

Cleveland Community Police Commission
Police Investigations, Discipline, and Accountability Committee

Thursday, July 31, 2025 – 6:00 PM to 7:30 pm

MidTown Tech Hive, 6815 Euclid Avenue,

1st Floor Conference Room,

Cleveland, Ohio 44103

Public Livestream: www.youtube.com/@ClevelandCPC

Committee Members:

- James Chura
- Maya Kincaid
- Sheila Mason
- Shandra Moriera-Benito
- Michael Nelson

	Agenda
6:00 PM – 6:15 PM	• Call to Order • Welcome & Roll Call • Meeting Decorum • Adoption of Agenda • Approval of Minutes • Video Presentation on what led to the Consent Decree and why we need the Community Police Commission
6:15 PM – 6:45 PM	Public comment
6:45 PM – 7:30 PM	1. Brief Overview of 2025-CPC-001 and Committee Disposition (Interim ED) 2. Brady Giglio Subcommittee Report 3. Evidentiary Hearing Manual Overview (Interim ED) 4. Accomplishment – Drone (https://cloud.skydio.com/dashboard/clevelandpolice) 5. Vehicle Pursuit Policy (time permitting) 6. Election of Chair Pro-Tem/Chair
7:30 PM	Adjournment

Agenda may be subject to change.

Thank you all for the investment of time, intellect and heart toward building community collaboration in police reform. You are appreciated.

From Charter Section § 115-5 Community Police Commission

Voter findings. The voters of the City of Cleveland find, based on continuing, serial instances of police misconduct, that there is a need to significantly strengthen civilian oversight of the police force, and to hold the police force more accountable; strengthen the police reform initiated by, but grossly insufficient in, the Consent Decree in *United States of America v. City of Cleveland*, U.S. District Court for the Northern District of Ohio Case No. 1:15-cv-2046; institutionalize cultural change within the Division of Police; and reform the arbitration process by which unelected arbitrators who do not reflect the values, concerns, or diversity of the community - and who themselves often do not live in the community and therefore do not personally bear the burden of any problematic police practices - routinely undermine police accountability by reducing or reversing disciplinary decisions.

GUIDELINES FOR PUBLIC COMMENT

The purpose of public comment is to hear as many community voices and points of view as possible. In order to achieve this, please follow the community guidelines:

- Everyone is encouraged to participate.
- Please sign up prior to making a comment
- Please keep comment to 3 min or under
- Please step to the mic, state your name and where you live.
- If you have already voiced your ideas, let others have an opportunity to speak. Be brief and to the point.
- One person speaks at a time. Please refrain from side conversations.
- Try your best to understand the pros and cons of every perspective, not just those you prefer. Be as objective and fair-minded as you can be.
- Public comment will occur for approximately 30 minutes during the CPC meeting. After the allotted timeframe, if a pressing issue arises any additional comments can be directed to Ms. Williams, CPC community engagement specialist.
- If time permits, the co-chairs may reopen the public comment portion if all CPC business items are addressed.
- Commissioners will generally not respond to comments or questions but will consider all comments and questions. Community members are encouraged to follow up with questions and concerns via email at clecpc@clevelandohio.gov.

Cleveland Community Police Commission

Accountability Committee Meeting Minutes

Meeting Date, Time and Location

Meeting Date: **July 31, 2025**

Meeting Time: **6pm**

Meeting Location: **3631 Perkins Ave, 4th Floor, Cleveland, OH 44114**

This Regular meeting of the Accountability Committee was called to order on **7/31/2025** at **6:13pm** by **Chair Pro Temp Nelson**.

Attendance roll call:

- James Chura - present
- Maya Kincaid- absent
- Sheila Mason - present
- Shandra Moriera-Benito - present
- Michael Nelson - present

Non-Committee Members Present:

- John Adams
- Sharena Zayed

Commissioner Nelson stated he would volunteer to Chair Pro Temp the meeting. The committee agreed that the Chair Pro Tempore would preside until agenda item two, after which the Chair position would be reviewed and a permanent Chair appointed if necessary.

Chair Pro Temp Nelson recited the meeting decorum guidelines pursuant to Cleveland City Ordinance Sections 605.04 and 101.021.

I. Approval of Agenda

Commissioner Moreira-Benito motioned to approve the agenda. Commissioner Chura second the motion. Chair Pro Temp Nelson conducted a role call vote. The agenda was approved.

II. Public Comment

There is no Public Comment

III. Review of the Previous Minutes

There are no minutes available for approval.

IV. New Business (with motions, decision, votes, and action items as needed)

Summary of discussion and votes:

- Item 1: Interim Executive Director Alix Nouredine presented the Case No. 2025 CPC-001 review for complaint number.
 - **Allegations:**
 - Improper Procedure (violations of GO 2.02.02 and Rule 4.17)
 - Unprofessional Conduct (violations of Rules 5.01, 5.08, and 5.09)
 - Bias-Free Policing Violation (GO 1.07.08)
 - **Findings:**

The Office of Professional Standards (OPS) and the Civilian Police Review Board (CPRB) found:

 - Improper Procedure: Exonerated
 - Unprofessional Conduct: Unfounded
 - Bias-Free Policing: Unfounded
 - **Executive Director's Remarks:**

Interim Executive Director Nouredine concurred with the investigative findings but expressed a special concern regarding the handling of the complainant's Miranda rights. The complainant invoked her right to remain silent, which was initially respected; however, questioning resumed shortly thereafter. This raised special concerns regarding compliance with Miranda rights protocols.
 - **Recommendation:**

Interim Executive Director Nouredine recommended remanding the issue concerning the handling of Miranda rights back to the CPRB for further investigation and review.
 - Commissioner Shandra Moreira-Benito asked Interim Executive Director Nouredine if the complainant was considered to be held under a search or how Miranda applied to her in the situation since she was not the one being served the warrant. Interim Executive Director Nouredine responded with "Whether someone is detained or not is based on a variety of factors. I believe it is objective and subjective as well. And the guiding principle is whether that individual and whether any reasonable individual would feel free to leave at that moment. But regardless whether that individual felt free to leave at the moment, I think the fact she was advised of her Miranda Rights supports the conclusion she was detained in the

first instance and therefore she was permitted all her constitutional rights that flow from that.”

*****There was a break in the live stream, so some of the meeting is not captured via video*****

After hearing the recommendation from the Interim Executive Director, Chair Pro Temp Nelson recommended to the Committee they first handle the status of the appeal. He asked if there was a motion to recommend to the full commission that the appeal be denied. Commissioner Moreira-Benito motioned that the accountability committee recommend to the full commission that this appeal be denied and not move forward in the evidentiary hearing process. Commissioner James Chura second. There were no questions or further discussion. Chair Pro Temp called for a vote.

- Chura - aye
- Moreira-Benito - aye
- Mason - aye
- Nelson - aye

The motion to deny the appeal passed with a unanimous vote.

- Chair Pro-Temp Nelson asked if there was a motion to move the remand to the full commission in regard to the handling of the Miranda Rights. Commissioner Moreira-Benito commented that she is not sure the committee needs to bring this forth to the entire commission, given that this request for a remand would be like a citizen complaint to the Office of Professional Standards. She is not sure that every time they find something in the course of reviewing the case, it is necessary to bring it to the full commission and it could create a new procedure that is not necessary.

Interim Executive Director Nouredine clarified that the accountability committee has the authority in the first instance whether to deny or hear an appeal. He also stated that in the event the accountability committee denies an appeal, that appeal would not move forward to the full commission. Because there is a lack of clarity surrounding the process on whether this would need to go to the full Commission, Interim Executive Director Nouredine noted that it would be most appropriate for the full Commission to have to approve the remand.

*****There was a 5 minute recess*****

Chair Pro Temp Nelson stated the following motion: “We move to advance to the full commission a remand of the petition to CPRB with request for CPRB to direct

the OPS administrator to conduct an investigation of the alleged misconduct as it relates to Miranda.” Chair Pro Temp Nelson clarified that this is not a disciplinary recommendation, but rather an instructive recommendation.

Commissioner Moriera-Benito shared that she would like for the accountability committee to recommend to the rules committee to create a procedure or a different procedure for scenarios like this.

Commissioner Chura commended that this should not be sent back to OPS. He thinks it is more of a training issue. He comments there is no bright line or time frame, but rather a passage of significant time. For this reason, he believes the committee should pass this to the training committee and the Cleveland Division of Police.

Chair Pro Temp Nelson called to amend the motion to what Commissioner Chura stated. Commissioner Moreira-Benito commented that this was not the Commission saying Miranda was violated or not, but that this issue could use some review. She shared her concerns that the Commission would be skipping steps due to the Commission not being an investigatory body. She mentioned that there is nothing stopping the Commission from going to the training Committee and saying the division needs more training on Miranda. Rather, this specific case situation lies more under the authority of CPRB and OPS.

Co-Chair John Adams commented he agrees with Commissioner Moreira-Benito. He also mentions that the Interim Executive Director agrees with the recommendations of OPS and CPRB, but has found something that was not investigated. He clarifies that the Committee is asking that OPS do the investigation on this issue so that CPRB can determine if there was a violation of Miranda or not.

Commissioner Chura commented again that if it were a significant issue, it would have been brought up during the investigation and addressed, and that is why he feels it is more of a training issue, rather than an issue needed to go back to OPS.

There was no second to the motion, so the motion has died and is off the table.

Commissioner Chura proceeded to make a new motion that the Interim Executive Director send a memo to the whole Cleveland Division of Police that all officers be re-instructed on Miranda rights, specifically regarding the significant passage of time.

Commissioner Moreira-Benito commented that her concern with this motion is that the commission has a training committee that is to work with the Cleveland Division of Police, and this motion skips over the responsibility of the training committee.

Chair Pro-Temp Nelson commented that this is only the Accountability Committee's recommendation to the full body.

Co-Chair Adams said that if this is what the committee wants, they should reach out to Commission Untaya Miller, who is the chair of the training committee.

Commissioner Chura is okay with this being sent to the Training Committee. He then calls to withdraw his amendment. Commissioner Chura would like to have the paragraph regarding Miranda Rights on page 6 of the Interim Executive Director's case package be sent to the training committee, examine it, and make their own recommendation to the division. Commissioner Mason second.

Chair Pro Temp Nelson called for the vote. It passed with a unanimous vote. He also commented that the initial motion died.

- Item 2: Brady-Giglio List
 - Commissioner Moreira-Benito commented this was her item she wanted added to the agenda. She stated that there needs to be a plan developed for how the commission will handle the charter responsibility of maintaining a Brady-Giglio list

Co-Chair Adams requested that for the public, Brady-Giglio be explained and why this work is important.

Commissioner Moreira-Benito explained it. She mentions how different prosecutors' offices maintain their own list and have their own process for maintaining it. There is not a lot of transparency or clarity on how these offices maintain these lists She mentions how it is the responsibility of the accountability committee to move this work forward.

Interim Executive Director Nouredine explains the general legal principal that stems from Brady is the ethical mandate that all prosecutors provide all impeachment materials to the defense in its prosecution of the case. Brady and Giglio stand for the proposition that any disciplinary background that might discredit an officer from testify truthfully shall be disclosed from the prosecution to the defense so the defense can have a fair trial. He continues to explain what this Commission is tasked with

when it comes to Brady-Gigglio, which falls under the City of Cleveland Charter 115.5, section H, paragraph 9.

Interim Executive Director Nouredine comments that what he thinks this Committee needs to determine is how it will move forward in the process of creating the list or the criteria for such a list to hold the prosecutors to their ethical obligation.

Chair Pro Temp asks if it would be appropriate to table this matter for tonight's meeting and recommended a meeting solely dedicated to this topic.

Co-Chair Sharena Zayed said that she thinks there needs to be discussion and suggests that the first step be creating a work group and then this work group can focus on how to move forward.

Chair Pro Temp Nelson suggests setting a specific date to talk in the near future to address this issue and establish a work group.

Commissioner Moreira-Benito mentioned that this information was sent to the accountability committee over 6 weeks ago, and that her concern with pushing this work off any further is that it has been made clear to the committee that this work needs to be discussed.

Commissioner Chura talked about the previous work group and how they organized the different offenses and how they looked at what needed to be on the list/what did not.

Co-Chair Zayed asked if there any members on the Committee were interested in being on this work group. She mentions only 2 Committee members can be on the work group.

Commissioner Moreira-Benito explained her concern that community members want this done and how the commission is 3 years in, and no work has been treated with urgency. She also explains how the commission is not meeting its charter mandates. She makes the recommendation of the list of disciplinary actions as a way of providing general information that the respective parties can determine for themselves the reliability of the officer.

*****There was a small pause in the stream, so some information was not captured via video*****

There was conversation about setting another meeting date to further discuss the matter of Brady-Gigglio.

- Item 3: Departure Letters
 - Interim Executive Director Nouredine mentions the Committee may need a little bit of training on the oversight structure in the city of Cleveland. He explains the process in which a citizen may submit a complaint to OPS and CPRB and how CPRB then issues a disposition letter. This letter is issued to either the chief of police or director of Public Safety. Either party can then depart from the recommendation within that letter issued by CPRB. He mentions that this agenda item is meant to be used as a discussion point on how to review or consider these departure letters moving forward.

Commissioner Moreira-Benito talks about how she has maintained a database of all the disciplines that have been given, and how Ryan Walker, the senior policy analyst for the CPC, will help catalog this discipline. This spreadsheet will be in aid in reviewing the disciplinary notices, rather than reading all the letters. It will list what the violation was, what group, and whether the discipline fell into the discipline matrix that existed at the time of the violation. She mentions how this document also has information regarding OPS discipline, IA investigation, and whether the chief departed from the CPRB recommendation. Her hope is that this spreadsheet will help the commission notice trends and also be a more streamlined way to view the information.

Commissioner Mason asked if this sheet would be on a shared platform. Commissioner Moreira-Benito confirmed this was on the sharepoint for all Commissioners to view.

Co-Chair Adams commented that these departure letters should be a priority for the Committee and the Commission. He mentions he has some concerns over what he is seeing in these letters. He talks about the process in which the chief or director of public safety must go through to depart from the recommendation set by CPRB. He mentions he is not really sure this process is happening right now. Co-Chair Adams continues to remind the Committee this needs to be a priority because it is critical to the work of the commission, especially since there are timeframes associated with discipline.

Chair Pro Temp mentioned the concern about not having enough staff to help with the backlog of letters.

Co-Chair Zayed mentions that maybe a work group could begin working on this immediately as well.

Chair Pro Temp Nelson mentions a concern of the public having access to these records. Co-Chair Adams mentions this will already be public information at the time of review by the public.

Commissioner Moreira-Benito makes a suggestion that they form a workgroup that can work with Ryan Walker to get the discipline tracker compiled and then also begin flagging cases that should be reviewed by the accountability committee. She also recommends a monthly meeting where they review the disciplinary notices that are received. She also mentions she is more than happy to serve on this workgroup.

Co-Chair Adams discusses all the work and information is needed for this work group. He mentions there is need to know what the actual discipline imposed by CPRB was, the response from the chief and the public safety director regarding this discipline, and once the committee is aware something is departed from, it needs to be compared to the discipline matrix. Also, this Committee needs to know how this discipline departed from justly. He mentions the final step in this is that once it is found some departures don't meet some threshold, the workgroup can then come to the committee.

There is a continued discussion on who will serve on what workgroup. Commissioner Mason comments that she will be on the departure letter workgroup and Commissioner Chura will be on the Brady-Gigglio work group.

- Item 4: General Discussion/overview of disciplinary accountability
 - Co-Chair Adams wanted to bring to the attention of the committee that there was some concern about the internal HR Investigations that were not completed and the list the CPC released to the public. He mentions since that list was released, those investigations have been completed and have come back from the Cleveland Division of Police. He mentions another step that needs to be taken is figuring out how the commission follows up on these investigations. There was continued discussion on these complaints and the need to follow up on them. Co-Chair Adams further explained how these were internal complaints from officers against officers. He then mentions again that this is something the commission should follow up on.

Chair Pro Temp Nelson asks if there were any complaints from officers that have not been addressed to the satisfaction of the complaining officer. Co-Chair Adams explains he has not heard anything. He mentions the commission should be interested in this process because there is no civilian oversight in this process.

There was discussion around there being a need for outside resources to help with this work. Interim Executive Director Nouredine commented back that we are limited in resources and this needs to be all hands on deck. He also commented that the Accountability Committee impacts a lot of the work of the other committees. He recommends this Committee meets on a bi-weekly basis. He also comments on how the public may not be aware of the various ways officers may be disciplined and the oversight powers over discipline. He mentions this Committee should undertake a full review of each of those disciplinary letters or disposition letters to determine whether or not those disciplinary decisions meet the discipline matrix criteria at the time of the incident to determine if this matter should be reviewed by the full Commission to potentially impose greater discipline.

Chair Pro Temp Nelson asked Interim Executive Director Nouredine if he has identified any priorities for the commission the Accountability Committee needs to consider. Interim Executive Director Nouredine highlighted the items on the agenda and their importance to the Committee's work.

Chair Pro Temp Nelson summarized the work groups that will be created and which commissioners will serve on them.

Commissioner Mason asked if there was any work being done on partnering with the local colleges and the criminal justice students who may want to receive credit through an internship with the CPC. Interim Executive Director Nouredine commented that he has a call with someone to discuss an externship and has requested that this committee give some direction on what they need assistance with.

Co-Chair Adams remarked that there has not been a lot of success with getting additional funds from Cleveland City Council. He mentions something to consider is connecting with budget and grants committee since they will be drafting the 2026 budget soon.

- Item 5: District Offices

- Chair Pro Temp Nelson began the conversation with how these police district offices are not suitable working conditions for officers and are not suitable conditions for the community to be in either.

Co-Chair Adams suggested this being a topic of the outreach committee and to speak with Commissioner Maya Kincaid.

- Item 6: Committee Chair
 - The committee had discussion around the permanent chair position. Commissioner Moreira-Benito mentioned she could chair, but also knows Commissioner Nelson is interested. She mentions this should also be a top priority.

Commissioner Chura suggested it be tabled until the full committee was in attendance to decide this. This discussion was tabled until the next meeting.

V. Formal Adjournment

Chair Pro Temp Nelson adjourned the meeting at 8:07pm