



AGENDA

**STUART INDEPENDENT REVIEW BOARD
TO BE HELD APRIL 18, 2022
AT 10:00 AM
COMMISSION CHAMBERS
121 SW FLAGLER AVE.
STUART, FLORIDA 34994**

BOARD MEMBERS

**Chair - Anita Cocoves
Vice Chair - Pearlie B. Clarke
Board Member - Diane "Dee" Gusch
Board Member - Helen McBride
Board Member - Kristin Stanley**

ADMINISTRATIVE

Recording Secretary - Mary Kindel

Agenda items are available on our website at <http://www.cityofstuart.us>
Phone: (772) 288-5306. Fax: (772) 288-5305. E-mail: mkindel@ci.stuart.fl.us

In compliance with the Americans with Disabilities Act (ADA), anyone who needs a special accommodation to attend this meeting should contact the City's ADA coordinator at 772-288-5306 at least 48 hours in advance of the meeting, excluding Saturday and Sunday.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he will need a record of the proceeding, and that for such purpose he 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.

(RC) next to an item denotes there is a City Code requirement for a Roll Call vote.
(QJ) next to an item denotes that it is a quasi-judicial matter or public hearing.

WHAT IS CIVILITY? Civility is caring about one's identity, needs and beliefs without degrading someone else's in the process. Civility is more than merely being polite. Civility requires staying "present" even with those persons with whom we have deep-rooted and perhaps strong disagreements. It is about constantly being open to hear, learn, teach and change. It seeks common ground as a beginning point for dialogue. It is patience, grace, and strength of character. Civility is practiced in our City Hall.

PUBLIC COMMENT: If a member of the public wishes to comment upon ANY subject matter, including quasi-judicial matters, please submit a Request to Speak form. These forms are available in the back of the Commission Chambers, and should be given to the City Clerk prior to introduction of the item number you would like to address.

CONSENT CALENDAR: Those matters included under the Consent Calendar are self-explanatory, non-controversial, and are not expected to require review or discussion. All items will be enacted by one motion. If discussion on an item is desired by any City Commissioner that item may be removed by a City Commissioner from the Consent Calendar and considered separately. If an item is quasi-judicial it may be removed by a Commissioner or any member of the public from the Consent Calendar and considered separately.

QUASI-JUDICIAL HEARINGS: Some of the matters on the Agenda may be "quasi-judicial" in nature. City Commissioners will disclose all ex-parte communications, and may be subject to voir dire by any interested party regarding those communications. All witnesses testifying will be "sworn" prior to their testimony. However, the public is permitted to comment without being sworn. Unsworn testimony will be given appropriate weight and credibility by the City Commission.

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

APPROVAL OF MINUTES

1. APPROVAL OF 02/11/2022 SIRB MINUTES

COMMENTS BY BOARD MEMBERS (Non-Agenda Items)

HEARING

2. REVIEW OF CITIZEN COMPLAINT BY DUANE BROWN AGAINST STUART POLICE DEPARTMENT
3. REVIEW OF CITIZEN COMPLAINT BY LISA QUEEN AGAINST OFFICER PECCI

ADJOURNMENT

**CITY OF STUART, FLORIDA
AGENDA ITEM REQUEST
Stuart Independent Review Board**

Meeting Date: 4/18/2022

Prepared by: Susej Meleqi

Title of Item:

APPROVAL OF 02/11/2022 SIRB MINUTES

Summary Explanation/Background Information on Agenda Request:

APPROVAL OF 02/11/2022 SIRB MINUTES

Funding Source:

N/A

Recommended Action:

Approve minutes.

ATTACHMENTS:

1. 02112022 SIRB

**MINUTES
STUART INDEPENDENT REVIEW BOARD
CITY OF STUART, FLORIDA
HELD February 11, 2022
AT 10:00 AM Commission Chambers
121 SW FLAGLER AVE.
STUART, FLORIDA 34994**

STUART INDEPENDENT REVIEW BOARD

Chairperson - Anita Cocoves

Vice Chairperson - Pearlie B. Clark

Board Member - Kristin Stanley

Board Member - Helen McBride

Board Member - "Dee" Diane C. Gusch (ABSENT)

ADMINISTRATIVE

Recording Secretary

Mary R. Kindel

 **10:00 AM ROLL CALL**

Present: Helen McBride, Anita Cocoves, Pearlie B. Clark, and Kristin Stanley.

Absent: Dee Gusch

CALL TO ORDER

PLEDGE OF ALLEGIANCE

1. ANNUAL NOMINATION OF CHAIR AND VICE CHAIR

 **10:01 AM MOTION: I nominate we stick to the same.**


MOTION BY: Board Member Stanley

SECONDED BY: Board Member McBride

Motion unanimously approved.

APPROVAL OF MINUTES

2. APPROVAL OF 04/16/2021 SIRB MINUTES

 **10:02 AM MOTION: I move approval.**
MOTION BY: Board Member McBride
SECONDED BY: Board Member Stanley
Motion unanimously approved.

COMMENTS BY BOARD MEMBERS


HEARINGS

3. REVIEW OF CITIZEN COMPLAINT BY WILLIAM MILSTEAD AGAINST OFFICER RUEDIGER

City Manager Dyess announced that there a video is available and reviewed the complaint and offered to play the video for the Board.


Police Chief Tumminelli provided a synopsis of the situation, noting the complaint was determined to be unfounded and deemed frivolous.

The Board made a motion without viewing the video. Chair Cocoves entertained a motion to accept Chief and the City Manager's decision in this case.

 **10:05 AM MOTION: So moved.**
MOTION BY: Board Member Clark
SECONDED BY: Board Member McBride
Motion unanimously approved.


4. REVIEW OF CITIZEN COMPLAINT BY DEVERN CLEMON AGAINST OFFICER PECCI

Chief Tumminelli provided a brief review of the case and police cam video was shown. Determination of the City Manager that the complaint was unfounded and frivolous.

 **10:11 AM MOTION: Motion to approve [in agreement with City Manager's recommendation].**
MOTION BY: Board Member McBride
SECONDED BY: Board Member Stanley
Motion unanimously approved.

5. REVIEW OF CITIZEN COMPLAINT BY DUANE BROWN AGAINST OFFICER LEE


Chief Tumminelli updated the Board on the case, noting the determination of the complaint was unfounded.

 **10:14 AM MOTION: I so move.**
MOTION BY: Board Member Clark
SECONDED BY: Board Member McBride
Motion unanimously approved.

6. REVIEW OF CITIZEN COMPLAINT BY JESSICA GORDON AGAINST OFFICER HOGAN

City Manager Dyess reported on the case and complaint, stating it is a subsequent complaint to the next item on the agenda. He noted the complainant is listed as only initials per state law, not revealing victims of crime, therefore, only initials are released. The case in item 7 was under active investigation when the second complaint came in, both complaints resulted in the disciplinary action.

Chief Tumminelli provided a brief synopsis of the case and was considered unfounded but tagged on to the case identified in Item #7.

 **10:17 AM MOTION: I so move [in agreement with City Manager's recommendation].**
MOTION BY: Board Member Clark
SECONDED BY: Board Member Stanley
Motion unanimously approved.

7. REVIEW OF CITIZEN COMPLAINT BY MH AGAINST OFFICER HOGAN

Police Chief Tumminelli reviewed the case, explaining the Officer responded to a child abuse case, called to report to patrol from his regular duties. Hogan received a Letter of Counseling for not wearing his body camera has been required to attend PIP Training (Personal Improvement Program) recommended to include complex investigations.

Brief questioning by the Board in reference to where the PIP training is offered and by whom, and why that Officer was sent on the complex call. Questions were answered by Chief Tumminelli.

 **10:34 AM MOTION: So moved.**
MOTION BY: Board Member McBride
SECONDED BY: Board Member Clark
Motion unanimously approved.

OTHER MATTERS

 **10:34 AM ADJOURNMENT**

Mary Kindel
City Clerk/Recording Secretary

Anita Cocoves
Chairperson

**CITY OF STUART, FLORIDA
AGENDA ITEM REQUEST
Stuart Independent Review Board**

Meeting Date: 4/18/2022

Prepared by: Michelle Vicat

Title of Item:

REVIEW OF CITIZEN COMPLAINT BY DUANE BROWN AGAINST STUART POLICE DEPARTMENT

Summary Explanation/Background Information on Agenda Request:

Please see the attached documentation for complete details.

Funding Source:

N/A

Recommended Action:

Motion to approve or disapprove of the recommendation of the City Manager.

ATTACHMENTS:

1. Duane Brown



STUART POLICE DEPARTMENT

Joseph Tumminelli, Chief of Police
830 SE Martin L. King Blvd. Stuart, FL 34994
Telephone 772-287-1122 Fax 772-220-5986

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INITIAL NOTICE OF INQUIRY (I.N.O.I.)

To: Chief of Police

via:

From:

Inquiry Date:

Time:

An inquiry has been made concerning (Employee):

ID Number:

Alleged Violation Date:

Time:

Alleged Policy Violation(s):

The inquiry originated:

Name of complainant:

Address of complainant:

Phone:

Sex:

Race:

Date of Birth:

Setting forth the following circumstances (Attach Supplements if needed):

Signature of person taking INOI

Rank/Position

ID Number

Division

The employee originating this INOI must place the original in a sealed envelope or hand deliver to the appropriate Captain for further inquiry.



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CITIZEN COMPLAINT FOR INTERNAL INVESTIGATION

The Stuart Police Department will investigate any citizen complaint brought against its personnel. To establish a legitimate complaint and to initiate an internal investigation, this form must be signed and sworn to.

Complainant Name: Duane L Brown II

Address: 901 SE 9th St

Phone Number: 772 286 5710

Email: _____

Employee(s) Name(s): ~ NOW

Nature of Complaint: _____

I agree to fully cooperate with the Stuart Police Department by giving sworn testimony, if requested, as to the full and complete details of the event leading to this action. I will produce all witnesses to this event known to me. If I fail to follow through with an interview, or do not cooperate with the investigator by giving sworn testimony, I understand that this complaint will be deemed to have been withdrawn by me. In that event, I will expect that no action will be taken against the employee(s).

Should an investigator need to schedule an interview with me, I am most easily contacted at:

- Phone number shown above
- Other phone number: _____
- Email shown above
- Other email: _____
- Other: _____

I, Duane L Brown II, do hereby swear or affirm that the factual allegation(s) made by me above in this complaint are, to the best of my knowledge and belief, true and based upon fact.

Duane L Brown II
Complainant Signature

In Martin County, Florida; sworn or affirmed and subscribed before me by means of physical presence or online notarization, this 24 day of February, 2022, by R. Shine who is personally known to me OR produced _____ as identification.

Notary Public or Officer Signature

Richard L. Shine
Print, Type, or Stamp Name of Notary Public or Officer

Nature of Complaint continued:

I want to make another complaint ^{against} ~~against~~ Stuart P.D
I got stopped again ^{last night} by the same cops that pulled me over ~~last~~ ^{off} my
Bike the Last two times. I got pulled over last night he say
I Aint Have no light on my Bike he wrote me a ticket
But I got a Big ol Light flashing in the front
of my Bike he still gave me A ticket for \$81.
Then The other Day I talked to the chief he
Told me I Had to move out of town, And
I know he know I dont have any where to go or
Sleep. And I dont understand why do I have
to move away if I was Born here? It makes
no sence. And ~~we~~ When I sleep I see Blue
& Red lights of the ~~ALL~~ WHOLE force
harrassing me. when I sleep at night
or Day Dream



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CITIZEN COMPLAINT FOR INTERNAL INVESTIGATION

The Stuart Police Department will investigate any citizen complaint brought against its personnel. To establish a legitimate complaint and to initiate an internal investigation, this form must be signed and sworn to.

Complainant Name: Dwane Brown

Address: 901 SE 9th Street

Phone Number: 772 286-5710

Email: -

Employee(s) Name(s): -

Nature of Complaint: _____

I agree to fully cooperate with the Stuart Police Department by giving sworn testimony, if requested, as to the full and complete details of the event leading to this action. I will produce all witnesses to this event known to me. If I fail to follow through with an interview, or do not cooperate with the investigator by giving sworn testimony, I understand that this complaint will be deemed to have been withdrawn by me. In that event, I will expect that no action will be taken against the employee(s).

Should an investigator need to schedule an interview with me, I am most easily contacted at:

Phone number shown above Other phone number: _____

Email shown above Other email: _____

Other: _____

I, Dwane Brown II, do hereby swear or affirm that the factual allegation(s) made by me above in this complaint are, to the best of my knowledge and belief, true and based upon fact.

[Signature]
Complainant Signature

In Martin County, Florida; sworn or affirmed and subscribed before me by means of physical presence or online notarization, this 3rd day of April, 2022, by B. Busio who is personally known to me OR produced _____ as identification.

[Signature]
Notary Public or Officer Signature

JOE TUMINELLI
Print, Type, or Stamp Name of Notary Public or Officer

Nature of Complaint continued:

I want to make another complaint on Stuart PD, 10 mins ago I was just sitting on my bike on the sidewalk on my phone next thing see Stuart PD ~~truck~~ ~~behind~~ behind me then he "put his ~~WA~~ Red & Blue lights on" I almost had a heart attack. They know I'm traumatized. After he put the lights on he turned them off and kept ~~from~~ going.



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TO: File

FROM: Chief Joseph Tumminelli *JT*

DATE: March 28, 2022

SUBJECT: Duane Brown Citizen Complaints (x3)

On February 15, 2022, Duane Brown came to the Stuart Police Department and completed a citizen complaint stating he is being harassed by the Stuart Police Department. He stated that he received a citation and explained that he had a light on his bicycle.

I reviewed the traffic stop on a bicycle by Officer Spugnardi, and the video clearly shows that the stop was legal. Brown was operating a bicycle without a light on the front or a red light on the rear of his bicycle, per Florida statute. During the traffic stop, Officer Spugnardi maintained his composure and was very polite and cordial to Brown. Brown asked for the officer's identification which was given to Brown. In addition, Lieutenant Gerwan was on scene during this encounter. Upon my review of this complaint, signed on February 15, 2022, it is deemed frivolous with not policy violations.

After Brown issued this initial citizen complaint, I asked to speak with him in my office. This meeting occurred on or about February 22, 2022. Brown met with me and explained that he was being stopped constantly by Stuart Police officers and wanted to make a make a complaint that he was being harassed. I explained to Brown that the common practice of problem-oriented policing, directed patrol, and proactive policing is to target problem situations and problem individuals in problem areas. It should be noted that prior to this meeting, Brown is suspected of utilizing firearms to commit criminal acts, specifically shooting at people. Through investigation this is a known fact. During our conversation, however, Brown adamantly denied that he had any involvement in such activities. I explained to Brown that I had evidence that he was directly involved in criminal activity, and I instructed my officers to make sure that he is not breaking the law. This is not harassment. This is proactive policing protecting the community with directed patrol and problem-oriented policing, all of which are valid philosophes for directing law enforcement resources for problematic incidents.

During this conversation, I offered Brown an “out”. I asked him if he needed help to get off the street. I offered any advice that he needed to ask me, and I offered that I could possibly get him a job to get him off the street. I told him that he needed to remove himself from the situation and the individuals that he hangs out with, who indeed are suspects in many shootings within the East Stuart area. Brown did not want my help and explained to me that he just wanted to be left alone.

On February 24, 2022, I received another signed citizen complaint on the entire Stuart Police Department, to include naming me. Brown stated that I told him that he needed to leave town which was never the case, but is certainly not a bad idea.

On March 3, 2022, Brown again dropped off another citizen complaint, stating he was witness to a foot chase that happened within East Stuart and was traumatized by the blue lights emanating from the Stuart Police patrol vehicles. In his third complaint, he stated that he has trouble sleeping because he dreams of blue lights and is being victimized by police presence within East Stuart. I find it ironic that blue lights traumatized Brown, however, gunfire does not.

All three complaints by Brown are frivolous. If Brown doesn't want to be the target of any type of investigation, proactive policing project, problem-oriented policing, and directed patrols, he should disassociate himself from criminal activity and the individuals who also participate in criminal activity. Until then, Brown will get the full attention of the Stuart Police Department; attention to make sure that he and his associates abide by Florida law. It is my job to protect the community from these nefarious individuals who wreak havoc by shooting guns recklessly within the neighborhood. I would also like to note that no later than 2-3 weeks after these citizen complaints were filed with the police department, Brown has warrants for his arrest for shooting someone, which was captured on video.

I have nothing further to add, other than to say that I am appalled that Brown has the audacity to complain on police officers doing their job at my direction, knowing that he has been involved in violent crimes within East Stuart.

**CITY OF STUART
OFFICE OF THE CITY MANAGER**



MEMORANDUM

TO: STUART INDEPENDENT REVIEW BOARD
FROM: DAVID DYESS, CITY MANAGER
SUBJECT: COMPLAINT OF DUANE BROWN ABOUT "STUART POLICE OFFICERS"
DATE: 4/4/2022

Dear Members of the Board:

Attached to this memorandum is the complaint initiated by Duane Brown

Mr. Brown filed a complaint believing that officers of the police department are harassing him. Mr. Brown was riding his bicycle at night without lights (front and rear), which are required by law. Mr. Brown has had several contacts with law enforcement over the past few months, but none of his signed complaints against officers actually outline a policy, regulation or law violation against the officers.

Chief Tumminelli outlines that Mr. Brown is a suspect in multiple violent crimes and the officers should be interacting with him to prevent and or establish probable cause for an arrest to eliminate the activity from the neighborhood.

I have reviewed the file and agree with Chief Tumminelli's findings.

Respectfully submitted,

DAVID DYESS

cc: Duane Brown, 901SE 9th Street Stuart, FL 34994
Chief Tumminelli
Stuart Police Officers

**CITY OF STUART, FLORIDA
AGENDA ITEM REQUEST
Stuart Independent Review Board**

Meeting Date: 4/18/2022

Prepared by: Michelle Vicat

Title of Item:

REVIEW OF CITIZEN COMPLAINT BY LISA QUEEN AGAINST OFFICER PECCI

Summary Explanation/Background Information on Agenda Request:

Please see the attached documentation for complete details.

Funding Source:

N/A

Recommended Action:

Motion to approve or disapprove of the recommendation of the City Manager.

ATTACHMENTS:

1. Queen



STUART POLICE DEPARTMENT

Joseph Tumminelli, Chief of Police
830 SE Martin L. King Blvd. Stuart, FL 34994
Telephone 772-287-1122 Fax 772-220-5986

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INITIAL NOTICE OF INQUIRY (I.N.O.I.)

To: Chief of Police

via:

From:

Inquiry Date:

Time:

An inquiry has been made concerning (Employee):

ID Number:

Alleged Violation Date:

Time:

Alleged Policy Violation(s):

The inquiry originated:

Name of complainant:

Address of complainant:

Phone:

Sex:

Race:

Date of Birth:

Setting forth the following circumstances (Attach Supplements if needed):

Signature of person taking INOI

Rank/Position

ID Number

Division

The employee originating this INOI must place the original in a sealed envelope or hand deliver to the appropriate Captain for further inquiry.

STUART POLICE DEPARTMENT



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C.C. Ofc. Zach Pecci
Complainant Lisa Queen

Synopsis:

On January 10th, I was notified by Lt. Shine that this had been assigned to me as a Supervisory Review. Upon reviewing the TEAMS file, I found:

- Copy of the Citizen Complaint signed by Lisa Queen
- Copy of the INOI signed by Sgt. Buchanan

I included the sworn statement given by Lenadrain Williams taken by Sgt. Bossio on 12/28/2021

Allegations:

Complaint #1,

Policy 2, section I (F)

-...willful omission of any material fact which should be included in any official report.

Investigation:

I have viewed body camera footage (from several angles) of the initial complaint by Mr. Bryant against Pittman, and several subsequent interviews of Mr. Pittman.

On 12/28/2021 at approximately 1456 hours, I was on scene in the area of Erneston Produce and spoke to Mr. Bryant as he had flagged down other officer's (Detective Lee and a MCSO Deputy.) I asked Bryant what occurred, he specifically stated that Pittman threatened him, stating "I'm gonna fuck you up.", at which time Bryant stated he picked up his walking cane and brought it horizontal with his waist in attempt to keep Pittman back as he said Pittman lunged at him. Bryant continued to talk about the interactions with Pittman, and at one point stated "his sister said I raped her, you know that girl Nay

Nay, she said I RAPED HER! AND I WANT HER TAKEN DOWN TOO!” Bryant was adamant that Pittman kept threatening him and he was concerned.

I myself made contact with Pittman several times before the arrest:

@1605 hours

@1701 hours

Several times I asked him what happened between himself and Bryant. Several times Pittman stated “nothing happened.” I offered Pittman several opportunities to give me his side of the story and each time he said nothing happened.

It wasn’t until Pittman was placed in handcuffs did he speak of the incident, and the only thing he stated was “Ask my baby mama what happened.” The baby mama he is referring to is a female by the name of “Nay Nay.” When I met with Lisa Queen (Pittman’s mother), while at the Stuart Police Department requesting citizen complaint paperwork, she could not recall her real name either. Lenadrain Williams “Nay Nay” stated that Bryant hit Pittman with the cane. Bryant refuted this in his earlier statement, stating Pittman said “You called the court on me....I’m gonna fuck you up...” and that Pittman lunged at him. According to Bryant’s statement, he never struck Pittman, he only brought his cane up to keep distance between them.

Regarding no probable cause for arrest:

Based on the information that Officer Pecci had at the time, there was probable cause to believe that a crime occurred (tampering with a witness.) Even though Williams “Nay-Nay” stated that Bryant struck Pittman with the cane, it should be noted that

- Bryant was on foot, and Pittman was on a bicycle. The alleged incident where the cane was brought into question was at least two hours before we made contact with Pittman. (Bryant flagged us down at approximately 1457, and the first interaction I had with Pittman was at approximately 1605 hours.) Pittman, Williams “Nay-Nay” and others had time to report their story of Bryant striking Pittman, yet did not. We also did not receive any calls for a disturbance in that area regarding Pittman and Bryant.

Conclusion:

There was probable cause to arrest Pittman. In hindsight, Williams “Nay-Nay” should have been asked if she wanted to write a statement on scene, but unless she had other evidence (photo/video etc.) it would have had no bearing on whether or not an arrest was made on scene. The only action I would make is to obtain statements on scene from witnesses.

CITY OF STUART DEPARTMENT OF POLICE
CITIZEN COMPLAINT FOR INTERNAL INVESTIGATION

The Stuart Police Department will investigate any citizen complaint brought against its personnel. To establish a legitimate complaint and to initiate an internal investigation, this form must be signed and sworn to.

COMPLAINANT NAME: Lisa Queen

ADDRESS: 340 SE Ft St Stuart FL hot-1 34994

PHONE NUMBER: (754) 235-1743 BUSINESS PHONE: _____

EMPLOYEE(S) NAME(S): Officer Pecci

NATURE OF COMPLAINT: Making Arrest on false accusations base on what someone said not giving my son (Jamel Pittman) A chance to explain how Mr. Gordon is stalking and harassing him, as well as trying to hit him with his cane while officer not taking or listening to what the witnesses are saying about what really happen.

I agree to fully cooperate with the Stuart Police Department by giving sworn testimony, if requested, as to the full and complete details of the event leading to this action. I will produce all witnesses to this event known to me. If I fail to follow through with an interview, or do not cooperate with the investigator so a sworn statement can be taken, I understand that this complaint will be deemed to have been withdrawn by me. In that event, I will expect that no action will be taken against the employee(s).

Should an investigator need to schedule an interview with me, I am most easily contacted as indicated below:

(754) 235-1743

I, Lisa Queen, do hereby swear or affirm that the factual allegation(s) made by me above in this complaint are, to the best of my knowledge and belief, true and based upon fact.

Lisa Queen
Complainant's Signature

The foregoing instrument was acknowledged before me this 29th day of December, 20 21 by Lisa Queen who has produced _____ as identification and who did/did not take an oath.

Sgt. Char Buchanan
Police Officer or
Notary Public, State of Florida at
Large - Commission Expires:

Statement Form Continuation:

Officer Pecci has ignored what witnesses is saying about Mr. Gordon and how he is a liar and causing problems in people lives. I've been living in Stuart for 29 yrs and for Mr. Gordon can come to you ~~about~~ about me riding in which I ride. I'm active in my community and I don't bother nobody and I ~~can't~~ definitely don't bother him, I feel as though he can't flag law enforcement down and make false accusations against people that has lived here far more longer than he has and tell a lie and have them arrested its not fair and definitely against the law. I feel as though Mr. Gordon need to be arrested for his actions, and also his verbal threats.

don't

can't

Under penalty of perjury I swear the above statement is true and correct to the best of my knowledge and belief.

Signature:

Sworn to and subscribed before me this 21st day of December, 20 21.

Notarization by:

ID#: 081



STUART POLICE DEPARTMENT

Joseph Tumminelli, Chief of Police
830 SE Martin L. King Blvd. Stuart, FL 34994
Telephone 772-287-1122 Fax 772-220-5986

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Statement Form

Please fill out in full.

Date of Statement: 12-28-21		Time: 8:24		Case #: 2021-00019009	
Name: LENADRAIN WILLIAMS			DOB: 1/6/96	Race:	Sex:
Address: 816 SE Bayou Ave		City, State: STUART Fla.		Zip: 34954	
Phone number(s): 772-634-9898		Driver's License #:		Other ID #:	
				ID Type:	
**List items stolen or damaged separately with approximate values.					
Narrative: Jamel and I were sitting on the bench by Donnie Cook and I got up and went to the restroom, I came back to the bench and then came the Old man with the fan (Gord) started screaming at homey he ^{threatened} was to kill him and then he approach us, swinging his cane eventually hit Homey (Jamel) Homey got up and walked away, then soon after the police came, Homey asked what was he getting arrested for? they never mentioned or answer any question! He also tried to molest me while I was sleeping.					
Under penalty of perjury I swear the above statement is true and correct to the best of my knowledge and belief.			Sworn to and subscribed before me this <u>28th</u> day of <u>Dec</u> , 20 <u>21</u> .		
Signature:			Notarization by:		ID#: 142
>>>>>> Offense info below to be entered by officer. <<<<<<<<					
Type: <u>TARRANT of witness</u>					
Date: <u>12/28/21</u>		Time:		Location:	
Suspect(s):					



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Telephone 772-287-1122 Fax 772-220-5986

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TO: File

FROM: Chief Joseph Tumminelli *JTB*

DATE: March 28, 2022

SUBJECT: Lisa Queen Citizen Complaint

On March 25, 2022, I reviewed the complaint against Officer Pecci which was initiated by Lisa Queen in representation of her son, Jamel Pittman. Pittman was previously arrested for domestic battery, and the victim in this case was a witness and sole witness to the domestic incident. It should be noted that Pittman is an adult, and this is a third-party complaint regarding an arrest that was made for tampering with a witness.

I have reviewed the three videos, along with the paperwork involving this case and find that neither officer did anything wrong. They were polite, cordial, and professional, even when they affected the arrest of Pittman. I do not believe that a statement from the witness would have made a difference in the case.

After reviewing the investigation, I determined that Officer Pecci did have probable cause to make the arrest, and this case was handled within policy of the Stuart Police Department.

**CITY OF STUART
OFFICE OF THE CITY MANAGER**



MEMORANDUM

TO: STUART INDEPENDENT REVIEW BOARD
FROM: DAVID DYESS, CITY MANAGER
SUBJECT: COMPLAINT OF LISA QUEEN ABOUT OFFICER PECCI
DATE: 4/6/2022

Dear Members of the Board:

Attached to this memorandum is the complaint initiated by Lisa Queen in reference to her son Jamal Pittman

Ms. Queen filed a complaint believing that Officer Pecci did not take into account a witness statement during the arrest of her son. The complainant in this case had called the police during a previous domestic that Mr. Pittman was involved in and arrested for. During this incident Mr. Pittman allegedly approached the complainant who had called the police previously and threatened to harm him (tampering with the domestic violence witness).

There was a female (Ms. Williams) who was there part of the time and can be heard on the body camera expressing her statement that Mr. Pittman did nothing wrong. Taking a witness statement does not necessarily have to be in writing. Sgt. Reddick did get a written statement during this investigation and believes that the written statement taken would not have changed the outcome of the case.

I have reviewed the file and agree with Chief Tumminelli's findings.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David Dyess", is written over a white background.

DAVID DYESS

cc: Lisa Queen/Jamal Pittman 340 SE Florida St. Stuart Fl 34994
Ofc. Pecci