



Community Police Advisory Review Board (CPARB) Minutes

Tuesday, November 21, 2023
Virtual Microsoft Teams Meeting

1. **Call to Order and Roll Call**

The meeting was called to order by Chair Kate Calhoun at 5:36 p.m. Those present and absent were:

Members Present:

Jaime Tadeo
Annabelle Nuñez *Vice Chair*
Kate Calhoun *Chairperson*
William Ricketts III
Martha Lemen

Representing:

Mayor
Ward 3
Ward 4
Ward 5
Ward 6

Ex-Officio Members:

Mitch Kagen *Ex-Officio (Non-Voting)*
Asst. Police Chief Diana Duffy *Ex-Officio (Non-Voting)*
Ofc. Henry Gamez *Ex-Officio (Non-Voting)*
Capt. Tim Reese

City Manager's Office
Chief of Police
TPOA
OPS

Members Absent:

Vacant
Vacant
Carlos R. Portillo *(Non-Voting)*

Representing:

Ward 1
Ward 2
Advisory Member

Others Present:

Lt. Jesse Cornia
Lt. Aaron Wine
Lt. James Wakefield
Lt. Mikeal Allen
Det. Trace Gutknecht
Roi Lusk
Rene Figueroa, Administrative Assistant
Ana Juarez, Administrative Assistant

Tucson Police Department
Tucson Police Department
Tucson Police Department
Tucson Police Department
Tucson Police Department
City Attorney's Office
City Clerk's Office
City Clerk's Office

2. Approval of Legal Action Report and Summary Minutes from September 19, 2023.

It was moved by William Ricketts, duly seconded by Jaime Tadeo, and passed by a roll call vote of 5 to 0, to approve the Legal Action Report and Summary Minutes from September 19, 2023.

3. Report from Chairperson (Information Only)

Chair Calhoun reported that her term as well as Jaime Tadeo's term are up on December 4, 2023. She stated she would reach out to the Mayor and council to follow up on the re-appointment process. Kate and Jaime would both like to remain on CPARB. Chair Calhoun also had questions for the City Attorney's office regarding the changes regarding the hybrid meeting format. Chair Calhoun would like to discuss these questions at the December meeting.

4. Call to the Audience:

There were no requests to speak, no one spoke.

5. Review of TPD Investigations:

1. Case # 22-0117

This incident occurred on March 17, 2022. There were two allegations, they included failure to take appropriate action and use of force. There was no discipline. The bicyclist said he was taken down hard and the police failed to take appropriate action. This incident occurred during the March Madness basketball tournament. The Officer came from behind the cyclist to take him down after he was told numerous times to get out of the roadway.

Annabelle Nunez Motioned, William Ricketts seconded to find the case fair and thorough.
Passed by a vote of 5-0

2. Case # 21-0126

This incident occurred on February 3, 2022. The allegations were excessive use of force, failure to provide an interpreter, arrest without cause, and unlawfully entering the home. The officers were brand new and didn't have a supervisor present, however, Lieutenant Allen confirmed that they should have brought an interpreter for the deaf individual and that allegation was sustained. The parents stepped out with the officers and the daughter locked them outside, which is why the officer put his foot in the doorway. The officer went into training after the incident and his suspension was retracted.

William Ricketts Motioned, Annabelle Nunez seconded to find the case fair and thorough.
Passed by a vote of 5-0

3. Case # 22-0444

This Incident occurred on April 20, 2021, in Operation Division South. The allegations were failure to provide appropriate service, inappropriate search, and the vehicle should've been returned to the owner. The officers found a firearm, meth, and fentanyl in the vehicle. The alleged victim received a weapons charge, but not a drug charge. The vehicle was forfeited and not returned. He also claimed he was an informant.

Jaime Tadeo Motioned, Martha Lemen seconded to find the case fair and thorough. Passed by a vote of 4-1

4. Case # 22-0389

This incident occurred on September 8, 2022, the allegation was a failure to investigate and make a report. The complainant was upset that the police entered her home unwarranted.

Annabelle Nunez Motioned, Jaime Tadeo seconded to find the case fair and thorough. Passed by a vote of 5-0

5. Case # 22-0473

This incident occurred on December 6, 2022, in Operation Division East. The allegation was an incomplete investigation of the incident. The complainant was angry that there wasn't any further investigation into an assault that involved her. The complainant withheld information regarding the alleged incident, so the police had no evidence of threats, firearms, etc.

Annabelle Nunez Motioned, Martha Lemen seconded to find the case fair and thorough. Passed by a vote of 5-0

6. Case # 22-0474

This incident occurred on December 21, 2022, in Operation Division West. The allegation was a failure to control the vehicle. The complainant said no one was cited for an accident she was involved in (Police Chase). The complainant was very thorough in her interviews. The complainant's issue was with the insurance company. The TPD did state the reporting could've been improved in this case and they also reached out to experts regarding this incident.

William Ricketts Motioned, Annabelle Nunez seconded to find the case fair and thorough. Passed by a vote of 5-0

6. Tucson Police Department:

- A. Asst. Police Chief Diana Duffy stated that the next months are extremely busy for the police department. They are managing staff the best they can, but with events and more requested presence at shopping malls and stores, it gets very hectic. The department is also deploying teams to try and combat the illegal street takeovers that are getting very violent. There is a rise in auto thefts among this crowd and they are also assaulting police with fireworks. The TPD is working alongside insurance companies to raise monetary repercussions for being involved in these activities. The TPD is also working to make legislative changes.
- B. Capt. Tim Reese stated it is business as usual with the cases. A new Police sergeant is starting in December, and TPD is currently finishing up accreditation programs.

7. Office of Independent Police Auditor

Mitch updated the commission on Carlos Portillo and his recovery from a procedure but hopes to be back as soon as possible. The NACOLE convention will be returning to Tucson, AZ in 2024.

The report was given by Mitch Kagen, Independent Police Auditor. Discussion was held, no action was taken.

8. CPARB Vacancies

Chair Calhoun reiterated Carlos Portillo is eager to return after his recovery, and she will follow up regarding commission member re-appointments.

9. Future Agenda Items

The commission discussed no future agenda items.

10. Adjournment: 6:52 p.m.

NEXT MEETING:

December 19, 2023

Ward 6 Community Room

In-Person Meeting

3202 E. First Street, Tucson, Az 85716