



CITY OF FORT LAUDERDALE

APPROVED

**CITIZENS POLICE REVIEW BOARD MEETING
 CITY OF FORT LAUDERDALE
 CITY HALL 8th FLOOR CONFERENCE ROOM
 100 NORTH ANDREWS AVENUE
 FORT LAUDERDALE, FLORIDA 33301
 Monday, April 8, 2019 - 6:00 P.M.**

**1/2019 – 12/2019
 Cumulative Attendance**

Board Members	Attendance	P	A
Christina Currie, Chair	P	2	0
Kevin Borwick, Vice Chair	P	1	1
George Castrataro	A	1	1
Paul Eichner	P	2	0
Sgt. DeAnna Greenlaw	A	1	1
Detective Matthew Guerra	P	2	0
Carol Ortman	P	2	0
Lt. Cecil Stone	P	2	0
James Teague	A	0	2

Staff

Major Victor London, Internal Affairs, Fort Lauderdale Police Department
 Sgt. Luan Malushi
 Sgt. Tarek Bazzi
 Don Londeree, Assistant City Attorney
 Christa Cole, Internal Affairs Liaison
 Salatheia Marion

A. Roll Call

Chair Currie called the meeting to order at 6:02 p.m. and roll was called. It was noted that a quorum was present.

B. Review/Approve Minutes from February 11, 2019

Motion made by Ms. Ortman, seconded by Mr. Eichner, to approve the meeting minutes of the February 11, 2019 meeting as amended:

- Pg. 4, 1st paragraph, second sentence: change “emotions clouded his professionalism” to “emotions clouded the Officer’s professionalism”

In a voice vote, the motion passed unanimously (6 -0).

It was noted that Christa Cole has been promoted and will not be serving as Liaison to this board in the future. Salatheia Marion will be her replacement.

Sergeant McDowell from the midnight shift patrol attended the meeting to learn the process.

C. General Information

1. Board's purpose & responsibilities refresher

By request from Mr. Weissman, this item was tabled to the next meeting.

2. Police Policy 117.3 revision/addition

Major London reviewed the revisions to the policy which added an additional finding: "Policy Failure: a finding or conclusion that current policies procedures rules or regulations covering the situation were non-existent or inadequate or the employee followed policy but the investigation reveals policy changes are recommended."

Chair Currie reminded the board of the next meeting scheduled for May 13, 2019. She also announced upcoming Advisory and Committee training on April 24, 2019, at 6:00 p.m.

D. Review the following Internal Affairs Investigations

1. Complainant: Iyeshia Myles
(IA Case 18-062)
Allegation: 1) Discourtesy, insolence, or acting in an uncivil manner by word or act to any member of the public while acting in an official capacity.
2) Use of vulgar, obscene, or offensive language while acting in an official capacity.
3) Unnecessary use of Force
Officer: Jordan Vasquez
Disposition: 1) Not Sustained
2) Not Sustained
3) Not Sustained
Allegation: 1) Discourtesy, insolence, or acting in an uncivil manner by word or act to any member of the public while acting in an official capacity.
2) Use of vulgar, obscene, or offensive language while acting in an official capacity.
Officer: Justin Fairburn
Disposition: 1) Sustained
2) Sustained

Motion made by Lt. Stone, seconded by Mr. Eichner, to concur with the disposition of IA Case 18-062, Item 1, involving Jordan Vasquez with a finding of not sustained. In a voice vote, the **motion** to concur with the findings of not sustained for Item 1 in IA Case 18-062 passed unanimously (6 -0).

Motion made by Lt. Stone, seconded by Mr. Eichner, to concur with the disposition of IA Case 18-062, Item 2, involving Jordan Vasquez with a finding of not sustained. In a voice vote, the **motion** to concur with the findings of not sustained for Item 2 in IA Case 18-062 passed unanimously (6 -0).

Motion made by Lt. Stone, seconded by Mr. Eichner, to concur with the disposition of IA Case 18-062, Item 3, involving Jordan Vasquez with a finding of not sustained. In a voice vote, the **motion** to concur with the findings of not sustained for Item 3 in IA Case 18-062 passed unanimously (6 -0).

Motion made Det. Guerra, seconded by Lt. Stone, to concur with the disposition of IA Case 18-062, Item 1, involving Justin Fairburn with a finding of sustained.

Chair Currie asked if Officer Fairburn was placed on any type of performance plan. Sgt. Malushi was not aware of any. Chair Currie also asked if he had had any training on professionalism or conflict resolution or proper de-escalation since an allegation heard by this board in 2017. Sgt. Malushi was not aware of any training Officer Fairburn had attended at this point.

Major London provide the following clarification: everyone in the Police Department is required to receive a Fair and Impartial Policing training, which would have dealt with those topics. He said Officer Fairburn did not receive any extra training.

Chair Currie confirmed that Officer Fairburn has a body cam.

In a voice vote, the **motion** to concur with the findings of sustained for Item 1 in IA Case 18-062 involving Justin Fairburn passed unanimously (6 -0).

Motion made Det. Guerra, seconded by Lt. Stone, to concur with the disposition of IA Case 18-062, Item 2, involving Justin Fairburn with a finding of sustained. In a voice vote, the **motion** to concur with the findings of sustained for Item 2 in IA Case 18-062 passed unanimously (6 -0).

Chair Currie stated that the suggested discipline was an eight (8) – hour suspension.

Motion made by Det. Guerra, seconded by Lt. Stone, to concur with the discipline for Justin Fairburn.

Chair Currie noted that the prior offense was considered in the determination of the time of the suspension. The first offense was a letter of reprimand, and the eight (8) - hour suspension is the next step. If desired, the board may make a recommendation for further discipline to assist him in his conduct.

Mr. Eichner mentioned that responding to a domestic violence call is one of the most difficult calls. Officer Fairburn's justification for using the language used was that he thought it would take attention away from the male. Chair Currie did not believe that the use of the vulgar language would have distracted her from the situation.

In a voice vote, the **motion** to concur with the discipline (the eight-hour suspension) for Justin Fairburn passed unanimously (6 -0).

Motion made by Mr. Eichner, seconded by Mr. Borwick, to recommend that Officer Fairburn also receive specific training on how to communicate effectively with people he encounters during the course of doing his job.

Lt. Stone asked about the nature of the training that was available, and Major London stated that all the officers just received additional training when they were issued their body cams. He was fairly certain that Officer Fairburn had also received the Fair and Impartial Policing training. If desired, he could find some type of training for him. However, he through the suspension would be more effective than a training.

Motion to recommend additional training for Justin Fairburn passed unanimously (6 -0).

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| 2. | Complainant: | Chief Rick Maglione
(IA Case 18-066) |
| | Allegation: | 1) Failure to be present for duty as scheduled
2) Disobedience of any rule, order, or directive |
| | Officer: | Dwayne Blackwood |
| | Disposition: | 1) Sustained
2) Sustained |

Motion made by Det. Guerra, seconded by Mr. Eichner, to concur with the disposition of IA Case 18-066, Item 1, involving Dwayne Blackwood with a finding of sustained. In a voice vote, the **motion** to concur with the findings of sustained for Item 1 in IA Case 18-066 passed unanimously (6 -0).

Motion made by Det. Guerra, seconded by Lt. Stone, to concur with the disposition of IA Case 18-066, Item 2, involving Dwayne Blackwood with a finding of sustained. In a voice vote, the **motion** to concur with the findings of sustained for Item 2 in IA Case 18-066 passed unanimously (6 -0).

The recommended discipline was 40 hours of suspension.

Mr. Borwick mentioned another case where an officer said their child was sick and misrepresented the time off. He asked if anyone recalled the discipline. Major London said they had multiple cases with this officer.

Motion made by LT. Stone, seconded by Mr. Eichner, to concur with the discipline for Dwayne Blackwood in IA Case 18-066. In a voice vote, the **motion** to concur with discipline for Dwayne Blackwood passed unanimously (6 -0).

With no further discussion, Chair Currie adjourned the meeting at 6:22 p.m.

[Minutes prepared by J. Rubin, Prototype, Inc.]