZENS' POLICE REVIEW BOARD

February 1, 2023, 8:30 AM Virtual Meeting via Zoom Webinar

MINUTES

Board Members:

Pedro Aguilar, Marc Angle, Cheryl Bello, Christine Gigicos, Tom Keen, Yalanda McCoy, Raul Perez, Linda Reaves, Kenneth Swift, II

Committee Members Present:

Pedro Aguilar [2/2] – Arrived at 8:45 A.M. Marc Angle [4/0]
Cheryl Bello [4/0]
Christine Gigicos [4/0]
Tom Keen [4/0]
Yalanda McCoy [4/0]
Raul Perez [2/2]
Linda Reaves [4/0]
Kenneth Swift II [4/0]

Others Present:

David Arnott, Police Chief of Staff, OPD
Lieutenant Wesley Whited, OPD
Deputy Chief Alex Caro, OPD
Bruce-Alan Bernard, Executive Director of Constitutional Policing, OPD
Kevlon Kirkpatrick, Policy Coordinator of Constitutional Policing, OPD
Daniel Vega, Office of Constitutional Policing, OPD
Natasha Williams, Chief Assistant City Attorney
Andrea Morgan, Assistant City Attorney
Sergeant April Mcconnell, OPD
Dwain Rivers, Internal Affairs Manager, OPD
Laurie Nossair, Deputy City Clerk
Tamyia Paul, Board Administrator

1. Call to Order

Kenneth Swift II, Chair, called the meeting to order at 8:30 A.M.

2. Roll Call

Tamyia Paul, Board Administrator, took attendance and determined that a quorum was met with 8 members present.

Consideration of Minutes

Linda Reaves moved to approve the Meeting Minutes from January 4, 2023, and Tom Keen seconded the motion. The Citizens' Police Review Board voted to approve the motion, 8-0. Pedro Aguilar was not present for this vote.

4. Public Comment

None.

5. Old Business

a. Citizens' Police Review Board Website Update

Tamyia Paul, Board Administrator, shared the updated Citizens' Police Review Board website that includes a tab for complimenting a police officer.

Linda Reaves requested a copy of the compliment an officer form and Ms. Paul confirmed that she would email the Board a copy of the form and a direct link to the website to view the update.

Christine Gigicos stated that staff did a great job on the update.

6. New Business

- a. Consent Agenda
 - i. IR 21-116, Internal Investigation (Officer Kyle Olson)
 RM 800-2, Arrests (B) Use of Force SUSTAINED
 RM 900-7, Conduct Toward the Public (A) Courtesy SUSTAINED

Linda Reaves requested that IR 21-116 be moved to 6, section b "Review of Investigation and Appearances" for presentation by Internal Affairs.

ii. IR 21-123, Internal Investigation (Officer Rudy Rodriguez)
 RM 800-2, Arrests (B) Use of Force - SUSTAINED
 RM 200-8 (B), Obedience to Policy 1140.16, Mobile Video Recording System - SUSTAINED

Linda Reaves requested that IR 21-123 be moved to 6, section b "Review of Investigation and Appearances" for presentation by Internal Affairs.

- b. Review of Investigations and Appearances
 - IR 21-116, Internal Investigation (Officer Kyle Olson)
 RM 800-2, Arrests (B) Use of Force SUSTAINED
 RM 900-7, Conduct Toward the Public (A) Courtesy SUSTAINED

IR 21-116 was presented by Sergeant April McConnell, OPD. Board members asked questions to Internal Affairs, Sergeant McConnell responded to the Board, and a discussion ensued.

Linda Reaves made a motion to approve IR 21-116 as presented and Yalanda McCoy seconded the motion. The Citizens' Police Review Board voted to approve the motion, 8-0. Pedro Aguilar was not present for this vote.

ii. IR 21-123, Internal Investigation (Officer Rudy Rodriguez)
RM 800-2, Arrests (B) Use of Force -SUSTAINED
RM 200-8 (B), Obedience to Policy 1140.16, Mobile Video
Recording System

IR 21-123 was presented by Sergeant April McConnell, OPD. Board members asked questions to Internal Affairs, Sergeant McConnell and Dwain Rivers responded to the Board, and a discussion ensued.

During discussion, Raul Perez stated that there should be policy created to ensure that the reason a police officer detains someone is captured on body worn camera. Sergeant McConnell responded that although there is no specific policy in this regard, OPD Training Staff currently teaches officers that best practice is to narrate body worn camera. Additional questions were asked, and a discussion ensued.

Raul Perez made a motion to approve IR 21-123 as presented and Tom Keen seconded the motion. The Citizens' Police Review Board voted to approve the motion, 9-0.

c. Board Administration

Report to Chief Smith Regarding IR 21-116 and IR-123

After reviewing IR 21-116, the Citizens' Police Review Board did not have any specific recommendations or requests.

After reviewing IR 21-123, Raul Perez had the following recommendation:

"At some point in the detainment process, when the officer deems it safe, ensure that the reason why the person is being detained is captured on camera."

Cheryl Bello asked Raul Perez for clarification on his recommendation, and Raul Perez stated the point of the recommendation is to prove that police officers actually say why they are detaining people by ensuring it is captured on camera, and a discussion ensued.

After a robust discussion, the Board took a vote on whether to approve the above recommendation made by Raul Perez. The Board voted 2-7 with a majority of the Board voting to deny the recommendation. Pedro Aguilar and Raul Perez were the two votes in support of the recommendation.

Following the vote for the IR 21-123 recommendation, the Citizens' Police Review Board did not have any specific recommendations or requests.

7. Presentation of New Inquiries

Dwain Rivers, Internal Affairs Manager, indicated that two new inquiries for the April 5, 2023, meeting would be provided to the Board Administrator, for distribution to the Board.

8. Other Business

a. Chair's Report

None.

b. Board Attorney's Report
None.
c. Internal Affairs' Report
None.
d. Administrator's Report
None.
9. Adjourn
Kenneth Swift II, Chair, adjourned the meeting at 9:39 A.M.

Kenneth Swift II (Mar 1, 2023 09:38 EST)
Kenneth Swift II
Chair

Tamyia Paul

Board Administrator

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02.01.23 Draft CPRB Minutes - Sent for Signature

Final Audit Report 2023-03-01

Created: 2023-03-01

By: Tamyia Paul (tamyia.paul@orlando.gov)

Status: Signed

Transaction ID: CBJCHBCAABAAAkbVqyfB4gqbJy-i1XqGXyKR0N4_tLXI

"02.01.23 Draft CPRB Minutes - Sent for Signature" History

- Document created by Tamyia Paul (tamyia.paul@orlando.gov) 2023-03-01 2:32:56 PM GMT
- Document emailed to ksmusic50@gmail.com for signature 2023-03-01 2:33:21 PM GMT
- Email viewed by ksmusic50@gmail.com 2023-03-01 2:35:26 PM GMT
- Signer ksmusic50@gmail.com entered name at signing as Kenneth Swift II 2023-03-01 2:37:58 PM GMT
- Document e-signed by Kenneth Swift II (ksmusic50@gmail.com)
 Signature Date: 2023-03-01 2:38:00 PM GMT Time Source: server
- Agreement completed. 2023-03-01 - 2:38:00 PM GMT