

2. Chair Baca will recommend to the full POB that they also be active in their prospective Neighborhood Associations.

D. Discussion of CPOA website:

The Board discussed possible changes to the CPOA website.

VI. Other Business and Committee Recommendations: None.

VII. Next Meeting, Monday, April 27, 2015 at 9:30 a.m.

VIII. Adjournment: The meeting adjourned at 10:57 a.m.

Dr. Jeanette Baca, Chair

cc: Julian Moya, City Council
Trina Gurule, City Clerk
Rey Garduño, City Council President

DRAFT

jswilsonPOB@outlook.com

From: "Maira Amado-McCoy" <moiraamado@gmail.com>
Date: Wednesday, April 08, 2015 7:12 PM
To: "Hammer, Robin" <rhammer@cabq.gov>
Cc: "Scott S. Wilson" <jswilsonpob@outlook.com>; "Joanne Fine" <joannefine413@gmail.com>; "Jeannette V. Baca" <jvbaca.pob@gmail.com>; "Eric H. Cruz" <eric.huizar.cruz@gmail.com>; "David Ring" <dzt3@juno.com>; "Leonard Waites" <phamason.lw@gmail.com>
Subject: Re: KOAT Interview Request

Please take note of my new dedicated email address.

amadamccoy.pob@gmail.com

Thanks.

Maira

On Apr 8, 2015, at 3:36 PM, Hammer, Robin <rhammer@cabq.gov> wrote:

The Board could incorporate a Media Policy into its Rules, which we are in the process approving.

Robin

From: Scott Wilson [<mailto:jswilsonpob@outlook.com>]
Sent: Wednesday, April 08, 2015 1:56 PM
To: Maira Amado-McCoy; Joanne Fine
Cc: Hammer, Robin; Jeannette V. Baca; Eric H. Cruz; David Ring; Leonard Waites
Subject: RE: KOAT Interview Request

I'm sorry, but my agency has a big fund raiser this evening and I'm booked solid until then today.

Joanne raises a good point. Me thinks it should be a discussion for the board as to a media policy.

Scott

Subject: Re: KOAT Interview Request
From: moiraamado@gmail.com
Date: Wed, 8 Apr 2015 13:48:04 -0600
CC: rhammer@cabq.gov; jswilsonpob@outlook.com; jvbaca.pob@gmail.com; eric.huizar.cruz@gmail.com; dzt3@juno.com; phamason.lw@gmail.com; cabq.pob.mohr@gmail.com
To: joannefine413@gmail.com

Right. So, Kirsten phoned here, after speaking with both Beth and Joanne apparently, but this would be a real difficulty for me today. My instinct is to really do what I can to help,

but I'm afraid it's just not possible today with this sort of notice.

I did let her know that we will all be available tomorrow at 4:30, and that Beth will be Chairing, so that would probably be the best time.

Moira

On Apr 8, 2015, at 11:09 AM, Joanne Fine <joannefine413@gmail.com> wrote:

She just called me at home. She said she had tried to reach Leonard and Beth. No answer for Leonard and Beth's number appeared to be wrong, as in she had the wrong number. I gave her the correct numbers for Beth and Scott. As a side note, Robin, the contact sheet for all of us should be available for all reporters and the public at all times. It should start with Leonard and then list Beth and Scott using their office titles, Chair and Vice Chairs. The rest of the list needs to be alpha by last name.

Regarding this call, she wanted to know why we were not hearing cases tomorrow night as we had in March. I briefly summarized the three party meeting that resulted in the City Council request that we not review cases until the completion of our Ordinance outlined trainings. I pointed out that item was on our agenda for tomorrow.

I chose to speak to her because she had tried to reach Leonard and Beth and she suggested I might be giving her the runaround. So I very briefly answered the question and also referred her to the Journal article in today's issue which covered the same information.

She was satisfied.

This is exactly why we need to direct the calls to the leadership. It is not to say that each of us is not accessible by the media. It is to say that with the leadership role of Chair and Vice Chair there is an obligation to speak on behalf of the POB as a whole.

How does this need to be discussed so we can agree on a path forward?

On Apr 8, 2015 10:22 AM, "Hammer, Robin" <rhammer@cabq.gov> wrote:

Dear POB Members:

KOAT Reporter Kirsten Swanson requested that I forward her email to you. The City is working on the POB@cabq.gov email at the moment.

If you wish to speak with Ms. Swanson, please contact her directly.

Thanks,
Robin

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

Board Members,

My name is Kirsten and I'm a reporter with KOAT. I would like to talk to a few of you today on camera about your expectations for tomorrow's meeting. Please contact me as soon as possible if you are available to chat. My cell phone number is 505-362-4031

Thanks in advance,
Kirsten

<image001.jpg>

Moira Amado-McCoy, Ph.D.
President and CEO
All Innovation and Kairos Solutions

Albuquerque, NM 87102
505-553-1818

www.all-innovation.com
www.moiraamado.com

Moira Amado-McCoy, Ph.D.
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www.moiraamado.com

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Thursday, April 09, 2015 9:05 AM
To: "Beth Mohr" <cabq.pob.mohr@gmail.com>; "David Ring" <dzt3@juno.com>; "Eric H. Cruz" <eric.huizar.cruz@gmail.com>; "Hammer, Robin" <rhammer@cabq.gov>; "Jeannette V. Baca" <jvbaca.pob@gmail.com>; "Joanne Fine" <joannefine413@gmail.com>; "Leonard Waites" <phamason.lw@gmail.com>; "Moira Amado-McCoy" <amadamccoy.pob@gmail.com>; "Scott S. Wilson" <jswilsonpob@outlook.com>
Cc: "Bullock, Nicholas" <nbullock@cabq.gov>; "Jacobi, Jenica L" <jjacobi@cabq.gov>; "Contreras, Michelle" <mcontreras@cabq.gov>
Attach: POB Contact Info 4-9-15.doc
Subject: New email address for POB Board Member Amado-McCoy

Dear Board Members:

Attached is an updated CPOA contact sheet, which reflects a new email address for Moira Amado-McCoy. Please change this address in your email address books.

Thanks,
Robin

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3774
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Moira Amado-McCoy [mailto:amadamccoy.pob@gmail.com]
Sent: Thursday, April 09, 2015 8:56 AM
To: Hammer, Robin
Subject: confirm new address

Good Morning, Robin.

Will you please confirm that you have my new email address for POB business? Also, will you please send out the updated phone/contact roster today?

Thanks.

Moira

**Civilian Police Oversight Agency
POLICE OVERSIGHT BOARD**

April 9, 2015

Civilian Police Oversight Agency Administrative Staff: (505) 924-3770

Robin S. Hammer, Esq., Acting Executive Director and Lead Investigator

rhammer@cabq.gov

(505) 924-3774

City Cell: (505) 205-6169

Michelle Contreras, Senior Administrative Assistant

mcontreras@cabq.gov

(505) 924-3771

Paul Skotchdopole, Assistant Lead Investigator

Diane McDermott, Investigator

Christopher Davidson, Investigator

Erin O'Neil, Investigator

Paul Cash, Analyst

Physical Address:

Plaza del Sol Building

600 2nd Street NW, Suite 813

Albuquerque, NM 87102

Mailing Address:

CPOA

City of Albuquerque

P.O. Box 1293

Albuquerque, NM 87103

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Thursday, April 09, 2015 11:59 AM
To: "Scott S. Wilson" <jswilsonpob@outlook.com>
Subject: RE: Open Meetings Act Training

Scott,

Thanks for getting back to me. At the moment, we're shooting for training from 5-7 pm. Does that work for you?

Robin

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
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P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Scott Wilson [mailto:jswilsonpob@outlook.com]
Sent: Thursday, April 09, 2015 11:57 AM
To: Hammer, Robin
Subject: RE: Open Meetings Act Training

Robin,
I would like to have this training and would be available on the 29th.

Scott

----- Original message -----

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: 04/07/2015 3:42 PM (GMT-07:00)
To: "Jacobi, Jenica L" <jjacobi@cabq.gov>, Beth Mohr <cabq.pob.mohr@gmail.com>, David Ring <dzt3@juno.com>, "Eric H. Cruz" <eric.huizar.cruz@gmail.com>, "Hammer, Robin" <rhammer@cabq.gov>, "Jeannette V. Baca" <jvbaca.pob@gmail.com>, Joanne Fine <joannefine413@gmail.com>, Leonard Waites <phamason.lw@gmail.com>, Moira Amado-McCoy <moiraamado@gmail.com>, "Scott S. Wilson" <jswilsonpob@outlook.com>
Cc: "Bullock, Nicholas" <nbullock@cabq.gov>
Subject: Open Meetings Act Training

Dear POB Members and Jenica:

Board Member Joanne Fine has been in contact with the Foundation for Open Government (FOG) organization. A member of FOG would be willing to conduct training on the Opens Meeting Act on Wednesday, April 29 for

about two hours. The FOG staffer could be available after 5 pm.

I assume that the City Attorney's Office would like to be part of any further training on the Open Meetings Act.

Are Board Members interested in additional training on the Open Meeting Act?

Are Board Members available on April 29?

Jenica, would the City Attorney's Office like to be part of this training? If so, would the City Attorney like to be part of the proposed FOG training on April 29?

Please let me know your thoughts.

All the best,
Robin

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
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Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

jswilsonPOB@outlook.com

From: "Scott" <jswilsonnm@live.com>
Date: Thursday, April 09, 2015 12:09 PM
To: <jswilsonpob@outlook.com>
Attach: Police Oversight Ordinance Informal Compilation as amended through O-2015-006 (March 2015) (2).pdf
Subject: FW: Replacing Eve Sandoval

From: julianmoya@cabq.gov
To: rhammer@cabq.gov; fine.joanne@yahoo.com
CC: phamason.lw@gmail.com; cabq.pob.mohr@gmail.com; jswilsonnm@live.com; moiraamado@gmail.com; eric.huizar.cruz@gmail.com; jvbaca.pob@gmail.com; dzt3@juno.com
Subject: RE: Replacing Eve Sandoval
Date: Fri, 3 Apr 2015 20:48:10 +0000

Hello Everyone,
The Council will be introducing an Other Communication that names Ms. Susanne Brown to replace Ms. Eva Sandoval on the POB. It will be on the Council's Agenda for Final Action on April 20th.

Also, while I have everyone here, our office made a clean version of the POB Ordinance that includes the amendments that were made. The document is attached.

Let me know if you have any other questions, thank you.

Julian Moya
Policy Analyst
City Council President Rey Garduño
District 6
Office: (505) 768-3152
Cell: (505) 803-7056
julianmoya@cabq.gov
<http://www.cabq.gov/council/councilors/district-6>

From: Hammer, Robin
Sent: Friday, April 03, 2015 1:43 PM
To: 'JOANNE FINE'
Cc: Leonard Waites; Beth Mohr; 'Jeffrey Scott Wilson, (jswilsonnm@live.com)'; Moira Amado-McCoy; Eric H. Cruz; Jeannette V. Baca; David Ring; Moya, Julian N
Subject: RE: Replacing Eve Sandoval

Joanne,

City Council is responsible for replacing Eve Sandoval. The process is more complex than just putting forward the first alternate. Council will need to confer to determine whom they wish to submit for a full Council vote. I have included Julian Moya, President Garduno's Policy Analyst and Council's representative to the POB, in this email. Perhaps Julian has a better idea of the time line.

M002510

I have not heard of any news regarding Council's plans regarding this issue. If I learn any information regarding this issue, I will pass it along.

Thanks,
Robin

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
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P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: JOANNE FINE [<mailto:fine.joanne@yahoo.com>]

Sent: Friday, April 03, 2015 11:21 AM

To: Hammer, Robin

Cc: Leonard Waites; Beth Mohr; Jeffrey Scott Wilson, (jswilsonnm@live.com); Moira Amado-McCoy; Eric H. Cruz; Jeannette V. Baca; David Ring

Subject: Replacing Eve Sandoval

What is the status of finding a new POB member to replace Eve Sandoval? I assumed the alternate list would be used to quickly fill the void. What is the status on this, please? Who is working this for the Council and where are they at time line wise? Please advise.

Thank you,
Joanne

Sent from my Verizon Wireless 4G LTE smartphone

CITY of ALBUQUERQUE

TWENTY FIRST COUNCIL

COUNCIL BILL NO. F/S(3) O-14-13 ENACTMENT NO. _____

SPONSORED BY: Rey Garduño & Brad Winter

1 ORDINANCE
2 AMENDING CHAPTER 9, ARTICLE 4, PART 1 ROA 1994, THE POLICE
3 OVERSIGHT ORDINANCE, TO ABOLISH THE POLICE OVERSIGHT
4 COMMISSION AND ESTABLISH THE CIVILIAN POLICE OVERSIGHT AGENCY
5 WITH NEW OR AMENDED DUTIES, QUALIFICATIONS AND
6 RESPONSIBILITIES, AND ADOPTING RELATED AMENDMENTS DEALING
7 WITH THE CIVILIAN POLICE OVERSIGHT AGENCY AND THE INTERNAL
8 REVIEW OFFICE.

9 BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
10 ALBUQUERQUE:

11 SECTION 1. SECTION 9-4-1 IS HEREBY AMENDED AS FOLLOWS:

12 "PART 1: CIVILIAN POLICE OVERSIGHT AGENCY

13 § 9-4-1-1 SHORT TITLE.

14 Sections 9-4-1-1 through 9-4-1-14 may be cited as the Police
15 Oversight Ordinance.

16 § 9-4-1-2 PURPOSE.

17 The purpose of §§ 9-4-1-1 through 9-4-1-14 is to:

18 (A) Foster and perpetuate policing policies and practices that
19 effectively maintain social order and which at the same time foster mutual
20 trust and cooperation between police and civilians;

21 (B) Ensure that the civilian police oversight body functions as
22 independently as possible from the executive and legislative branches of
23 government of the City of Albuquerque;

24 (C) Provide civilians and police officers a fair and impartial system
25 for the investigations and determinations on civilian police complaints;

26 (D) Gather and analyze data on trends and potential issues

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1 concerning police conduct and practices and the related impacts on the
2 community and individuals; and

3 (E) Provide policy guidance to the City Council, the Mayor and the
4 Chief of Police.

5 § 9-4-1-3 LEGISLATIVE FINDINGS.

6 (A) The City of Albuquerque deserves a highly professional well
7 trained Police Department; however, an effective oversight function has not
8 yet evolved to the satisfaction of the community's needs.

9 (B) In 1996 the City Council initiated a process to independently
10 review the City's mechanisms of police oversight since the system had not
11 been independently evaluated since 1988. As a result of that process, the City
12 Council abolished the then existing Public Safety Advisory Board, and in lieu
13 thereof established the current Police Oversight Commission (POC).

14 (C) In 2013 the City Council initiated a new process aimed at
15 evaluating potential improvements to the POC and its processes by
16 establishing an Ad Hoc Police Oversight Task Force (POTF). The POTF
17 evaluated the City's current system, studied oversight options, held three
18 Town Hall Meetings to receive input from the public, and presented their final
19 recommendations.

20 (D) On April 10, 2014, the City also received findings from the
21 United States Department of Justice that in part concluded that the City's
22 external oversight system contributed to overall systemic problems with the
23 Police Department's use of force in encounters with civilians.

24 (E) The Council understands that a properly conceived and
25 functioning police oversight system is necessary to promote accountability of
26 the police officers and protect the rights of civilians, and finds that adopting
27 the recommendations of the POTF will advance these goals and will help
28 respond to the shortcomings identified by the Department of Justice.

29 (F) The Council hereby abolishes the POC and replaces it with a
30 Civilian Police Oversight Agency as prescribed by this Article.

31 § 9-4-1-4 ESTABLISHMENT OF A CIVILIAN POLICE OVERSIGHT AGENCY.

32 There is hereby created a Civilian Police Oversight Agency (the
33 "CPOA") as an independent agency of City Government, not part of either the

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1 City Administration or City Council that consists of a Police Oversight Board
2 (the "POB") and an Administrative Office led by the CPOA Executive Director.
3 In addition to any other duties, the Administrative Office, through the
4 Executive Director and staff, shall investigate all civilian complaints relating to
5 police conduct, monitor and report on police internal affairs matters, provide
6 staffing to the POB, and manage the day to day operations of the CPOA. The
7 POB shall provide policy guidance for, and civilian oversight of the
8 Albuquerque Police Department and review and approve or amend the
9 findings and conclusions of all investigations completed by the Administrative
10 Office.

11 (A) Independence. The CPOA is independent of the Mayor's
12 Office, the City Council, and the Albuquerque Police Department with respect
13 to the performance of its oversight role and duties under this ordinance.

14 (1) Facility Location. The CPOA shall be housed in a facility
15 that is separate from any police presence and is located outside of the
16 Albuquerque/Bernalillo Government Center, the Police Department and/or all
17 of the police substations.

18 (2) Budget. The CPOA shall have a dedicated and
19 independent source of funding equal to, at a minimum, ½% of APD's annual
20 operation budget, administer its own budget and supervise its own staff in
21 compliance with the City's Merit Ordinance and contractual services policies
22 and procedures. The CPOA shall recommend and propose its budget to the
23 Mayor and City Council during the City's budget process to carry out the
24 powers and duties under §§ 9-4-1-1 through 9-4-1-14, including the funding for
25 staff, and all necessary operating expenses.

26 (3) Professional Legal Services. The CPOA may retain or
27 employ independent legal counsel on a contractual basis to advise and
28 represent the CPOA. If so retained, the CPOA's legal counsel shall represent
29 the CPOA in the courts, and shall advise the CPOA as to any legal matters
30 relating to this ordinance and the CPOA's duties, responsibilities, and
31 procedures except for CPOA personnel matters which shall remain under the
32 authority of the City Attorney's Office.

33 (4) Applicability of City Policies and Ordinances. The CPOA

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1 shall comply with all City ordinances and policies dealing with administrative
2 functions including but not limited to those dealing with personnel, the merit
3 system, and procurements.

4 (B) Staff. The CPOA shall employ such staff as necessary to carry
5 out its functions as prescribed by this Article, including but not limited to an
6 executive director, professional investigative staff and other staff as may be
7 necessary, subject to budget sufficiency and City personnel policies and
8 procedures.

9 (C) Responsibilities. The Civilian Police Oversight Agency is
10 responsible for civilian police oversight and has the following powers and
11 duties:

12 (1) Community Outreach. The CPOA shall develop,
13 implement, and from time to time amend as necessary, a program of
14 community outreach aimed at soliciting public input from the broadest
15 segment of the community in terms of geography, culture, ethnicity, and
16 socio-economics. The CPOA shall employ or designate a full time staff
17 member within the Administrative Office dedicated to community outreach
18 efforts. The CPOA shall report its community outreach efforts to the City
19 Council on an annual basis.

20 (2) Promotion of Accountability. The CPOA shall promote a
21 spirit of accountability and communication between the civilians and the
22 Albuquerque Police Department while improving community relations and
23 enhancing public confidence.

24 (3) Investigations. The Administrative Office shall
25 independently investigate all civilian complaints; shall audit and monitor all
26 incidences of use of force by police and all matters under investigation by
27 APD's Internal Affairs (IA); and shall prepare proposed findings and
28 recommendations on all officer involved shootings. All complaints filed by
29 police officers will be investigated by Internal Affairs. Internal Affairs shall
30 provide a weekly update to the Director on all open internal investigations. The
31 Director's investigation report and findings shall indicate whether within the
32 past year there were any IA investigations or supervisor generated complaints
33 against the officer(s) involved in the incident being investigated or that are

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1 otherwise relevant to the subject matter of the investigation, the general
2 nature of the prior investigations or complaints, and whether they resulted in
3 any discipline. Redacted personnel records including those of the Internal
4 Affairs Unit shall be made available to the POB on demand. Access to
5 information that could be construed to be covered by *Garrity* will be made
6 available to the POB only by application in writing, and by majority vote by the
7 POB.

8 (a) Mediation First. Whenever possible, and as
9 further described in § 9-4-1-6(C)(3) of this ordinance, mediation should be the
10 first option for resolution of civilian police complaints.

11 (b) POB Audits; Access to Files. The POB may,
12 by majority vote, perform an annual audit, or direct that an audit be performed,
13 on a random sample of up to 10% of individual civilian police complaint
14 investigations involving allegations of use of force, or in exceptional
15 circumstances, for the purpose of promoting an enhanced measure of quality
16 assurance in the most challenging cases the POB may, by a vote of two-thirds
17 (2/3) of the members of the POB, perform an audit, or direct that an audit be
18 performed, on any individual Citizen Police Complaint Investigation completed
19 by the Administrative Office. For purposes of its audit function, the POB shall
20 have full access to investigation files and may subpoena such documents and
21 witnesses as relevant to its audit function. In its review of the investigation
22 file, the POB may review *Garrity* material or confidential material only in a
23 closed session as permitted under the New Mexico Open Meetings Act. The
24 POB shall maintain the confidentiality of any *Garrity* material or records that
25 are made confidential by law and is subject to the same penalties as the
26 custodian of those records for violating confidentiality requirements. In
27 addition to any other penalty, any POB member or other person who violates
28 the confidentiality provisions of this section shall be removed from the POB,
29 and shall be subject to prosecution for a misdemeanor subject to the penalty
30 provisions set forth in § 1-1-99. Access to information that could be construed
31 to be covered by *Garrity* will be made available to the POB only by application
32 in writing, and by majority vote by the POB.

33 (c) Disciplinary Recommendations. The POB

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1 may, in its discretion, recommend officer discipline from the Chart of
2 Sanctions for investigations that result in sustained civilian police complaints;
3 and may also recommend discipline based on any findings that result from
4 review of Internal affairs investigations, including but not limited to officer
5 involved shootings. Imposition of the recommended discipline is at the
6 discretion of the Chief of Police, but if the Chief of Police does not follow the
7 disciplinary recommendation of the POB, the Chief of Police shall respond in
8 writing, within thirty (30) days, with the reason as to why the recommended
9 discipline was not imposed.

10 (4) Reports to Mayor & Council. The CPOA shall submit a
11 semi-annual written report to the Mayor and City Council according to § 9-4-1-
12 10 herein. The CPOA Executive Director shall provide a quarterly oral report to
13 the City Council at a regular or special meeting.

14 (5) CPOA Policy Recommendations. The CPOA shall
15 engage in a long-term planning process through which it identifies major
16 problems or trends, evaluates the efficacy of existing law enforcement
17 practices in dealing with the same, and establishes a program of resulting
18 policy suggestions and studies each year. The CPOA's policy
19 recommendation process shall be as follows:

20 (a) The POB shall review and analyze policy
21 suggestions, analysis, studies, and trend data collected or developed by the
22 Administrative Office, and shall by majority vote recommend polices relating
23 to training, programs and procedures or other matters relating to APD. The
24 POB's policy recommendations shall be submitted to APD and to the City
25 Council. The POB shall dedicate a majority (more than 50%) of its time to the
26 functions described in this subsection.

27 (b) The Chief of Police shall respond in writing within
28 forty-five (45) days to any such policy recommendations by the CPOA, and
29 indicate whether they will be followed through standard operating procedures
30 or should be adopted as policy by the City Council, or explain any reasons
31 why such policy recommendations will not be followed or should not be
32 adopted.

33 (c) Within six months of its appointment, the POB

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1 shall draft and approve policies, rules and procedures that ensure that the
2 POB shall dedicate a majority of its time to the functions described in this
3 subsection.

4 § 9-4-1-5 THE CPOA POLICE OVERSIGHT BOARD

5 (A) Composition. The POB shall be composed of nine at-large
6 members who broadly represent the diversity and demographics of the City by
7 way of, including but not limited to, cultural, gender and geographic diversity;
8 and who are representative of the stakeholders of the police oversight
9 process, and who reside within the City of Albuquerque.

10 (B) Qualifications. In addition to the composition standards set
11 forth above, the following are the minimum qualifications for members of the
12 POB:

- 13 (1) Have not been employed by law enforcement for one
14 year prior to appointment; and
- 15 (2) Successfully pass a background check; and
- 16 (3) Personal history lacking any pattern of unsubstantiated
17 complaints against APD; and
- 18 (4) A demonstrated ability to engage in mature, impartial
19 decision making; and
- 20 (5) A commitment to transparency and impartial decision
21 making; and
- 22 (6) Residency within the City of Albuquerque.

23 (C) Appointment of Members. The City Council shall establish a
24 well-publicized, fair and equitable application process for appointment to the
25 POB. The City Council, through its staff, shall accept applications from
26 prospective POB members. Staff shall formulate recommendations for
27 appointments based on evaluation of the qualification criteria listed in
28 subsections 'A' and 'B' above and submit recommendations for
29 appointment(s) to the City Council for its approval. If a member is eligible for
30 reappointment, staff may suggest reappointment of that member without a
31 formal application process and the City Council may reappoint accordingly.

32 (D) Membership Term. POB members shall serve a maximum of
33 two three-year terms on a staggered basis so that no more than five of the

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1 members are eligible for reappointment or replacement each year.

2 (E) Removal of Members. Any POB member may be removed for
3 cause by a two-thirds majority vote of either the POB itself or the City Council.
4 The appointment of any member who has been absent and not excused from
5 three consecutive regular or special meetings shall automatically expire
6 effective on the date the fact of such absence is reported by the POB to the
7 City Clerk. The City Clerk shall notify any member whose appointment has
8 automatically terminated and report to the City Council that a vacancy exists
9 requiring an appointment for the length of the unexpired term.

10 (F) Orientation and Training. Upon appointment or reappointment
11 POB members shall complete an orientation and training program consisting
12 of the following:

13 (1) Required Orientation. Prior to participation in any
14 meeting of the POB, a newly appointed member must first:

15 (a) Be trained by the CPOA staff or CPOA legal
16 counsel on CPOA and APD rules, policies, and procedures;
17 and

18 (b) Attend at least one POB meeting as an observer
19 (except initial appointees).

20 (2) Required Training. Each POB member shall complete a
21 training program within the first six months of the member's appointment that
22 consists, at a minimum, of the following:

23 (a) Completion of the APD Civilian Police Academy –
24 for purposes of this training requirement, APD may offer an abbreviated, two-
25 day weekend Civilian Policy Academy available only to POB members;

26 (b) Civil Rights training, including the Fourth
27 Amendment right to be free from unreasonable searches and seizures,
28 including unreasonable use of force;

29 (c) At least two (2) APD ride-alongs;

30 (d) Annual firearms simulation training;

31 (e) Internal Affairs training;

32 (f) Training provided to APD officers on use of force,
33 including a review and familiarization with all APD policies relating to use of

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1 force, and including policies related to APD's internal review of force
2 incidents;

3 (g) Equity and Cultural Sensitivity training;
4 (h) Training on the 2014 DOJ Settlement Agreement
5 with the City of Albuquerque (or any subsequent agreements), and Findings
6 Letter of April 10, 2014 (or any subsequent findings letters);

7 (i) Training on this Police Oversight Ordinance;
8 (j) Training on state and local laws regarding public
9 meetings and the conduct of public officials; and

10 (k) A briefing that identifies and explains the
11 curriculum of all training received or to be received by APD officers, including
12 any outside training not provided by the City.

13 (3) Required On-Going Training. POB members shall be
14 provided with eight hours of annual training on any changes in law, policy, or
15 training in the areas outlined under subsection 2 above, as well as
16 developments in the implementation of the 2014 DOJ Settlement Agreement
17 (or any subsequent agreements) until such time as the terms of the agreement
18 are satisfied. POB members shall also participate in at least two police ride-
19 alongs for every six-months of service on the POB.

20 (4) Recommended Training. POB members are encouraged
21 to attend conferences and workshops relating to police oversight, such as the
22 annual NACOLE conference at City expense depending on budget availability.

23 (G) Chair. The POB shall elect one of its members as the
24 Chairperson and one as Vice-Chairperson, who shall each hold office for one
25 year and until their successors are elected. No officer shall be eligible to
26 immediately succeed himself or herself in the same office. Officers shall be
27 elected in the month of March of each calendar year or upon vacancy of an
28 office to fill the remaining term.

29 (H) Subcommittees. The POB may appoint such subcommittees
30 as are deemed necessary or desirable for the purposes of §§ 9-4-1-1 through
31 9-4-1-14, provided that, membership on such subcommittees shall be limited
32 to POB members.

33 (I) Meetings. The POB shall conduct regularly scheduled public

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1 meetings in compliance with the New Mexico Open Meetings Act, with a
2 prepared agenda that is distributed in advance to the Mayor, City Council,
3 Police Chief, and City Attorney. Each POB meeting will begin with public
4 comments. Only the regularly scheduled monthly meetings and special
5 meetings held pursuant to submission of petitions will be televised live on the
6 appropriate government access channel. All other meetings of the POB shall
7 be videotaped and aired on the appropriate government access channel;
8 however, there is no requirement for providing live television coverage.

9 1. Public Comment. The POB shall allow general public
10 comment at each of its meetings, and the POB shall also allow comment on
11 each of its agenda items other than Citizen Police Complaints. The
12 complainant or complainant's authorized representative in a Citizen Police
13 Complaint will be provided with a minimum of five minutes to address the POB
14 relating to the complaint and investigation.

15 § 9-4-1-6 CPOA ADMINISTRATIVE OFFICE.

16 (A) The staff and administration of the CPOA shall be directed by
17 the CPOA Executive Director (the "Director").

18 (B) In addition to any other duties expressed or implied by this
19 ordinance the Director shall:

20 (1) Independently investigate, or cause to be investigated,
21 all civilian police complaints and prepare findings and recommendations for
22 review by the POB;

23 (2) Review and monitor all Internal Affairs investigations
24 including but not limited to officer involved shooting investigations. The
25 Director shall prepare and submit findings and recommendations to the POB
26 relating to officer involved shootings, and shall report on general trends and
27 issues identified through monitoring or auditing of Internal Affairs;

28 (3) Provide staffing to the Police Oversight Board and
29 ensure that the duties and responsibilities of the CPOA are executed in an
30 efficient manner, and manage the day to day operations of the CPOA.

31 (C) The Administrative Office will receive and process all civilian
32 complaints directed against the Albuquerque Police Department and any of its
33 officers. The Director shall independently investigate and make findings and

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1 recommendations for review by the POB for such civilian complaints, or
2 assign them for independent investigation by CPOA staff or an outside
3 independent investigator. If assigned to staff or an outside investigator, the
4 Director shall oversee, monitor and review all such investigations and findings
5 for each. All findings relating to civilian complaints and police shootings shall
6 be forwarded to the POB for its review and approval. For all investigations,
7 the Director shall make recommendations and give advice regarding Police
8 Department policies and procedures to the POB as the Director deems
9 advisable.

10 (1) Investigation of all civilian complaints filed with the
11 CPOA shall begin immediately after complaints are filed and proceed as
12 expeditiously as possible, and if an investigation exceeds a timeframe of nine
13 months the Director must report the reasons to the POB; and

14 (2) All civilian complaints filed with other offices within the
15 City authorized to accept civilian complaints, including the Police Department,
16 shall be immediately referred to the Director for investigation; and

17 (3) Mediation should be the first option for resolution of
18 civilian police complaints. Mediators should be independent of the CPOA,
19 APD, and the City, and should not be former officers or employees of APD. At
20 the discretion of the Director an impartial system of mediation should be
21 considered appropriate for certain complaints. If all parties involved reach an
22 agreement, the mediation is considered successful and no investigation will
23 occur; and

24 (4) The Director shall monitor all claims of excessive force
25 and police shootings. No APD related settlements in excess of \$25,000 shall
26 be made for claims without the knowledge of the Director. The Director shall
27 be an ex-officio member of the Claims Review Board; and

28 (5) All investigations shall be thorough, objective, fair,
29 impartial, and free from political influence; and

30 (6) The Director shall maintain and compile all information
31 necessary to satisfy the CPOA's semi-annual written reporting requirements in
32 § 9-4-1-10.

33 (D) The Director shall have access to any Police Department

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1 information or documents that are relevant to a civilian's complaint, or to an
2 issue which is ongoing at the CPOA.

3 (E) The Administrative Office shall staff, coordinate and provide
4 technical support for all scheduled POB meetings, publicize all findings and
5 reports, recommendations, and/or suggested policy changes.

6 (F) The Director shall play an active public role in the community,
7 and whenever possible, provide appropriate outreach to the community,
8 publicize the civilian complaint process, and identify locations within the
9 community that are suitable for civilians to file complaints in a non-police
10 environment.

11 (G) The Director shall be provided the necessary professional
12 and/or clerical employees for the effective staffing of the Administrative Office,
13 and shall prescribe the duties of these staff members. Such professional and
14 clerical employees will be classified City employees. All CPOA staff with
15 investigative duties shall be professional investigators trained in professional
16 investigation techniques and practices.

17 (H) The Director shall report directly to the POB and lead the
18 Administrative Office; independently investigate or supervise all
19 investigations of civilian complaints, audit all IA investigations of complaints,
20 recommend and participate in mediation of certain complaints, and supervise
21 all CPOA staff.

22 § 9-4-1-7 CPOA DIRECTOR QUALIFICATIONS AND SELECTION.

23 (A) Qualifications for the position of Director shall minimally
24 include the requirement of a law degree and experience in criminal
25 investigations.

26 (B) The Director will be a full-time contractual city employee to be
27 selected, removed, or reviewed as follows:

28 (1) The POB, through CPOA staff, shall accept applications
29 from candidates. The POB shall review the applications and interview
30 candidates, and submit to the City Council a ranked list of the three
31 candidates that it finds to be the best qualified to be the Director and the City
32 Council shall appoint the Director from the three by majority vote. The POB's
33 recommendation to Council shall be based on the candidates' integrity,

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1 capability for strong management and abilities in investigations, law,
2 management analysis, public administration, criminal justice administration or
3 other closely related fields.

4 (2) In lieu of recommending three candidates to the
5 Council, the POB may recommend to the Council the reconfirmation of the
6 incumbent Director. Should the Council decline to reconfirm the incumbent
7 Director, the Council President shall notify the POB that it needs to provide
8 the Council with three alternate candidates pursuant to the provisions of
9 Subsection (B)(1). Should the Director not be reconfirmed, the current
10 Director may continue to serve in the same capacity until a new Director is
11 selected and approved by the City Council. If for any reason there is a period
12 of time during which there is no Director, the City Council may appoint a
13 temporary Director of its choosing by a majority vote. A temporary Director
14 shall serve in that capacity only for a period not to exceed six months.

15 (3) The term of the Director shall be for three (3) years.
16 Once confirmed, the Director may be removed only upon: 1) a
17 recommendation of removal to the City Council by the affirmative vote of two-
18 thirds (2/3) of the members of the POB; and 2) acceptance of the POB's
19 recommendation by a simple majority vote of the City Council.

20 (C) The POB shall annually review the performance of the Director
21 taking into consideration the obligations and duties prescribed by this
22 Ordinance and the performance of the Administrative Office.

23 § 9-4-1-8 CIVILIAN COMPLAINT PROCEDURES.

24 (A) Any person claiming to be aggrieved by actions of the Police
25 may file a written complaint against the department or any of its officers. The
26 POB shall submit rules and regulations governing civilian complaint
27 procedures to the City Council for approval, including rules and regulations
28 relative to time limits, notice and other measures to insure impartial review of
29 civilians' complaints against members of the police department. Anonymous
30 complaints shall be accepted.

31 (B) In cooperation with the POB, the Mayor shall designate civilian
32 City staff to receive written civilian complaints at various locations throughout
33 the City. The Police Department may also receive written complaints. The

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1 party who receives the complaint shall immediately transmit all civilian
2 complaints for further investigation to the Director.

3 (C) After the investigation of a civilian complaint is completed, the
4 Director shall analyze all relevant and material circumstances, facts and
5 evidence gathered under the investigation. For each investigation, the Director
6 shall prepare investigation reports with proposed findings and
7 recommendations and submit them to the POB for its review and
8 consideration. The Director may share any disciplinary recommendations
9 with the Chief of Police in advance of their submission to the POB only as
10 necessary to help ensure timeliness pursuant to any applicable personnel or
11 union contract requirements. The POB shall review the proposed findings and
12 recommendations, and shall by majority vote of members present: 1) approve
13 the findings and recommendations as proposed; 2) approve other findings
14 and recommendations as determined by the POB and supported by the
15 investigation file; or 3) defer action on the matter to allow for further
16 investigation or analysis by the Director. As part of its review, the full
17 investigation file shall be made available to the POB. In its review of the
18 investigation file, the POB may review *Garrity* material or confidential material
19 only in a closed session as permitted under the New Mexico Open Meetings
20 Act. Access to information that could be construed to be covered by *Garrity*
21 will be made available to the POB only by application in writing, and by
22 majority vote by the POB. The POB shall maintain the confidentiality of any
23 *Garrity* material or records that are made confidential by law and is subject to
24 the same penalties as the custodian of those records for violating
25 confidentiality requirements. In addition to any other penalty, any POB
26 member or other person who violates the confidentiality provisions of this
27 section shall be removed from the POB, and shall be subject to prosecution
28 for a misdemeanor subject to the penalty provisions set forth in § 1-1-99. Upon
29 approval of findings and recommendations by the POB, the Director shall
30 prepare and submit a public record letter to the civilian complainant, with a
31 copy to the Chief of Police, that outlines the findings and recommendations as
32 approved. Unless a hearing is requested by the civilian complainant, within 30
33 days of receipt of the decision of the POB, the Chief of Police shall notify the

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1 POB and the original civilian complainant of his or her final disciplinary
2 decision in this matter in writing, by certified mail.

3 § 9-4-1-9 REQUESTS FOR HEARING; APPEALS OF DISCIPLINARY
4 DECISIONS.

5 (A) Requests for Hearing. Any person who has filed a civilian
6 complaint and who is dissatisfied with the findings and/or recommendations
7 approved by the POB may request reconsideration by the POB within thirty
8 days (inclusive of weekends and holidays) of receipt of the public record
9 letter. The POB may grant a request for reconsideration only upon a showing
10 by the complainant that: 1) a policy was misapplied in the evaluation of the
11 complaint; 2) that the findings or recommendations were arbitrary, capricious
12 or constituted an abuse of discretion, or 3) that the findings and
13 recommendations were not consistent with the record evidence. The POB
14 shall notify the Chief of Police of the request for hearing and hold a hearing on
15 the matter at its next regularly scheduled meeting provided that there is a
16 period of at least ten (10) days between the receipt of the request for hearing
17 and the next POB meeting. Upon close of the hearing the POB may modify or
18 change the findings and/or recommendations of the public record letter and
19 may make further recommendations to the Chief of Police regarding the
20 findings and/or recommendations and any discipline imposed by the Chief of
21 Police or proposed by the Chief of Police. Within 20 days of receipt of the
22 decision of the POB, the Chief of Police shall notify the POB and the original
23 civilian complainant of his or her final disciplinary decision in this matter in
24 writing, by certified mail.

25 (B) Appeals of the Disciplinary Decision. If any person who has
26 filed a civilian complaint under this ordinance is not satisfied with the final
27 disciplinary decision of the Chief of Police or any matter relating to the Chief
28 of Police's handling of his or her complaint, he or she may request that the
29 Chief Administrative Officer review the complaint, the findings of the POB and
30 the action of the Chief of Police by requesting such review in writing within
31 thirty days (inclusive of weekends and holidays) of receipt of the Chief of
32 Police's letter pursuant to § 9-4-1-9(A). Upon completion of his or her review,
33 the Chief Administrative Officer shall take any action necessary, including

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1 overriding the decision of the Chief of Police regarding disciplinary action, to
2 complete the disposition of the complaint. The Chief Administrative Officer
3 shall notify in writing, by certified mail, the complainant, the individual against
4 whom the complaint was filed, the Chief of Police and the Director, of the
5 results of his or her review and any action taken.

6 § 9-4-1-10 REPORTS.

7 The CPOA shall be responsible for regularly informing the Mayor, the
8 City Council, and the public by submitting semi-annual written reports that
9 include but are not limited to the following information:

10 (A) Data relating to the number, kind and status of all complaints
11 received including those complaints sent to mediation;

12 (B) Discussion of issues of interest undertaken by the POB which
13 may include suggested policy and/or procedural changes, a listing of
14 complaints and allegations by Council District, statistical ethnicity of subject
15 officers, statistical ethnicity of complainants, and updates on prior issues
16 and/or recommendations;

17 (C) The CPOA's findings and the Chief of Police's issuance of
18 discipline on those findings and the ongoing disciplinary trends of the Police
19 Department;

20 (D) Information on all public outreach initiatives undertaken by the
21 POB or the Director such as speaking engagements, public safety
22 announcements, and/or public information brochures on the oversight
23 process;

24 (E) The status of the long-term planning process identifying major
25 problems, policy suggestions, and studies as required by § 9-4-1-4(C)(5) of
26 this ordinance;

27 (F) Identification of any matters that may necessitate the City
28 Council's consideration of legislative amendments to this Police Oversight
29 Ordinance; and

30 (G) The amount of time that the POB dedicated to the policy
31 activities prescribed by § 9-4-1-4(C)(5) relative to its other activities over the
32 past quarter.

33 § 9-4-1-11 EVALUATION.

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1 Contingent upon funding, in the first six months of 2016 and at least
2 every four years thereafter, from adoption of this ordinance, the City Council
3 shall issue a Request for Proposal for an independent consultant to undertake
4 a complete evaluation and analysis of the entire police oversight process, and
5 recommend any necessary changes or amendments that would appropriately
6 improve the process.

7 § 9-4-1-12 SPECIAL MEETINGS.

8 On the petition of 1,000 or more civilians in the City of Albuquerque
9 filed in the Office of the City Clerk, the POB shall hold a special meeting for
10 the purpose of responding to the petition and hearing and inquiring into
11 matters identified therein as the concern of the petitioners. Copies of the
12 petition shall be filed with the POB by the City Clerk. Notice of such meeting
13 shall be given in the same manner as notice is given for other meetings of the
14 POB and shall comply with the State Open Meetings Act.

15 § 9-4-1-13 CONFIDENTIALITY.

16 The POB hearing process shall be open to the public to the extent
17 legally possible so that it does not conflict with state or federal law. However,
18 upon the opinion of the CPOA Attorney, some of the details of the
19 investigations of the Director, or the designated independent investigator,
20 shall become privileged and confidential. The details of investigations should
21 not be open to the public subject to the opinion of the CPOA Attorney and the
22 Director. Compelled statements given to the Director, or the designated
23 independent investigator, will not be made public. The Director may
24 summarize conclusions reached from a compelled statement for the report to
25 the POB and the Chief of Police, and in the public record letter sent to the
26 complainant. Nothing in this ordinance affects the ability of APD to use a
27 compelled statement in a disciplinary proceeding.

28 § 9-4-1-14 MANDATORY COOPERATION AGREEMENT.

29 The City Council believes that full participation and cooperation of all
30 parties involved is essential to the success of the new police oversight
31 process, and that APD hereby agrees and understands that its full cooperation
32 is necessary, hereby agrees to mandate that its officers provide honest and
33 truthful responses to all questions by the Director, CPOA staff or the

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1 designated independent investigator. If any officer refuses to answer the
2 questions proposed to him or her by the Director, CPOA staff, or the
3 independent investigator, he or she may be subject to termination or
4 disciplinary action at the discretion of the Chief of Police. Compelled
5 statements given to the Director, CPOA staff or the designated independent
6 investigator, by a police officer will be used only for the Director's
7 investigation and the closed session review of the investigation file by the
8 POB, if any. The actual statement will remain confidential and will not be
9 included in a final report. The Director may summarize conclusions reached
10 from a compelled statement for the investigation report and in the public
11 record letter to the complainant."

12 SECTION 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
13 clause, word or phrase of this ordinance is for any reason held to be invalid or
14 unenforceable by any court of competent jurisdiction, such decision shall not
15 affect the validity of the remaining provisions of this ordinance. The Council
16 hereby declares that it would have passed this ordinance and each section,
17 paragraph, sentence, clause, word or phrase thereof irrespective of any
18 provision being declared unconstitutional or otherwise invalid.

19 SECTION 3. COMPILATION. The ordinance amendment prescribed by
20 SECTION 1 shall amend, be incorporated in and made part of the Revised
21 ordinances of Albuquerque, New Mexico, 1994.

22 SECTION 4. EFFECTIVE DATE. This ordinance shall take effect five days
23 after publication by title and general summary.

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25
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27 X:\CITY COUNCIL\SHARE\CL-Staff_Legislative Staff\Legislation\21 Council\O-13fs3final.docx

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jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Thursday, April 09, 2015 12:14 PM
To: "Beth Mohr" <cabq.pob.mohr@gmail.com>; "David Ring" <dzt3@juno.com>; "Eric H. Cruz" <eric.huizar.cruz@gmail.com>; "Hammer, Robin" <rhammer@cabq.gov>; "Jeannette V. Baca" <jvbaca.pob@gmail.com>; "Joanne Fine" <joannefine413@gmail.com>; "Leonard Waites" <phamason.lw@gmail.com>; "Maira Amado-McCoy" <amadomccoy.pob@gmail.com>; "Scott S. Wilson" <jswilsonpob@outlook.com>
Cc: "Bullock, Nicholas" <nbullock@cabq.gov>
Attach: Departmental Questions FY 16-CPOA v2.docx; CP 110 Budget Worksheet (Without Entity Level 1) (2).pdf; CPOA - Council General Questions - FY16 Proposed Budget.docx
Subject: City Council Budget Questions FY 16-CPOA

Dear POB Members:

Attached are the CPOA's response to City Council's Departmental and General Questions for FY 2016. These document are related to Agenda Item X.

In addition, I have confirmed that **Adrian Carver**, Co-Director of the New Mexico Youth Alliance, will be appearing this evening under the Outreach Subcommittee section of Agenda Item VIII.

Please remember we begin our meeting at 5 pm this evening and not the usual 4 pm time.

Please let me know if you have any questions.

Thanks,
Robin



City of Albuquerque

Civilian Police Oversight Agency

Interoffice Memorandum

DATE: April 10, 2015

To: Klarissa Peña, Chair, Committee of the Whole

From: Robin S. Hammer, Esq., Acting Executive Director, CPOA

Department Questions Concerning FY/16 Budget.

1. The proposed budget includes \$75,000 to contract with outside counsel as required by the DOJ and CPOA Ordinance to maintain autonomy and independence from the Executive and Legislative branches of City government. Please describe the selection process for the outside counsel. What is the anticipated scope of work for the respective legal services agreement?

At its first meeting on March 12, 2015, the Police Oversight Board (POB) of the Civilian Police Oversight Agency (CPOA) created a Personnel Subcommittee. POB Chair Leonard Waites appointed Board Members Beth Mohr, Joanne Fine and Eric Cruz to this Subcommittee.

The Personnel Subcommittee met on April 7, 2015 and elected Beth Mohr as Chair. Acting City Attorney Jenica Jacobi and Acting CPOA Executive Director were present at this meeting. The Personnel Subcommittee, with input from Ms. Hammer and Ms. Jacobi, decided to draft an advertisement to run in the New Mexico *Bar Bulletin*, a publication sent to all licensed New Mexico attorneys, and the CPOA website. The advertisement will solicit Letters of Interest for the contract Independent Legal Council position, initially to serve for the remainder of FY 15, with the possible extension of the contract for FY 2016. The Personnel Subcommittee will screen the applicants and make a recommendation to the full Police Oversight Board for their approval. The ad will run in the April 22, 2015 issue of the *Bar Bulletin*. The Personnel Subcommittee will review any submissions at its next meeting Monday, April 27, 2015. The POB will review the Subcommittee's recommendations at its May 19, 2015 meeting.

It is anticipated that the scope of the work for the contract Independent Legal Counsel:

1. Shall attend all regular, special and emergency Board meetings unless otherwise directed or authorized by the Board Chairperson or Acting Chairperson;
2. Shall provide legal advice to the CPOA as requested by the Board at Board

meetings, and shall review Agendas, Minutes, and other documents, materials and resolutions for the Board's use;

3. Shall represent the CPOA in the courts;

4. As directed by the Board chairperson, shall advise the Board and/or CPOA Administrative Office as to any legal matters relating to this ordinance and the CPOA's duties, responsibilities, and procedures;

5. As directed by the Board chairperson or acting chairperson, after a majority vote of the Board, shall conduct legal research and submit a written or oral report to the Board regarding the results of the research and provide a copy to the CPOA Executive Director;

6. Provide training on legal matters to the CPOA, as directed by the Board chairperson;

7. Perform all duties in the most cost effective manner possible.

2. When does the CPOA plan to fill the new Executive Director and Community Outreach Administrator positions?

At its April 7, 2015 meeting, the Personnel Subcommittee conferred with Ms. Jacobi, Ms. Hammer, and Vince Yermal, Senior Human Resources Labor Advisor, to determine the process to select the Executive Director. Mr. Yermal provided documents related to the 2012 National search to find an Independent Review Officer. The Personnel Subcommittee will finalize the process to conduct its search to select the CPOA Executive Director at its April 27, 2015 meeting. The Subcommittee intends to advertise the position on the City's website and with the National Association of Civilian Oversight of Law Enforcement (NACOLE). After screening applicants, the Personnel Subcommittee will forward the finalists to the Police Oversight Board to select the final three names to forward to City Council for its selection. It is undetermined when the Police Oversight Board will make its final selection for its Executive Director, but it is acting as expeditiously as possible. An estimate of the timeline would include the Police Oversight Board presenting its three selections for the Executive Director position to City Council after its July 2015 break.

At the March 2015 meeting, the Police Oversight Board also created an Outreach Subcommittee. The Outreach Subcommittee, consisting of Dr. Jeanette Baca, (Chair). Dr. David Ring, and Leonard Waites, is working with the CPOA Acting Executive Director, Ms. Hammer, to develop a job description for the Outreach Coordinator. Ms. Hammer, will then work with City Human Resources to create the position within the City. Once the FY 2016 Budget is approved, Ms. Hammer will post the Outreach Coordinator position through the Human Resources Department, and conduct a search for the person prior to July 2015. Ms. Hammer seeks to hire a person for the Outreach Coordinator with a projected start date in July 2015.

- 3. The proposed budget includes \$51,000 for travel and training costs for CPOA staff and Police Oversight Board (POB) members. What is the expected annual of cost of training for each POB member? Is the proposed amount sufficient for all necessary training?**

Training and travel, along with an increase in the categories of Contractual Staff, and Repairs and Maintenance are all included in the \$51,000 amount referenced in the CPOA's issue paper. The CPOA's Travel/Training budget is currently proposed at \$25,500. The \$25,500 would be used to cover the costs of sending all nine members POB Board Members and some of the CPOA Staff to the annual conference for the National Association of Civilian Oversight of Law Enforcement (NACOLE) in Riverside, California from October 4-8, 2015. Also included in this budget item is the training required by the Department of Justice (DOJ) Settlement Agreement for the CPOA Staff, which will have costs associated with it. Much of the other training required in the DOJ Settlement Agreement and Police Oversight Ordinance will be administered by City Staff and the Contract Independent Legal Counsel at little or no additional cost. Based on our best estimates at this time, the \$25,500 budget should be sufficient at this time. If additional funds are needed to comply with the training required for the CPOA and POB in the DOJ Settlement Agreement, the CPOA would seek to request funds from the Mayor's budget allotted to the Albuquerque Police Department for DOJ compliance.

The cost of training per Board Member will include approximately \$2500 for each to attend the NACOLE conference. At this time, it is difficult to assess the additional costs per Board Member.

D1510000 CP-Civilian Police Oversight

	FY14	FY15	FY16	FY16	FY16	FY16	FY16	Total
	Actual	Budget	Baseline	OMB Adjust	Dept Adjust	CAO Adjust	Council Adjust	
5001 Wages-Regular-Budget	0	0	426,108	(874)	0	54,954	0	480,188
5002 Wages-Temp-Budget	0	0	0	0	0	0	0	0
5003 Wages-Overtime-Budget	0	0	0	0	0	0	0	0
5144 PERA-Budget	0	0	82,704	0	0	10,667	0	93,371
5148 FICA-Budget	0	0	32,592	0	0	4,204	0	36,796
5156 Other Emp Benefits-Budget	0	0	70,980	0	0	9,966	0	80,946
5157 Retiree Hlth Care-Budget	0	0	8,520	0	0	1,099	0	9,619
5160 Educ Incentive-Budget	0	0	0	0	0	0	0	0
5162 Emp Incentive-Budget	0	0	0	0	0	0	0	0
5164 Clothing Allowance-Budget	0	0	0	0	0	0	0	0
5199 Fringe Recovery-Budget	0	0	0	0	0	0	0	0
TOTAL PERSONNEL	0	0	620,904	(874)	0	80,890	0	700,920
5205 Prof Services-Budget	0	0	0	14,500	0	60,500	0	75,000
5210 Other Services-Budget	0	0	0	2,000	0	0	0	2,000
5211 Electricity-Budget	0	0	0	0	0	0	0	0
5212 Natural Gas-Budget	0	0	0	0	0	0	0	0
5213 Refuse Removal-Budget	0	0	0	0	0	0	0	0
5214 Telephone-Budget	0	0	0	2,880	0	0	0	2,880
5215 Water & Sewer-Budget	0	0	0	0	0	0	0	0
5216 Utilities-Budget	0	0	0	0	0	0	0	0
5220 Supplies-Budget	0	0	0	17,500	0	3,900	0	21,400
5225 Travel-Budget	0	0	0	0	0	25,500	0	25,500
5230 Training-Budget	0	0	0	0	0	0	0	0
5234 Dues & Mbrships-Budget	0	0	0	500	0	0	0	500
5236 Fee Reim-Budget	0	0	0	0	0	0	0	0
5238 Repairs & Maint-Budget	0	0	0	0	0	4,800	0	4,800
5239 Vehicle Maint-Budget	0	0	0	0	0	0	0	0
5246 Fuels & Lub-Budget	0	0	0	0	0	0	0	0
5250 Tires & Tubes-Budget	0	0	0	0	0	0	0	0
5252 Taxes-Budget	0	0	0	0	0	0	0	0
5253 Interest on Cust Dep-Budget	0	0	0	0	0	0	0	0
5254 D/S Interest Exp-Budget	0	0	0	0	0	0	0	0
5255 D/S Agent Fees-Budget	0	0	0	0	0	0	0	0
5258 D/S Principal Repay-Budget	0	0	0	0	0	0	0	0
5262 Indemnity Clms&Judg-Budget	0	0	0	0	0	0	0	0
5263 Medical Clms&Judg-Budget	0	0	0	0	0	0	0	0
5271 Insurance-Budget	0	0	0	0	0	0	0	0
5275 Contractual Svcs-Budget	0	0	0	4,000	0	40,000	0	44,000
TOTAL OPERATING EXPENSES	0	0	0	41,380	0	134,700	0	176,080
5305 Captl-Land-Budget	0	0	0	0	0	0	0	0
5310 Captl-Bldgs&Struc-Budget	0	0	0	0	0	0	0	0
5315 Captl-Streets-Budget	0	0	0	0	0	0	0	0
5320 Captl-NonStruct Imp-Budget	0	0	0	0	0	0	0	0
5325 Captl-Auto/Buses-Budget	0	0	0	0	0	0	0	0
5330 Captl-Mach/Equip-Budget	0	0	0	0	0	0	0	0
5335 Captl-Office Furn-Budget	0	0	0	0	0	0	0	0
5338 Captl-Hardware/Software-Budget	0	0	0	0	0	0	0	0
5340 Captl-Museum Coll-Budget	0	0	0	0	0	0	0	0
5350 Captl-Police/Zoo-Budget	0	0	0	0	0	0	0	0
TOTAL CAPITAL	0	0	0	0	0	0	0	0
5910 Trfr Out-Other Funds-Budget	0	0	0	0	0	0	0	0
5920 Trfr Out-PFLOT-Budget	0	0	0	0	0	0	0	0
5930 Trfr Out-IDOH-Budget	0	0	0	0	0	0	0	0
594031 Vehicle - Maintenance	0	0	0	0	0	0	0	0
594041 Vehicle - Fuel	0	0	0	0	0	0	0	0
594051 Network Charges-Expense	0	0	0	0	0	0	0	0
594061 Radio Maintenance	0	0	0	0	0	0	0	0
594071 Equipment Replacement	0	0	0	0	0	0	0	0
594105 Insurance - Workers Comp	0	0	0	0	0	0	0	0
594107 Insurance - Tort & Other Liab	0	0	0	0	0	0	0	0
594115 Insurance - Risk Recovery Plan	0	0	0	0	0	0	0	0
5950 Trfr Out-Debt Svc-Budget	0	0	0	0	0	0	0	0
5970 Trfr Out-CIP-Budget	0	0	0	0	0	0	0	0
TOTAL TRANSFERS	0	0	0	0	0	0	0	0
GRAND TOTALS	0	0	620,904	40,506	0	215,590	0	877,000

D1500001 CP-Civilian Police Oversight Agency

	FY14	FY15	FY16	FY16	FY16	FY16	FY16	Total
	Actual	Budget	Baseline	OMB Adjust	Dept Adjust	CAO Adjust	Council Adjust	
5001 Wages-Regular-Budget	0	0	426,108	(874)	0	54,954	0	480,188
5002 Wages-Temp-Budget	0	0	0	0	0	0	0	0
5003 Wages-Overtime-Budget	0	0	0	0	0	0	0	0
5144 PERA-Budget	0	0	82,704	0	0	10,667	0	93,371
5148 FICA-Budget	0	0	32,592	0	0	4,204	0	36,796
5156 Other Emp Benefits-Budget	0	0	70,980	0	0	9,966	0	80,946
5157 Retiree Hlth Care-Budget	0	0	8,520	0	0	1,099	0	9,619
5160 Educ Incentive-Budget	0	0	0	0	0	0	0	0
5162 Emp Incentive-Budget	0	0	0	0	0	0	0	0
5164 Clothing Allowance-Budget	0	0	0	0	0	0	0	0
5199 Fringe Recovery-Budget	0	0	0	0	0	0	0	0
TOTAL PERSONNEL	0	0	620,904	(874)	0	80,890	0	700,920
5205 Prof Services-Budget	0	0	0	14,500	0	60,500	0	75,000
5210 Other Services-Budget	0	0	0	2,000	0	0	0	2,000
5211 Electricity-Budget	0	0	0	0	0	0	0	0
5212 Natural Gas-Budget	0	0	0	0	0	0	0	0
5213 Refuse Removal-Budget	0	0	0	0	0	0	0	0
5214 Telephone-Budget	0	0	0	2,880	0	0	0	2,880
5215 Water & Sewer-Budget	0	0	0	0	0	0	0	0
5216 Utilities-Budget	0	0	0	0	0	0	0	0
5220 Supplies-Budget	0	0	0	17,500	0	3,900	0	21,400
5225 Travel-Budget	0	0	0	0	0	25,500	0	25,500
5230 Training-Budget	0	0	0	0	0	0	0	0
5234 Dues & Mbrships-Budget	0	0	0	500	0	0	0	500
5236 Fee Reim-Budget	0	0	0	0	0	0	0	0
5238 Repairs & Maint-Budget	0	0	0	0	0	4,800	0	4,800
5239 Vehicle Maint-Budget	0	0	0	0	0	0	0	0
5246 Fuels & Lub-Budget	0	0	0	0	0	0	0	0
5250 Tires & Tubes-Budget	0	0	0	0	0	0	0	0
5252 Taxes-Budget	0	0	0	0	0	0	0	0
5253 Interest on Cust Dep-Budget	0	0	0	0	0	0	0	0
5254 D/S Interest Exp-Budget	0	0	0	0	0	0	0	0
5255 D/S Agent Fees-Budget	0	0	0	0	0	0	0	0
5258 D/S Principal Repay-Budget	0	0	0	0	0	0	0	0
5262 Indemnity Clms&Judg-Budget	0	0	0	0	0	0	0	0
5263 Medical Clms&Judg-Budget	0	0	0	0	0	0	0	0
5271 Insurance-Budget	0	0	0	0	0	0	0	0
5275 Contractual Svcs-Budget	0	0	0	4,000	0	40,000	0	44,000
TOTAL OPERATING EXPENSES	0	0	0	41,380	0	134,700	0	176,080
5305 Captl-Land-Budget	0	0	0	0	0	0	0	0
5310 Captl-Bldgs&Struc-Budget	0	0	0	0	0	0	0	0
5315 Captl-Streets-Budget	0	0	0	0	0	0	0	0
5320 Captl-NonStruct Imp-Budget	0	0	0	0	0	0	0	0
5325 Captl-Auto/Buses-Budget	0	0	0	0	0	0	0	0
5330 Captl-Mach/Equip-Budget	0	0	0	0	0	0	0	0
5335 Captl-Office Furn-Budget	0	0	0	0	0	0	0	0
5338 Captl-Hardware/Software-Budget	0	0	0	0	0	0	0	0
5340 Captl-Museum Coll-Budget	0	0	0	0	0	0	0	0
5350 Captl-Police/Zoo-Budget	0	0	0	0	0	0	0	0
TOTAL CAPITAL	0	0	0	0	0	0	0	0
5910 Trfr Out-Other Funds-Budget	0	0	0	0	0	0	0	0
5920 Trfr Out-PILOT-Budget	0	0	0	0	0	0	0	0
5930 Trfr Out-IDOH-Budget	0	0	0	0	0	0	0	0
594031 Vehicle - Maintenance	0	0	0	0	0	0	0	0
594041 Vehicle - Fuel	0	0	0	0	0	0	0	0
594051 Network Charges-Expense	0	0	0	0	0	0	0	0
594061 Radio Maintenance	0	0	0	0	0	0	0	0
594071 Equipment Replacement	0	0	0	0	0	0	0	0
594105 Insurance - Workers Comp	0	0	0	0	0	0	0	0
594107 Insurance - Tort & Other Liab	0	0	0	0	0	0	0	0
594115 Insurance - Risk Recovery Plan	0	0	0	0	0	0	0	0
5950 Trfr Out-Debt Svc-Budget	0	0	0	0	0	0	0	0
5970 Trfr Out-CIP-Budget	0	0	0	0	0	0	0	0
TOTAL TRANSFERS	0	0	0	0	0	0	0	0
GRAND TOTALS	0	0	620,904	40,506	0	215,590	0	877,000

D1500000 CP-Civilian Police Oversight Dept

	FY14	FY15	FY16	FY16	FY16	FY16	FY16	Total
	Actual	Budget	Baseline	OMB Adjust	Dept Adjust	CAO Adjust	Council Adjust	
5001 Wages-Regular-Budget	0	0	426,108	(874)	0	54,954	0	480,188
5002 Wages-Temp-Budget	0	0	0	0	0	0	0	0
5003 Wages-Overtime-Budget	0	0	0	0	0	0	0	0
5144 PERA-Budget	0	0	82,704	0	0	10,667	0	93,371
5148 FICA-Budget	0	0	32,592	0	0	4,204	0	36,796
5156 Other Emp Benefits-Budget	0	0	70,980	0	0	9,966	0	80,946
5157 Retiree Hlth Care-Budget	0	0	8,520	0	0	1,099	0	9,619
5160 Educ Incentive-Budget	0	0	0	0	0	0	0	0
5162 Emp Incentive-Budget	0	0	0	0	0	0	0	0
5164 Clothing Allowance-Budget	0	0	0	0	0	0	0	0
5199 Fringe Recovery-Budget	0	0	0	0	0	0	0	0
TOTAL PERSONNEL	0	0	620,904	(874)	0	80,890	0	700,920
5205 Prof Services-Budget	0	0	0	14,500	0	60,500	0	75,000
5210 Other Services-Budget	0	0	0	2,000	0	0	0	2,000
5211 Electricity-Budget	0	0	0	0	0	0	0	0
5212 Natural Gas-Budget	0	0	0	0	0	0	0	0
5213 Refuse Removal-Budget	0	0	0	0	0	0	0	0
5214 Telephone-Budget	0	0	0	2,880	0	0	0	2,880
5215 Water & Sewer-Budget	0	0	0	0	0	0	0	0
5216 Utilities-Budget	0	0	0	0	0	0	0	0
5220 Supplies-Budget	0	0	0	17,500	0	3,900	0	21,400
5225 Travel-Budget	0	0	0	0	0	25,500	0	25,500
5230 Training-Budget	0	0	0	0	0	0	0	0
5234 Dues & Mbrships-Budget	0	0	0	500	0	0	0	500
5236 Fee Reim-Budget	0	0	0	0	0	0	0	0
5238 Repairs & Maint-Budget	0	0	0	0	0	4,800	0	4,800
5239 Vehicle Maint-Budget	0	0	0	0	0	0	0	0
5246 Fuels & Lub-Budget	0	0	0	0	0	0	0	0
5250 Tires & Tubes-Budget	0	0	0	0	0	0	0	0
5252 Taxes-Budget	0	0	0	0	0	0	0	0
5253 Interest on Cust Dep-Budget	0	0	0	0	0	0	0	0
5254 D/S Interest Exp-Budget	0	0	0	0	0	0	0	0
5255 D/S Agent Fees-Budget	0	0	0	0	0	0	0	0
5258 D/S Principal Repay-Budget	0	0	0	0	0	0	0	0
5262 Indemnity Clms&Judg-Budget	0	0	0	0	0	0	0	0
5263 Medical Clms&Judg-Budget	0	0	0	0	0	0	0	0
5271 Insurance-Budget	0	0	0	0	0	0	0	0
5275 Contractual Svcs-Budget	0	0	0	4,000	0	40,000	0	44,000
TOTAL OPERATING EXPENSES	0	0	0	41,380	0	134,700	0	176,080
5305 Captl-Land-Budget	0	0	0	0	0	0	0	0
5310 Captl-Bldgs&Struc-Budget	0	0	0	0	0	0	0	0
5315 Captl-Streets-Budget	0	0	0	0	0	0	0	0
5320 Captl-NonStruct Imp-Budget	0	0	0	0	0	0	0	0
5325 Captl-Auto/Buses-Budget	0	0	0	0	0	0	0	0
5330 Captl-Mach/Equip-Budget	0	0	0	0	0	0	0	0
5335 Captl-Office Furn-Budget	0	0	0	0	0	0	0	0
5338 Captl-Hardware/Software-Budget	0	0	0	0	0	0	0	0
5340 Captl-Museum Coll-Budget	0	0	0	0	0	0	0	0
5350 Captl-Police/Zoo-Budget	0	0	0	0	0	0	0	0
TOTAL CAPITAL	0	0	0	0	0	0	0	0
5910 Trfr Out-Other Funds-Budget	0	0	0	0	0	0	0	0
5920 Trfr Out-PILOT-Budget	0	0	0	0	0	0	0	0
5930 Trfr Out-IDOH-Budget	0	0	0	0	0	0	0	0
594031 Vehicle - Maintenance	0	0	0	0	0	0	0	0
594041 Vehicle - Fuel	0	0	0	0	0	0	0	0
594051 Network Charges-Expense	0	0	0	0	0	0	0	0
594061 Radio Maintenance	0	0	0	0	0	0	0	0
594071 Equipment Replacement	0	0	0	0	0	0	0	0
594105 Insurance - Workers Comp	0	0	0	0	0	0	0	0
594107 Insurance - Tort & Other Liab	0	0	0	0	0	0	0	0
594115 Insurance - Risk Recovery Plan	0	0	0	0	0	0	0	0
5950 Trfr Out-Debt Svc-Budget	0	0	0	0	0	0	0	0
5970 Trfr Out-CIP-Budget	0	0	0	0	0	0	0	0
TOTAL TRANSFERS	0	0	0	0	0	0	0	0
GRAND TOTALS	0	0	620,904	40,506	0	215,590	0	877,000



City of Albuquerque

Civilian Police Oversight Agency

Interoffice Memorandum

DATE: April 10, 2015

To: Klarissa Peña, Chair, Committee of the Whole

From: Robin Hammer, Acting Executive Director, CPOA

Subject: General Department Questions Concerning FY/16 Budget

- Please provide an organizational chart for the proposed FY/16 budget that includes the name, position title, grade (e.g. M-13) and fund number for each permanent full-time and part-time employee. Include vacant positions. Please identify on each page the name of the division, program and activity.

Attachment A

- Please provide a list showing positions that are being filled by temporary employees including part-time, student interns, seasonal, and contract workers. Do not include temporary employees hired through Koosharem, ATA, etc. The chart should indicate the position title, grade, funding source and number of employees per job code.

None

- Please provide, in table format, a listing of positions in the department by division that are filled (or planned to be filled) with temporary contractual workers for FY/15 and FY/16. Include in the table, per fiscal year, the number of employees, position/job duty, the amount paid, the funding source and the contracting agency (Select Staffing, Adecco, etc.). Please provide detail of the amounts paid to the contracting agency and the temporary worker (contractor's mark-up).

Temporary Contractual Staff

Existing Vacant Position	Position / Job Duty	Vendor	Funding Account	No. Emp	Hourly Wage	Mark-up	FY/15 ** Est Actual	FY/16 Proposed
none	Paralegal for proofing and reviewing all legally mandated reports	New Koosharem Corp Select Staffing	Contract Svc	1	\$ 20.00	\$ 7.29	40,000	40,000

** FY/15 Contractual position funded with \$14,500 in professional svc, supplies and salary savings resulting from vacancies early in the year.

4. What are the fees charged by your department for FY/15? What will be the fees for FY/16 and what is the revenue impact? Are there any fees which could be increased? What would the revenue impact of the increase be?

N/A

5. Itemize the grants (excluding State Capital Outlay) received by your department in FY/15 to date, along with sources, amounts and grant periods. Indicate revenues from each of these grants. Please provide a list of all anticipated grants in FY/16 and the estimated amount for each grant.

None

6. Please provide in two tables a listing of: a) contractual services: and, b) professional/technical contracts, which were in effect in FY/15 and which are proposed for FY/16. The tables should include the name of the contractor, the service provided or to be provided, the amount of the contract and the source of the funds. This list is to include contracts paid for from all non-capital funding sources.

Professional/Technical Services

Program Number	Department ID Number	Functional Purpose	Vendor	FY/15 Original Appropriation	FY/16 Proposed
1500001	1510000	For FY/16 move funding for Travel/Training		14,500	-
1500001	1510000	Outside Legal Counsel	TBD		75,000
TOTAL				\$ 14,500	\$ 75,000

Contractual Services

Program Number	Department ID Number	Functional Purpose	Vendor	FY/15 Original Appropriation	FY/16 Proposed
1500001	1510000	Temporary Staffing	New Koosharem Corporation	-	40,000
1500001	1510000	one time	New Mexico Captioning	4,000	4,000
TOTAL				\$ 4,000	\$ 44,000

cc: Mayor Richard Berry
 All City Councilors
 Jon Zaman, Director, Council Services
 Rob Perry, Chief Administrative Officer
 Michael Riordan, Chief Operating Officer
 Gilbert Montañó, Chief of Staff/Deputy Chief Administrative Officer
 Gerald Romero, Budget Officer

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Thursday, April 09, 2015 2:25 PM
To: "Beth Mohr" <cabq.pob.mohr@gmail.com>; "David Ring" <dzt3@juno.com>; "Eric H. Cruz" <eric.huizar.cruz@gmail.com>; "Hammer, Robin" <rhammer@cabq.gov>; "Jeannette V. Baca" <jvbaca.pob@gmail.com>; "Joanne Fine" <joannefine413@gmail.com>; "Leonard Waites" <phamason.lw@gmail.com>; "Moira Amado-McCoy" <amadomccoy.pob@gmail.com>; "Scott S. Wilson" <jswilsonpob@outlook.com>
Cc: "Bullock, Nicholas" <nbullock@cabq.gov>
Attach: Full POC Presentation.pptx
Subject: FW: Brief POB Presentation

Attached is the PowerPoint which the New Mexico Youth Forum representative will be presenting this evening.

Thanks,
 Robin

Robin S. Hammer, Esq.

Acting Executive Director
 Civilian Police Oversight Agency
 City of Albuquerque
 P.O. Box 1293
 Albuquerque, NM 87103
 (505) 924-3770
 Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Anna Nelson [mailto:anelson@nmforumforyouth.org]
Sent: Thursday, April 09, 2015 2:06 PM
To: Hammer, Robin; Mathewson, Alfred; Adrian Carver; Rosie G
Subject: Brief POB Presentation

Please find attached the powerpoint Adrian Carver will be presenting this evening. I look forward to hearing how the meeting goes.

--

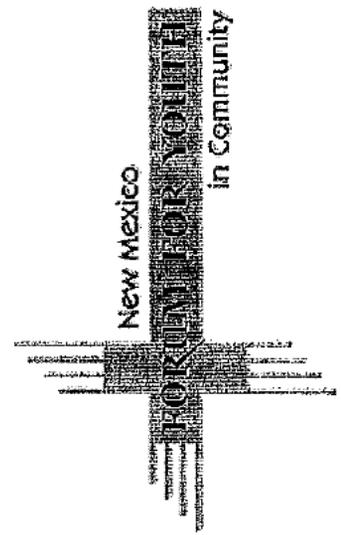
Anna Nelson, LISW
 Executive Director
 New Mexico Forum for Youth In Community
 924 Park Avenue, SW, Ste. E
 Albuquerque, NM 87102

o- 505.821.3574 x101
 c- 505.319.8822
 f- 505.242.2776
 w- www.nmforumforyouth.org
 e- anelson@nmforumforyouth.org

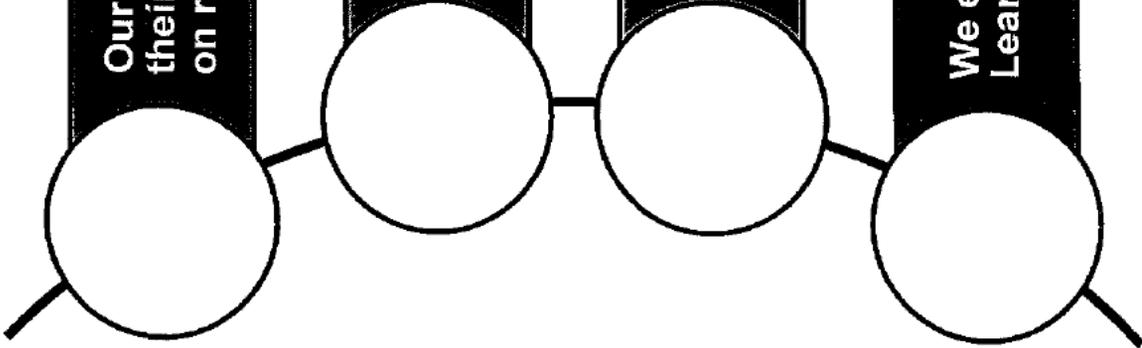
Learn more about building healthy relationships and preventing Teen Dating Violence at
www.nmforumforyouth.org/tdv.html

POSITIVE YOUTH LEADERSHIP AND JUSTICE (PYL/J) INITIATIVE

New Mexico Forum for Youth In Community



The Forum



Our vision is for all New Mexico 's youth having limitless opportunities within their communities, grounded in the strength of our state's diversity, and based on respect.

Our mission is to promote equal access and meaningful engagement for all youth to thrive through positive youth development, civic participation, community capacity and network building, mobilization, and policy transformation.

Our core priorities are Racial Justice, Health, Academic and Economic Equity

We engage over 5,000 young people 13-24 years of age statewide annually. Learn more at www.nmforumforyouth.org

Snapshot of Referral Sources (2012)

- More than 1/3 of all referrals by law enforcement for Risk Assessment Instrument (RAI) screening came from three zip codes in Bernalillo County (87105, 87108, and 87121).
- The majority of the referrals were Latinos.
- Albuquerque Police Department (APD) is the top referring agency for all zip codes represented in this report.
- The Bernalillo County Sheriffs Office (BCSO) had the greatest percentage of referrals that resulted in the youth being detained.
- Albuquerque Public School Police (APSP) referred a high percentage of students who were screened for detention, did not score high enough on the RAI and were released.

Source	Screened	Detained	Released
APD	1358	659	699
BCSO	402	270	132
APSP	88	21	67
JPO	76	76	0

The Data

Racial & Ethnic Disparities

- African American youth in Bernalillo County are 2 1/4 times more likely to be arrested, 1 1/3 times more likely to be referred to Juvenile Court, and 3 1/3 times more likely to have their cases resulting in Confinement in Secure Juvenile Corrections Facilities than their Anglo Peers
- Latino youth in Bernalillo County are 1.6 times more likely to be arrested and 7.2 times more likely to have their cases involve secure detention.

Behavioral Health Disparities

- Nearly half of all Bernalillo County Youth Services Center youth in 2012 have diagnosable behavioral health needs.
- Of the 1,467 youth referred, 700 needed behavioral health intervention.
- Crimes most prevalent among youth with behavioral health needs who were detained include warrants, holds, conduct and drug/alcohol violations.
- Nationally, youth of color have been found to be referred less often than their Anglo peers for behavioral health treatment while being found to need treatment more often than their Anglo peers.
- This dynamic results in increased recidivism, revocations, amount of time out of school, and commitments for youth of color.

The Proposal

PYD/J

- Utilizes an adolescent development-appropriate framework.
- Engages, empowers & inspires young leaders ages 13-18 who are school-discipline or juvenile-justice impacted.

- Employs evidence-trauma/healing informed, culturally-relevant youth-centered training on the foster care and juvenile justice systems.
- Disproportionate Minority Contact, and anti-oppression frameworks

Informs

- Intentionally engaging system-impacted youth in:
 - 1) Youth Advisory Council
 - 2) Youth Participatory Action Research
 - 3) Community Impact Projects

Policy & Practice

- To advise on best practices in engaging young people.
- To improve relationships among law enforcement and young people.
- To inform law enforcement training on adolescent development and behavioral health needs.



THANK YOU!

Please contact Anna Nelson, LISW, Executive Director at:

C- 505.319.8822

E- anelson@nmforumforyouth.org

jswilsonPOB@outlook.com

From: "JOANNE FINE" <fine.joanne@yahoo.com>
Date: Friday, April 10, 2015 10:06 AM
To: "Saavedra, Sharon L." <ssaavedra@cabq.gov>
Cc: "Leonard Waites" <phamason.lw@gmail.com>; <CABQ.POB.Mohr@gmail.com>; "Jeffrey Scott Wilson" <jswilsonpob@outlook.com>
Subject: RE: MAKE-UP CLASS SCHEDULED!!!

We are obligated by ordinance to complete our training in 6 months starting in February. If the next CPA class is not completed by July we will be out of compliance. Please let your superiors know that. In a perfect world, we would all be able to attend each class. However we did not know in February what demands on our time would specifically include. We have lives. We had plans. And not all of them can be changed. Please know I really enjoy the classes and I value them. I want to complete it all. It may require more accommodation from APD than the next CPA class.

Thank you,
 Joanne

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Saavedra, Sharon L."
Date: 04/10/2015 9:35 AM (GMT-07:00)
To: JOANNE FINE
Subject: RE: MAKE-UP CLASS SCHEDULED!!!

Ok, I thought it was just the 16th as you said in a previous email. I will see what other days you can make up. It might be that the POB members have to make up any classes in the next cpa class. No worries, youre not the only one. I just have to make the attempt to conduct these classes per my chain of command. Have a great time in Florida. Bet the weather will be really nice.

Officer Sharon Saavedra
 Citizen Police Academy Coordinator
 Albuquerque Police Department
 Email: ssaavedra@cabq.gov
 Phone: (505) 224-6641

From: JOANNE FINE [fine.joanne@yahoo.com]
Sent: Friday, April 10, 2015 9:28 AM
To: Saavedra, Sharon L.; moiraamado@gmail.com; Jeannette V. Baca; Eric H. Cruz; Beth Mohr; David Ring
Cc: Hammer, Robin
Subject: RE: MAKE-UP CLASS SCHEDULED!!!

I will be in Florida as I have said. So what do I do to complete the training?

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

M002546

From: "Saavedra, Sharon L."
Date: 04/10/2015 9:10 AM (GMT-07:00)
To: moiraamado@gmail.com, "Jeannette V. Baca", "Eric H. Cruz", fine.joanne@yahoo.com, Beth Mohr, David Ring
Cc: "Hammer, Robin"
Subject: MAKE-UP CLASS SCHEDULED!!!

POB MEMBERS,

Hello all. I have scheduled a make-up class for **APRIL 15TH @6PM.** It is important you attend to fulfill your obligations and requirements. This class subject is Crime Prevention and DOJ Settlement agreement.

Thank you.

Officer Sharon Saavedra
Citizen Police Academy Coordinator
Albuquerque Police Department
Email: ssaavedra@cabq.gov
Phone: (505) 224-6641

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Friday, April 10, 2015 1:05 PM
To: "Beth Mohr" <cabq.pob.mohr@gmail.com>; "David Ring" <dzt3@juno.com>; "Eric H. Cruz" <eric.huizar.cruz@gmail.com>; "Hammer, Robin" <rhammer@cabq.gov>; "Jeannette V. Baca" <jvbaca.pob@gmail.com>; "Joanne Fine" <joannefine413@gmail.com>; "Leonard Waites" <phamason.lw@gmail.com>; "Maira Amado-McCoy" <amadomccoy.pob@gmail.com>; "Scott S. Wilson" <jswilsonpob@outlook.com>
Subject: FW: Albuquerque CVB - 2016 NACOLE Annual Conference- Attachements

Dear POB Members:

Below is an email from Jacob Quintana from the Convention and Visitors Bureau requesting responses to questions posed by NACOLE staff regarding our bid for the 2016 NACOLE Conference. I would welcome any input from Board Members in formulating my response. I plan to get back to Jacob on Monday.

Thanks,
 Robin

Robin S. Hammer, Esq.

Acting Executive Director
 Civilian Police Oversight Agency
 City of Albuquerque
 P.O. Box 1293
 Albuquerque, NM 87103
 (505) 924-3770
 Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Jacob Quintana [mailto:quintana@visitabq.org]
Sent: Friday, April 10, 2015 11:17 AM
To: Hammer, Robin
Subject: RE: Albuquerque CVB - 2016 NACOLE Annual Conference- Attachements

Hello Robin,

I had a very good conversation with Cameron McElhiney today. We discussed the overall bid and she did have a few questions. She wanted me to pass along to you so I can address them in the bid.

- What commitment level is to be expected from the local oversight agency?
- Would the local oversight agency be able to help with fundraising? If so, what and how?
- Are there any "in-kind" contributions local oversight agency can make?
- Does the local oversight agency have a printing shop or access to a printing shop that could assist with printing needs?
- Would the local oversight agency be able to have "manpower" support during the conference?
- Can the local oversight agency assist with putting together a session for the conference or providing a speaker for the conference?
- Can the local oversight agency provide food and beverage sponsorship or financial sponsorship?

If you can respond to me on these additional questions, that would be great. According to Cameron, she said that not all local oversight agencies can help equally. Some are able to do a lot and other not so much. It does not mean that we will not have an opportunity to win the business, it just allows NACOLE to understand what the local oversight agency can and will do.

Thanks again for your partnership.
Jacob

JACOB QUINTANA
National Sales Manager
ALBUQUERQUE CONVENTION AND VISITORS BUREAU
20 First Plaza NW, Suite 601 Albuquerque, New Mexico 87102
quintana@VisitABQ.org | 505-222-4327 | 800.733.9918 x3327
www.VisitABQ.org | Facebook | Twitter | YouTube | Pinterest

From: Hammer, Robin [<mailto:rhammer@cabq.gov>]
Sent: Tuesday, April 07, 2015 9:37 AM
To: Jacob Quintana
Subject: RE: Albuquerque CVB - 2016 NACOLE Annual Conference- Attachements

Jacob:

Let me know if you need anything else. Please change my title and the name of our Agency in your documents. These are in my signature block below.

Thanks,
Robin

Robin S. Hammer, Esq.
Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Jacob Quintana [<mailto:quintana@visitabq.org>]
Sent: Tuesday, April 07, 2015 9:09 AM
To: Hammer, Robin
Subject: RE: Albuquerque CVB - 2016 NACOLE Annual Conference- Attachements

Great...thank you again,
Jacob

JACOB QUINTANA
National Sales Manager
ALBUQUERQUE CONVENTION AND VISITORS BUREAU
20 First Plaza NW, Suite 601 Albuquerque, New Mexico 87102
quintana@VisitABQ.org | 505-222-4327 | 800.733.9918 x3327

www.VisitABQ.org | Facebook | Twitter | YouTube | Pinterest

From: Hammer, Robin [<mailto:rhammer@cabq.gov>]
Sent: Monday, April 06, 2015 4:54 PM
To: Jacob Quintana
Subject: RE: Albuquerque CVB - 2016 NACOLE Annual Conference- Attachements

Jacob,

I got Rob's signature. I'm headed off to City Council now. I'll PDF over it all tomorrow morning.

Thanks,
Robin

Robin S. Hammer, Esq.
Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Jacob Quintana [<mailto:quintana@visitabq.org>]
Sent: Monday, April 06, 2015 2:22 PM
To: Hammer, Robin
Subject: RE: Albuquerque CVB - 2016 NACOLE Annual Conference- Attachements

Hi Robin,

I am following up with you regarding Mr. Perry's signature request.

Thank you,
Jacob

JACOB QUINTANA
National Sales Manager
ALBUQUERQUE CONVENTION AND VISITORS BUREAU
20 First Plaza NW, Suite 601 Albuquerque, New Mexico 87102
quintana@VisitABQ.org | 505-222-4327 | 800.733.9918 x3327
www.VisitABQ.org | Facebook | Twitter | YouTube | Pinterest

From: Hammer, Robin [<mailto:rhammer@cabq.gov>]
Sent: Wednesday, April 01, 2015 4:18 PM
To: Jacob Quintana
Subject: Re: Albuquerque CVB - 2016 NACOLE Annual Conference- Attachements

Jacob,
I will contact Mr. Perry's office and request a signature.

Thanks,
Robin

Robin S. Hammer, Esq.
Acting Executive Director
Civilian Police Oversight Agency

Sent from my iPhone

On Apr 1, 2015, at 1:51 PM, Jacob Quintana <quintana@visitabq.org> wrote:

Hi Robin,
Thank you very much. Can you also have Rob Perry sign as well?

JACOB QUINTANA
National Sales Manager
ALBUQUERQUE CONVENTION AND VISITORS BUREAU
20 First Plaza NW, Suite 601 Albuquerque, New Mexico 87102
quintana@VisitABQ.org | 505-222-4327 | 800.733.9918 x3327
www.VisitABQ.org | Facebook | Twitter | YouTube | Pinterest

From: Hammer, Robin [<mailto:rhammer@cabq.gov>]
Sent: Wednesday, April 01, 2015 1:45 PM
To: Jacob Quintana
Subject: RE: Albuquerque CVB - 2016 NACOLE Annual Conference- Attachements

Sorry.

Robin S. Hammer, Esq.
Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Jacob Quintana [<mailto:quintana@visitabq.org>]
Sent: Wednesday, April 01, 2015 1:33 PM
To: Hammer, Robin
Subject: FW: Albuquerque CVB - 2016 NACOLE Annual Conference
Importance: High

Hello Robin,

Hope you have been well. I wanted to let you know that I have received 5 proposals from area hotels to host the NACOLE 2016 Conference. I have put together the overall destination bid book and will be including the NACOLE RFP response form. I do need your signature along with Rob Perry's signature, as we did with last year's bid.

Page 5 is the location for both of you to sign. If you can sign and date as listed, I will add to the bid book. I do need to send the bid no later than April 1st.

Please let me know if you have any questions.

Thank you,
Jacob

JACOB QUINTANA

National Sales Manager

ALBUQUERQUE CONVENTION AND VISITORS BUREAU

20 First Plaza NW, Suite 601 Albuquerque, New Mexico 87102

quintana@VisitABQ.org | 505-222-4327 | 800.733.9918 x3327

www.VisitABQ.org | Facebook | Twitter | YouTube | Pinterest

<Image001.jpg>

<image002.png>

jswilsonPOB@outlook.com

From: "Beth A. Mohr" <cabq.pob.mohr@gmail.com>
Date: Saturday, April 11, 2015 10:41 AM
To: "Jeffrey Scott Wilson" <jswilsonpob@outlook.com>
Cc: "Rev. Dr. David Z. Ring, III" <dzt3@juno.com>; "Leonard Waites" <phamason.lw@gmail.com>; "Robin S. Hammer, Esq." <rhammer@cabq.gov>
Subject: Re: Potential Interview with Channel 2/13 Reporter

Did we create a rules committee? I don't remember now. That would be a good discussion at the next meeting or for the rules committee. -B

Beth A. Mohr
 Co-Vice Chair
 Albuquerque Police Oversight Board

Sent with haste from my "smart" phone.

Notice: This email may be subject to disclosure as public record. Please be thoughtful when forwarding or replying to this email.

Scott Wilson <jswilsonpob@outlook.com> wrote:

Dave,

Thanks for the email. I really wanted to have this discussion at the meeting last night under the "rules" agenda item, but by then it was late and I let it go. I will put my thoughts on the matter here, but will defer to the chair or the will of the Board.

I think it's very important to have a media policy, especially with the media attention we are and assuredly will be getting in the future. I believe that any Board member should be able to discuss their thoughts, experiences, and whatever as individuals, with whomever they choose.

When it comes to matters of policy, procedure, protocol, etc., I think a media representative should be designated to speak for "the Board" so that we respond consistently in these types of matters and do not send out mixed messages.

You didn't say what she wanted to interview you about, but if it is about "being" a board member, I would say go for it. If she is looking for information about the Board in general (or specific) matters, I think we need to decide who should handle this type of interview.

Again, just my two cents worth.

Scott

> From: dzt3@juno.com
 > Date: Fri, 10 Apr 2015 20:32:05 +0000
 > To: jsWilsonpob@outlook.com; phamason.lw@gmail.com; cabq.pob.mohr@gmail.com
 > CC: rhammer@cabq.gov
 > Subject: Potential Interview with Channel 2/13 Reporter
 >

> Leonard, Jeffrey, and Beth: Because of a friend here in ABQ I have come to the attention of Tina Jensen, a reporter for local Channels 2 and 13, as being a member of the POB. She has been assigned to investigative reporting of police-related matters for these stations of a couple of years now. She would like to interview me. I'm willing to be interviewed and, if such takes place, would clearly state at the outset that whatever I might offer is personal opinion rather than any official POB position. However, you three are the chair and vice-chairs of our group, and I do not wish to usurp you. If you prefer, I will suggest that she interview one of you instead. Let me know your desires on this. Thanks! -- Dave Ring

>

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> <http://thirdpartyoffers.juno.com/TGL3141/552833acdfd5433ac69c4st03vuc>

jswilsonPOB@outlook.com

From: "Beth Mohr" <cabq.pob.mohr@gmail.com>
Date: Monday, April 13, 2015 1:35 PM
To: "Moiram Amado-McCoy" <moiraamado@gmail.com>; "Joanne Fine" <joannefine413@gmail.com>;
"Leonard Waites" <phamason.lw@gmail.com>; "Eric Cruz" <eric.huizar.cruz@gmail.com>;
<jvbaca.pob@gmail.com>; "dzt3" <dzt3@juno.com>; "jswilsonpob" <jswilsonpob@outlook.com>
Subject: Kind words - (not actionable business - no issue of quorum)

Fellow POB Members -

This is from a friend of mine regarding our work on the POB, and I wanted to share it with you all.

Thank you for serving. It makes a difference for me when I think about my children's future here. Knowing that there are good people working towards a solution gives me optimism.

Beth A. Mohr, Board Member
Albuquerque Police Oversight Board

NOTICE: This email may be subject to disclosure under the New Mexico Inspection of Public Records Act. Please be thoughtful forwarding or replying to this email.

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Monday, April 13, 2015 6:32 PM
To: "Beth Mohr" <cabq.pob.mohr@gmail.com>; "David Ring" <dzt3@juno.com>; "Eric H. Cruz" <eric.huizar.cruz@gmail.com>; "Hammer, Robin" <rhammer@cabq.gov>; "Jeannette V. Baca" <jvbaca.pob@gmail.com>; "Joanne Fine" <joannefine413@gmail.com>; "Leonard Waites" <phamason.lw@gmail.com>; "Moira Amado-McCoy" <amadomccoy.pob@gmail.com>; "Scott S. Wilson" <jswilsonpob@outlook.com>
Cc: "Eva P. Sandoval" <evaps3716@yahoo.com>
Subject: Equity and Cultural Sensitivity training

Dear POB Members:

I am working with the City's Human Rights Division to develop our required training in "Equity and Cultural Sensitivity." Some of you have mentioned that you have given or attended similar training. If you have any ideas or materials you would like to contribute to make our training more meaningful, please share these with me. My meeting with the Human Rights Director is set up for the afternoon of Wednesday, April 15. If you could pass along anything information prior to then, I would appreciate it.

Thanks,
Robin

Robin S. Hammer, Esq.
Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Monday, April 13, 2015 6:41 PM
To: "Beth Mohr" <cabq.pob.mohr@gmail.com>; "David Ring" <dzt3@juno.com>; "Eric H. Cruz" <eric.huizar.cruz@gmail.com>; "Hammer, Robin" <rhammer@cabq.gov>; "Jeannette V. Baca" <jvbaca.pob@gmail.com>; "Joanne Fine" <joannefine413@gmail.com>; "Leonard Waites" <phamason.lw@gmail.com>; "Maira Amado-McCoy" <amadomccoy.pob@gmail.com>; "Scott S. Wilson" <jswilsonpob@outlook.com>
Subject: ABA Webinar, Thursday, April 16, 11 am

POB Members:

I have purchased a viewing of the ABA Webinar: **Strategies for Success: Implementing and Improving Citizen Oversight of Law Enforcement**

Scheduled to begin at 11 am on Thursday, lasting until 12:30 pm. If there are any written materials provided, I will make those available to the entire Board.

We will watch the Webinar here at Plaza del Sol, 600 2nd Street, in a conference room on the 3rd Floor.

Please confirm if you will be joining us on Thursday, so we can make sure that there are enough chairs.

All the best,
Robin

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Tuesday, April 14, 2015 10:14 AM
To: "Beth Mohr" <cabq.pob.mohr@gmail.com>; "David Ring" <dzt3@juno.com>; "Eric H. Cruz" <eric.huizar.cruz@gmail.com>; "Hammer, Robin" <rhammer@cabq.gov>; "Jeannette V. Baca" <jvbaca.pob@gmail.com>; "Joanne Fine" <joannefine413@gmail.com>; "Leonard Waites" <phamason.lw@gmail.com>; "Moirá Amado-McCoy" <amadomccoy.pob@gmail.com>; "Scott S. Wilson" <jswilsonpob@outlook.com>
Cc: "Jacobi, Jenica L." <jjacobi@cabq.gov>; "Yntema IV, Hessel E." <hyntema@cabq.gov>; "Locher, Eric J." <elocher@cabq.gov>; <director@nmfog.org>; "Cash, Paul" <pcash@cabq.gov>; "Contreras, Michelle" <mcontreras@cabq.gov>; "Davidson, Christopher" <christopherdavidson@cabq.gov>; "McDermott, Diane L." <dmcdermott@cabq.gov>; "O'Neil, Erin" <eoneil@cabq.gov>; "Skotchdopole, Paul A." <pskotchdopole@cabq.gov>
Subject: Foundation for Open Government training April 29, 2015 from 5-7 pm

POB Members:

The Foundation for Open Government will conduct a training on the Opens Meeting Act for POB Members on Wednesday, April 29 from 5-7 pm in the basement hearing room of Plaza del Sol, 600 2nd Street NW (room 160).

Please let me know if you have any questions.

Thanks,
Robin

Robin S. Hammer, Esq.
Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3774
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Tuesday, April 14, 2015 10:21 AM
To: "Silvio Dell'Angela" <Dellansi@comcast.net>
Cc: "POB" <pob@cabq.gov>; <crarasim@gmail.com>; "Garduno, Rey" <reygarduno@cabq.gov>; "Garduno, Rey" <reygarduno@cabq.gov>
Subject: RE: Stop having the city block my e-mails to the POB-this one below and earlier ones

Mr. Dell'Angela:

I was just informed by City IT that the issue has been resolved.

Please re-send your original email to POB@cabq.gov.

All the best,
Robin

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Silvio Dell'Angela [<mailto:Dellansi@comcast.net>]
Sent: Tuesday, April 14, 2015 10:09 AM
To: Hammer, Robin
Cc: POB; crarasim@gmail.com; Garduno, Rey; Garduno, Rey
Subject: RE: Stop having the city block my e-mails to the POB-this one below and earlier ones

Apparently Mr. Arasim's e-mails got through POB OK.

From: Hammer, Robin [<mailto:rhammer@cabq.gov>]
Sent: Tuesday, April 14, 2015 9:59 AM
To: 'Silvio Dell'Angela'
Cc: Garduno, Rey; 'crarasim@gmail.com'; 'info@nmfog.org'
Subject: RE: Stop having the city block my e-mails to the POB-this one below and earlier ones

Mr. Dell'Angela:

The City's computer server is experiencing a glitch regarding the email address: POB@cabq.gov
City IT has been made aware of the issue and is working on it.
Please try your email again later today. If it is still not working, please let me know and I will pass along the information to City IT.

Thank you in advance for your understanding.

All the best,
Robin

Robin S. Hammer, Esq.
Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Silvio Dell'Angela [<mailto:Dellansi@comcast.net>]
Sent: Tuesday, April 14, 2015 9:55 AM
To: Hammer, Robin
Cc: Garduno, Rey; crarasim@gmail.com; info@nmfoc.org
Subject: Stop having the city block my e-mails to the POB-this one below and earlier ones

From: postmaster@cabq.gov [<mailto:postmaster@cabq.gov>]
Sent: Monday, April 13, 2015 6:57 PM
To: dellansi@comcast.net
Subject: Undeliverable: FW: Garrity ruling-FYI and more

Delivery has failed to these recipients or groups:

LGLPOBAF@cabq.gov
Your message can't be delivered because delivery to this address is restricted.

From: Silvio Dell'Angela [<mailto:Dellansi@comcast.net>]
Sent: Monday, April 13, 2015 6:56 PM
To: 'POB@cabq.gov'
Subject: FW: Garrity ruling-FYI and more

TO: POB MEMBERS
XXX

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Tuesday, April 14, 2015 3:40 PM
To: "Beth Mohr" <cabq.pob.mohr@gmail.com>; "David Ring" <dzt3@juno.com>; "Eric H. Cruz" <eric.huizar.cruz@gmail.com>; "Hammer, Robin" <rhammer@cabq.gov>; "Jeannette V. Baca" <jvbaca.pob@gmail.com>; "Joanne Fine" <joannefine413@gmail.com>; "Leonard Waites" <phamason.lw@gmail.com>; "Moira Amado-McCoy" <amadomccoy.pob@gmail.com>; "Scott S. Wilson" <jswilsonpob@outlook.com>
Cc: "Yntema IV, Hessel E." <hyntema@cabq.gov>
Subject: Two IPRA Requests to POB

[Redacted]

[Redacted]

[Redacted]

[Redacted]

First IPRA Request

All emails, communications and correspondence sent or received in conduct of their duties on the Police Oversight Board from February 2, 2015 until April 10, 2015. Communications is defined by the requestor as

- 1) any kind [of communication] to and from any Board Members any and all emails, personal notes, telephone logs, and calendars to and from Albuquerque Police Oversight Board members pertaining to their duties as Board Members.
- 2.] Any and all emails, personal notes, telephone logs, and calendars to and from Albuquerque Police Oversight Board members pertaining to their duties as Board Members and any citizen, agency or media organization.

Second IPRA Request

1. Any and all email correspondence between any member of the Police Oversight Board (POB) and any member (City Employee or the acting Executive Director) of the Executive Director's office (arm) of the Civilian Police Oversight Agency (CPOA), from the time the members of the POB were approved by the Albuquerque City Council, up to and including the date of your response to this request.

This will include all government operated email and all private email accounts where CPOA/POB/Acting Executive Director's Office business is discussed. Note: Any and all redactions to these documents will require, as spelled out in the New Mexico Inspection of Public Records Act, full explanations.

2. The CPOA policy, where it is derived from and how it complies with the New Mexico Open Meetings Act, that allows the POB Subcommittee meeting's agendas, dates, times, and locations to not be published/notified to the public 72 hours in advance in accordance with the New Mexico Open Meetings Act.

3. The CPOA/POB policy, where it is derived from and how it complies with the New Mexico Open Meetings Act, that allows the POB to go into closed session to discuss the POB's selection process/policies concerning personnel that have, as or more importantly, not yet been named, selected or hired as CPOA/POB/Executive Director Office or as City Employees.

3(a). All documents that show how and where the "civilians", that the CPOA represents, have access to or input into this process and how it complies with City Ordinance 9-4-1-4(C2) where it states in part; The CPOA shall promote a spirit of accountability while improving community relations and enhancing public confidence.

4. The CPOA/POB policy, where it is derived from and how it complies with the New Mexico Open Meetings Act, that allows less than a quorum of POB members to congregate in closed door meetings where conclusions from those meetings are then used to advise/direct decisions then voted on by the POB as a quorum in open public session.

4(a). All documents that show how and where the "civilians", that the CPOA represents, have access to or input into this process and how it complies with City Ordinance 9-4-1-4(C2) where it states in part; The CPOA shall promote a spirit of accountability while improving community relations and enhancing public confidence.

5. The CPOA/POB/Executive Director policy, where it is derived from and that requires the CPOA/POB/Executive Director to comply with non-bidding Albuquerque City Council resolutions.

6. Where civilians can access the 'current' Albuquerque Police Department's Chief's Executive Orders, Special Orders and Standard Operating Procedures. The former Police Oversight Commission's city webpage, after my continued requests, had links to that continually updated information. Those links no longer exist. Why and who is responsible?

7. The names and email addresses, government operated or private, of all city offices or individuals that may have access, direct or shared, to any incoming correspondence to this email address: pob@cabq.gov

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

jswilsonPOB@outlook.com

From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Tuesday, April 14, 2015 7:02 PM
To: <geden7@cabq.gov>
Cc: "Chavez, Reynaldo L." <chavezr@cabq.gov>; "Hammer, Robin" <rhammer@cabq.gov>; <info@nmfog.org>; <rluby@kob.com>; <bmilller@kob.com>; <POB@cabq.gov>; "Hammer, Robin" <rhammer@cabq.gov>; <reygarduno@cabq.gov>; <jzaman@cabq.gov>; <Mayorberry@cabq.gov>; <cespinoza@cabq.gov>
Subject: Stop lying to us again-It's time to resign!

Chief

What you said highlighted in red below about your claimed commitment to accountability and transparency. It shows once again that you have absolutely NO integrity-not only in this matter but your direction to your record custodian Reynaldo Chavez and your other cover-up people to do just the opposite. No press conference-just a YouTube posting?

You also know that Mayor Berry lied to voters when running in 2009 promising us a "new era of transparency and accountability" and you too think you can fool the people with your lies.

You knew about this brutality by the two officers in March but only after an honest APD employee expose it did you try some damage control.

Having the State Police investigate this-those who you were responsible for under Governor Martinez is an insult to all.

You are an embarrassment to the uniform -something you proved once again. This is why the many good APD cops are disgusted with you and your Mayor.

It's a cesspool there in APD because of you and the other corrupt APD senior leadership under you. Can't wait to see what more you and your Mayor say on KOB and other stations tonight. More lies are expected.

See the extracts from Joe Monahan's blog today on your facebook canned response yesterday and the one in the Eye on Albuquerque blog on April 12 that damns the disgraceful APOA VP Willoughby and others as shown below

It's time that you resign and take Reynaldo Chavez, shadow Chief Bob Huntsman, Deputy chief Bill Roseman and all your other deputy chiefs, your two Majors, Celina, Tixier and others with you.

**Silvio
FOR WE THE PEOPLE**

Updated: 04/13/2015 10:31 PM | Created: 04/13/2015 5:59 PM By: Blair Miller, KOB.com and Ryan Luby, KOB Eyewitness News 4

Two Albuquerque Police Department officers face an investigation and possible criminal charges stemming from their alleged use of excessive force in the beating of a person, according to KOB sources. New Mexico State Police confirmed Monday it is investigation allegations of excessive force by two APD officers, stemming from an incident that happened March 20. APD Chief Gorden Eden released a statement on the department's Facebook and YouTube pages saying possible misconduct and excessive use of force allegations were levied against officers by a department employee. Eden said the department notified the Department of Justice, US Attorney's Office and FBI of the allegations and asked New Mexico State Police to determine if there will be criminal charges brought forth. An APD spokesperson told KOB the two officers are currently on paid administrative leave."We are committed to continued accountability

and transparency and we remain committed to you," Eden says in the video. However, that transparency was in question not long after, as APD spokesperson Celina Espinoza declined multiple times to allow KOB to speak with Chief Eden about the allegations beyond what he said in the video released Monday. She said that since Eden has the final say on the department's personnel matters, "he is unable to provide additional statements pertaining to this case." "We are not releasing the officers [sic] identities pending the outcome of the active instigation into these allegations and there are not charges at this stage. We are also not confirming the nature of the allegations because that is what they are at this stage," she wrote in an email to KOB.

THE APD NIGHTMARE Extract-from Joe Monahan's April 14 blog

When, oh, when will the long nightmare of APD management end? The latest PR disaster: APD announced two police officers are under investigation for possible use-of-force violations. Chief Gorden Eden made the announcement on YouTube, in a two and a half minute video that raised more questions than it answered. "We know that you're accustomed to and enjoy seeing good news posted on our social media sites," he said in the video. "We also have a responsibility to inform you of everything that goes on inside your police department." The information, posted on social media after 5 p.m., was limited: "Possible misconduct – excessive use of force – by two of our officers was recently brought to our attention by an APD employee," Eden said. No media interviews allowed. Just another effort to bypass critical questioning and control the story. And the ABQ Chamber of Commerce thinks business is going to come into this city with that bunker mentality prevailing? If only it were just a nightmare. . . And there's more. It seems there's always more: KOB-TV feels it's important to tell you about alleged wrongdoing on the part of those who are paid by your tax dollars, such as police officers. But it can be hard to do when our cameras get shut out of public hearings. It's happened several times. There's a concern that banning our cameras is a violation of the Open Meetings Act. But the hearing officers disagree and continually prevent our cameras from being present. Back on Feb. 25, fired Albuquerque police officer Jeremy Dear was there to fight for his job back. Hearing Officer Pat Bingham never started the hearing because he didn't want KOB's cameras there. "I object to it, Ms. Levy objects to it. Her witnesses object to it. Obviously the staff objects to it," said Pat Bingham. What will it take to blast open this bunker, let the truth prevail and let the process of reforming and healing our police department get underway? Where in the name of Harry Kinney is the AWOL city council that allows this infection to fester? It's a damn shame.

Extract from Eye on Albuquerque's-Apr 12, 2015 posting-APD Decides to Brainstorm

Willoughby's statement about the state of APD's manning level being "less than ideal" hints at some type of empathy towards the gross mismanagement of APD by the chief and mayor. We know this much; if Marty Chavez was Mayor heads would have rolled by now. Chavez would have fired all of them and placed a competent staff at the top of APD. Marty was a top level manager (just giving credit where credit is due).

jswilsonPOB@outlook.com

From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Tuesday, April 14, 2015 8:06 PM
To: <POB@cabq.gov>
Subject: FW: My e-mail below "Clear that Council wants to tie your and POB's hands-disgraceful"

From: Silvio Dell'Angela [mailto:Dellansi@comcast.net]
Sent: Sunday, April 12, 2015 10:53 AM
To: 'POB@cabq.gov'
Cc: 'crarasim@gmail.com'
Subject: RE: My e-mail below "Clear that Council wants to tie your and POB's hands-disgraceful"

POB Members

Following e-mail to Ms. Hammer and many others is sent for your information. At some point you have to determine whether this administration and council is denying you the power to represent us and provide real oversight. If not, you ought to resign in protest-not we willing to be played for fools.

Also note Saturday's NM IPRA request to you from Mr. Arasim.

Silvio

From: Silvio Dell'Angela [mailto:Dellansi@comcast.net]
Sent: Wednesday, April 08, 2015 2:23 PM
Subject: Clear that Council wants to tie your and POB's hands-disgraceful

TO:Ms. Hammer and others sent this Bcc including the media and Councilors

Please pass this e-mail with the Journal article and my comments (shown highlighted in red) to your investigators and all POB members.

This latest proposed "training" is an insult/a slap in the face by the Council-at the Mayor's urging to every one of you.

If I sat on the POB, which I volunteered for but knew I wouldn't be selected for, I would resign in protest. I hope you all do the same.

As you know, in 2013, three good former POC members also disrespected-this time by Berry's attorney Tourek also resigned in 2013 when Tourek claimed you and your people then under the old ordinance worked for the Mayor-the executive branch and not the POC.

It's clear that our Councilors, APD's APOA union leaders, Eden and his corrupt senior leadership, Eden's bad APD cops and other City leaders never really wanted real citizen oversight over APD.

The Council showed this by passing a toothless new ordinance without first showing it to the public. It was based solely on the lies told to the Council by Berry's hired APD reform obstructionist from Cincinnati Scott

Greenwood. Scott told them that his proposed changes to the naïve/uninformed/irresponsible Council staff represented the desires of the DOJ-something the DOJ denied-exposed as a lie!

Now after also ignoring most of the 2013 task force recommendations, the no-real reform Councilors now want to "train you" and those on the POB to keep the process still ineffective-a disgraceful betrayal of the people.

If the cop in SC recently charged with murder with the blessing of their Mayor for shooting an African-American fleeing man in the back was one working for APD and that shooting had occurred here, do you think the APD shooter would be charged? Are you kidding? That cop, like ours here said incredulously that "he feared for his life"-the magic words shooter are taught to say here..

The SC murder was captured by a citizen's cell phone and not seized by the shooter. Contrary to a recent Supreme Court ruling, APD and the BERNCO still allows their officers to seize the cell phones and erase the incriminating video. The murder of MLK Jr. MC President Jewel Hall's non-threatening son Milton by a Saginaw Michigan PD firing squad was also recorded on a cell phone that their police tried to seize.

The City/APD is still defying all of my NM IPRA requests including telling me just how much the powerless monitor Dr. James Ginger, and Schultz's former TASER Inc buddies Greenwood and Streicher and others like Harold Bailey and Journal editor's brother Jerry Walz will be/is being paid and from what funds.

On last night's (4/7) Channel 7 news at 10:00 pm, Doug Fernandez reported that Dr. Jim Ginger has not been paid for three months and also that his contract has not been negotiated. He had been here doing the work, and will not return until these things are worked out. Perry said there was a stipulation, when and how Dr. Ginger" want to be paid, and then said everything would be ready in a couple of days.

It has taken three months for them to draft the contract? Judge Brock accepted Dr. Ginger. The city is being negligent but again, the Councilors really don't care as long as they get their pork/payoffs from the Mayor. With the nine, it's always their Political Party and the Police before we-the people..

See today's Journal article below-also reported on TV with my comments in red.

APD oversight board may get training By Ryan Boetel / Journal Staff Writer PUBLISHED: Wednesday, April 8, 2015 at 12:02 am

The Police Oversight Board during its first-ever meeting last month took a strong stance against what a board member said was a "horrible" act by a police officer – she is accused of illegally getting an address of a woman who filed a restraining order against a man and giving it to him. Things will be different at the oversight board's second meeting because of a pending City Council resolution. At the meeting scheduled for Thursday, board members aren't discussing any police complaints or investigations into police shootings, according to the agenda. Instead, the board will discuss a draft of a resolution by council President Rey Garduño and Vice President Brad Winter that will rein in the board until it has more training and has clear policies for who will be notified before the board discusses a case in public. The board's training includes taking the Citizen's Police Academy classes and getting civil rights (last one that was attempted by a volunteer attorney was cut off by Tourek because it was too embarrassing to APD), use-of-force, (Reactive Force model to justify police brutality) firearms, (Firearms Training Simulator-FATS predisposing all to justify APD's shoot-first mentality/response), internal affairs (APD lies when claiming it takes them over a year to investigate cases and wants the POB to ignore absence of recordings and rely solely on lying officers' statements)

and cultural sensitivity training (you and POB don't need this-APD does) , according to city documents. The resolution also states there need to be rules in place for how a complainant, Albuquerque police's internal affairs and command staff and the police union will be notified before a complaint is discussed at a meeting. Winter said it's not clear when the board will complete training and continue to review shootings and citizen complaints. He said the board could use upcoming meeting times for training. Garduño could not be reached for comment.(Why am I not surprised?). During the board's first meeting, several board members spoke publicly about several citizen complaints. One of the cases was against an officer who is accused of illegally accessing the National Criminal Information Center database for an address. Albuquerque Police Department, however, says the board got the case before it had investigated it. Celina Espinoza, a spokeswoman for APD, said Regina Sanchez was the officer who was accused in that case. Espinoza said the police department's chain of command was still investigating the case when the board took it up in its first meeting. (Celina is a joke-like Chief Waldo Eden's other spokespersons is a joke. How long ago did incident occur and when did IA start their investigation?)."The (investigations) were going on at the same time," Espinoza said. "(The Sanchez case) wasn't a completed investigation at the time it was given to the board." Robin Hammer, the acting director of the Civilian Police Oversight Agency, said the case was presented to the oversight board because her agency's investigators had completed their review of the complaint and provided the findings to police. Espinoza said CPOA's findings and the police department's own investigation into Sanchez are still being reviewed by the chain of command. The state Department of Public Safety (headed by Eden's successor-Guv Martinez/Berry loyalist appointee) is also conducting an investigation into the case. The CPOA and police oversight board were created late last year in response to a Department of Justice investigation into Albuquerque police. That investigation found the department had a pattern of excessive force, and that weak civilian oversight contributed to that pattern. The oversight board was designed to have more investigative powers than the previous civilian oversight system, including the ability to subpoena officers and more access to APD records. (That hasn't happened-intentionally)

Can it get any worse here as the Councilors are only worrying about getting their pay-off/pork from the Mayor including supporting his tax wasting ABQ Rapid Transit, millions for more repaving of the Bosque and bike path around the City.

Years ago, the Journal surveyed a sample of people asking "What is a New Mexican." One honest responder to the survey from Santa Fe said it is one who repeatedly elects mediocre people. Who we now have on the Council and others in elected jobs in this city are worst than mediocre. They are corrupt who embrace the Mayor's culture of corruption.

The same can be said for many elected to the County Commission and to our State legislature.

DISGUSTED

Silvio

For WE THE PEOPLE

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Wednesday, April 15, 2015 9:18 AM
To: "POB" <pob@cabq.gov>
Cc: "Yntema IV, Hessel E." <hyntema@cabq.gov>; "Bullock, Nicholas" <nbullock@cabq.gov>
Subject: FW: Inspection of Public Records Request

POB Members:

It was requested that I forward the original IPRA Requests to Members. Below is one of the original requests.

Thanks,
Robin

Robin S. Hammer, Esq.
Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Hammer, Robin
Sent: Monday, April 13, 2015 4:00 PM
To: 'Charles Arasim (crarasim@gmail.com)'
Cc: Oney, Kathleen; Yntema IV, Hessel E.
Subject: RE: Inspection of Public Records Request

Dear Mr. Arasim:

This email will acknowledge that I received today, Monday, April 13, 2015, your public records request dated Saturday, April 11, 2015. Please be advised we are reviewing your request to determine what public records are responsive and whether any exceptions apply to their production. Due to the nature and extent of your request, we will not be able to complete your request within three days.

We will continue our review and will contact you prior to the expiration of fifteen (15) days from the receipt of your request. Please contact me if you have any questions.

Thanks,
Robin Hammer,
Records Custodian Civilian Police Oversight Agency

Robin S. Hammer, Esq.
Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770

Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Oney, Kathleen
Sent: Monday, April 13, 2015 2:31 PM
To: Hammer, Robin
Subject: FW: Inspection of Public Records Request

Kathleen Oney

IPRA / Codification Specialist
Office of the City Clerk
505-924-3657



From: Charles Arasim [<mailto:crarasim@gmail.com>]
Sent: Saturday, April 11, 2015 11:06 PM
To: POB; City Clerk Staff; Garduno, Rey; Zaman, Jon K.
Subject: Inspection of Public Records Request

Dear Police Oversight Board Members,

Pursuant to the New Mexico Inspection of Public Records Act, I ask for the following:

1. Any and all email correspondence between any member of the Police Oversight Board (POB) and any member (City Employee or the acting Executive Director) of the Executive Director's office (arm) of the Civilian Police Oversight Agency (CPOA), from the time the members of the POB were approved by the Albuquerque City Council, up to and including the date of your response to this request.

This will include all government operated email and all private email accounts where CPOA/POB/Acting Executive Director's Office business is discussed. Note: Any and all redactions to these documents will require, as spelled out in the New Mexico Inspection of Public Records Act, full explanations.

2. The CPOA policy, where it is derived from and how it complies with the New Mexico Open Meetings Act, that allows the POB Subcommittee meeting's agendas, dates, times,

and locations to not be published/notified to the public 72 hours in advance in accordance with the New Mexico Open Meetings Act.

3. The CPOA/POB policy, where it is derived from and how it complies with the New Mexico Open Meetings Act, that allows the POB to go into closed session to discuss the POB's selection process/policies concerning personnel that have, as or more importantly, not yet been named, selected or hired as CPOA/POB/Executive Director Office or as City Employees.

3(a). All documents that show how and where the "civilians", that the CPOA represents, have access to or input into this process and how it complies with City Ordinance 9-4-1-4 (C2) where it states in part: The CPOA shall promote a spirit of accountability while improving community relations and enhancing public confidence.

4. The CPOA/POB policy, where it is derived from and how it complies with the New Mexico Open Meetings Act, that allows less than a quorum of POB members to congregate in closed door meetings where conclusions from those meetings are then used to advise/direct decisions then voted on by the POB as a quorum in open public session.

4(a). All documents that show how and where the "civilians", that the CPOA represents, have access to or input into this process and how it complies with City Ordinance 9-4-1-4 (C2) where it states in part: The CPOA shall promote a spirit of accountability while improving community relations and enhancing public confidence.

5. The CPOA/POB/Executive Director policy, where it is derived from and that requires the CPOA/POB/Executive Director to comply with non-bidding Albuquerque City Council resolutions.

6. Where civilians can access the 'current' Albuquerque Police Department's Chief's Executive Orders, Special Orders and Standard Operating Procedures. The former Police Oversight Commission's city webpage, after my continued requests, had links to that continually updated information. Those links no longer exist. Why and who is responsible?

7. The names and email addresses, government operated or private, of all city offices or individuals that may have access, direct or shared, to any incoming correspondence to this email address: pob@cabq.gov

Respectfully submitted,

Mr. Charles Arasim

Confidentiality Notice: This email, including all attachments, is for the sole use of the intended recipient(s) and likely contains confidential and privileged information, and attorney opinion work product produced in the course of or in anticipation of litigation. If you are not a specifically named recipient, any viewing, use, disclosure, distribution, or retention of any part of this email is prohibited. If you are not a specifically named recipient, please contact me and delete all copies of this message.

jswilsonPOB@outlook.com

From: "Hammer, Robin" <rhammer@cabq.gov>
Date: Wednesday, April 15, 2015 9:40 AM
To: "POB" <pob@cabq.gov>
Cc: "Yntema IV, Hessel E." <hyntema@cabq.gov>; "Bullock, Nicholas" <nbullock@cabq.gov>
Attach: Foster IPRA 4-10-15.pdf
Subject: FW: Your recent IPRA Request

Here is the second of the IPRA Requests.

Thanks,

Robin

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Hammer, Robin
Sent: Monday, April 13, 2015 4:18 PM
To: 'Carl Foster'
Cc: 'jjowfic@gmail.com'; Oney, Kathleen; Yntema IV, Hessel E.
Subject: RE: Your recent IPRA Request

Dr. Foster:

Thank you for clarifying your request. Please be advised we are reviewing your request to determine what public records are responsive and whether any exceptions apply to their production. Due to the nature and extent of your request, we will not be able to complete your request within three days.

We will continue our review and will contact you prior to the expiration of fifteen (15) days from the receipt of your clarification of your request. Please contact me if you have any questions.

Thanks,

Robin Hammer,
Records Custodian Civilian Police Oversight Agency

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Carl Foster [<mailto:cfoster@cybermesa.com>]
Sent: Monday, April 13, 2015 4:06 PM
To: Hammer, Robin
Cc: jlowfic@gmail.com
Subject: Re: Your recent IPRA Request

Ms. Hammer,

Thanks for the communiqué.

The term communications means

- 1.] any and all emails, personal notes, telephone logs, and calendars to and from Albuquerque Police Oversight Board members pertaining to their duties as commissioners.
- 2.] Any and all emails, personal notes, telephone logs, and calendars to and from Albuquerque Police Oversight Board members pertaining to their duties as commissioners and any citizen, agency or media organization.

The following are specific persons I request this information from.

Dr. Moira Amado-McCoy, Dr. Jeannette Baca, Eric H. Cruz, Joanne Fine, Beth Mohr, Rev. Dr. David Z. Ring III, Leonard Waites, Jeffery Scott Wilson

If further clarification is necessary please feel free to contact me.

Carl Foster

From: [Hammer, Robin](#)
Sent: Monday, April 13, 2015 3:14 PM
To: [Foster, Carl G.](#)
Cc: [Casados, Trina M.](#) ; [Oney, Kathleen](#) ; [Yntema IV, Hessel E.](#)
Subject: Your recent IPRA Request

Dear Dr. Foster:

On April 10, 2015 we received your request to inspect certain public records. We are reaching out to clarify a few issues pertaining to the request, in which a portion of the request reads as follows:

I request that any and all emails, communications, and correspondence of any kind to and from any and all Commissioners received and/or sent in conduct of their duties as Commissioners of the Albuquerque Oversight Board / Civilian police Oversight Agency from February 2, 2015 through this request...

We request that you clarify what you meant by the term "communications," listed in the IPRA request. We want to ensure everyone completely understands what you mean by that word, so there is no doubt as to what public records you believe fall under that term. See NMSA 1978, § 14-2-6(F).

We also request that you provide greater "reasonable particularity," NMSA 1978, § 14-2-8(C), for the portion "Commissioners." As was previously indicated, in order to accomplish an effective email search, we need the names of the specific "commissioners" to search or their individual email address (i.e. chavezr@cabq.gov). We look forward to hearing back from you on the above referenced questions.

Please do not hesitate to contact me if you have any questions or comments.

Robin S. Hammer, Esq.

Acting Executive Director
Civilian Police Oversight Agency
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87103
(505) 924-3770
Fax: (505) 924-3775
<http://www.cabq.gov/cpoa>

From: Oney, Kathleen
Sent: Friday, April 10, 2015 11:29 AM
To: Hammer, Robin
Cc: Casados, Trina M.
Subject: FW: Scanned from a Xerox multifunction device

Hello Ms. Hammer,

Please respond accordingly.

Thank you!

Kathleen Oney

IPRA / Codification Specialist
Office of the City Clerk
505-924-3657



From: Chavez, Reynaldo L.
Sent: Friday, April 10, 2015 11:27 AM
To: Oney, Kathleen
Cc: Casados, Trina M.; Locher, Eric J.; Yntema IV, Hessel E.
Subject: RE: Scanned from a Xerox multifunction device

Please direct to Ms. Hammer

Kind regards,

Office of the APD Records Custodian
Reynaldo Chavez

APD Records Custodian/IPRA Manager
400 Roma Avenue NW, Alb., NM 87102
Office (505) 768-2007
Cell (505) 235-2160
chavezr@cabq.gov

-----Original Message-----

From: Oney, Kathleen
Sent: Friday, April 10, 2015 11:26 AM
To: Chavez, Reynaldo L.
Cc: Casados, Trina M.
Subject: FW: Scanned from a Xerox multifunction device

Hello Mr. Chavez,

Please respond accordingly.

Thank you!

Kathleen Oney
IPRA / Codification Specialist
Office of the City Clerk
505-924-3657

-----Original Message-----

From: noreply@cabq.gov [mailto:noreply@cabq.gov]
Sent: Friday, April 10, 2015 11:30 AM
To: Oney, Kathleen
Subject: Scanned from a Xerox multifunction device

Please open the attached document. It was scanned and sent to you from City Clerk Office

Attachment File Type: pdf, Multi-Page

multifunction device Location: machine location not set
Device Name: localhost

For more information on Xerox products and solutions, please visit <http://www.xerox.com>

April 10, 2015

City Clerk
600 2ⁿ NW
Albuquerque, New Mexico 87102

City Attorney
One Civic Plaza NW
Albuquerque, New Mexico 87102

Ms. Robin Hammer, Independent Review Officer
Albuquerque Police Oversight Commission
600 2nd NW
Albuquerque, New Mexico 87102

Sir and Madam:

Pursuant to the Inspection of Public Records Act (IPRA), I request that any and all emails, communications, and correspondence of any kind to and from any and all Commissioners received and/or sent in conduct of their duties as Commissioners of the Albuquerque Police Oversight Board/Civilian Police Oversight Agency from February 2, 2015 through this date of this request be available for my inspection.

I look forward to reviewing any and all Albuquerque Police Oversight Board, Civilian Police Oversight Agency Commissioner communiques within the next 10 business days.

Sincerely,



Dr. Carl G. Foster

Cc: James Owens, attorney

RECEIVED
ALBUQUERQUE CITY CLERK

2015 APR 10 AM 10:22

[Type here]

M002577

jswilsonPOB@outlook.com

From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Thursday, April 16, 2015 12:09 PM
To: "Silvio Dell'Angela" <Dellansi@comcast.net>
Attach: Warning.doc
Subject: Yet another Governor Martinez pick for Berry. Will Jessica Hernandez be as bad for we-the people as is Eden?

GOVERNOR MARTINEZ'S/JAY MCCLESKY'S LATEST PICK FOR BERRY-THIS TIME, JESSICA HERNANDEZ

Apparently when it became obvious that one of the three local finalists for the posted City Attorney job wouldn't compromise their integrity and/or was a recognized member of Tourek's inner circle as a member of the French law firm owned by Dave Tourek's brother in law Steve French where Tourek had worked, they were discarded.

So once again, rather than trying to find another of the many other honest civil rights attorneys here in the city, Mayor Berry put his City Attorney hiring on hold and waited until his enabler buddy/Governor Martinez and their handler Jay McClesky gave him Jessica Hernandez.

Jessica recently only worked on negotiating the lucrative gaming contracts with the NM Indian tribes. Was she really the best choice to serve the people? Does Berry care? Do the Councilors care? Doubtful!

All hope that Jessica is better than the incompetent Gorden Eden who Martinez foisted on the citizens of this city and the many honest cops in APD at the last minute.

Showing utter disrespect for us, Berry would intentionally pass over 30 current US police chiefs or deputy police chief applicants with impeccable/impressive records and picked the unqualified Eden who likely Governor Martinez likely wanted to fire for his incompetence there.

The 2014 shootings by State cop Elias Montoya at the van driven by fleeing Oriana Ferrell, by State cop Oliver Wilson at Jeanette Anaya's car (killing her) and also making warrior cop Jack Jones head of the NM Law Enforcement Academy (see attached) was the last straw.

Berry ignored the fact that Eden never met the posted criteria/qualifications for the Chief's position. Eden was hired because he could be counted on to maintain the status quo-police state created by Schultz. To do Eden's job for him, Berry brought Schultz's "death squad"/SWAT boss former Commander Bob Huntsman out of retirement.

NO DUE DILIGENCE-PANDERING TO BERRY ON THESE APPOINTMENTS IN EXCHANGE FOR THE PORK GIVEN THEM

The Councilors routinely blesses everyone who Berry proposes and never bothers to look into their qualifications or past history.

Robin Hammer had a questionable record when working for DA Brandenburg but the Councilors were kept in the dark about IT and made her IRO. After learning of her past history and her agreement with Tourek that she worked for the Mayor and CAO, they again blessed her to now run the new Police Oversight Agency

Eden was a disgrace in Santa Fe but again the councilors never reviewed or had their highly paid policy

analysts review all of the other applicants' resumes as others and I had done.

IS JESSICA JUST MORE OF THE SAME?

Let's hope Jessica has integrity and is committed to serving the people (both of which Berry despises) rather than being yet another Tourek and Rob Perry before him-doing only Berry's and CAO Perry's bidding.

One reason that APD and other members of the administration defies NM IPRA requests is because of these two BERRY City attorneys-Perry and Tourek and people like the equally disgraceful APD protector Kathryn Levy.

Tourek was a disgrace but likely will be kept busy back at the French law firm as Berry will again keep throwing big dollars-sole source contracts at Steve French, Dave Tourek and his sister working there.

See an extract from Joe Monahan's April 15 blog on Jessica. Her blessing by the Councilors is expected Monday. Will they have the guts to ask the questions of Jessica?

JESSICA'S CHOICE



Hernandez

Mayor Berry's nomination of Jessica Hernandez as city attorney gives the laid back ABQ city council a chance to ask some pointed questions about APD. The nomination requires two-thirds approval from the nine member council.

For example, what is Hernandez's view on the relationship between APD and the DA and the APD desire to exclude the DA from fatal police shooting scenes? What about barring reporters from videotaping APD disciplinary hearings? What about using private email to conduct government business--an issue she faced while serving as chief legal counsel to Gov. Martinez?

Hernandez will be entering a well-fortified bunker constructed by Berry and Chief Administrative Officer Rob Perry. The national media have pounded on it as has the Department of Justice but it continues to stand as witnessed by Chief Eden's refusal this week to answer media questions about a case of excessive APD force.

(Eden tried to quiet the storm by asserting he was limited in what he could say. He added that while he has turned over the case to the FBI he has not turned it over to the BernCo DA's office which APD has been at war with).

As a charter member of the Guv's machine it's hard to see Hernandez breaking away from the bunker. But she's not in Santa Fe anymore and the media scrutiny is much more intense--witness those New Yorker and Rolling Stone Magazine articles.

Hernandez is a 34 year old ABQ native with an up-by-her-bootstraps story, but if her plan is to join the bunker and make enemies of the media and the defense bar, she may as well make plans to take a generous sinecure at Her old stomping grounds at the Rodey law firm.

Silvio

For WE THE PEOPLE

Living in the land of hopelessness and apathy-not enchantment

Warning to Residents of New Mexico: Your Police Are Being Taught to Use More Deadly Force

Posted on February 23, 2014 by Lily Dane



The New Mexico State Police and the Albuquerque Police Department have come under fire in recent years for unjustified use of excessive force and for police-involved shootings. Incidents have occurred with enough frequency in the state to trigger a Department of Justice investigation that launched in 2012 and is still ongoing.

The state's police forces have become infamous for shooting at minivans full of kids and for their penchant for Roswellian anal probing of suspects. Yet, the man who designs the training programs for the state's police departments doesn't see a problem. In fact, he has instituted a curriculum that puts LESS restraint on officers in deciding when to use deadly force.

Jack Jones is the director of the Law Enforcement Academy. *The New Mexican* reports that he has been granted full control over the design of the basic training program: In September, the state's eight-member Law Enforcement Academy Board, which is appointed by the governor and chaired by the attorney general, voted unanimously to change the New Mexico Administrative Code to give complete control over the curriculum to Jones. Greg Williams, an Albuquerque attorney and president-elect of the New Mexico Foundation for Open Government, said before the board voted on the change, it had a process that included public involvement. "What they did was to change the process so that the public could not be involved," he said.

Some retired police officers and criminologists are questioning that change. They say having one person in charge of the curriculum isn't a good idea. They also have concerns about some of the tactics Jones is teaching: *"It would be out of the ordinary for one person to write [the curriculum] without other people having input," said Thomas J. Aveni, director of the Police Policy Studies Council, a New Hampshire-based group that studies use of force by law enforcement. And Phillip Gallegos, a former academy instructor, called the rule change a "dangerous precedent." "Now you have one person that is making the selection, and who is to say that person knows what a curriculum is supposed to be like," Gallegos said.* Last July, Gallegos was fired for insubordination after he refused to teach new cadets some of the firearms training Jones wanted to implement:

"The statement that he made to us [instructors] in a [January 2013] meeting was, 'No, I want you guys teaching these guys how to make a car stop with a bullet.'" Gallegos said, "This is the thing — why are you shooting at a car? You should be shooting at the individual that is shooting at you." Jones tried to justify that part of the training like this: *"We want them to see that if there's a threat that's inside a vehicle and they need to shoot at it, what happens to that round. They're wearing a gun and a badge protecting you [the public] against the violence. Don't you think they should be prepared for the most violent encounter that they can come up against?"* Say what? Way to skirt around the question, Jones! Williams said that because of the high number of police shootings, the public deserves to know how officers are being trained. He added that the training documents can't be lawfully withheld unless there is an ongoing criminal investigation or some other exception.

The New Mexican filed a request under the Inspection of Public Records Act for a copy of the academy's new curriculum. Jones wasn't having it: He said he doesn't plan to release it because criminals could use the tactics taught to cadets against them. *"I'll burn them before you get them," he told The New Mexican.* Jones says officers need to be prepared for violence and justifies training officers to use more force because there are so many bad guys out there:

"Evil has come to the state of New Mexico, evil has come to the Southwest, evil has come to the United States." I agree with Jones' opinion that evil has arrived in New Mexico, but I doubt we agree on the source.

Contributed by Lily Dane of The Daily Sheeple.

Lily Dane is a staff writer for The Daily Sheeple. Her goal is to help people to "Wake the Flock Up!"

jswilsonPOB@outlook.com

From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Thursday, April 16, 2015 2:41 PM
To: "Silvio Dell'Angela" <Dellansi@comcast.net>
Attach: 4-15-15JoeM.doc; 4-12-15Eye.doc; APOA-Willoughby.doc
Subject: Aren't people here getting tired of hearing the incompetent APD Chief Eden's and Berry lies?-See the attached Eye's and Joe Monahan's postings and my comments to 4-15 Journal report. Also see referenced Washington Post posting

TO: All sent this Bcc

References

My latest e-mails this week-Bcc to many

April 14 to Chief Eden- Stop lying to us again-It's time to resign!

April 13 to Ms. Hammer and many others " "Clear that Council wants to tie your and POB's hands-disgraceful!"

April 13 to POB and others "Garrity ruling-FYI and more"

<http://www.washingtonpost.com/sf/investigative/2015/04/11/thousands-dead-few-prosecuted/?wpisrc=al alert>

EDEN'S AND BERRY'S LIES

It seems as if the media has gotten used to accepting Eden's and Berry' lies to have us believe that they are honest, competent and truly want to provide us with transparency and accountability. This is contrary to what we have all seen thus far.

Since Mayor Berry was elected in 2009, this City and its APD has become the disgrace of the nation. The only real goal of Berry and his minions and sycophants on the City Council is to take care of themselves and their special interest groups who will provide them with campaign funds to keep them in office. Just follow the money-and it explains everything.

The Journal proclaims that we have traffic jams but doesn't attribute it to Councilor Benton's and his New Urbanists and bicycle buddies' obsession with constricting traffic lanes to put bike lanes on most city streets that few bike riders ever use. We also have the \$100 million+ tax wasting unjustified ABQ Rapid Transit (ART) down Central that cannot be justified by density or ridership or any other criteria. Yet, another planned blatant waste of our tax dollars.

The list goes on and on as this Mayor will leave not only a legacy of a disgraceful police force but one of fiscal irresponsibility. Yet, this man wants to be the next Governor. Isn't that the ultimate insult to we NM voters who Berry likely believes are brain dead?

COMPLICITY BY THE DOJ, STATE POLICE AND OTHERS WITH OUR CORRUPT CITY AND APD LEADERSHIP

Meanwhile with the complicity of the DOJ-specifically US Attorney Damon Martinez, the FBI and the State Police (who Eden previously was previously mismanaging in Santa Fe), retaliation against honest citizens and APD officer whistle blowers will always be a way of life here. Nothing will really change as this City will always remain a police state until Berry leaves office.

Because she dared to charge the two APD killers of James Boyd-Sandy and Perez that was a no-brainer after seeing the helmet video and State Police audio recording, Chief Eden, likely at Berry's urging decided to do a secret investigation of DA Brandenburg to shut her up-not have her charge either of Eden's two scumbag killer cops.

If this proved unsuccessful based on APD'S seemingly baseless allegations, they wanted to ruin her reputation/career.

Using the self-protection tactics used by former disgraceful FBI chief J. Edgar Hoover, APD's leaders likely also investigated and compiled embarrassing dossiers on Berry, Perry and others who could expose their wrongdoing and or threaten to fire them. Still unanswered is Berry's true relationship with Cory Crosby Lockwood who left her panties with a note in an empty suitcase in the Mayor's office that that APD would first claim was a bomb threat.

They cleared only the 11th floor, not the entire building. But APD, not surprisingly, never charged Cory and instead sent trigger happy cop Leah Kelly Acata (the shooter in 2010 of Chandler Barr downtown) to hunt her down and take her to a mental hospital claiming she was crazy.

APD would then defy/ignore my NM IPRA request for the recordings of Kelly's and her partner's contact-likely threats to shut up that they made to Cory before taking her away. The Mayor and APD buried that bogus bomb threat story and nobody in the media even cared. I'm sure Berry's wife Maria cares .

Perry's alleged alcoholism problem (as reported to the EYE while he was driven-apparently drunk to yet another APD killing of a homeless man, is also likely in APD's secret files. APD likely also has some dirt on the Journal editor's sons to keep the editor in line-keep the Journal from ever criticizing Berry. The Eye on Albuquerque also discussed Walz's sons.

MORE EDEN AND BERRY LIES

Below is the April 15 Journal report on Eden's latest futile attempt to justify his secrecy until now about yet another case of APD officer's excessive use of force, something that occurred over four weeks ago. It also includes my comments to the article shown in RED .

Feds are investigating report of excessive force by APD"

By Ryan Boetel / Journal Staff Writer PUBLISHED: Wednesday, April 15, 2015 at 12:05 am

Albuquerque police Chief Gorden Eden said Tuesday that in order to protect the whistleblower who accused two Albuquerque police officers of using excessive force, the department has referred the investigation to outside law enforcement agencies. (YET ANOTHER BLATANT LIE BY EDEN. APD COPS ALREADY KNOW WHO THE WHISTLEBLOWER IS. THIS HONEST COP IS SAFER WHEN HIS/HER NAME IS KNOWN AND INSTEAD SHOULD BE HONORED PUBLICLY. I WAS ALSO URGED BY AN HONEST/DISGUSTED WITH EDEN COP TO KEEP UP WHAT I AND MY COMRADES FOR CHANGE WERE DOING. ALSO THE OFFICER TOLD ME THAT I WOULD BE MUCH SAFER FROM RETALIATION-POSSIBLY BEING MURDERED BY A EDEN COP BECAUSE I WAS WELL KNOWN AS AN APD CRITIC. YET UNKNOWN IS WHETHER APD WAS INVOLVED IN THE MURDER OF CIVIL RIGHTS ATTORNEY MARY HAN OR ANY OF THE MANY WOMEN-SOME PROSTITUTES MURDERED ON THE WEST MESA. APD

CONTAMINATED THE HAN MURDER SCENE AND IS IN NO HURRY TO FIND THE WEST MESA WOMEN KILLERS. THE LEVI CHAVEZ JR. TRIAL EXPOSED THAT ALLEGEDLY OVER 100 OFFICERS WERE PROMISCUOUS/SCREWING AROUND-DEMONSTRATING WHAT SCHULTZ EXCUSED AS JUST "NATURE AT PLAY"-SOMETHING THAT IN ANY OTHER US POLICE FORCE WOULD GET THEM FIRED.)

Eden said in an interview Tuesday that the two officers are on paid administrative leave after another employee reported to a supervisor seeing the officers use excessive force. (WERE ANY RECORDINGS MADE OF THE BEATING BY THE TWO? SINCE IT OCCURRED OVER FOUR WEEKS AGO AND IF MADE, WERE THEY SEEN BY EDEN AND BERRY?)

He announced the investigation in a YouTube video posted Monday evening. "In the settlement agreement, it says the Albuquerque Police Department will do everything it can to prevent retaliation against people who report official misconduct," Eden told the Journal. "My duty as police chief is to protect the person who came forward with that information to make sure there is no retaliation." (B.S. THERE WILL ALWAYS BE RETALIATION UNLESS THE WHISTLEBLOWER IS PUBLICLY HONORED AS A HERO TO WE-THE PEOPLE. SEE APOA VP WILLOUGHBY'S AUGUST 2013 DAMNING OF WHISTLEBLOWER-FORMER APD COP PAUL HEH-ATTACHED. ALSO SEE THE ATTACHED 4-12 EYE ON ALBUQUERQUE POSTING BY A COP FEARING RETALIATION THAT ALSO MENTIONS THE DISGRACEFUL WILLOUGHBY. WHEN TALKING ABOUT RESOLVING THE LIKELY NON-EXISTENT APD OFFICER SHORTAGE. THE HONEST (ANONYMOUS FOR HIS SAFETY) COP IN THIS EYE POSTING SAYS, "Recruitment is not all about the money but the moral fabric of what it means to wear a badge which demands the officers to defend, serve and protect the community with fairness, equality, respect and dignity." THE EYE POSTING ALSO CALLS OUT APD PIO CELINA ESPINOSA FOR HER LYING. CIVILIAN JANET BLAIR RESIGNED AS PIO SINCE SHE HAD INTEGRITY-COULDN'T LIE AS EDEN ASKED OF HER-INTEGRITY THAT CELINA, TANNER TIXIER OR NONE OF EDEN'S OTHER HANDPICKED SPOKESPERSONS LIKE ROSEMAN, HUNTSMAN AND OTHERS HAVE)

Police only have said the incident occurred March 20 and involved two Albuquerque police officers, whom the department hasn't named. Eden said another employee witnessed the incident. Eden said as soon as he learned of the investigation, he notified federal law enforcement agencies and asked them and New Mexico State Police to investigate. (A JOKE-STATE POLICE WHO HAVE BEEN APD ENABLERS PREVIOUSLY WORKED FOR EDEN) He said it's less likely for the whistleblower to face retaliation if the investigation is handled outside APD. (MORE B.S.-INCIDENT OCCURRED OVER FOUR WEEKS AGO. AGAIN-WHY NOT SHOW US THE VIDEOS? WERE ANY MADE BY EDEN'S TWO THUG OFFICERS?)

The U.S. Attorney's Office confirmed it is reviewing the incident.

(THIS IS THE SAME US ATTORNEY WHO:

(1) BETRAYED US CITIZENS WHEN NEGOTIATING A KNOWINGLY WEAK/TOOTHLESS AGREEMENT WITH THE CITY LEAVING MONITOR GINGER HELPLESS TO DO NOTHING BUT RECOMMEND CHANGES

2). RETALIATED AGAINST RIO ARRIBA SHERIFF TOMMY RODELLA TO JAIL HIM FOR ALLEGEDLY ROUGHING UP A PERSON RIGHT AFTER HE DIDN'T PLAY BALL WITH HIS US MARSHALS. IGNORED APD OFFICERS WHO USED EXCESSIVE FORCE/KILLED CITIZENS HERE AND MADE NO RECORDINGS OF IT

(3) SENT HIS US MARSHALS TO ACTIVIST TONY PIRARD'S HOME TO THREATEN HIM AFTER TONY VERBALLY CRITICIZED HIM AT A COUNCIL MEETING. (FEDERAL JUDGE BRACK NOW TRYING TO DISCREDIT TONY)

(4) STILL REFUSES TO EQUIP HIS MARSHALS WITH BODY CAMERAS OR INSIST THAT BCSO SHERIFF MANUEL GONZALEZ DO THE SAME.

THIS DISGRACEFUL US ATTORNEY IS PART OF THE PROBLEM AND SHOULD BE REMOVED

"In accordance with the Settlement Agreement between the United States and the City of Albuquerque, APD recently referred a matter involving allegations of excessive use of force by APD officers to the Department of Justice and U.S. Attorney's Office," a U.S. Attorney's Office spokeswoman said in a prepared statement. "The U.S. Attorney's Office confirms that, together with the FBI, it is reviewing this matter for potential criminal investigation." (AN INSULT. AS ONE RETIRED NYC CHIEF TOLD THE MEDIA ABOUT PUTTING AN END TO ALL OF THE UNJUSTIFIED POLICE SHOOTINGS NATIONWIDE, DON'T COUNT ON THE DOJ TO CLEAN UP THE POLICE FORCES. IT MUST COME FROM THE STATE LEGISLATORS. OURS IN NM HAVE CHOSEN TO LOOK THE OTHER WAY.)

The settlement agreement was reached after the DOJ investigated the Albuquerque Police Department and found it had a practice of using excessive force. (EDEN WASN'T EVEN ALLOWED TO PARTICIPATE IN THE NEGOTIATIONS-JUST CINCINNATI'S TWO SCHULTZ BUDDIES ITS FORMER DISGRACEFUL CHIEF STREICHER AND UNETHICAL GREENWOOD. ALSO ATTORNEY JERRY WALZ-KENT WALZ'S BROTHER AND THE DISGRACFUL TOUREK AND HIS OTHER APD ENABLERS LIKE LEVY)

Eden said he made the announcement on YouTube because there were rumors about the investigation circulating inside and outside the department. (THE TRUTH IS THAT EDEN WORRIED THAT IT WOULD BE LEAKED TO THE MEDIA WHICH IT WAS TO KOB. HE WOULD THEN DREAM UP THIS BOGUS "TO PROTECT THE WHISTLEBLOWER" EXCUSE.

"There was misinformation (MISINFORMATION-REALLY? AGAIN, DID HE REVIEW THE VIDEOS OF THE BEATING?) going out," he said. "I felt it was important to get (some information) (AKA-HIS LIES) out there immediately."

Eden said he used social media instead of discussing the case with local media or at a press conference because he wasn't going to answer any questions. (YOU TUBE BECAUSE HE CAN'T LIE WITH A STRAIGHT FACE BEFORE THE MEDIA. EDEN ACTS LIKE A DEER CAUGHT IN THE HEADLIGHTS.) It doesn't mean we're changing policy or procedures within the department," Eden said of the YouTube post. "All it means is that we are using social media as an avenue to provide information."(MORE B.S.)

After being briefed by police, Mayor Richard Berry said he was confident that Eden made the right decision with the YouTube post. (MORE B.S.) "It's always a balance. We tried something new," Berry said. "Maybe there's some lessons there ... that we can do better next time." (YES-FIRST ACTION IS TO STOP LYING TO US AND HIRE A COMPETENT APD CHIEF WHO WILL CLEAN HOUSE)

NOBODY THUS FAR DOWNTOWN OR THOSE IN SANTA FE INCLUDING OUR NM LEGISLATORS HAVE SHOWN US THAT THEY CARE. ONLY THE MANY HONEST APD COPS, WE ACTIVISTS INCLUDING THE ACLU, BLOGGERS, SOME TV STATION REPORTERS-PRIMARILY KRQE'S AND THE ABQ FREE PRESS REALLY CARE THAT THIS CITY UNDER BERRY HAS BECOME THE DISGRACE OF THE NATION!

Silvio

For WE THE PEOPLE

P.S.

I intend to submit a NM IPRA request to the City and FOIA request to US Attorney Martinez to see the recordings of the latest KNOWN incident of excessive use of force by these two thug cops. More expected stonewalling by Reynaldo Chavez with the blessing of Eden and Berry and by the DOJ.

Wednesday, April 15, 2015 by Joe Monahan

More On The Cops And Karl, Plus: Jessica's Choice; New City Attorney About To Enter Bunker, Plus: GOP Splits Over State Party Hillary Attack Plan

The decision by District Court Judge Alisa Hadfield to disqualify the Bernalillo County district attorney's office from prosecuting murder charges it brought against two APD officers for the killing of homeless and mentally ill camper James Boyd hasn't been very controversial. But there remains a school of thought with a lot of students who believe DA Karl Brandenburg was "set up" by APD.

That school teaches that after it became clear Brandenburg would be filing murder charges against the officers, APD went public with bribery allegations stemming from Brandenburg's conversations with victims of burglaries committed by her drug-addicted son. The charges are being reviewed by the attorney general. A legal beagle involved in the police shooting cases says:

Judge Hadfield made the right decision. The DA was set up by APD but the "appearance" of a possible conflict of interest is the operative term, and that must be avoided in the important tipping point Boyd case.

So what of the Boyd case? Not many expect the APD officers to be convicted of murder charges and with good reason. The WaPo reports:

Of the 54 officers who were charged for fatally shooting someone while on duty over the past decade, 35 have had their cases resolved. Of those, a majority—21 officers—were acquitted or saw their charges dropped. Jurors usually see the officer as "the good party in the fight," said David Harbo, a University of Pittsburgh law professor and expert in police use of force.

"To get them to buy into a story where the officer is the bad guy goes fundamentally against everything they believe." Most jurors, experts say, view officers as those who enforce laws, not break them. And unlike civilians, police officers are allowed, even expected, to use force.

APD Decides to Brainstorm

After graduating less than twenty people from the APD academy; APD has decided to "brainstorm" ways to recruit more police officers and how to manage the current shortage. APD is currently hundreds of officers short in the amount of officers needed to run the City.

According to a story on KOB TV ([READ IT HERE](#)) "The department says it's a great start, but acknowledges that they need hundreds more officers for them to perform the way they want to. APD leaders spent much of Tuesday brainstorming ways to recruit more officers and figuring out how to handle the current shortage." After hearing about this we started to dig and ask around. One of our senior Eyes from APD who wished to remain anonymous due to the retaliatory nature of the City stated, "Seriously? Now they (APD leaders) have decided to start brainstorming? They have known about this crisis for years; and now they want to start brainstorming? This is just more feel-good piece of (expletive) from the idiots at the top!"

With an extremely small class of less than twenty and twenty-five percent coming from out of state this is not even considered a band-aid on this problem. In other states such as California a person must pay for police training and then apply to a law enforcement agency. Does anyone think these new recruits are going to stay in Albuquerque, New Mexico, or will they start applying in their home state? This knocks APD's class size down to 14 from 19. There will be a few who simply cannot make and/or have other issues and will not continue past a year. This brings the new recruit class down to around 10 new officers.

According to the Union Vice President, Shaun Willoughby, "officers are trying to keep up, but the situation is not ideal." Willoughby continued and stated, "When I was a police officer in the street we actually took time to play with kids, a game of basketball- we had time to do that. These guys are going call to call to call, two Sundays ago there were 70 calls holding for service in the city of Albuquerque,"

We are sure Mr. Willoughby's thoughts interesting but Willoughby never offered or stated, "hey my brothers and sisters out there in the field need help and I am returning to the streets to help out!" Cheap meaningless talk is just that; cheap and meaningless. Willoughby's statement about the state of APD's manning level being "less than ideal" hints at some type of empathy towards the gross mismanagement of APD by the chief and mayor. We know this much; if Marty Chavez was Mayor, heads would have rolled by now. Chavez would have fired all of them and placed a competent staff at the top of APD. Marty was a top level manager (just giving credit where credit is due).

One of the great ideas from APD is to civilianize some jobs that are currently held by sworn officers. The example given by APD's PIO, Celina Espinosa was the CSI technicians. Espinosa stated, "So for instance we're looking at our crime scene technicians. They don't have arresting responsibilities, they don't need to have a badge to do that position and there's lots of people in the community who would love that job," here we have caught APD spokesperson Celina Espinosa in a bold face lie. Espinosa failed to state they have already hired approximately 20 people for these positions which primarily came from within APD's staff of both sworn and civilians. Offering an innuendo that these are jobs someone in the community can have is not completely true. This also

lends itself to criminals going free. These inexperienced folks are not police officers and do not possess the experience to know when something is wrong at a crime scene. Yes we know these people will be trained but the text books will never replace actual life experiences. Our thoughts; no one likes a liar but then again this is the top APD managers M.O. (Modus Operandi).

According to the financial analyst experts (We are being facetious) at the APOA "...one challenge is that many departments offer more money." Being a copper is tied to respect, pride, dignity, duty and service, and a calling to serve the community. It is clearly understood by all the officers need to make a living and pay bills but there is a greater token here in recruitment in doing a job to serve your fellow man. APOA missed this one completely.

According to Willoughby, "Albuquerque's not competing in the job market right now. I honestly believe that a serious hard look at our compensation and our some good forethought into the actual problem and really putting boots on the ground and addressing recruiting is going to be the answer to our problems." Ironically, the inference we hear is Willoughby has been dishonest in the past and now wishes to gain respect and wants the community to believe him when he states, "I honestly believe."

The end of the story is where the rubber hits the road. According to the story, "At this point APD is not worried about handling Priority one calls – the most dangerous kind – they say they have enough officers that those are under control. But they ask for patience during calls that aren't urgent." This is another bold face lie from APD. Our Eyes tell us it has become common for priority one calls to hold for a prolonged period of time (3 to 8 minutes on average). One of our Eyes stated over a recent past weekend there was over 70 calls for service holding in one day. This is completely unacceptable by any standards; it's not like our City's crime rate is 200% higher than any other city comparable in size.

We stand corrected, the crime in Albuquerque is out of control literally and our City leaders continue to accept huge salaries but fail to deliver. The lying by APD leadership and their representatives must stop and APD must face up to the facts. It is an inept leadership that has led to APD's demise; this is a commonly known fact.

Here is what steps should be taken immediately to rectify the shortage of officers and answer calls for service for the citizens: Reorganization of the department from top to bottom will be required (listed below is only the first and initial phase of regaining control). Push all sworn desk jobs out to the field ASAP. This would exclude violent crimes detectives such as homicide, sexual assault unit, etc...Area command detective (Impact) must return to uniform. SRO's (School Resource Officer) must return to full duty in the streets. All field support officer such as field investigators, SWAT officers and K-9 officers will be required to handle calls for service. Officers will have to conduct complete investigations where there are investigative leads. Officers must become generalists and shift away from being specialists. Officers will be required to complete cases from start to finish unless it is a homicide or other extremely violent type of case. This is just the start of what should be a mandatory reorganization of APD. These are critical steps that must be taken.

Recruitment is not all about the money but the moral fabric of what it means to wear a badge which demands the officers to defend, serve and protect the community with fairness, equality, respect and dignity.

Posted by [Stealth](#) at 4/12/2015 10:02:00 PM 24 comments: [✉](#) [Links to this post](#)
Labels: [Eden](#), [recruitment](#), [berry](#)

TO: POC and Task Force on August 20, 2013 by Silvio Dell'Angela-Stop Police Atrocities NOW!-SPAN

FYI is a recent appeal sent out to all APD union officers in response to a recent Eye on Albuquerque.com posting. It was sent out to all APD/APOA union members by Shaun Willoughby -the current APOA VP and its Political Action Committee Chairman. The disgraceful Shaun pretends that another APD officer authored it. It was directed against all honest officers and retired APD Sergeant mayoral candidate Paul Heh who dared break Schultz's and now Banks' oppressive blue code of silence on former Union President Joey Sigala's misuse of APOA dues. One honest officer recipient disgusted with Shaun's "it's us against them" appeal for all to shut up, leaked it to the "Eye" and TV reporter. Note the misuse of grammar and failure to proofread.

Prior to last night's 8/19 Council meeting new Chief Banks apparently asked a number of Councilors who are the willing enablers of police misconduct like Janice Arnold Jones, Trudy Jones and others to honor APD officers for some routine actions. Among the officers recognized was the Leah Kelly-Acata, the shooter of a young man downtown who was only cutting himself with a six inch round-tip butter spreader. The former Leah Kelly-now married, has also been the subject of numerous citizen public complaints (CPC) to the POC and because no recordings were made she was always exonerated. I pointed out to these councilors that they never bother to honor returning military vets who truly put their lives at risk. I am a Vietnam vet.

The disgusting letter from this disgraceful cop/union officer follows:

Disappointed board member, said...Hello,

I would like to say this to all officers. I would first like to voice my displeasure at the comments here and at work by officers against the APOA and it's staff present and past.

Everyone wants to judge what we do here. I am sick of it. I am sick of hearing you needy complaining officers bash us, the department, the city and it's leadership. You are all worthless. We work hard at keeping stability and you all do nothing but attack the place and tear it down. You all are the reason for things falling apart. Don't cry about how your money is spent when you all never show up for union meetings.

We know who is speaking out against us and you will see. All of you air our dirty laundry. Laundry that should be kept in house. You all give the community ammunition against us. You should know better. This liberal retarded band of vengeful activists called Albuquerque makes me sick. You are no better than them. These bunch of uneducated subhuman animals that constantly attack us, march against us and sue us for no other reason than to fill their greedy pockets so that they can buy more drugs to smoke up and shiny rims for their ghetto rides.

You have lost sight of the big picture. We should be backing eachother. For your information, it is us against them! Do half of these so called citizens have jobs? Probably not. They probably have EBT cards though. These entitled lowlifes have the guts to insult us in our house? But you all attack the APOA? As for money being stolen, that should have been handled in-house. There was no reason for that to get out. That was just plain stupid. Everyone here is angry and hateful. I will not standby and accept the trash talking just because we are not backing Paul. He should have left well enough alone. He decided to cross the blue line when he made complaint against a fellow board member. You don't turn on eachother. A rat is a rat. Period. Joey may have been a bonehead, but he was our bonehead. We could have taken care of it, but Paul had to be the hero and take the official route. This caused so much aggravation. Paul is also supported here. This is why we voted

not to support him. He betrayed us just as all of you shit talkers here do. You cry about representation. You don't deserve representation and he doesn't deserve support. Be happy you have jobs. If you don't like it, quit and join the jobless moochers called Vecinos United and the rest of the entitlement crowd sucking the city dry. Go join the crybabies and see if anyone cares. Just like all of you complainers, these worthless whiners will eventually lose interest when their circus loses it's followers.

In closing, I will say this, nothing is perfect and nobody said life was fair. Get over it! You all deserve what you get. Crybaby people constantly bitching about the police when they contribute nothing to society and cops who are snitches who sell out their own. Sleep in the bed you all made. We do our jobs. Shame is you all have no idea because you are never at a damn meeting.

Cheers!

August 18, 2013 at 4:57:00 PM MDT

VICE-PRESIDENT-OFFICER SHAUN WILLOUGHBY

o Committees: Political Action Committee (Chair)

I became a member of the Albuquerque Police Department in 2002. I have been a member of the Albuquerque Police Officers Association Executive Board for the past 4 years and held the position of CIB representative for 3 years prior to becoming the APOA Vice President in May of 2012. My primary goals in this first term is to bring the APOA to a more solid fiscal position by controlling spending and over hauling our By-Laws to protect the assets of the Association.

Second, I would like to see the APOA more proactive in the community, thus having a positive impact for the citizens we are sworn to protect.

Most importantly, I want to bring that sense of family back to this organization, I want our members to look upon this Association with prideful eyes knowing they have people they Trust in their corner when the time comes. Thank you for the honor and opportunity to serve those who devote their lives serving others.

Shaun T. Willoughby APOA Vice President

jswilsonPOB@outlook.com

From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Friday, April 17, 2015 3:12 PM
To: "Silvio Dell'Angela" <Dellansi@comcast.net>
Attach: 4-15,16-15EYE.doc; Scan_Doc0003.pdf
Subject: KUDOS TO DA BRANDENBURG AND SHAME TO BERRY, EDEN AND OTHER ELECTED AND APPOINTED GOVERNMENT LEADERS WHO HAVE BETRAYED WE-THE PEOPLE

ALL- sent this Bcc

Kudos to DA Kari Brandenburg for what she said in press conference yesterday. I wonder why the other NM DA's and State AG refused to take the case. Are they all afraid of police retaliation and nationwide publicity or have an honorable reason?

It was sickening to hear some of the callers this morning to the KKOB-770AM Bob Clark call-in show criticizing Kari for telling it like it is here.

Yes, as Kari said, those of us who don't want a police state here know that our elected leaders and appointees like Berry, Perry, Eden and others in NIM have failed us.

One caller to KKOB, a former cop said "don't judge us until you walk in our shoes." B.S. Another caller said we should ignore it because it makes the City and State look bad. B.S. We are already the disgrace of the nation. Good APD cops like the one who leaked the recent beating by the two cops to KOB despise Berry, Perry, Eden and the corrupt APD leaders of this city for lying to us and doing nothing.

BERNCO Sheriff Manny Gonzalez is also a disgrace to every honest deputy in the BCSO. He wants NO accountability for any of his deputies.

As Kari said, she can only make decisions based on the information given her by APD. If there is no officer or citizen video contradicting the officers' statements-lies told by the unjustified shooters and their accomplices, then she can't file charges.

The Boyd murder was the only time-I REPEAT-the only time a good video was produced showing clearly Boyd was murdered. Charging Sandy and Perez was a NO-BRAINER.

Yet Eden allowed Boyd time to retire as did the Santa Fe County Sheriff of his Deputy Lt. McLaughlin who improperly used a stun gun on Leland Pascual caught on video. Leland who is now suing them. Yet this SF County Sheriff lied when claiming his deputy's retirement had nothing to do with the incident.

Eden while working as NM Public Safety Secretary allowed State cop Elias Montoya to retire. He was then rehired by another SF police department. Montoya shot at the fleeing van driven by the terrorized African-American visitor Oriana Ferrell after a fellow Montoya officer smashed the passenger window in. Eden also allowed State cop Oliver Wilson, the shooter/murderer of Jeanette Anaya back on the force.

As Kari said rightly we are now a city mired in hopelessness since as I have said often we have corrupt and/or apathetic elected leaders who choose to look the other way and instead seem more interested in planning their re-election strategies by serving those special interest groups.

These groups include those in NAIOP, those belonging to Berry's Chamber of Commerce, the companies that will build the tax wasting unjustified Albuquerque Rapid Transit and other white elephants and others like our Governor Martinez who will fund their elections. See Scan 3 attached that says it all!

Note in today's Journal that those who won the recent BERNCO Commissioners elections were well financed because they were willing to do their donators' bidding.

See today's Journal editorial below that will be ignored by most in Government-particularly the BCSO Sheriff Manny Gonzalez

17 Apr 2015 Albuquerque Journal Editorial- "Body camera use should be required of all officers" (with my comments in red)

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A video is a very convincing piece of evidence. In light of the recent rash of officer-involved shootings across the nation, one thing is clear: Body-worn and dash cameras are essential to modern policing because they provide real-time information. Prior to their increasingly widespread use, determining what really happened depended on what officers, suspects and witnesses said. And if the suspect was dead on the ground, that story wasn't heard. The recent shooting of a South Carolina black man in the back as he ran from a white officer is a startling example. The officer first claimed he fired in self defense after the victim tried to grab his Taser. Then a bystander produced a cellphone video. Were it not for that video, the public would not have known what really went down, and the officer would not have been fired and charged with murder. SAME APPLIES TO MURDER OF JAMES BOYD-SOMETHING THE EDITORIAL NEVER MENTIONED. The public should not have to rely on strangers stepping up to know how its law enforcement officers act on the job. After a string of officer-involved shootings, former Albuquerque Police Department Chief Ray Schultz adopted a policy that lapel cameras would be turned on during every officer's encounter with the public. Graphic video from the shooting of homeless camper James Boyd led to the indictment of two APD officers, one who has since retired. It is the first time an Albuquerque police officer has faced charges in that situation. However, a study in California found the recordings frequently support the officer's account and many complaints were withdrawn when people saw their own conduct on video. YES-PROTECTS BOTH COP AND VICTIM. Until recently, Albuquerque's body camera policy was not aggressively enforced. NOT ENFORCED BY EITHER SCHULTZ OR EDEN WHENEVER THE APD OFFICERS DID WRONG. ONLY EXCEPTION WAS THE ONE HELMET VIDEO OF THE BOYD MURDER AND EVEN IN THAT CASE APD WITHHELD THE OTHER VIDEOS. That was a contributing factor in the U.S. Department of Justice's conclusion APD had a track record of excessive use of force and civil rights violations. As a result of an agreement with the DOJ, APD is revising its lapel camera policy. REALLY? New Mexico State Police are testing body cameras, and Bernalillo County Sheriff Manny Gonzales has resisted using them. All should get on board. STATE LEGISLATORS MUST PASS LAW REQUIRING THEM AND NOT THOSE WHO DON'T RECORD INCLUDING ALL OFFICERS ON SCENE GIVEN JUST A SLAP ON THE WRIST FOR NOT USING-JEREMY DEAR AND OTHERS. Police in the field should have cameras, and they should be turned on. THEY ARE NOT TURNED ON OR RELEASED WHEN INCRIMINATING. The public has come to expect more than just an officer's word, especially when an unarmed person is dead.

Finally, see the two recent attached Eye on Albuquerque postings on Berry, Eden and the cowardly cops in our city. Also see the comments on the EYE website. In addition to calling out Berry and Eden for their lying and cowardice, one of the most revealing things Eden says about the DOJ is that "They are our partners."

Well certainly NM's embarrassing US Attorney Damon Martinez is clearly Eden's and Berry's partner as he did his best to agree to a toothless reform agreement to make sure nothing will really change in APD until Berry (and he) leaves office. We taxpayers will give a good but powerless monitor James Ginger over \$4 million to do nothing but suggest changes, not force them. Only Berry and Perry know how much is still going to the unethical Cincinnati duo of Scott Greenwood and Tom Streicher, to Jerry Walz, Harold Bailey and others to "help."

Silvio

Berry and his Four Hills Elitists Acquire Private Police Force

Berry and his merry bunch of wealthy elitists have filled the moat around the castles up on the hill. The Four Hills community where your mayor lives has hired a "private police force" to patrol and defend the crème de la crème of Albuquerque. Wouldn't it be nice to have a police force that protects, serves and defends the public which is funded by our tax dollars?

Well, here in Albuquerque, New Mexico, if you want police protection, you will need to hire a private police force like Berry and his merry bunch of elitists have done for the past nine years. We understand money is not an issue for the mayor and his cohorts but for the rest of us poor slobs; we rely on a public police force.

Instead of hiring enough officers by using intelligent methods, Berry and his elitists have chosen to hire their own private police to serve at their every beckon call. Can we now expect to see the Mad Max type roaming the streets of Albuquerque? Do all of us need to start strapping a gun to our sides? Even the Bernalillo County District Attorney proclaimed today; Albuquerque is in crisis.

We must reiterate this again; if Marty Chavez was Mayor, heads would have rolled and a new police administration would have been brought in who can actually do the job they were hired to do. This Mayor needs to learn a lesson from Marty. And the lesson is simple; Take care of business!

Logic should dictate what the course of action should be taken. Berry needs to bring in a completely new and competent leadership to APD. A leadership who will do the job they are hired to do.

Mister Berry, as the leader of this community (and if you want to truly move forward with a political career) you will have to take strong bold measures. Right the wrongs that have occurred.

It is a complete slap in the face to the citizens of Albuquerque and an unforgiveable insult for the mayor to have a private police force while the rest of Albuquerque suffers. This is clearly hypocrisy and is disgusting.

Posted by [Stealth](#) at 4/16/2015 09:11:00 PM 2 comments:  [Links to this post](#)

Labels: [Berry](#), [Four Hills](#)

Violent Dangerous Gang Members Flood to NM While APD Cowards

While the public is staunchly warned about violent and dangerous gang members flooding into New Mexico, local police in Albuquerque take to hiding out. This includes everyone from the Chief of Police down to the patrol officer.

It is a commonly known fact criminals prefer low visibility of law enforcement. This allows them to commit crime freely without capture or accountability. According to KOB Channel 4 News ([READ IT HERE](#)), "Dangerous and violent gangs are rushing to call New Mexico home..." Here is proof, according to the story, "Our crime rate is 200 percent higher than comparatively sized

cities...A lot of those crimes are perpetrated by people who are in gangs." Why is this occurring? The story cites poor gang laws. Our take goes deeper to look at root causation.

Since APD has come under tight scrutiny, most officers have elected to take the low road and seek shelter from the venomous eyes of a public who are hurt with their police. If the officers are not out and about enforcing laws and are being stealth when they do get dispatched; they substantially reduce the possibility of coming under fire for any reason at all. We understand the officers' skepticism but what we do not understand is the Chief of Police hiding.

The Chief is taking home a handsome salary of over \$158,000.00 plus numerous benefits in exchange for services to the citizens of Albuquerque. **Why has the Chief decided to be a coward and hide from the media on issues that are critical to the public?**

According to a KOB Channel 4 News story ([READIT HERE](#)), "After releasing the allegations in a YouTube video Monday – not in a news conference with media present, as is customary – then refusing to answer any questions from local media, Eden and the department came under fire for not practicing the transparency and openness they preach is necessary." The YouTube video centers on allegations that two APD officers beat another person.

Our Eyes behind the badge have told us there were top level discussions with Eden and others and the decision to block the media was warranted. APD would start using a media campaign modeled after the FBI. The model calls for the use of YouTube, Tweeting and Facebook to "beat the media to the punch." According to the story,

"In this instance, Eden and APD are using their agreement with the DOJ to provide an extra shield of defense from having to comment on the case – perhaps rightfully so - as part of their agreement states that no member of APD may impede, impair, or hamper a DOJ investigation."

This statement was also disclosed, "'They are our partners, and one of the things they ask us to do is - it's their investigation, and they ask us to abide by their media policy. And we will abide by their media policy," Eden told KOB Tuesday."

Where is the signed agreement where the DOJ demands the Police Chief to be silent to the public he is supposed to be accountable to and serve? This is all more rubbish and lies. Eden and Berry look like morons when they do one thing then they are forced to back-peddle and do another. Choose a lie and stick to it boys.

One of our Eyes sent us this picture of Eden talking about transparency. Anyone notice how he turns, looks down and away? Our Eye tells us this is a sign of untruthfulness. You be the judge. .

(see photo of Eden on EYE website)

Posted by [Stealth](#) at 4/15/2015 09:50:00 PM 10 comments:  [Links to this post](#)
Labels: [APD Gordon Eden](#), [Berry](#)



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From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Saturday, April 18, 2015 1:01 PM
To: "Silvio Dell'Angela" <Dellansi@comcast.net>
Attach: 4-17-15JoeM.doc; 4-17-15DOJcams.doc
Subject: The courageous DA Brandenburg, and our disgraceful enablers of the police state here that includes the DOJ

TO: ALL –sent this Bcc

Reference my Friday, April 17, 2015 3:13 PM e-mail to many including our Councilors, DOJ, DA Brandenburg, Mayor Berry, James Ginger and others-sent Bcc-Subject: **"KUDOS TO DA BRANDENBURG AND SHAME ON BERRY, EDEN AND OTHER ELECTED AND APPOINTED GOVERNMENT LEADERS WHO HAVE BETRAYED WE-THE PEOPLE"** and my earlier e-mails.

KUDOS AGAIN TO DA BRANDENBURG FOR CHARGING SANY AND PEREZ AND FOR HER SELECTION OF ATTORNEY RANDI McGUINN

As I pointed out DA Brandenburg's charges against killer cops Sandy and Perez was a no brainer as it was the first time she had any video proof of any APD execution.

As she acknowledged during her press conference, in the past she had to rely on the statements (too often lies) told in APD and complicit multi-jurisdictional reports by the shooters and their partners/accomplices on the scene who also never recorded or with Mayor Berry's approval had APD's records custodians Reynaldo Chavez and David Torres fabricate bogus excuses to stonewall all IPRA requests.

Ever since Berry's handpicked embarrassing other IPRA stonewaller clerk Amy Bailey left, nobody in the clerk's office is monitoring compliance with the NM IPRA

The city has a useless IG who avoids all of the damaging misconduct of his boss. Most notably this includes never investigating Schultz's greasing of a sole source \$1.9 million contract to employer Taser Inc. called TASERGATE and earlier unjustified Schultz buys from Taser Inc. and other misconduct.

Berry choose instead to farm out most of the IG investigations to his personal "secret police"/likely campaign contributor Robert Caswell Investigations (RCI). The City's auditor is the only one who seem interested in doing the job given that office.

THE DISGRACEFUL DAMON MARTINEZ AND BCSO SHERIFF GONZALES, MUCH LIKE PRETEND CHIEF EDEN AND SHADOW CHIEF HUNTSMAN

In my referenced e-mail yesterday, I once again damned BCSO Sheriff Manny Gonzales for refusing to equip his deputies with body recorders (APD has over 1000 Scorpion recorders bought in 2010 and 2011 on the shelf) but also allowing his deputies to continue to seize citizens' cell phones of officers' misconduct in defiance of a recent Supreme Court ruling.

The five BERNCO Commissioners are equally to blame for not speaking up.

It was also critical of the DOJ (particularly US Attorney Damon Martinez's complicity) in not only negotiating a known toothless APD reform agreement with the city but also participating in the phony excuse offered by the disgraceful inept/lying Chief Eden for keeping secret the March 20 beating by two of Eden's/Huntsman's

thugs of a citizen that was leaked to KOB by an APD cadet and/or APD officer.

This brave whistleblower who all cops in APD know should be honored as a hero to we-the people not his/her name kept a secret.

I had also been critical of Damon Martinez in earlier e-mails for refusing to equip his US Marshals and other DOJ law enforcement officers with body cameras as he too doesn't want them ever held accountable.

It's time for Damon Martinez to follow Eden, Huntsman and all of the corrupt APD leadership here out the door.

OUR COUNCILORS ALSO BETRAYED US-CHOOSING THEIR MISGUIDED LOYALTY TO THEIR POLITICAL PARTY AND APD OVER WE-THE PEOPLE

I also damned all of the Councilors for believing the lies told by Schultz's Taser Inc. Cincinnati buddy Scott Greenwood when-without ever first showing the public passed their still weak police oversight ordinance that also ignored the good six month work and key recommendations of the police oversight task force.

Most recently the Council further insulted the citizens of this city by taking action to muzzle/render powerless those good people appointed to the Police Oversight Board. After that final insult, I urged all POB members to resign in protest if they had any self respect for themselves as three honorable POC members had done in 2013 after Berry's attorney Dave Tourek had opined that IRO Hammer did not work for them.

The Journal's Editorial Board-at Kent Waltz's direction will NEVER blame Berry for the mess we are in-and yet Berry believes after his incompetence and mismanagement of this city that he should be our next Governor. It's also time for all of the Councilors from Districts, 2, 4, 6 and 8 who have betrayed us to not insult us further by running for office again. You can read about my disgraceful councilor-Trudy Jones in an earlier Eye posting.

AN APPEAL-IGNORE THE JOURNAL EDITORIALS AND GO TO CREDIBLE NEWS SOURCES TO LEARN THE TRUTH

Only the most naive and/or apathetic citizens would believe anything said in the Journal editorials and instead all should go on line to read what Joe Monahan, the Eye on Albuquerque, La Jicarita and other bloggers write as well as the internet and also the bi-monthly ABQ Free Press and some TV station reporters-notably KRQE's.

Likely other viewer as well as I are disappointed that KRQE'S highly paid "star" investigative reporter only chooses to investigate often safe (who really cares?) stories but will never touch APD as does Jeff, Kim and others there.

JOE MONAHAN AND SACRAMENTO BEE

See yesterday's articles by Joe Monahan and the Sacramento Bee-copies attached.

Joe Monahan: Kari shakes it up /Randi Mc Ginn - Berry-Perry-Eden-Bregman-Robles/ DOJ enabling?? / Kari reelection

<http://joemonahansnewmexico.blogspot.com/>

"CA DOJ to use body cams statewide"

<http://www.sacbee.com/news/politics-government/capitol-alert/article18792072.html>

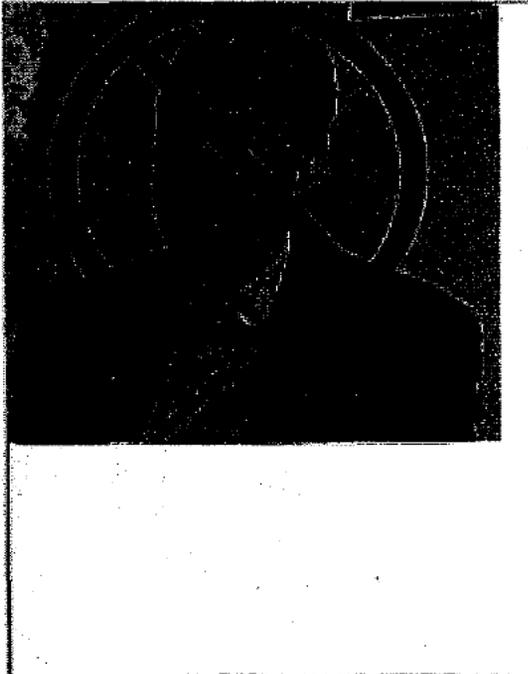
THE LAND OF HOPELESSNESS AND APATHY AND NOT ENCHANTMENT-AND CORRUPT "MEXICO TRUE"

Does anyone except the apathetic or those who want a police state here want to continue the police state we have here under Governor Martinez, and Mayor Berry who have both made this State and city and our police departments the disgrace of the nation?

Honest cops like the one who exposed the March 20 beating want honest, not corrupt leaders who have embraced this State's well known culture of corruption.

-
Disgusted

Silvio



Friday, April 17, 2015 blog by Joe Monahan

Kari's Curveball: Names Noted Trial Attorney To Prosecute Boyd Case; Move Could Further Shake-Up APD And City Hall

Be careful what you wish for." So goes the old adage and so it is for the defense attorneys who insisted that Bernalillo County District Attorney Kari Brandenburg be disqualified from prosecuting murder charges against two ABQ police officers who shot and killed homeless and mentally ill camper James Boyd. Instead of facing assistant district attorneys, the defense is now going to be up against one of the state's most high-powered and well-respected trial attorneys in Randi McGinn.

In naming McGinn as special prosecutor for the case after the officers' lawyers - including Sam Bregman - had her disqualified by a district court judge, Brandenburg threw yet another curveball into the APD crisis that has rolled ABQ.

Her first curveball was actually bringing the murder charges against officers Keith Sandy and Dominique Perez. That came soon after it was revealed that APD had been investigating Brandenburg on bribery charges involving alleged criminal conduct of her drug-addicted son. Talk about a legal soap opera.

McGinn is not the type of attorney to shy away from picking at the scabs of APD and seeing what is underneath. And with Mayor Berry's administration continuing to bunker in, what McGinn finds out could reverberate well beyond the courtroom. McGinn served as a prosecutor in the DA's office in the 80's. Attorney Pete Dinelli, a former chief deputy district attorney who worked with her, told us:

From a defense standpoint, removing the DA from the case was a major tactical error. Randi McGinn is one of the most respected trial attorneys in the state and former prosecutor. The tables are now turned and defense attorneys Sam Bregman and Luis Robles now how a worthy opponent. Brandenburg lives to fight another day.

The legal Beagles inform us that the most likely course for McGinn is to pursue the charges at a preliminary hearing which could be expected to last several weeks and go into detail about the Boyd case as well as overall APD operations. A judge would then decide whether to send the case to trial.

If, as expected, McGinn moves the charges forward, the city is in for a battle royale that will not only have the legal Beagles on the edge of their seats but could actually serve to inform the city and nation just how Albuquerque became embroiled in a police crisis that has sadly become its identifying feature.

McGinn is now a third major actor in this play. City Hall and the Justice Department have agreed to a consent decree to reform APD but who knows how aggressive the clean up effort will be. McGinn, in investigating APD practices and procedures, could be likened to a special prosecutor for not only this murder case, but for the years long shooting spree that brought the Feds to town in the first place. Yep, Sam and RJ, be careful what you wish for. (Bregman had no comment on the McGinn appointment.)

MY COMMENT: SAM IS THE SAME ATTORNEY WHO PUT FORTH THE PREPOSTEROUS DEFENSE DEFENSE THAT SINCE IT COULD NOT BE DETERMINED WHETHER SANDY'S OR PEREZ'S MANY BULLETS KILLED JAMES BOYD, THEN BOTH SHOOTERS SHOULD BE EXONERATED.

FEAR OR ANGER?

Senior Alligator analysis now of the Brandenburg special prosecutor appointment:

Was it fear or anger Thursday as Karl Brandenburg announced the appointment of a special prosecutor to handle the Boyd shooting case? No other district attorney in the state is willing to handle the case. Is that a show of solidarity with the BernCo DA or fear of APD retaliation? Karl took on the city's community leadership accusing it of being feckless in the face of an out of control APD and an elected leadership unwilling to take on tough issues. She wasn't specific but all of us who have pleaded for action on APD, jobs, capital outlay or hiring have a good idea to whom she refers.

We also worry that the Dept. of Justice is enabling the city in its foot dragging as it acquiesces to one delay after another in proceeding to reform and clean up APD. It has been a year since the DOJ announced its intention to address the APD mess and over a year since the Boyd shooting. It is enough to make a grown woman angry at least that is what I hope we saw in Karl Brandenburg Thursday.

THE POLITICS

Brandenburg's bold pick for prosecuting the Boyd case comes on the heels of BernCo Dem district attorney candidate Raul Torrez announcing he has already raised \$104,000 for his campaign, \$10,000 of which was a personal loan. Brandenburg has not announced yet if she'll seek a fifth four year term next year and face off with Torrez. Her profile has never been higher and her aggressive pursuit of this APD case--after years of holding back--is sure to garner the attention of the Democratic base. Will Brandenburg throw yet another curveball and announce a re-election bid? Stay tuned. . .

Thanks for stopping by this week. This is the home of New Mexico politics. E-mail your news and comments: (jmonahan@ix.netcom.com) Interested in reaching New Mexico's most informed audience? Advertise here.

California Department of Justice to use body cameras, Kamala Harris pledges

BY CHRISTOPHER CADELAGO CCADELAGO@SACBEE.COM 04/17/2015 2:34 PM

Attorney General Kamala Harris said Friday that the California Department of Justice will become the first statewide agency to adopt a body camera program. The department plans to provide body-worn recording equipment to special agents and establish privacy measures to regulate access to the recordings. With increased focus on allegations of racial bias and police violence across the country, Harris earlier this year directed her division of law enforcement to review the Justice Department's own special agent training on implicit bias and use of force. The state report comes after a U.S. Justice Department civil rights investigation into the city of Ferguson, Mo., found that police and court officials there discriminated against blacks. California, as a result of the 90-day review, is adopting new processes to increase transparency after officer-involved shootings, and plans to change its hiring qualifications, such as lowering education requirements for special agents, to promote a more diverse pools of applicants. Harris said she also is launching the nation's first implicit bias training for law enforcement agencies that would be certified by the Commission on Peace Officer Standards and Training. "There is work that we continually need to do to rededicate ourselves to excellence," she told reporters at a news conference in Los Angeles, joined by police department brass from the city and county, as well as Oakland, Stockton and Oxnard. Harris, a 2016 candidate for the U.S. Senate, said as part of the state department's internal assessment law enforcement leaders from across the state met to discuss new policing strategies, including community-oriented approaches that allow for more collaboration between officers and residents. She highlighted a program in Long Beach, "Why'd You Stop Me?," which she called "a way of doing business that gives the community information about how we do our jobs, why we do our jobs and why we engage in certain behavior." Harris said enforcement agencies are working with Stanford University to begin analyzing the effectiveness of any training. *Call Christopher Cadelago, Bee Capitol Bureau, (916) 326-5538. Follow him on Twitter@ccadelago.*

Read more here: <http://www.sacbee.com/news/politics-government/capitol-alert/article18792072.html#storylink=cpy>

Related

[Body cams may not help, but can't hurt](#)

[Sacramento police chief seeks cameras, more training, diverse recruiting](#)

[Sacramento police cameras have got your number](#)

[Sacramento Mayor Kevin Johnson wants police to consider body cameras](#)

[Use of police body cameras on rise in Sacramento area](#)

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From: "Saavedra, Sharon L." <ssaavedra@cabq.gov>
Date: Monday, April 20, 2015 11:20 AM
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<jswilsonpob@outlook.com>
Cc: "Hammer, Robin" <rhammer@cabq.gov>

Hello All,

I hope all is well and every one had a rested weekend. As some of us talked about last week about another make-up session for the Crime Lab, it has been confirmed a go by the evidence manager. I know some of you have already expressed your absences to me and please disregard this email. But for those of you that can

attend, please meet me at the crime lab **April 22nd @ 5pm.** You can park in the back of the academy in the crime lab parking lot, there should be enough parking. Again this should be a cut down version especially because there are only a few of you. Im guessing 1 hour to 1 1/2 hours tops. Please email or call me with any questions. Thank you!

Officer Sharon Saavedra
Citizen Police Academy Coordinator
Albuquerque Police Department
Email: ssaavedra@cabq.gov
Phone: (505) 967-5984

M002605

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From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Monday, April 20, 2015 12:13 PM
To: <reygarduno@cabq.gov>; <dharris@cabq.gov>; <kpena@cabq.gov>; <trudyjones@cabq.gov>; <dgibson@cabq.gov>; <kensanchez@cabq.gov>; <ibenton@cabq.gov>; <bwinter@cabq.gov>; <danlewis@cabq.gov>; <KBrandenburg@da2nd.state.nm.us>
Attach: 10945625_329254283948244_1578192331784750458_n.jpg;
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Subject: FW: Greedy Greenwood: Hired Hijacker v. Father CEO: Collar Pimp + my comments and Joe Monahan's and Eye's postings on Berry and Brandenburg

TO: Councilors

Others Bcc

You willing enablers of Berry's police state and his fiscal irresponsibility here are disgraces-traitors to WE-the people!

See e-mail to you and others from Dinah again. We already know that Greenwood is willing to lie. See his buddy-Streicher's record-"horrid reign" as police chief in Cincinnati attached-sent to you once AGAIN.

Berry's pretend APD Chief Eden wasn't even permitted to participate in the negotiations with the DOJ but instead Berry paid Tom Streicher \$350/hour to represent Eden and stonewall any real reform along with buddy Greenwood.. According to shadow chief Huntsman, Eden is not even allowed to participate in APD's manpower study.

Eden is not only incompetent but like Berry and Mike Riordan, a compulsive liar! See today's Journal Page A4 where Riordan, as he did when claiming there was really community outreach for the Mayor's Bosque trail, also lied when claiming there was outreach for the planned Edith /North Valley garbage substation

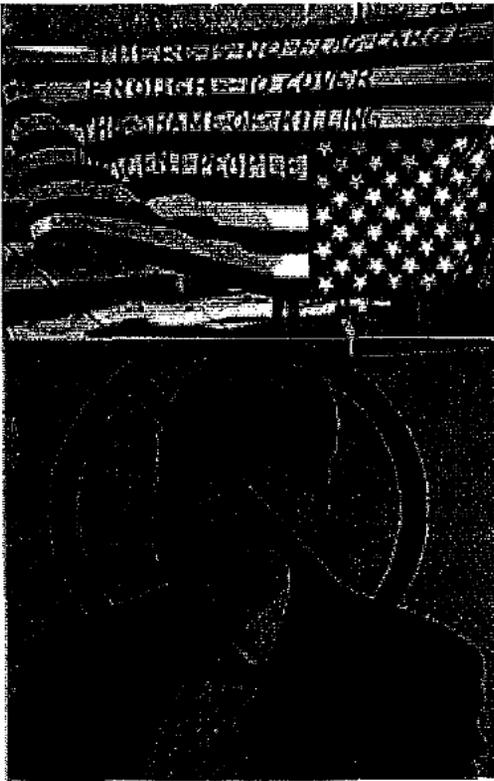
Will there be any questions by you to Eden tonight about the whistleblower who leaked the beating of a citizen on March 20 or of their repeated defiance of the NM IPRA-or will you be cowards once again? APD also likely planning to stonewall my latest NM IPRA request for videos of the beating of a citizen six weeks ago that he tried to hide for six weeks before it was leaked by an honest cop or cadet?

DOJ will also likely stonewall my FOIA request showing that they too are part of the problem here. Thanks complicit Damon Martinez for NOTHING!

Sickening

Silvio
 For "WE THE PEOPLE"

M002606



XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

P.S.

See Joe Monahan's latest posting including the one below that talks about Kari and this disgraceful Mayor-the most corrupt, fiscally-irresponsible and unquestionably the worst in our City's history.

Monday, April 20, 2015

Dr. No Gets A Yes From This Corner As Special Session Wrangling Escalates, Plus: Kari And the Cops; She Calls It A "Crisis" Setting Off Political Speculation

Also see the latest EYE posting on our disgraceful Mayor

Apr 19, 2015 EYE ON ALBUQUERQUE

Berry Spars with Brandenburg

During a recent media event Kari Brandenburg stated what she believes the condition of Albuquerque is in. Mayor Berry came back sharply at Brandenburg dismissing her statement and proclaiming the City of Albuquerque will continue to be grossly mismanaged while it is under his control.

Bernalillo County District Attorney, Kari Brandenburg, stated during a recent media release, "we are in a crisis that I'm not sure we will recover from; if we do, in my life time..." Finally, a local public official admits what we have been saying for a great deal of time. In response to Ms. Brandenburg statement, Mayor Berry stated, "I'm not gonna read anything in between the lines on somebody else's comments; we'll just do what we've always done!" To summarize what Berry stated: City leadership, or lack thereof, will continue screwing everything up as it has done in the past.

Here we are again, Berry making a fool of himself publicly. When a popular DA states the City is in crisis even a fool should take that statement seriously. But not our fool; he dismisses the statement and makes a childish rebuttal. Perhaps the DA's statement is a "red flag" or a warning to the mayor and the city? Berry's statement, "we'll just do what we've always done!" The mayor's performance as a top manager has been nothing short of a travesty for the City and APD. Now the mayor proclaims and reaffirms he will continue down the same destructive path he has set for the City and APD.

Here is a final thought with all sarcasm aside; Mayor Berry needs to heed to the signs he has been given and take immediate corrective action. This is a sobering wakeup call for the Berry administration. Brandenburg's words were not soft or gentle but were true. Get off the highway to hell. Take the high road Mayor Berry, be a gentlemen and thank Brandenburg for her honesty and move forward with the business of caring for the citizens of Albuquerque.

Posted by Stealth at 4/19/2015 08:31:00 PM 1 comment:  Links to this post
Labels: Kari Brandenburg, Mayor Berry

From: Dinah Vargas [mailto:vargagirl@live.com]

Sent: Monday, April 20, 2015 5:41 AM

To: POB@cabq.gov; Tax-Payer Waste; Rey Garduno; Pena, Klarissa J.; saxophones r COOL; Trudy Jones; Issac Benton; Dan Lewis; Diane Gibson; Shamful Gavel Banger; The lawless Mayor; Robin Hammer; burquemediaproductions@gmail.com; contact@burquedia.com; Ilse Biel; Frances Madeson; Silvio Dell'Angela; Steve Kramer; Andy Tenido; Kathryn Brown; Elizabeth Martinez; Damon Martinez

Subject: Greedy Greenwood: Hired Hijacker v. Father CEO: Collar Pimp

PHOTO with the cop on the roof looks ridiculous! Are SWAT situations now a standard when responding to people's homes? National leader for being an Embarrassment! I am ashamed for You ALL. God help ABQ.

Dear City Council,

You have made a choice to turn a blind eye, the one thing you can NEVER, EVER say is that 'you did not know'. Greedy Greenwood and shooter cop Tom Streicher get a half million because they DO NOT need your approval! Bait and Switch! When you all voted for his first supplemental payout, after he received 70,000 from the lawless mayor, Greedy Greenwood contractually went from 'consultant' to 'outside council' during that vote! As a result payouts to outside 'council' does not require your approval whereas, 'consultants' do. Unethical to say the least. Thanks again for staying on top of things. doing your job is part of your job. Current Tally -City: everything and anything. People: Dead Last, by design. Greedy Greenwood stuffed his face with 53 dollar steaks and his pockets with the People of ABQs money because YOU ALL let him... and you all do nothing about the homeless... sad. While our own people starve and Father CEO pimped out his collar all in the name of poverty. St. Martin's has more than a 4 million dollar budget, according to their last tax fillings, and less than half actually went toward services. The majority went to admin and payroll, CEO Rusty gave himself a cool raise, making more than 100,000 a year. He's like the Rob Perry of non-profits. Father CEO and Greedy Greenwood will always be hired hijackers and paid crusaders, tyrants and traitors! At the end of the day, we YO people, you should consider behaving that way. You have made a choice to turn a blind

eye, the one thing you can NEVER, EVER say is that 'you did not know'. Enjoy the video
<https://www.youtube.com/watch?v=uHy19Jln3Y4>

Hasta La Victoria, Siempre

Dinah Vargas

Sent from Windows Mail

Police Chief's Horrid Reign Gets Whitewashed

BY KEVIN OSBORNE · MARCH 23RD, 2011 · PORKOPOLIS



5 Comments

Tags: [Cincinnati news](#), [Cincinnati politics](#), [Tom Streicher](#), [Cincinnati Enquirer-appointed stenographer](#), [romanticized history](#)

There's a tendency among many people to romanticize the past, and that's especially true of the mainstream media.

Unless a politician or other public official is convicted of a crime, virtually anyone is subject to the "rose-colored glasses" treatment upon his or her retirement or death. Maybe it's because it is easier to write puffery about someone than do serious, in-depth analysis of a long and complicated career.

This trend was in full display last weekend when *The Enquirer* ran a lengthy, glowing profile about Cincinnati Police Chief Thomas Streicher Jr., upon his retirement. The article, by reporter Jane Prendergast, included an interview with the chief under the headline, "Streicher leaves legacy of change." It included a videotaped interview and several flattering photographs.

Streicher, 57, of Green Township, is retiring after nearly 40 years with the department. He served 12 years as chief.

To hear Streicher tell it, via his *Enquirer*-appointed stenographer, he always supported the dozens of police reforms that resulted from the Collaborative Agreement. That was the catch-all name for an agreement with the U.S. Justice Department for improving police operations, along with a separate settlement of a class-action lawsuit that accused local police of harassing African Americans.

Although people tend to forget it now, the lawsuit already had been filed when on April 7, 2001, a police officer shot and killed Timothy Thomas, a 19-year-old, unarmed black man wanted only on misdemeanor warrants, during a foot chase down a dark Over-the-Rhine alley on a Saturday night.

Three days later, after Cincinnati Police refused to divulge any details about the shooting, scattered rioting broke out in parts of downtown and Over-the-Rhine.

Thomas was the 15th African-American killed by Cincinnati Police in five years, a period in which no white people had been killed in police encounters.

The lawsuit, meanwhile, had alleged a 30-year pattern of racially biased policing. Once riots erupted, city officials took a more conciliatory tone toward the suit, while also asking for a Justice Department review of the Police Department.

City officials eventually settled the lawsuit, although they didn't admit to any wrongdoing. As part of the deal, the city agreed to implement numerous changes in the department — with a federal court providing oversight for five years to make sure it was done.

Ultimately, the monitoring period lasted six years (2003-08) because of a slow start.

Which brings us back to Streicher.

According to the whitewashed version of his tenure as chief, which Streicher spoon-fed to the *Enquirer* reporter, his attitude toward making reforms was solidified one night in late 2001, while watching a TV show. A Middle Eastern man was debating the merits of his nation with a U.S. citizen and made the comment, "Well, at least we're not Cincinnati."

"I knew in my mind that we had to be advocates for this city, we had to be a total part of the effort," Streicher told *The Enquirer* for his profile. "I knew I had to commit myself and commit this entire agency to take on the challenge. I mean, my God. How could someone say that about Cincinnati?"

Nice try, Mr. Streicher, but your "memory" doesn't quite jibe with the historical record.

Streicher often was skeptical about the need for reforms during the initial phases of the process. In fact, the city tried to withdraw from the deal in April 2003 but a federal judge refused the request. (*The Enquirer* also wasn't so supportive back then: Its then-editorial page editor wrote that the Collaborative was "a hurry-up deal to settle bogus profiling lawsuits that were not even settled." My, how times have changed.)

The chief's actual history (read: resistance to change and oversight) briefly was mentioned but it also got altered from reality.

The profile stated: "*He didn't initially welcome the post-riots reforms sought by the U.S. Department of Justice, either. It felt to him 'like it was force-fed,' and 'You're going to do this or else.' No surprise, that method didn't exactly work with the leader of a paramilitary organization. But when DOJ officials assigned to the case changed, he felt the new ones actually listened. The pressure was off, too, with the election of President Bush, who was less interested in federal oversight of police departments than his predecessor Bill Clinton.*"

Except Bush took office in January 2001 and the Collaborative was signed into effect spring 2002, almost 15 months later. Clinton had nothing to with any of it, except he remains a favorite punching bag for reactionary conservatives like Tommy.

And what about the time in March 2005 when a federal judge ruled that the city and its police department had breached the deal? Her ruling came after Streicher blocked a court-appointed monitoring team from viewing police training and accessing records at police headquarters. The team also complained that Streicher and his top assistant, Lt. Col. Richard Janke, were persistently rude and uncooperative.

The judge warned city officials to improve their behavior or face stricter oversight and the levying of fines.

For those keeping score, that was almost three years after the Collaborative was signed, and four years after Bush took office.

None of the facts that dispute Streicher's pleasant recollections, however, were cited by *The Enquirer*.

All of that is just the tip of the iceberg when it comes to Streicher's rocky reign. Other highlights included the domestic violence complaint lodged against Streicher by his then-wife Kathryn when she filed for divorce in 2001; his later marriage to a subordinate officer who was then granted disability retirement; and his reluctance to confront the slowdown in arrests that occurred after the riots.

In the 18 months following, adult arrests declined by 36 percent and juvenile arrests dropped by 28 percent. Arrests have since rebounded, but it took a few years.

Also, a study by a nationally renowned police expert in 2005 found officers had low morale not due to City Council but because of department leadership.

Conducted by John Linder, the study was ordered by then-Mayor Charlie Luken in summer 2005 and completed the following December. After badgering by *CityBeat* and other media, it finally was released publicly in June 2006.

Among its findings, the study stated rank-and-file officers felt ignored and treated unfairly by department leadership. It found that officers sharply mistrusted their supervisors, with only 28.1 percent believing that discipline within the department was fair and uniform.

Make no mistake, any manager in a private-sector company with that record would be fired.

Several City Council members privately grumbled about Streicher's performance over the years but were afraid of the political fallout if he was demoted.

With Streicher thankfully fading into the sunset, the more pressing question is why did *The Enquirer* allow the piece of journalistic fellatio to grace its pages?

Famed American writer Finley Peter Dunne once said that journalism's function is to "comfort the afflicted, afflict the comfortable." Based on how they kowtow to the powerful, managers at *The Enquirer* have a bad case of dyslexia.

03.23.2011 at 11:38 [Reply](#)



MrCincyCapell

Streicher's reign at the CPD has been a disaster. So many senior sergeants (the experienced supervisors who are the real leaders of the department out in the streets) retired during Streichers reign that it's left a real leadership vacuum in the department. Streicher should have lost his gun and hi badge for beating his Wife.

03.23.2011 at 06:28 [Reply](#)



Justin

Nice article! Thanks for setting the record straight.

03.23.2011 at 07:56 [Reply](#)



awm

CPD does a great job. Enjoy retirement chief

03.26.2011 at 12:37 [Reply](#)



dudereally

Your article hit the nail on the head about streicher until you interjected the race thing. streicher was a horrible leader because of many other factors too many to name here...he was corrupt. 15 african american men killed and timothy thomas...really????? i so look foward to the day when cincinnati becomes so diverse that we no longer have to talk about black white issues...sooooo in the past. get a grip. i would love to have more hispanics, asians, middle eastern people living in cincinnati so i didn't have to hear about black white anymore....ahhhhhhhh enough all ready!!! i long for the day when either the police screw up because they did OR the bad person screwed up and he met his fate....no matter what he looked like...quit with the race card it is played out.

04.27.2011 at 01:36 [Reply](#)



cinred

Jane Prendergast ought to have rode into the sunset with the Chief. Horrible reporting as usual for a horrible paper.

jswilsonPOB@outlook.com

From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Monday, April 20, 2015 12:14 PM
To: "Silvio Dell'Angela" <Dellansi@comcast.net>
Attach: APDfwdAmicusCuriae.pdf; Council4-20.doc
Subject: FW: Monday's Council meeting-EC-314 funding the powerless monitor

From: Silvio Dell'Angela [mailto:Dellansi@comcast.net]

Sent: Sunday, April 19, 2015 8:14 PM

To: 'reygarduno@cabq.gov'; 'dharris@cabq.gov'; 'kpena@cabq.gov'; 'trudyjones@cabq.gov'; 'dgibson@cabq.gov'; 'kensanchez@cabq.gov'; 'ibenton@cabq.gov'; 'bwinter@cabq.gov'; 'danlewis@cabq.gov'

Cc: 'PMRinc@mac.com'; 'Vanita.Gupta@usdoj.gov'; 'Damon.Martinez@usdoj.gov'; 'Luis.E.Saucedo@usdoj.gov'; 'KBrandenburg@da2nd.state.nm.us'; 'jzaman@cabq.gov'; 'geden7@cabq.gov'; 'Mayorberry@cabq.gov'

Subject: Monday's Council meeting-EC-314 funding the powerless monitor

TO: Councilors

Info to those shown and not shown

While providing over \$4.5 million of our tax dollars to Dr. James Ginger and his colleagues, whose expertise in their posted resumes seems primarily in police training, I see nothing specific about the any of the other work they will perform.

The APD Forward team in their *AMICUS CURIAE* brief (copy of page 1 attached) regarding Court approval of the settlement agreement between the City of Albuquerque and the US DOJ filed 1/14/15 made many recommendations that goes far beyond just training. Have any of you bothered to read it? Likely not.

None of the APD Forward's much needed recommendations are never mentioned in the agreement, such as the need for stronger enforcement procedures. As others and I have said repeatedly, the agreement is a sham-essentially doesn't address the real reform actions needed and makes the monitor powerless

As pointed out in my recent e-mails Chief Eden tried to justify keeping the March 20 beating of a citizen by two of his officers a secret until it was leaked by a whistleblower to KOB and to other news sources. The Chief would then insult us with his own bogus interpretation of the agreement to allowing the DOJ and FBI to investigate it. See the recent Eye on Albuquerque posting on this latest Eden lie blessed by the Mayor.

There is nothing in the agreement that mentions strong enforcement of APD's recording requirements-not only body recorders but all of them in use by APD. There is nothing about forcing APD to comply with our State law, the NM IPRA asking them to release incriminating recordings and other material.

This State sunshine law is routinely is ignored by APD and yet none of you care. They will release some IPRA requested material only when a lawsuit is filed against the City and often only what APD hasn't destroyed.

While Dr. Ginger and his colleagues are good, honorable people, they have no power as the flawed/ insulting to citizens DOJ/City agreement gives his company no power. It appears to be a blatant waste of over \$4.5 million our tax dollars to give the illusion that real reform in APD will occur. IT will NOT until the Mayor leaves office.

We had expected that the DOJ would help but instead they betrayed us-as you must also must know. This is a sham settlement agreement that Federal Judge Brack irresponsibly approved.

It only add credibility to what was said by DA Brandenburg last week that this city is in a crisis because of an out of control police force and our failed leadership/enablers like you. The upside down US flag that I served under for 22 years in the Air Force and one I have tried to show but was forced to take down at council meetings signifies that we are also a city in distress.

If any of you truly care about how much of a disgrace this city and its police force has become, something known nationwide because of the failed leadership here, then it's time that you defer approval of EC-314 until you do your homework and learn about expose the serious flaws with this agreement that doesn't merit spending \$4.5 million of our tax dollars on PMR Inc. without some answers.

We need to be told what specifically that the Public Management Resources Inc will do with our tax dollars except suggesting only training changes to APD's leadership-something they can ignore.

Do you care enough about we-the people or just maintaining the status quo with still a police state here? Also attached is my planned talk to you tomorrow night.

Note this-Dan McKay, something you won't mention in your coverage.

Silvio
For WE THE PEOPLE

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,

Plaintiff,

v.

1:14-CV-1025 RB/SMV

CITY OF ALBUQUERQUE,

Defendant.

AMICUS CURIAE BRIEF OF APD FORWARD
REGARDING COURT APPROVAL OF THE SETTLEMENT AGREEMENT
BETWEEN THE CITY OF ALBUQUERQUE AND
THE UNITED STATES DEPARTMENT OF JUSTICE

Frances Crockett Carpenter
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Phone: (505) 314-8884
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Alexandra Freedman Smith
Legal Director
ACLU of New Mexico Foundation
P.O. Box 566
Albuquerque, NM 87103-0566
Phone: (505) 266-5915 Ext. 1008
Fax: (505) 266-5916
asmith@aclu-nm.org

WHERE IS MAYOR BERRY-IN HIDING? EDEN? NO QUESTIONS?

THE APD WHISTLEBLOWER KNOWN BY ALL IN APD SHOULD BE HONORED AND HIS/HER NAME NOT KEPT A SECRET AND USED AS AN EXCUSE FOR CHIEF EDEN TO GIVE THE COMPLAINT TO THE DOJ/FBI.

DA BRANDENBURG WAS RIGHT IN CHARGING THE TWO KILLERS OF JAMES BOYD AS NOW SHE HAS A VIDEO AND AN AUDIO RECORDING

DA BRANDENBURG RIGHT WHEN SAYING CITY IS IN CRISIS AND WE CITIZENS WHO CARE HAVE LOST FAITH IN YOU AND OUR OTHER GOVERNMENT LEADERS INCLUDING THE DOJ WHO BETRAYED US.

THE NM IPRA-A STATE LAW IS REPEATEDLY IGNORED WITH YOUR BLESSING-SOMETHING ALSO NEVER MENTIONED BY THE DOJ.

MOST OF YOU HAVE ALWAYS PUT YOUR LOYALTY TO YOUR POLITICAL PARTY AND OUR CITY'S CORRUPT CITY AND APD LEADERSHIP BEFORE WE-THE PEOPLE. IT'S TIME FOR YOU TO GO.

YOU BLESS AND EVEN PROMOTE RAMPANT CORRUPTION AND FISCAL IRRESPONSIBILITY-(THE KNOWINGLY UNJUSTIFIED \$100+ MILLION ABQ (NOT) RAPID TRANSIT AND OTHER TAX WASTING WHITE ELEPHANTS) TO SATISFY ONLY SPECIAL INTEREST GROUPS.

WE WILL BE PAYING OVER \$4 MILLION TO DR. JAMES GINGER & HIS PEOPLE WHO HAVE NO POWER EXCEPT TO RECOMMEND CHANGES

YOU ARE ALSO MAKING THE NEW POLICE OVERSIGHT AGENCY POWERLESS-LIKELY THE REAL REASON ONE POB MEMBER RESIGNED

THIS TRULY IS THE LAND OF HOPELESSNESS AND APATHY AND NOT ENCHANTMENT AND YOU HAVE HELPED MAKE IT THAT WAY. SHAME

jswilsonPOB@outlook.com

From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Monday, April 20, 2015 1:50 PM
To: <geden7@cabq.gov>
Cc: "'Chavez, Reynaldo L.'" <chavezr@cabq.gov>; <Mayorberry@cabq.gov>; <info@nmfog.org>; "'Torres, David L.'" <dltorres@cabq.gov>
Subject: RE: NM Inspection of Public Records Act-IPRA Request and US Freedom of Information Act-FOIA requests-RE the alleged excessive force by two officers against a citizen on March 20

TO: Chief Eden

Bcc to Councilors, media, city clerk and others

You and Reynaldo have the case number. He used that same excuse when stonewalling an earlier IPRA request-with your blessing.

Please no more insulting replies.

Silvio

From: Chavez, Reynaldo L. [mailto:chavezr@cabq.gov]
Sent: Monday, April 20, 2015 1:38 PM
To: Dellansi@comcast.net
Subject: NM Inspection of Public Records Act-IPRA Request and US Freedom of Information Act-FOIA requests-RE the alleged excessive force by two officers against a citizen on March 20

Dear Mr. Dell'Angela,

This email will acknowledge receipt of your public records request dated Saturday, April 18, 2015 and received by my office on Monday April 20, 2015. Please be advised we are reviewing your request to determine what public records are responsive and whether any exceptions to their production apply. We will continue our review and contact you prior to the expiration of fifteen (15) days from the receipt of your request.

Please note: providing a case number with your request will help expedite the retrieval and provision of the requested material.

Please do not hesitate to contact me if you have any questions or comments.

NOTE: Please be advised Mr. Torres is not a records custodian sir. JUST WHO IS TORRES THEN AND WHY IS HE ANSWERING MY IPRA REQUESTS?

Kind regards,

Reynaldo L. Chavez
APD Records Custodian/IPRA Manager
Office: (505) 768-2007
Cell: (505) 235-2160
chavezr@cabq.gov

From: Silvio Dell'Angela [mailto:Dellansi@comcast.net]

Sent: Saturday, April 18, 2015 4:17 PM

To: Eden, Gordon

Cc: Chavez, Reynaldo L.; Torres, David L.; City Clerk Staff; Mayor Berry; info@nmfog.org; 'Peter Simonson'; info@nmfog.org; Damon.Martinez@usdoj.gov; Vanita.Gupta@usdoj.gov; tammy.peter@ic.fbi.gov; 'Hermilla, Nelson (CRT)'; Huntsman, Robert Y.; KBrandenburg@da2nd.state.nm.us; POB; Hammer, Robin; PMRinc@mac.com

Subject: NM Inspection of Public Records Act-IPRA Request and US Freedom of Information Act-FOIA requests-RE the alleged excessive force by two officers against a citizen on March 20

TO: Chief Eden and to your two records custodians Chavez and Torres shown

(Info to those shown and others not shown including the media.)

IAW the NM IPRA, request I be allowed to review all recordings made and other documentation that you have and also made available to the offices of the US Attorney and FBI regarding the alleged excessive force against an unnamed citizen that occurred over four weeks ago on March 20 as reported by an honest APD whistleblower and discussed in the Journal article shown below and in other news sources.

My April 16 e-mail to you, DOJ, FBI, Mayor Berry, City Councilors and to many others including the media also commented on the indefensible statements made by you and Mayor Berry to the April 17 article below that attempted to justify keeping this excessive force incident secret from the public, claiming that was done solely to protect the whistleblower.

This whistleblower should be honored-not kept anonymous. All in APD already know just who this honest whistle blower is (one source said it was an APD cadet) so your excuse in the article below to have someone other than your Internal Affairs and the Police Oversight Agency investigate this egregious punishable act that was leaked to KOB is clearly indefensible.

As Chief it is also your responsibility (as is the Mayor's) to see any recordings made by the two officers and whistleblower as well as other documentation of the incident as have those in APD's Internal Affairs.

Please respond within the prescribed 15 days to include any reasons why no recordings exist or will not be provided.

I not only await your prompt reply to this request as well as replies to all of the other NM IPRA requests never complied with beginning with the six sent on July 27, 2013 that included the recordings of the killing in early July of homeless Vietnam vet with PTSD Vincent Wood. See attached six IPRA requests once again that apparently are too incriminating to comply with.

Thank you

Silvio Dell'Angela
For WE THE PEOPLE

TO the Offices of the US Attorney for NM and FBI

IAW the US Freedom of Information Act (FOIA) request you also allow me to review the recordings made and other materials turned over to you by APD regarding this egregious use of excessive force against a citizen on March 20.

Also indicate also cite any specific requirement in your recent APD reform agreement with the City that requires that you do such secret investigations of just those egregious excessive force acts reported by whistleblowers. In reading the agreement, I note no such requirement justifying that either of your offices doing this investigation.

Citizens have noted that in the past APD also claimed that the DOJ required their purchase of 350 AR-15, something your office denied. Also that The mayor's hired negotiator Scott Greenwood would claim to the City Council that his changes to the new police oversight ordinance represented your DOJ specific changes-something your office also denied.

I think citizens expect you to put an end to this misrepresentation of their agreements with you on these and a variety of matters regarding APD and be a part of the solution rather than part of the problem with APD here.

I await you prompt reply as likely do the media reporters provided copies of this e-mail.

Thank you

Silvio Dell'Angela
For WE THE PEOPLE

Feds are investigating report of excessive force by APD"

By Ryan Boetel / Journal Staff Writer PUBLISHED: Wednesday, April 15, 2015 at 12:05 am

Albuquerque police Chief Gorden Eden said Tuesday that in order to protect the whistleblower who accused two Albuquerque police officers of using excessive force, the department has referred the investigation to outside law enforcement agencies. Eden said in an interview Tuesday that the two officers are on paid administrative leave after another employee reported to a supervisor seeing the officers use excessive force. He announced the investigation in a YouTube video posted Monday evening. "In the settlement agreement, it

says the Albuquerque Police Department will do everything it can to prevent retaliation against people who report official misconduct," Eden told the Journal. "My duty as police chief is to protect the person who came forward with that information to make sure there is no retaliation." Police only have said the incident occurred March 20 and involved two Albuquerque police officers, whom the department hasn't named. Eden said another employee witnessed the incident. Eden said as soon as he learned of the investigation, he notified federal law enforcement agencies and asked them and New Mexico State Police to investigate. The U.S. Attorney's Office confirmed it is reviewing the incident. "In accordance with the Settlement Agreement between the United States and the City of Albuquerque, APD recently referred a matter involving allegations of excessive use of force by APD officers to the Department of Justice and U.S. Attorney's Office," a U.S. Attorney's Office spokeswoman said in a prepared statement. "The U.S. Attorney's Office confirms that, together with the FBI, it is reviewing this matter for potential criminal investigation." The settlement agreement was reached after the DOJ investigated the Albuquerque Police Department and found it had a practice of using excessive force. Eden said he made the announcement on YouTube because there were rumors about the investigation circulating inside and outside the department. "There was misinformation going out," he said. "I felt it was important to get (some information) out there immediately." Eden said he used social media instead of discussing the case with local media or at a press conference because he wasn't going to answer any questions. It doesn't mean we're changing policy or procedures within the department," Eden said of the YouTube post. "All it means is that we are using social media as an avenue to provide information. After being briefed by police, Mayor Richard Berry said he was confident that Eden made the right decision with the YouTube post. "It's always a balance. We tried something new," Berry said. "Maybe there's some lessons there ... that we can do better next time."

jswilsonPOB@outlook.com

From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Monday, April 20, 2015 3:24 PM
To: <reygarduno@cabq.gov>; <dharris@cabq.gov>; <kpena@cabq.gov>; <trudyjones@cabq.gov>; <dgibson@cabq.gov>; <kensanchez@cabq.gov>; <ibenton@cabq.gov>; <bwinter@cabq.gov>; <danlewis@cabq.gov>; <jzaman@cabq.gov>
Cc: <geden7@cabq.gov>; <info@progressnownm.org>
Subject: Tonight's Council meeting

Councilors

In addition to sending you the script of my talk tonight, a copy of which I will provide to you again tonight as well as to John Zaman, I plan to put the following suggested citizen request to APD officer shown below on the overhead projector beforehand and expect that it will be shown on GOV-TV along with my talks. In the past, direction has apparently been given to GOV-TV not to show citizens' overhead presentations, a further denial of our freedom of expression.

Silvio

-
-
-
-
-

SUGGESTED CITIZEN REQUEST

**BEFORE WE GO ANY
FURTHER, I
AM NOW ASKING THAT
YOU AND**

**ALL OF YOUR FELLOW
OFFICERS
PLEASE TURN ON YOUR
BELT AND
VIDEO RECORDERS AND
CONFIRM
THAT BOTH ARE
OPERATING.**

jswilsonPOB@outlook.com

From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Tuesday, April 21, 2015 3:29 PM
To: <reygarduno@cabq.gov>; <dharris@cabq.gov>; <kpena@cabq.gov>; <trudyjones@cabq.gov>; <dgibson@cabq.gov>; <kensanchez@cabq.gov>; <ibenton@cabq.gov>; <bwinter@cabq.gov>; <danlewis@cabq.gov>; <jzaman@cabq.gov>
Attach: 3-23-15EYE.doc; 1upsidedownflag.doc; Flag-torn down.doc
Subject: Last night's City Council meeting-you are still willing to suffer those fools in the administration gladly. More to come

TO: Councilors,

Others Bcc

THE SAD NEWS AND SOME KUDOS FOR COUNCILOR PENA

I was sorry to hear FROM Diane of the passing of her District 7 neighborhood leader Bill Hoch who also worked for the DA. Bill always wanted me to keep him on my Bcc e-mail address list.

I also commend Councilor Pena for her great appearance at the meeting last night. Classy!

NOT SUFFERING FOOLS GLADLY

Along with my twin brother, I did my undergraduate degree in the late 50s at Rutgers University. There we both minored in City and Regional Planning taught in its school of architecture.

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I have told you fools who have betrayed us, that our respect must be earned every day and it is NOT an entitlement of public office. You arrogant elitists ignored this and instead demonstrated your loyalty only to your political party and APD rather than to WE-the people.

This is one reason that since Berry took office in 2009 we have become the disgrace of the nation and among the worst places to live because of our still corrupt and city leadership. See extract from Joe Monahan's latest posting below that reinforces this belief. DA Brandenburg said that we are a city in crisis. I have said it is a city in distress.

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M002625

FOUR REPUBLICAN AND ONE DEMOCRAT TRAITOR

Four of you consider yourselves to be Republicans first and thus obligated to support this corrupt Mayor and his corrupt minions.

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"..Our insiders in the R's are telling us Trudy Jones is not going to run for re-election. This is a blessing because she reminds us of #1 in our book because you cannot get any closer to being a big fat Zero than number one"

Apparently the Mayor then met with her and told her to reconsider realizing that his 2009 appointee-the equally disgraceful Darren White as his Public Safety Director was planning to run for her seat and was not electable.

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With the help of Berry's corrupt attorney he would deem this flag that I served under while in the military for 22 years (one in Vietnam) as just an illegal/banned Council sign or banner. See attached US Flag code again. He is a traitor to the people as are his four Republican colleagues

Also see KRQE posting yesterday by Alex Goldsmith of some ignorant military members who don't know what an upside down flag signifies. Will Council President Garduno allow me to show my flag upside down at a future Council meeting?

MORE LYING-B.S. AND DOUBLETALK FROM PERRY AND EDEN THAT YOU IGNORED

It appeared that you were almost afraid to demand answers from first Perry and Eden why he kept the beating by two APD officers of a citizen on March 20 a secret.

When it was finally leaked the two apparently fabricated a story that they just wanted to protect the whistleblower and also claimed that the DOJ/City agreement required it.

As I said last night, if any of you bothered to read the agreement, you will know that **NOTHING IN THE AGREEMENT JUSTIFIES IT** and yet you too were willing to suffer these two fools gladly.

What is even more embarrassing is that the DOJ and FBI never contradicted these two liars as they had done earlier when exposing Scott Greenwood's lies to the Council on the new police oversight ordinance changes and saying the DOJ never demanded that APD buy 350 AR-15 to make their cops even more dangerous-as liar Eden claimed.

I called out both Perry and Eden last night for their B.S. and doubletalk and also put the following below on the overhead projector to be shown on GOV-TV. It was never done!

SUGGESTED CITIZEN REQUEST TO APD OFFICERS WHEN STOPPED BY OR ENCOUNTERING THEM-BEFORE WE GO ANY FURTHER, I AM NOW ASKING THAT YOU AND ALL OF YOUR FELLOW OFFICERS TO PLEASE TURN ON YOUR BELT AND VIDEO RECORDERS AND CONFIRM THAT BOTH ARE OPERATING.

OTHER NOTABLE COUNCIL THINGS BERRY'S JOURNAL LACKEY DAN MCKAY WON'T REPORT ON

One speaker blasted the outrageous money being given to Scott Greenwood, who Berry hired along with the disgraceful former Cincinnati police chief Tom Streicher to obstruct any real DOJ reform. They are still on the payroll now for ½ million dollars and the question is to do what? "Help" the powerless monitor James Ginger?

Tony Pirard again blasted US Attorney Damon Martinez at the meeting as a disgrace and asked once again whether Damon would send more of his thug US Marshals to Tony's home to threaten him.

It's not surprising that Damon, (unlike his California counterpart) doesn't want body cameras for his thugs to record their conduct. I wonder when they will pay a visit to my home.

Schultz already threatened me to "BE CAREFUL" in 2011 after I began asking too many questions about the murder of my neighbor Chris Hinz by Huntsman's assassins. He also likely threatened Mary Han.

NEW BERRY (NOT CITY) ATTORNEY JESSICA HERNANDEZ-YET ANOTHER OF OUR GOVERNOR SELECTEES FOR HIM

Can we stand another Guv. Martinez gift to Berry like the incompetent, unqualified APD Chief Eden?

If anyone believes Jessica's assurances that she (unlike her predecessors) will be independent and serve all in the city and not just the Mayor, just remember the lies first told by Rob Perry and later Dave Tourek when they said the same thing.

See the insulting e-mail demand (copy sent you) given me by Eden's corrupt records custodian Reynaldo Chavez asking for the case number of my asked for recordings of the APD beating of a citizen on March 20.

I guess Reynaldo Chavez and Winter's/APS's IPRA stonewaller Rigo Chavez are cut from the same cloth—are they brothers? Is Jessica going to put an end to Reynaldo's B.S. since Eden and Berry won't?

Will Jessica finally demand that corrupt leadership of APD and city departments particularly procurement comply with NM IPRA requests and stop their phony excuses for their stonewalling?

We'll see but I doubt it—don't hold your breath!

Regards

Silvio

For WE THE PEOPLE

Living in the land of hopelessness and apathy—not enchantment

<http://joemonahansnewmexico.blogspot.com/>

Tuesday, April 21, 2015 Joe Monahan—extract of posting

Impact Of Heinrich's Stumble Is Weighed, NM On a Worst List You Would Not Expect And Meet The Newest State Senator

THAT ONE, TOO?

We're used to seeing New Mexico at the bottom of those worst lists, but this one was a mild surprise. The Kiplinger report ranks our enchanted land as one of the worst places in the USA to retire to: *Safety may be an issue. For every 100,000 residents in New Mexico, there were 3,705 property crimes, including burglary and car theft, and 613 violent crimes, such as rape and murder, in 2013. (Comparatively, across the U.S., 2,731 property crimes and 368 violent crimes occurred per 100,000 people.) The poverty rate for older residents is also high at 12.1%, versus 9.4% for the U.S.* It takes a lot for the lure of a Sunbelt climate and a dream landscape to be spurned by those about to embark on their golden years, but crime and poverty will do it every time. Also on the crime front, we get this from the Atlantic that's particularly relevant to APD: *There is a tendency, when examining police shootings, to focus on tactics at the expense of strategy. One interrogates the actions of the officer in the moment trying to discern their mind-state. We ask ourselves, "Were they justified in shooting?" But, in this time of heightened concern around the policing, a more essential question might be, "Were we justified in sending them?" At some point, Americans decided that the best answer to every social ill lay in the power of the criminal-justice system. Vexing social problems—homelessness, drug use, the inability to support one's children, mental illness—are presently solved by sending in men and women who specialize in inspiring fear and ensuring compliance. Fear and compliance have their place, but it can't be every place.*

"Days of Darren; Again!" His Target is the Mayor's Office

Soul for Sale! You heard it right; the nefarious Darren White has reared his ugliness again. And this time his ultimate target is the Mayor's Office. You see White can't make it here in the Duke city without having some type of political power. So his strategy is to run for city council and then for Mayor when Curly leaves. If you recall, the nefarious Darren White was once elected as Sheriff of the Bernalillo County Sheriff's Department. Folks this is the difference; White was the "Sheriff"; he was not Darren White who happened to be elected to Sheriff. He desperately needs a political office in order to be someone otherwise is he a no-body. Being able to hold an office clearly defines Darren White. White is best suited to be Susana's Little Tidy Bowl Man or a parking attendant in Lordsburg, NM. In other words, he needs to stick with what he knows.

Since our insiders in the R's are telling us Trudy Jones is not going to run for re-election. This is a blessing because she reminds us of #1 in our book because you cannot get any closer to being a big fat Zero than number one. White has been trying desperately to gather signatures to get on the ballot but our Eyes are telling us it is not going as expeditiously as White was hoping. So we are wondering if White has already started to make certain people promises as act of desperation.

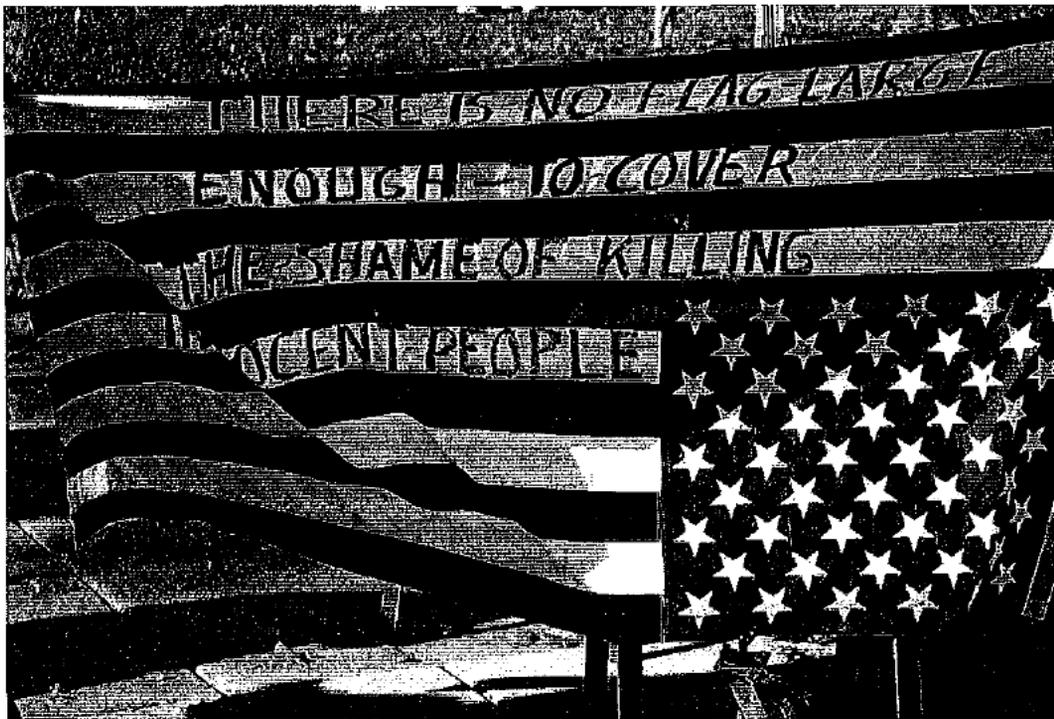
We all remember White resigning in disgrace and taking off to Suffolk, NY. This was after the alleged DUI crash involving his wife. As you recall White went out to the crash on City time as the Chief Public Safety Officer using emergency equipment; he muscled his wife out of the DUI using his political position. Remember Kathy White admitted to popping pills and having blurred vision when she crashed? The nefarious Darren White's responded to the Journal by stating, "People are using my wife's medical condition for cheap political attacks." Berry has called for an independent investigation into this matter. Guess what the results were...

Remember Tru-Touch? The \$1,000,000.00 DWI machines White said were working great; only to learn when Houston took over the machines were never used and were merely paperweights in a closet at the Sheriff's Office. Anyone remember Brad Ahrensfield? Darren promised him he would handle the entire FBI persecution of Ahrensfield. When it came right down to it White put his tail between his legs and hid. The entire DOJ fiasco started when White was at the helm as the public safety director. We all know how that is playing out. And remember Darren White tramping through the crime scene of Civil Right Attorney Mary Han? He had absolutely no business there! White did not respect the dead and now he wants to go back into public office? Remember when White was being a tattletale and acted childish and decided to report ADA Drager for a post that she placed on the "Fans of APD" Facebook page. Starting a fight with the DA's office? Yes, it is true.

Remember Sam Costales who was a whistle blower on the conduct of the Bernalillo County Sheriff's Department mistreatment of one of the Unser family members. Darren White asked Ray Schultz to harass Costales which resulted in a settlement of over \$300,000.00 from BCSO on behalf of White and an additional nearly \$600,000.00 from APD. And one of the most slanted people we are told in the Republican party is Jason McCleskey. Guess who is operating behind the scenes for White.

These are only a partial list. As time moves forward we will expose many more items to show the public the truth. People need to know the facts before they decide who they want in City Council. As the snakes start slithering out to feed we will point them out to you.

Posted by [Stealth](#) at 3/23/2015 08:29:00 AM 35 comments: [✉](#) [Links to this post](#)



Why is the US Flag displayed Upside Down?



The upside down U.S. flag is an official signal of distress. It is not meant to be, and is not officially recognized as any type of disrespect when so displayed for the right reasons. To the contrary, here is the relevant part of the US Code of Laws regarding how to fly the flag when in distress:

THE FLAG CODE

Title 36, U.S.C., Chapter 10

As amended by P.L. 344, 94th Congress

Approved July 7, 1976

§ 176. Respect for flag: No disrespect should be shown to the flag of the United States of America; the flag should not be dipped to any person or thing. Regimental colors, State flags, and organization or institutional flags are to be dipped as a mark of honor. (a) *The flag should never be displayed with the union down, except as a signal of dire distress in instances of extreme danger to life or property.* Most individuals who have served in the military service of our nation will (or should) recognize this signal. As a result of the many traitors and enemies we as a free people have, both foreign and domestic, as a result of the many unconstitutional acts, legislation and atrocities passed and/or committed against US citizens and their life, liberty and property, and as a result of policies that have allowed (and continue to allow) enemies of this nation to enter in large numbers through a porous border policy, I believe the life, liberty and property of US Citizens are in dire danger and distress.

REPEATING KEN SANCHEZ'S IGNORANCE ABOUT AN UPSIDE DOWN FLAG

Updated with a response from the flag's owner

TUCUMCARI, N.M. (KRQE) – An upside-down American flag flying over a shop in Tucumcari didn't sit well with Zach Phillips.

Phillips says he was driving with his fiancée when she spotted an upside-down flag flying. "It wasn't a good feeling," Phillips said.

"It almost felt like something wasn't right." He snapped a shot and posted it on Facebook. Saturday, three of his military friends, Steven McClure, Mario Chavez and Joseph Otero drove out and took matters into their own hands.

Phillips says they climbed up the pole and took the upside-down flag down. McClure and Otero say they did it because they saw the upside-down flag as a sign of disrespect.

A Facebook post from Chavez shows an empty flagpole over the same building with the caption, "Fixed it." MORE STUPIDITY AGAIN BY MISGUIDED MILITARY GRUNTS.

But there's another side to this story. The store's owner, Steven Benavidez, says he hung it that way for a reason. Benavidez, a Vietnam veteran, says he did it because he believes the United States and Tucumcari itself, is in distress. "It's about time somebody had enough courage to get up and speak out,"

Benavidez said..Flying a flag upside down is typically regarded as a sign of dire distress.

Two of the men who took the flag down met with Benavidez Sunday night to return his flag to him.

Benavidez says he explained his position to the two and they shook hands. He says he understands why they reacted the way they did but says he plans on continuing to fly the flag upside down.

Last year, two Marines got attention for chasing down an APD protester carrying an upside-down flag on a scooter and walking away with it after they dropped it. EARLIER STUPIDITY

jswilsonPOB@outlook.com

From: "Silvio Dell'Angela" <Dellansi@comcast.net>
Date: Tuesday, April 21, 2015 6:45 PM
To: "kkwdb" <kkwdb@yahoo.com>; <reygarduno@cabq.gov>; <dharris@cabq.gov>; <kpena@cabq.gov>; <trudyjones@cabq.gov>; <dgibson@cabq.gov>; <kensanchez@cabq.gov>; <ibenton@cabq.gov>; <bwinter@cabq.gov>; <danlewis@cabq.gov>; <jzaman@cabq.gov>; <geden7@cabq.gov>; <jjperry@cabq.gov>
Cc: <Damon.Martinez@usdoj.gov>; <Luis.E.Saucedo@usdoj.gov>; <Vanita.Gupta@usdoj.gov>; <elizabeth.martinez@usdoj.gov>; <tammy.peter@ic.fbi.gov>; <dherrera@abqjournal.com>; <PMRinc@mac.com>; <KBrandenburg@da2nd.state.nm.us>; <swilloughby@cabq.gov>; <slopez@cabq.gov>; <stop_police_violence_in_abq@lists.riseup.net>; "nkoenigsberg" <nkoenigsberg@drnm.org>; <geden7@cabq.gov>; <rhuntsman@cabq.gov>; <DMcKay@abqjournal.com>; <dherrera@abqjournal.com>
Attach: APOA-Willoughby.doc
Subject: RE: "Last night's City Council meeting-you are still willing to suffer those fools in the administration gladly. More to come" ++++My reply

Kathy

There would be never any danger to the APD whistleblower if his/her name was made public. Eden, Berry, Perry and most officers in APD already know just who the whistleblower is. They are likely planning retaliation against her/him now.

The best protection that he or she could have is to not only to tell the media and us just who this great/brave APD person was but to honor him/her publicly. Instead APD chooses to honor mostly undeserving cops as if they were our gods to be worshipped for merely putting on the uniform. APD cops are our public servants- NOT gods. The honest cops disgusted with Eden, Huntsman Berry and others know this.

But honest people in APD are not honored but instead treated as rats. See APD's scumbag APOA VP Willoughby's 2013 angry memo to all union rank and file that is attached again.. Where is APOA's equally bad APOA President Stephanie Lopez? In hiding or like Berry and Perry as she too can't lie with a straight face to the media?

An honest cop told me this after Eden threatened me to stay visible; that's the best protection against retaliation. That's also why the Berry Journal won't print my letters and publicize what I say. Dan McKay and Dan Herrera are among the worst there have sold their soul to the devil-Berry, at Kent Walz's direction

This intelligence-insulting excuse dreamed up by jokers Eden and Perry for keeping the beating secret since March 20 after it was leaked to KOB was fabricated. There is NOTHING-NOTHING in the agreement with the DOJ that justified it. The DOJ knows this but guys there like US attorney Damon Martinez don't have the integrity to admit it.

Perry and Eden like their boss Berry are compulsive liars and yet the Councilors and most in the media continue to allow them to get away with their doubletalk/lying to justify what they do.

Both scumbags Eden and Perry should have been crucified at Monday's council meeting but none on the Council had the guts to do it.

What's also disgraceful is that the Councilors won't even challenge Eden's assertion that he needs more officers than he has now in the absence of an honest/objective manpower study which should have been job 1 for Eden when he took office. Instead Eden chose to destroy his credibility by trying to justify APD's murder of homeless James Boyd.

M002633

Ken Sanchez seems anxious to throw money at APD to put more cops on the payroll-based only on what the clueless Eden says. God help the shareholders of a company if this incompetent politician/accountant Sanchez ever ran a big company. It would go bankrupt in a year. Ken is clueless and/or corrupt. Can he change?

All nine Councilors are Just typical NM do-nothing politicians-don't want to rock the boat even knowing our city is in a free fall-has become the disgrace of the nation since the corrupt liar/incompetent Berry took office in 2009.

As DA Brandenburg said-It's hopeless here as our politicians refuse to admit we are now in a crisis!

Silvio
For WE THE PEOPLE

From: kkwdb [mailto:kkwdb@yahoo.com]
Sent: Tuesday, April 21, 2015 4:41 PM
To: Silvio Dell'Angela; reyguarduno@cabq.gov; dharris@cabq.gov; kpena@cabq.gov; trudyjones@cabq.gov; dgibson@cabq.gov; kensanchez@cabq.gov; ibenton@cabq.gov; bwinter@cabq.gov; danlewis@cabq.gov; jzaman@cabq.gov
Subject: RE: Last night's City Council meeting-you are still willing to suffer those fools in the administration gladly. More to come

Pena's question about the whistleblower's protection was very telling. She clearly understands the danger.

Sent via the Samsung GALAXY S@4, an AT&T 4G LTE smartphone

----- Original message -----
From: Silvio Dell'Angela <Dellansi@comcast.net>
Date:04/21/2015 3:29 PM (GMT-07:00)
To: reyguarduno@cabq.gov, dharris@cabq.gov, kpena@cabq.gov, trudyjones@cabq.gov, dgibson@cabq.gov, kensanchez@cabq.gov, ibenton@cabq.gov, bwinter@cabq.gov, danlewis@cabq.gov, jzaman@cabq.gov
Cc:
Subject: Last night's City Council meeting-you are still willing to suffer those fools in the administration gladly. More to come

TO: Councilors,

Others Bcc

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DEMOCRAT FIRST-KEN SANCHEZ

During Ken's reign of terror as Council President last year, here was a man who was so paranoid that not only did he do his best to muzzle citizens who came to speak but also banned the showing of the American Flag upside down by me on two separate occasions, ignorant or ignoring the fact that it was a US Flag Code approved symbol of distress.

With the help of Berry's corrupt attorney he would deem this flag that I served under while in the military for 22 years (one in Vietnam) as just an illegal/banned Council sign or banner. See attached US Flag code again. He is a traitor to the people as are his four Republican colleagues

Also see KRQE posting yesterday by Alex Goldsmith of some ignorant military members who don't know what an upside down flag signifies. Will Council President Garduno allow me to show my flag upside down at a future Council meeting?

MORE LYING-B.S. AND DOUBLETALK FROM PERRY AND EDEN THAT YOU IGNORED

It appeared that you were almost afraid to demand answers from first Perry and Eden why he kept the beating by two APD officers of a citizen on March 20 a secret.

When it was finally leaked the two apparently fabricated a story that they just wanted to protect the whistleblower and also claimed that the DOJ/City agreement required it.

As I said last night, if any of you bothered to read the agreement, you will know that **NOTHING IN THE AGREEMENT JUSTIFIES IT** and yet you too were willing to suffer these two fools gladly.

What is even more embarrassing is that the DOJ and FBI never contradicted these two liars as they had done earlier when exposing Scott Greenwood's lies to the Council on the new police oversight ordinance changes and saying the DOJ never demanded that APD buy 350 AR-15 to make their cops even more dangerous-as liar Eden claimed.

I called out both Perry and Eden last night for their B.S. and doubletalk and also put the following below on the overhead projector to be shown on GOV-TV. It was never done!

SUGGESTED CITIZEN REQUEST TO APD OFFICERS WHEN STOPPED BY OR ENCOUNTERING THEM-BEFORE WE GO ANY FURTHER, I AM NOW ASKING THAT YOU AND ALL OF YOUR FELLOW OFFICERS TO PLEASE TURN ON YOUR BELT AND VIDEO RECORDERS AND CONFIRM THAT BOTH ARE OPERATING.

OTHER NOTABLE COUNCIL THINGS BERRY'S JOURNAL LACKEY DAN MCKAY WON'T REPORT ON

One speaker blasted the outrageous money being given to Scott Greenwood, who Berry hired along with the disgraceful former Cincinnati police chief Tom Streicher to obstruct any real DOJ reform. They are still on the payroll now for ½ million dollars and the question is to do what? "Help" the powerless monitor James Ginger?

Tony Pirard again blasted US Attorney Damon Martinez at the meeting as a disgrace and asked once again whether Damon would send more of his thug US Marshals to Tony's home to threaten him.

It's not surprising that Damon, (unlike his California counterpart) doesn't want body cameras for his thugs to record their conduct. I wonder when they will pay a visit to my home.

Schultz already threatened me to "BE CAREFUL" in 2011 after I began asking too many questions about the murder of my neighbor Chris Hinz by Huntsman's assassins. He also likely threatened Mary Han.

NEW BERRY (NOT CITY) ATTORNEY JESSICA HERNANDEZ-YET ANOTHER OF OUR GOVERNOR SELECTEES FOR HIM

Can we stand another Guv. Martinez gift to Berry like the incompetent, unqualified APD Chief Eden?

If anyone believes Jessica's assurances that she (unlike her predecessors) will be independent and serve all in the city and not just the Mayor, just remember the lies first told by Rob Perry and later Dave Tourek when they said the same thing.

See the insulting e-mail demand (copy sent you) given me by Eden's corrupt records custodian Reynaldo Chavez asking for the case number of my asked for recordings of the APD beating of a citizen on March 20.

I guess Reynaldo Chavez and Winter's/APS's IPRA stonewaller Rigo Chavez are cut from the same cloth-are they brothers? Is Jessica going to put an end to Reynaldo's B.S. since Eden and Berry won't?

Will Jessica finally demand that corrupt leadership of APD and city departments particularly procurement comply with NM IPRA requests and stop their phony excuses for their stonewalling?

We'll see but I doubt it-don't hold your breath!

Regards

Silvio

For WE THE PEOPLE

Living in the land of hopelessness and apathy-not enchantment

<http://joemonahansnewmexico.blogspot.com/>

Tuesday, April 21, 2015 Joe Monahan-extract of posting

Impact Of Heinrich's Stumble Is Weighed, NM On a Worst List You Would Not Expect And Meet The Newest State Senator

THAT ONE, TOO?

We're used to seeing New Mexico at the bottom of those worst lists, but this one was a mild surprise. The Kiplinger report ranks our enchanted land as one of the worst places in the USA to retire to: *Safety may be an issue. For every 100,000 residents in New Mexico, there were 3,705 property crimes, including burglary and car theft, and 613 violent crimes, such as rape and murder, in 2013. (Comparatively, across the U.S., 2,731 property crimes and 368 violent crimes occurred per 100,000 people.) The poverty rate for older residents is also high at 12.1%, versus 9.4% for the U.S.* It takes a lot for the lure of a Sunbelt climate and a dream landscape to be spurned by those about to embark on their golden years, but crime and poverty will do it every time. Also on the crime front, we get this from the Atlantic that's particularly relevant to APD: *There is a tendency, when examining police shootings, to focus on tactics at the expense of strategy. One interrogates the actions of the officer in the moment trying to discern their mind-state. We ask ourselves, "Were they justified in shooting?" But, in this time of heightened concern around the policing, a more essential question might be, "Were we justified in sending them?" At some point, Americans decided that the best answer to every social ill lay in the power of the criminal-justice system. Vexing social problems—homelessness, drug use, the inability to support one's children, mental illness—are presently solved by sending in men and women who specialize in inspiring fear and ensuring compliance. Fear and compliance have their place, but it can't be every place.*

TO: POC and Task Force on August 20, 2013 by Silvio Dell'Angela-Stop Police Atrocities NOW!-SPAN

FYI is a recent appeal sent out to all APD union officers in response to a recent Eye on Albuquerque.com posting. It was sent out to all APD/APOA union members by Shaun Willoughby -the current APOA VP and its Political Action Committee Chairman. The disgraceful Shaun pretends that another APD officer authored it. It was directed against all honest officers and retired APD Sergeant mayoral candidate Paul Heh who dared break Schultz's and now Banks' oppressive blue code of silence on former Union President Joey Sigala's misuse of APOA dues. One honest officer recipient disgusted with Shaun's "it's us against them" appeal for all to shut up, leaked it to the "Eye" and TV reporter. Note the misuse of grammar and failure to proofread.

Prior to last night's 8/19 Council meeting new Chief Banks apparently asked a number of Councilors who are the willing enablers of police misconduct like Janice Arnold Jones, Trudy Jones and others to honor APD officers for some routine actions. Among the officers recognized was the Leah Kelly-Acata, the shooter of a young man downtown who was only cutting himself with a six inch round-tip butter spreader. The former Leah Kelly-now married, has also been the subject of numerous citizen public complaints (CPC) to the POC and because no recordings were made she was always exonerated. I pointed out to these councilors that they never bother to honor returning military vets who truly put their lives at risk. I am a Vietnam vet.

The disgusting letter from this disgraceful cop/union officer follows:

Disappointed board member, said...Hello,

I would like to say this to all officers. I would first like to voice my displeasure at the comments here and at work by officers against the APOA and it's staff present and past.

Everyone wants to judge what we do here. I am sick of it. I am sick of hearing you needy complaining officers bash us, the department, the city and it's leadership. You are all worthless. We work hard at keeping stability and you all do nothing but attack the place and tear it down. You all are the reason for things falling apart. Don't cry about how your money is spent when you all never show up for union meetings.

We know who is speaking out against us and you will see. All of you air our dirty laundry. Laundry that should be kept in house. You all give the community ammunition against us. You should know better. This liberal retarded band of vengeful activists called Albuquerque makes me sick. You are no better than them. These bunch of uneducated subhuman animals that constantly attack us, march against us and sue us for no other reason than to fill their greedy pockets so that they can buy more drugs to smoke up and shiny rims for their ghetto rides.

You have lost sight of the big picture. We should be backing eachother. For your information, it is us against them! Do half of these so called citizens have jobs? Probably not. They probably have EBT cards though. These entitled lowlifes have the guts to insult us in our house? But you all attack the APOA? As for money being stolen, that should have been handled in-house. There was no reason_ for that to get out. That was just plain stupid. Everyone here is angry and hateful. I will not standby and accept the trash talking just because we are not backing Paul. He should have left well enough alone. He decided to cross the blue line when he made complaint against a fellow board member. You don't turn on eachother. A rat is a rat. Period. Joey may have been a bonehead, but he was our bonehead. We could have taken care of it, but Paul had to be the hero and take the official route. This caused so much aggravation. Paul is also supported here. This is why we voted

not to support him. He betrayed us just as all of you shit talkers here do. You cry about representation. You don't deserve representation and he doesn't deserve support. Be happy you have jobs. If you don't like it, quit and join the jobless moochers called Vecinos United and the rest of the entitlement crowd sucking the city dry. Go join the crybabies and see if anyone cares. Just like all of you complainers, these worthless whiners will eventually lose interest when their circus loses it's followers.

In closing, I will say this, nothing is perfect and nobody said life was fair. Get over it! You all deserve what you get. Crybaby people constantly bitching about the police when they contribute nothing to society and cops who are snitches who sell out their own. Sleep in the bed you all made. We do our jobs. Shame is you all have no idea because you are never at a damn meeting.

Cheers!

August 18, 2013 at 4:57:00 PM MDT

VICE-PRESIDENT-OFFICER SHAUN WILLOUGHBY

o Committees: Political Action Committee (Chair)

I became a member of the Albuquerque Police Department in 2002. I have been a member of the Albuquerque Police Officers Association Executive Board for the past 4 years and held the position of CIB representative for 3 years prior to becoming the APOA Vice President in May of 2012. My primary goals in this first term is to bring the APOA to a more solid fiscal position by controlling spending and over hauling our By-Laws to protect the assets of the Association.

Second, I would like to see the APOA more proactive in the community, thus having a positive impact for the citizens we are sworn to protect.

Most importantly, I want to bring that sense of family back to this organization, I want our members to look upon this Association with prideful eyes knowing they have people they Trust in their corner when the time comes. Thank you for the honor and opportunity to serve those who devote their lives serving others.

Shaun T. Willoughby APOA Vice President
