

**APPROVED MINUTES
POLICE CITIZEN REVIEW SUBCOMMITTEE**

**November 8, 2023
Meeting Held Remotely Via Zoom**

Members present: Anne Hardcastle, Vice-Chair; Xavier Botana; Reverend Kenneth Lewis; Tim Smith; Kaylin Kerina (joined in Executive Session at 6:22)

Members absent: Reggie Parson and Jean-Raymond Desruisseaux (Gino)

Staff present: Associate Corporation Counsel Rachel Millette; Police Chief Mark DuBois; Tracy Boyd

6:07 Call to order.

Motion was made by Xavier and seconded by Reverend Lewis to adopt minutes of the October 11, 2023 meeting. Passage 4-0.

Executive session pursuant to 1 M.R.S. Sec. 405(6)(F) to discuss IA2023-011.

6:09 Motion was made to enter into Executive Session by Xavier and seconded by Reverend Lewis. Passage 4-0.

7:03 Out of Executive Session.

Motion was made by Tim to find that IA 2023-011 was fair; seconded by Reverend Lewis;
Discussion: Xavier expressed that he initiated having the three remaining items tabled in the last meeting and after tonight's discussion he learned more about the investigation and is comfortable with voting on items in the affirmative. Reverend Lewis stated his ongoing concerns about the category U cases and that he looks forward to ongoing subcommittee discussion in engaging the police department on assessing how the subcommittee goes about this particular work as it relates to category U cases; roll call vote 5-0.

Motion was made by Reverend Lewis to find that IA2023-011 was thorough; seconded by Tim; roll call vote 5-0.

Motion was made by Xavier to find that IA 2023-011 was objective; seconded by Reverend Lewis; roll call vote 5-0.

No public comment was offered.

Discussion of bolstering awareness of the subcommittee's work, and increasing public interest and attendance of the subcommittee's meetings was postponed to next month. Xavier commented that this topic is also connected to the development of the new subcommittee as it relates to the Charter changes and making way for new levels of engagement. Anne agreed that the changes will broaden the scope.

Rachel updated the subcommittee on the new Civil Police Review Board ordinance. Since the subcommittee sent a letter with the group's thoughts on the new draft ordinance to the City Council and they held a workshop, the City Council recommended their own changes to the draft ordinance, some coinciding with the subcommittee's recommendations, some of their own which are slightly different. Rachel prepared a revised draft which has been sent to the police unions. The unions have not responded with any feedback regarding the draft ordinance. Rachel does not know when it will be put on the City Council agenda. Anne asked what happens next? Rachel responded that the ordinance needs to be on the agenda for two reads, then if it passes, it disbands the current board and the City Council and the Mayor elect individuals to serve on the new board, the Charter calls for preference of existing members being elected to the new board, however, the new board is bigger. The Legislative and Nominating Committee makes their member recommendations to the City Council and the Mayor appoints one new member. It may take a month or two until the new board is in place. If the new ordinance is voted down, the ordinance will need to be restructured and the process will begin again. Xavier asked about the timeline for the unions to respond, Rachel does not know how long it will take as the City is presently engaged with the unions in collective bargaining. Xavier followed up asking why, if it is not in the Charter, are the unions asked to provide feedback? Rachel expressed that the City's position in the past has been to allow the unions to provide feedback. Xavier asked if the draft ordinance is available to the public, Rachel will check in with Attorney Albert to see if the draft can be shared. Xavier expressed frustration over the delay in getting the ordinance passed. Reverend Lewis inquired about the timeline for the upcoming changes. Rachel speculated that the subcommittee will continue in its present form through December and January, though she is unsure about February. Rachel believes the new ordinance calls for ten members, three non-voting, and seven voting, she will confirm that information. A draft of the proposed ordinance will be shared as soon Rachel confirms that it is okay to share it. Anne asked Rachel to keep the group informed of the future dates for when the ordinance will be on the City Council agenda. Rachel will email the group when she knows when the new ordinance will be on the City Council agenda.

Anne checked in with subcommittee members regarding whether the group will have a quorum for the December 13, 2023 meeting. After a poll of the group it was determined that there will probably be enough members attending the meeting to meet the quorum.

Next month's agenda: Anne believes that there will possibly be two Cat. 1 cases to review. This month's postponed discussion will be added onto the agenda. The subcommittee will review the changes to the ordinance. Rachel will also update the subcommittee on the status of the proposed ordinance.

Reverend Lewis would like to maintain active engagement with the ordinance process to ensure the recommendations offered have been considered, implemented, or not, and speak to it. The subcommittee could potentially write another letter to the City Council. Reverend Lewis

asked Rachel if it would be possible to have an ad hoc meeting with proper notice. Rachel responded that it was possible.

7:32 Motion was made by Reverend Lewis to adjourn, seconded by Tim. Passage 5-0.