

# CITIZENS' REVIEW BOARD ON POLICE PRACTICES

## MINUTES OF THE MEETING

Tuesday, May 25, 2010

**Point Loma Library**

3701 Voltaire Street, Community Room  
San Diego, CA 92107

### **Members Present:**

Sandra Arkin, Chair	Jim Herrera	Barbara Penn
Harry Bonnell	Godwin Higa	Kathy Vandenheuvel
Jim Bray	James Kaese, 2 <sup>nd</sup> Vice Chair	Nancy Vaughn
David Brown	Jude Litzenberger	Caroleen Williams
Benetta Buell-Wilson	Yuki Marsden	William Yee
Dan Frazee, 1 <sup>st</sup> Vice Chair	Lucy Pearson	

### **Members Excused:**

Dian Black	Darrel Harrison (LOA)
Myra Harada	Stuart Simmons

### **Members Not Excused:**

Briggett Mitchell

### **Prospective Members Present:**

Bill Beck	Jim Hurl	Mike Freedman
		Eric Miller

### **Prospective Members Excused:**

Jeff Iverson (LOA)	Robin Kaufman	Shannon Jaccard
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### **Staff Present:**

Danell Scarborough, Executive Director, Citizens' Review Board  
Sharon Marshall, Deputy City Attorney, City Attorney's Office  
William Lansdowne, Police Chief, San Diego Police Department  
David Ramirez, Executive Assistant Chief, San Diego Police Department  
Brian Ahearn, Lieutenant Internal Affairs, San Diego Police Department  
Dean Way, Police Detective, San Diego Police Department  
Denise Sandoval, Complaint Coordinator, Citizens' Review Board  
Stephanie Rose, Sergeant, San Diego Police Department

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### **Guests Present:**

Mayor, Jerry Sanders, Mayor of the City of San Diego

- I. **CALL TO ORDER:** The meeting was called to order by Chair Sandra Arkin 6:30 p.m.
- II. **MINUTES APPROVAL:** April 27, 2010 approved unanimously.
- III. **PUBLIC COMMENT:** None
- IV. **PRESENTATION: Mayor Jerry Sanders** – Came to thank the Board for working together and for the betterment of our community, through the difficult budget cuts that have affected us all.
- V. **PRESENTATION: Stops, Detentions, and Pat-Downs by: Monica Tiana, Deputy City Attorney**, Criminal Division, Appellate Unit and **Gary Gibson, Deputy Public Defender**, Cal Western Law School Professor
- VI. **BOARD MEMBER ANNOUNCEMENTS/COMMENTS**
  - A. Members' Training Reports
    - Caroleen Williams – IED Academy Training
    - Eric Miller – Ride along in District 4/Paradise Valley
    - Jim Iverson – Curfew Sweep in Mid-City
- VII. **COMMITTEE REPORTS (DISCUSSION/ACTION)**
  - A. Policy Committee – Jim Kaese - None
  - B. Training Committee – Myra Harada - None
  - C. Outreach Committee – Stuart Simmons – None
  - D. Recruitment & Retention Committee – Dan Frazee – None
- VIII. **DISCUSSION/ACTION ITEMS**
  - A. Nominating Committee proposed slate; Chair announced nominations remain open; anyone desiring to propose a nominee should contact the Nominating Committee
  - B. Harry Bonnell proposed that Dan Frazee be Chair. Jim Kaese as Vice Chair, and 2<sup>nd</sup> Vice Chair as Jim Herrera. At the June 22<sup>nd</sup> there will be a vote taken.
- IX. **CHAIR'S REPORT** – Sandra I. Arkin
  - A. Other Issues
    - The Chair has agreed to be a table captain for the San Diego Police Foundation's "Beyond the Headlines" event in October. CRB members would be welcome to sit at the table.
    - The Chair and Executive Director met with Chief Lansdowne and Chief Ramirez and discussed the following:
      1. Internal Affairs Role in CRB Closed Session Meetings
      2. IA and CRB Relationship
      3. Mayor's visit to the CRB

- A survey was taken of Board members to determine if they would prefer IA to be open on Saturday or even one evening per month. 12 members responded and the results were a tie. IA will figure out how to handle this.
- There have been questions about why the large meeting room is not always available for Team or Board member use. It was explained that that room is IA's break, lunch room, and meeting room and since they cannot meet and discuss issues outside of the Unit, they use that room. Teams will be assigned to one of the other two rooms first and if a third Team (or a larger Team) needs to use a room, they will have priority over IA members in the larger room.
- A Board member asked for clarification on IA's role in CRB Closed Session Meetings. The Executive Committee agreed on the following:
  1. The Board needs to direct questions about the case to the Team. If the Team cannot answer the question, IA will do so but only after being recognized by the Chair.
  2. IA is there to answer and clarify questions concerning policy and procedure.
  3. IA is there as a resource to the Board to explain issues.
  4. IA should be given the opportunity to respond, within a specific amount of time, to cases where the Team or a member has presented a dissent.
- There was a request for clarification on how and when a recusal is appropriate. The Chair will refer the Board to Article IX Section 4 B, conflict of interests: "if a Board Member believes that there might be a conflict of interest in a case assigned to their team for review, the Board Member must make their concern known to fellow team members. The team should notify the Internal Affairs Unit Commander and, if after discussion the conflict is deemed significant, the member with the conflict must rescue themselves or the case must be reassigned to another team."

**X. EXECUTIVE DIRECTOR'S REPORT – Danell Scarborough**

- A. Case Load – there are 14 cases currently assigned to teams and IA indicates 31 pending cases.

**XI. OLD BUSINESS – NONE**

**XII. NEW BUSINESS - NONE**

**XIII. ADJOURNMENT – 8:00 PM**

**\*\* Materials Provided:**

Minutes: April 27, 2010

**\* Supplemental Attachments:**