



**Citizens Review Board
Tampa, Florida
Meeting Minutes**

The Citizens Review Board of the City of Tampa, Florida convened in a regular session in the City Council Chambers at 6:00 p.m. on this 22nd day of February 2022.

The Legal Department was represented by Assistant City Attorney Camaria Pettis-Mackle.

The Recording Secretaries were Tonia Wilcox, City Clerk Support Technician and Debbie Mercer, Senior City Council/City Clerk Support Specialist.

I. Call to Order

Meeting was called to order by Chair Aquil.

II. Pledge of Allegiance and Roll call

Tonia Wilcox conducted a roll call. The following members were present upon roll call: Banks, Aquil, Valdez, Guy, and Reyes. Member Irvin, Collins, Ingandela, Tamayo, and Simmons being absent at roll call.

III. Approval of the Minutes

Chair Aquil requested a motion for approval of the Minutes from the January 25, 2022, meeting. A motion was made by Valdez, seconded by Reyes. Motion carried with Irvin, Collins, Ingandela, Tamayo, and Simmons being absent.

Special Guest

Chief Select Mary O'Connor made a guest appearance to address the board. Chief Select Mary O'Connor discussed her past, history and the future plans that she has for Tampa Police Department.

IV. Public Comment

Chair Aquil asked if there was anyone signed up for public comment.

The following people appeared:

1. Laurie Jones Oluku approached and voiced her concerns regarding members of the "HOPE" organization being racially profiled by law enforcement.
2. Thaddeus Bereday approached and voiced his concerns regarding members of the "HOPE" organization being racially profiled by law enforcement. Mr. Bereday requested data and analysis of all traffic stops in Hillsborough County, from law enforcement, specifically Tampa Police Department.

There were no voice recordings nor written public comments received.

V. Staff and Board Response to Public Comments

Discussion took place among members regarding the public comments concerning racial profiling during traffic stops and would like to see current data from TPD regarding those traffic stops, as well as minimizing the biases.

Assistant City Attorney Michael Schmid approached to provide clarity and feedback regarding the racial profiling traffic stop concerns. Attorney Schmid stated that TPD have met with "HOPE" concerning this issue and they are working on an updated policy to capture the data for traffic stops.

VI. Approval of Modified Rules of Procedure

Chair Aquil requested a motion. A motion was made by Guy, seconded by Valdez, that the board table the modified rules and procedures for the next meeting, March 22, 2022. Motion carried with Irvin, Collins, Ingandela, Tamayo, and Simmons being absent.

VII. Review of Investigations

PSB/IAU case # 21F-04 MOR #1204.05, Attentiveness to Duty, Required Reports

–Sustained, MOR # 1807 Failure to Comply with Departmental Policies – Sustained. An officer did not sufficiently investigate or accurately document the details involving an investigation. He received a Letter of Counseling.

Captain David Fernandez with the Tampa Police Department approached and reviewed the case concerning two officers, Bucelli and Boyd. On April 2, 2021, the officers responded to an assault and battery call. Officer Bucelli was the first to arrive on the scene and he immediately separates both victims, so that they could be interviewed individually. Officer Bucelli proceeded to interview the first victim, Brown. Thereafter, Officer Boyd arrives and interviews second victim, Clifford. While the interview was being conducted, Officer Boyd failed to activate his body camera and victim Clifford's interview was not recorded. However, Officer Boyd recorded a second interview with victim Clifford, and during the interview Officer Boyd is attempting to gain cooperation from victim Clifford of her being raped with just sexual battery. According to victim Clifford's sworn statement report, the suspect should have also been charged with armed occupied burglary, false imprisonment, armed sexual battery, aggravated assault, and simple battery. Nonetheless, due to Officer Boyd's lack to properly investigate and document the details involving an investigation has resulted in Officer Boyd receiving a letter of counseling from Professional Standards Bureau.

Discussion took place among members, Captain David Fernandez and Captain Patrick Messmer, regarding the incidents that occurred.

Chair Aquil requested a motion. A motion was made by Valdez, seconded by Reyes, that the board does not concur with the department's disciplinary action; however, the board concurs with the process and how it was used to determine the outcome of the case. Additionally, the board made a recommendation to create a much stricter policy for these types of instances and issues whenever officers fail to document details and investigate cases appropriately. Motion carried with Guy voting no and Irvin, Collins, Ingandela, Tamayo, and Simmons being absent.

Discussion took place among members, Assistant City Attorney Camaria Pettis-Mackle, and Captain Patrick Messmer regarding the proposed recommendation which was passed by the board.

VIII. Community and Tampa Police Department Matters

Special guest Chief Select Mary O'Connor appeared earlier in the meeting and discussed her concerns.

IX. CRB Staff Reports and Business

i. Training to be provided by City Attorney's Office

Captain Patrick Messmer, Tampa Police Department, approached and communicated to the board, per the new ordinance there are no changes to report this month. Captain Patrick Messmer further discussed the annual report and the specific items that should now be included in the report.

Discussion took place among members and Captain Patrick Messmer regarding the approval of the annual report.

Discussion took place among members and Assistant City Attorney Camaria Pettis-Mackle as to how the annual report was distributed and who all should have received them.

Discussion took place among members and Assistant City Attorney Michael Schmid regarding receiving the monthly tracking complaint and clarification as to who the monthly tracking complaint should be delivered to.

X. Items Continued

i. 21-F005, Initial presentation, October 26, 2021

The follow up on the Magnarosi case. The CJSTC found probable cause and Magnarosi could set a disciplinary hearing before the board, or he can voluntarily surrender his law enforcement certification.

Discussion took place among members and Assistant City Attorney Camaria Pettis-Mackle to remove case 21-F005 from the agenda as the board was updated by Captain Patrick Messmer regarding case #21-F005.

ii. 20F-148, Initial presentation, July 27, 2021

Case 20F-148 remains on the agenda as a continued item.

XI. New Business and Announcements

No new business

Assistant City Attorney Camaria Pettis-Mackle approached and asked for the next meeting to be announced.

Chair Aquil announced that if anyone could not make the next meeting to please notify the Clerk at least 48 hours in advance. The next meeting would be held March 22, 2022, at 6:00 p.m.

There being no further business to come before the Citizens Review Board at this time, said meeting was adjourned at 8:15 p.m. this 22nd day of February 2022.


VICE-CHAIR
CHAIRMAN


RECORDING SECRETARY


CITY CLERK/DEPUTY CITY CLERK

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