



**CITY OF FORT MYERS
CITIZENS POLICE REVIEW BOARD
MAY 9, 2023
5:30 PM**

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

*Steven Brown-Cestero
Chair*

*Amanda Dennis
Vice Chair*

Erma Boyd-Dorsey

Danielle L. O'Halloran

Forrest H. Banks

Nzingha Gaines

Michele Parker

AGENDA

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PUBLIC INPUT (Three (3) minute time limit)

OLD BUSINESS

NEW BUSINESS/PRESENTATIONS

1. Minutes and Board Report of the Citizens Police Review Board meeting held on April 11, 2023

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)

2. **Case No.:** Prelim 2022-083
Investigator: Lieutenant Lesa Breneman
Complainant: John Nash
Officer: Unknown
 - i. **Policy Related to Complaint:** Alleged Complaint: N/A
Chief of Police Disposition: Insufficient Evidence
Discipline: None
3. **Case No.:** Prelim 2023-001
Investigator: Sergeant Albert Antonini
Complainant: Shalinda Williams
Officer: Detective Christopher Mocchi
 - i. **Policy Related to Complaint:** Alleged Complaint: Performance of Duty
Chief of Police Disposition: No Policy Violation
Discipline: None
4. **Case No.:** Prelim 2023-002
Investigator: Sergeant Albert Antonini
Complainant: Victoria Russell
Officer: TCOIII Matthew Smith

i. **Policy Related to Complaint:** Alleged Complaint: Standard of Conduct
Chief of Police Disposition: No Policy Violation
Discipline: None

ii. **Policy Related to Complaint:** Alleged Complaint: Performance of Duty
Chief of Police Disposition: No Policy Violation
Discipline: None

Officer: Officer James Wells

i. **Policy Related to Complaint:** Alleged Complaint: Performance of Duty
Chief of Police Disposition: No Policy Violation
Discipline: None

Officer: Officer Jordan Davenport

i. **Policy Related to Complaint:** Alleged Complaint: Performance of Duty
Chief of Police Disposition: No Policy Violation
Discipline: None

5. **Case No.:** Prelim 2023-003

Investigator: Sergeant James Langton

Complainant: Tony Tobler

Officer: Officer Traevonne Smith

i. **Policy Related to Complaint:** Alleged Complaint: Standard of Conduct
Chief of Police Disposition: No Policy Violation
Discipline: None

6. **Case No.:** Prelim 2023-004

Investigator: Sergeant Albert Antonini

Complainant: Sara Stephens

Officer: Officer William Beaton

i. **Policy Related to Complaint:** Alleged Complaint: Standard of Conduct
Chief of Police Disposition: No Policy Violation
Discipline: None

7. **Case No.:** Prelim 2023-005

Investigator: Sergeant James Langton

Complainant: Randy Vigola

Officer: Officer Tori Johnston

i. **Policy Related to Complaint:** Alleged Complaint: Performance of Duty
Chief of Police Disposition: No Policy Violation
Discipline: None

8. **Case No.:** Prelim 2023-006

Investigator: Sergeant James Langton

Complainant: Cynthia Cadieux

Officer: Acting Major Jason Fields

i. **Policy Related to Complaint:** Alleged Complaint: Performance of Duty
Chief of Police Disposition: No Policy Violation

Discipline: None

9. **Case No.:** Prelim 2023-011
Investigator: Sergeant Albert Antonini
Complainant: Naser Eqab
Officer: Lieutenant Robert Kerbs
i. **Policy Related to Complaint:** Alleged Complaint: Standard of Conduct
Chief of Police Disposition: No Policy Violation
Discipline: None

10. **Case No.:** Prelim 2023-012
Investigator: Lieutenant Lesa Breneman
Complainant: David Moore
Officer: Detective Cierra Carter
i. **Policy Related to Complaint:** Alleged Complaint: Performance of Duty
Chief of Police Disposition: Insufficient Evidence to Investigate
Discipline: None

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)

11. **Case No.:** Admin 2022-009 **voted for Full Review on 3/14/23*
Investigator: Lieutenant Lesa Breneman
Complainant: Johanna Lagrange, Robert Smith, and Crystal Smith
Officer: Officer Cheyenne Krolczyk
i. **Policy Related to Complaint:** 9.1 Section II, A (9) Standard of Conduct
Chief of Police Disposition: Sustained
Discipline: Reprimand
ii. **Policy Related to Complaint:** 20.9 Section I (B) Preliminary Investigation Procedures
Chief of Police Disposition: Sustained
Discipline: Retraining (report writing)
Complainant: Lieutenant Lesa Breneman
Officer: Officer Cheyenne Krolczyk
i. **Policy Related to Complaint:** 25.3 Section IV, (A) Body-Worn MVR Operating Procedures
Chief of Police Disposition: Sustained
Discipline: Counseling
Officer: Officer Matthew Spencer
i. **Policy Related to Complaint:** 9.1 Section II, A (9) Standard of Conduct
Chief of Police Disposition: Not Sustained
Discipline: None
ii. **Policy Related to Complaint:** 20.9 Section I (B) Preliminary Investigation Procedures
Chief of Police Disposition: Sustained

- Discipline:** Counseling
- iii. **Policy Related to Complaint:** 8.2 Section IV (A) 5 Field Training and Evaluation Program FTEP Manual
- Chief of Police Disposition:** Sustained
- Discipline:** Counseling

NON-MANDATORY REVIEW BY BOARD

- 12. **Case No.:** Admin 2022-011
 - Investigator:** Sergeant James Langton
 - Complainant:** Angel Mariano
 - Officer:** Officer Cody Tarman
 - i. **Policy Related to Complaint:** General Order 9.1 Section II (A) (8) Performance of Duty
 - Chief of Police Disposition:** Sustained
 - Discipline:** Counseling
 - Officer:** Officer Michael Luna
 - i. **Policy Related to Complaint:** General Order 25.3 Section IV (A) Body-Worn MVR Operating Procedures
 - Chief of Police Disposition:** Sustained
 - Discipline:** Counseling / Policy Review
 - ii. **Policy Related to Complaint:** General Order 20.9 Section I (B) Preliminary Investigations
 - Chief of Police Disposition:** Sustained
 - Discipline:** Written Reprimand
 - iii. **Policy Related to Complaint:** General Order 9.1 Section II (A) 1: Knowledge of laws, rules, ordinances, and general orders
 - Chief of Police Disposition:** Sustained
 - Discipline:** Written Reprimand
 - iv. **Policy Related to Complaint:** General Order 9.1 Section II (A) (8) Performance of Duty
 - Chief of Police Disposition:** Other
 - Discipline:** Addressed by other FAS'S
 - v. **Policy Related to Complaint:** General Order 9.1 Section II (A) (8) Performance of Duty
 - Chief of Police Disposition:** Not Sustained
 - Discipline:** N/A
- 13. **Case No.:** Admin 2022-012
 - Investigator:** Sergeant Daniel Losapio
 - Complainant:** Sara Picon
 - Officer:** Officer Michael Luna
 - i. **Policy Related to Complaint:** General Order 9.1 Section II (A) (8) Performance of Duty
 - Chief of Police Disposition:** Not Sustained

- Discipline:** N/A
- ii. **Policy Related to Complaint:** General Order 24.5 Section IV (B) Crash Scene Information Collection
Chief of Police Disposition: Sustained
Discipline: Reprimand / Policy Review G.O. 24.5
- iii. **Policy Related to Complaint:** General Order 25.3 Section IV (A) Body-Worn MVR Operating Procedures
Chief of Police Disposition: Sustained
Discipline: Reprimand / Policy Review G.O. 25.3

14. **Case No.:** Admin 2022-013

Investigator: Sergeant James Langton

Complainant: Craig Hewitt

Officer: Officer Yanny Morales

- i. **Policy Related to Complaint:** General Order 9.1 Section II (A) (8) Performance of Duty as it relates to General Order 17.1 Section II Trespass Warning Notices, Procedures for issuing
Chief of Police Disposition: Unfounded
Discipline: N/A

Officer: Officer Jimmy Hernandez

- i. **Policy Related to Complaint:** General Order 9.1 Section II (A) (9) Standard of Conduct
Chief of Police Disposition: Unfounded
Discipline: N/A
- ii. **Policy Related to Complaint:** General Order 9.1 Section II (A) (8) Performance of Duty as it relates to General Order 17.1 Section II Trespass Warning Notices, Procedures for issuing
Chief of Police Disposition: Unfounded
Discipline: N/A

15. **Case No.:** IA 2021-011

Investigator: Sergeant James Langton

Complainant: Shavon Phipps

Officer: Marsy's Law

- i. **Policy Related to Complaint:** General Order 9.1 Section II Abuse of position / solicitation of funds
Chief of Police Disposition: Sustained
Discipline: Reprimand
- ii. **Policy Related to Complaint:** General Order 9.1 Section II (A) (9) Standard of Conduct
Chief of Police Disposition: Sustained
Discipline: Reprimand

Citizens Police Review Board

May 9, 2023

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NEXT MEETING ANNOUNCEMENT – The next meeting will be held on June 13, 2023 at 5:30 p.m.

ADJOURNMENT

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.