



Board

Present Janet E. Jackson, Chair
Present Brooke Burns, Vice Chair
Absent Mark Fluharty
Present Dr. Chenelle Jones
Present Willard McIntosh, Jr.
Present Pastor Richard Nathan
Absent Kyle Strickland
Present Rev. Charles Tatum
Present Mary Younger
Absent Gambit Aragon

Guests

Present Jacqueline Hendricks
Present Richard Blunt II
Present Robert Tobias
Present Tiara Ross
Present Nate Simon
Present Bethany Dickess
Present Alicia Pyfrom

WELCOME

Chair Jackson called the meeting to order at 2:07PM. Since our last meeting December 19, 2022 the Mayor sent a correspondence to Gambit Aragon. Mr. Aragon has until January 20, 2023 to appeal his removal from the board. If he does appeal, that would need to be heard by City Council and could possibly occur at a February meeting.

APPROVAL OF MINUTES FROM PREVIOUS MEETING

Pastor Nathan moved to approve the December 6th meeting minutes, and Rev Tatum seconded. Minutes approved unanimously.

Rev Tatum moved to approve the December 19th meeting minutes and Pastor Nathan seconded. Minutes approved unanimously.

TWO YEAR APPOINTMENTS

Chair Jackson-will talk more about appointments at the February meeting. There are a few of us with appointments that will end April 30, 2023. Will share what steps you need to take to communicate with the Mayor's office if you want to request another term or if you are finished serving on the board. Mayor now has a staff person, "in house council" Rena Shank and will be in communication with her to get the specifics.

Heard from Mr. Tobias that we anticipate legislation to be passed for virtual meetings.

Robert Tobias-never any plan to pass legislation on virtual meetings. Believe the charter was to include wording for it to be an option. City Council doesn't have any immediate plans to allow virtual meetings or pass legislation to do so.





Chair Jackson-Vice Chair Burns has a motion to share. Issue 21, passed in the most recent election, will allow the city to hold meetings virtually in limited circumstances, as determined by ordinance of City Council. *I move that the CPRB ask City Council to pass an ordinance allowing board committees and subcommittees, including but not limited to review committees, and ad hoc committees, to meet virtually (via teleconference, video conference, or other similar technology) when virtual meetings would allow for the timely consideration of board matters, and when in-person meetings are not feasible and/or would cause undue delay in the determination of board business. Virtual meetings must adhere to public meeting notice requirements, including the timing of the publication for those meetings to the public.* Not sure if there is other language to put in front of City Council? Robert Tobias-as long as they are public, there is notice, and there is a chance for the public to speak if they wish.

Chair Jackson-concern with wording in the motion “*not feasible*” this might be a preferred way, not necessarily feasibility. Would that be okay? Robert Tobias-could say for the efficient and timely work of the board.

Brooke Burns-Strike “*are not feasible*” – meetings would cause undue delay. Would allow for timely manner of completing these case we are reviewing.

Chair Jackson-caution to the committees, we must give public notice. The notices go out on Saturday’s and we had a case when there wasn’t a public notice. Need to make sure we are following these rules. Need to be sure we are allowing for administrative work to be completed timely. Another reminder-need to make sure we are following all the rules so that notices can go out. Reach out to Bethany Dickess, our Executive Assistant if there are any questions.

Brooke Burns-*I move that the CPRB ask City Council to pass an ordinance allowing board committees and subcommittees, including but not limited to review committees, and ad hoc committees, to meet virtually (via teleconference, video conference, or other similar technology) when virtual meetings would allow for the timely consideration of board matters, and when in-person meetings would cause undue delay to the determination of board business.*

Rev Tatum-since the subcommittees have to give notice and be public, where we met at in a coffee shop isn’t ideal for a public meeting. We could meet at my church for future meetings.





Chair Jackson-our local libraries have nice areas, plan accordingly in case the public does arrive. Planning for conference rooms or other public spaces would be good.

Dr. Jones seconded the motion, all in favor, passed unanimously.

REVIEW OF NOVEMBER ASSIGNED DIG INVESTIGATIONS

Chair Jackson-time to start our review of DIG investigations. Had a phone call from Mr. McIntosh. We didn't describe exactly how you should present. You don't need to read the entire summary or everything that is in the investigation, might be best to highlight what you feel is important. Last thing on the review worksheets – "date returned to IG" needs changed because they don't go back to the IG, they go to executive assistant and then on to Chair. Yes, the worksheets go to our support staff that is housed in the IG's office but do not want to give the public the impression that somehow the board reviews and then it goes back to the IG.

TEAM 1 – CHAIR PASTOR NATHAN- CASES: 0002, 0003, 0004, 0066, 0021/0019, 0026
Clarifying question, should we be sharing complainant and officer names? Chair Jackson-yes, it became public record when the complaint was filed.

Pastor Nathan-would like to focus on the case/cases that we might have disagreed rather than running through every single case. Chair Jackson-we have to vote on every single case.

Pastor Nathan-#0026 is the only one we disagreed on. Complainant is Keisha Campbell, Officer Tripp & Officer Rivera are the involved officers. Complainant was in argument with 2 adult children and locked the 2 out of her home. The son was living with her, daughter occasionally lived at the home. Police came because of the dispute. Officer Tripp & Rivera advised the son "if it was his house he could break in & kick in a window". The complainant finally let the children in the house. The adult children were in the house at the time the officers left, when the son proceeded to break things in the home causing a lot of damage. The Officers were exonerated because the children had a right to be in the home. The subcommittee disagreed with the findings based on Work Rule #8. City Work Rule #8, failure of good behavior and practice common sense is a violation of the Work Rule.

Chair Jackson-questions or comments from other members of the board?





Dr. Jones-Pastor Nathan did a good job summarizing the case.

Willard McIntosh-what was specific complaint? Misconduct and Officers advice to her son.

Rev Tatum-that was the advice that officers gave son?

Pastor Nathan-Yes, it was on camera. IG's reason for exoneration was that CPD policies and procedures do not require the officers evict children because one lived there and other lived on a part time basis. Would have been okay had he not offered unreasonable council. Officer did not exercise common sense.

Brooke Burns-citizen makes complaint of one specific thing, simply because citizen didn't know of a rule doesn't mean the IG can't address the other violations. Younger Officers should know those words carry weight so possibly the officer needs additional training.

Dr. Jones-the Work Rule was not addressed in the complaint. Not sure if the investigator explored that Work Rule as they were conducting the investigation.

Chair Jackson-to confirm, this is the only complaint that your conclusion is different than the IG's outcome. Motion to address this particular complaint. Pastor Nathan-moving to recommend the two officers receive additional training regarding counsel they are giving citizens in the case of a family dispute.

Dr. Jones-is that the motion or is the motion to go back to IG to investigate pertaining to that Work Rule?

Chair Jackson-question, this gets into the 90 days. Going forward it needs to be noted on the reports how many days are left on an investigation.

Pastor Nathan—incident took place on 7/14/22, complaint filed 7/18/22. Memo was 10/10/22.

IG-note in the report, under the recommendation, we did exonerate, we added recommendation for additional training for the officers regarding their communications to prevent future repeat.





Willard McIntosh-was she complaining because she couldn't evict them or what he said?

Dr. Jones-it was about what the officer said.

Pastor Nathan-wasn't a two count charge, we are saying he should not have been exonerated because he violated a Work Rule.

Rev Tatum-when we read these reports, how are we getting tripped up if they didn't violate a CPD Policy but did violate a Work Rule?

Pastor Nathan-we have Columbus Work Rules that apply to all city employees and then we have CPD rules that apply just to the police.

Rev Tatum-then it becomes important that the investigators don't just look at policies of CPD, they also look at Work Rules. Apparently our investigators are not aware of the Work Rules? Pastor Nathan-no, they cited the Work Rules.

IG-it is helpful to understand what the allegation is and that will help understand the outcome. If the investigation finds additional findings that will be added into the report. In this case we did recommend additional training.

Chair Jackson-start with allegation but as you investigate, if you find other things it does become part of the case? IG-yes, absolutely. Just want the board to understand if you are getting hung up on the exoneration part, it is what relates to the allegation. We do talk about Work Rule #8 in our report.

Pastor Nathan-we are not asking the case be investigated again.

Chair Jackson-requests motion be made by Brooke Burns.

Brooke Burns-move that case #0026 instead of reading exonerated with additional training recommended, read exonerated as to the allegation pertaining to the eviction but sustained as to violating Work Rule 8 and training be recommended.





Robert Tobias-I don't think the final conclusion needs to be modified or amended. Your role is to make recommendations and if warranted discipline. You can say we agree with being exonerated, disagree on violation of Work Rule #8. You don't need to send it back. It is okay to disagree, you have authority to do whatever you want. The final conclusion doesn't have to be modified that you disagree. Motion can say we agree with the findings related to the exoneration and we disagree with the findings related to Work Rule #8.

Brooke Burns-the board moves on case #0026 to agree with the recommendation of exoneration on eviction but we disagree as it relates to Work Rule 8 and recommend additional training.

Dr. Jones-seconded motion. Was approved unanimously.

Robert Tobias-the board needs to agree on who the recommendation goes to. Chair Jackson-for all motions, not going to ask we approve this, but would prefer these all go to the Police Chief.

Pastor Nathan-rest of the cases read all of them individually? Chair Jackson-would like to hear from the board on all their cases. I think it is important to hear a little on each complaint. It is our responsibility to understand your reports and agree on them.

Robert Tobias-if there are a group you agree with exoneration, you could group those together. If there is recommendation for training or discipline, you may not be able to do those in a group.

Mary Younger – what if we have a question on their investigation, how will we handle that? Do we ask it here? Robert Tobias-if it might change your decision then ask it here but if it is just an administrative question, ask prior to this. What if it is a recommendation we want to make like on police procedure? Robert Tobias-there is an opportunity for the board to make rec to the police regarding policies and protocol that can be separate from the investigation.

Chair Jackson-hold your question for now, we need to hear a little about each case. I am not comfortable to not hear the case before we are voting.

IG-a suggestion, the summary might help to present the information to the group.





#0003-complainant alleged excessive force but body cam footage with Officer Metz disclosed the use of profanity. Agreed with IG's outcome to recommend disciplinary action because of violation of Police Policy. Chair Jackson-need to make a motion to approve. Pastor Nathan-move to accept, Dr. Jones seconded, all approved and motion passes.

#0029-misconduct, failure to take accident report. Finding did violate policy by failing to take an accident report, sustained findings, committee agreed. Pastor Nathan-move to accept, Dr. Jones seconded, all approved and motion passes.

Robert Tobias-do the IG reports also suggest the additional training or discipline? Yes. If the board wants to make recommendations in addition, they can do so.

Tiara Ross-want to make it clear, what was summarized was not the complete summary the IG suggested sharing. Chair Jackson is comfortable with how Pastor Nathan is doing it.

#0051-misconduct for failure to take accident report but there wasn't a requirement to complete a report, officer was exonerated and we agreed. Pastor Nathan-move to accept, Dr. Jones seconded, all in favor and motion passes.

#0054 - involves allegation the complainant had been assaulted by four teenagers and the officer failed to investigate. Complaint was not sustained by police footage, officer was in compliance. Agreed with exoneration of officer. Pastor Nathan-move to accept, Dr. Jones seconded, all in favor and motion passes.

#0059-allegation an officer issued traffic citation because he was too busy watching YouTube videos. IG found complaint against officers was unfounded and committee agreed. Pastor Nathan-move to accept, Dr. Jones seconded, all in favor and motion passes.

#0153-complainant alleged officers did nothing when called for service. IG found officers did not violate CPD policies, officers exonerated. Pastor Nathan-move to accept, Dr. Jones seconded, all in favor & motion passes.

#0004 – complainant stated profanity was used by officer. Profanity was proven & did violate rules of conduct, unbecoming conduct, and rude & profanity used. Agreed with IG findings Officer Badger did violate, complaint sustained. Pastor Nathan-move to accept, Dr. Jones seconded, all in favor and motion passes.





#0021 & 0019-officers drew weapons, arrested her at gunpoint, officer stated “next time it will hurt worse” when pulling handcuffs and called husband a “pill head”. Body cam footage showed the officer did not say either statement the complainant reported. IG closed complaint as unfounded. Pastor Nathan-move to accept, Dr. Jones seconded, all in favor and motion passes.

#0002-complaint was the officer was on scene of a hit and skip but did not complete an accident report. Complaint was unfounded because IG could not identify the officer involved. Pastor Nathan-move to accept, Dr. Jones seconded, all in favor and motion passes.

Chair Jackson-not only are we volunteers serving on this board but lack of administrative support is a challenge. We have a responsibility to each other and the public to relay the matters pertaining to each case.

TEAM 2 – CHAIR KYLE STRICKLAND-Mary Younger presented.

CASES: 0005, 0006, 0008, 0010, 0011, 0035, ~~0041, 0045~~, 0088, 0097, 0098, 0163

#0005-two officers, misconduct. Alleged CPD didn’t properly respond to investigate shots fired. Mary Younger-move to accept exoneration, Rev Tatum seconded, all in favor and motion passes.

#0006-misconduct for unbecoming conduct of Officer Davis. Domestic Violence situation, agreed with IG for exoneration. Mary Younger-move to accept, Rev Tatum seconded, all in favor and motion passes.

#0008-misconduct and excessive force, also involves Officer Davis. First allegation is illegal search and second is excessive force. The complainant that called in was the mother of the victim. Mother got her information from her son. Alleges son was stopped by the police and his fanny pack was searched illegally. Son was also tased falling to the ground suffering injuries. IG reviewed body cam for Officer Davis and second officer, use of force reports, and also change of command letter was reviewed. Findings were exonerated. The arrest report indicated the officer witnessed a hand to hand exchange of a possible narcotics deal. The victim did run from the officers, suffering lacerations and head injuries when he fell to the ground after being tased. Question for the IG-two officers involved, they were close enough to use the Taser, what is reasonable force? Why did they tase him that close, couldn’t they have just apprehended him?





Finding was exonerated for Officer Davis. Police directive 204 says officers are allowed to use Taser for a fleeing suspect and to take into consideration where it is used and who it will be used on.

Chair Jackson-we talked in a past meeting, if a question came up for the committee to reach out to the IG's office. Tiara Ross-agreed. These are all case by case situations. We might have to refer back for information, it would be unwise to give an on the spot answer to such a question. Asking the question prior to the board meeting would be beneficial. Dr. Jones-the IG did say she would accept questions but we were also told to be judicious in asking questions. Questions should come from the chair of the subcommittee. Rev Tatum-remembering this case, we did come to a conclusion but with the questions for the IG.

Chair Jackson-is this more a learning experience than questions on this particular case? We can ask the IG to look into this and give answers at next meeting. Would that be acceptable? YES.

IG-can answer some of their questions.

Chair Jackson-you need answers to move forward on a motion? Mary Younger-no we don't. Rev Tatum-if the Taser is part of CPD policy, we want a clear understanding of the use of a Taser. Remind everyone of our scenario training. As I sit here I don't recall this is when we use Taser, etc. Might be appropriate to have more specific training/education to help us going forward. Robert Tobias-there is a use of force continuum CPD follows. Might be a handout to provide the board.

Dr. Jones-agree with the training we received, did have use of force training, power point was passed out to all the board members. Issue I am seeing is understanding the context. There are so many things that go into this. Was body cam footage reviewed? Had also mentioned exploring alternative methods, would that be? Mary Younger-that's why we asked how the investigator determined this was reasonable force. Dr. Jones-one question, aren't they able to use force that is one degree higher? Commander Alli (in audience)-basis of using force, they have to use force that is reasonable to a police officer. Circumstances are different in every situation. Keep in mind, I have not reviewed this case to speak on this particular case. Generally, as long as the officer is using force that is reasonable for a police officer, it is acceptable.





Tiara Ross-this exchange clarifies a process we need to have in place for questions/answers. Chair Jackson-to be clear, as you review cases if you have questions, timeliness of meetings are important, get questions to IG so we can have answers before the board meeting. Robert Tobias-committees when you are reviewing cases, keep in mind it is not if use of force should have been used, it is whether the use of force used was within policy.

Mary Younger-move to accept findings in case #0008-Rev Tatum seconded, all in favor and motion passes.

#0010-misconduct at traffic stop, closed administratively. Agree with IG. Mary Younger-move to accept, Rev Tatum seconded, all in favor and motion passes.

#0011-misconduct, excessive force, and profanity. Excessive force exonerated, badge refusal (misconduct) unfounded, profanity not founded. Agree with IG. Mary Younger-move to accept, Brooke Burns seconded. Rev Tatum-remember this case, this off duty officer was an off duty detective and he did not have a BWC on. Isn't there a policy now they all have to wear or does a detective not have to wear one? Chair Jackson-had lunch with the Chief lately and it is not a blanket policy that everyone has to have camera. Tiara Ross-policy calls out special duty officers vs on duty officers. All in favor and motion passes.

#0035-misconduct, failure to file charges and make an arrest. Finding is exonerated, agree with IG. Mary Younger-move to accept, Rev Tatum seconded, all in favor and motion passes.

BREAK until 4:05PM.

Chair Jackson-we will attempt to complete the reports from November, we will not get through the December cases, and we have more to assign today. We are also going to develop a template for everyone to use. Dr. Jones will help to create a template to possibly get out before February so we can get through the reports more efficiently.

#0088-misconduct, findings unfounded on an officer speeding. Agreed with IG. Mary Younger-move to accept, Rev Tatum seconded, all in favor and motion passes.

#0097-misconduct, speeding. IG concluded officer was in policy, agree with findings of IG. Mary Younger-move to accept, Pastor Nathan seconded, all in favor and motion passes.

#0098-excessive force, IG exonerated. Mary Younger-move to accept, Rev Tatum seconded, all in favor and motion passes.





#0163-misconduct, administrative closure by IG, agree with IG. Mary Younger-move to accept, Pastor Nathan seconded, all in favor & motion passes.

Brooke Burns-found case #0066 that was discussed earlier when Pastor Nathan presented cases. Case was regarding a traffic stop, administrative closure because it was not CPD. Brooke Burns-move to accept, Rev Tatum seconded, all in favor and motion passes.

IG-disparity in case # is likely that a different number is assigned once it goes to board. Tiara Ross-it's a Matrix issue with different numbers being assigned.

TEAM 3 – CHAIR WILLARD MCINTOSH

CASES: 0013, 0014, 0016, 0049, 0048, 0052, 0057, 0105, 0134, 0137, 0176 (DO IN FEBRUARY)

#0013-IG concluded exonerated, move to accept IG findings, Pastor Nathan-if someone is admitted, what area were they admitted to? OSU hospital is all that is known. Doesn't seem like a reasonable policy. Dr. Jones-is the allegation that a search wasn't conducted or that BB gun was left in possession? A search did happen but not in policy to take a BB gun because it is not considered a firearm. Robert Tobias-for the motion, in addition to approve the recommendation, there should be consideration to forward recommendation on policy to the Chief. Dr. Jones-wouldn't it be common sense to let the hospital know someone had a BB gun on them? Rev Tatum-there have been shootings for a mistaken firearm. Willard McIntosh-IG has already taken care of what we are asking. Dr. Jones-still think it is a violation of common sense.

Willard McIntosh-trying to stick directly to the complaint but I do agree with you. Chair Jackson-is Work Rule #8 cited in the report? No. Pastor Nathan-suggest that during our presentations we don't confine ourselves to the complainant's definition of their complaint. The fact the complainant didn't state this was a violation of a particular rule doesn't mean we can't.

Rev Tatum-we agree with what IG recommended, need to follow up with IG. Dr. Jones-there was another policy that should have been considered, officer didn't do due diligence by not letting the hospital know, was a violation of Work Rule #8. Chair Jackson-refer back to IG? Robert Tobias-this doesn't need to be sent back to IG. You can suggest whatever you want to the Chief of Police, as to what your recommendation is.





Brooke Burns –move to recommend IG findings be accepted but recommendation be made to Chief of Police to see whether a change needs to take place related to removal of a BB gun. Tiara Ross-suggestion, common sense is subjective. Work Rule #8 gives a few guidelines that might help the board.

Dr. Jones-amend motion, move to accept as it pertains to the allegation but also move that we render a finding to substantiate as it applies to Work Rule 8. Pastor Nathan seconded, all in favor and motion passes.

#0014-accident report not completed, complainant withdrew complaint. Willard McIntosh-move to accept IG's finding for administrative closure, Mary Younger seconded, all in favor and motion passes.

#0016-misconduct/officers took property. Complainant withdrew complaint. Willard McIntosh-move to accept, Pastor Nathan seconded, all in favor and motion passes.

#0048-two allegations, didn't enforce Protection Order and the Sgt was rude/unwilling to help. Willard McIntosh-move to accept IG's findings of unfounded, Dr. Jones seconded, all in favor and motion passes.

#0049-complainant alleges a Columbus Police cruiser with no lights on, got in front of him, and slammed on breaks in front of tractor trailer. Complainant honked at the cruiser and was then "break checked" by the officer with there being no traffic in front of the cruiser. Video supported complaint. Willard McIntosh-move to accept complaint sustained, Rev Tatum seconded, all in favor and motion passes.

#0052-complainant filed complaint for officer's failure to properly handle service calls to his neighborhood for a party. Two officers were exonerated and the allegation against Officer Schaffer was sustained because of a violation of policies.

Willard McIntosh-read *full analysis of complaint*. Willard McIntosh-move to accept IG's findings, Dr. Jones seconded, all in favor and motion passes.

#0057-complainant alleges CPD didn't properly handle his call for service and were cracking jokes with the suspect. Willard McIntosh-move to accept officers be exonerated, Dr. Jones seconded, all in favor and motion passes.



#0105-misconduct (high on drugs), operation of vehicle (speeding), unbecoming conduct/rude behavior (harassing complainant and ticket was thrown in complainants window). Willard McIntosh-move to accept findings, Pastor Nathan seconded, all in favor and motion passes.

Chair Jackson-need to stop at this point. Not sure if we will need to have two meetings in February. Need to debrief so we can make this a smoother and shorter process. Love to have input from board, council, or IG. This was our first time, the work done was exceptional. Any recommendations we can make before our next meeting? Willard McIntosh-agree with doing it in a quicker manner but it will be hard without reading the case summary.

Chair Jackson-how you organize your materials is important. Believe in the use of composition to make notes for each case outlining the important things, highlight most important points, maybe attach your review sheet to your case, and follow agenda. Very interested in the idea of template. Willing to work on it Dr. Jones? Dr. Jones-yes, will help streamline the process, can probably build it into the worksheet, copy and paste from report. Can get template out in the next few days. Chair Jackson-do need to acknowledge those technologically challenged. Tiara Ross-summary on the report is generally only a paragraph, copy & paste or reading from conclusion of the report will give information. Incumbent upon the chairs, after your committee meets, probably need to think and plan about how you will report your findings. Tiara Ross-Robert Tobias and I will work on Work Rule #8, seems like it might be getting used as a catch all. Chair Jackson-can this be shared with the board quickly? Tiara Ross-yes.

Chair Jackson-the report has to be signed by committee chair, sign the November cases, and leave with Bethany.

Assignment of cases:

Pastor Nathan-0362, 0367, 0368/0267, 0369, 0379, 0380

Kyle Strickland-0389, 0390, 0405, 0408, 0411

Willard McIntosh-0417, 0424, 0431, 0452, 0475

Board to be polled for a second meeting in February, if we don't need it we can cancel it. Does keeping a meeting on Tuesday generally work? YES.





Chair Jackson-when I come into the IG's office. A memo needs to be prepared for the President of City Council for the ordinance we are proposing.

REVIEW OF DECEMBER ASSIGNED DIG INVESTIGATIONS –N/A

- TEAM 1 – CHAIR PASTOR NATHAN
 - CASES: 0193, 0183, 0209, 0239, 0331, 0355, 0361, 0374
- TEAM 2 – CHAIR KYLE STRICKLAND
 - CASES: 0160, 0205, 0201, 0220, 0305, 0337, 0360, 0371
- TEAM 3 – CHAIR WILLARD MCINTOSH
 - CASES: 0164, 0175, 0215, 0304, 0333, 0356, 0364

ADJOURNMENT

Motion to adjourn. Rev Tatum moved and Dr. Jones seconded motion. All in favor, passes unanimously and meeting adjourned at 5:12PM.

