



**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 28th day of February 2023.

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

The Recording Secretary was Tonia Wilcox, Sr. City Council/City Clerk Support Technician.

I. Call to Order

The meeting was called to order by Chair Aquil.

II. Pledge of Allegiance

III. Roll Call

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

IV. Elections

Shirley Foxx-Knowles, City Clerk, provided direction in the processes of nominating and electing a Chair and Vice-Chair for the Citizens Review Board.

Shirley-Foxx-Knowles opened the floor for nominations of Chair. Member Darryl Reyes nominated Carlos Valdes for Chair. Mrs. Foxx-Knowles asked if there were any other nominations. Member Irene Guy nominated Rasheed Aquil for Chair. Member Rasheed Aquil was elected as Chair of the Citizens Review Board.

Shirley-Foxx-Knowles opened the floor for nominations of Vice-Chair. Member Irene Guy nominated Devon Ingandela for Vice Chair. Mrs. Foxx-Knowles asked if there were any other nominations. Member Carlos Valdes nominated Darryl Reyes for Vice Chair. Member Darryl Reyes was elected as Vice Chair of the Citizens Review Board.

V. Approval of Minutes

Chair Aquil requested a motion for approval of the Minutes from the January 24, 2023, meeting. A motion was made by Tamayo, seconded by Reyes. Motion carried 7-0, with Banks being absent.

VI. Public Comments

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

The following public speakers appeared:

1. Joe Nohavo with the Tampa Bay Community Action Committee - approached and spoke with reference to claimant, Kelsey Storemeski who was assaulted by Tampa Police Department Officers on October 12, 2019. Mr. Nohavo asked the Citizens Review Board to investigate this matter for excessive use of police force and a violation of the Professional Codes of Conduct.
2. Laura Rodriguez with the Tampa Bay Community Action Committee - approached and spoke with reference to claimant, Kelsey Storemski who was assaulted by Tampa Police Department Officers on October 12, 2019. Ms. Rodriguez asked the Citizens Review Board to investigate this matter for excessive use of police force and a violation of the Professional Codes of Conduct.
3. Taylor Cook with the Tampa Bay Community Action Committee - approached and spoke with reference to claimant, Kelsey Storemski who was assaulted by Tampa Police Department Officers on October 12, 2019. Ms. Cook asked the Citizens Review Board to investigate this matter for excessive use of police force and a violation of the Professional Codes of Conduct.

Kenya Sanchez with the Tampa Bay Community Action Committee - approached and spoke with reference to claimant, Kelsey Storemski who was assaulted by Tampa Police Department Officers on October 12, 2019. Ms. Sanchez asked the Citizens Review Board to investigate this matter for excessive use of police force and a violation of the Professional Codes of Conduct.

5. Filip Freund with the Tampa Bay Community Action Committee - approached and spoke with reference to claimant, Kelsey Storemski who was assaulted by Tampa Police Department Officers on October 12, 2019. Mr. Freund asked the Citizens Review Board to investigate this matter for excessive use of police force and a violation of the Professional Codes of Conduct.
6. Mr. Alvaro with the Tampa Bay Community Action Committee - approached and spoke with reference to claimant, Kelsey Storemski who was assaulted by Tampa Police Department Officers on October 12, 2019. Mr. Alvaro asked the Citizens Review Board to investigate this matter for excessive use of police force and a violation of the Professional Codes of Conduct.
7. Sandra Zikry approached and spoke with reference to an ongoing concern regarding a case with the Tampa Police Department.
8. Kelsey Storemski, claimant - approached and spoke with reference to her claim that the Tampa Police Department Officers assaulted her on October 12, 2019. Ms. Storemski asked the Citizens Review Board to investigate this matter for excessive use of police force and a violation of the Professional Codes of Conduct.

There were no written public comments.

There were no voice messages for public comments.

Chair Aquil concluded the public comment portion of the meeting.

VII. Staff and Board Response to Public Comment

Discussion took place amongst members and Assistant City Attorney Camaria Pettis-Mackle regarding the CRB Ordinance and how matters of interests and importance can be brought before the CRB.

Discussion took place amongst members and Ms. Storemski regarding filing a complaint with the Tampa Police Department. Ms. Storemski stated that she tried several times to file a complaint and was not successful.

Discussion took place amongst members and Ms. Storemski regarding filing a direct complaint with the Citizens Review Board and how the process works.

Discussion took place amongst members and Ms. Cook regarding an explanation as to the type of organization Tampa Bay Community Action Committee represents.

Discussion took place amongst members and Ms. Rodriguez regarding the Citizen Review Board's website and the challenges she has had while trying to access information.

Discussion took place amongst members, Ms. Rodriguez, and Ms. Storemski regarding the ongoing TPD case. The board has asked Captain Patrick Messmer to review the case and bring it back to the CRB, as well as provide an explanation regarding the status and if the case should be referred to Internal Affairs.

Chair Aquil requested a motion. A motion was made by Guy, seconded by Collins to bring back case #2020-CF-00291, before the Citizens Review Board and provide feedback as to whether the Tampa Police Department intends to submit the case through Internal Affairs.

Discussion took place amongst members and Senior Assistant City Attorney Michael Schmid regarding discrepancies in the case numbers. Attorney Schmid provided clarity as to the correct case #19-531689, which is the TPD case.

Motion was amended by Guy, seconded by Collins reflecting the correct case number #19-531689, that TPD bring back case to the Citizens Review Board and provide feedback as to whether the Tampa Police Department intends to submit the case through Internal Affairs. Motion carried 7-0, with Banks being absent.

Discussion took place amongst members and Assistant City Attorney Camaria Pettis-Mackle regarding the CRB website and how to locate items, so that they are easily accessible to the public.

Chair Aquil requested a motion. A motion was made by Collins, seconded by Guy for the Tampa Police Department to provide a presentation and tutorial to the CRB on how to access the Citizen Review Board information on the city's website. Motion carried 6-1, with Tamayo voting no and Banks being absent.

VIII. Items to be Reviewed

- 1. 22F-152: An officer was alleged to be conducting non-law enforcement extra duty, at a club in Ybor City, without authorization. MOR 1005 – Standard of Conduct, not sustained; MOR 1001 – Non-LEO Extra Duty Work, not sustained, MOR 1807 – Failure to Comply with Department Policies, not sustained.**

Captain Patrick Messmer with the Professional Standards Bureau approached and presented the case concerning a police officer who was conducting non-law enforcement extra duty work at a club in Ybor City, without authorization. An investigation was

conducted by the Tampa Police Department as to the allegations. The findings of the investigation found that the officer's photograph was posted on a flyer, which identified her as a hostess in a club. The allegations against the officer were, Standard of Conduct Non-Law Enforcement Extra Duty, and Work Failure to comply with the City of Tampa Code of Ethics that involved outside employment. As a result, there was no evidence in the investigation to sustain the violations. However, due to the violations not being sustained does not mean that the violations are completely exonerated, it means the violations did in fact occur and the allegations were not conclusive to prove.

Discussion took place amongst members and Captain Messmer regarding the zone in Ybor City where the Officer works while on duty with TPD and where she is a hostess in the Nightclub within the same area.

Discussion took place amongst members and Captain Messmer regarding the Conduct of Standard Rule-1005, and how an officer should conduct themselves on or off duty.

Discussion took place amongst members and Captain Messmer regarding why the Standards of Ethics Code was not violated in this case. Captain Messmer stated that the officer did not violate any other policy. Board member Reyes stated, although there are no Standards of Ethics Code violations; however, there seems to be a problem with the lack of confidence between law enforcement and the community.

Chair Aquil requested a motion. A motion was made by Reyes to not concur with the disposition of MOR-1005 but concur with MOR-1011 and 1807. Motion was amended by Reyes. Tamayo restated the amended motion. The Citizens Review Board does not concur with the finding of not sustaining MOR-1005, Standard of Conduct; however, does concur with the findings of not sustaining of MOR-1001, Ethics Code, 2-511 and MOR-1807, Ethics Code, 2-512. Amended motion accepted by Reyes, seconded by Collins. Motion carried 6-1, with Guy voting no and Banks being absent.

IX. Community and Tampa Police Department Matters

Board member Collins asked if a response had been received from the Interim State Attorney to appear at one of the Citizens Review Board meetings to explain the Examination of Racial Disparity and Bicycle Stops and Citations program.

Assistant City Attorney Camaria Pettis-Mackle approached and stated that there had not been a response.

Discussion took place amongst members and Assistant City Attorney Camaria Pettis-Mackle regarding the CRB resending letter of invite to Interim State Attorney, Susan S. Lopez.

Chair Aquil requested a motion. A motion was made by Valdes, seconded by Collins to resend the invitation letter to Interim State Attorney, Susan S. Lopez for appearance at one of the Citizens Review Board meetings and present an explanation regarding the Examination of Racial Disparity and Bicycle Stops and Citations Program. Motion carried 5-2, with Aquil and Tamayo voting no, and Banks being absent.

Board member Valdes suggested to the board that he would like the CRB to be involved in the mayor's selection process of hiring the new police chief.

Discussion took place amongst members regarding scheduling and coverage for the TPD interview panel.

Chair Aquil requested a motion. A motion was made by Valdes, seconded by Collins for the Citizens Review Board to participate in the mayor's process and selection of the new police chief for the City of Tampa. The motion was amended by Valdes. Tamayo restated the amended motion. CRB moved that Mayor Castor considers the Citizens Review Board involvement in the process of selecting the next chief of police. Amended motion accepted by Valdes, seconded by Collins. Motion carried 7-0, with Banks being absent.

X. CRB Staff Reports and Business

Discussion took place amongst members and Captain Messmer regarding the CRB 2022, Annual Report and if it can be tabled and discussed at the March 28, 2023 meeting.

Chair Aquil requested a motion. A motion was made by Guy, seconded by Tamayo to table CRB 2022, Annual Report to the next meeting, March 28, 2023. Motion carried 7-0, with Banks being absent.

XI. Items Continued

No items to be continued.

XII. Announcements/New Business

Chair Aquil announced the next meeting will be held on **March 28, 2023 at 6:00pm**, Middleton High School, 4801 N. 22nd Street, Tampa Florida, 33610, and if anyone is not able to attend the meeting please notify the Clerk at least 48 hours in advance.

Discussion took place amongst members regarding the passing of CRB member, Robert Irvin and providing his family a letter of condolence.

Chair Aquil requested a motion. A motion was made by Guy, seconded by Collins to have Assistant City Attorney Camaria Pettis-Mackle create and send a letter of condolence to the Irvin family. Motion carried 7-0, with Banks being absent.

XIII. Adjournment

There being no further business to come before the Citizens Review Board at this time, said meeting was adjourned at 8:00p.m. this 28th day of February 2023.



CHAIRMAN/VICECHAIRMAN



RECORDING SECRETARY



CITY CLERK/DEPUTY CITY CLERK

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Upon request, an audio CD recording of this proceeding is available from the Office of the City Clerk for a fee. Our telephone number is (813) 274-8131. Upon request, a DVD of the actual proceeding is available from the Office of Digital Media Productions for a fee. Their telephone number is (813) 274-8127.

Meetings on Demand can be viewed on the City of Tampa Meeting – YouTube Channel website at <https://www.youtube.com/channel/UCLzohJmEgvfJOEd4YJNlHbg>