

**CITIZENS POLICE REVIEW BOARD MEETING
CITY OF FORT LAUDERDALE
CITY HALL 8TH FLOOR CONFERENCE ROOM
100 NORTH ANDREWS AVENUE
FT. LAUDERDALE, FLORIDA 33301
JANUARY 11, 2010 – 7:00 P.M.**

Board Members	Attendance	1/10 – 12/10 Cumulative Attendance	
		P	A
Alan Stotsky, Chair	P	1	0
Eileen Helfer, Vice Chair	P	1	0
Lt. Glenn Galt	P	1	0
Sgt. William Schultz	P	1	0
Officer Nina Justice	P	1	0
Patrick Kerney	P	1	0
Edwin P. Parke	P	1	0
George Trodella	P	1	0

Staff

Capt. Rick Maglione
Sgt. Hector Martinez, Internal Affairs
J. Picinich, Recording Clerk, Prototype, Inc.

Guests

Adriane Reeseey, former Board member

Communication to the City Commission

None

A. Roll Call

Chair Stotsky called the meeting to order at 7:00 p.m. and determined that there were eight members present, which constituted a quorum.

B. Approve Minutes from the Board's December 2009 Meeting

Motion made by Ms. Helfer, seconded by Mr. Kerney, to approve the minutes of the Board's December 2009 meeting. In a voice vote, Board unanimously approved.

C. General Information

None

D. Special Presentation

Chair Stotsky presented Ms. Reese, former Board member, with a plaque of appreciation and thanked her for her service.

E. Election of Officers

Ms. Helfer nominated Mr. Stotsky for Chair, seconded by Mr. Parke. In a voice vote, motion passed unanimously.

Mr. Trodella nominated Ms. Helfer for Vice Chair, seconded by Mr. Kerney. In a voice vote, motion passed unanimously.

F. Review the Following Internal Affairs Investigation

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|----|---------------------|--|
| 1. | IA Case | 09-161 |
| | Complainant: | Frank C. Adderley, Chief |
| | Allegations: | Use of Deadly Force police investigation |
| | Officers: | Todd Hill
Robert Norvis |
| | Disposition: | Exonerated |

Mr. Kerney felt the facts spoke for themselves in this case and he believed the Police Officers' actions were justified.

Motion made by Mr. Kerney, seconded by Ms. Helfer, to support the findings of Internal Affairs.

Mr. Trodella noted that the incident had taken place in November 2006 but the Grand Jury had not heard the case until September 2009.

Chair Stotsky asked if the Police Department had a policy against shooting at a moving vehicle. Capt. Maglione confirmed that Department policy prohibited shooting at or from moving vehicles, but the burden of proof was on an officer to justify his/her actions. He added that cases resulting in a death usually took some time to get back to the Board to be heard because these were all presented to a Grand Jury first. Capt. Maglione noted there was a case that had occurred in 2006 that they had not received back from the State Attorney yet.

In a voice **vote**, Board unanimously approved.

Mr. Parke asked if an Officer had ever been charged criminally as the result of a Police-involved shooting in Fort Lauderdale. As far as Capt. Maglione was aware, there had been none. He noted that in such a case, the intent to commit a crime must be proven, and the decision to charge was made by the State Attorney.

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

[Minutes prepared by J. Opperlee, ProtoType Services]