



THE CITY OF SAN DIEGO

CITIZENS' REVIEW BOARD ON POLICE PRACTICES

Meeting Minutes

Tuesday, May 28, 2013

Tubman/Chavez Multicultural Center

415 Euclid Avenue, San Diego, CA 92114

Members Present:

Angela Alvarez	Jim Hurl	Pauline Theodore
William Beck	James Kaese, Chair	Alexis Torrey
Benetta Buell-Wilson	Jason Kaplan	Lisa Sorce
Douglas Case	Yuki Marsden, 1st Vice Chair	Nancy Vaughn, 2 nd Vice Chair
Joe Craver	Ken Martone	Anthony Wagner
Jim Herrera	Barbara Penn	Martin Workman

Members Excused:

Harry Bonnell	Robin Kaufman
Amari Garcia	Lucy Pearson
Godwin Higa	

Staff Present:

Danell Scarborough, Executive Director, CRB
Karen Li, Deputy City Attorney, City Attorney's Office
David Ramirez, Executive Assistant Chief, San Diego Police Department
Bernie Colon, Lieutenant, Internal Affairs, San Diego Police Department
Vernon Peterson, Detective, Internal Affairs, San Diego Police Department
Denise Sandoval, Executive Secretary, Administration Department/CRB
Darrin Schwabe, Senior Manager, CRB
Regan Savalla, Deputy City Attorney, Neighborhood Prosecution Team
Rick Schnell, Sergeant, Homeless Outreach Team / Serial Inebriate Program, San Diego P.D.

- I. **CALL TO ORDER:** 6:30 P.M.
- II. **PURPOSE OF THE CITIZENS' REVIEW BOARD ON POLICE PRACTICES**
- III. **MINUTES APPROVAL:** CRB Open Meeting Minutes of April 23, 2013. Approval of minutes passed.
- IV. **NON-AGENDA PUBLIC COMMENT:** None

V. **RECOGNITION AND APPRECIATION:** Sergeant Richard Metz for exemplary service as CRB Case Enhancement Liaison. Thank you and Congratulations.

VI. **TRAINING PRESENTATION:**

- Overview of the Serial Inebriate Program (SIP) / PC647 (f) and Homeless Outreach Team (HOT) provided by:
 - Regan Savalla, Deputy City Attorney, Neighborhood Prosecution Team
 - Sergeant Rick Schnell, San Diego Police Department

VII. **BOARD MEMBER ANNOUNCEMENTS/COMMENTS**

- Training Reports
 - Alexis Torrey went on a ride-a-long in the Downtown with Rich Metz
 - Nancy Vaughn went on a ride-a-long with the Homeless Outreach Team (HOT)
 - Benetta Buell-Wilson attended the Police Academy Disability Training
 - Pauline Theodore went on a ride-a-long in Southern Division
 - Lisa Sorce went on a ride-a-long with K-9 Unit on 3rd Watch

VIII. **COMMITTEE REPORTS (DISCUSSION/ACTION)**

- Policy Committee – Benetta Buell-Wilson
 - Handout (email) with 3 items provided to board
 - San Diego Police Department will provide further information on the use of post Carotid restraint monitoring at the next Policy Committee meeting.
- Training Committee – Lucy Pearson- None
- Outreach Committee – Jason Kaplan
 - Attended Southeastern “All-Hands” Community Relations Officers (CRO) Meeting. Presented information regarding the CRB and brochures were handed out.
- Recruitment & Retention Committee – Yuki Marsden
 - Interviews are being held May 29th, currently there are 17 candidates.
- By-Laws Review – Nancy Vaughn
 - Meeting next week to continue to develop revised bylaws for board review.
- Red Binder Review – Alexis Torrey
 - Has requested a meeting with the Executive Team for direction on standardization of the Section 6 documents.
- Nominating Committee – Jason Kaplan
 - Presentation of slate for 2013-2014 CRB Officers
 - Slate: Chair: Yuki Marsden
1st Vice Chair: Jim Herrera
2nd Vice Chair: Nancy Vaughn
 - Nominating Committee has completed their work and is now dissolved.
 - Elections will take place at June Open Session Meeting.

IX. **CHAIR’S REPORT** – Jim Kaese

- Briefing on NAACP Forum, “Close Encounters of the Cop Kind”, May 14, 2013

- An article was written in the Voice and View Point
- Positive outcome and great outreach opportunity

X. EXECUTIVE DIRECTOR’S REPORT – Danell Scarborough

- Decorum Reminders were provided.
- Case Assignment to Teams was outlined.

XI. SAN DIEGO POLICE DEPARTMENT REPORT - None

XII. OLD BUSINESS

- CRB’s review and evaluation of the SDPD’s administration of discipline arising from complaints

Motion: To accept the following recommendations regarding CRB review and evaluation of SDPD discipline resulting from the investigation of citizens’ complaints:

1. To define the CRB process for “review and evaluation” of SDPD discipline resulting from the investigation of citizens’ complaints, per the City Charter and CRB Bylaws.

The City Charter Section 3-(d) states in part:

“...to review and evaluate citizens’ complaints against members of the San Diego Police Department and the San Diego Police Department’s administration of discipline arising from such complaints.”

The CRB bylaws Section 6 states in part:

A. All action taken or not taken against an officer as a result of a sustained Category 1 complaint will be promptly submitted to the Executive Director. The disciplinary action will then be submitted to the Review Board for its review and evaluation.

2. To resurrect and update the August 14, 1992 memo from Assistant Chief Dave Worden to City Manager Jack McGrory regarding the ability of the Board in “flagging” cases that contain a violation of policy or procedure that the Board may identify as “serious violations”. This should include training for the CRB on criteria and process for flagging and identifying serious violations.

3. To provide criteria and training to all CRB members in evaluating and presenting discipline cases. This training to include familiarization with the SDPD policy and discipline matrix and its use in review and evaluation by the Board.

4. Recognizing that the Department discipline has been implemented prior to the CRB receiving and reviewing the discipline report, I move to adopt the following procedures as part of the CRB’s duty to review and evaluate the SDPD’S administration of the discipline:

A. Once the SDPD discipline report is ready for the CRB review, IA will put the report into the drawer of the original reviewing team, at least 10 days prior to the closed session meeting at which it will be presented. IA will notify the leader of the original reviewing team that a discipline is in the drawer. The reviewing team leader will facilitate a discussion with the reviewing team members to review the discipline met. If the team leader is no longer serving on the Board, IA will notify one of the original reviewing

team members. If none of the original team members are serving on the Board, IA will give the discipline report to the next team scheduled to receive a new case.

B. After the team has reviewed the discipline report, the Team leader shall present the report to the Board in a closed session. At the conclusion of the presentation the Team leader shall state whether the discipline implemented is within SDPD policy pursuant to the SDPD Discipline Matrix.

C. In the CRB Chair's Quarterly Report, there shall be a summary of the Board's review and evaluation regarding SDPD discipline related to citizens' complaints reviewed by the Board. Per Penal Code section 832.7, the summary shall not include any reference to specific officers' names, the discipline implemented, or any personal information. This discipline summary shall be distributed to the Chief of Police, the Mayor, and the Citizens' Review Board.

Motion Passed

XIII. NEW BUSINESS

- Pattern of questions put to officers and witnesses in interviews – Carried Forward to next meeting.

XIV. ADJOURN: 8PM

Materials Provided:

- Minutes from CRB Open Meeting of April 23, 2013
- Motion regarding CRB Review of Discipline; Worden Memo, Discipline Matrix