

Rules Committee Online Meeting

Friday, August 13, 2021
1:15 p.m. – 1:45 p.m.
Zoom Webinar

Agenda

This meeting is open to the public. Please see the rules/procedures for submitting public comment and/or joining the webinar as an attendee at the bottom of the agenda. This meeting will be posted on YouTube the day after the meeting adjourns and can be accessed by clicking [here](#).

- I. Welcome/Call to Order (Committee Chair Doug Case)
- II. Roll Call
- III. Approval of the Minutes from the July 15, 2021 Rules Committee Meeting
- IV. Non-Agenda Public Comment
- V. New Business (Discussion/Action) (Committee Chair Doug Case)
 1. Interim Bylaws – Consider revising Article V Section 5 of the Interim Bylaws Regarding Quorum of the Commission.
- VI. Adjourn

Materials Provided:

- Meeting Minutes from July 15, 2021 Rules Committee Meeting (DRAFT)
- Article V Section 5 of CPP Interim Bylaws

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.

Joining the webinar as an attendee:

Join from a PC, Mac, iPad, iPhone or Android device:

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Policy Committee Online Meeting Minutes

Thursday, July 15, 2021
9:30 a.m. – 10:30 a.m.
Zoom Webinar

Click [https: CPP Rules Committee Meeting on 7 15 2021 - YouTube](https://www.youtube.com/watch?v=...) to view this meeting on YouTube.

Commissioners Present:

Brandon Hilpert, Chair
Doug Case, 1st Vice Chair
Diana Dent
Nancy Vaughn
Marty Workman

Commissioners Absent or Excused:

Joe Craver

Staff Present:

Sharmaine Moseley, Interim Executive Director
Alina Conde, Executive Assistant

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- I. Welcome/Call to Order (Committee Chair Doug Case) at 9:31 a.m.
 - II. Roll Call
 - III. Approval of the Minutes from the May 20, 2021 Rules Committee Meeting
Chair Brandon Hilpert motioned for approval of minutes from May 20, 2021. Commissioner Marty Workman seconded the motion.

The motion passed with a vote of 4-0-1

Yays: Chair Hilpert, 1st Vice Chair Case, Dent, and Workman.

Nays: None

Abstention(s): Vaughn

Absent: Joe Craver
 - IV. Non-Agenda Public Comment: No public comment.
 - V. New Business (Discussion/Action) (Committee Chair Doug Case)

1. Interim Bylaws – Eliminate the minimum of 10 for votes requiring a majority and the minimum of 12 for votes requiring 2/3, and require a simple majority or 2/3 vote, provided that a quorum of 12 is present. Legal council has declined to change the minimum votes until the Draft Implementation Ordinance is completed.

1ST Vice Chair Doug Case motioned to remove the minimum numbers but to direct the cabinet to bring the issue to City Council Members and meet with them regarding the current issue and ask for assistance in resolving the dilemma. Chair Brandon Hilpert seconded the motion.

The motion passed with a vote of 4-1-0.

Yays: 1st Vice Chair Case, Chair Hilpert, Dent, and Workman.

Nays: Vaughn

Abstention(s): None

Absent: Joe Craver

2. Administrative Standing Rules – Streamline the team case review reports Commissioner proposed to include the check off box to help streamline the case reviews and add a line of putting how many hours were worked on a case report.

1ST Vice Chair Doug Case motioned that the Rules Committee recommends continuing with the streamlined report which was done in the pilot project. However, keeping the resource table but add the number of hours worked and keep the allegations table but remove the witness column. Commissioner Nancy Vaughn seconded the motion.

The motion passed with a vote of 5-0-0.

Yays: Chair Hilpert, 1st Vice Chair Case, Dent, Vaughn, and Workman.

Nays: None

Abstention(s): None

Absent: Joe Craver

1st Vice Chair Doug Case suggests setting up a meeting with regards to deliberation of votes in person meetings (to come up with an efficient and professional way of taking vote without SDPD present). Suggested to invite the Captain of Internal Affairs Department to help facilitate this discussion.

VI. Adjourned at 10:29 a.m.

Article V: Meetings

Section 5: Voting and Quorum

Only Commission members can vote on issues before the Commission and are counted to determine the presence of a quorum. Commission members (except the Chair) are expected to vote on all issues and must state on the record the reason for any abstention. The Chair is not required to vote; however the Chair may vote whenever his or her vote will affect the result.

No formal action can be taken without a quorum. The requirement for a quorum shall be more than half of the maximum number of members on the Commission. The maximum number of members is 23, so a quorum is 12.

The basis for decisions at all Commission meetings is an expected attendance of 18 Commission members. Consequently, regardless of the number of Commission members present, the minimum number of votes required to approve or to disapprove a motion is as follows:

A. Motion Requires Majority Vote

The motion is approved if the majority votes affirmative with at least ten votes affirmative. The motion is disapproved if the majority votes negative with at least ten votes negative. If neither is achieved, the pending motion fails to be approved or disapproved and is trailed to the next Commission meeting with a quorum.

B. Motion Requires Two-thirds Vote

The motion is approved if the majority votes affirmative with at least 12 votes affirmative and the number of affirmative votes is at least twice the number of negative votes. Otherwise the motion is not approved.

The minimum number of votes required, as stated above, applies to main motions that would have the Commission take an official position on matters, including but not limited to, case review findings, recommendations to the San Diego Police Department, CPP rules and bylaws, and letters to the Mayor or other public officials. It does not apply to subsidiary, incidental, privileged or procedural motions, or motions that do not express an official position on a matter.