

**CITIZENS POLICE REVIEW BOARD MEETING  
 CITY OF FORT LAUDERDALE  
 CITY HALL 8<sup>TH</sup> FLOOR CONFERENCE ROOM  
 100 NORTH ANDREWS AVENUE  
 FT. LAUDERDALE, FLORIDA 33301  
 APRIL 13, 2009 – 7:00 P.M.**

<b>Board Members</b>	<b>Attendance</b>	<b>1/09 – 12/09 Cumulative Attendance</b>	
		<b>P</b>	<b>A</b>
Alan Stotsky, Chair	P	4	0
Eileen Helfer, Vice Chair	P	4	0
Capt. Eric Brogna	P	2	2
Lt. Mike DiMaggio	A	2	2
Det. Nina Justice	P	4	0
Patrick Kerney	P	3	1
Edwin P. Parke	P	4	0
Adriane Reese [7:03]	P	4	0
George Trodella	P	2	0

**Staff**

Capt. Rick Maglione, Internal Affairs  
 B. Chiappetta, Recording Clerk, Prototype, Inc.

**Witnesses and Visitors**

Ralph Riehl, Economic Development Advisory Board member

**A. Roll Call**

Chair Stotsky called the meeting to order at 7:00 p.m.

**B. Approve Minutes from the Board’s March 2009 Meeting**

**Motion** made by Ms. Helfer, seconded by Mr. Kerney, to approve the minutes of the Board’s March 2009 meeting. In a voice vote, the motion was unanimously approved.

**C. General Information**

The Board was informed of a new section that could be added to their minutes alerting the City Commission to issues the Board felt warranted special attention.

[Ms. Reese arrived at 7:03]

**D. Review the Following Internal Affairs Investigation**

**1. I.A. Case 08-014**

**Complainant:** Marlies Butler  
**Allegation:** 1) Unnecessary use of force  
2) Discourtesy  
**Officer:** Mario Nembhart  
**Disposition:** 1) Unfounded  
2) Not Sustained

Chair Stotsky wondered why it had taken two years for the Board to receive this case. Capt. Maglione said the State Attorney close out letter was received March 20, 2009. It appeared the State Attorney had closed the case long ago but they had never returned it.

Chair Stotsky said it seemed many of the cases the Board heard involved officers on details. Capt. Brogna remarked that Police were hired for details by bar owners who wanted to reduce problems at their establishments. He said, "The last thing in the world you want to do is make an arrest when you're on one of these; it's absolutely the last case scenario... for you to be arrested here, you really gotta be either provoking or deserve it..." He added that there was usually alcohol involved in such incidents.

**Motion** made by Mr. Kerney, seconded by Ms. Reese, to support the findings of Internal Affairs. In a voice vote, Board unanimously approved.

Mr. Parke requested a list of the dispositions of all citizen complaint cases for the past year. He said it seemed most cases were deemed "not sustained" or "unfounded" and that either "the citizens, they are just lying their head off and they do not like all Police officers or something is totally wrong." Capt. Maglione advised Mr. Parke to phone the Internal Affairs main number and ask Ms. Tylock for this information. He stated all of this information was public record.

Capt. Maglione remarked that there had been a couple of cases in the past few months that Internal Affairs had determined the charges were "sustained." Mr. Parke referred to an article in the Sun Sentinel recently indicating that "citizens feel that it doesn't make any sense to report whenever something happens between the citizens and the Police..."

Capt. Brogna assured the Board that every case was thoroughly investigated and Internal Affairs did a good job.

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There being no further business before the Board, the meeting was adjourned at 7:15 p.m.

[Minutes prepared by J. Opperlee, ProtoType Services]