## NYC - Civilian Complaint Review Board July 8, 2020

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| 2  | CIVILIAN COMPLAINT REVIEW BOARD              |
| 3  | PUBLIC MEETING                               |
| 4  | JULY 8, 2020                                 |
| 5  | 6:34 P.M.                                    |
| 6  | X  |
| 7  |  |
| 8  | HELD VIA VIDEOCONFERENCE                     |
| 9  |  |
| 10 | B E F O R E:                                 |
| 11 | FREDERICK R. DAVIE, CHAIR.                   |
| 12 | JONATHAN DARCHE, ESQ.,<br>EXECUTIVE DIRECTOR |
| 13 | EXECUTIVE DIRECTOR                           |
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| 23 | TRANSCRIBED BY:                              |
| 24 | DANIELLE M. RIVERA                           |
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## NYC - Civilian Complaint Review Board July 8, 2020

| 1  | PUBLIC MEETING AGENDA                   |
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| 3  | 1. WELCOME & VIRTUAL MEETING PROTOCOL   |
| 4  | 2. CALL TO ORDER                        |
| 5  | 3. ADOPTION OF MINUTES                  |
| 6  | 4. REPORT FROM THE CHAIR                |
| 7  | 5. REPORT FROM THE EXECUTIVE DIRECTOR   |
| 8  | 6. CCRB's RESPONSE TO 50(a) REPEAL      |
| 9  | 7. PRESENTATION FROM OUTREACH           |
| 10 | 8. COMMENT FROM COMMUNITY GROUPS        |
| 11 | 9. PUBLIC COMMENT                       |
| 12 | 10. OLD BUSINESS                        |
| 13 | 11. NEW BUSINESS                        |
| 14 | 12. ADJOURN TO EXECUTIVE SESSION        |
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    BOARD MEMBERS PRESENT
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      ERICA BOND
      BOARD MEMBER
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      FREDERICK DAVIE,
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      CHAIR
      FRANK DWYER,
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      BOARD MEMBER
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      WILLIE FREEMAN,
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      BOARD MEMBER
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      CORRINE IRISH,
      BOARD MEMBER
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      NATHAN JOSEPH
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      BOARD MEMBER
      ANGELA PINSKY,
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      BOARD MEMBER
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      JOSEPH PUMA,
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      BOARD MEMBER
      MICHAEL RIVADENEYRA,
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      BOARD MEMBER
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      JOHN SIEGAL,
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      BOARD MEMBER
      ESMERALDA SIMMONS,
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      BOARD MEMBER
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     ALSO PRESENT:
21
      YOJAIRA ALVAREZ,
      DIRECTOR OF OUTREACH AND
22
      INTERGOVERNMENTAL AFFAIRS
23
      JERIKA RICHARDSON,
      SENIOR ADVISOR & SECRETARY TO THE
24
      BOARD
25
      JONATHAN DARCHE, ESQ.
      EXECUTIVE DIRECTOR
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     APPEARANCES
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      DAVID WEPRIN,
      NEW YORK STATE ASSEMBLY MEMBER
 4
      JENNVINE WONG, ESQ.,
5
       SPECIAL LITIGATION ATTORNEY FOR
       THE LEGAL AID SOCIETY
 6
      LINCOLN MACVEAGH,
7
      DIRECTOR OF DATA PROCESSING AND
      NEW APPLICATION DEVELOPMENT
8
      AFAF NASHER, ESO.
9
      EXECUTIVE DIRECTOR OF COUNCIL ON
      AMERICAN-ISLAMIC RELATIONS
10
      JUMAANE WILLIAMS,
11
      NEW YORK CITY PUBLIC ADVOCATE
12
      CHRISTOPHER DUNN,
      LEGAL DIRECTOR OF
13
      NEW YORK CIVIL LIBERTIES UNION
14
      DESTINY CRUZ,
      CONGRESS MEMBER OCASIO-CORTEZ'S.
15
      OFFICE
      DONOVAN RICHARDS,
16
      COUNCIL MEMBER, DISTRICT 31
17
      SALEEM SYED
18
      GENERAL SECRETARY FOR THE
       INTERFAITH COUNCIL FOR COMMUNITY.
19
      DEVELOPMENT
      ELAINE SHORT,
20
      PRESIDENT OF THE NAACP FAR ROCKAWAY
21
      ABDELHAMID ARBAB,
22
      COUNCIL ON AMERICAN-ISLAMIC RELATIONS
      NEW YORK
23
     MEMBERS OF THE PUBLIC:
24
      LIZZIE ALVARADO-FORD
25
      JOHN LOGAN
       JOHN OSONDA
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MR. DAVIE: I want to welcome all of the people who have joined us remotely and virtually for this meeting, this July meeting of the Civilian Complaint Review Board.

We are happy to have with us two
people for tonight. First, our new
appointee appointed by the Public
Advocate, Mr. Jumaane Williams, and
that's Esmeralda Simmons and we'll hear
from her later.

But as we get the meeting started, we're going to ask the Public Advocate if he would bring us some remarks and help us to welcome Esmeralda Simmons to the Board; Public Advocate, Jumaane Williams.

MR. WILLIAMS: Thank you, Mr.

Davie. Thank you, everyone, actually.

And I know, like my office, CCRB is a watchdog; it's supposed to hold people accountable, hold systems accountable.

I know when CCRB gained greater independence under the Dinkins

Administration, there was a lot of backlash and apocalyptic portrayal of what would happen. Kind of the same thing happens every time there's any movement toward more accountability and transparency when it comes to the PD. Of course, none of that happened, it never usually does.

We are at a time again when police accountability and transparency are at the forefront of, not just the dialogue here in New York City, but nationally.

And I know the CCRB plays a critical role in that.

I'm a proud supporter of the work you're doing. I want to continue to be a partner from both the outside, as an elected official and an advocate, a legislator and through appointing a new member of the Board today.

And I want to just encourage everyone here, as we are going through what we are going through, just remain steady, and we can push forward a, kind of, new re-imagining of what public

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safety is, what law enforcement's role is and how everyone needs to be held accountable and be transparent while they're executing duties on behalf of all the residents.

So, I am very proud to introduce the first ever appointee by a public advocate's office to the CCRB, Ms.

Esmeralda Simmons. She has an awesome reputation, not just in Brooklyn, but New York City and all over with all things social justice.

Esmeralda Simmons is a prominent civil rights and human rights attorney who focuses on protecting the rights of people of African descent and all folks who are disenfranchised. I'm going to take a second to read her lengthy bio, but I think it's all well-earned and deserved. So, if you could, give me a second.

She is the Founding Executive

Director of the Center for Law and

Social Justice, which opened its doors
in 1986. The Center is a

community-based legal advocacy and research institution, based in Crown Heights at Medgar Evers College, City University of New York, CUNY.

As a Director of the Center, Ms.

Simmons oversaw racial justice, public policy campaign and litigation on behalf of community organizations. She is a highly-respected attorney. Ms. Simmons specializes in racial justice issues, such as voting rights, educational inequity, cultural rights and human rights violations in the U.S.

She has had a robust career as the First Deputy Commissioner for Human Rights for New York State, a New York State Assistant Attorney General, a New York City Assistant Corporation Counsel and has also served as a Law Clerk to a Federal Judge.

She is also a community activist and a leader. Ms. Simmons has been involved in Black political community empowerment movements and in progressive political causes for more than 40 years. She

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chooses to work locally using advocacy, community education, coalition building and organizing methods, as well as the legal civil rights and human rights tools.

She has had a string of major voting rights victories, including a win before the U.S. Supreme Court over violations of The Voting Rights Act in the U.S. Constitution. Ms. Simmons is a native Brooklynite, very proud of that.

She is a deeply spiritual person who is grounded in African culture. She is a Yoruba Lukumi Priest of Shango in Ile Ase. She finds constant inspiration and example from her ancestors, her belief in peace and her respect for life and cultural diversity.

She is a proud mother of three adult sons and the grandmother of seven. Ms.

Simmons lives in Bedford-Stuyvesant,

Brooklyn with her husband, Lesly

Jean-Jacques. Esmeralda Simmons has decades of experience in working for truth, no matter who tells it; justice,

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no matter who it's for or against.

I'm very proud to name her as a first appointee to the Civilian Complaint Review Board. By the office of the public advocate, she notices systemic injustice in our law enforcement, seen today in the disparity in COVID-19 enforcement and seen for decades in cases that have come before the CCRB.

I know she will be a powerful, but

-- I have to make sure we all know -fair voice in that oversight, making
sure that none overrides the other, and
that we make sure the truth comes out
and that people feel there is a place
that will hear their voice. I am just
very proud that I've had that
opportunity.

We've interviewed a lot of candidates. We went through a lengthy process, and I'm very proud that Esmeralda came through that and is my first appointee to CCRB.

MR. DAVIE: Thank you. Thank you,

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1
            Jumaane. We thank the Public Advocate
            for being with us.
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 3
                We want to welcome Esmeralda
            Simmons. I've personally followed her
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            work now for decades, which may say
            something, a little bit, about both of
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            us, in terms of how long we've been at
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            this, and I have admired her work over
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            time.
10
                Now, I think she may be having some
11
            technical problems right now, but if she
12
            can talk to us, I'm going to give her a
13
            chance to introduce herself and say
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            hello. If not, we'll get those
            technical issues resolved and come back
15
            to her later.
16
17
                Esmeralda, I see you've gone off of
18
            mute, so I think we can at least hear
19
            from you, even though we can't see you.
20
            So, welcome.
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                (No response.)
22
                MR. DAVIE: Esmeralda, are you
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            there?
24
                (No response.)
25
                MR. DAVIE: Okay. We will fix those
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1 technical issues, then we will talk to 2 her a little bit later tonight. 3 Jumaane, thank you. Thank you for all that you do for the City, and thank you 4 5 for appointing Esmeralda to the Board, and we look forward to working with her. 6 7 MR. WILLIAMS: Thank you. 8 MR. DAVIE: You're welcome to stay 9 as long as you want, but I know you're 10 busy and need to get onto other things. 11 MR. WILLIAMS: I appreciate it. 12 Thank you, everyone. Peace and 13 blessings; love and light to everyone. 14 Thank you. 15 MR. DAVIE: Thank you, peace. So, while we wait for our newest 16 right. 17 Board Member to get her technical issues 18 sorted through, we would like to have the other Board Members introduce 19 20 themselves. I'm Fred Davie. I am the Chair of 2.1 22 the Board. I am an appointee of the 2.3 Mayor and the Speaker, and I'll have a 24 little bit more to say momentarily. I'm 25 going to go around the horn here as I

| 1  | see you on my screen and have the board  |
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| 2  | members introduce themselves. So, I      |
| 3  | will start with Ms. Pinsky.              |
| 4  | MS. PINSKY: Hi, everyone. Good           |
| 5  | evening. My name is Angela Pinsky. I     |
| 6  | am a Mayoral appointee, and I am from    |
| 7  | Brooklyn.                                |
| 8  | MR. DAVIE: Thank you. Ms. Irish?         |
| 9  | MS. IRISH: Hi, everyone. My name         |
| 10 | is Corrine Irish. I am a Mayoral         |
| 11 | appointee. I actually grew up in         |
| 12 | Queens, so I'm very happy that this is   |
| 13 | the focus of this meeting.               |
| 14 | MR. DAVIE: Ms. Bond?                     |
| 15 | MS. BOND: Good evening, all. My          |
| 16 | name is Erica Bond. I am a Mayoral       |
| 17 | appointee, born and raised in Brooklyn.  |
| 18 | MR. DAVIE: Mr. Dwyer?                    |
| 19 | MR. DWYER: My name is Frank Dwyer.       |
| 20 | I, too, was born and raised in Brooklyn, |
| 21 | and I now live in Queens. I am a Police  |
| 22 | Commissioner designee.                   |
| 23 | MR. DAVIE: Mr. Siegal.                   |
| 24 | MR. SIEGAL: Good evening. John           |
| 25 | Siegal, I'm a Mayoral designee on the    |
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| 1  | Board. I live in the Bronx. And in       |
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| 2  | better times, I practice law in          |
| 3  | Manhattan, and I want to welcome Ms.     |
| 4  | Simmons to the Board, who I very much    |
| 5  | look forward to working with.            |
| 6  | MR. DAVIE: Thank you. Mr. Puma?          |
| 7  | MR. PUMA: Good evening, everyone.        |
| 8  | My name is Joseph Puma. I am a City      |
| 9  | Council designee to the Board from the   |
| 10 | Borough of Manhattan, and I'm coming to  |
| 11 | you from my public housing apartment in  |
| 12 | Manhattan where I grew up. And welcome   |
| 13 | to Ms. Simmons.                          |
| 14 | MR. DAVIE: Mr. Rivadeneyra?              |
| 15 | MR. RIVADENERYA: Good evening,           |
| 16 | everyone. My name is Michael             |
| 17 | Rivadeneyra. I am a Council designee,    |
| 18 | and I currently hail from the Bronx. I   |
| 19 | would also like to welcome Ms.           |
| 20 | Simmons.                                 |
| 21 | MR. DAVIE: Mr. Joseph?                   |
| 22 | MR. JOSEPH: Good evening, everyone.      |
| 23 | My name is Nathan Joseph. I am a City    |
| 24 | Council designee from the Borough of     |
| 25 | Staten Island, where I live and grew up, |
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| 1  | even though I was born in the Bronx.    |
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| 2  | And I love the Bronx too. Welcome, Ms.  |
| 3  | Simmons.                                |
| 4  | MR. DAVIE: Mr. Freeman?                 |
| 5  | MR. FREEMAN: My name is Willie          |
| 6  | Freeman. I am a Police Commissioner     |
| 7  | appointee. I'd like to welcome          |
| 8  | Ms. Simmons. It's good to have you on   |
| 9  | the Board.                              |
| 10 | MR. DAVIE: Thank you. Did I hear        |
| 11 | that Mr. Carcaterra might be trying to  |
| 12 | join us by phone. Sal, are you there?   |
| 13 | (No response.)                          |
| 14 | MR. DAVIE: All right. Let me try        |
| 15 | one more time for Ms. Simmons to see if |
| 16 | we can hear from her. Esmeralda, are    |
| 17 | your technical issues any better?       |
| 18 | (No response.)                          |
| 19 | MR. DAVIE: It doesn't look like it.     |
| 20 | All right. Well, we will get back and   |
| 21 | continue to try to get Ms. Simmons'     |
| 22 | technical issues repaired. If we can,   |
| 23 | we will hear from her later tonight.    |
| 24 | I'm going to declare that we have a     |
| 25 | quorum. I'm going to ask that we        |

1 approve the minutes. Then, I will have 2 a few remarks. All those in favor of 3 approving the minutes from the June 4 meeting, please say, "aye." 5 ALL: Aye. MR. DAVIE: All opposed? 6 7 (No response.) 8 MR. DAVIE: The aye's have it. 9 minutes are approved. Thank you, and 10 thank you all. 11 As we can see in this time, this is 12 a time of fairly serious transformation 13 in the country. While there is a long 14 way to go in police reform, Americans from diverse communities across the 15 nation have been taking to the streets 16 17 and calling for change in the months 18 since George Floyd's death. 19 Already we have been pushed closer to the transformation in the 20 2.1 relationship between the police and the 22 community that we seek. I have seen a 2.3 report, just today, from the State 24 Attorney General's preliminary recommendation of her investigation 25

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following the protest in the wake of the death of George Floyd.

There are a number of recommendations to strengthen CCRB's oversight of the NYPD, and I welcome these recommendations and will work with my fellow Board Members, CCRB's Executive Staff and others to engage the State Attorney General with regard to this report.

We recognize and acknowledge the tragic increase in shootings and murders in the City. I personally have reached out to City Hall, civic leaders and fellow clergy about ways to involve the community in reducing this violence as the police department adjusts its strategies to address the burst of violence we've seen over these last several weeks.

There are some who have suggested that reforms in police oversight have contributed in part to this uptick of violence in the City. That contention is curious to me, since none of the

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recent changes have had time to be fully implemented. We believe the changes in oversight will prove to be a positive for both the public and police officers.

One of the major changes that affects us as New Yorkers is the repeal of Civil Rights Law 50A which Governor Cuomo signed into law just a few weeks ago. I know our Executive Director, Jonathan Darche, has a few things to say about how this affects the CCRB. But as Chair, I would just like to acknowledge what a monumental change the repeal of 50A is for New York.

So, I said during last month's meeting, this isn't by happenstance.

This is a culmination of years of effort from everyday New Yorkers who challenge the status quo. The CCRB is committed to doing everything it can to ensure New Yorkers have access to information about officers in their communities.

I believe this knowledge is power and with the knowledge of what police are doing in their City, civilians will

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now have an unprecedented level of power as they push for a better NYPD.

This truly is a new era in police oversight, and as we embark on it, the CCRB looks forward to continued work with all of those who are committed to more effective civilian oversight and greater accountability and transparency in policing in New York City.

Before I turn things over to Jon, I again want to thank CCRB Staff who have had to take a significant workload in the last few weeks and are doing so with unparalleled passion for serving New York City. I also want to thank the members of the public who are joining us this evening. We all have a great deal on our minds right now, which makes your presence tonight all the more meaningful.

Finally, on behalf of the Board and on behalf of our fellow New Yorkers, I want to thank all essential workers who continue to go out and keep our City running in the face of COVID-19. Thank

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1 you, thank you all.

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I now turn the meeting over to our Executive Director, who has a few words,

MR. DARCHE: As a Queens native, I'm looking forward to tonight's focus on the borough. A lot has happened since

Protests have continued. We are at more than 750 complaints received since the protests began at the end of May. We are now at 219 protest-related incidents that we are investigating.

We are fully committed to investigating all of these incidents, contacting witnesses, gathering evidence. It is the Agency's priority to reach thorough, fact-based impartial

As the Chair mentioned, the Governor signed into law a repeal of Civil Rights Law 50A, a law that prohibited civilians from accessing police disciplinary records. It is now a priority for this

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agency to ensure New Yorkers know that there is accountability for police misconduct by providing as much transparency into our processes as possible.

The CCRB has received numerous requests for police records since the repeal of 50A. We are keeping up with them as best as we can with the resources we have. The Office of Management and Budget authorized the agency to hire an additional two attorneys to focus on the FOIL work.

In the first week after repeal, we got as many requests as we had the entire year before. But we are not going to just address 50A through relying on the public to file FOIL requests, we want to make it easier for people to find out what is going on in the police disciplinary process.

One thing that we've already done is upgrade our Administrative Prosecution
Unit's trial calendar. If you go to our website and click on "prosecutions,"

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then click on the link for the trial calendar, you will no longer just see a case number. You will see the subject officer's name and rank and the allegations with which they are charged.

We are working on developing a searchable database that you can use from the CCRB's website. You will be able to search by name, command or rank on that website, and it will contain all active and retired members of the NYPD, officers who have received complaints, as well as officers with no CCRB history at all.

And we are going to have a demonstration of that search engine later today, but it won't be live until the end of the month. And I want to thank DoITT, and especially Commissioner Tisch, for assisting us in making this possible.

As you'll see, our team, led by
Lincoln MacVeagh, has done a great job
developing the essential engine, but
making it work once we roll it out for

everyone in the City who wants to use this database, is a bigger challenge.

The office is now open to the public, but we urge individuals who can contact us by telephone, e-mail or website to do so. We are accepting in-person complaints in a limited capacity. We still strongly encourage people to file online or over the phone. To file online, please go to NYC.gov/CCRBcomplaint or call us at 1(800)341-2272.

Investigators are working remotely, conducting civilian interviews by telephone. They continue to subpoena businesses and government entities and receive police paperwork. We have resumed officer interviews through a combination of virtual and in-person interviews.

Public comment is a little bit different when you're using WebEx.

Please use your "raise the hand" feature to make a comment. Please limit your comments to two minutes. If you have

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specific questions related to a presentation, please use the Q&A feature, don't raise your hand. And questions and comments not related to the presentations should be saved for the public session.

In the past, we've discouraged members of the public from discussing incidents that they were involved in as part of their public comments. As part of the Agency's response to the repeal of 50A, we will no longer discourage that. But, investigators will follow up with individuals who testify regarding incidents of misconduct.

I want to thank the staff for allowing us to continue our operations, and I want to thank the public for participating. And Mr. Chair, I think there is a member of the Queens community, Assemblyman David Weprin, who is on the phone right now. We wanted to recognize him.

MR. DAVIE: Sure. Thank you, Jon. Assemblyman Weprin, welcome. Would you

1 like to give a few remarks? Welcome to 2 the CCRB's July meeting. 3 MS. ALVAREZ: Assembly Member Weprin, your call-in, is there a 333- --4 5 actually, you wouldn't be able to unmute me. We will go back to the Assembly 6 Member just to confirm he's on mute. 7 8 MR. DAVIE: Thank you, Yojaira. 9 Since you're talking to us Yojaira, we 10 will go to you and ask you to introduce other elected officials, other 11 12 representatives, who are with us 13 tonight. 14 MS. ALVAREZ: Yes. We want to 15 welcome Adrienne Felton from the Attorney General's Office, Miranda Zhang 16 17 from Council Member Rivera's Office, 18 Shana Gladden from Assembly Member 19 Hyndman's Office, as well as Community 20 Board 14 and Community Board 8. 2.1 MR. DAVIE: Thank you, and we 22 welcome all of you and we appreciate 2.3 your being with us. Until we get the Assembly Member's communications 24 25 addressed, we will go on to have our

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presentation on public policy data.

I would like to introduce to you

Lincoln MacVeagh who will do a

presentation on the data application

that he has created, which will soon be

available to the public. This

application will allow the public to

access certain disciplinary information

on members of the NYPD. Lincoln?

MR. MacVEAGH: Hello. My name is Lincoln MacVeagh. I'm the Director of Analytics at CCRB.

As Mr. Darche said, the CCRB has developed a new tool to allow the general public to search officer complaint histories on our website. We are still completing QA testing on the tool, but we expect to go live before the end of this month.

In the meantime, I'm going to give a brief demo of the officer search tool.

The officer lookup tool will allow users to search for both active members of service, shown here, and inactive members of service shown here

(indicating).

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Users can search by command of officer, by rank, by the number of substantiated complaints or by first and last name. At present, we are looking at active officers with five plus substantiated complaints.

When we click on a row on the officer's name, the lower data grid will update to give us the detail of that officer's history. So, this Officer, Charles Awani, has had eight complaints filed against him and five of those complaints were substantiated. The listing here is all of the allegations that are a part of the complaints filed against him (indicating).

You can see the police department dispositions and penalties by scrolling to the right and you can look at a different officer by selecting a different name. So, to reiterate what Jon said, this search tool is not live yet on our website, but it will be by the end of July and we look forward to

| 1  | all of you using it. Thank you very     |
|----|---|
| 2  | much.                                   |
| 3  | MR. DAVIE: Thank you, Lincoln. Let      |
| 4  | me see if there are any questions or    |
| 5  | comments from Members of the Board.     |
| 6  | (No response.)                          |
| 7  | MR. DAVIE: All right. Yojaira, are      |
| 8  | there any questions or comments on      |
| 9  | Lincoln's presentation from the members |
| 10 | of the public?                          |
| 11 | MS. ALVAREZ: I'm just going to pass     |
| 12 | that on to Jerika.                      |
| 13 | MR. DAVIE: Sure. Any comments from      |
| 14 | members of the public? Go ahead,        |
| 15 | Jerika.                                 |
| 16 | MS. RICHARDSON: Hi, Chair Davie.        |
| 17 | We have one question from Latoya        |
| 18 | Jeffers. The question is, will CCRB     |
| 19 | publish all records or only those       |
| 20 | records that have been substantiated?   |
| 21 | MR. DAVIE: I think                      |
| 22 | MR. MacVEAGH: I can answer that or      |
| 23 | Jon.                                    |
| 24 | MR. DAVIE: Jon, do you want to          |
| 25 | answer that?                            |
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1 MR. DARCHE: It will be all records. The only records that will not be listed 2 3 are open investigations and cases that 4 are mediated. 5 MR. DAVIE: Thank you, Jon. Any 6 other questions? 7 MS. RICHARDSON: No, that is the 8 only question for now. Thank you, 9 Chair. 10 MR. DAVIE: All right. Thank you. 11 And Lincoln, thank you too for your hard 12 work on this because I know that you all 13 have put a lot of time into getting this 14 database up and running, and we look 15 forward to its going live at the end of 16 month. So, thank you and all the team 17 that's worked with you to make this 18 possible. 19 Before we go on to hear from Yojaira 20 and the public outreach team, I see that 2.1 Ms. Simmons, that Esmeralda, is now with 22 us live, and it's so good to see you. 2.3 So, we are going to give you a chance, 24 if you wish, to say a few words. Then,

we will proceed with the rest of the

agenda.

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Esmeralda Simmons.

MS. SIMMONS: I actually have been listening to the meeting, but I was not available through video. I decided to correct that in the meeting going forward.

But I am absolutely thrilled and honored to have been named to this Board by Public Advocate Jumaane Williams, and I look forward to serving with all of my colleagues. I have been extremely impressed by the professionalism of the staff and by the dedication of the Board, and obviously the Chair.

extremely helpful. And I know that my work on the CCRB is something that will help New York City. I have been working on CCRB issues for over 40 years, so this is a culmination of policy work to truly see that the Board can be effective with my participation. Thank you. I'm honored.

MR. DAVIE: Thank you, Esmeralda,

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and we look forward to working with you. And it feels like full circle, it's good to have this opportunity again to be in partnership and collaboration with you on work on behalf of the people of the City of New York. So, thank you. We are going to hear from Assembly Member Weprin, who I think is now on the phone. Assembly Member Weprin, welcome. MR. WEPRIN: Yes, thank you, Mr. Chairman. Can you hear me? MR. DAVIE: Yes, we can hear you loud and clear. MR. WEPRIN: Thank you. This is an historic meeting because it's the first meeting after major police reform, that I was proud to support in the state

historic meeting because it's the first meeting after major police reform, that I was proud to support in the state legislature and that was followed by historic reforms in the New York City Council, a body that I served in prior to State Assembly.

And of course, I have a longtime family relationship with your Executive Director, Jon Darche, a Queens native and someone that I know for more years

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than either of us probably want to admit.

But the comprehensive legislative package in Albany that I was proud to support will help ensure that bad police officers are held accountable, promote transparency and begin the process of rebuilding trust between communities and the police sworn to protect them. Make no mistake, I'm not against law enforcement I'm just against bad policing and bad cops who should not be wearing the uniform.

We all understand completely how dangerous and difficult the job is, to be a police officer, but with great power comes great responsibility. And where there is great power, there is an acute need to make sure that that power is not abused. We've seen it abused far too often, and today we say, "Enough is enough."

The law enforcement reform bills that we passed a couple of weeks ago are only the first step. And of course,

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there's still so much more important work that needs to be done. So, your role with the Civilian Complaint Review Board becomes even more important with these changes by the legislature and the City Council.

And I look forward to working with all of you as we go through this unchartered territory but it's something, I think, that eventually will be a great thing. And so, there will be more transparency, better policing and better community-police relations.

MR. DAVIE: Thank you, Assembly
Member. We appreciate your work on
behalf of this reform, and we look
forward to continuing to work with you
and your office to advance the reforms
that have been made.

I want to acknowledge, before I go any further, that I am a Queens resident also, and I am actually in Long Island City in my apartment as we speak. So, we thank you for your comments.

MR. WEPRIN: That's great. I

appreciate that. I still go back a lot 1 2 longer with Jonathan Darche than almost 3 anybody I know. MR. DAVIE: Absolutely, that's 4 5 great. That's great. We will look forward to continuing to capitalize on 6 that partnership, again, for the 7 8 betterment of the people in the City. 9 So, thank you. 10 MR. WEPRIN: Thank you. 11 MR. DAVIE: We are going to -- I see 12 that Chris Dunn has raised his hand for 13 question and comment. So, Chris. Then, 14 we will go to Yojaira's presentation. 15 (No response.) 16 MR. DAVIE: I think they may have to 17 unmute Chris. While they do that, 18 Chris, if you are not there -- Yojaira, 19 we will go to your presentation, then 20 get we'll back to Chris after your 2.1 presentation. Yojaira? 22 MS. ALVAREZ: All right. Sounds 2.3 good. Before we begin, I want to acknowledge some other members in 24 25 attendance; Tiffany Eaton from Council

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Member's Richards' Office, who we will be hearing from later this evening;
Michelle Hernandez from Congress Member
Ocasio-Cortez's Office, as well as
Taquoia Jones from Council Member
Francisco Moya's Office.

So, today I just want to go over, briefly, a little bit about the agency, for those that don't know, but then also just a quick refresher for those that are familiar. And I'll go over a little bit of our jurisdiction and how to file a complaint with us.

So, as we discussed this is an all civilian agency. Our Board is composed of 15 members; five are appointed by the Mayor, five are appointed by the City Council, three are designated by the Police Commissioner, and one, as you've heard from, is presently appointed by the Public Advocate. The Chair is co-appointed jointly by the Mayor and the City Council.

As we've heard, the Civilian

Complaint Review Board is the nation's

largest independent oversight entity of the nation's largest police force. We are mandated to investigate, mediate and administratively prosecute allegations of police misconduct.

But with that said, we don't investigate all allegations of police misconduct. There are four major categories that fall under our jurisdiction.

A way of remembering that is the acronym FADO, F-A-D-O:

So, the "F" stands for "Force." So, if a civilian interacts with a police officer and force is used, that falls under our jurisdiction. We would investigate that to determine if it was excessive or unnecessary, given the totality of the circumstances.

The second category is pretty large, but some of the elements of it are included in "Abuse of Authority;" maybe an improper stop, an improper search, a police officer refusing to identify themselves upon request or refusing to

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provide a business card, which I will get into in a second, and also forceful removal to the hospital and threatening to call ICE on a civilian.

The third category is "Discourtesy."

So, these are allegations of profanity,
an inappropriate gesture or, for

example, if a police officer asks for my

ID, I give it to her and upon returning
that ID, she throws it on the ground.

And the final category is "Offensive Language." So, that's language that inappropriately refers to my race, my ethnicity, my sexual orientation, my religion, my disability status. We don't want to hear those words or terms of in the workplace, but especially coming from our police officers. It's something that we take very seriously and will investigate.

So, as I mentioned briefly before, I wanted to remind everyone that the Right to Know Act is Law and is still in effect. It went into Law in 2018. Some major elements of the Law are that

police officers must identify themselves by providing their name and their shield upon request.

In the majority of situations, police officers must proactively provide that information to the civilian by giving them a business card, which looks like this (indicating). And refusal to provide that business card would be something that we investigate.

In the majority of circumstances, if a police officer does not have the legal justification to search you, they must request your permission to search. So, I am informing you of your right to say "no," and that includes informing of your right to say "no" in requesting consent to search your person, property, vehicle or home.

Also, in situations where it may be monolingual and one may not understand what the police officer is saying, a police officer must provide language access services, and that's something we would also investigate.

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I want to remind everyone to file a complaint, you can do so online on our website at nyc.gov/ccrb; you can call us directly at 1(800)341-CCRB or by calling 311. Although our offices are open, if you are able to, please utilize the online and phone system. We are able to accommodate those that come in, but for the safety of all involved, those are avenues that you can use.

And as discussed last month, as a reminder, due to recent litigation, members of the public can file a complaint based off of footage of misconduct that they've witnessed via social media. And you can, again, file a complaint online or over the phone. For more information, you can follow us on our Twitter handle or IG handle at CCRB\_NYC.

If you'd like to request a presentation, we are doing virtual presentations in all five boroughs. I know in Queens, we've been attending different community boards and community

1 partnership programs, but we're open to 2 after school programs, whatever is 3 available to Queens residents, we are 4 happy to be there. 5 And last note, in regards to Queens data and information. In the chat box, 6 7 you will see a Queens briefing book with 8 data about Queens-specific precincts, 9 types of allegations and number of 10 allegations received, and also information on how to access our data 11 transparency initiative. 12 13 Now I will take any questions, if 14 folks have them. 15 MR. DAVIE: So, let's see if any of the Board Members have questions. Board 16 17 Members, any of the Board Members have 18 questions? 19 (No response.) 20 MR. DAVIE: All right. I understand 2.1 that Chris Dunn from the ACLU had his 22 hand up. Then, I will ask Jerika 2.3 Richardson if there are any other 24 questions from the public. 25 So, let's see if we could hear from

| 1  | Chris Dunn and his comments and          |
|----|--|
| 2  | questions. Chris, are you there?         |
| 3  | (No response.)                           |
| 4  | MR. DAVIE: Okay. So, let's try           |
| 5  | Jerika. Jerika, any questions from the   |
| 6  | public?                                  |
| 7  | MS. RICHARDSON: Yes, we have one         |
| 8  | question from Lizzie Alvarado-Ford. The  |
| 9  | question is: How do you follow up with   |
| 10 | complaints submitted on social media by  |
| 11 | people who were not there? Are those     |
| 12 | seen automatically and unsubstantiated   |
| 13 | because they do not have a complainant   |
| 14 | who was present? Executive Director      |
| 15 | Darche, do you want to take this one?    |
| 16 | MR. DARCHE: Our investigative staff      |
| 17 | is quite good at determining who alleged |
| 18 | victims are and who civilian witnesses   |
| 19 | are and who subject officers are, even   |
| 20 | if they are not identified at the start  |
| 21 | of an investigation.                     |
| 22 | The recent protest cases have proven     |
| 23 | to be more challenging than usual        |
| 24 | because of the large numbers of          |
| 25 | incidents that are happening with people |
|    |  |

| 1  | who are wearing masks, and sometimes     |
|----|--|
| 2  | it's not possible to see shield numbers  |
| 3  | or nametags.                             |
| 4  | We are committed to investigating        |
| 5  | the allegations that we've received in   |
| 6  | these recent cases, as well as all of    |
| 7  | the cases and all of the complaints that |
| 8  | we receive.                              |
| 9  | And I know that Mr. Dunn is there,       |
| 10 | and he says he can't unmute himself.     |
| 11 | So, if Sorin could unmute him, I would   |
| 12 | really appreciate it.                    |
| 13 | MR. DAVIE: Thank you, Jon. Jerika,       |
| 14 | any other questions from the public at   |
| 15 | this time?                               |
| 16 | MS. RICHARDSON: Not at the moment.       |
| 17 | Thank you.                               |
| 18 | MR. DAVIE: All right, thanks. So,        |
| 19 | while we wait for Chris to get unmuted,  |
| 20 | are there comments from community        |
| 21 | groups?                                  |
| 22 | (No response.)                           |
| 23 | MR. DAVIE: Yojaira, do we                |
| 24 | MS. ALVAREZ: Yes.                        |
| 25 | MR. DAVIE: Sure. Please go ahead.        |
|    |  |

1 MS. ALVAREZ: We are going to start with Jennvine Wong. She is a Staff 2 3 Attorney for Legal Aid. Sorin, can you 4 unmute her? 5 MS. WONG: Hi. Can everyone hear 6 me? 7 MR. DAVIE: Yes, welcome. 8 MS. WONG: Thank you so much for 9 having me. First of all, thank you to 10 the Board for having me tonight. Thank 11 you for allowing me some time to speak 12 to everyone. I really appreciate it. 13 So yes, my name is Jennvine Wong. I 14 am a Staff Attorney on the Cop 15 Accountability Project at the Legal Aid 16 Society. Our project empowers 17 organizations and communities across New 18 York City to hold police officers 19 accountable for human rights violations. 20 We also run our own database that 2.1 tracks police misconduct in New York City that is used by public defense 22 2.3 attorneys, civil rights and human rights 24 organizations. This database mostly 25 contains information regarding public

civil lawsuits.

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And beyond the database, we also work to improve police accountability and transparency by advocating against problematic policing policies, fighting police secrecy laws, like 50A, and litigating Freedom of Information Law denials.

And so, one of our newest projects that we've launched in response to the recent protests, and we hope will continue even beyond that, we've launched a CCRB complaint clinic. We are offering, to members of the public and to our clients, this complaint clinic so that if they witnessed or experienced police misconduct during the protest or otherwise, they can reach out to us.

We have several hundred volunteer attorneys who are ready to assist members of the public. And one of the reasons why I think it's really a great clinic is because it will be able to connect volunteer lawyers with members

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of the public at an early stage, so that if there are other legal concerns that they are concerned with -- for example, if they might have a pending criminal case or if they are exploring the options of pursuing a civil litigation and they want to know about how a CCRB complaint might interact with that, that is what our clinic is there for, to provide that crucial legal guidance early on during that stage.

So, to connect to our clinic, you can e-mail NYCprotest@legal-aid.org or you can call (212)298-3303 to leave a name, reliable contact information and pronoun so that we can match you with a volunteer attorney who could reach out and schedule an intake interview and get the process started on all of the aspects of filing a civil complaint.

MR. DAVIE: Thank you. Let me see if any other Board Members have any questions or comments.

MR. JOSEPH: This is Nathan Joseph.

I have one quick question. These

| 1  | services are available to all members of |
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| 2  | New York City, all residents of New York |
| 3  | City, not just Queens; am I correct?     |
| 4  | MS. WONG: That's correct.                |
| 5  | MR. DAVIE: Thank you. Any other          |
| 6  | questions? Mr. Rivadeneyra.              |
| 7  | MR. RIVADENEYRA: This is actually a      |
| 8  | follow up to Mr. Joseph's question. Is   |
| 9  | this all being remotely done, this       |
| 10 | clinic, or is it an in-person clinic, or |
| 11 | is it a hybrid of that?                  |
| 12 | MS. WONG: I think I caught part of       |
| 13 | it. Could you repeat the question?       |
| 14 | MR. RIVADENEYRA: In terms of the         |
| 15 | clinic, is it going to be a remote       |
| 16 | clinic, an in-person clinic, or is it a  |
| 17 | hybrid where you either/or? You may      |
| 18 | have mentioned it, and I missed it; I'm  |
| 19 | sorry.                                   |
| 20 | MS. WONG: So, right now because of       |
| 21 | the current circumstances, it is a fully |
| 22 | remote clinic. That's why we need        |
| 23 | reliable contact information, whether    |
| 24 | that is a phone number or an e-mail      |
| 25 | address. Intake interviews will take     |

| 1  | place either over the phone or via video |
|----|--|
| 2  | conference, if that is an option that is |
| 3  | available for the member of the public.  |
| 4  | Hopefully when we get passed this        |
| 5  | crisis, it will be more of a hybrid      |
| 6  | clinic where we can do in-person, as     |
| 7  | well as remote matching of volunteer     |
| 8  | attorneys with members of the public.    |
| 9  | MR. DAVIE: Thank you. Other              |
| 10 | comments, other questions?               |
| 11 | (No response.)                           |
| 12 | MR. DAVIE: All right. Well, thank        |
| 13 | you for your presentation and we will    |
| 14 | look forward to continuing to be in      |
| 15 | discussion and conversation.             |
| 16 | I'm going to ask now if we can again     |
| 17 | try and see if we can hear from Chris    |
| 18 | Dunn.                                    |
| 19 | (No response.)                           |
| 20 | MR. DAVIE: I'm not quite sure            |
| 21 | what's going on there. So, I will go     |
| 22 | back to Yojaira and see if there are     |
| 23 | other community groups who have signed   |
| 24 | up to speak.                             |
| 25 | MS. ALVAREZ: Yes. And before we go       |

| 1  | to Afaf, I wanted to acknowledge that   |
|----|---|
| 2  | Destiny Cruz from Congress Member       |
| 3  | Ocasio-Cortez's Office is also here.    |
| 4  | Next, will be hearing from Afaf         |
| 5  | Nasher. She is the Executive Director   |
| 6  | of the Council on American-Islamic      |
| 7  | Relations of New York.                  |
| 8  | MR. DAVIE: Welcome.                     |
| 9  | MS. NASHER: Hello, everyone. Let's      |
| 10 | see can you hear me?                    |
| 11 | MR. DAVIE: Yes, we can hear you.        |
| 12 | Please go ahead.                        |
| 13 | MS. NASHER: All right. Good             |
| 14 | evening to everyone. Thank you so much. |
| 15 | So, my name is Afaf, it's A-F-A-F,      |
| 16 | Nasher, and I am the Executive Director |
| 17 | for the Council on American-Islamic     |
| 18 | Relations, New York Chapter.            |
| 19 | CAIR, in general, is a civil rights     |
| 20 | organization. It's national in scope,   |
| 21 | and our office handles all of the civil |
| 22 | rights abuses and cases that fall under |
| 23 | New York State, primarily for           |
| 24 | Muslim-Americans, which are about one   |
| 25 | million in number in New York State.    |
|    | 1                                       |

But, obviously, any discriminatory matter is a concern for us. And so, you do not have to belong to any one particular faith for us to help. We are based in Queens, and I actually live in Queens, so I thank the entire Board for this opportunity to speak and to be heard.

And I also, in particular, want to thank Maroua Righi, who actually is the first one that initiated contact with our organization to do a presentation, and I know she's been doing a tremendous job going around the Muslim community to try and offer the information that was presented earlier on how to make a complaint.

Now, in my presentation, essentially, I know it's a two-minute presentation that we've been asked to respect the time limit, and I will certainly hope to do that. There were several questions that were given that we can chose from and they're all important questions.

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I'm going to focus in, essentially, on major concerns with respect to precincts in the Queens area that I am aware of, as a civil rights organization and as a grass roots organization, and also the topic of body-worn cameras.

So, with regards to some major concerns that I have seen, especially in our work at CAIR New York, we continue to see reports of intimidation of our folks, especially in immigrant communities with regards to police officers asking them about their immigration status.

I'll highlight this. Really, I always like to use real examples because there's a certain humanity in presenting them. Just recently, there was questioning of a young man and his mother. And when that person asserted their right to have an attorney present, the police officers got very agitated and assertive and started questioning him on his immigration status and whether or not any upcoming appointments have been cancelled.

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Now, we know, of course, that that is something that police officers are not supposed to do. We're supposed to be a sanctuary city; that goes against policies. But the truth of the situation is that if the CCRB community and family and us, as advocates, are honest with ourselves, the truth is that once you've been intimidated in that manner, it makes it that much more difficult to actually file a complaint. And so, that is certainly one big concern that I think needs to be looked into.

The second issue is just from an attorney perspective, and I'm sure that other organizations who do pro bono services like us, there's a huge lack of transparency. And I know that's exactly what CCRB is trying to get, really, at the root of with regards to your work.

But anyone who's ever had to fight with the NYPD for any piece of information, much less larger litigation, knows that it is always an

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uphill battle because the NYPD will

not -- with all due respect, and I

understand that their job is tremendous

as well, but when it comes to

transparency, even things that are

common sense, there's never a single

centimeter that is given.

And considering the amount of resources of the NYPD, which, of course, was a huge issue with regards to budget discussions for organizations, for individuals, for individual attorneys and for citizens, it becomes almost impossible to be able to ascertain the right information to substantiate claims.

From my understanding, to some extent, CCRB faces that kind of lack of transparency with the NYPD. I think I'll circle back to that towards the end, with regards to empowering CCRB for certain types of matters.

The last part of what I want to discuss with regards to some concerns within our community is, we have also

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seen, especially from the Muslim community and from immigrant communities, a lack of serious investigations being conducted by NYPD even for serious offenses.

Again, using a very specific case; it's public, so there's no issues with regards to sharing this information. We did have a person of color, of African heritage, who was attacked coming off of a bus. This person initially wasn't able to identify the picture of her aggressors when she was in the hospital. But she did want the NYPD to further investigate.

That investigation was simply dropped. Initially, she had to go and collect her own evidence. After she presented that evidence, which included footage from nearby stores, then there was a huge public outcry, as she contacted our organization, the case was reopened. But we have definitely seen this trend of people from our communities saying, "NYPD is not going

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to take our complaints seriously. Why should I even bother to report it?"; right?

So, whether or not that falls within the jurisdiction of CCRB, -- which I don't believe it does, in accordance to the different categories of situations that you have described which does fall under your jurisdiction -- perhaps it needs to be. So, I would make that suggestion to all of you.

The second part of what I want to speak about is body-worn cameras. We know that NYPD officers, all of them, are supposed to wear them. We also know that cameras can be used for a very good cause. There's police accountability, but there's also vindication of officers who have been wrongfully accused of something; right?

And I think the main question that needs to be asked, as far as their effectiveness is, "Who controls the footage?" That is central, I believe, also to the CCRB investigations. So,

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when the NYPD controls the footage from the beginning and gives -- whether it's CCRB or another organization, whether it's through a FOIL request or any others -- us a hard time to actually obtain the footage, then that is very, very problematic.

When the CCRB, itself, needs to sign a non-disclosure agreement in order to watch the footage, that is a problem. When the NYPD has the power to decide which footage is relevant, that is a problem. When more than 40 percent of all footage is redacted, that is a problem. It's a problem to investigate. It goes back to the lack of transparency.

We know that CCRB is trying so hard, and I give you guys a lot of credit. I'm sure you are understaffed, but we know that there are huge backlogs of requests. And, you know, setting up parameters in which the person you are trying to investigate and gain transparency from controls the evidence,

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itself, it just doesn't make sense.

The other part of body cameras, which I would like to bring to your attention is, while body cameras can be used, again, for either police accountability or in favor of a police officer to vindicate him or herself, there is an issue of surveillance.

And that is particularly true in the Muslim-American community, where if you see an investigation by the Office of the Inspector General, more than 90 or 95 percent of intelligence resources have been focused on the Muslim community. We believe it's illegal. We believe it's unjustified. We know this because there have been multiple actions and lawsuits in place which prove, essentially, that we have been profiled, religiously and by our national origin, and this is an ongoing battle.

Considering the fact that technology is rapidly changing and that body cameras can now be used to also have facial recognition tools, which, by the

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way, 50 percent of which, in terms of people of color, can be wrongfully identified, so you can imagine the margin of error that that can create for people of color. That is also something that is of huge concern for our community.

So, again, the use of body cameras; who controls the footage? Is it being used for surveillance purposes? Is it being used to surveil protestors, for example? Is it being used for profiling methods? Those are all issues that relate to body cameras that I think CCRB or other agencies really need to dig in to a bit more in order to effectuate change to protect people.

The last thing that I'll just talk --

MR. DAVIE: Okay, --

MS. NASHER: I apologize. I just want to say, again, I know CCRB has an immense undertaking. I know that one of the biggest concerns for my community, or any community, in bringing forth a

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request for an investigation or a complaint is that I would like to see, and many others would agree, the authority to actually have a disciplinary action taken.

So long as the Commissioner can ignore the recommendation, so long as the majority of proposed punishments are ignored; two-thirds or more, then essentially it really sends the message to the public that CCRB, even well-intentioned, cannot really assert its authority over NYPD in any responsible manner.

So, I hope that the power which is given to CCRB only increases over time. You are a useful advocate for us, and I hope that your efforts are honored with more empowering duties and responsibilities and availability of tools and resources. Thank you so much. I apologize for going over my time.

MR. DAVIE: Thank you. Thank you so much. I'm just going to make a brief comment, then ask Jon to comment, on

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body camera footage. I'll open it up to see if our Members have any comments as well, or questions.

So, just two quick comments; one, I do believe that the agency should have unfettered direct access to body-worn camera footage. I have said that in other venues, I will say it again here. I think it would just be more efficient and better for everyone and it will hold staff accountable who are responsible for accessing that footage and using it on behalf of the investigations that they do.

The other thing I will say is that, if you will note in the Attorney

General's recommendations that came out just this afternoon, one of the recommendations is about finding disciplinary recommendations coming from CCRB. We have long advocated for greater concurrence between the Agency and the NYPD.

I think some form of binding disciplinary recommendations is in

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order. And we'll be, as I've said in my remarks, working with everyone; this Board, the Staff here, the AG's office and all interested parties on seeing how we can strengthen the civilian oversight of policing in New York City, and you have mentioned several areas that are key and central to the work that we do.

Jon, do you want to talk about body camera footage? Then, I will turn to the others.

MR. DARCHE: Thank you, Mr. Chair.
Currently, there are, I think, 1,207
outstanding body-worn camera requests.
I share all of the priorities in place
on body-worn cameras and direct access
to body-worn cameras, but I think it's
important to note that the Department
has changed their approach to providing
body-worn camera footage in light of the
recent protest cases.

In the last five weeks, we have received 212 responses to our body-worn camera requests. We have received 92 positive hits on body-worn camera

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footage, and a total of 921 videos have been shared to the CCRB.

So, while I share the entire Staff and Board's desire for direct access, I think it's also important to note that the Department is trying to reduce the backlog.

And based on the steps that I have been discussing with Executives at NYPD Legal, I think they are taking steps that will reduce the backlog.

MR. DAVIE: Thank you, Jon. It is good news to both hear and see that the backlog is being addressed, and that we are getting the kind of cooperation that we need, at least at this point, from the Department to address it. So, thank you.

So, comments, questions from Members of the Board? Mr. Puma?

MR. PUMA: Thank you, Mr. Chair.

The speaker had spoke about clients, or some anecdotes from clients, in which officers allegedly asked civilians their immigration status. I wanted to clarify

| 1  | with the staff if that is an allegation  |
|----|--|
|    |  |
| 2  | type within our Abuse of Authority       |
| 3  | Jurisdiction.                            |
| 4  | MR. DARCHE: Yes, it is.                  |
| 5  | MR. PUMA: Thank you.                     |
| 6  | MR. DAVIE: Great, thanks. So, we         |
| 7  | would encourage the speaker to encourage |
| 8  | her community to file a complaint with   |
| 9  | the CCRB around these types of issues.   |
| 10 | Any other                                |
| 11 | MR. DARCHE: I'm                          |
| 12 | MR. DAVIE: Go ahead, Jon.                |
| 13 | MR. DARCHE: Mr. Chair, I'm going to      |
| 14 | ask Yojaira to connect someone from      |
| 15 | investigations to the speaker to see if  |
| 16 | we could set up a way for people to      |
| 17 | bring those complaints to us in a way    |
| 18 | that they feel comfortable, despite      |
| 19 | their immigration status.                |
| 20 | MR. DAVIE: Great. Thank you, Jon,        |
| 21 | and thank you, Yojaira. Any other        |
| 22 | questions or comments from Members of    |
| 23 | the Board? Esmeralda, you just have to   |
| 24 | take yourself off mute.                  |
| 25 | MS. SIMMONS: Yes, I wanted to know       |

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if we have any information about the other surveillance methods being used by NYPD. I noticed in several protest marches that there were so much helicopters and unmanned drones that you could barely hear yourself think.

So, do we have any information, do we have access to any of the footage that is taken by these other types of surveillance methods?

MR. DAVIE: I'm going to assume that we would have access to any footage that is in the possession of the NYPD that relates to an investigation, unless there's some compelling reason not to.

But I'm going to ask Jon to either verify, refute or modify what I've just said. Jon?

MR. DARCHE: I know that we do
receive TARU footage, which are
recordings that are made by NYPD
personnel of protests. I think
Ms. Simmons has already made her first
contribution to the operations of the
Agency, because I will double check on

| 1  | the drone footage and report back to the |
|----|--|
| 2  | Board next month. The Board sooner, and  |
| 3  |  |
|    | the public next month.                   |
| 4  | MR. DAVIE: Thank you. Thank you,         |
| 5  | Jon.                                     |
| 6  | MS. SIMMONS: Thank you.                  |
| 7  | MR. DAVIE: Thank you, Esmeralda.         |
| 8  | Other questions or comments from the     |
| 9  | Board?                                   |
| 10 | (No response.)                           |
| 11 | MR. DAVIE: All right. So, I              |
| 12 | understand that we have Council Member   |
| 13 | Donovan Richards, who is on the line, or |
| 14 | on the Zoom, and wants to give us some   |
| 15 | remarks. Council Member?                 |
| 16 | MR. RICHARDS: I don't know if you        |
| 17 | could hear me. Can you hear me?          |
| 18 | MR. DAVIE: We can, yes. Please go        |
| 19 | ahead.                                   |
| 20 | MR. RICHARDS: All right. Well,           |
| 21 | thank you. I want to thank you. I know   |
| 22 | it's been such a complicated time, but   |
| 23 | it's good to see all of you on this      |
| 24 | line. I want to thank CCRB for this      |
| 25 | steadfast commitment to ensuring that    |

the public can be heard.

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And certainly we all have seen what has happened, specifically around this time, around the protests, and I know we did a ten-hour hearing a few weeks ago in which we got to hear from a lot of the public. Attorney General Letitia James also did something and released a report as well today. So, I just want to urge everyone that they are using this agency as a vehicle to report their complaints.

Then, obviously, we are looking at policy. We passed about seven bills, I think, a few weeks ago, waiting for the Mayor to sign those, which I think he eluded to that he will do next week on the disciplinary matrix bill, especially, which is a bill that I sponsored. And I know CCRB certainly, I believe, has had their own matrix for a while.

But we have a long way to go. We should not squander this opportunity to ensure that the oversight body, such as

yours, is getting the resources that it needs, it's getting the staffing that it needs to certainly follow up on a lot of these things, especially as the public's sentiments have certainly turned towards ensuring that we hold the NYPD accountable twenty-four hours, seven days a week.

So, I wanted to be here just to, more so, listen to everyone. We will be looking at hearings this year, obviously, and will be working very closely with CCRB to make sure that they have the things that they need during this specific moment as we talk about re-imagining policing in the 21st century.

You know, what does that look like?

Does the CCRB have a larger role to play? And we know that historically civilian oversight boards have been stymied and hamstrung in really being able to hold law enforcement accountable.

So, this is a real opportunity that

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we should not waste, that we should not blow, and we will be here every step of the way to make sure that we are supportive, at least while we're here, and beyond, to ensure that CCRB has all the tools it needs.

So, I just wanted to stop by to say thank you. I know there were a lot of complaints filed. I'm hoping that you are getting the support you need from agencies and from other entities that may also be looking at these issues.

But I want you to know if you don't, if you are not, you know that you have a friend in this corner to ensure that you are.

Thank you so much. Once again, good to see you Mr. Chair, Jon and everyone on this line. Thank you.

MR. DAVIE: Thank you, and I personally want to thank you for your support for the Agency for your accessibility when we've had to be in touch with you about various things and definitely for your leadership on reform

| 1  | and strengthening police oversight.     |
|----|---|
| 2  | And we know that you are in the         |
| 3  | midst of something else at the moment   |
| 4  | and are awaiting to hear about the      |
| 5  | results of that. So, we will stand with |
| 6  | you as you await the outcome of those   |
| 7  | results as well. But, thank you for     |
| 8  | your leadership. It is much             |
| 9  | appreciated.                            |
| 10 | MR. RICHARDS: Thank you all. Thank      |
| 11 | you.                                    |
| 12 | MR. DAVIE: Absolutely. So, let me       |
| 13 | see if there are any comments or        |
| 14 | questions from any other Board Members. |
| 15 | (No response.)                          |
| 16 | MR. DAVIE: All right. So, we are        |
| 17 | going to try Chris Dunn again. Chris,   |
| 18 | are you there?                          |
| 19 | MR. DUNN: Fred, I'm here. Can you       |
| 20 | hear me?                                |
| 21 | MR. DAVIE: We can indeed. The           |
| 22 | floor is yours.                         |
| 23 | MR. DUNN: There we go. Hello,           |
| 24 | everyone. Okay, thank you so much. I    |
| 25 | think Pat Lynch was spending a lot of   |
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time trying to make sure I couldn't get on because he probably knew, out of character, I'm going to say something very positive about the CCRB, and he doesn't want that to happen.

First, I'm sorry Jumaane is no longer with us. It's a thrill to see him part of the CCRB process now. And Ms. Simmons, welcome to you. I had no idea you had spent four decades dealing with police oversight here in New York City. So, I look forward to learning from you.

On 50A, Fred, I'm not really in the business of saluting government officials, but I want to salute you because you were out there saying, notwithstanding the things that the Mayor was saying, that you supported the repeal of 50A. And you were -- took a leadership position on that and thank you.

The database that got demonstrated, is remarkable, and I think that's going to be an extraordinary resource for

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people. And I think it will hopefully be a model for other agencies, both here in the City and around the State.

Because as Jon was pointing out, it's fine to say that you can FOIL us. That is a long and arduous process for everyone. It is much, much better to have agencies affirmatively make information available through databases like this. So, that is really a remarkable step. Congratulations to the CCRB. Good for you.

Jon mentioned the extraordinary number of complaints that you've gotten about the policing of the protest, and that has been a dispiriting last month we have had; first and foremost, because of the need for the protests. But beyond that, the policing of the protest by the Department, and particularly the use of force that was used in conjunction with policing those protests.

And I know the Agency is going to take a serious look at that. As was

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mentioned, you of course have the authority and responsibility, not only to investigate complaints, but to issue policy reports, and I would strongly encourage you, as you have done in the past, to be looking at the policy issues that arise from the policing of the protest.

Because that was something that is a black mark on the City of New York and on the NYPD, and it's an opportunity for the CCRB to step in and really make some specific proposals along the lines of what the Attorney General's Office started working on in its announcement today. But, you can really go much further.

The final thing I wanted to say is, it is a new day, I hope, and I know that you hope, Fred, in the relationship between the CCRB and the Police Department. And Fred, I'm looking at the collar of your shirt, and Terry Monahan gets four stars, in my book, you get at least five. And it is time for

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the CCRB to stop being a subservient agency to the NYPD. They can do the policing, and the CCRB can do the misconduct oversight and a lot of things that come with that.

But I am hoping that we will have a fundamental shift here in the City. I know you support that, Fred. I hope other Members of the Board support that. I certainly hope the Mayor supports that because this is a moment where we can make civilian oversight real. And I hope that you, Fred -- I know, Fred, you will do that, and I hope that the Board will pursue that. Thank you very much.

MR. DAVIE: Thank you, Chris. And let me just say, and I hope you will hear this the way I mean it, but the compliments coming from you, which I really appreciate, I take particularly seriously because you might end up needing to sue us tomorrow morning for some reason and I know you won't hesitate to do it, or to be critical.

So, the fact that you have

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acknowledged the steps that we have made is, I think, worthy of serious consideration. So, thank you. And you know, we are trying to live into this moment and step into a time that is crying out for change and transformation and reform.

And needless to say, we won't always get it right, but I hope that when the books are closed on this Board, that it will say that we at least were willing to enter the fray and take some steps and try to make some decisions to improve the quality of life for the people of the City of New York, and do that particularly by improving the relationship between the Department and the people that they are sworn to serve.

So, thank you. And I know you will hold us accountable when trying to hold the Department accountable. So, thank you, Chris.

MR. DUNN: Okay, thank you.

MR. DAVIE: Sure. So, let me see if there are any comments or questions from

my colleagues on the Board. 1 2 (No response.) 3 MR. DAVIE: All right. Well, thank you again, Chris, and I'm sure we'll be 4 5 in touch soon. Yojaira, are there other community organizations? 6 MS. ALVAREZ: Yes, we have two more 7 8 invited community organizations. I just wanted to note that, Afaf, definitely 9 10 looking forward to working with you in 11 the upcoming weeks and agree that Maroua is an incredible addition to the team. 12 13 So, next we will be hearing from 14 Elaine Short, President of the NAACP, 15 the Far Rockaway branch. MS. SHORT: Hello, everyone can hear 16 17 me, right? 18 MR. DAVIE: Yes, welcome. 19 MS. SHORT: Okay, great. I thank 20 you for having me here this evening, and 2.1 I really am happy that the public can be 22 searching and see active and inactive police officers. I am really happy for 2.3 24 that. The questions that you had 25 provided us were so important, all six

of the questions were so important, and I gave a short answer to all of them. I promise, I'm not going to be over three minutes and thirty seconds, and I'm going to answer all of them.

MR. DAVIE: Sure.

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MS. SHORT: And you can time me right now, I'm going to start. Because I feel respect is an action that we need to see from all of the officers in the precinct. I am treated wonderfully as a little old lady from the NAACP, but my brother wearing a hoodie is automatically assumed as a thug and treated as one. So, I say respect as a person is what we need to see.

And the Civilian Complaint Review
Board needs to be more active and
publicize more often the things that you
do so that will foster the public trust
because you all do a lot and you need to
put it out there.

Now third, there is no reason why the police, firefighters, correction officers records should be denied to the

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public. They should be open just like a teacher. If that teacher hits a child, they are held accountable immediately and their records are checked for any other complaints.

So, officers have to be held accountable, and we have to see where the Civilian Complaint Review Board is backing us in this fight. I don't think that 50A should make a difference if someone wants to file a complaint. They should just file a complaint.

But what I am concerned about is qualified immunity. Qualified immunity makes it difficult to hold public officers, police officers, accountable for wrongdoing and from lawsuits. The City is sued, and that is money being paid out of my tax dollars.

The one precinct in my area paid over one million dollars in police wrongdoing. Officers use the defense of acting in good faith or in the line of duty. Also, there must be a case on the books with identical facts that already

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matches your case. So, you can charge the officer. An example, the U.S. Court of Appeals for the Sixth Circuit in November of 2019. Now, an earlier court case in which it was founded to be unconstitutional to sic your police dog on a suspect lying on the ground who surrendered.

Now, November of 2019, it was a case that was dismissed because the officer let his dog bite the suspect who surrendered and was sitting on the ground. So, the officer was not charged because the suspect was sitting and not lying. So, with qualified immunity an officer can get away with anything, as long as no one else did it before. So, I say that is something that needs to be discussed and further looked into.

Now, the fourth is the community; love the neighborhood community officers. It is the detectives and the other officers that's the problem, the plain clothes detectives.

The fifth one, I feel that police

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officers should be penalized if they turn off their body cam, and the picture should not be blocked or redacted like it was in the George Floyd case.

And the last one, all officers need psych evaluations and background checks. You need to make sure that the officers are not a part of any hate group and that they do not have a history of violence, including domestic violence.

This would help to ensure a better police-community relationship. And we should not have police officers living in Long Island, but working in the Bronx. Did anybody time me.

MR. DAVIE: Thank you. Thank you very much. Let me see if any of my colleagues have questions or comments.

(No response.)

MR. DAVIE: All right. Well, we appreciate your contributions here. We will review your comments and either Members of the Board or staff will follow up with you. And I'm sure Yojaira's staff will continue to engage

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respect, and to provide opportunities for all people of New York to join in interfaith programs for worship, charity and education.

We believe good relations can open

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our neighborhoods. So, I echo her points, and we need serious investigation of those complaints by NYPD. And CCRB is the real -- is overseeing the NYPD, they can help the communities and bring these issues to resolution.

I would also like to propose here that CCRB partner with faith-based organizations in the City to help heal the victims. There are other organizations that the people are often reluctant to come forward and either complain or tell their stories of discrimination or anything that they encounter, and they have no place to go.

So, those are the things, especially, use of force. When you have a body camera, video evidence is a vital piece of information that you could see in black and white. So, those are the things that should be available to any organization as Freedom Of Information or CCRB, and have a more -- they have more of a stake to those video footages.

| 1  | I thank you for the opportunity to       |
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| 2  | attend this meeting and listen to other  |
| 3  | Board Members and know more about what   |
| 4  | is going on in other communities. Thank  |
| 5  | you very much.                           |
| 6  | MR. DAVIE: Thank you. Thank you          |
| 7  | very much. Let me just say with          |
| 8  | reference to engaging clergy and         |
| 9  | community, particularly around victim    |
| 10 | complaint and victim witness reporting,  |
| 11 | we are working to try and do that.       |
| 12 | We are starting a very preliminary       |
| 13 | conversation with the executive team of  |
| 14 | the Agency this week about whether or    |
| 15 | not there is more that we can do with    |
| 16 | the faith and interfaith community as we |
| 17 | have. Obviously, Yojaira and her team    |
| 18 | are very good with                       |
| 19 | MR. JOSEPH: Chair Davie, you are         |
| 20 | distorting terribly.                     |
| 21 | MR. DAVIE: Okay. It's probably my        |
| 22 | internet at the moment. Is it any        |
| 23 | better? Is that any better?              |
| 24 | MR. JOSEPH: No.                          |
| 25 | MR. DAVIE: No better? Well, why          |

| 1  | don't I stop my comments and see if we  |
|----|---|
| 2  | have any other speakers.                |
| 3  | (No response.)                          |
| 4  | MS. ALVAREZ: We have                    |
| 5  | MR. DAVIE: I'm going to try it          |
| 6  | without the headphones. Does that help? |
| 7  | MR. JOSEPH: No.                         |
| 8  | MR. DAVIE: It doesn't help at all?      |
| 9  | Okay.                                   |
| 10 | MR. DWYER: If your headphones are       |
| 11 | still plugged in, I think that might be |
| 12 | the issue.                              |
| 13 | MR. DAVIE: I took them out. I'm         |
| 14 | not sure what's going on.               |
| 15 | MR. DWYER: Now you're good.             |
| 16 | MR. JOSEPH: That's a lot better.        |
| 17 | MR. DAVIE: That's better? Okay          |
| 18 | good. It's probably my headphones then. |
| 19 | So, what I was saying is that there has |
| 20 | been an effort to obviously Yojaira     |
| 21 | and her group, her team, are working    |
| 22 | hard to engage all community groups,    |
| 23 | including faith groups.                 |
| 24 | I had a preliminary, just a             |
| 25 | communication, with the exec team this  |
|    |   |

1 week about further engaging, more 2 intentionally and systematically and 3 maybe institutionally with the interfaith community in New York as a 4 5 whole. And I will pursue those conversations, then have a conversation 6 7 with you, the Members, then we can talk 8 to the public a little bit more about 9 that. 10 But let me see if there are any comments or questions from any of the 11 12 Board Members. 13 (No response.) 14 MR. DAVIE: All right. Then, 15 Yojaira, I think we are through our list 16 of community speakers; is that correct? 17 MS. ALVAREZ: That's correct. 18 will be entering our public comment 19 portion. So, folks who would like to 20 speak or answer the question, just use 2.1 their "raise-the-hand" feature. We will 22 keep comments to two minutes, and we will start now with Destiny Cruz, who 2.3

MR. DAVIE: Thank you. Just as a

had her hand up.

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reminder, two minutes. Thank you. 1 2 Please, go ahead. MS. CRUZ: Thank you. My question 3 4 was answered already. Thank you so 5 much. MS. ALVAREZ: Perfect. Next, we 6 7 will be hearing from -- I apologize for 8 messing up your name -- Abdelhamid 9 Arbab. 10 MR. ARBAB: Hi, yes, my name is 11 Abdelhamid Arbab. I can just go by 12 Hamid. I'm with CAIR New York and my 13 question was regarding police in 14 schools. I know that the CCRB conducted a recent report on youth policing. 15 But with the recent changes to the 16 17 budget, I was first wondering how, with 18 the DOE now underwriting, sort of, the 19 budget for the "police safety agents," how would this affect the CCRB's 20 2.1 jurisdiction over complaints regarding 22 such officers? And will there still be 2.3 jurisdiction? And also, what steps is 24 the CCRB taking to improve its 25 investigations of police in schools and

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youth policing in general in the next school year with the inevitable goal of generating more accountability?

MR. DAVIE: Jon, do you want to take a stab at this? Then, anyone who --

MR. DARCHE: Thank you, Mr. Chair.

Thank you, Hamid. I think it's important to recognize the difference between school safety agents and police officers in schools. The CCRB does not have jurisdiction over school safety agents in schools; we do have jurisdiction over police officers.

The Agency treats complaints against officers in schools just as seriously as we treat all other complaints. And we are good at investigating them, we are good at identifying officers, and it makes -- there could be difficulties if we were to add school safety agents to the Board's jurisdiction.

We are experts in holding officers accountable to the standards that apply to that, and those standards are not the same for school safety agents. So,

| 1  | there would be a steep learning curve if |
|----|--|
| 2  | the Agency were to add in school safety  |
| 3  | agents to our jurisdiction.              |
| 4  | MR. DAVIE: Thank you. Any other          |
| 5  | comments by Members of the Board on      |
| 6  | this, the questions?                     |
| 7  | (No response.)                           |
| 8  | MR. DAVIE: All right. Yojaira,           |
| 9  | next speaker? Thank you, sir. Next       |
| 10 | speaker?                                 |
| 11 | MS. ALVAREZ: Thank you. Next, we         |
| 12 | will be hearing from John Logan.         |
| 13 | MR. LOGAN: Hello, can you hear me        |
| 14 | okay?                                    |
| 15 | MR. DAVIE: Yes. Please go ahead.         |
| 16 | MR. LOGAN: So, the Police                |
| 17 | Commissioner ultimately has the final    |
| 18 | say in discipline for police officers.   |
| 19 | I was wondering, with the repeal of 50A, |
| 20 | how does that give the public a real     |
| 21 | confidence with holding the bad police   |
| 22 | officers, rogue police officers, how     |
| 23 | does that give the public any real       |
| 24 | confidence when, in fact, this           |
| 25 | Commissioner still has I'll say          |

disciplinary actions.

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MR. DAVIE: I will make a quick comment, and I'll see if Jon or any other Members of the staff or Board want to comment.

So, I think the final authority is the final authority right now. We work really hard to have greater concurrence between the Department and the CCRB, in terms of recommended discipline for substantiating cases, and we'll continue to work at that.

I think 50A at least allows the public now to know more about the disposition of cases and more of what went into the disposition of those cases. And we hope all of that leads to greater accountability and ongoing transparency, but we do need to tighten up the concurrence rate between the recommendations the Agency makes and the decisions that the Department makes.

And again, you heard earlier tonight that there is within the Attorney General's preliminary recommendations,

recommendations of some type of binding disciplinary authority for the CCRB.

And we will be pursuing that, having conversations around that, with the AG's office and all the other parties that are involved.

But I do think 50A at least allows the public right now to know more about what's going on into the decisionmaking around recommended discipline.

Jon, do you want to comment or any other staff or Board Member?

MR. DARCHE: I think the way 50A improves the ability the public has to demand accountability from the Police Department is because with knowledge the public can demand that elected officials appoint Commissioners who treat police misconduct the way the public wants it.

And right now, or until a month ago, that was not possible because police misconduct records were kept secret.

Now, it will be easy for people for evaluate, or easier for people to evaluate, how the Police Commissioner is

| 1  | treating allegations, substantiated      |
|----|--|
| 2  | allegations of police misconduct, and    |
| 3  | can hold the elected officials who       |
| 4  | appoint that Police Commissioner         |
| 5  | accountable for the Police               |
| 6  | Commissioners's decisions.               |
| 7  | MR. DAVIE: Thank you, Jon. Any           |
| 8  | other comments from Members of the Board |
| 9  | or questions?                            |
| 10 | (No response.)                           |
| 11 | MR. DAVIE: All right. Thank you,         |
| 12 | Mr. Logan. Yojaira?                      |
| 13 | MS. ALVAREZ: Yes, thank you so           |
| 14 | much, Mr. Logan. Thank you so much for   |
| 15 | coming out. It was nice to hear from     |
| 16 | you. John Osonda (phonetic)?             |
| 17 | MR. OSONDA: Yes, if you have             |
| 18 | evidence that the Executive Director's   |
| 19 | actions violated the CCRB's Charter, who |
| 20 | could I contact and provide said         |
| 21 | evidence in order for a proper           |
| 22 | investigation to be conducted?           |
| 23 | MR. DARCHE: You should refer those       |
| 24 | matters to the Department of             |
| 25 | Investigation.                           |

1 MR. OSONDA: Do you have any recommendations, Fred Davie? 2 3 MR. DAVIE: I think Mr. Darche is aware of what, I'm assuming, the City 4 5 Charter and Regs require. And if the Department of Investigations is a place 6 7 for them to go, then that is where they 8 should go. 9 MR. OSONDA: Okay. In terms of if a 10 person's complaint is not investigated, it doesn't meet the criteria of CCRB, 11 12 and the person files a written request 13 for a reopen or a reconsideration, the 14 Executive Director, either Fred Davie or a panel, can decide if it can be 15 16 reopened. 17 Have you personally, Fred Davie, 18 been assigned to activities where it was 19 not meeting the criteria, the CCRB's 20 criteria, then reopened basically. 2.1 MR. DAVIE: I'm not sure I 22 understand your question. But I will 2.3 say just in general, I don't anticipate 24 that I have ever received a panel or a

case that did not follow appropriate

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| 1  | procedure.                              |
|----|---|
| 2  | MR. OSONDA: Mr. Darche, when you        |
| 3  | receive a reconsideration or a reopen   |
| 4  | written request, have you conducted any |
| 5  | of those inquiries, or have you handed  |
| 6  | off any of those to a panel or to       |
| 7  | Mr. Davie himself?                      |
| 8  | MR. DAVIE: Jon, I think that one        |
| 9  | was for you. And it looks like you're   |
| 10 | frozen, unless I'm frozen. Jon, did you |
| 11 | hear the question?                      |
| 12 | (No response.)                          |
| 13 | MR. DAVIE: You're muted, Jon.           |
| 14 | MR. DARCHE: I think you should          |
| 15 | refer the matter to the Department of   |
| 16 | Investigation. Fred, I understand he is |
| 17 | upset with the                          |
| 18 | MR. OSONDA: That wasn't my              |
| 19 | question.                               |
| 20 | MR. DARCHE: But that is my answer.      |
| 21 | MR. DAVIE: All right. Okay. So,         |
| 22 | yes, I think it sounds like you should, |
| 23 | yes, refer all these matters to DOI and |
| 24 | let them sort them out. All right.      |
| 25 | Yojaira, let me just see if Board       |

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over the CCRB's website, over the phone enough? It just seems like another barrier to entry for people and likely contributes to the number of truncated cases, which is in the thousands consistently. Thank you.

MR. DAVIE: Jon, do you want to respond?

MR. DARCHE: So, I think that is a valid criticism of the Agency's practices. I think one of the things that we have done in recent times is had a Blake Fellow, who has been studying how the Agency handles complaints and making recommendations to the Agency on how we can improve reaching civilians so that fewer cases truncate.

But also, the changes that the

Agency has made to operations to cope

with the pandemic have resulted in

changes to the truncation rate. I think

some of those changes in practices may

continue because of the change that we

have seen to the truncation rate.

MR. DAVIE: Thank you, Jon. Any

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| 1  | other questions or comments?             |
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| 2  | (No response.)                           |
| 3  | MR. DAVIE: Thank you, Speaker.           |
| 4  | MS. ALVARADO-FORD: Just one last         |
| 5  | concern.                                 |
| 6  | MR. DAVIE: Sorry. Sure.                  |
| 7  | MS. ALVARADO-FORD: I was hoping,         |
| 8  | Jon, could you make a little bit more    |
| 9  | clear to me which changes you are        |
| 10 | referring to? Thanks for answering my    |
| 11 | question.                                |
| 12 | MR. DARCHE: One of the things we         |
| 13 | used to do is require people to come     |
| 14 | down to 100 Church Street or to go to    |
| 15 | one of our community partners who are    |
| 16 | part of the Community Partners           |
| 17 | Initiative.                              |
| 18 | City Council people have allowed us      |
| 19 | to open their offices and have our       |
| 20 | investigators meet with civilians in     |
| 21 | their offices, but it's still very       |
| 22 | difficult for people to find the time to |
| 23 | do those things. And by allowing people  |
| 24 | to connect with investigators on the     |
| 25 | telephone, it makes things more          |

| 1  | effective.                               |  |  |  |  |  |  |
|----|--|--|--|--|--|--|--|
| 2  | MR. DAVIE: Thank you, Jon. Other         |  |  |  |  |  |  |
| 3  | comments, questions?                     |  |  |  |  |  |  |
| 4  | (No response.)                           |  |  |  |  |  |  |
| 5  | MR. DAVIE: All right. We will go         |  |  |  |  |  |  |
| 6  | to our next speaker. Yojaira?            |  |  |  |  |  |  |
| 7  | MS. ALVAREZ: Thanks, Fred. Thank         |  |  |  |  |  |  |
| 8  | you so much, Lizzie. We have concluded   |  |  |  |  |  |  |
| 9  | the public session now. I don't see any  |  |  |  |  |  |  |
| 10 | other hands raised.                      |  |  |  |  |  |  |
| 11 | MR. DAVIE: Great, thank you. And         |  |  |  |  |  |  |
| 12 | again, thanks to public for coming out,  |  |  |  |  |  |  |
| 13 | for being willing to participate in this |  |  |  |  |  |  |
| 14 | discussion and to the public officials   |  |  |  |  |  |  |
| 15 | and others who have come out tonight as  |  |  |  |  |  |  |
| 16 | well to be a part of our conversation    |  |  |  |  |  |  |
| 17 | and our meeting.                         |  |  |  |  |  |  |
| 18 | Let me see, I think I'm at the point     |  |  |  |  |  |  |
| 19 | of old business. Is there any old        |  |  |  |  |  |  |
| 20 | business to come before the Board?       |  |  |  |  |  |  |
| 21 | (No response.)                           |  |  |  |  |  |  |
| 22 | MR. DAVIE: Is there any new              |  |  |  |  |  |  |
| 23 | business to come before the Board?       |  |  |  |  |  |  |
| 24 | (No response.)                           |  |  |  |  |  |  |
| 25 | MR. DAVIE: All right. I'm going to       |  |  |  |  |  |  |
|    |  |  |  |  |  |  |  |

| 1  | see if we can have a motion to adjourn   |
|----|--|
| 2  | to executive session. Is there a         |
| 3  | motion?                                  |
| 4  | MR. DARCHE: So moved.                    |
| 5  | MR. DAVIE: Is there a second?            |
| 6  | MR. PUMA: Second.                        |
| 7  | MR. DAVIE: All those in favor of         |
| 8  | adjourning to executive session, please  |
| 9  | say "aye" or raise your hand.            |
| 10 | ALL: Aye.                                |
| 11 | MR. DAVIE: All those opposed same        |
| 12 | sign, please say "aye" or raise your     |
| 13 | hand.                                    |
| 14 | (No response.)                           |
| 15 | MR. DAVIE: All right. It sounds          |
| 16 | like we have a motion, that was seconded |
| 17 | and that has passed, to adjourn to       |
| 18 | executive session.                       |
| 19 | So, we will thank the public again;      |
| 20 | thank the staff for all of their hard    |
| 21 | work; thank our Board Members for their  |
| 22 | dedication commitment to this Agency and |
| 23 | its mission. And we will adjourn to a    |
| 24 | conversation, executive session, and     |
| 25 | thanks again to the public for coming.   |
|    |  |

```
Sorin, we will wait for you to tell
 1
            us when we are in executive session.
 2
 3
            Thank you all.
 4
 5
                 (Whereupon, at 8:12 P.M., the
 6
            meeting was concluded.)
 7
                0 0
                                 0
 8
9
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```
1
              CERTIFICATE
 2
3
     STATE OF NEW YORK
                       : SS.:
 4
5
     COUNTY OF NASSAU
6
7
           I, DANIELLE RIVERA, a Notary
8
   Public for and within the State of New
9
   York, do hereby certify:
10
           That the witness whose
11
   examination is hereinbefore set forth
   was duly sworn and that such
12
   examination is a true record of the
13
14
   testimony given by that witness.
15
           I further certify that I am not
16
   related to any of the parties to this
17
   action by blood or by marriage and that
   I am in no way interested in the
18
19
   outcome of this matter.
2.0
           IN WITNESS WHEREOF, I have
21
   hereunto set my hand this 8th day of
   July 2020.
22
23
2.4
25
                   DANIELLE RIVERA
```

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