



COMMUNITY REVIEW BOARD ON POLICE PRACTICES

MINUTES

**Tuesday, July 23, 2019
Valencia Park/Malcolm X Branch Library
5148 Market Street
San Diego, CA 92114**

Members Present:

Joe Craver, Chair
Brandon Hilpert, 1st Vice Chair (Arrival at 4:28pm)
Taura Gentry, 2nd Vice Chair
Doug Case
Gregory Daunoras
Diana Dent
Poppy Fitch (Arrival at 4:20pm)
Kevin Herington
Sheila Holtrop

Steve Hsieh
Alex Hu
Bonnie Kenk
Ramon Montano
Mary O'Tousa
Maria Nieto-Senour
Ernestine Smith
Pauline Theodore
Nancy Vaughn
Marty Workman

Members Absent:

Patrick Anderson
Maxine Clark

CRB Staff Present:

Sharmaine Moseley, Executive Director, CRB on Police Practices

SDPD Staff Present:

Todd Jarvis, Executive Assistant Chief, San Diego Police Department
Wes Morris Captain, San Diego Police Department
Charles Lara, Lt. San Diego Police Department

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- I. **CALL TO ORDER/WELCOME:** Chair Joe Craver called the meeting to order at 6:00 p.m.
 - II. **PURPOSE OF THE COMMUNITY REVIEW BOARD ON POLICE PRACTICES:** Chair Joe Craver explained the purpose of the Community Review Board on Police Practices (CRB) to those in attendance.
 - III. **APPROVAL OF MINUTES:** CRB Open Meeting Minutes of June 25, 2019

The Board reviewed the minutes. 2nd Vice Chair Taura Gentry moved for the Board's approval of its June 25, 2019 meeting minutes. Nancy Vaughn seconded the motion. The motion passed with a vote of 18-0-1. Chair Joe Craver abstained from voting.

Yays: 1st Vice Chair Hilpert, 2nd Vice Chair Gentry, Members- Case, Daunoras, Dent, Fitch, Herington, Holtrop, Hsieh, Hu, Kenk, Montano, Nieto-Senour, O'Tousa, Smith, Theodore, Vaughn, and Workman

Nays: None

Abstain: Chair Craver

Members Absent: Anderson, Clark

IV. NON-AGENDA PUBLIC COMMENT: None

V. EDUCATIONAL TOPIC: "The Community's Need to Know Your Rights and Building Trust Within the Community"

Guest Speakers: Daniel Orth -Program Officer, Kroc Institute for Peace and Justice

Lieutenants Ben Kelso and Ernesto Servin, SDPD
Southeastern Division

Daniel Orth provided the Board with an overview of the Building Trust in Our Communities. They decided to use the name because it was a phrase that always came up in conversations. A few faith leaders in San Diego approached the University of San Diego and requested help with improving police community relations. Mr. Orth stated that in 2017 he conducted interviews of faith, police, and community leaders within San Diego County. His goal was to discuss experiences and find out what works and does not work. The result of those discussions was the creation of the Building Trust handbook. The handbook is being translated into Spanish and Arabic.

Mr. Orth highlighted some of the work that has occurred because of Building Trust. The first cohort study was with the Oceanside Police Department. The Institute relied on the faith leaders because they knew the communities and issues. The faith leaders were involved in meetings with the police department to discuss the good, the bad, the ugly and ways to change. A report was written based on the focus groups. Currently, the Institute is working on a similar project in the South Bay. Mr. Orth reiterated the importance of the community having an opportunity to meet with members of law enforcement in a relaxed

setting. The Building Trust Event Series had six parts. Two of the six series was on “Knowing and Understanding Your Rights” and “The Traffic Stop.”

SDPD Lieutenant Ernesto Severin introduced himself to the Board. When he was a Community Relations Officer, he interacted a lot with various community groups. Individuals always want to know why an officer engaged in a certain behavior. Lt. Severin’s presentation was based on SDPD Rights and Responsibilities. Everyone has expectations of law enforcement. They want and expect law enforcement to investigate crime, apprehend individuals, and address quality of life issues. Every city expects its officers to have the best training, so the officers can provide the best service to the community. The community want officers to treat all people with dignity and respect. Officers also have expectations of the community such as: providing officers with information about crimes, report crimes to law enforcement, securing valuables, raising awareness of what is happening in the community, and provide feedback on officer’s behaviors. To fulfill each other’s expectations, there must be an understanding of police objectives. The objectives are maintaining peace and order, investigate crimes, apprehend criminals, develop partnerships, and provide services that are fair and unbiased. For the police to perform its duties successfully and meet the needs of the community, the police must interact with the public and interact.

SDPD Lieutenant Ben Kelso introduced himself to the Board. He works in SDPD’s Southeastern Division and is responsible for 10 communities within the Southeastern Division. He is also the President of the San Diego Black Police Officers Association and an adjunct professor at the University of San Diego. He teaches Organizational Theory of Change and how law enforcement deals with these changes from within. He also teaches Organization Assessment, Budget Finance and Community Engagement. Community oversight is a new impact for law enforcement nationally.

2nd Vice Chair Taura Gentry asked if the presenters could share their power point with the CRB, so the CRB could place it on its website. The Lieutenants would have to get approval. The members would like to see the entire power point presentation.

VI. EDUCATIONAL TOPIC: “Proposed Charter Amendment Re: Community Review Board on Police Practices”

Guest Speaker: Kate Yavenditti, Esq
Women Occupy San Diego

Kate Yavenditti stated that the previous presentation is a great segue to her presentation in relation to building community trust and improving community police relations. The Women Occupy (WO) charter amendment focuses on this concept. The amendment is not a reflection on the work that

the Board does because Women Occupy know how hard the Board works. They want the work of the Board to be appreciated by the community. Ms. Yavenditti explained that they researched and tried to incorporate feedback from community organizations, some members of the Board, Police Chief, current and former officers to create the proposal. In the proposal, current Board members and staff will be transferred over to the new Commission. The main issue is that the current Board is a review Board. The WO proposal will change the current Board to a hybrid model which would be an enhancement. It would establish an independent Commission. The new Commission will not be under the Supervision of the Mayor but operate on its own. The Mayor will no longer appoint members and/or approve what the Board does. This is the difference. The Commission will have independent investigators. The Commission will oversee hiring staff and investigators. The investigators will work with Internal Affairs. The Commission will have independent legal counsel. The City Attorney will no longer represent the Board. The Commission will have subpoena power for all witnesses. If a witness does not want to talk to an investigator, the witness can be subpoenaed. The Commission will be required to investigate all in-custody deaths, officer-involved shootings, and all officer-related deaths. The work load will be the same as the Board does now. It will be up to the Commission to decide what they will look at. Ms. Yavenditti explained the Ballot measure process. The WO proposal and the City Attorney's proposal for independent counsel. Both proposals will go to the City's Rules Committee on July 31st. The Rules Committee will consider forwarding the proposals to the Public Safety & Livable Neighborhoods Committee.

VII. UNFINISHED BUSINESS (DISCUSSION/ACTION): None

VIII. NEW BUSINESS (DISCUSSION/ACTION): None

IX. COMMITTEE REPORTS (DISCUSSION/ACTION)

- A. Continuing Education Committee (Taura Gentry)
- Upcoming Educational Topics – Committee Chair Taura Gentry reported that the Board will hold a training and a panel discussion on police perjury on Saturday, July 27 at the Logan Heights Library in the Community Room. The training will run from 9am-11am. The panel discussion will take place from 11am-1pm. The panel will consist of 2 private attorneys and two representatives from the District Attorney's Office.
 - Ideas/Requests for Future Educational Topics, Field Trips, Trainings Committee Chair Gentry reported that the next educational topic for the Board will be "Implicit Bias Training of Law Enforcement" presented by the Anti-Defamation League at next month's Open Meeting.

- B. Outreach Committee (Mary O'Tousa)
- Summary of Past Events – No report given
 - Upcoming Events/Outreach Opportunities – Committee Chair Mary O'Tousa reported that National Night Out is on August 6. SDPD will be hosting activities for the communities they serve. The CRB will have a booth at the Unity Games event which will take place on August 10 from 9am–2pm.
- C. Rules Committee (Doug Case)
- Committee Chair Doug Case reported that the next Rules Committee Meeting is scheduled for Friday, July 26th at 9:30am. The Committee is considering the following items:
- Proposed Revision to CRB Administrative Standing Rule on Case Format & Presentation: Titles for Non-SDPD Individuals – At Friday's meeting, the Committee will discuss titles to use for non-SDPD individuals such as complainants and witnesses in CRB case reports.
 - Potential Elements for Public Case Summaries – The goal is to present a brief description of each case and what discipline was given to the officer. These summaries will be included in reports given to City Council, Mayor, and public. This information will also be available on the CRB's website. The Committee drafted a sample of a redacted fake summary of a case and requested feedback from SDPD's POA representatives. They will be attending the Committee meeting on Friday.
 - Next Rules Committee Meeting (July 26th at 9:30am)
- D. CRB Handbook Committee – Status Update (Doug Case) – Committee Chair Case reported that the Committee is waiting on the approval of the amendment to the Administrative Standing Rule on case reports before the handbook is complete. The Committee is also reorganizing the website.
- E. Policy Committee (Brandon Hilpert)
- Items being Considered by Policy Committee**
- Procedure & Guideline for SDPD Complaint Intake – Informal and Formal Complaints, Joint Complaint Form, Shared Database, Complaint Process Guide Card Issued to All Sworn Personnel – Committee Chair Hilpert reported that on July 1, the new joint complaint form was released and can be found at all SDPD divisions
 - Development of Third-Party Mediation – The Committee is continuing its work on this item.

- Best Practices Research for Law Enforcement Investigations Involving Discrimination Allegations – This item was assigned to Committee member Patrick Anderson to conduct research.
- August 13 at 4pm is the next scheduled meeting date of the Committee.

F. Recruitment & Training Committee (Maria Nieto-Senour)

Update on 7/23 Recruitment & Training Committee Meeting – Committee Chair Maria Nieto-Senour reported that the Committee met this morning and made a lot of progress on the following items:

- New CRB Training Academy -Implementation/Process, Marketing, Timeline – The Committee scheduled an informational session for August 14th for potential Board members/ anyone who is interested in learning about the Board.
- Interview Panel Improvements – Interview questions were updated. The questions will be sent to Human Resources for feedback. The Committee will also send out a letter inviting representatives from various organizations to participate on the interview panel.
- Recruitment Script/Information Card – The Committee created a flow chart of the Recruitment Process.
- Next Scheduled Meeting Date (TBD)

G. Citizens Advisory Board on Police Community Relations (Taura Gentry)

- Update on July 16th Meeting –Committee Chair Taura Gentry reported that the Board will be going dark for the month of August. She further reported that the Board did not meet last night due to a lack of quorum. They will have a retreat in September.

H. 30th Anniversary Celebration Date (August 2019) (Brandon Hilpert)

- Date and Location -Central Library – Committee Chair Brandon Hilpert reported that he is working on narrowing down the location availability at the Central Library for Saturday and after hours on the weekdays.

III. CHAIR’S REPORT (Chair Joe Craver)

- A. Reminder-4th Quarter (April 1-June 30) Volunteer Hours Report (**Due July 1, 2019**) – Chair Joe Craver reminded the Board to submit their volunteer hours reports. The hours were due on July 1st.
- B. NACOLE Annual Conference (September 22-26, Detroit Michigan) – He asked members to reach out to the Executive Director if they plan to attend. Members will have to pay for their expenses.

IV. EXECUTIVE DIRECTOR’S REPORT (Sharmaine Moseley)

- A. Caseload Update & Status of Case Reports – It was reported that today the CRB started off with 18 active cases. Three of those active cases (1 of which

was a Category II case) were placed on the CRB's Closed Session Meeting agenda. Three cases were deliberated on and closed. One Category II case was audited. The Teams now have a total of 15 active cases.

The breakdown of active cases are as follows:

Team 1 – 4 cases; Team 2 – 2 cases; Team 3 – 2 cases; Team 4 – 3 cases; Team 5 – 3 cases; Team 6 – 0 cases; Team 7 – 0 case

- B. Status of Ride-Alongs for New Members– It was reported that since members Anderson and Clark were not present, they will give their reports at the next Open Meeting of the Board.
 - C. Drafting Annual Report for FY 19 – The Annual Report is being drafted. Executive Director Moseley encouraged the members to enter their volunteer hours in the system. Members should have a draft report by the end of August.
 - D. Status of Open Data Portal – We are waiting on approval to go live.
 - E. Status on Board Member Re-appointments & Appointments – A memo was drafted and forwarded to the Office of Boards and Commissions Director Joel Day. He will facilitate the reappointment/appointment process with the Mayor's Office.
 - F. Other Items/Reminders – Members should have received an email regarding the City's Equal Employment Opportunity (EEO) Policy. Members were asked to read the policy.
- V. SAN DIEGO POLICE DEPARTMENT REPORT (Executive Assistant Chief Todd Jarvis)
- Updates – Internal Affairs Captain Wes Morris gave the report. SDPD participated in the Pride Festival/Parade and Comic Con. The department received a lot of positive feedback from the community. Captain Morris complimented the Board on its ability to still manage its case load especially with the addition of Category II cases. He encouraged members to turn in their hours because they put a lot of work in as members. Captain Morris introduced Lieutenant Charles Lara. Lieutenant Lara will be joining Internal Affairs.
- VI. BOARD MEMBER RIDE-ALONG REPORTS (2 mins each)
- VII. BOARD MEMBER ANNOUNCEMENTS/COMMENTS
- VIII. ADJOURNMENT: The meeting adjourned at 7:22 p.m.