

NYC - Civilian Complaint Review Board  
August 12, 2020

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CIVILIAN COMPLAINT REVIEW BOARD

PUBLIC MEETING

AUGUST 12, 2020

4:00 P.M.

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HELD VIA VIDEOCONFERENCE

B E F O R E:

FREDERICK DAVIE, CHAIR

JONATHAN DARCHE, ESQ., EXECUTIVE DIRECTOR

Transcribed by:

Julia M. Speros

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PUBLIC MEETING AGENDA

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1. Welcome & Virtual Meeting Protocol
2. Call to Order
3. Adoption of Minutes
4. Report from the Chair
5. Report from the Executive Director
6. Presentation from Outreach
7. Comment from Community Groups
8. Public Comment
9. Old Business
10. New Business
11. Adjourn to Executive Session

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BOARD MEMBERS PRESENT

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- Fred Davie, Board Chair
- Jonathan Darche, Esq., Executive Director
- Erica Bond, Esq., Board Member
- Corrine A. Irish, Esq., Board Member
- Joseph A. Puma, Board Member
- Michael Rivadeneyra, Esq., Board Member
- Esmeralda Simmons, Esq., Board Member
- John Siegal, Esq., Board Member
- Frank Dwyer, Board Member
- Nathan Joseph, Board Member
- Willie Freeman, Board Member
- Salvatore F. Carcaterra, Board Member

1 PROCEEDINGS

2 MR. DAVIE: Welcome to the August  
3 2020 Board Meeting. I am Fred Davie,  
4 Chair of the Civilian Complaint Review  
5 Board and I'd like to call this meeting  
6 to order.

7 Before I proceed with our agenda for  
8 tonight, I'd like to ask my fellow Board  
9 members if they will introduce  
10 themselves and I'd like to see if we can  
11 start with Ms. Irish.

12 MS. IRISH: Hi. Corrine Irish. I  
13 am a Mayoral Appointee and I live in  
14 Harlem.

15 MR. DAVIE: Ms. Bond?

16 MS. BOND: Good afternoon, all. I'm  
17 Erica Bond. I'm a Mayoral Appointee as  
18 well. I live in Brooklyn.

19 MR. DAVIE: Ms. Simmons?

20 MS. SIMMONS: Esmeralda Simmons --

21 MR. DAVIE: You want to try again,  
22 Ms. Simmons?

23 MS. SIMMONS: I will. Esmeralda  
24 Simmons. I am the Public Advocate  
25 Appointee and I live in Brooklyn.

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1 MR. DAVIE: Mr. Dwyer?

2 MR. DWYER: I'm Frank Dwyer. I'm a  
3 Police Commissioner Designee and  
4 although I was born and raised in  
5 Brooklyn, I live in Queens.

6 MR. DAVIE: Mr. Siegal?

7 MR. SIEGAL: Good afternoon. John  
8 Siegal. I was appointed to the Board by  
9 the Mayor and I reside in the Bronx.

10 MR. DAVIE: Mr. Rivadeneyra?

11 MR. RIVADENEYRA: Hi. Good  
12 afternoon. Michael Rivadeneyra. I am  
13 the Council Appointee to the Board and  
14 -- (inaudible) -- from the Bronx.

15 MR. DAVIE: Mr. Joseph?

16 MR. JOSEPH: Good afternoon. My  
17 name is Nathan Joseph. I am a City  
18 Council Designee from Staten Island and  
19 I live in Staten Island.

20 MR. DAVIE: Mr. Freeman?

21 MR. FREEMAN: I'm Willie Freeman,  
22 Police Commissioner Appointee. I live  
23 in Brooklyn.

24 MR. DAVIE: And I understand Mr.  
25 Carcaterra is on the phone.

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1 MR. CARCATERRA: Yes, hi, Fred.  
2 This is Sal Carcaterra and I am a Police  
3 Commissioner Designee, born and raised  
4 in Brooklyn and live on Staten Island.

5 MR. DAVIE: Great. Did I miss any  
6 of my Board members?

7 (No response.)

8 MR. DAVIE: Welcome all. And before  
9 we begin, I need to address some really  
10 disappointing news that our team  
11 received from City Hall last night.

12 As you all know, COVID-19 has had a  
13 devastating impact on New York City.  
14 This is a public health crisis unlike  
15 any we've ever seen and it has also  
16 caused an economic crisis in the City,  
17 if not the nation, and throughout the  
18 world.

19 We have seen it manifest in the form  
20 of people citywide struggling to pay for  
21 food and housing, and in skyrocketing  
22 job loss. Unfortunately, last night,  
23 the CCRB learned that the situation is  
24 now hitting close to home.

25 Absent eminent financial assistance

1 from Albany or Washington, agencies in  
2 New York City, including the CCRB, will  
3 have to engage in a shared sacrifice to  
4 keep the City afloat.

5 City Hall notified us last week that  
6 we must achieve \$750,000 in savings, or  
7 a cut of about four percent from our  
8 already threadbare budget. It's an  
9 understatement to say this was  
10 disappointing news, but we at least  
11 thought layoffs, if we had to do them at  
12 all, would be limited.

13 Knowing how hardworking, smart, and  
14 dedicated this team of public servants  
15 is, we saw layoffs as an absolute last  
16 resort. Last night's news,  
17 unfortunately, makes it clear that we  
18 will have to engage this last resort --  
19 that is layoffs as the City has asked us  
20 to achieve an additional \$726,000 in  
21 savings, and mandated that these savings  
22 come from work force reduction. That's  
23 layoffs.

24 It is my understanding that all City  
25 agencies are under the same orders. I

1           have reached out the City Hall and to  
2           the City Council as of very early this  
3           morning asking for relief from budget  
4           cuts.

5           I'm going to ask my fellow Board  
6           members, before I continue, if they will  
7           mute their lines.

8           And I wish there were more I could  
9           say or do, but at least -- at the very  
10          least, I can assure you that we will do  
11          everything within our power to continue  
12          to provide the kind of service New  
13          Yorkers deserve.

14          This is a hard time for our entire  
15          City and a hard time for the CCRB, but  
16          this team's sense of dedication has  
17          never wavered, and if I can find any  
18          solace in this very difficult moment, it  
19          lies in the belief that this team's  
20          dedication never will waver.

21          Now, as many of you know, this is  
22          our second Board meeting in August, a  
23          departure from our normal practice of  
24          meeting once monthly. During last  
25          week's emergency meeting, we discussed



1 delays in NYPD interviews, and I'm glad  
2 to report that it seems we have found a  
3 resolution. The interviews have now  
4 resumed.

5 The road to that resolution, as all  
6 of you know, particularly all of our  
7 Board members know, has not been easy,  
8 but I am glad we've been able to work  
9 with the NYPD to devise a path forward.  
10 However, we still face challenges on  
11 other fronts.

12 Take for example, CCRB's plan to  
13 create an online public searchable  
14 database of police misconduct. After  
15 years of work done by everyday New  
16 Yorkers, Governor Cuomo signed in June  
17 the repeal of Civil Rights Law 50-a, the  
18 law that kept disciplinary records  
19 secret.

20 A few weeks following the signing of  
21 this law, the repeal of 50-a, the law  
22 that kept disciplinary records secret,  
23 police unions took to the courts trying  
24 to take us back to the days when an  
25 officer with a pattern of abuse could

1 patrol the streets absent public  
2 scrutiny.

3 While I believe the CCRB ultimately  
4 will prevail in this lawsuit, I think  
5 it's worth thinking about why  
6 transparency is threatening enough that  
7 police unions believe it warrants legal  
8 action. Why is transparency, and the  
9 accountability that inherently comes  
10 with it, such a problem?

11 If we are to see progress in New  
12 York City, we have to take a hard look  
13 in the mirror and think about what is at  
14 the root of this reaction. Civilians in  
15 all five boroughs deserve that degree of  
16 introspection. That's how we move  
17 forward. That's how New York City makes  
18 itself a national leader on police  
19 oversight, by insisting on transparency  
20 and accountability in our police  
21 community relation.

22 Clearly, we have a great deal of  
23 work to do, but I believe that we -- but  
24 I believe that we have the will to do it  
25 and I believe that because -- and I

1 believe that because I believe you,  
2 everyday New Yorkers, have the will to  
3 demand it.

4 We've all seen that will on display  
5 that summer, and I have faith that you  
6 will continue to call on leaders  
7 throughout this City to keep police  
8 accountability at the forefront.

9 Before I turn things over to Jon, I  
10 want to again thank CCRB staff for all  
11 they're doing to continue serving New  
12 York City, and I'd like to take a moment  
13 to especially thank a specific staff  
14 member of the CCRB, and that is Senior  
15 Advisor and the Secretary to the Board,  
16 Jerika Richardson.

17 Jerika will be leaving the CCRB  
18 after nearly four years of service to  
19 this agency. She has been a dedicated  
20 public servant who has put her all into  
21 fighting for a better New York City.  
22 She stepped into an unprecedented role  
23 and really made it her own personally,  
24 and I say that sincerely.

25 I want to thank Jerika, who has been

1 an invaluable advisor to me and to my  
2 colleagues on the Board and to the CCRB  
3 staff.

4 In overseeing our Outreach, public  
5 education, and communications efforts,  
6 Jerika has been instrumental to a number  
7 of the initiatives and steps forward  
8 we've seen in recent years, and I think  
9 I speak for all of us on the Board when  
10 I say that it will be sad to see her go.

11 We congratulate her on her new  
12 position, wish her much success in her  
13 future endeavors. The other  
14 organization's gain -- and I won't --  
15 I'll let her tell you who that is -- is  
16 our loss.

17 But Jerika, we, from the bottom of  
18 our hearts, really appreciate all you've  
19 done for this agency, all you've done  
20 for the people of the City of New York,  
21 and I know you will continue to serve  
22 New York and the nation in your new  
23 position. So thank you very much.

24 And, finally, on behalf of the Board  
25 and on behalf of our fellow New Yorkers,

1 I want to thank all of our City's  
2 essential workers who continue to go out  
3 and serve in the face of COVID-19.

4 Thank you.

5 And before I turn it over to Jon  
6 Darche for his few words, I'm going to  
7 ask Mr. Puma, who has joined us since I  
8 started my remarks, to introduce  
9 himself, and then I'll ask Mr. Darche to  
10 proceed after Mr. Puma.

11 Mr. Puma.

12 MR. PUMA: Good afternoon, everyone.  
13 My name is Joseph Puma. I'm the City  
14 Council Designee to the Board from the  
15 Borough of Manhattan, and I have some  
16 words about Jerika, but I'll save that  
17 for, I guess, another time later in the  
18 agenda, just to commend her for a job  
19 well done, and I'll leave it there.

20 MR. DAVIE: Mr. Darche.

21 MR. DARCHE: Thank you, Mr. Chair,  
22 and I'd like to thank everyone for  
23 attending and all those who attended  
24 last week's meeting.

25 Since the July Board meeting, there

1 have been a number of events surrounding  
2 the agency. Unions representing all of  
3 the uniformed member of the NYPD sued  
4 the City over the -- over compliance  
5 with Civil Rights Law Section 50-a.

6 After 50-a was repealed on June  
7 12th, CCRB began filling FOIL requests  
8 pursuant to the new statutory framework.  
9 There are a variety of types of FOIL  
10 requests.

11 When we get requests for documents,  
12 it takes a long time to go through those  
13 documents, but when we get requests for  
14 data, because you control the data that  
15 is being released, it's stuff that we  
16 can do much faster. So we -- in the  
17 month between 50-a being repealed and  
18 the unions filing their lawsuit, we  
19 disclosed, pursuant to FOIL requests, a  
20 large amount of data.

21 In July, a United States District  
22 Court Judge issued a temporary  
23 restraining order that enjoined the CCRB  
24 from releasing records until the Court  
25 can hear arguments, and those arguments

1 are scheduled for next week.

2 The CCRB is not alone. Many groups  
3 are filing amicus briefs. The New York  
4 Civil Liberties Union and NYU's -- NYU  
5 Law Center on Race, Law and Injustice,  
6 which is led by our former Chair,  
7 Deborah Archer, are just two of the  
8 people -- organizations filing amicus  
9 briefs.

10 Increasing transparency and  
11 establishing an online database so that  
12 any civilian can access member of  
13 service CCRB allegation histories  
14 remains a priority for this agency, and  
15 I am confident we will prevail in the  
16 litigation.

17 The CCRB is continuing to work  
18 through the backlog of 500 cases, which  
19 we're waiting for member of service  
20 interviews. We anticipate it will take  
21 another 12 weeks to get through that  
22 backlog.

23 We've also been working on reducing  
24 the backlog of requests for body-worn  
25 camera footage. In June, the backlog

1 was 1,200 requests and that is now down  
2 to approximately 700 requests. That's a  
3 significant improvement, but the agency  
4 is continuing -- is going to continue to  
5 work with the Department to reduce the  
6 backlog, as well as continuing to  
7 advocate for the agency to have direct  
8 access.

9 BWC has become a vital, almost  
10 essential tool for the work we do, and  
11 it's important that we have access to  
12 that data.

13 The health of civilians, staff, and  
14 members of the NYPD remains a priority  
15 of this agency. Our office is open with  
16 limited staff. We strongly encourage  
17 individuals who can, to contact us by  
18 telephone, email, or website, if  
19 possible. You can file a complaint on  
20 our website at [nyc.gov/ccrbcomplaint](http://nyc.gov/ccrbcomplaint) or  
21 call our hotline at 1-800-341-2272.

22 And then just to give some ground  
23 rules for the public session, please use  
24 the "raise your hand" feature to make a  
25 comment, and we're going to ask you to



1 limit your comment to two minutes.

2 If you are going to discuss a  
3 problematic encounter you had with a  
4 member of the NYPD, please provide your  
5 contact information so that our  
6 investigators can follow-up with you.

7 And, finally, I'd like to thank the  
8 staff for the hard work they do, and  
9 thanks, again, to the members of the  
10 public for participating in this  
11 meeting.

12 MR. DAVIE: Thank you, Mr. Darche.

13 Let me see if any of the Board  
14 members have questions or comments at  
15 all on Jon's presentation.

16 (No response.)

17 MR. DAVIE: All right. Hearing  
18 none, are there any elected officials,  
19 Yojaira, that --

20 MS. ALVAREZ: Yes, I would like to  
21 -- yes, I would like to --

22 MR. DAVIE: -- people who aren't  
23 speaking, if they will mute their mics  
24 -- but go ahead, Yojaira.

25 MS. ALVAREZ: Yeah, I would like

1 acknowledge that Bronx District Attorney  
2 Darcel Clark is in attendance.

3 Sorin, if -- perhaps you would like  
4 to say -- send some greetings -- so to  
5 un-mute and allow video.

6 MR. DAVIE: DA Clark.

7 MS. CLARK: Okay. Let's see -- oh,  
8 okay --

9 MR. DAVIE: Yes, welcome. We're  
10 happy to have you. You are now mute. I  
11 think you need to un-mute DA Clark --  
12 there you go.

13 MS. CLARK: Now, it's un-muted. All  
14 right.

15 No, I'd just to thank you all for  
16 your hard work and what you do on behalf  
17 of the citizens of New York City.

18 As District Attorney, you are well  
19 aware that, you know, my office services  
20 the Bronx and all members of the Bronx.  
21 We work with the NYPD as well as with  
22 the community, and I think that the work  
23 that the CCRB does on behalf of New  
24 Yorkers is beneficial to all New  
25 Yorkers, especially the Bronx.

1           So thank you me allowing me, you  
2           know, just a few minutes to say hello  
3           and also -- but most importantly, to say  
4           thank you for the valuable work that you  
5           provide.

6           MR. DAVIE: Well, thank you and  
7           thank you for your service as well to  
8           the people of the Bronx and thereby to  
9           all of the people in New York City and  
10          we really appreciate your taking time  
11          out of schedule to come in and show your  
12          support for the work of this agency. It  
13          means a lot, not only to the Board, but  
14          also to our staff. So thank you.

15          MS. CLARK: Thank you very much.  
16          Thank you.

17          MR. DAVIE: Indeed. Yojaira, are  
18          there any other public officials with  
19          us?

20          MS. ALVAREZ: That's it at the  
21          moment. I do want to acknowledge that  
22          Nannearl Blackshear from the Brooklyn  
23          Borough President, Eric Adam's office,  
24          is in attendance. So I just want to  
25          acknowledge that they're there.

1 MR. DAVIE: Great. Thank you and  
2 welcome.

3 So I think we'll move to the next  
4 part of our agenda, and that's a  
5 presentation from our Outreach team and  
6 I'll turn to Yojaira Alvarez again.

7 MS. ALVAREZ: All right. I just  
8 want to make sure every one can hear me.

9 Can everyone hear me?

10 MR. DAVIE: Yes, please proceed.

11 MS. ALVAREZ: Okay. Perfect.

12 So thank you everyone for coming on  
13 this rainy afternoon. For those of you  
14 that don't know, I want to take a moment  
15 to go over a little bit of what the  
16 agency is charged to investigate, some  
17 of the work we've been currently doing  
18 in regards to youth outreach.

19 So, as you know, we are a City  
20 agency independent of the NYPD. We're  
21 responsible for investigating,  
22 mediating, and administratively  
23 prosecuting allegations of police  
24 misconduct.

25 As you have met some of our Board

1 members, the full Board is composed of  
2 15 members. Five are appointed by the  
3 Mayor, five are appointed by the City  
4 Council. Those City Council appointees  
5 each represent -- each represent each  
6 borough. Three are designated by the  
7 Police Commissioner, one is appointed by  
8 the Public Advocate and the Chair, Fred  
9 Davie is co-appointed by the Mayor and  
10 City Council.

11 So although we investigate police  
12 misconduct, we don't investigate all  
13 allegations of police misconduct. A way  
14 of remembering what falls under our  
15 jurisdiction is the acronym FADO,  
16 F-A-D-O.

17 The "F" stands for force. So if  
18 force is used in an interaction with a  
19 police officer, that would fall under  
20 jurisdiction. We would use the Patrol  
21 Guide legal guidelines to determine if  
22 the force used in that interaction was  
23 excessive or unnecessary.

24 We also investigate allegations of  
25 abuse of authority. This is a large

1 category but some of the items included  
2 in this is -- includes an improper stop,  
3 an improper search, a police officer  
4 threatening to call ICE, a police  
5 officer refusing to provide their name  
6 and shield number or a refusal to  
7 provide a business card, which I'll talk  
8 about in a moment.

9 The third category is discourtesy.  
10 So that includes allegations of a police  
11 officer using profanity or an  
12 inappropriate.

13 And, finally, offensive language.  
14 So that is language that inappropriately  
15 refers to my race, ethnicity, gender  
16 identity, gender expression, sexual  
17 orientation, religion, or disability  
18 status.

19 So I wanted to talk a little bit  
20 about the Right to Know Act. It is a  
21 law that has been in effect for two --  
22 almost two years now, and some of the  
23 major components of it are that police  
24 officers must identify themselves by  
25 providing their name and identification

1           number -- if asked, by providing a  
2           business card. This is an example of  
3           what that business card looks like.

4                       (Screen shared.)

5           MS. ALVAREZ: In the majority of  
6           interactions with a -- with the  
7           civilians, police officers must  
8           proactively provide that business card.  
9           If they do not have the -- if they are  
10          not required to provide that business  
11          card, you, as a civilian, can always  
12          request that information. And if that  
13          isn't provided, feel free to file a  
14          complaint with us.

15          Another element of the Right to Know  
16          Act is that with some exceptions the  
17          police officers should explain the  
18          purpose of that law enforcement  
19          interaction. Police officers must also  
20          inform you of their right -- of your  
21          right to say no when asked for -- when  
22          asking for your consent to search your  
23          person, property, vehicle or home.

24          So, in other words, if they don't  
25          have the legal justification to search,

1           they must ask for that consent and you  
2           have the right to refuse that.

3           And last but not least, in cases  
4           where I may be monolingual and might not  
5           understand what the police officer is  
6           instructing me to do, or the -- or what  
7           their -- what the purpose of the  
8           interaction is, they must provide legal  
9           -- they must provide language access  
10          services.

11          As was mentioned before, there are  
12          multiple ways of filing a complaint.  
13          You can file a complaint online at  
14          nyc.gov/ccrbcomplaint. You can call the  
15          office directly, 1-800-341-CCRB or 2272.  
16          We'll add that in the link. And because  
17          of recent developments, if you see  
18          footage of police misconduct via social  
19          media or in the news, you can file a  
20          complaint even if you weren't the victim  
21          or the civilian involved in that  
22          interaction.

23          Again, online, over the phone, but  
24          also our offices are open for those that  
25          find that to be the easiest of doing so.



1 We are located at 100 Church Street,  
2 10th Floor. You can also file a  
3 complaint at your local precinct or file  
4 a complaint via mail.

5 And as the summer feels like it's  
6 coming to a close, I wanted to give --  
7 provide the Board and civilians an  
8 update on our youth outreach efforts.

9 As some of you know, we are in our  
10 second class of Youth Advisory Council  
11 Members. They represent New Yorkers  
12 from all five boroughs. They range in  
13 age from 10 to 24, and they have worked  
14 this year to produce and write a PSA,  
15 which you can find on our website and  
16 we'll share a link in the chat.

17 Some of the other items that the YAC  
18 members have worked on, have -- some  
19 have attended our -- the Mayor's Youth  
20 Summit in Town Hall in Harlem, which  
21 the -- which our YAC member, was --  
22 Elias -- was able to ask a question  
23 directly to the Mayor in regards to  
24 bettering police community relations.

25 I also wanted to remind everyone

1           that if you are a teacher -- I know that  
2           some DOE representatives are in  
3           attendance -- we are happy to provide  
4           virtual presentations to those groups.  
5           We have conducted almost 200  
6           presentations since COVID and changed  
7           our approach to be more interactive on  
8           that -- in that space.

9           You can also follow us on Instagram  
10          at ccrb\_nyc, via Twitter with the same  
11          handles, and Facebook, /ccrb.nyc.

12          If you know of any youth interested  
13          in the YAC program, applications will go  
14          live in the fall. In the meantime, they  
15          can send an email to  
16          outreach@ccrb.nyc.gov and we'll make  
17          sure to add them to the email list.  
18          And, of course, if you have any requests  
19          for presentations, we'll be happy to do  
20          that.

21          Thank you so much.

22          MR. DAVIE: Thank you, Yojaira.

23          Let me ask our Board members if they  
24          have any questions or comments on your  
25          presentation.

1 (No response.)

2 MR. DAVIE: All right. Hearing  
3 none, we will go to community comments.

4 So, Yojaira, thank you for that  
5 presentation and now we're going to ask  
6 you if we have any invited --

7 (inaudible) -- community who would like  
8 to speak.

9 MS. ALVAREZ: Yes, before we get  
10 into that, I would like to introduce  
11 Councilmember Carlina Rivera, who has  
12 joined us.

13 Sorin, if you can un-mute.

14 MR. DAVIE: Welcome Councilmember  
15 Rivera.

16 MS. RIVERA: Hello. Can everyone  
17 hear me?

18 MR. DAVIE: We can. Welcome.

19 MS. RIVERA: Thank you so much for  
20 allowing me to speak and for this  
21 opportunity to testify.

22 I want to thank the members of the  
23 Civilian Complaint Review Board for  
24 hosting this public meeting and for the  
25 -- this very, very important

1 opportunity.

2 I think disappointing doesn't even  
3 begin to cover how I, and of all you,  
4 must feel with City Hall's announcement  
5 on budget cuts and imminent layoffs. I,  
6 and many other elected officials and  
7 advocates, believe you need more  
8 resources and teeth (sic) really to  
9 change your recommendations to that  
10 beyond advisory.

11 But why I really am here today is to  
12 highlight a disturbing pattern of  
13 excessive force that NYPD has  
14 demonstrated towards New Yorkers during  
15 the COVID-19 pandemic in an  
16 unprecedented racial justice.

17 In my district, on July 28th, Nikki  
18 Stone, who I will refer to as Stickers,  
19 as she prefers, was arrested by  
20 plain-clothes officers using an unmarked  
21 van without warning during a protest,  
22 and these fearmongering tactics mirrored  
23 federal abductions that have occurred  
24 across the country this year.

25 The NYPD initially defended the

1           arrest stating that the Warrant Squad  
2           uses unmarked vehicles to effectively  
3           located wanted suspects, while Mayor de  
4           Blasio conceded that it was the wrong  
5           time and place to effectuate that  
6           arrest. This lack of clarity is a  
7           recurring issue within the NYPD.

8           What happened with Stickers is not  
9           an isolated event. Just 10 days later  
10          the NYPD brought over 30 police cars --  
11          police cars to a house -- to the house  
12          of a Black Lives Matter organizer,  
13          Derrick Ingram. Despite not having a  
14          warrant, the six hour standoff involved  
15          dozens of officers, riot gear, and a  
16          helicopter.

17          This tremendous display of force and  
18          resources did not result in an arrest.  
19          The NYPD's decision to harass protesters  
20          and activists, without the legal means  
21          to do so, sets an extremely dangerous  
22          precedent.

23          The Mayor reported that the choice  
24          to use these tactics was made at a much  
25          lower level than what should've been

1           allowed. Commissioner Shea claims that  
2           he was unaware of the decision and  
3           intervened once notified. This begs the  
4           question, who is in charge of the NYPD?

5           This consistent evasion of  
6           responsibility actively perpetuates a  
7           culture of police brutality and  
8           intimidation in our City. Vague  
9           promises that these incidents will be  
10          addressed structurally and discussed  
11          with higher levels of leadership are not  
12          enough. We unequivocally need new  
13          leadership and clear cut changes.

14          The NYPD has also yet to address the  
15          excessive displays of force against  
16          civilians during COVID-19. On May 2nd,  
17          Officer Francisco Garcia attempted to  
18          enforce social distancing in my district  
19          by tackling Donni Wright and sitting on  
20          his neck on Avenue D in the lower  
21          eastside.

22          This unacceptable assault could have  
23          had fatal consequences, as we saw when a  
24          similar practice caused the death of  
25          George Floyd only 23 days later. But by

1 the time Officer Derek Chauvin was fired  
2 and charged with the death of George  
3 Floyd on May 29th, the NYPD had only  
4 just begun internal disciplinary  
5 procedures to investigate Officer  
6 Garcia's misconduct.

7 It has now been over three months of  
8 waiting to learn if Officer Garcia, and  
9 other NYPD officers with similar  
10 records, will be fired or face any  
11 criminal charges.

12 The police brutality that has taken  
13 place through this pandemic is not new  
14 and it is all the more unacceptable  
15 during a public health crisis that  
16 disproportionately affects New Yorkers  
17 of color.

18 When officers continuously place New  
19 Yorker's lives at risk, whether by  
20 employing violent tactics or by refusing  
21 to wear face masks, the NYPD is failing  
22 the city it claims to serve. I am  
23 committed to fighting to hold the NYPD  
24 accountable even as we combat the many  
25 equities exacerbated by the pandemic,

1           and I hope the CCRB will soon take  
2           actions to do so as well.

3           I want to thank you all for being  
4           here today, for giving me the  
5           opportunity to speak, and for your  
6           commitment to racial justice. Thank  
7           you.

8           MR. DAVIE: Thank you for joining us  
9           this afternoon, Councilmember Rivera.

10          I want to say of the incidents you  
11          mentioned, I think there are complaints  
12          related to them in some way with the  
13          CCRB, and I will assure you that we will  
14          investigate those complaints thoroughly  
15          and be as open with the public as we  
16          possibly can about both the process and  
17          the outcome.

18          I also want to say that we agree  
19          with you -- at least I agree with you --  
20          I think maybe a majority of my Board  
21          members -- fellow Board members agree  
22          with you -- that more concurrence, if  
23          not having a binding authority when it  
24          comes to discipline, is also really  
25          important if we're going to increase



1 confidence in civilian oversight of the  
2 NYPD.

3 And then finally, needless to say,  
4 we strongly agree with you about the  
5 budget and resources because we  
6 desperately need them, and it is -- it  
7 is really unfortunate that during this  
8 time where we have an increased number  
9 of complaints, beyond anything we  
10 would've imagined at the beginning of  
11 the calendar year, that we're going to  
12 have to take these fairly severe cuts to  
13 our budget.

14 And as I said earlier, I reached out  
15 to both City Hall and the City Council  
16 very early this morning after finding  
17 out about this last night, and I'm  
18 making my -- trying to make the case  
19 that it would be extremely detrimental  
20 to, not only the agency, but to civilian  
21 oversight and to the responsibility that  
22 public officials have to this City when  
23 it comes to civilian oversight of the  
24 Department for this agency to have to  
25 sustain those level of cuts.

1           So we appreciate your support on  
2           that, your leadership in the City, and  
3           taking the time to come out tonight.

4           Let me see if any of my other Board  
5           -- fellow Board members have any  
6           comments or questions before we let you  
7           go.

8           (No response.)

9           MR. DAVIE: All right. Well, thank  
10          you for being with us and we look  
11          forward to continuing to work with you  
12          in the office.

13          MS. RIVERA: Thank you.

14          MR. DAVIE: All right. Yojaira, do  
15          we have any other elected officials that  
16          you've invited -- (inaudible) --

17          MS. ALVAREZ: At the moment, no, so  
18          we can proceed to our invited community  
19          groups.

20          MR. DAVIE: Okay.

21          MS. ALVAREZ: Next we have Clarisa  
22          Maribel James, Executive Director of  
23          DIVAS for Social Justice.

24          MS. JAMES: (Inaudible.)

25          MR. DAVIE: We can hear you. Please

1 go ahead.

2 MS. JAMES: Good afternoon. Thank  
3 you for the opportunity to speak today.

4 I just would like to say thank you  
5 to CCRB's outreach unit. Prior to the  
6 pandemic, Sonia Banegas came to our site  
7 on Fulton Street and provided a  
8 workshop, which was so helpful to our  
9 students, and we were hoping to partner  
10 more and then, you know, COVID happened.

11 But one of the things that we did do  
12 in light of what happened was we took  
13 the PSA video that was produced by the  
14 outreach unit and we converted it into a  
15 QR code, and because all of our  
16 programming is virtual now, we've made  
17 it available in our storefront window so  
18 that anyone can come up and interact  
19 with the video.

20 So I just wanted to say thank you.  
21 I'm so happy that I was invited to be  
22 part of this meeting and I would welcome  
23 the opportunity for more virtual  
24 presentations for my youth development  
25 group.

1 MR. DAVIE: Well, thank you and  
2 thank you for promoting the youth --  
3 (inaudible) -- PSA as well. Thank you.

4 Other community group speakers,  
5 Yojaira?

6 MS. ALVAREZ: Yes, next we have  
7 Charlee Newman, the Founder and CEO of  
8 Rise of Broken Women.

9 MR. DAVIE: Is the speaker on?

10 (No response.)

11 MR. DAVIE: I see you there. Your  
12 mic is muted so you may want to un-mute  
13 it.

14 (No response.)

15 MR. DAVIE: Is the speaker there?

16 MS. NEWMAN: Yes, I am.

17 MR. DAVIE: Please go ahead.

18 MS. NEWMAN: Can you hear me?

19 MR. DAVIE: Yes, we can. Please  
20 proceed.

21 MS. NEWMAN: Hi. First of all, I  
22 just want to thank Sonia for inviting me  
23 to this -- awesome panelists here to be  
24 part.

25 First of all, my name is Charlee

1 Newman and I am the Founder of the Rise  
2 of Broken Women. I created the  
3 organization when I was in a shelter for  
4 two years and I stand up for the rights  
5 of dignity for the -- to break the  
6 stigma behind periods.

7 But what I also want to share is  
8 that I am a domestic violation survivor  
9 and I've also found out that the -- a  
10 lot of women that were in the shelters  
11 that I was in did not receive the proper  
12 care, and support, and help that they  
13 needed through the police force.

14 Myself, as -- when I went to the  
15 police force, they accused me of being  
16 the part of the entity that I deserved  
17 what I got. But, you know, I pulled  
18 myself together and I said, "Okay. So,  
19 therefore, I need to make a change", and  
20 the change was to be able to support and  
21 back women and be their voice, and say  
22 that we can move forward irregardless  
23 (sic) in connecting with the CCR (sic).

24 This is profound to me because I  
25 really need to forward my support of --

1 go forward with what we're doing and to  
2 support women, as well as myself, to  
3 strengthen us as, yes, we have a voice.  
4 We need support, and as a woman -- a  
5 black woman -- and brown women, and  
6 woman of different cultures -- we need  
7 to be heard in the Police Department.

8 I was turned away and there are  
9 several others that have been. So I  
10 have -- you know, this is just an  
11 awesome thing -- I'm sorry, I'm just  
12 overwhelmed here -- to listen to all of  
13 you guys and understanding the needs of  
14 being supported by -- we need voices to  
15 speak for us and to protect us out here  
16 as women, and I just can't say enough  
17 that I -- I just -- I -- you know, I  
18 applaud you guys.

19 I think you guys are awesome, and I  
20 would also like to be -- I would like to  
21 partner with you guys. Anything that I  
22 can do, or you can do for me, to enhance  
23 and go forth with what we need to do to  
24 help women as far as -- and there are  
25 some men out there too -- is to, you

1 know, make it better where we can be  
2 protected and be listened to instead of  
3 being used as the scapegoat and being  
4 punched around, pushed around, and  
5 called names and, you know -- and what  
6 have you.

7 And I just want to say thank you. I  
8 want to keep it brief. I just want to  
9 say thank you so much for listening.

10 MR. DAVIE: Sure. Absolutely. And  
11 I'm sure Yojaira and her team will  
12 continue to work with you and to work  
13 with you on making sure that you have  
14 access to file to the complaints when  
15 you believe a police officer has either  
16 not interacted with you in an  
17 appropriate way or responded  
18 appropriately to your efforts to file --  
19 to file complaints about domestic  
20 violation abuse, or any other criminal  
21 activities.

22 So thank you for your leadership.

23 MS. NEWMAN: Thank you so much.

24 MR. DAVIE: Sure. Any comments from  
25 Board members before I go on?

1 (No response.)

2 MR. DAVIE: Yojaira, other speakers?

3 MS. ALVAREZ: Thank you. We are  
4 waiting on a couple more to attend, so  
5 we can move on to the public session.

6 If folks would like to leave a  
7 comment or leave a statement, if they  
8 could use the "raise the hand" feature,  
9 which you can find next to your name in  
10 the participant list.

11 If you're calling in, you can use  
12 the "\*9" function and we will un-mute  
13 you that way.

14 MR. DAVIE: And I would like to  
15 remind the public that the comments are  
16 limited to two minutes and we want to  
17 hold you to that so that we can get as  
18 many people in this afternoon who want  
19 to comment.

20 So are there any hands raised?

21 MS. ALVAREZ: Yes. First, we'll be  
22 hearing from Michael Aryee.

23 MR. ARYEE: Hi. My name is Michael.  
24 I live in Williamsburg. I'm a  
25 (inaudible) contractor and also a



1 Department of Education employee.

2 So the reason for me tuning in is  
3 because someone led me here, but I have  
4 video footage of a police barricade last  
5 Tuesday because of construction, but the  
6 way it was barricaded they left all the  
7 businesses open and were just deciding  
8 who they would let in and who they  
9 wouldn't let pass.

10 I know sometimes they do that and  
11 you have to show ID, but that was not  
12 the case. It was just very arbitrary on  
13 film. So some people were let pass;  
14 some people were told to go a different  
15 way, and some people were arrested for  
16 walking on the street. So I find it  
17 troubling.

18 I'm not sure if it's an illegal  
19 statute or if it's just a matter of like  
20 maybe just bad policing, but I have that  
21 footage to share with anyone who is  
22 interested and I was just wondering what  
23 should I do about it because I do live  
24 in the neighborhood and I just --

25 MR. DAVIE: Jon Darche --

1 MR. ARYEE: -- okay to keep the road  
2 open for businesses and then decide who  
3 comes in not, and then some people get  
4 -- right. So unless it's all good and  
5 I'm just confused -- but I just wanted  
6 to share those, as someone told me this  
7 might be the venue to at least start  
8 doing something about it.

9 MR. DAVIE: John Darche, did you  
10 want to --

11 MR. DARCHE: Yes, thank you,  
12 Mr. Chair.

13 Mr. Aryee, if you go to our website,  
14 you can file a complaint on our website  
15 and also upload the videos you took, and  
16 then from there an investigator will get  
17 back in touch and take a statement from  
18 you. We'll investigate the case.

19 There may be reasons for the police  
20 acting in that way, but if you have  
21 doubts, file a complaint with our agency  
22 and our investigators will look into it  
23 and collect all of the data, present it  
24 to the Board, and the Board will decide  
25 whether or not it was misconduct.

1 MR. ARYEE: I have to say the  
2 footage is four minutes long, so maybe  
3 just on YouTube, a link, if that's okay,  
4 cause --

5 MR. DARCHE: You know what, if you  
6 go online and file the complaint, we'll  
7 get the data from you.

8 MR. ARYEE: All right. Thank you.

9 MR. DAVIE: Thank you. Thank you  
10 both.

11 Other public comment?

12 MS. ALVAREZ: Thank you so much,  
13 Michael. We will send, in the chat, a  
14 link to that complaint link that Jon  
15 just mentioned.

16 Next we'll be hearing from the  
17 Mayor's Office to End Gender-Based  
18 Violence. We'll be hearing from Zena  
19 Sawaged -- sorry for mispronouncing your  
20 name.

21 MR. DAVIE: Please go ahead.

22 MS. SAWAGED: Can you hear me now?

23 MR. DAVIE: Yes.

24 MS. SAWAGED: Good afternoon. My  
25 name is Zena. I'm from the Mayor's

1 Office to End Domestic and Gender-Based  
2 Violence and I wanted to just share some  
3 resources that we have for anybody who's  
4 experiencing domestic or gender-based  
5 violence at this time, especially  
6 because the lock down -- the Stay at  
7 Home Order -- many victims may feel like  
8 they do not have any services they can  
9 reach out to --

10 But it's very important for them to  
11 know that we do have a family justice  
12 center in each borough that services  
13 anybody experiencing domestic or  
14 gender-based violence and -- the  
15 services are free, comprehensive, as  
16 well as confidential.

17 We make sure that they're  
18 client-centered, and so if a client is  
19 -- wishes to speak to a certain -- a  
20 certain employee, but not within -- like  
21 for example, the respondent before  
22 stated she preferred to -- she didn't  
23 like how she was treated by the police  
24 -- so I wanted to assure everyone here  
25 that if somebody is unwilling or does

1 not want to speak with the police, they  
2 have that option to do so.

3 So I will provide contact  
4 information of the family justice  
5 centers. We are open, obviously, over  
6 the phone for now. So I will provide  
7 all that contact information, as well as  
8 other resources, where anybody  
9 experiencing domestic or gender-based  
10 violence from any age group can go to  
11 those resources and reach out to them.

12 Thank you all.

13 MR. DAVIE: Great. Thank you.

14 Other speakers?

15 MS. ALVAREZ: Thank you so much for  
16 sharing that information.

17 I just wanted to confirm -- I know  
18 that there was some technical issues,  
19 but if Dr. Jackie Cody, the Vice  
20 President of the National Action Network  
21 of the Brooklyn Chapter is on, Sorin?

22 (No response.)

23 MR. DAVIE: Okay. Should we go to  
24 the next speaker while we wait?

25 MS. ALVAREZ: It looks like she's

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1 on.

2 Dr. Jackie -- Dr. Cody, can you hear  
3 us?

4 (No response.)

5 MS. ALVAREZ: We'll try her --

6 MR. DAVIE: Yeah, I see her there.

7 Do you want to try one more time?

8 Dr. Cody, can you hear us?

9 (No response.)

10 MR. DAVIE: Okay. Let's go to the  
11 next speaker and we'll come back.

12 MS. ALVAREZ: Okay. Next on the  
13 speaker list is John Teufel.

14 MR. DAVIE: And -- we'll hear from  
15 Dr. Cody. Her mic was on mute and I  
16 think she's ready to go.

17 Dr. Cody?

18 (No response.)

19 MR. DAVIE: We can see you speaking  
20 but we still can't hear you. It says  
21 that your mic is not on mute.

22 (No response.)

23 MR. DAVIE: Okay. We'll go to the  
24 next speaker and maybe Sorin can talk to  
25 you and see if we can get it

1           straightened out.

2           So our next speaker, Yojaira.

3           MS. ALVAREZ: So next we'll be  
4           hearing from John Teufel.

5           MR. TEUFEL: Hi. Can you hear me?

6           MR. DAVIE: Yes, please go ahead.

7           MR. TEUFEL: Hi, Chairman Davie,  
8           thank you. My name is John Teufel. I'm  
9           an attorney and an activist based in  
10          Brooklyn.

11          I wanted to thank you for your  
12          comments earlier supporting giving  
13          binding disciplinary authority to the  
14          CCRB. There's currently legislation  
15          being considered by the City Council to  
16          give CCRB that exact authority and to  
17          take it away from the Police  
18          Commissioner.

19          As I'm sure you know, on recent  
20          years over 60 percent of the time, the  
21          Police Commissioner has reduced or  
22          eliminated the recommended discipline  
23          that the agency has put out for police  
24          officers. In part, that's why it took  
25          five years to fire Daniel Pantaleo.

1 I was just wondering if any Board  
2 members tonight would like to speak on  
3 this specific issue of giving binding  
4 disciplinary authority to the CCRB and  
5 taking it away from the Police  
6 Commissioner?

7 (No response.)

8 MR. DAVIE: I don't think we have  
9 any Board members who are going to  
10 address that at this time.

11 You have a few more -- you have a  
12 little bit more time. Do you have any  
13 more comments?

14 MR. TEUFEL: No, I would just say  
15 that it's incredibly important that we  
16 make this change in the law, that I am  
17 also a former CCRB investigator. I can  
18 tell you that there is a culture of  
19 untouchability in the NYPD that comes  
20 from the knowledge that even if they are  
21 investigated, and even if the CCRB does  
22 recommend punishment, that that  
23 punishment is usually light or they get  
24 off entirely by the Police Commissioner.

25 So I just want to make that point in



1           this public setting and thank you again,  
2           Chairman Davie, for your earlier  
3           comments.

4           MR. DAVIE: Thank you. All right.  
5           Shall we try Dr. Cody again?

6           MS. ALVAREZ: Yes, Sorin is -- were  
7           you able to reach her?

8           (No response.)

9           MR. DAVIE: All right. I see her  
10          there. Okay. Let's see -- yeah, we  
11          still can't hear you, Dr. Cody. I'm not  
12          sure what's going on, but we'll keep  
13          trying until the meeting is over. Okay.

14          Let's see if we -- (inaudible) --

15          MS. ALVAREZ: Yes, we have one last  
16          member of the public who would like to  
17          speak, John Sonda.

18          MR. SONDA: Hi. My question is for  
19          Executive Director Darche.

20          Based upon your knowledge, have the  
21          CCRB ever opened and conducted an  
22          investigation into members of the NYPD  
23          after the Executive Director himself  
24          determined that the complaint was not in  
25          CCRB's jurisdiction?

1 MR. DARCHE: The complaint was not  
2 in our jurisdiction, no.

3 MR. SONDA: How about after you  
4 determined during a re-opening of the  
5 case?

6 MR. DARCHE: So I, as a matter of  
7 routine, review re-open requests and  
8 grant or deny them depending on the fact  
9 of the individual case.

10 MR. SONDA: Yes. So after you deny  
11 the request, has that -- has a case ever  
12 been opened by the CCRB and an  
13 investigation been conducted?

14 MR. DARCHE: So I may have denied a  
15 request and then when there was a new --  
16 if there was another re-open request, I  
17 may have granted a second request, but  
18 I'm not sure.

19 MR. SONDA: Got you. Now, my  
20 question is to Mr. Davie.

21 MR. DAVIE: You have 34 seconds,  
22 yes, please go ahead.

23 MR. SONDA: Mr. Davie, you received  
24 the evidence that you requested from the  
25 last Board meeting?

1 MR. DAVIE: Mr. Sonda, I didn't  
2 think -- what you presented required any  
3 further action.

4 MR. SONDA: Can you explain what you  
5 intend to do with said evidence and if  
6 you have the power to investigate?

7 Your only response was "I will  
8 decide how it will be handled".

9 MR. DAVIE: Sir -- yeah, I will  
10 decide -- did decide how it would be  
11 handled and we're not going to do  
12 anything.

13 MR. SONDA: Have you provided any of  
14 the evidence to any of the other Board  
15 members?

16 MR. DAVIE: Sir, your time is up.  
17 We're going to proceed with the meeting,  
18 so thank you.

19 Yojaira, are there any other people  
20 to make public comments?

21 MS. ALVAREZ: So before we try Dr.  
22 Cody one last time, I do want to  
23 acknowledge that Congress Member Adriano  
24 Espailat's staff member is in  
25 attendance.

1           And, Sorin, if you could try Dr.  
2           Cody one more time. If it doesn't work,  
3           we'll be happy to invite her back in  
4           September.

5           (No response.)

6           MR. DAVIE: Dr. Cody.

7           (No response.)

8           MR. DAVIE: I don't see her there,  
9           Yojaira, so I'm going to propose that we  
10          proceed and before we go to -- before I  
11          entertain a motion to go to executive  
12          session, I would like to -- for us to  
13          hear from our departing senior staff  
14          member, Jerika Richardson.

15          Jerika.

16          MR. JOSEPH: Yay.

17          (Applause.)

18          MS. RICHARDSON: Good afternoon,  
19          everyone. Thank you, Chair Davie,  
20          Executive Director Darche, all of the  
21          members of the Board and all of the  
22          staff here at the CCRB. It has an  
23          absolute honor and a pleasure to work  
24          with you over the past four years. I am  
25          so proud of what we've accomplished

1 together in partnership.

2 There are so many firsts, whether it  
3 was the 25th Anniversary, the first ever  
4 Youth Submit on policing, our first ever  
5 symposium -- academic symposium at John  
6 Jay College -- I mean there has just --  
7 our establishment of our Youth Advisory  
8 Council, our first ever PSA, expansion  
9 of outreach, intergovernmental affairs,  
10 expansion of policy into the advocacy  
11 space as well -- and I'm just thankful  
12 for the community, our partners, and a  
13 lot of the organizations and advocacy  
14 groups across the City, as well as the  
15 relationships we built with our elected  
16 officials and members of the Department.

17 I think as we can see, police  
18 accountability is a critical issue.  
19 It's one that there -- is getting a lot  
20 of attention around, but -- and I just  
21 want to say thank you to all of you who  
22 have been doing the work and have been  
23 committed to the work because I think  
24 for us to improve the relationship  
25 between law enforcement and the

1 community, it's important for  
2 accountability to be an important piece  
3 of that formula.

4 So I thank all of you and I look  
5 forward to continuing to working with  
6 you in my new role where I get to  
7 organize, advocate, and push for  
8 legislation on the national, state, and  
9 local levels around accountability, but  
10 also around the re-imagining of policing  
11 as we know it.

12 So thank you again for the  
13 opportunity. Thank you for your  
14 partnership and I look forward to  
15 staying in touch and working with you  
16 all, maybe from a different vantage  
17 point, but just thankful to you and to  
18 all the members of this body, as well as  
19 all the partners that we've had within  
20 the City and civilians who really  
21 stepped up and supported us through this  
22 work.

23 Thank you.

24 MR. DAVIE: Thank you, Jerika. And,  
25 again, thank you for all you've done for

1           this agency, again, for the people of  
2           New York City and we --

3           MR. JOSEPH:   Yay.   Great, Jerika,  
4           great.

5           (Applause.)

6           MR. DAVIE:   -- thank you.   Let me  
7           also, before we entertain this motion,  
8           Matthew Kadushin and his wife a happy  
9           anniversary today.   I don't know that  
10          I'm supposed to know that, but I do, and  
11          so I want to wish them a happy  
12          anniversary and many more years of a  
13          happy life together.

14          So, Matt, wherever you are -- you  
15          and your wife -- happy anniversary.

16          So I will entertain a motion to  
17          adjourn into the executive session --

18          Oh, let me ask first, is there any  
19          old business to come before the Board?

20          (No response.)

21          MR. DAVIE:   Any new business to come  
22          -- (inaudible) --

23          (No response.)

24          MR. DAVIE:   Mr. Puma.

25          MR. PUMA:   Yes, not so such new

1 business, but I just wanted -- I feel  
2 compelled to speak on Jerika's departure  
3 because I -- I guess, I might be the  
4 only Board member still serving on the  
5 Board that was involved with hiring her,  
6 or recommending her for hire.

7 So I just wanted to, you know,  
8 put -- Mr. Chair put it in context very  
9 well, but this was an unprecedented role  
10 -- it was a new role that was envisioned  
11 to be a bridge between the Board, and  
12 the staff. And, you know, Jerika was  
13 the standout candidate and ultimately  
14 got the job.

15 She was able to leverage her media  
16 and communication skills, her legal  
17 education, her project management  
18 skills, her intergovernmental relation  
19 skills, and just a list of achievements  
20 that she shares with us, you know, shows  
21 how much she was able to help bring our  
22 -- the work of the agency to a new  
23 level.

24 So cheers to that and I wish you  
25 very well in your next endeavor.



1 MR. DAVIE: Here, here.

2 MS. RICHARDSON: Thank you,

3 Mr. Puma.

4 MR. DAVIE: All right. Thanks  
5 again, and is there a motion to adjourn  
6 to executive session?

7 MR. DARCHE: Motion --

8 (inaudible) --

9 MR. DAVIE: Is there a second?

10 MS. IRISH: Second.

11 MR. DAVIE: All those in favor,  
12 please say "aye".

13 (Chorus of "Ayes".)

14 MR. DAVIE: Opposed?

15 (No response.)

16 MR. DAVIE: No. Ayes have it. We  
17 will adjourn to executive session.

18 So, Sorin, if you can put us back to  
19 executive session, we'd appreciate it.

20 (Time noted: 4:58 p.m.)

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CERTIFICATION

I, JULIA M. SPEROS, a Notary Public for and within the State of New York, do hereby certify:

That the witness whose testimony as herein set forth, was duly sworn by me; and that the within transcript is a true record of the testimony given by said witness.

I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 12th day of August, 2020.

  
\_\_\_\_\_  
Julia M. Speros

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