



**CITY OF FORT MYERS
CITIZENS POLICE REVIEW BOARD
MARCH 9, 2021
5:30 PM**

Oscar M. Corbin, Jr. City Hall
2200 Second Street
Fort Myers, Florida, 33901

*Danielle L. O'Halloran.
Chair*

*Erma Boyd-Dorsey
Vice Chair*

Michele Parker

Forrest H. Banks

Robert Votaw, Jr.

Amanda L. Dennis

Nzingha Gaines

Steven Brown-Cestero

ACTION AGENDA

CALL TO ORDER

The meeting was called to order at 5:30 p.m.

PLEDGE OF ALLEGIANCE

Chair O'Halloran led the Pledge of Allegiance.

ROLL CALL

Absent: Shawn Walker

PUBLIC INPUT (Three (3) minute time limit) NONE

OLD BUSINESS

1. Draft spreadsheet to be used for annual report and quarterly report.

Chair O'Halloran stated that at the February 9, 2021 Citizens Police Review Board meeting a motion was made to direct the City Clerk's Office to provide an annual case report for 2019-2020. The spreadsheet was provided to the Board Members and no modifications were requested at this time.

A motion was not made.

NEW BUSINESS/PRESENTATIONS

2. Resignation of Shawn Walker, Vice Chair, from the Citizens Police Review Board

Chair O'Halloran stated that Mr. Walker has resigned from the Citizens Police Review Board creating a vacancy for the Ward 3 appointment and for Vice-Chair of the Board.

A motion was not made.

3. Elect a Vice Chair to fill the unexpired term of Shawn Walker, effective February 9, 2021 through July 13, 2021

MOTION: *Board Member Banks moved to nominate Board Member Erma Boyd-Dorsey as the Vice-Chair of the Citizens Police Review Board to fill the unexpired term of Shawn Walker,*

effective February 9, 2021 through July 13, 2021; seconded by Chair O'Halloran; motion carried unanimously.

4. Minutes and Board Report of the Citizens Police Review Board meeting held on February 9, 2021

Approved.

CONSENT AGENDA

(Any Board Member may remove an Item from the Consent Agenda and place it on the Regular Agenda for discussion following the Consent Agenda)

5. **Case No.:** Prelim 2020-070

Investigator: Sergeant Daniel Morency

Complainant: Tarique Wilson

- (a) **Officer:** Officer Dan Santibanez

Policy Related to Complaint: Alleged Complaint: Performance of Duty

Chief of Police Disposition: No Policy Violation

Discipline: None

- (b) **Officer:** Officer Kenneth McCoy

Policy Related to Complaint: Alleged Complaint: Performance of Duty

Chief of Police Disposition: No Policy Violation

Discipline: None

- (c) **Officer:** Officer Stephen Fenner

Policy Related to Complaint: Alleged Complaint: Performance of Duty

Chief of Police Disposition: No Policy Violation

Discipline: None

- (d) **Officer:** Officer Christopher Mocci

Policy Related to Complaint: Alleged Complaint: Performance of Duty

Chief of Police Disposition: No Policy Violation

Discipline: None

- (e) **Officer:** Officer Zachary Nolen

Policy Related to Complaint: Alleged Complaint: Performance of Duty

Chief of Police Disposition: No Policy Violation

Discipline: None

Approved.

6. **Case No.:** Prelim 2020-078

Investigator: Lieutenant Jesus Ramos

Complainant: Renee Sandora-Horn

- (a) **Officer:** Officer David Cameron

Policy Related to Complaint: Alleged Complaint: Performance of Duty

Chief of Police Disposition: No Policy Violation

Discipline: None

- (b) **Officer:** Officer Brittany Morris

Policy Related to Complaint: Alleged Complaint: Performance of Duty

Chief of Police Disposition: No Policy Violation

Discipline: None

(c) **Officer:** Officer John Kuhl

Policy Related to Complaint: Alleged Complaint: Performance of Duty

Chief of Police Disposition: No Policy Violation

Discipline: None

(d) **Officer:** Officer Phillip Derry

Policy Related to Complaint: Alleged Complaint: Performance of Duty

Chief of Police Disposition: No Policy Violation

Discipline: None

(e) **Officer:** Sergeant Constant Brown

Policy Related to Complaint: Alleged Complaint: Conduct Toward the Public

Chief of Police Disposition: No Policy Violation

Discipline: None

Approved.

7. **Case No.:** Prelim 2020-080

Investigator: Sergeant Daniel Morency

Complainant: Tiffany Davis

(a) **Officer:** Unknown

Policy Related to Complaint: Alleged Complaint: Harassment

Chief of Police Disposition: Insufficient Evidence to Investigate

Discipline: None

Approved.

8. **Case No.:** Prelim 2020-083

Investigator: Lieutenant Jesus Ramos

Complainant: Lynette Fields

(a) **Officer:** Officer Yvetta Dominique

Policy Related to Complaint: Alleged Complaint: Conduct Toward the Public

Chief of Police Disposition: No Policy Violation

Discipline: None

Approved.

MANDATORY REVIEW BY BOARD

(Indicates a full review is required or voted on under the City Ordinance Rules and Procedures for the Citizens Police Review Board)*

9. **Case No.:** Prelim 2020-059 (voted for full review on 1/12/2021)

Investigator: Sergeant Daniel Morency

Complainant: Mishti Thomas

(a) **Officer:** Officer Jimmy Hernandez

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Policy Related to Complaint: Alleged Complaint: Bias Based Policing / Conduct Towards the Public

Chief of Police Disposition: No Policy Violation

Discipline: None

MOTION: Board Member Banks moved for a recommendation for additional information, an additional investigation or a reinvestigation according to Florida Statute 112.532 (6)(b); seconded by Board Member Dennis; motion carried unanimously.

NON-MANDATORY REVIEW BY BOARD (NONE)

OTHER BUSINESS

Board Member Gaines gave a personal testimony to her interaction with Officer Edward Cutie Jr. and Officer Brett Rice, she extended her appreciation for their genuine concern and professionalism.

MOTION: Board Member Brown moved to have the Annual Case Report updated and emailed on a monthly basis and printed quarterly for the Board; seconded by Vice-Chair Boyd-Dorsey; motion carried unanimously.

NEXT MEETING ANNOUNCEMENT – The next meeting will be held on April 13, 2021.

ADJOURNMENT

The meeting was adjourned at 6:19 p.m.

If a person decides to appeal any decision made by the City Council with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Special Requirements: If you require special aid or services as addressed in the Americans with Disabilities Act, please contact the City Clerk's Office at (239) 321-7035 or for the hearing impaired, TDD telephone number (239) 332-2541.