

Policy Committee Meeting

Wednesday, April 20, 2022

6:00p.m. – 8:00p.m.

Zoom Webinar

Agenda

This meeting is subject to the Ralph M. Brown Act and is open to the public via this zoom webinar link:

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Please see the rules/procedures for submitting public comment and for joining the webinar at the bottom of the agenda.

This meeting will be available on the City's YouTube page after the meeting and can be accessed by clicking [here](#).

- I. Welcome/Call to Order (Committee Chair Brandon Hilpert)
- II. Roll Call
- III. Approval of the Minutes from the October 21, 2021 Policy Committee Meeting
- IV. Non-Agenda Public Comment
- V. Unfinished Business (Discussion/Action)
 - A. Development of Third-Party Mediation This item is tabled until after the Commission on Police Practices is formally established/fully funded
 - B. Review Homeless Encampment Sweep Procedures Pending Action: Policy Committee was going to research best practices from other departments and report back (Tabled pending research)
 - C. Discrimination/Non-Biased Policing
 - Propose removing the last sentence of SDPD's Courtesy Policy 9.20, replace with SDPD Non-Bias Policing Policy 9.31
 - Remove the reference to SDPD Courtesy Policy 9.20 from SDPD Non-Bias Policing Policy 9.31

- Recommend adding “regardless of the intent of the officer” to the policy and include the behavior of the officer
 - D. 4.17 “Protest” Policy – discuss categories of SDPD responses
- VI. New Business (Discussion/Action)
- A. Adding audio to Body Worn Camera Buffering
 - B. Investigation of Complaints involving SDPD Leadership (1.10)
 - C. Discipline Manual and Matrix.
 - Update/Add categories, definitions to Discipline Manual & Matrix
 - i. Need to formalize that discipline memos need to state original discipline, as well as any final discipline after appeals
 - ii. Recommendation that discipline memos must be completed within 14 days of serving discipline
 - iii. Need to revise manual to clarify dates/timelines of when employees are notified of disciplinary action vs. when they are given the disciplinary letter
 - iv. Need to clearly define “Minor Policy Violation”
 - v. Need to add a new “Sustained Excessive Force (causing injury)” with a stronger discipline than “low level/Non-injury to suspect”
 - Suggestion: Excessive Force with injury should start at the 2nd offense for non-injury (suspension)
 - D. Formal Review of SDPD’s disciplinary tracking for sustained findings.
 - i. Motion for CPP to review SDPD’s discipline tracking process to ensure officer discipline and make recommendations as appropriate.
 - E. SDPD Procedure 1.43: Require officers involved in officer-involved shootings must undergo a psychological review before returning to field duty
 - F. SDPD Procedure 1.55- De-escalation: Discuss usage of profane language as a “de-escalation” tactic
 - G. SDPD Procedure 5.10: Officers Uniform Policy
 - H. Be On Look Out (BOLO) Flyers - recommend date of issue and date of expiration on flyers
 - I. OIS Reports
 - i. Recommend that Commission’s OIS Reports be submitted to SDPD for inclusion in package for Shooting Review Board to review
 - J. Firearm Show of Force. Officers with firearm at “low ready” should be considered a show of force and should be reportable as a use of force
- VII. Future Agenda Items for Committee Consideration
- VIII. Adjourn


Materials Provided:

- CPP Policy Committee Minutes – October 21, 2021 DRAFT
- Non-Biased Policing 9.20 and 9.31

- Protest Policy <https://www.sandiego.gov/sites/default/files/417.pdf>
Department response to CPP Recommendations
<https://www.sandiego.gov/sites/default/files/cppmemo210525.pdf>
- Body Worn Camera
SDPD Policy, BART Policy, section of BART procedures related to buffer
- Discipline Matrix
<https://www.sandiego.gov/sites/default/files/disciplinemanualdecemeber2019.pdf>
- Citizen Complaints etc. (1.10)
<https://www.sandiego.gov/sites/default/files/110-citizencomplaintsofficer-involvedshootingsandin-custodydeaths.pdf>
- OIS Investigation Procedures (1.43)
<https://www.sandiego.gov/sites/default/files/143.pdf>
- De-escalation Procedures (1.55)
<https://www.sandiego.gov/sites/default/files/155.pdf>
- Uniform Procedures (5.10)
<https://www.sandiego.gov/sites/default/files/510.pdf>

In lieu of in-person attendance, members of the public may participate and provide comment via virtual attendance or using the webform, as follows:

Virtual Testimony:

Members of the public may provide comment on the comment period for Non-agenda Public Comment or Agenda Public Comment during the meeting, following the  [Public Comment Instructions](#).

Written Comment through Webform:

In lieu of in-person attendance, members of the public may submit their comments using the [webform](#). If using the webform, indicate the agenda item number you wish to submit a comment for. Instructions for word limitations and deadlines are noted on the [webform](#). On the [webform](#), members of the public should select Commission on Police Practices (even if the public comment is for a Commission on Police Practices Committee meeting).

The public may attend a meeting when scheduled by following the attendee meeting link provided below. To view a meeting archive video, click [here](#).

Only comments submitted no later than 4pm the day prior to the meeting using the public comment webform will be eligible to be read into the record. If you submit more than one comment on webform per item, only one comment will be read into the record for that item. **Comments received after 4pm the day prior and before 8am the day of the meeting** will be provided to the Commission or Committee and posted online with the meeting materials. All comments are limited to 200 words. Comments received after 8am the day of the meeting, but before the item is called, will be submitted into the written record for the relevant item.

If you attach any documents to your comment, it will be distributed to the Commission or Committee in accordance with the deadlines described above.

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Policy Committee Online Meeting Minutes

Thursday, October 21, 2021
1:30 p.m. – 2:30 p.m.
Zoom Webinar

Click https://www.youtube.com/watch?v=W1bpwkQ_1HU to view this meeting on YouTube.

Commissioners Present:

Doug Case, 1st Vice Chair
Andrea Dauber-Griffin
Brandon Hilpert, Chair
Robin Spruce

Commissioners Absent or Excused:

Joe Craver
Kevin Herington
Nancy Vaughn

Staff Present:

Alina Conde, Executive Assistant
Sharmaine Moseley, Interim Executive Director

San Diego Police Department (SDPD) Staff Present:

Anthony Dupree, IA Captain

- I. Call to Order at 1:32pm
- II. Chair Brandon Hilpert conducted Roll Call
- III. Approval of the Minutes from the July 1, 2021 Policy Committee Meeting
Commissioner Andrea Dauber-Griffin moved for approval of minutes from July 1, 2021. Commissioner Robin Spruce seconded the motion.

The motion passed with a vote of 4-0-0

Yays: 1st Vice Chair Case, Dauber-Griffin, Chair Hilpert, and Spruce.

Nays: None

Abstention(s): None

Absent: Joe Craver, Kevin Herington, and Nancy Vaughn.

- IV. Non-Agenda Public Comment: No public comment
- V. Unfinished Business (All tabled to address new business)
1. Development of Third-Party Mediation (Nancy Vaughn)
This item is tabled until after the Commission on Police Practices is formally established/fully funded.
Officially fully funded with the new fiscal year. However, nothing can be done until the Implementation Ordinance is in place. Working item but tabled for now.
 2. Review Homeless Encampment Sweep Procedures
Pending Action: Policy Committee was going to research best practices from other departments and report back. Item tabled.
 3. Discrimination/Non-Biased Policing
 - Propose removing the last sentence of SDPD's Courtesy Policy 9.20, replace with SDPD Non-Bias Policing Policy 9.31
 - Remove the reference to SDPD Courtesy Policy 9.20 from SDPD Non-Bias Policing Policy 9.31
 - Recommend adding "regardless of the intent of the officer" to the policy and include the behavior of the officerChair Brandon Hilpert made some edits and will discuss these changes next week at the Open Meeting to get feedback from the Commission. This will be added the agenda.
- VI. New Business (Discussion/Action) Committee Chair Brandon Hilpert
1. SDPD Procedure 1.43: Require officers involved in officer-involved shootings must undergo a psychological review before returning to field duty
It would be a good recommendation to add this to policy to have these assessments. It would be a good idea to consider any unexpected side-affect in having psychological assessments.
Tabled.
 2. SDPD Procedure 1.55- De-escalation: Discuss usage of profane language as a "de-escalation" tactic.
Chair Hilpert can reach out to other oversight groups in California to see if they have found about this. Robin will look at peer reviewed research and can come back with findings.
Tabled.
 3. SDPD Procedure 5.10: Officers Uniform Policy
Complaint for Blue Lives Matter movement and wearing items that have the thin blue line. Possibly bring uniform policy up to date. Will wait until complaint comes to the Commission and if the team wants to recommend to Policy then we will move forward from there.
Tabled.
- VII. Adjourned at 2:29pm.