

City of Albany
Citizens' Police Review Board Public Meeting
Albany Public Library
161 Washington Avenue - Large Auditorium
February 12, 2009
6:00 p.m. – 8:00 p.m.

Present: Jason Allen, Ronald Flagg, Marilyn Hammond, John Paneto, and Anthony Potenza.

Absent: Daniel Fitzgerald, Andrew Phelan, and Reverend Edward Smart.

I. Call to Order and Roll Call

Chairman Jason Allen called the meeting to order at 6:05 p.m.

II. Approval of the Agenda

Chairman Allen noted that Marilyn Hammond will not be able to vote on CPRB No. 23-08/OPS No. C08-254 because she is related to the complainant in that case. He explained that the review of that case will have to be delayed until the next meeting when five board members will be present and able to vote on that case. The agenda was reviewed. Anthony Potenza moved to approve the agenda. Marilyn Hammond seconded the motion. The motion carried unanimously.

III. Approval of November 13, 2008 Meeting Minutes

The November 13, 2008 meeting minutes were reviewed. Ronald Flagg moved to approve the meeting minutes. Anthony Potenza seconded the motion. The motion carried unanimously.

IV. New Business

A. New Complaints

1. New Complaints Received Since January 26, 2009 Meeting

Chairman Jason Allen reported that no new complaints were received by the Board since its January 26, 2009 meeting.

2. New Complaints for Review

CPRB No. 11-08/OPS No. C08-171 (Presented by Chairman Jason Allen)

Chairman Jason Allen summarized the complaint. He noted that there was a monitor assigned to this case. Chairman Allen reported that the complaint was received March 14, 2008. The complainant requested that OPS re-investigate a complaint that OPS

investigated in 2006 which the Board did not review. The complainant alleged harassment of her son by members of the APD in retaliation for an incident in which her son assaulted his girlfriend. The girlfriend was the daughter of an APD officer. The complainant's son was charged with the crimes and sent to state prison. The complainant further alleged that she filed a complaint with the OPS, has yet to get a satisfactory result, and is tired of her case being "brushed aside." Therefore, she filed a complaint on behalf of her son alleging that he was being harassed by officers via e-mail as well as by an officer following her son while her son was walking down the street in Albany. According to the complainant, the officer allegedly turned his patrol car around and followed her son. When the complainant's son pointed to the officer and said that there was a video camera inside the car taping everything, the officer allegedly drove away.

Chairman Allen summarized the findings of the OPS on the call handling allegation that the complainant's son was being harassed by members of the APD and the OPS and that the case was being brushed aside as *unfounded*.

Chairman Allen summarized the findings of the OPS on the allegation that a detective was sitting outside Café Hollywood and harassing the complainant's son as well as having him fired from his job as *unfounded*.

Chairman Allen summarized the findings of the OPS on the allegation that the detectives were having the complainant fired from his job at the Pearl Restaurant as *unfounded*.

Chairman Allen summarized the findings of the OPS on the allegation that a detective told the staff at Jillian's that he would make things difficult for them if they threw his niece out of the bar because of complainant's son as *unfounded*.

Chairman Allen summarized the findings of the OPS on the allegation that the detectives went to the complainant's son's house in Delmar and had to be asked to leave as *unfounded*.

Chairman Allen summarized the findings of the OPS on the allegation that while in the courtroom the detectives spoke to deputies and surrounded the complainant's family as *unfounded*.

Chairman Allen summarized the findings of the OPS on the allegation that the detectives began laughing, snickering at, and trying to instigate the complainant's family while inside the courtroom as *unfounded*.

Chairman Allen summarized the findings of the OPS on the allegation that while outside the courthouse, the detectives harassed the complainant's other son by grabbing him, shoving him, and making threats toward him as *sustained*.

Chairman Allen summarized the findings of the OPS on the allegation that each time the complainant's son was arrested by another agency, the detective made a call to that

agency to place a hold on the son so Albany could come up and place charges on him as *unfounded*.

Chairman Allen summarized the findings of the OPS on the last allegation of conduct standards, where the complainant alleged that her son was being harassed by officers via e-mail and an officer followed her son down the street as *no finding*.

Chairman Allen reported that he went to the OPS and reviewed the case file which was about two inches thick. He noted that the file consisted of a 15-page OPS report, statements from the complainant (the mother), statements from the complainant's husband, statements from several witnesses, statements from two Albany County deputies, an e-mail from the complainant's son to complainant (his mother), three parking tickets, a letter from the son, statements from the two bouncers at Jillian's, facts from the complainant, a table of arrest history and the pattern of police contact between the complainant's son and his then girlfriend.

Chairman Allen asked if monitor Al Lawrence had anything to add. Mr. Lawrence commented that it was a long and convoluted case.

Chairman Allen gave a brief synopsis of the monitor's report. He reported that the last event in this case had to do with the complainant's family. After the complainant's son was sentenced and was leaving the Albany County Courthouse, the complainant alleged that the police harassed them and actually made contact with the son's brother by touching him. The officers had to be told to go away. Chairman Allen further reported that the allegation was sustained by the OPS. He noted that the complainant further alleged that the detectives went to her son's place of employment and caused her son to get fired. Chairman Allen reported that based on the OPS investigation, the witness statements of the owners of the two bars, Pearl as well as Café Hollywood, and of the bouncers at Jillian's was the basis of OPS's finding of *unfounded*. Chairman Allen noted that there was quite a robust list of witnesses and statements, and an in depth well-investigated report from the monitor.

Chairman Allen noted that the complainant was not present. It was noted that the Board had no questions.

Chairman Allen moved to concur with the OPS findings on all of the allegations. Ronald Flagg seconded the motion. The motion carried unanimously.

CPRB No. 20-08/OPS No. C08-215 (Presented by Chairman Jason Allen)

Chairman Jason Allen summarized the complaint. He reported that the complaint was received by the OPS on March 10, 2008, and noted that a monitor was not assigned to this case. Chairman Allen reported that the complainant alleged that in response to a complaint that the complainant's landlord made, the officers left without questioning the complainant. The complainant further alleged that the officers returned for a second time. According to the complainant, the officers witnessed the landlord unlawfully

evicting the complainant from his apartment. The complainant alleged that the officers did not stop the landlord and her two daughters from evicting the complainant. The complainant further alleged that the officers questioned the complainant for rent receipts and a lease which he did not have at that time. He further alleged that the officers walked out ignoring him.

Chairman Allen summarized the findings of the OPS, where the complainant alleged that the officers came to the residence in response to a complaint that his landlord made and that the officers left without questioning him regarding said complaint, as *exonerated*, where the acts which provide the basis for the complaint occurred but review shows that such acts were proper. Chairman Allen reported that based on the OPS investigation, the officers responded to a call made by the landlord. The officers responded to the residence and made contact with the landlord outside of the residence. Upon being informed of the circumstances by the landlord, the officer asked how long the complainant had resided at the address. The officers advised the landlord of the proper legal steps that she should take to evict the complainant from the residence if she wanted to have him removed. The officers further indicated that they had no authority to remove the complainant from his residence. The landlord indicated to the officers that she would start the eviction process, and she left the residence. The officers addressed the situation and advised the landlord accordingly, and the landlord said that she did not want officers to make contact with the complainant at this time.

Chairman Allen summarized the findings of the OPS for the second allegation of conduct standards as *unfounded*, where the complainant alleged that the officers returned for a second time and witnessed the landlord unlawfully evicting the complainant out of his apartment, and the officers did not assist in stopping the landlord and the landlord's two daughters. Chairman Allen reported that based on the OPS investigation, the officers stated that upon arrival at the residence, they observed the landlord and her daughter retrieving her daughter's belongings. Her daughter's belongings had remained inside the apartment after the complainant had moved in. According to the landlord, the complainant moved into the apartment with only his clothing. All the furniture and property inside the apartment belonged to her daughter. The landlord and her daughter were not evicting the complainant; however, they were removing her daughter's items. The officer stated the complainant could not provide any proof of ownership of the property in question and was advised that it was a civil matter. With respect to the complainant's allegation that he was being unlawfully evicted, the complainant did not indicate to the officers that the landlord and her daughter forced their way into his apartment. The landlord stated that she rang the doorbell and informed the complainant that she wanted to get her daughter's belongings. According to the landlord, the complainant said "Sure." The landlord added that they were removing the items from the apartment when the officers came in. At that point they stopped taking the belongings. The landlord and the officer both stated that the complainant remained in the apartment after the property was retrieved. According to the landlord, the judge handled the eviction while presiding over the complainant's civil action on May 19th. The complainant moved out approximately one (1) week later. The complainant initiated a civil action against the landlord regarding property taken from the apartment and a

judgment was rendered in favor of the landlord. Their counterclaim against the complainant for non-payment of rent, however, was dismissed.

Chairman Allen summarized the findings of the OPS, on the allegation that the officers questioned the complainant about rent receipts and a lease, as *exonerated*. Chairman Allen reported that based on the OPS investigation, the officers were conducting a preliminary investigation in reference to the incident, so questions that were asked regarding the complainant's tenancy were within the scope of the investigation. The landlord wanted the complainant out due to the non-payment of rent which may be the reason why the complainant was not able to produce rent receipts.

Chairman Allen summarized the findings of the OPS on the final allegation that the officers walked out ignoring the complainant, as *unfounded*, where the review shows that the act or acts in the complaint did not occur. Chairman Allen reported that based on the OPS investigation, the second officers who responded to the scene stated that the landlord informed them that she did not call them, so it must have been the complainant who called them. The officers went inside the complainant's apartment to talk to him about the situation. The landlord stated that the officers did not ignore the complainant. The complainant by his own admission stated that the officers questioned him about rent receipts and a lease.

John Paneto asked whether the Sheriff's department was responsible for initiating an eviction. OPS Detective Alisa Murray responded that the Sheriff's department is responsible, which was why the landlord was advised by the APD to file the eviction procedure. Chairman Allen stated that was why the landlord notified the police.

Chairman Jason Allen noted that the complainant was not present. Chairman Jason Allen moved to concur with OPS's findings on all the allegations. Marilyn Hammond seconded the motion. The motion carried unanimously.

CPRB No. 41-08/OPS No. C08-386 (Presented by Anthony Potenza)

Anthony Potenza summarized the complaint. Mr. Potenza noted that this complaint was held over from the last meeting of the Board. He reported that this complaint involved two allegations of improper call handling. Mr. Potenza noted that he read the complaint form, the OPS confidential report, the inter-departmental correspondence (IDC), and a legal aid society letter to the District Attorney to mitigate action that was taken against the complainant in this case.

Mr. Potenza stated that the complainant alleged that an officer placed a sign on the complainant's truck indicating that it had to be removed. Mr. Potenza explained that this case is somewhat convoluted because it led from one thing to another. He proceeded to report that the complainant also alleged that the officer contacted the landlord and informed the landlord that the landlord needed to have him evicted due to a drug conviction.

Mr. Potenza summarized the findings of the OPS on the first allegation of call handling, as *exonerated*, where the acts which provide the basis for the complaint occurred, but the review shows that such acts were proper. The complainant felt that the officer was harassing him when the officer placed an abandoned vehicle notice on the complainant's vehicle that was parked in his driveway without any plates. Mr. Potenza stated that according to Section 359-65 of the City Code, a "junk vehicle" is defined as any vehicle designed for operation by any power other than muscular power, but including a trailer, lacking a current registration plate and which has been abandoned, junked, discarded, dismantled (in whole or in part) or is in a rusted or wrecked condition or which is not in condition for legal use upon highways. Mr. Potenza further stated that Section 359-66 of the City Code stated that it shall be unlawful to park, store or leave in the open or to abandon a junk vehicle upon private property for a period of more than one week except as permitted by license pursuant to Section 136 of the General Municipal Law as enacted by Chapter 1040 of the Laws of 1965, unless the same is necessary for the operation of a business enterprise lawfully upon said premises.

Mr. Potenza reported that based on the OPS investigation, a constituent called a Common Council member who handled a complaint that there were some possible illegal activities taking place at a club. As a result, the APD and the Department of General Services (DGS) took a look at some abandoned cars that were in the vicinity, some trash in a barrel that was omitting a foul odor, and a lot of things which the DGS and the APD felt needed to be addressed just to improve the quality of the neighborhood. Mr. Potenza further reported that one of the things that occurred during that walk-through was that a sign was placed on a truck indicating that it had to be removed because it was considered abandoned. The complainant launched one of his two allegations regarding the handling of that call.

Mr. Potenza reported that, based on the OPS investigation, the officer was not harassing the complainant. The officer was investigating a complaint that he received via email and upon direction of his supervisor. Based on this information, that officer was within his official duties as a police officer to post the abandoned vehicle notice on the complainant's vehicle. The officer also stated that he posted these notices on other vehicles in the area and did not just target the complainant. The officer also mitigated some other quality of life issues, such as trash in the neighborhood. Mr. Potenza reported that based on its investigation, the OPS found that the call handling allegation should be closed as *exonerated*.

Mr. Potenza summarized the findings of the OPS on the second allegation of call handling, as *exonerated*, where the acts which provide the basis for the complaint occurred, but the review shows that such acts were proper. The complainant felt that it was wrong for the officer to contact his landlord and have an eviction process started. Mr. Potenza reported that based on the OPS investigation, the officer spoke with the owner, and was informed that the complainant and another party rented the house from the landlord. The officer explained the Albany Country District Attorney's Office Drug Eviction Program. The officer stated that he would be forwarding the information to the DA's office for drug eviction proceedings due to the complainant's drug arrest on

October 17, 2007. The officer did contact the District Attorney to have her look at the eviction based on their program. She informed the officer that the complainant had an impending 5-year incarceration which would resolve the situation. The other party, who was not directly involved, would not have to be evicted because the complainant was the one in the household running the drug business. Mr. Potenza reported that based on the Narcotics Eviction program, the officer was acting within his official duties.

Mr. Paneto asked where Clare Ave. was located and if it was a known drug area. Ms. Hammond responded that there have had been problems in that area.

Anthony Potenza moved to concur with the OPS's findings on the two allegations of call handling as *exonerated*. Chairman Jason Allen seconded the motion. The motion carried unanimously.

CPRB No. 55-08/OPS No. C08-498 (Presented by John Paneto)

John Paneto summarized the complaint. Mr. Paneto stated that the complainant alleged that the police department acted inappropriately by issuing him a ticket. Mr. Paneto explained that the nature of the encounter was a routine patrol. The APD officer ticketed a vehicle that was parked off the driveway and on the sidewalk. The ticket was adjudicated by police court, and a smaller fine was incurred by the complainant. Mr. Paneto reported that based on the OPS investigation, the officer was within discretion in issuing the ticket because there was a violation of Albany City code. The nature and concern by the complainant that the ticket was inappropriate had no standing. Mr. Paneto added that the Board should be in the ticket settling business. He stated that he agreed with the finding by the OPS that the conduct standards allegation be closed as *exonerated*.

John Paneto moved to concur with the OPS findings on the conduct standards allegation as *exonerated*. Marilyn Hammond seconded the motion. The motion carried unanimously.

CPRB No. 56-08/OPS No. C08-499 (Presented by John Paneto)

John Paneto summarized the complaint. Mr. Paneto reported that the complainant alleged that after being involved in an auto accident, after no alcohol was found in his system, the officer's goal was to get the car out of the middle of the road because it was horizontally blocking exit 4 on 787. Mr. Paneto noted that the state police were in charge of handling the incident, and APD provided assistance to them.

Mr. Paneto reported that the complainant alleged that the officer was unprofessional by using a condescending and hostile tone when speaking to the complainant. This incident occurred on August 4, 2008 at 9:10 p.m. Mr. Paneto noted that the mission of the police was to move the vehicle off the road. At this point, the complainant alleged that he was harassed verbally. The complainant further alleged that when he asked for the officers' badge numbers and names, the officers were impolite and rather rude in conveying the

information. Mr. Paneto reported that according to the state trooper in charge of the accident scene, the complainant was rather wordy. Mr. Paneto further reported that based on the OPS investigation, the trooper did not witness everything, but the tow truck operator stated that the complainant was a jerk. The tow truck operator was concerned that the complainant was not arrested on the scene for being a jerk.

Mr. Paneto reported that based on the OPS report, according to the tow truck operator and the state trooper, the complainant verbalized several expletives in addition to giving the police officers the middle finger. Even after that, the APD allowed the complainant to leave the scene and no further action was taken. Mr. Paneto stated that based upon the witnesses' statement, the complainant was acting irrationally and the officer gave the complainant his badge number, identification, and name. Mr. Paneto stated that the complainant was insulted by the officer's behavior. According to the APD's Standard Operating Procedure (SOP), the officers are supposed to make their chests visible so the citizen could read the information. The officer was not trying to hide his information; he did exactly what the SOP instructed him to do.

Mr. Paneto moved to concur with the OPS's findings on the allegation as *unfounded*. Mr. Paneto stated that there was really no other information to make another finding other than *unfounded*. The vehicle was in the middle of the road. Mr. Paneto noted that the complainant was not present. Marilyn Hammond seconded the motion. The motion carried unanimously.

CPRB No. 57-08/OPS No. C08-512 (Presented by Anthony Potenza)

Anthony Potenza summarized the complaint. Mr. Potenza stated that the complainant alleged two violations of conduct standards. Mr. Potenza noted that he reviewed the OPS report, call tickets, and IDC. He added that based on the OPS investigation, the OPS made attempts to contact any witnesses and they investigated the matter to the best extent possible. Mr. Potenza noted that no monitor was assigned to this case.

Mr. Potenza stated that the complainant, after receiving a parking ticket for blocking a fire hydrant, alleged that the officer called him "ignorant" and then threatened to "beat him down." The complainant also alleged that the officer was aggressive towards him.

Mr. Potenza summarized the findings of the OPS on the first allegation of conduct standards as *unfounded*, where the review shows that the acts or acts complained of did not occur or were misconstrued. Mr. Potenza reported that the complainant alleged that the officer called him "ignorant." Based on the OPS investigation, the officer stated that he told the complainant "because everyone else is ignorant, he did not have to be." The officer stated that this was in response to the complainant stating that everybody else parks there. Based on the investigation, the officer did not call the complainant ignorant as alleged in the complaint. He was referencing other people's actions. The complainant misconstrued the officer's comment.

Mr. Potenza summarized the findings of the OPS on the second allegation of conduct standards as *not sustained*, where the review fails to disclose sufficient facts to prove or disprove the allegation made in the complaint. Mr. Potenza reported that the complainant alleged that the officer threatened to “beat him down” and was aggressive towards him. Mr. Potenza stated that based on the OPS investigation, the officer denied making the comment and in fact reported that he heard the complainant make a comment regarding a “beat down,” but he did not believe it was directed towards him and continued back to his unit. Mr. Potenza noted that the complainant received and paid the ticket. Mr. Potenza further noted that the OPS could not locate any witnesses.

Chairman Jason Allen asked if the officer gave the complainant a chance to move his car, park his car, and step out of his car. Mr. Potenza stated that there were a number of tickets being given out in that area. Chairman Allen asked if the officer should have given him a chance to move his car. Detective Kathy Hendrick commented that this was not her case so she did not know too much about it. Mr. Potenza added that the complainant was parked in front of a fire hydrant. Chairman Allen asked when the officer wrote the ticket, did the owner come running down or had he just parked. Mr. Potenza replied that he did not know, but the complainant paid the ticket. Detective Alisa Murray commented that, it is a problem area as far as people parking in front of hydrants, and more specifically in handicapped spaces because the parking is limited.

Mr. Paneto asked if the Albany Police could have towed the vehicle for being parked in front of the hydrant. Detective Murray responded in the affirmative. Mr. Paneto replied that this individual was lucky. He added that the complainant did not have any witnesses

Anthony Potenza moved to concur with the OPS’s findings on both of the allegations in the complaint. Marilyn Hammond seconded the motion. The motion carried unanimously.

CPRB No. 58-08/OPS No. C08-540 (Presented by Ronald Flagg)

Ronald Flagg summarized the complaint. Mr. Flagg stated that the complainant alleges that an officer stopped her on Friday, August 1, 2008. The officer asked the complainant her name, address, and where she was coming from. The complainant said that the officer made reference to “her kids throwing bottles,” and she told the officer that she was not involved with that. The complainant felt that the officer was wrong for stopping her. Mr. Flagg reported that based on the OPS investigation, the officer reported that he was investigating a larceny that had just occurred and the complainant matched the description and was in the vicinity of the crime. During this brief stop, the officer heard on his radio that either somebody else was identified or the person was traveling in a different direction so this citizen was not the person and the stop ended.

Mr. Flagg stated that his motion at the time was to concur with the OPS finding of *exonerated*. He added that he discussed his concerns with the OPS that in the complainant’s statement, although the complainant did not say that she asked for the officers information, she could not get his shield number or his vehicle number. Mr.

Flagg reported that based on the OPS investigation, the officer stated that he gave the complainant his name and badge number. Mr. Flagg explained that he just wanted to clear up whether the complainant asked for the officer's badge number and did not get it because the officer is claiming that he gave her his name and number.

Chairman Allen stated that he was under the impression that it happened quickly and the complainant did not get a chance to get the information from the officer. Chairman Allen further stated that he believed that this case would have been perfect for mediation. Mr. Flagg stated that he did not think that this was a case for mediation. Mr. Flagg suggested that the Board send the complaint back to the OPS requesting that they ask the complainant if she asked the officer for his information. Mr. Flagg stated that he was not uncertain if the complainant might have never asked for the officer's name and shield number because it happened so quickly and the officer left. He added that the officer had reason to stop the complainant.

Mr. Paneto commented that this happened in the OPS parking lot. He added that the area is residential. Mr. Paneto noted that there was no allegation of any type of racial profiling or any type of misconduct on behalf of the police officer other than just a stop. He added that there appeared to be enough probable cause to make the stop. Detective Hendrick clarified that it was a street encounter and not a traffic stop. Detective Hendrick stated that the officer was in a car and the complainant was walking. Mr. Flagg noted that something was stolen from a store nearby and the officer responded to the area. The officer saw that the complainant matched the description of the person who had allegedly perpetrated the larceny and then proceeded on.

Ronald Flagg moved to concur with the OPS finding on the allegation as *exonerated*. Marilyn Hammond seconded the motion. The motion carried unanimously.

Detective Hendrick stated that the OPS will reach out to the complainant to investigate whether the complainant asked for the officer's shield number and name.

B. Committee/Task Force Reports

By-Laws and Rules

Committee Chairman Jason Allen reported that he had nothing new to report.

Community Outreach

Board member Anthony Potenza reported that he and Board member Reverend Edward Smart conducted an outreach presentation with the GLBLT. Mr. Potenza stated that he thought the meeting went very well, and they had some good questions. Mr. Potenza stated that GLBLT were appreciative that they came and if they had any questions or comments, or anything further that they need, they will contact the Board. He added that Reverend Smart did an excellent job.

Chairman Jason Allen noted that he had previously met with the executive council of the NAACP and that it was a very productive meeting. Chairman Allen stated that he believed that the council is on board with the direction that the CPRB is taking regarding all complainants being reached out to by the board, cameras, early warning system, and mediation. Chairman Allen stated that the council had a couple of questions about how many allegations had been sustained. Chairman Allen reported that a letter was sent by the Board to the NAACP as a follow-up and that he was going to meet with them again in the spring to give them an update on an early warning system, the complaint process, and video cameras in police cars. Chairman Allen noted that the letter sent to the NAACP was included in the Board's meeting packet. He further reported that the next outreach meeting is scheduled with the NYCLU on April 29.

Mediation

Committee Chairman Jason Allen noted that the LAPD is focusing on mediation right now and that he read an article in the AP about the importance of mediation in resolving disputes and more clearly defining police bias. He reported that he sent the article to the Chief to guide APD rank and file to accept this.

Police Department Liaison

Chairman Jason Allen noted that Committee Chairman Andrew Phelan was not able to attend this meeting of the Board. Chairman Allen reported that Committee Chairman Phelan met with the OPS and received a good overview of the early warning system and the direction in which it is going. He added that Committee Chairman Phelan will give his report at the next Board meeting.

Public Official Liaison

Committee Chairman Ronald Flagg noted that they will try to setup an official meeting with the City and Common Council's Public Safety Committee to give them an update in April.

Task Force on Monitors

Task Force Chairman Jason Allen reported that the task force would like to schedule a meeting to review the monitor's protocol. He explained that the purpose of the protocol is to codify certain items regarding pay and the Board's expectations regarding the monitor's report. Chairman Allen noted that the monitors are following cases more closely and attending more interviews and it has been about a year since the monitor's protocol was last reviewed.

C. Report from the Government Law Center

Government Law Center Coordinator of the Board Sharmaine Moseley gave the report.

Complaint Inventory as of Date of Meeting

It was reported that as of today, there are currently fifty-five (55) active complaints before the Board for review. Of those fifty-five (55) active complaints, seven (7) were reviewed at tonight's meeting, which leaves the Board with forty-eight (48) active complaints. Out of those forty-eight (48) complaints, fourteen (14) are ready to go on the agenda for review.

Ms. Moseley asked the Board if a second Board meeting will be necessary due to the caseload. Chairman Allen asked that two meetings take place next month. One of those meetings may be cancelled depending on how many cases are closed out.

It was further reported that three hundred and ten (310) complaints have been closed and six (6) complaints remain suspended from review. The total number of complaints filed to date is three hundred and sixty-four (364).

It was reported that since the last meeting, the GLC received two (2) grievance forms. The total number of forms received to date is sixty-seven (67). In response to the GLC's outreach to all sixty-seven (67) individuals, the GLC has received sixteen (16) CPRB complaint forms.

Board Vacancies/Re-appointments

It was reported that Board member Marilyn Hammond completed her refresher trainer with the OPS. It was further reported that board member Anthony Potenza was re-appointed to a two-year term and Chairman Jason Allen was re-appointed to a three-year term.

It was reported that the Common Council appointed Jean Gannon to the Board to fill the vacancy left by former board member James Malatras. Ms. Gannon is scheduled for an orientation on February 23rd at the GLC.

It was reported that APD will be revamping its Citizens' Police Academy which will begin in March. Ms. Moseley stated if any Board members are interested in attending the Academy, they need to contact her. Chairman Allen noted that the academy will be hands on.

Community Outreach

It was reported that the next Community Outreach meeting is scheduled with the NYCLU for Wednesday, April 29 in the main building of Albany Law School, room W120.

GLC News

It was reported that the GLC hired two student assistants to assist the Center with inputting and scanning cases into the database system as well as drafting the quarterly

reports and other administrative duties. Ms. Moseley acknowledged that second year law school student Marwa Elbially was present at tonight's meeting. It was noted that included in tonight's meeting packets is a draft of the second-quarterly report for 2008. The third and fourth quarter reports for 2008 have been drafted and are undergoing review.

Business Cards

It was reported that an order has been placed with the City for business cards for those Board members who requested them.

Next Board Meeting

It was reported that the next Board meeting is scheduled for Thursday, March 12th at the Albany Public Library.

D. Report from the Office of Professional Standards

Detective Kathy Hendrick reported that the OPS had nothing new to report.

E. Report from the Chair

Chairman Jason Allen reported that he had nothing new to report.

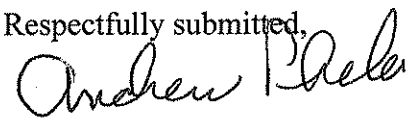
V. Public Comment

Chairman Jason Allen opened the floor for public comment. It was noted that there were no public comments.

VI. Adjournment

Chairman Jason Allen moved to adjourn the meeting. Ronald Flagg seconded the motion. The motion carried unanimously. The meeting adjourned at 7:00 p.m.

Respectfully submitted,



Andrew Phelan, Jr.
Secretary