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 Absent:

Members Present:

Dr. William Kass, Chair Eric Olivas, Vice Chair Tara Armijo-Prewitt Chantal M. Galloway Doug Mitchell Eric Nixon 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: <u>https://www.cabq.gov/culturalservices/govtv</u>, or on YouTube at: <u>https://www.cabq.gov/cpoa/events/cpoa-board-meeting-february-11-2021</u>. . (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 <u>www.cabq.gov/cpoa</u>.

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: <u>POB@cabq.gov</u>. These comments will be distributed to all CPOA Board members for review.

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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*)
- 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.

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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 <u>http://www.cabq.gov/cpoa/findings-letters/civilian-complaintspob-findings</u>

a.	Administra	atively 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

1. **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 4th 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)
- 2. 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.

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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

1. 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

1. 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. ---

 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

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XIII. Other Business

- a. 2021 CPOA Board Elections
 - 1. 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.

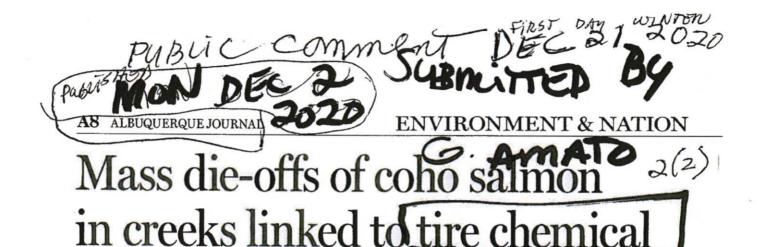
For: 6 - Armijo-Prewitt, Galloway, Mitchell, Nixon, Olivas, Kass

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

Attachments

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citycouncie; BERNC. Com; APOA; PAGE TWO - ADDEN DUM TO PUBLIC APD'S "CIT" ACTIVITY LINE REPORTS GIVEN TO "COMMAN IT PROTOCOL ? WHAT I HAVE EXPERIENCED MATO PAST YEAR IN TRYING TO GET URING THIS THIEVES AND POLICE REPORTS FILED VS INE IHAUE, Edimenters ASSAILONTS! DURING THE T CRIMINAL BEEN PREVENTED FROM FILIN COMPLAINTS [NS) TWO KIETH FAMILY MEN IN THE OWNERSITIE OF THEAT ENON NITA UNIDENTIFIED Or UNDER COVER WOMAN COP. AGMNOT APO THE THIEDES AND ASSAILANS APD L BY COPS SUMMONED VIA 242-00PS AND AM TOLD, WHEN I MADE SEARCH BE +6. -outs/ THAT THERES NINETEEN "IN REPOPTSH GAINST ME MORE VLIKELY HDING OFTHE VERYGOLKS [I] WAS VENTED FROM FILING AGAINST THEM >> AND I'M TOLD, TO REDIEW THOSE TO PAYSEAND NO"REASONATILE 03 Accommadation ADA ADAUTBLE ALBUT ONE: AND 05 under WITH CEREMONY AND THAT ONE "SLANNED DUNKED EVEN ACKINOW FOGED tS OTTERS NOT L 104 7LED n on 210N DAND NONE OF MY HARD CLASS MA 72 SCOPY RETURNED TO MEDIFILED ALSO A AUS. "LAWESTIGATOR" D.M. COMPLAINT, WITH C KEVER EVER ACKNOWLEDGED SUBLEC: ROLLIE MDC DETAINEE BRU "BLOW THE WHISTLE" LED TO V IN TRAFFICKING OF CHILD POI NW VALLEY MAGHBORTOOD IN THE DE 1990'S WAS FRAMED AND INCARCERATED TNO NOW BEING HELD UNLAWFUL rannyed LYBU BARASS CONTROLLED OPERATIVE SINCE ABOUT FEB 2020WHEN HIS WAS OTEROCKTA



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.

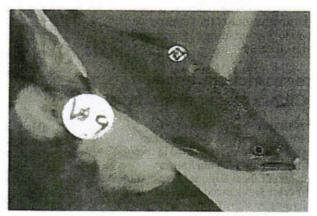
But when it rained, more than half, sometimes all, of the coho in a creek would suffer a sudden death.

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-

\$0

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

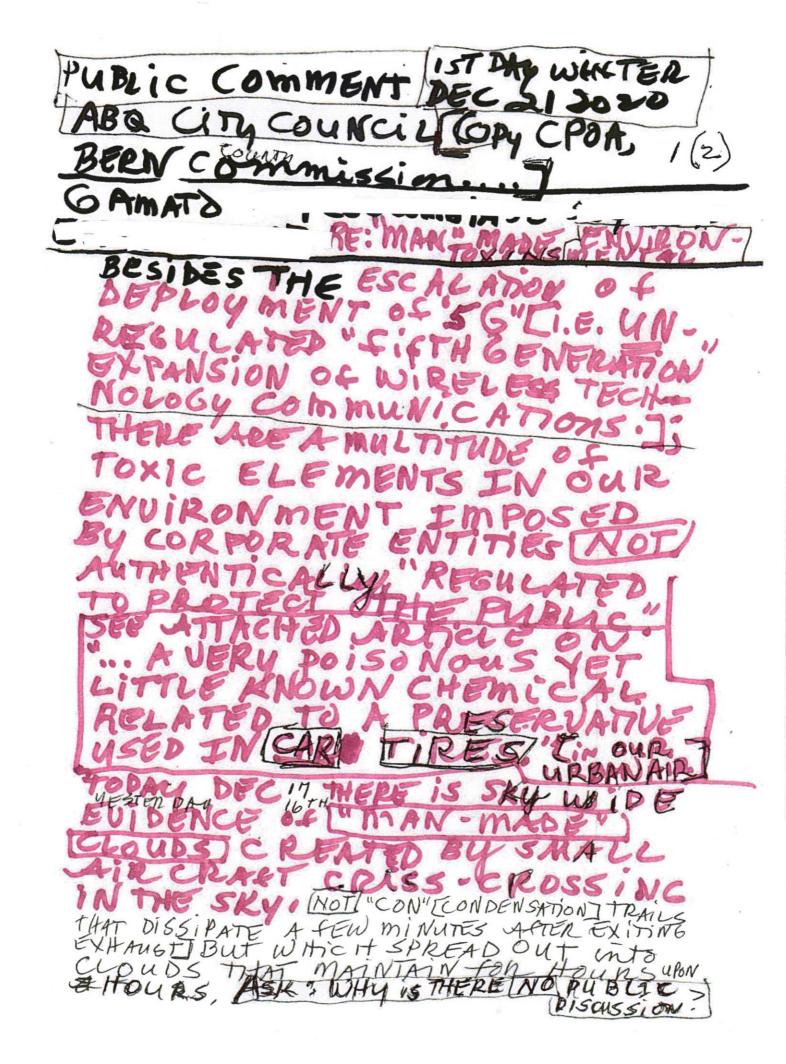
pristine creeks, to those in more urban areas. They narrowed the culprit down to stormwater, then to creeks that were near busier roads, and finally to the wear and tear of car tires.

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. W 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."



PUBLIC COMMENT JAN 202/ CITY COUNCIL [JAN 4]; COUNTY COMMISSION [IN 12] CPOA; ACB.GGC FROM AMATO * THE PREVAILING "BEHAVIORAL UNDER RULES / "LAWS" IS IT HEALTH" WHAT I HAVE ? BACK IN JANUARY THREE 4 NIFORMED COPS AND ONE WOMAN PLAINELOTHES APPEARED AT MY DOOR IN AN APT I RENT FROM KIETH PROPERTIES (THIS WAS JAN 162020 AROUND 10:30 AM UNANNOUNCED) 45 I HAD SILED RECENT POLICE REPORTS I NAIVELY THOUGHT THEY WERE AP. PEARING AT MY DOOR TORESPOND ABOUT THOSE WATTERS. 101 CLEARLY IDEN THEY DID NOL WERE. I ENGAGED WHO THEY IN CONVERSATION WITH THEM BEFORE MAINLYA DETENDER ROMERDING WORKET DE ANTHESO BENTUY OLI VALBERTA BHCUMUAN" A DET. "I. DYE" WALKED ANOUN MY APT "SNOOPING" WHILE WE IN CONVERSA SIS OUTREASH " TALKED THETR APPEARANCE AT MY DOOR WAS SHORTLY AFTER IENCOUNTE HARRASS MENT BY BRIAN WHO WAS MALEUDLENTLY REC. TRANTG D'ENVING ABOUT REPLACINGA MALGUNOD REFRIGERATORT O THIS NE IN CITY GOUT WILL 7 THE CITA Sicc WHO PERSONALYC ME KIETH OR IONE But officite DOM "STAND INS." AN OFFICIAL PRONOU THIS PAST. WEEP OF THE ORIGINAL -OU AT MY DO OR ROMER AGKED, WW HOSENT 1 OU

Public Comment submitted by andto City Councer, country JAMARY ommission, CPOA; ABCGCeter Meetings In this hour when Treachery prevails Most gmericans n to Not R e and Pres GOOD . We , ores lice ce about pelcer 600 Pac esto on Trum ia a re yoda 50 e ca) à its mo S at To pa Ba 4 F ples a S mond 0 roote ATIVES 100 oduce i we ded the inclu all MENI 15 yEARS and & up IN POSSE COMMITATUS POSSIBILITY IN ACTION witha and ON AND ON ENGE OF US TO "GET IT" OR WE'VE "HAD" IT

By An COMMEN § 1-1-99 GENERAL PENALTY. 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 + "FELONY 1978 SENTENCE for REPEATED ACCUSE VIOLATIONS" 0+ MISDEMEANOR OTFENSE" "Prohibiting Persons & interfering with or impeding the City's Enforcement of Public Health Lows, Orderig of Platric 0-20-40 (BERSON

101 9 2020 omment by Amat 11.1 2. FUB 2019 S wearing face masks patrol a container port Feb. 19 in Qingdao in eastern China's Shandong Province. CHINESE POLICE OFFICERS PATROLING 2020 ON THE LOCAL "PUBLIC SCHOOL" RADIO STATION KANN91.1Fm JANUARY 5 2021 10 Am -1030 Am THE "FRESH AIR" PROGRAM (HOSTED THAT DAY BY DAVE DAVIES) WAS AN INTERESTING EX POSE OF "CHINA'S SURVEILLENCE 5 (DIDN'T COMPREHEND THE NAME OF THE MAN AUTOR WHEN IT WAS RECITEDY WE HAVE BEEN HI HE IN CHINK'S SURVETLLAN

osa Basin Downwinders Consortium Health Impact Assessment

6+1+9+4+5 **3 The Trinity Test** August 6 1945 1945, the U.S. government detonated the first nuclear device, a omb called "The Gadget," at the Trinity Site near South Central o, as part of the Manhattan Project. The blast dispersed radioactive nto the atmosphere, which fell back to the earth and damaged the nment, including soil, water, plants, air, animals, and humans. The h impact of this test has never been assessed until now.

ır Concerns

cicans were the first ig, unwilling, and insated casualties of an omb in the world's largest experiment.

government did not warn or nearby residents before or test.

s pervasive in Lincoln, Otero, of Socorro counties.

ity members have voiced cern regarding the correlation radiation exposure from the st and increased cancer "THE" THREE" BOMBS WERE

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 in reparations to downwinders in parts of Nevada, Utah, Idaho, and Colorado but never to New Mexico. downwinders

Health Impact Assessment (HIA)

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

2. Economic impact(s) to patients and families N-Com BATA 3. Generational trauma CHISTIANS, THOUC

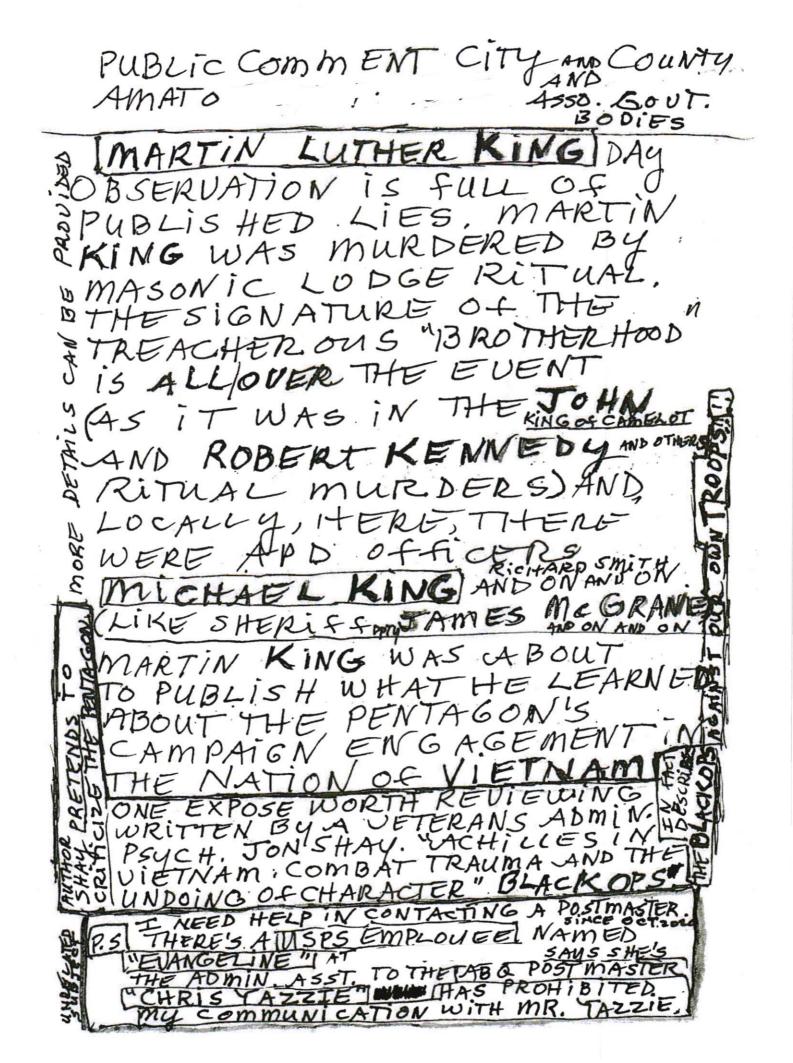
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Pabloc Comment AMATO. R 20 123 RE: Police Chief's City County CPOX ETG WHEN REVIEWING THE AGENDA SERIPT FOR COMMUNITY ??!!! ORIENTED POLICING SERVICES COPS" YOU CAN CLEARLY PERCEIVE THE CONTROL THE FEDS ON LUCAL POLICE THE CITY COUNCILORS STATE "APPROVENGAND AUTHORIZING A "GRANT AGREEMENT FROM THE U.S. DEPT OFI FBOGUST JUSTICE ... PROVIDING AN APPROPRIA TION TO THE ... APD FOR ISCAL YEAR 2021. "ITHE OVER-ARCHING POWER of INTERNATIONAL BANKSTER ARTEL, OF WHICH THE FERERAL KESERVE IS A PART, DICTATES ANYAGREE TERMS OS NENT COMUNG OU ENTRAL COMMAND. EDERAL GOVT, THE POLICE VICLANES HIEFS OF ALL FDRLEI AVE ABSOLUTELY NO LOCALS. EALTY TO THE POLICE CHIEFS BEST TOE -THE CENTRAL OF



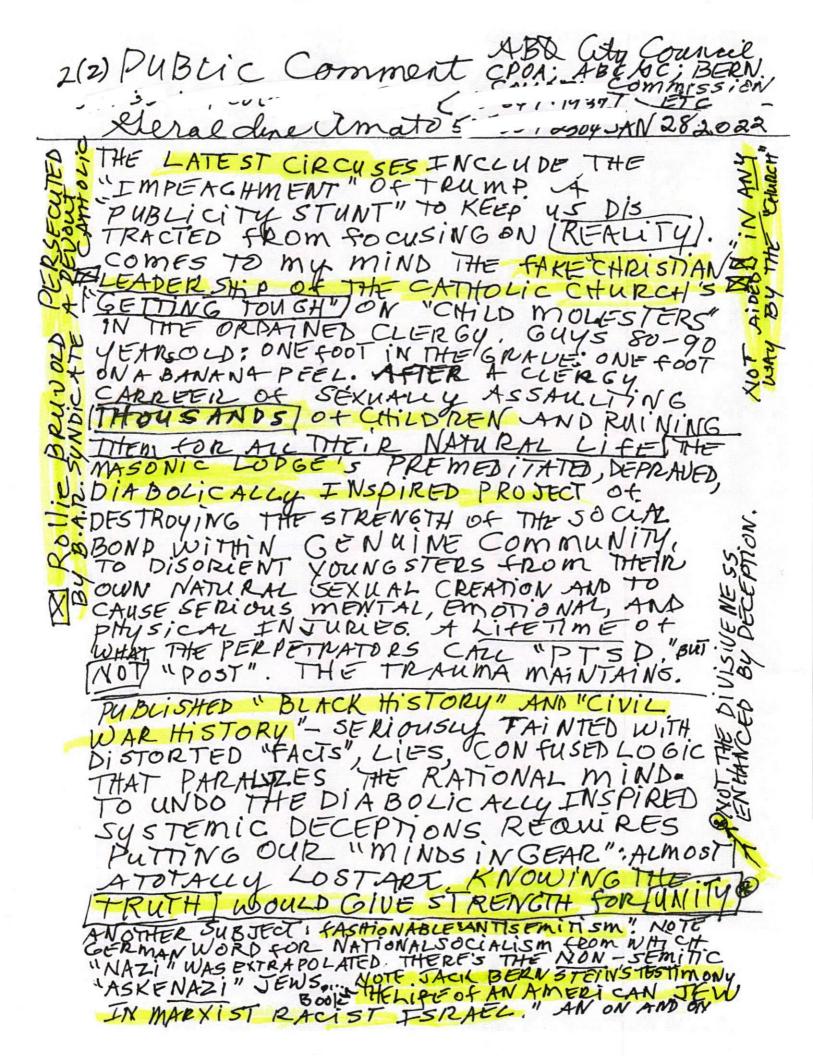
that promises ultra high speeds. of handling high data rates for mobile been used by telecom companies for years, of the clussic base stations that have how power devices. This feature makes them perfect for 5G rollout poisoning Shirt-down the Sept 23, 2020 (see article actached) telit.com/blog/5-anetworks-guided I ot, high desities of low speed, oroad band and consumers and, tor However, Hey are uniquely cadable NHO READ THE UNT Publicked Report of the high interacts activity sound on UNIN campue ouring the ANONY M OUS BENJEWER'S FUBLICE Commenter

Joppany to search NM improves Code Blue network for increased campus safety September 23, 2020 Categories: Inside UNM Information Technologies AddThis Sharing Buttons Share to Twitter 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. me 11 11 Small cells are just like the name implies - short-range cell sites used to complement traditional macro cell towers in a smaller geographic area ranging from a few hundred feet to upwards of 1,000 feet. These lower-power antennas enhance capacity in high traffic areas, dense urban 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. Right UNM has upgraded Code Blue stations across main, north, and south campus to further enhance campus safety. "This project is a two-fold win for > The University of New Mexico," 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 twentyfive sites across the main, north, and south campuses where Code Blue poles have been located." 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 "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 THE PHRASE USED WHAT DO YOU TO DISTRACT FRAM WHAT DO YOU THE REAL MAKE OF THIS? PURPOSE "INCREASED CAMPUS SAFETE

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."

ABQ City Ounie 1(2) 2 8 BERN. CO. Comissio - I CPOA; ABCHC; ETC GERALDINE AMATO JAV 28 2022 WE AS A PEOPLE ARE DELUGED WITH FASHIONABLE MISINFORMATION FOR THE PURPOSE OF BLINDINGUSTO A TRUE PERCEPTION OF HARSH REALITY, CERTAIN FOLKS ARE FEATURED AS CHAMPIONS OF TRUTH BY THE MYON "NEWS OUTLETS WHEN IN REALITY THEY ARE DAMNED (NORD LIARS AND ARE IN FACT "PLAYERS" WITH THE PURNEYORS OF TREACHERY WHO RUN SOPHISTICATED "PIMP" (CON"; CONFIDENCE) GAMES AND WHO, IN REALITY, ARE MIN-LAWFUL POWER BROKERS. FOR ONE EXAMPLE FTHE TOP CELEBRITY of THE LOCAL ACLU, "PETER, SIMONSON," is OFTEN FEATURED AS AN EXPERT. [NO] BAR ASSOCIATION CONTROLLED OPERATIVE is FIT-UNDER GENUINE LAW - TO SPEAK OF ANYTHING NO BABASSO CONTROLLED (ATTORNEY) DARE PARE "BUCK" THE RANKING AUTTORITY WITHOUT SERIOUS CONSE QUENCES, SOME ARE THREATENED WITH "Discipli NARY" A CITON; "DISPARED DIS -APPEARED, AND WORSE. I KUNM, THIS MORNING, THEIR OKEY DOKEY BROADCASTS. AT ONE TIME, IN THE PAST, COLLEGE PROFESSORS OPENILY HAD GORUMS TO SHARE THEIR PARTICULAR EXPERTISE WITH THE "PUBLIC" ON "PUBLIC RADIO" NOT SO NOW. TRUTHFUL EXPERTISE is OFTEN DISCRIMINATED AGAINST "GOING PUBLIC NOW CALL -IN PROGRAMMERS ARE "GOING PUBLIC. REQUIRED TO CENSOR AND BLACK LIST ANY UNNELCOME VIEWS. PLUS THE USE OF A TIME DELAY TRASMISSION THET PERMITS "CUTTING" OFF" AIR TIME



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	 Photos must be copied on plain white paper 		Content instructing or encouraging insurrection, weapons, escape, drugs, etc.
2	 Postcard, greeting card, construction paper or heavy paper or non-white paper 		Lewd Material or Content – Written or pictorial material characterized by or intended to excite crude
~	Stamps, envelopes or other enclosures		sexual desire
-	Drawings, pictures using crayon, paint, or markers – colored pencils only		Violent images or content Content threatening authority
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SI	 Laminated, glued, perfumed or other embellished items/materials 		Content posing a threat to the public, facility security, or safety of staff and others
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	Metropolitan Detention Center offers the ability to appeal the notice, a written appeal must be postmarked and sent to:	us rejection	decision. Within ten (10) days of the receipt of
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org	appeal must include the name of the publication or item, the anization, a contact person's name, address and telephone an ision. Any reasons not included will not be considered. If the	d a descripti appeal does	on of the reasons you disagree with the rejection not contain all of the required information, it will
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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 MediaSustainedSuspension1-2-5F Social MediaUnfoundedNo Disciplinary Action

1-2-5P Social Media
Unfounded
No Disciplinary Action
1-1-4B7a Compliance with Laws, Rules and Regulations
Sustained
Suspension
1-1-4D10 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
Suspension
1-5-4A1b Prohibited Activity
Sustained
Sustained
Suspension

<u>I-624-20</u>

1-1-4D19 Personnel Code of Conduct Unfounded No Disciplinary Action

I-599-20

1-1-4E9 On and Off Duty ConductUnfoundedNo Disciplinary Action2-16-2C6 Personnel of the Department Shall Write Reports onUnfoundedNo 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
Suspension
4-25-3A2b Domestic Violence Investigation

I-548-20

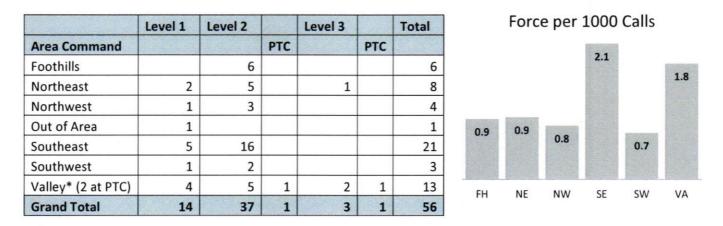
1-1-4B2 Compliance with Laws, Rules and Regulations Sustained Suspension 2-62-3A Rules Unfounded No Disciplinary Action 1-1-4D14 On-Duty Conduct Sustained Suspension 1-1-4D19 Sustained Suspension

I-494-20

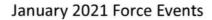
1-1-4B6 Compliance with Laws, Rules and Regulations
Sustained
Suspension
3-14-4A15 Supervisor Duties
Sustained
Suspension
3-14-4A6 Supervisor Duties
Exonerated
No Disciplinary Action
1-1-4C1 Reporting for Duty
Not Sustained
No Disciplinary Action

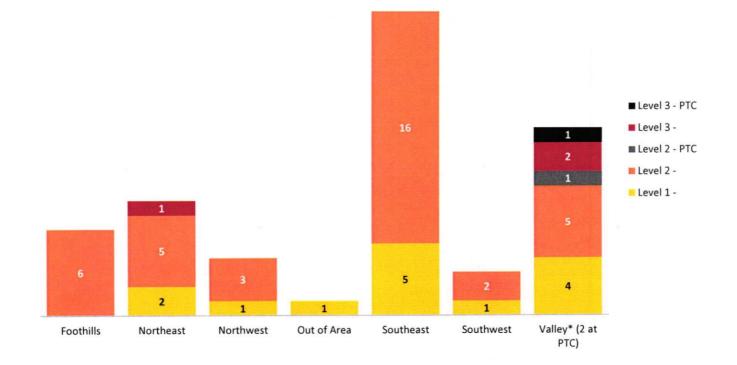
1-1-4D19a On-Duty Conduct Unfounded No Disciplinary Action 1-1-4I1 Outside Employment Sustained Written Reprimand 1-1-4I2 Outside Employment Sustained Written Reprimand 2-10-3J Required Use of MDT Sustained Written Reprimand

<u>Civilian Police Oversight Agency Board</u> INTERNAL AFFAIRS FORCE DIVISION STATISTICAL DATA FOR THE MONTH OF JANUARY 2021



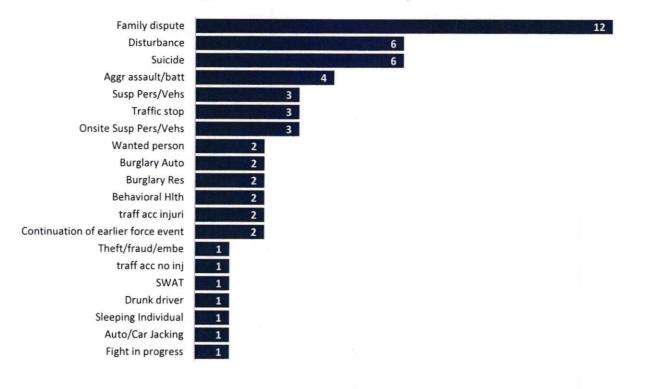
Force cases are now categorized by three levels. If a case involves multiple applications of force, it is categorized as the most serious at the case level. If one event involves both a force event and a tactical activation, the event is categorized as a force event for this report. These counts are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



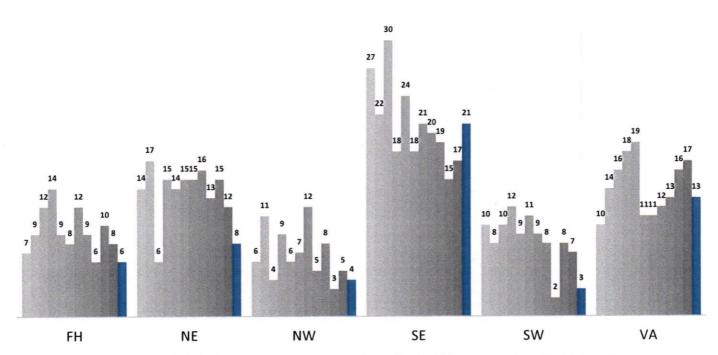


<u>Civilian Police Oversight Agency Board</u> INTERNAL AFFAIRS FORCE DIVISION STATISTICAL DATA FOR THE MONTH OF JANUARY 2021

Call Types Associated with January 2021 Force Events



Twelve Months of Force Data



■ February ■ March ■ April ■ May ■ June ■ July ■ August ■ September ■ October ■ November ■ December ■ January 2021

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.

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

\$74,473.58; 3rd 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
 - Now has a zoom license for use by CPCs
 - $\circ~$ 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.
 - 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 23rd, 2021 at 3:00 PM.

February 2021 Policy and Procedure Review Subcommittee Report

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 de-escalation 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