

**CITIZENS POLICE REVIEW BOARD MEETING
 CITY OF FORT LAUDERDALE
 CITY HALL 8TH FLOOR CONFERENCE ROOM
 100 NORTH ANDREWS AVENUE
 FT. LAUDERDALE, FLORIDA 33301
 March 11, 2013 – 6:00 P.M.**

Board Members	Attendance	1/2013 – 12/2013	
		Cumulative Attendance	
		P	A
James Jordan, Chair	P	2	0
Marc Dickerman, Vice Chair	P	2	0
Capt. John Appel	P	1	1
Ted Fling	P	2	0
Lt. Glenn Galt	A	1	1
Officer Nina Justice	P	2	0
Kenneth Staab	P	2	0
Maxine Streeter	P	2	0
Roosevelt Walters	P	1	1

It was noted that a quorum was present for the meeting.

Staff

Captain Doug MacDougall, Internal Affairs, Fort Lauderdale Police Department,
 Board Liaison

Sergeant David Cortes, Internal Affairs, Fort Lauderdale Police Department

Sergeant Mike Dodson, Internal Affairs, Fort Lauderdale Police Department

J. Opperlee, Recording Secretary, Prototype, Inc.

Guests

John Zullo

Communication to City Commission

None.

A. Roll Call

Vice Chair Jordan called the meeting to order at 6:00 p.m. Roll was called and it was noted a quorum was present.

B. Approve Minutes from January 14, 2013

Motion made by Mr. Dickerman, seconded by Officer Justice, to accept. In a voice vote, the **motion** passed unanimously.

The following Item was taken out of order on the Agenda.

D. Election of Officers

Motion made by Mr. Dickerman, seconded by Mr. Walters, to nominate James Jordan as Chair. In a voice vote, Mr. Jordan was unanimously elected.

Motion made by Mr. Walters, seconded by Ms. Streeter, to nominate Marc Dickerman as Vice Chair. In a voice vote, Mr. Dickerman was unanimously elected.

E. Review the following Internal Affairs investigation

1. **Complainant:** Maria "Tina" Hernandez (IA Case 12-134)
Allegation: 1) Misusing City Property or Equipment
Officer: Juan Cabrera
Disposition: 1) Not Sustained

Motion made by Mr. Walters, seconded by Officer Justice, to accept the findings of Internal Affairs. In a voice vote, the **motion** passed unanimously.

2. **Complainant:** Maria "Tina" Hernandez (IA Case 13-003)
Allegation: 1) Misusing City Property or Equipment
Officer: Stanley Ragin
Disposition: 1) Not Sustained

Motion made by Mr. Walters, seconded by Officer Justice, to accept the findings of Internal Affairs. In a voice vote, the **motion** passed unanimously.

3. **Complainant:** Chief Franklin Adderley (IA Case 12-123)
Allegation: 1) Carelessly, negligently or intentionally causing waste, loss, or damage to City Property.
2) Conduct Prejudicial disruptive to the good order of the Department.
3) Engaging in conduct unbecoming a Police Officer/Police Department Employee.
4) Personnel operating PAVe vehicles while on or off-duty shall operate the vehicle in a manner consistent with all applicable traffic laws, rules and regulations.
Officer: Vincent Falzone
Disposition: 1-4) Sustained

Motion made by Vice Chair Dickerman, seconded by Mr. Walters, to accept the findings.

Mr. Staab asked if there were any mitigating factors that may have been involved in the case, such as medical issues. Capt. MacDougall explained that HPPA regulations prohibit any such information from being disclosed in a public forum. He noted that some information had been redacted from the report on the advice of the City Attorney.

In a voice vote, the **motion** passed unanimously.

C. General Information

Chair Jordan stated that the Board members make up a good team due to their backgrounds in law enforcement or involvement with the City. He asserted that he hoped the Board would make themselves more relevant in the new year by acting as “the eyes and ears” of the City’s residents.

Officer Justice added that the Board should be privy to all the information generated on all cases that come before them so they could make informed decisions.

Mr. Walters responded that the Board cannot take any additional action, as the City Attorney has repeatedly advised the City Commission to take authority away from the Board. He recalled that at an earlier time, they had been able to suggest training or make recommendations to Internal Affairs regarding disciplinary action. He concluded that under a different City Attorney, it may be possible to return to this level of authority, which would promote greater trust from City residents. Chair Jordan agreed that he would also like to see the Board returned to its original level of responsibility.

Mr. Fling pointed out that the case files also go to the State Attorney’s Office for review. Capt. MacDougall clarified that Internal Affairs deals only with administrative issues; if criminal activity has occurred, the file instead goes to Chief Adderley, who makes a determination on whether or not it should be sent to the State Attorney’s Office.

Mr. Fling agreed with Mr. Walters regarding the Board’s previous level of authority. He also agreed that the City Attorney was unlikely to change his mind with respect to what the Board may or may not do. Vice Chair Dickerman noted that a section of the Ordinance governing the Board had been removed, and should be reinstated. Mr. Walters said whenever the Board had gone before the City Commission to discuss this Ordinance, the result was that they lost even more authority.

Citizens Police Review Board

March 11, 2013

Page 4

Ms. Streeter offered to look into the history of the Ordinance that governed the Board. Mr. Walters recommended that Ms. Streeter view the first version of the Ordinance, as it has been cut back over the years.

There being no further business to come before the Board at this time, the meeting was adjourned at 6:23 p.m.

[Minutes prepared by K. McGuire, Prototype, Inc.]