

Commission on Police Practices

**COMMISSION ON POLICE PRACTICES
REGULAR MEETING REGULAR BUSINESS MEETING
AND AD HOC PERSONNEL COMMITTEE
JOINT MEETING MINUTES**

Wednesday, March 20, 2024

4:30pm-7:30pm

**Balboa Park Santa Fe Room
2144 Pan American W. Road
San Diego, CA 92101**

Click <https://www.youtube.com/watch?v=Y5yB45NxxH4> to view this meeting on YouTube.

CPP Commissioners Present:

Chair Gloria Tran

1st Vice Chair Dennis Brown

2nd Vice Chair Doug Case

Octavio Aguilar

John Armantrout

Bonnie Benitez

Alec Beyer

Lupe Diaz

Armando Flores

Dwayne Harvey

Brandon Hilpert

Clovis Honoré

James Justus

Darlanne Mulmat

Ada Rodriguez

Excused:

Cheryl Canson

Christina Griffin-Jones

Yvania Rubio

Absent:

Laila Aziz

Dennis Larkin

Ad Hoc Personnel Committee Present:

Committee Chair, 1st Vice Chair Dennis Brown

James Justus

Darlanne Mulmat

Clovis Honoré

CPP Staff Present:

Duane Bennett, CPP Outside Counsel (Virtual)

Olga Golub, Chief Investigator

Yasmeen Obeid, Community Engagement Coordinator

Alina Conde, Executive Assistant

Jon’Nae McFarland, Administrative Aide

- I. CALL TO ORDER/WELCOME: Chair Gloria Tran called the meeting to order at 4:31pm.
- II. ROLL CALL: Executive Assistant Alina Conde conducted the roll call for the Commission; established quorum.
 - A. Executive Assistant Alina Conde conducted roll call for the Ad Hoc Personnel Committee; all present
- III. PURPOSE OF THE COMMISSION ON POLICE PRACTICES: The purpose of the Commission on Police Practices (CPP or Commission) is to provide independent community oversight of SDPD, directed at increasing community trust in SDPD & increasing safety for community and officers. The purpose of the Commission is also to perform independent investigations of officer-involved shootings, in-custody deaths and other significant incidents, and an unbiased evaluation of all complaints against members of SDPD and its personnel in a process that will be transparent and accountable to the community. Lastly, the Commission also evaluates the review of all SDPD policies, practices, trainings, and protocols and represents the community in making recommendations for changes.
- IV. APPROVAL OF MEETING MINUTES
 - A. CPP Regular Meeting Minutes of March 6, 2024
 1. Motion: Commission James Justus moved for approval of the CPP Regular Meeting Minutes of February 7, 2024. Commissioner Alec Beyer seconded the motion. The motion passed with a vote of 12-0-1.
 Yays: Chair Tran, 1st Vice Chair Brown, 2nd Vice Chair Case, Aguilar, Armantrout, Beyer, Flores, Harvey, Honoré, Justus, Mulmat, and Rodriguez
 Nays: None
 Abstained: Hilpert
 Absent/Excused: Aziz, Benitez, Canson, Diaz, Griffin-Jones, Larkin, and Rubio
- V. NON-AGENDA PUBLIC COMMENT:

In-Person: Francine Maxwell (*Timestamp 3:14*)
 In-Person: Kate Yavenditti (*Timestamp 5:27*)
- VI. CABINET REPORT
 - A. Cabinet appeared at the City Council's Public Safety Committee Meeting this afternoon to update the Committee on CPP actions. The Cabinet shared the Commissions accomplishments and challenges.
 - B. Further discussion of Commission's Conflict of Interest Policy
 1. Public Comment
 In-Person: Francine Maxwell (*Timestamp 10:52*)
 2. Discussion (*Timestamp 9:47 & 12:52*)
 3. Motion: Commissioner John Armantrout moved to table the motion on involvement of the CPP on recent complaint filed with San Diego Police Department until outside council Duane Bennet is in meeting. Commissioner Lupe Diaz seconded the motion. The motion passed with a vote of 15-0-0.
 Yays: Chair Tran, 1st Vice Chair Brown, 2nd Vice Chair Case, Aguilar,

Armantrout, Benitez, Beyer, Diaz, Flores, Harvey, Hilpert, Honoré, Justus, Mulmat, and Rodriguez

Nays: None

Abstained: None

Absent/Excused: Aziz, Canson, Griffin-Jones, Larkin, and Rubio

VII. POLICE PURSUIT COMMUNITY HEARING FOLLOW-UP

A. Review Pursuit Policy

1. Options to review policy/training and make recommendations
2. Public Comment

In-Person: Francine Maxwell (*Timestamp 26:17*)

3. Discussion (*Timestamp 27:55*)

4. Vote on next steps

Motion: Commissioner Clovis Honoré moved for the Commission to draft a letter to the COO regarding the Community's and Commission's disappointment that SDPD legal counsel ordered all police officers not to be present at the community hearing. Additionally, to express hopes that the Department does better with the community moving forward. The letter is to be drafted by CPP Outside Counsel and Cabinet and reviewed by the Commission before sending to the Department. Commissioner Lupe Diaz seconded the motion. The motion passed with a vote of 13-1-1.

Yays: 1st Vice Chair Brown, 2nd Vice Chair Case, Aguilar, Armantrout, Benitez, Beyer, Diaz, Flores, Hilpert, Honoré, Justus, Mulmat, and Rodriguez

Nays: Harvey

Abstained: Chair Tran

Absent/Excused: Aziz, Canson, Griffin-Jones, Larkin, and Rubio

Motion: Chair Tran moved to form an Ad-Hoc Committee to review Police Pursuit data, resources, and make recommendations to the CPP. Updates will be given at every meeting. The Ad Hoc Committee will include Committee Chair Doug Case, Commissioner Brandon Hilpert, Commissioner Lupe Diaz, Commissioner Armando Flores, and Commissioner Ada Rodriguez. Commissioner Ada Rodriguez seconded the motion. The motion passed with a vote of 15-0-0.

Yays: Chair Tran, 1st Vice Chair Brown, 2nd Vice Chair Case, Aguilar, Armantrout, Benitez, Beyer, Diaz, Flores, Harvey, Hilpert, Honoré, Justus, Mulmat, and Rodriguez

Nays: None

Abstained: None

Absent/Excused: Aziz, Canson, Griffin-Jones, Larkin, and Rubio

5. Vote on Safety Stand-Down – Consensus to postpone action on policy reiteration instead of safety stand-down. The item is now tabled will be agendized for further discussion at the next meeting.

VIII. AD HOC COMMITTEE REPORTS

A. Ad Hoc Training Committee

1. DRAFT Training Committee – new Commissioner Training
2. Public Comment

In-Person: Kate Yavenditti (*Timestamp 54:51*)

In-Person: Francine Maxwell (*Timestamp 56:06*)

3. Discussion (*Timestamp 51:29*)
4. Motion: Commissioner Brandon Hilpert moved to approve the new Commissioner Trainings with edits, and have staff keep track on trainings completed by each Commissioner. John Armantrout seconded the motion. The motion was passed with a vote of 15-0-0.
Yays: Chair Tran, 1st Vice Chair Brown, 2nd Vice Chair Case, Aguilar, Armantrout, Benitez, Beyer, Diaz, Flores, Harvey, Hilpert, Honoré, Justus, Mulmat, and Rodriguez
Nays: None
Abstained: None
Absent/Excused: Aziz, Canson, Griffin-Jones, Larkin, and Rubio

IX. CASE REVIEW STRATEGY

1. Information regarding current approach and recommended timeline
2. Public Comment - None
3. Discussion (*Timestamp 1:02:33*)
4. Motion: 2nd Vice Chair Case moved to extend the motion of using the current case review strategy until the Operating Procedures are drafted and approved by Committee and approved by City Council and Meet and Confer. The motion was seconded by Commissioner Rodriguez. The motion passed with a vote of 15-0-0.
Yays: Chair Tran, 1st Vice Chair Brown, 2nd Vice Chair Case, Aguilar, Armantrout, Benitez, Beyer, Diaz, Flores, Harvey, Hilpert, Honoré, Justus, Mulmat, and Rodriguez
Nays: None
Abstained: None
Absent/Excused: Aziz, Canson, Griffin-Jones, Larkin, and Rubio

X. CLOSED SESSION (NOT OPEN TO THE PUBLIC)

- A. Public Comment - None
- B. Outside Counsel Mr. Duane Bennett - Led CPP into Closed Session
- C. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
Discussion & Consideration of Complaints & Reports: Pursuant to Government Code Section 54957 to discuss complaints, charges, investigations, and discipline (unless the employee requests an open public session) involving San Diego Police Department employees, and information deemed confidential under Penal Code Sections 832.5-832.8 and Evidence Code Section 1040. Reportable actions for the Closed Session items on the agenda will be posted on the Commission's website at www.sandiego.gov/cpp or stated at the beginning of the Open Session meeting if the meeting is held on the same day.

- | |
|---|
| <ol style="list-style-type: none">I. San Diego Police Department Feedback on Case Specific MattersII. Officer Involved Shooting (1)III. Category II Case Audit Reports (0)IV. Discipline Reports (0)V. Category I Case Review Reports (3)VI. Case-Specific Recommendations to the Mayor/Chief (0)VII. Referrals to other governmental agencies authorized to investigate activities of a law enforcement agency (0)VIII. Legal Opinion(s) Request & Response (0) |
|---|

- XI. REPORT OUT FROM CLOSED SESSION (7:27pm): Outside Counsel Duane Bennett reported that there was no reportable action.
- XII. COMMISSIONER COMMENTS: Tabled
- XIII. ADJOURNMENT: The meeting adjourned at 7:28pm.