

Community Board 12 - Public Safety Committee Minutes
January 4th, 2012
Held at 711 West 168th Street

Committee Members Present (4): Robert Reynolds, George Cruz, William T. Devlin, and Michael Diaz.

Public Member (1): Michael Mowatt-Wynn.

Committee Members Absent (1): Angelo Ortiz.

CB12 Members Attending (3): George Espinal, Richard Lewis, and Harlan Pruden.

Public and Guests (10): Captain Brian Mullen (33rd Precinct), Deputy Inspector Barry Buzzetti (34th Precinct), Captain Ernest Morales (Executive Officer 34th Precinct), Raul Pintos (Commanding Officer-Office of the Chief of Community Affairs NYPD Community Affairs), PO Robinson Hewitt (33rd Precinct Community Affairs), PO Perez (34th Precinct), PO Sapara (NYPD Community Affairs), Ben Schachter (Community Liaison for-NYS Senator Espaillat's Office), Sandra Garcia (Manhattan Times), and Adrian Cabraja (Manhattan Times).

Staff: Debra Blow.

Note: A quorum was present during the entire meeting.

The meeting was convened at 7:10pm by Chair Robert Reynolds. Mr. Reynolds asked committee members to introduce themselves and gave an overview of the agenda. The agenda will follow the standard order of reports from the 33rd and 34 Precincts. The exception was there will be not report from the Manhattan District Attorney's Office. There will be a presentation by the NYPD Community Affairs Department presented by Inspector Jesus Raul Pintos, who will represent schedule speaker Chief Phillip Banks. The meeting will conclude with a new business matter on a tabled resolution from the board's general meeting in December, 2011. A resolution passed by the board authorized that this proposed resolution be referred to this committee for review, discussion and any subsequent action that may be required. The proposed resolution is called "Legislative Reforms of Police Policies and Practices, Investigations into Recent NYPD Actions." Finally, Dr. James O' Keefe, NYPD Deputy Commissioner Training Bureau appearance at the committee will be rescheduled.

Reports and Updates from 33rd Precinct – Captain Brian M. Mullen.

Captain Brian M. Mullen began his report by citing currently available COMPSTAT data released for the end of December 2011 (**Note:** The weekly percentages presented by each precinct commander are from 12/26/2011 to 01/01/2012.) It is not reflected in the tables listed below as they were unavailable at the date of the committee's meeting. There was a 1.2% reduction in overall crime in the precinct. Robberies were down by 8%, but burglaries increased by 20%. The primary cause for this increase was due to apartment window and fire escape entries. The precinct's Community Affairs unit has subsequently met with landlords and tenants and advised them how to lock and or secure windows as well as other security measures that can be taken. This area of crime will be a target for reduction in the year 2012.

He has recommended that buildings join the Trespass Affidavit Program administered by the Manhattan District Attorney's Office. See <http://manhattanda.org/trespass-affidavit-program>. He also has increased officers assigned to the anti-burglary teams and adjusted patrol hours accordingly.

He reported that his anticrime team in the 6pm to 2am shift has been making more arrests. The school kid age robbery pattern is declining as a result of a plan put in place to photo ID roving gangs of kids who are known trouble makers that roam around area parks/playgrounds and who target younger kids for potential robberies. This plan has proven successful with arrests made. Grand Larceny and Auto theft percentages in the area are also down.

The midnight teams assigned to patrol parks that face Edgecombe Avenue and Riverside Drive had made one arrest of one of two recent and reported isolated murders and a second is still under investigation with leads that cannot be discussed publically. Some fifty-five arrests have been made related to stolen iPhone© and iPad© buying and selling. He expects the precinct will receive some new officers and recent cadet graduates. See the COMPSTAT tables below for current information. (**Note: These links listed below are updated weekly with no archives are posted:** http://www.nyc.gov/html/nypd/downloads/pdf/crime_statistics/cs033pct.pdf and http://www.nyc.gov/html/nypd/downloads/pdf/crime_statistics/cs034pct.pdf).

Reports and Updates from 34th Precinct – Deputy Inspector Brian M. Buzzetti.

Deputy Inspector Brian M. Buzzetti stated that overall crime was up 6½% at years end. But this percentage does not reflect a reduction in crime rate of some 24% from the end of August, 2011. He stated that the 34th Precinct was amongst the top two or three precincts that had reduced crime to a 6% rate. He cited that this reduction was testimony to the cops and their bosses in the precinct. We are down in all areas of crime and we have the same robbery patterns as reported by the 33rd Precinct. Their intent with buyers and sellers of stolen electronics is to do what is necessary to discourage this activity. In the debriefing process they have found that some of these iPad/iPhone© operations and items go overseas. A discussion followed cell phone crimes, bullying and the safe corridor program. See the Q&A section of these minutes.

The precinct has increased its enforcement on excessive double parking on Broadway and other high traffic areas in an effort to reduce accidents.

On the matter of Operation Impact –some forty two new officers will be assigned here. There is no word on the current class of 47 of 48 officers now assigned, but all will not stay. There is essentially one shift in the precinct from early afternoon to evening (from 1pm to 9pm).

Volume 19 Number 1 **CompStat** 33rd Precinct
 Report Covering the Week 1/2/2012 Through 1/8/2012

	Week to Date			28 Day			Year to Date*			2 Year	11 Year	19 Year
	2012	2011	% Chg	2012	2011	% Chg	2012	2011	% Chg	% Chg	% Chg (2001)	% Chg (1993)
Murder	0	0	***.*	1	0	***.*	0	0	***.*	***.*	***.*	***.*
Rape	1	1	0.0	2	4	-50.0	1	2	-50.0	0.0	***.*	***.*
Robbery	3	5	-40.0	21	19	10.5	4	5	-20.0	100.0	-33.3	***.*
Fel. Assault	3	2	50.0	11	9	22.2	5	4	25.0	66.7	-37.5	***.*
Burglary	0	7	-100.0	4	11	-63.6	0	9	-100.0	-100.0	-100.0	***.*
Gr. Larceny	5	6	-16.7	20	22	-9.1	5	6	-16.7	400.0	400.0	***.*
G.L.A.	0	2	-100.0	3	4	-25.0	0	2	-100.0	***.*	-100.0	***.*
TOTAL	12	23	-47.83	62	69	-10.14	15	28	-46.43	36.36	-25.00	***.*
Petit Larceny	5	7	-28.6	27	30	-10.0	6	7	-14.3	-45.5	***.*	***.*
Misd. Assault	2	7	-71.4	24	30	-20.0	2	7	-71.4	-85.7	***.*	***.*
Misd. Sex Crimes	0	0	***.*	1	2	-50.0	0	0	***.*	-100.0	***.*	***.*

Volume 19 Number 1 **CompStat** 34th Precinct
 Report Covering the Week 1/2/2012 Through 1/8/2012

	Week to Date			28 Day			Year to Date*			2 Year	11 Year	19 Year
	2012	2011	% Chg	2012	2011	% Chg	2012	2011	% Chg	% Chg	% Chg (2001)	% Chg (1993)
Murder	0	0	***.*	0	0	***.*	0	0	***.*	***.*	***.*	-100.0
Rape	1	0	***.*	1	0	***.*	1	0	***.*	***.*	***.*	-66.7
Robbery	3	5	-40.0	34	21	61.9	3	5	-40.0	-57.1	-57.1	-93.9
Fel. Assault	4	1	300.0	15	18	-16.7	5	8	-37.5	0.0	0.0	-68.8
Burglary	5	3	66.7	18	18	0.0	6	4	50.0	-14.3	-40.0	-88.0
Gr. Larceny	5	2	150.0	19	28	-32.1	6	2	200.0	-25.0	100.0	-75.0
G.L.A.	1	2	-50.0	1	12	-91.7	1	2	-50.0	0.0	-85.7	-97.8
TOTAL	19	13	46.15	88	97	-9.28	22	21	4.76	-21.43	-31.25	-88.36
Petit Larceny	11	14	-21.4	43	36	19.4	12	14	-14.3	140.0	***.*	***.*
Misd. Assault	3	4	-25.0	31	39	-20.5	5	6	-16.7	-61.5	***.*	***.*
Misd. Sex Crimes	0	1	-100.0	2	1	100.0	0	1	-100.0	-100.0	***.*	***.*

Presentation by Inspector Jesus Raul Pinto – NYPD Community Affairs.

Inspector Raul Pinto presented information on how to protect the Apple iPhone/iPad/iPod © with a free security app, 'FindMyiPhone'© See (<http://www.apple.com/iphone/built-in-apps/find-my-iphone.html>)

"Find My iPhone app.

Because the unexpected happens in the most unexpected places, the Find My iPhone app can help you locate your missing iPhone even when you don't have access to a computer. It's free on the App Store and available to anyone. So if you misplace your device, download the Find My iPhone app on a friend's iPhone, iPad, or iPod touch and sign in to find your iPhone."

Inspector Pintos cited a case where this app was used to find, isolate and apprehend a criminal, who stole a device. First, the device was traced as far away as 80 mile outside of NYC and then an arrest was made in a crowded environment at a home social gathering. The NYPD Community Affairs Department is also working on the problem of cyber bullying amongst youth. A variety of crime prevention and safety tips are available on their website. See (http://www.nyc.gov/html/nypd/html/crime_prevention/crime_prevention_tips.shtml#cellphone)

Presentation by Ben Schachter -- Community Liaison for NYS Senator Espailat's Office.

Mr. Schachter spoke about the Civil Observation Patrol (COP) initiatives for the Inwood sections of CB12. Two major meetings geared at recruiting efforts have been held to date with interested residents to enlist commitments to serve or participate in this newly created organization. He pointed out that COP will only be an extension of the 'eyes and ears' of the police and will not get directly involved with arrests or physical confrontations with suspected criminals or directly intervene in potential criminal activities witnessed in progress. The next step to boost further organizing efforts will take place at a January 18th, 2012 meeting. A suggestion was made from committee member that in their organizing efforts work with the Parks Department or the Park Enforcement Patrol (PEP) would be helpful even though they have a very limited staff.

New Business – Presentation by Harlan Pruden - CB12 Board Member.

Before the proposed resolution (see below) was introduced Harlan Pruden gave an account about its history. He mentioned that on November 22nd, 2011 it was originally posted as a board member introduced item on the calendar of the community board's general meeting. As a result of closing time limits set on meeting space by the hosting institution (NY Presbyterian Hospital) and announced at the start of the meeting many resolutions, including this one did not come to the floor for consideration. When this set time took effect an emergency meeting was declared and the meeting went into executive session as per CB12 bylaws with the board's Executive Committee as a temporary decision making body. This meeting took place immediately thereafter in a new space located in the lobby

(See CB12 minutes: http://www.nyc.gov/html/mancb12/downloads/pdf/minutes_201111.pdf)

At that meeting the board's calendar was re-opened and resolutions on time sensitive liquor licenses were opened for review, discussion, approval or disapproval that were on the Economic Development Committee's agenda as well as other resolutions, e.g., the Fair Wage resolution, and this resolution were voted upon. All these resolutions however needed to be ratified by the full community board's next general meeting on December 15th, 2011.

(See CB12 resolutions: http://www.nyc.gov/html/mancb12/downloads/pdf/resolutions_201111.pdf)

At the Executive Committee's meeting the resolution that is being introduced at tonight's committee meeting passed the Executive Committee but was not accepted at the general meeting in December. Instead it was not accepted as passed, tabled and voted upon to be sent to the Public Safety Committee for further review, discussion and any other action that may be needed.

Mr. Pruden began his introduction of the resolution, "Legislative Reforms of Police Policies and Practices, Investigations into Recent NYPD Actions." He opened up his conversation on this delicate balance between the mission of the police to protect and serve and the proper administration of the law and public policy in a meeting attended by many law enforcement personnel by offering an explanation of intent and desirability of these resolutions. He claimed that one of the objectives of these resolutions was to lend community board 12 support to Intro 72-2010. The bill's current status is that it is still laid over in committee at the City Council. This bill was authored by NYC Councilmember Daniel Garodnick and introduced in March, 2010. The bill, if resurrected and passed would amongst many things attempt to give greater independence to the Civil Complaint Review Board (CCRB).by granting it the power to investigate and prosecute alleged misconduct cases rather than refer them to the NYPD organizational ladder and ultimately the Police Commissioner.

For info on the CCRB see: <http://www.nyc.gov/html/ccrb/>

Historical Note: The CCRB in its testimony before the city council in March 11th of last year claimed there was a serious problem related to the annual decline of its investigatory team: "Because the core function performed by the agency is the investigation of complaints against uniformed officers of the NYPD, it is essential that the Board's investigator headcount be maintained at a level that ensures the timely and efficient processing of cases. The lower the number of investigators available to process cases, the longer it takes to dispose of those cases. Additional cuts to its already strained staff such as the current reduction of 3 Investigators could further negatively impact the Board's case disposition rate and add to the agency's current backlog. Unfortunately, the Administration has neglected to maintain adequate funding for CCRB's investigative staff." There has been a headcount decline of some 27 individuals from a staff of 180 in 2009 with even more anticipated in FY2012. That would translate into almost a 20% investigatory staff decline in four years

(See <http://legistar.council.nyc.gov/View.ashx?M=F&ID=1198093&GUID=807A3CF7-019F-4BE6-ADDF-929CA9C78DE7>)

Supporters of this bill claim that "charges of police misconduct are on the rise and [that] the systems of handling such charges lack the needed independence and funding for the public to have confidences that such charges are being fully addressed." This bill has the support of the NYC Public Advocates Office under Bill De Blasio who had introduced a separate bill around the same time (Intro 95-2010) that he felt was necessary to insure the independence of any revisions by granting an independent budget for the CCRB. It is believed if these bills were enacted that they would strengthen oversight of the NYPD.

See <http://pubadvocate.nyc.gov/news/2010-03-10/de-blasio-garodnick-announce-legislation-strengthening-oversight-nypd>)

To support the purported goals of Intro 72 two examples of law enforcement actions taken by the police on residences of the WAHI community were cited in the resolution along with a condemnation against the police and a request for an investigation and a review to determine if "proper police procedures" were followed. One of these actions resulted in an untimely death and the other resulted in physical injury and arrest.

The resolution also calls for the state legislature and the city council to hold hearings "to ascertain the effectiveness of police training and professional development" and to strengthen job performance and the performance appraisal process of police officers throughout their careers and offer rewards for those officers that foster positive community relations. It also calls for legislative relief to codify these goals. While this draft resolution claims to be positive the language and tone as written suggests that many police investigations are not taking place, and those that are may not be impartial, and suggests by case building examples selected that they reflect evidence that there is widespread disregard for the use of proper police procedures, widespread police misconduct, and the lack of accountability for law enforcement actions taken. These inferences were met with strong, but calm opposition from law enforcement visitors and guests present at the meeting and their discussion is given below.

Q&A and Discussions.

There was some information presented and discussion about the "Safe Corridor Program" by Deputy Inspector Buzzetti. Officers and patrols are assigned at bus stops and other strategic areas.. There appears to be no crime or major programs from kids arriving and leaving from George Washington High School, a large school. However on the west side of the precinct the numbers are larger – school children are being robbed. They have spoken to school officials and the PTA of IS187 in an effort of community outreach to both inform and offer preventive steps. Asked about how the subways are patrolled, Capt. Mullen, a former and recent CO at District 3 Transit Police commented that the shifts are from 2pm to 6pm at West 155th Street to West 207th Street IND line stations and the West 157th Street to 215th Street Stations on the #1 line. He pointed out that there are patrols from West 125th Street stations to lower Manhattan on both lines, but those school kids use those lines to exit for crosstown buses or connecting subway lines to the east side of Manhattan or Queens and Brooklyn. He believes these schedules are still current with the new district commander, DI Costello.

As an aside to the time constraints of policing problem in the neighborhood DI Buzzetti mentioned that there are an increasing number of crimes reported as crimes that are not crimes. These include fake cases, fake burglaries. They may take hours of investigation only to find that they may be 'ghosts'. Prime examples are cell phone crimes, where the potential victim must report and obtain a police incident number to be reimbursed by the cell phone provider.

DI Buzzetti spoke up about his opposition to the proposed resolution presented by Mr. Pruden. He stated that he had full faith in the current system and given his years of personal knowledge and experience he felt that the police can police effectively themselves. He stated that the councilman mentioned in the resolution is his friend and no legal claims have been made as yet and none that he is aware of are forthcoming. He said that the untimely death of the Washington Heights resident at police hands is actively and aggressively being addressed and all evidence will be examined. He mentioned that he has personally met with the family involved and the wife of the victim at the request of other people. He stated that there has been overwhelming community outreach by his department on this issue and an extensive investigation into the all the available material facts and sequence of events to insure that an impartial and objective account is made and released to the public.

He felt the heart of the resolution was unfairly directed at the 34th Precinct and to portray it as something it was not and use it for some kind of hidden political or end. He stated that the precinct staff was about 60% Hispanic and reflected the demographics of the community. On the matter of a more independent CCRB he indicated that there was a difference with someone who is directly involved in the police experience or walks daily in their shoes from those who have not. He concluded that he stood behind the "protect and serve" mission of NYPD's finest and felt any hearing or review would show his agency is performing that mission well.

Community Board 12 board member, George Espinal, who also serves as president of the 34th Precinct Council and is also a criminal justice student at John Jay College indicated he could not support the draft resolution as presented or written. He cited the case of Terry v. Ohio, 392 U.S. 1 (1968) as a guide on enforcement. This was a landmark decision by the United States Supreme Court which held that "the Fourth Amendment prohibition on unreasonable searches and seizures is not violated when a police officer stops a suspect on the street and frisks him without probable cause to arrest, if the police officer has a reasonable suspicion that the person has committed, is committing, or is about to commit a crime and has a reasonable belief that the person "may be armed and presently dangerous." [392 U.S. 1, at 30.]" See ([http://en.wikipedia.org/wiki/Terry v. Ohio](http://en.wikipedia.org/wiki/Terry_v._Ohio) and http://www.law.cornell.edu/supct/html/historics/USSC_CR_0392_0001_ZS.html)

He also echoed some of DI Buzzetti objections to resolution as lessening police effectiveness and reducing the reasonableness of police on duty as they follow and obey orders and procedures.

The meeting concluded with a sense that the language and tone of the resolution needs to be rewritten and reworked without political overtones, condemnations, or case building to make it more acceptable to more parties. A balance needs to be struck between the public's interest and perceptions in crime prevention and an officer's apprehension for his own safety when enforcement procedures are followed. Another balance is the need to preserve the public's desire for privacy and dignity that also leverages the extent to which police activity may become an intrusion into those interests or the perception thereof. Current policies, procedures, independence, timely investigations, and accountability must be significantly shown to have unrecoverable failures, to be continuously unworkable or require too many periodic fixes. These recurring episodes may signal then that it is time to revisit, assess and restructure policing practices, training, job performance and career development with legislative relief and better governance. With that in mind there was no call for a vote and the resolution's disposition was to stay in committee for consideration at another time. The meeting was adjourned at 8:30 pm.

Respectfully submitted,
Richard Lewis

Community Board 12 - Public Safety Committee Minutes
February 1st, 2012
711 West 168th Street, Room 312

Committee Members Present (3): Robert Reynolds, Angelo Ortiz, and Michael Diaz

Public Member (1): Michael Mowatt-Wynn

Committee Members Absent (3

): George Cruz, William T. Devlin, and Carole Mulligan

CB12 Members Attending (1): George Fernandez-CB12 1st Vice Chair

Public and Guests (10): Captain Brian Mullen (33rd Precinct), Deputy Inspector Barry Buzzetti (34th Precinct), Captain Ernest Morales (Executive Officer 34th Precinct), PO Robinson Hewitt (33rd Precinct Community Affairs), Josellinne Minaya (The Office of New York County District Attorney Cy Vance)

CB12 Staff: Debra Blow

Note: A quorum was not present for the meeting.

- I. The meeting was called to order at 7:08pm by committee Chair, Robert Reynolds.
- II. **33rd Precinct Update, Captain Brain Mullen:** Crime is down for the year. There have been no shootings or murders thus far. Robberies are down and are at historic lows. Year-to-date burglaries are down (8 thus far 2012 vs 12 this time last year in 2011). There have been 22 grand larcenies in the precinct which represents a 37% increase over last year (16). Types of crimes included internet fraud/computer crime (Western Union-type scams) and ID theft. The rate for Stolen Autos remains unchanged from last year (6). Most popular car to steal: 2006 Ford Explorer. Special Operation @ 501 West 161st Street: Five arrests for operating an illegal club. Confiscated: 2 firearms, gambling paraphernalia, marijuana, and oxycontin. Business was set up as a salon/barber shop. Owner of the property is a corporation registered in Long Island.

Question and Answer Summary: Monitoring of Crime in Parks-NYPD deploys its Conditions Team as situation warrants and coordinates deployment closely with the Parks Department. No serious night problems reported. Two recent day-time incidents in Highbridge stem from afterschool-related issues with youth. How are Park Crime Statistics Counted- NYPD will note location as either in the park or on the street in front of park (closest intersection). Park crimes are referred to Parks Enforcement. Operation to Reduce Cell Phone Theft- There has been little community buy-in. Crime prevention officers in each precinct are still setting up their electronics registration program. It is highly recommended that given the popularity of Apple products that customers avail themselves of remote tracking applications on their devices as well as write down device serial numbers (saving serial numbers of all electronic devices owned is also recommended as a good practice).

- III. **34th Precinct Update, Deputy Inspector Barry Buzzetti:** Crime is down 17.5% for the month and 21% for the year. The precinct is benefitting from 90 extra police officers (40+ impact officers from the current class plus another 48 officers from the prior class who will be redeployed soon). The case of the recent Mamajuana incident is still pending as the 2nd person of interest is still at large. The precinct is working to gently clear street peddlers on 181st street between Wadsworth and Audubon avenues. Livery cab drivers have been complaining and questioning the jurisdiction of the Port Authority Police Department (PAPD) regarding traffic enforcement and arrests (arrests are processed in the 33rd Precinct). The 34th Precinct is working to clarify community perception of the PAPD and welcomes their presence in the community as law enforcement partners. D.I. Buzzetti reports being an active participant in meetings with developers regarding the Port Authority Terminal Development.

Question and Answer Summary: Clarification of Livery Complaints against PAPD- Issue was brought before local elected officials who brought the matter before the NYPD. Point of contention is with regards to jurisdiction. D.I. Buzzetti clarified that the PAPD does indeed have jurisdiction in the area around the PA Terminal and that it is to the community's benefit to have the extra policing. Impact of Terminal Re-development on Street Bus Parking- All busses will be made to park in the Port Authority on the upper level.

- IV. New York County District Attorney Update, Joselinne Minaya: Being the 1st of the month, the D.A.'s office has not yet completed compiling January's data. The data will be made available at the March committee meeting or can be furnished earlier if requested. The "Drill & Play" Basketball camp for 12-19 year olds has been a big success on the Lower East Side. One hundred youth participated in a recent tournament where youth also had the opportunity to play with local police officers. The D.A.'s is looking to replicate the initiative in Washington Heights and Inwood at either the Police Athletic League's center or at George Washington High School. The program will run Fridays (5pm-9pm) and Saturdays (6pm-10pm). Angelo Ortiz will help follow up with the George Washington High School principals. In addition to the basketball offering the D.A.'s office is also looking to offer Volleyball and Soccer.
- V. There being no quorum present, the matter of the Borough President Scott Stronger's "Stop and Frisk" Resolution was referred to the CB12 Executive Committee.
- VI. There being no further business to discuss, the meeting was adjourned at 7:45pm.

Respectfully Submitted,
Angelo Ortiz

Community Board 12 - Public Safety Committee Minutes
March 7, 2012
711 West 168th Street

DRAFT

Committee Members Present (3): Robert Reynolds - Chair, Angelo Ortiz - Asst. Chair, Pastor William Devlin

Public Member (1): Michael Mowatt-Wynn

Committee Members Absent : (1) George Cruz

CB12 Members Attending (7): Pamela Palanque North, Chair CB-12, George Fernandez, 1st Vice Chair, Harlan Pruden, Richard Lewis, Wayne Benjamin, Fe Florimon, Richard Allman

Guests: Michael Jimenez, Dario Quinsac, Andrew Kallod, Roberto A. Dela Rosa, Leo Glickman, Darlene Chece, Melanie Gurrea, Cheryllynn Mena, Katherine Diza, Ruben Dario Vargas, Candis Tulliver, Jasmine Graves, Carla Zanoni

CB12 Staff: Deborah Blow

Note: A quorum was established by 7:20pm.

- I. The meeting which began with the Public Hearing was called to order at 7 pm by committee Chair, Robert Reynolds.
Public Safety Chair Mr. Reynolds opened the meeting referring to the Stop & Frisk Reform Resolution from the Manhattan Borough President's Office, which will be presented in its entirety by speaker from MBPO, Andrew Kalloch.

Committee Chair Mr. Reynolds asked each of the board members to introduce themselves and an invitation for guests to sign in for those who desired to speak on "Stop & Frisk".

Andrew Kalloch (lawyer) representative from the MPBO spoke to the Stop & Frisk Reform resolution; he expressed the sentiments of the Borough President's Office saying that there are two reasons why the current NYPD Stop & Frisk policy fails constituents. Police over rely on "**Stop & Frisk**" as a means of getting the illegal guns off the street. After 685,000 stops, only 800 guns were recovered. Mr. Kalloch reported that there are more effective ways of keeping communities safe and not in opposition to enforcement. Mr. Kalloch reported that the Clergy "gun buyback program" has been an effective tool used; at least 7,200 guns were yielded to the Police Department.

Comments from the latest comments by Scott Stringer Borough President reported that Police Department practices are creating a "wall of distrust" between officers and minorities. In earlier comments from Borough President Stringer it was reported that the stopping and searching of people who officers believe may be armed and dangerous is disproportionately directed at Blacks and Latinos (at least 87%).

Questions & Answers

- R. Lewis - BDM Question: What is the percentage of "stops" versus Whites, Latinos and Blacks?
Answer: Whites 7%, Latinos 34% and Blacks is 53%

Mr. Kalloch also reported that the MBPO reform resolution also described the low level charges with regard to marijuana possession cost the City at least \$75 million a year in police and court costs. Although these charges do not carry jail, documentation they do compromise the chances of youths securing financial aid, accessing public housing and obtaining gainful employment in addition to enlisting in the military.

R. DeLa Rosa - Wanted more accountability from local NYPD when using certain arrest tactics on our youth, with respect to alleged youth offender's appearance, color of skin and language and orientation. This clearly demonstrates a violation of constitutional law.

Kalloch - Answer: at this time there are no exclusive local **oversight panels** that investigate NYPD Police Commanders operations; other states have this investigative practice in place. The Civilian Complaint Review Board **CCRB** remains the only completely civilian oversight of the New York Police Department in the City, and is complemented by the NYPD's Internal Affairs

Bureau, and the Mayor's Task Force on Police Corruption, each charged with investigating different types of allegations.

Leo Glickman Civil Rights Lawyer - Expanded more on the BP resolution as a document which in content identifies the way the policing of an individual is done; by proper constitutional law. He indicated that "Stop & Frisk" should not be a police policy but a policing tool. If a police officer has **reasonable suspicion** that a crime has been or is about to be committed he or she may detain and frisk a person. Mr. Glickman revealed that the numbers are understating the wrongful conduct that is going on with NYPD's "Stop & Frisk" data, NYPD officers don't always fill out the UF 250 forms as a requirement by law for processing.

Mr. Glickman summed up his comments by saying that the affects of illegal stop & frisk provoke our young men to become anaesthetized to interactions with our criminal justice system, leading to a lack of respect for our City and nation's legitimate institutions. Sometimes these illegal Stop & Frisk are unjust leading protest and can lead to escalation in the interaction leading to injury and a couple of nights in jail, police overtime, jail expenses and lawsuits.

G. Fernandez, 1st Vice Chair: spoke to the group identifying his address at 207th & Post as a hot spot for police enforcement. He observed on a consistent basis that the Police have a paddy wagon parked conveniently and have pulled people out of their cars randomly.

Ruben Dario Vargas – stated that he believed that the youth should just comply with the directives of police officers without protest or resistance. As he strongly believes that officers are just doing their jobs and non-compliance could be misinterpreted by the police possibly resulting in harm to the individual(s) in question. This opinion was meet with much resistance by the general public and deemed as living within a police state.

Here are the following votes regarding the Stop & Frisk Policy

Voting	In Favor	Not In Favor	Abstaining
Public SC Members	4	0	0
Board Members	7	0	0
General Public	5	0	1
Total	16	0	1

Public Safety Committee: (2) Robert A. Reynolds – Chair, Angelo Ortiz – Asst. Chair
Absent: (4) George Cruz , Pastor William Devlin, Michael Diaz, Michael Mowatt-Wynn,
Public: (3) Frances Escano (CM Robert Jackson), Ally Davis (EDC Asst. VP Government & Community Relations), David Hopkins (EDC Director of Aviation)
CB12 Staff: Deborah Blow

Meeting opened: 7:02 PM

- **Reports from the 34th Precinct:**

Crime down 30% for the week, 19% for the month, & 21% for the year; there was no quorum or community members present to field any specific questions to the 34th Precinct.

- **Helicopter safety discussion with representatives from the Economic Development Committee:**

- FAA (Federal Aviation Administration) Regulations
- The FAA has established no regulations regarding the noise of helicopters.
- The FAA has established no regulations for minimum altitudes over any areas around New York. The FAA is the only agency that controls the regulations of airspace therefore any other agency cannot regulate minimum altitude over any areas. However, the FAA recommends minimum altitudes over some areas around New York.

Frances Escano (CM Robert Jackson) spoke on behalf of Council Member Robert Jackson's office; in regards to a possible resolution to deter noise pollution as well as concerns of public safety due to possible accidents over the residential airspace of the Washington Heights / Inwood sections of Manhattan. This would direct EDC to change flight patterns of tourist helicopters over the area. She also indicated that there were eight previous accidents and that the Brooklyn Heights Community Board created a resolution that prevented these flights above their airspace including the water in that location. She also stated that Community Board 12 was not afforded the same opportunity to express concerns over these flights.

In response **David Hopkins (EDC)** stated that the EDC is responsible for two of the three Manhattan Heliports;

- **(1)** Downtown Manhattan Heliport located at Pier 6, East River, New York, NY 10004; which is also used by the President of the United States of America.

As per their website: The Downtown Manhattan Heliport continues to exemplify our commitment to provide first-class service to our customers since its inception on December 8, 1960. The first of its kind in many ways, the DMH was the first heliport in the United States to be certified for scheduled passenger helicopter service by the Federal Aviation Administration (FAA).

Currently, the Heliport remains the only heliport Federal Aviation Regulation (FAR) Part 139 certified in the country. This certification requires the heliport to meet or exceed numerous safety standards established by the FAA. It is also the first public heliport with a semi-automatic fire protection foam system and the first to use a barge for aircraft parking. www.downtownmanhattanheliport.com

- **(2)** East 34th Street Heliport also known as the Atlantic Metro Port (6N5) located at 499 East 34th Street & FDR Drive, New York, NY 10016.

Ally Davis (EDC) also stated that there are other helicopters that are not under the direction or supervision of the EDC.

David Hopkins (EDC) then stated that the EDC works with tourist helicopters to restrict them to water routes. Among the flights there are two primary tourist flights; one past the Statue of Liberty the other goes up the Hudson crossing above the 155th Street area Cemetery location when required. North bound flights fly closer to Manhattan while Southern bound flights fly closer to New Jersey. Flights fly as high as 1300ft they have to contact LaGuardia Airport to fly higher but should be at 2000ft above residences. Flights are from 10 to 20 minutes.

Flights are designed to be safe as the FAA regulates safety inspections. There are quarterly inspections and two surprise inspections. Tourist copters also have pontoons and pilots are certified to make water landing in case of emergency. There was discussion from EDC where they indicated that 311 has been failing to give those who call to complain about helicopter noise the required complaint numbers.

Robert Reynolds (CB12 PSC Chair) inquired as to what happens when legitimate complaints are received?

Ally Davis (EDC) stated that complaints are reviewed and when there is a determination of wrongdoing; fines are issued to pilots.

Frances Escano (CM Robert Jackson) requested that EDC send her flight information for further research. EDC agreed.

The 33rd Precinct arrived after 7 PM during the discussion with EDC but they received a phone call and had to leave. There were no reports given. The Manhattan District Attorney's office was running late and arrived after the meeting ended.

Meeting closed 7:45 PM

Community Board 12 Public Safety Meeting
701 W. 168th Street Room 312 A&B
May 2nd, 2012, 7:00pm

Committee Members Present: Robert Reynolds, Angelo Ortiz

CB12 Members Present: Mike Jimenez, Christopher Smith

Guests: Deputy Inspector Mullen, Officer Hewitt-Community Affairs, Joselinne Minaya-New York County District Attorney's Office.

The Meeting was called to order at 7:10pm by the Chair.

33rd Precinct Report: Deputy Inspector Mullen provided the following highlights from this week's Compstat: Robberies are up 14% for the month, felony assaults are down 21%, grand larceny is up with 18 reported incidents (credit fraud comprises the majority of these cases), there were 8 incidents of autos grand larceny 8 (down 40% year to date, and there were 18 burglaries for month which represents a year-to-year increase. Most burglaries have been window-type entries (residents leaving windows open/unlocked). Most incidents have occurred between 156th and 159th streets. There was a recent arrest, however it is too soon to tell if this was the individual responsible. Electronics have been taken in these crimes of opportunity. The Deputy Inspector also reported that they are presently tracking an iPhone suspect using the "Find my iPhone" application.

Community Resident Mr. Nunez reported that her adult daughter was hit left side of her face by a bicyclist and suffered serious injuries. Following the incident he stood for two days watching kids ride through same intersection recklessly without any intervention from NYPD. He is requesting better enforcement of the law and better monitoring of reckless youth and delivery men. Mr. Jimenez and Mr. Ortiz echoed his concern regarding delivery men. D.I. Mullen responded that the precinct did see an increase in bicycle accidents this year and is taking the issue seriously with a zero tolerance policy. Seized two dirt bikes have recently been seized.

Community Resident, Candice, was given the floor to speak regarding the conditions on Dyckman. She is requesting that one officer patrol the area in the evenings from Thursday to Sunday. Mr. Nunez echoed her concerns regarding noise. Candice emphasized that her complaints are not against any specific restaurant owners or the precinct, but she feels the issue needs to be addressed again. Joselinne Minaya made reference to the 34th pct resolution to bring more resources to the area, and D.I. Mullen promised to speak to Buzzetti regarding her concerns.

Joselinne Minaya's NY D.A.'s Report: April numbers are not yet available being the second of the month, but she will provide those numbers for the next meeting. Ms. Minaya announced May is Sexual Assault Awareness Month. College age women are four times more likely to be sexually assaulted, and the perpetrator is usually someone they know. She provided literature and provided common sense awareness tips to prevent the risk of assault. Ms. Minaya announced that it was also child abuse

awareness month, and she reported that most of cases of physical and sexual assaults in Manhattan are from Latino communities especially in the northern end of the borough. Ms. Minaya also spoke to the DA's work with the Department of Justice regarding internet crimes and the allocation of additional resources to a special task force. She suggested that CB12 organize and sponsor a workshop. Ms. Minaya announced that the DA's basketball program is still running successfully. A plan to implement a Baseball program in CB12 is on hold due to physical plant issue at the Armory and Track Foundation. Talks are still ongoing with Gregorio Luperon to do volleyball program. Mr. Reynolds mentioned his desire to start a project "Safe Surrender" diversion program for youth and adults with minor offenses akin to the program run out of the Brooklyn District Attorney's Office. Ms. Minaya will pass the information along to her superiors at the Manhattan District Attorney's Office.

A discussion ensued regarding having sufficient safe places for youth and how the lack of such spaces impacts public safety. Mr. Ortiz presented the current scenario with regards to city, state, and federal budget cuts described a grim scenario if the cuts are not restored.

There being no further business to discuss, the meeting adjourned 8:15pm

Respectfully Submitted,
Angelo Ortiz

COMMUNITY BOARD 12 PUBLIC SAFETY MEETING 06 JUNE 2012

CB12 COMMITTEE MEMBERS PRESENT	BOARD MEMBERS PRESENT
Robert Reynolds – Chair	Michael Jiminez
Michael Mowaatt-Wynn – Public Member	Chris O’Sullivan
Michael Diaz	
District Office – Deborah Blow	

Meeting Start 7:00 PM

34th Precinct: 28 day period crime down 23.1% week to date down 34% year to date 12.5%. Electronic device theft down 18% burglaries down 71%.

33rd Precinct Executive Officer: 28 day period crime down 4.2% week to date down 5% year to date 1.1%. Burglaries up 50% perpetrators enter through open fire escape windows .

COMMUNITY ISSUES:

1: Citizens within the vicinity are under siege by ongoing illicit activity allegedly created by Larry's Barbershop 593 Academy St New York, NY 10034. There are allegations of drug activity, prostitution, loud music and a recent shooting. The tenants are very distraught and feel as if the violence may escalate towards them as they seek ongoing assistance from the NYPD. They have an ongoing petition requesting the closure of the establishment.

I suggested that they also form an NYPD assisted block watch group and I will follow up on their progress. I gave them my personal contact information and instructed them to continue to call 311 for non-emergencies and forward all 311 complaint numbers directly to me for follow up.

Lt. Marchese from the 34th Precinct was in attendance, he stated that his shift was from 3:00 PM until 11:00 PM Tuesday through Saturday and that he would personally supervise several patrols at this location immediately going forward from last night until Saturday to assess the situation personally. He stated that he would clear the area of trespassers and assign various personal to monitor for illegal drug activity.

2: 119 Ellwood Street corner of Sherman residents stated that there is constant drug dealing & smoking of drugs publicly in front of residence. Litter consisting of thrown away food, public urination, gunshots fired & numerous complaints of noise pollution.

3: Complaints of noise pollution, rowdy individuals in the park, litter consisting of thrown away food. Allegations of vendors selling goods illegally within the playground areas, people are not cleaning up after their dogs. On the corner of 177 Pinehurst there are drug dealers constantly present. It was stated that on 176th Broadway two armed individuals tied up several people and held them against their will. 33rd Precinct EO stated that he would follow up on complaints.

Meeting Ended 8:30 PM