

**CIVILIAN POLICE REVIEW BOARD
MEETING MINUTES
CLEVELAND CITY HALL – ROOM 514**

APRIL 9, 2024

CPRB MEMBERS

Billy Sharp, Chairman

**Brandon Brown
Diana Cyganovich
Dave Gatain
Sherral Hardy
Mike Hess, Vice Chairman
Chenoa Miller**

NOT PRESENT

**Art Bowker, OPS Investigator
Ken Mountcastle, CPRB Member**

OPS PERSONNEL

Marcus Perez, Administrator

**Vince Funari, Senior Investigator
Hercules Harris, Investigator
Hamza Khabir, Investigator
Susan Lanman, Investigator
Jermaine Smith, Investigator
Joseph Szymanski, Investigator
Kristen Traxler, Interim General Manager**

LEGAL COUNSEL

Lillian Hall

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|--------------|--|-----------------------------------|
| I. | Call to Order | Billy Sharp, Chairman |
| II. | Attendance | Billy Sharp, Chairman |
| III. | Approval of Minutes | CPRB Members |
| IV. | Public Comment | Billy Sharp, Chairman |
| V. | Presentation of Investigations | Vince Funari, Senior Investigator |
| VI. | Executive Session | CPRB |
| | A. Personnel, employment
and discipline matters | |
| | B. Roll call vote to adjourn
Into executive session | |
| | C. Invite legal and OPS
Administrator to attend | |
| VII. | OPS Status Report | Marcus Perez, Administrator |
| | A. Review of Chief
disciplinary decisions | |
| | B. Review of Director
disciplinary decisions | |
| | C. Updates on policy
recommendations | |
| VIII. | New Business | Billy Sharp, Chairman |
| IX. | Old Business | Billy Sharp, Chairman |
| X. | Adjournment | Billy Sharp, Chairman |

00:09:32 Meeting called to order Billy Sharp, Chairman
00:09:33 Roll call and introductions Billy Sharp, Chairman
00:10:05 Motion to approve the minutes from the meeting held on 3/12/2024 Billy Sharp, Chairman

00:10:28 Ms. Hardy shares that she has an issue with her name being identified in the minutes as someone who opposed a motion. She feels that she is being singled out. Chair Sharp assured Ms. Hardy that was not the case. Ms. Hardy stated that she emailed him about the issue, to which Chair Sharp responded that he was unable to get into his city email. Ms. Hardy asked why he did not call or text her. Chair Sharp responded that since he was unable to access his email, he would not be aware that she emailed him and therefore, would not know to respond.

Chair Sharp states that Ms. Hardy is asking for her name to be removed, to which she agrees. Ms. Hardy states that Mr. Hess was also cited as someone who disagreed with the Chief. Chair Sharp suggests that those items be stricken from the minutes. Ms. Hardy agrees. Ms. Hardy offers an additional issue regarding identifying by name, members of the CPRB who arrive late to the meeting. Chair Sharp states that is a normal practice for the record and gives an explanation why someone has abstained. Chair Sharp tells Ms. Hardy to address the CPRB secretary to document her concerns.

Discussion continues regarding the minutes. The minutes are tabled until the next CPRB meeting on 5/14/2024.

00:22:45 Presentation of OPS cases

1. OPS 2023-0060 – Kristen Traxler

Summary: Complainant was upset that P.O. Paridon yelled at her and made her feel uncomfortable.

P.O. Kyle Paridon, #938

Allegation: Unprofessional Behavior/Conduct

Recommendation: **SUSTAINED**

Motion: Hardy

Second: Miller

Group 1 Violation:

Motion: Hardy

Second: Graham

P.O. Joseph Russo, #231

Allegation: Unprofessional Behavior/Conduct

Recommendation: **UNFOUNDED**

Motion: Hardy

Second: Graham

2. OPS 2023-0168 – Kristen Traxler

Summary: Complainant was upset that Officers were not removing his wife from the home.

P.O. David Polocy, #1031

Allegation: Lack of Service

Recommendation: **UNFOUNDED**

Motion: Gatain

Second: Brown

P.O. David Polocy, #1031

Allegation: Unprofessional Behavior/Conduct

Recommendation: **UNFOUNDED**

Motion: Gatain

Second: Brown

P.O. Rashaun Searles-Fowler, #2157

Allegation: Lack of Service

Recommendation: **UNFOUNDED**

Motion: Gatain

Second: Brown

P.O. Rashaun Searles-Fowler, #2157

Allegation: Unprofessional Behavior/Conduct

Recommendation: **UNFOUNDED**

Motion: Gatain

Second: Brown

P.O. Soladeen Taylor, #2388

Allegation: Lack of Service

Recommendation: **UNFOUNDED**

Motion: Gatain

Second: Brown

P.O. Soladeen Taylor, #2388

Allegation: Unprofessional Behavior/Conduct

Recommendation: **UNFOUNDED**

Motion: Gatain
Second: Brown

P.O. Mark Thomas, #2208
Allegation: Lack of Service
Recommendation: **UNFOUNDED**
Motion: Gatain
Second: Brown

P.O. Mark Thomas, #2208
Allegation: Unprofessional Behavior/Conduct
Recommendation: **UNFOUNDED**
Motion: Gatain
Second: Brown

P.O. Evan Tremaglio, #2510
Allegation: Lack of Service
Recommendation: **UNFOUNDED**
Motion: Gatain
Second: Brown

P.O. Even Tremaglio, #2510
Allegation: Unprofessional Behavior/Conduct
Recommendation: **UNFOUNDED**
Motion: Gatain
Second: Brown

SGT. Alexander Sinclair, #9313
Allegation: Lack of Service
Recommendation: **UNFOUNDED**
Motion: Gatain
Second: Brown

SGT. Alexander Sinclair, #9313
Allegation: Unprofessional Behavior/Conduct
Recommendation: **UNFOUNDED**
Motion: Gatain
Second: Brown

3. OPS 2023-0197 – Susan Lanman

Summary: Complainant believed her vehicle was improperly towed.

P.O. Migdelio Carmargo, #72

Allegation: Improper Tow

Recommendation: **SUSTAINED**

Motion: Hardy

Second: Cyganovich

Group 1 Violation: Letter of reinstruction

Motion: Hardy

Second: Cyganovich

Amend: Gatain

4. OPS 2023-0224 – Jermaine Smith

Summary: Complainant believes that the Officer was agitated and unprofessional with him during their encounter over stolen items.

P.O. Samuel Ortiz, #102

Allegation: Unprofessional Behavior/Conduct

Recommendation: **EXONERATED**

Motion: Graham

Second: Hardy

Opposed: Gatain

5. OPS 2023-0240 – Kristen Traxler

Summary: Complainants believed that Officers failed to report neglect when responding to a call for a child left unattended in a car.

P.O. James Brooks, #1014

Allegation: Lack of Service

Recommendation: **SUSTAINED**

Motion: Brown

Second: Cyganovich

Group 1 Violation: Non-disciplinary letter of reinstruction

Motion: Brown

Second: Cyganovich

P.O. Antonio Muniz, #440

Allegation: Lack of Service

Recommendation: **SUSTAINED**

Motion: Brown

Second: Cyganovich

Group 1 Violation: Non-disciplinary letter of reinstruction

Motion: Brown

Second: Cyganovich

SGT. Dustin Vowell, #9323

Allegation: Lack of Service

Recommendation: **SUSTAINED**

Motion: Brown

Second: Cyganovich

Group 1 Violation: Disciplinary letter of re-instruction

Motion: Brown

Second: Cyganovich

6. OPS 2021-0234 – Kristen Traxler

Summary: Complainant believes the Officer was rude and used profanity towards her while being directed in traffic.

P.O. Farid Alim, #634

Allegation: Unprofessional Behavior/Conduct

Recommendation: **INSUFFICIENT EVIDENCE**

Motion: Graham

Second: Hardy

01:54:44

Chair Sharp called for a 5 minute break

02:10:03

Chair Sharp called for meeting to resume

7. OPS 2023-0283 – Hercules Harris

Summary: Complainant believed there was a lack of service on the part of the Officers who responded to JFK high school for serious threat in her classroom.

P.O. James Kertcher, #564

Allegation: Lack of Service

Recommendation: **EXONERATED**

Motion: Graham

Second: Cyganovich

P.O. Joshua Doerner, #2181

Allegation: Lack of Service

Recommendation: **EXONERATED**

Motion: Graham
Second: Cyganovich

8. OPS 2023-0295 – Hercules Harris

Summary: An anonymous complainant stated that Officers were sharing disparaging comments about another Officer that had recently passed away.

P.O. Brizilio Hall, #476

Allegation: Unprofessional Behavior/Conduct
Recommendation: **EXONERATED**
Motion: Sharp
Second: Hardy

Detective Michael Williams, #989

Allegation: Unprofessional Behavior/Conduct
Recommendation: **EXONERATED**
Motion: Sharp
Second: Hardy

P.O. Shawl Wohl, #396

Allegation: Unprofessional Behavior/Conduct
Recommendation: **EXONERATED**
Motion: Sharp
Second: Hardy

P.O. Roberty Langley, #1930

Allegation: Unprofessional Behavior/Conduct
Recommendation: **EXONERATED**
Motion: Sharp
Second: Hardy

P.O. Michael Viancourt, #1063

Allegation: Unprofessional Behavior/Conduct
Recommendation: **INSUFFICIENT EVIDENCE**
Motion: Sharp
Second: Hardy

P.O. Ashley Santa, #1358 (Resigned)

P.O. Brooklyn Barnes, #383 (Resigned)

Lt. Timothy Gaertner, #8409 (Retired)

9. OPS 2022-0314 – Kristen Traxler

Summary: Complainant believes that Officers did not do

enough to remove a guest of a resident from the premises of the apartment complex.

Detective Tatiana Bartell, #584

Allegation: Lack of Service

Recommendation: **EXONERATED**

Motion: Hess

Second: Hardy

P.O. Megan Hollenbeck, #187

Allegation: Lack of Service

Recommendation: **EXONERATED**

Motion: Hess

Second: Hardy

- 02:28:37 Chair Sharp informs Administrator Perez that he did not receive The full file for the final case to be heard (OPS 2021-0114). He Motions to table the case until next month so that all CPRB Members can review it in its entirety.
Motion: Hess
Second: Brown
- 02:30:07 Chair Sharp states there are no more cases or departures to review.
- 02:30:14 Chair Sharp calls for a motion to adjourn into executive session.
Motion: Hardy
Second: Hess
- 02:30:21 Executive Session Begins.
CPRB Meeting Adjourned

