



COMMUNITY REVIEW BOARD ON POLICE PRACTICES

MINUTES

**Tuesday, March 26, 2019
Malcom X Branch Library
5148 Market St
San Diego, CA 92114**

Members Present:

Joe Craver, Chair	Alex Hu
Brandon Hilpert, 1 st Vice Chair	Bonnie Kenk
Taura Gentry, 2 nd Vice Chair	Ramon Montano
Patrick Anderson	Mary O'Tousa
Doug Case	Maria Nieto-Senour
Gregory Daunoras	Ernestine Smith
Diana Dent	Pauline Theodore
Poppy Fitch	Nancy Vaughn
Kevin Herington	Marty Workman
Sheila Holtrop	Marissa Yenpasook
Steve Hsieh	

Members Absent:

Maxine Clark

Staff Present:

Sharmaine Moseley, Executive Director, CRB on Police Practices
Albert Guaderrama, Assistant Chief, San Diego Police Department
Wes Morris Captain, San Diego Police Department
Mark Bennett, Lt. San Diego Police Department
Paul Phillips, 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 February 26, 2019**

Brandon Hilpert moved for the Board’s approval of the February 26 Meeting Minutes. Mary O’Tousa seconded the motion. The motion passed with a vote of 20-0-1.

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

Nays: None

Abstain: Chair Craver

Members Absent: Maxine Clark

APPROVAL OF MINUTES: CRB Meeting Minutes of Work Retreat of February 2, 2019

Nancy Vaughn moved for the Board’s approval of the February 2 Working Retreat Minutes. Pauline Theodore seconded the motion. The motion passed a vote of 17-0-4

Yays: 1st Vice Chair Hilpert, 2nd Vice Chair Gentry, Members Case, Daunoras, Dent, Fitch, Herington, Holtrop, Hsieh, Hu, Montano, O’Tousa, Smith, Theodore, Vaughn, Workman, Yenpasook

Nays: None

Abstain: Chair Craver, Nieto-Senour, Anderson, Kenk,

Members Absent: Maxine Clark

IV. **NON-AGENDA PUBLIC COMMENT:**

A. Kate Yavendute: Kate, who is a member of Women Occupy San Diego, was looking forward to listening to Chuck Sevilla tonight along with other members of WOSD. She expressed her feelings towards SDPD and her past-experience with them and stated how it was important to hear the other perspectives, such as Chuck Sevilla.

B. Coleen Cusack: Coleen, who is a Criminal Defense Attorney, was also looking forward to hearing Chuck Sevilla presentation about Police credibility.

C. Alicia Mason: Alisha shared her past-experience with SDPD to the CRB. She stated she made a complaint, and she was given a letter that her complaint was treated as a level 2. She expressed her dissatisfaction to the finding, and she asks for justice for how she was treated.

D. Francine Maxwell: Francine gave notice to Chair Craver that a member of the CRB was passing out paper on Curbing at CABs meeting exemplifying to the community that it is a policy when it is not, it is just a bulletin.

V. **GUEST SPEAKER: Joel Day, PhD, City of San Diego of Office Boards & Commissions**

Update from the Mayor's Office:

Joel Day is asking all Advisory Boards, including the CRB, to get standardized reports on how all boards should be modeled. He will be using this information to come up with a format on what key components are being used on Boards and show a study on how these components have grown and improved overtime within the Board.

Question: Will there be compensation for our mileage for Outreach Events? A: No. However, I am fighting to the nail to get some budget to help with this.

Question: When will we know if there are more people being nominated for the members? When will we receive this information? A: This information will be coming from your Executive Director. The first thing that needs to happen is marketing the Training Academy, so we can get new prospects.

VI. **UNFINISHED BUSINESS (DISCUSSION/ACTION):** None

VII. **NEW BUSINESS (DISCUSSION/ACTION):**

A. Creation of CRB Open Data Portal

ACTION ITEM: Motion for the Board to recommend to the Mayor that the City create an Open Data Portal to enhance CRB transparency.

Taura Gentry moved for the Board's Motion for the Board to recommend to the Mayor that the City create an Open Data Portal to enhance CRB transparency. Ramon Montano seconded the motion. The motion passed a vote of 19-0-2

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

Nays: None

Abstain: Chair Craver, Vaughn,

Members Absent: Maxine Clark

B. Fiscal Year 2019-2020 Work Plan

ACTION ITEM: Motion for the Board to approve its Fiscal Year 2019-2020 Work Plan

Brandon Hilpert moved for the Board's Motion for the Board to approve its Fiscal Year 2019-2020 Work Plan. Taura Gentry seconded the motion. The motion passed a vote of 20-0-1

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

Nays: None

Abstain: Chair Craver

Members Absent: Maxine Clark

C. Concerned Citizen Correspondence Regarding CRB Member & CRB Member Response to the Concerned Citizen.

(1ST Vice Chair, Brandon Hilpert)

- 1ST Vice Chair Hilpert gave the Board and the community an explanation for being mistaken as a citizen who was having issues with a member in his neighborhood. Because his identity was mistaken for another citizen due to similar names, Brandon was defamed by the concerned citizen by writing a letter to the Mayor's office with exposing posts from his Social Media account from current and prior events. 1st Vice Chair Hilpert expressed his importance for the CRB and how much he cares for the Board. He wants this to be to reminder to his Board members to be careful on what they post on social media.

VIII. COMMITTEE REPORTS (DISCUSSION/ACTION):

A. Continuing Education Committee (Taura Gentry)

- Update on 2/27 Committee Meeting Date- 2nd Vice Chair Gentry reported that at the last open meeting she passed out list of upcoming trainings. She apologized about Chuck Sevilla for not

appearing to his presentation, and she plans on scheduling him again as soon as she can. In April, the Wellness Police Department will be coming to speak about their resources. 2nd Vice Chair expressed her reasons for bringing SDPD as speakers because it was majority feedback from the community due to questions about SDPD, so she wanted to fulfill them and have answers for the community.

- Request for Additional Community Forums & Opportunities – No report
- Summary of Past Events – No report
- Upcoming Outreach Events – No Report

B. Outreach Committee

(Mary O'Tousa)

- Next Scheduled Meeting – Committee Chair Mary O'Tousa reported held they a meeting on 2/27. They discussed at the meeting continuing to explore with PD on having a center source of information on case meetings such as National Hide Out and Talking with a Cop. They are working on getting input on other community organizations that the CRB should be participating at.
- Summary Past Events – Committee Chair O'Tousa reported they are attending Building Trust and CAST meeting. Two volunteers from the board recently attended the de-escalation training/techniques for new trainees the PDs.
- Upcoming Events/Outreach Opportunities – No Report

C. Rules Committee:

(Doug Case)

- Update on 3/19 Committee Meeting – Committee Chair Case reported that they recently did a trial run of an Audit of Category 2 cases and the process went well.
- Operational Standing Rule on Audit of Category 2 Cases–

Doug Case moved for the Board's Motion for the Board to approve the Operational Standing Rule on Audit of Category 2 Cases. Mary O'Tousa seconded the motion. The motion passed a vote of 20-0-1

Yays: 1st Vice Chair Hilpert, 2nd Vice Chair Gentry, Members Anderson, Case, Daunoras, Dent, Fitch, Herington, Holtrop, Hsieh, Hu, Kenk,

Montano, Nieto-Senour, O'Tousa, Smith, Theodore, Vaughn, Workman, Yenpasook

Nays: None

Abstain: Chair Craver

Members Absent: Maxine Clark

- Case Summaries for Publication Update – The goal is to be as transparent as they can towards their community and giving them information on case statistics. The question to outside counsel was asked if they could redact summary to cases to show the public, and it was denied.
- Status on Procedure for Shooting Review Board Reports – Some of the members had an issue with the reports and its approach. In their next meeting they are going to be discussing and revising it.
- CRB Tactical Plan – We have the first draft of the CRB Tactical plan and we are working on a 2nd draft.

D. Policy Committee: (Brandon Hilpert)

1. Update on 3/12 Committee Meeting

a. Procedure & Guidelines for SDPD Complaint Intake: Gives information and a timeline of the steps on what the processes is for a complaint and what to expect.

b. Development of Third-Party Mediation: CRB Board Member Nancy Vaughn is working with them on creating a huge spread sheet with other departments.

c. Best Practices Research for Law Enforcement Investigations Involving Discrimination Allegations: CRB Board Member Patrick Anderson is helping assist the team in this area.

d. Procedure and Statistics for Internal Affairs Tolling of Cases : Stats how low long are cases are being tolled.

e. Complaint Process Guide Card Issued to All Sworn Personnel: There is going to be another complaint form that will have the steps on the back of the card.

f. Next Meeting: April 9th, 2019

- E. Recruitment & Retention Committee: (Maria Nieto-Senour)
- Next Scheduled Committee Date – Committee Chair Nieto-Senour reported she needed a new meeting date.

- New CRB Training Academy – Committee Chair Nieto-Senour reported they are in the processes of creating steps and guidelines. They are waiting to have the minimum to train (7-14) at time instead of just doing 1-2 people at a time.
- Interview Panel Improvements – Committee Chair Nieto-Senour reported that they are working on inviting two members of the community to assist on the panel and decide who will be on the review board.

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

- 2nd Vice Chair Gentry reported that at the CAB meeting they are working on their recommendation since 2017. There recommendations are 2 years old, so they use them as reference and are working through them. She wanted to clear the air on the Training Bulletin that was passed out. She did not pass it out as a policy. 1st Vice Chair Gentry referenced the Training Bulletin as an example when she was speaking. Also, CAB is working on scheduling a retreat just like the CRB.

- G. Red Binder (Doug Case)

- Committee Chair Doug Case reported that the Red Binder is being reduced into a training manual/orientation binder for the new trainees of the CRB. Most of the information that will be taken out of the Red Binder will be placed on the website. They are currently creating a spread sheet to help figure out what should and should not be on the website and/or binder.

- H. 30th Anniversary Celebration (July 2019) (Brandon Hilpert)

- Date and Location – No report

IX. CHAIR'S REPORT (Chair Joe Craver)

- A. Reminder – 3rd Quarter of Volunteer Hours (Due on the April 1, 2019)

- B. Debriefing from Meeting Chief Nisleit – Chair Craver reported the cabinet discussed the status of complaint process improvement. This

improvement will give the CRB executive director access IAPRO to enable her to have information on all category complaints and having a joint complaint form and adding a section on the form that explains the process. They also discussed the status of auditing the Category II cases and putting summary of cases on the CRB website and data portal.

- C. Training of CRB on Case Review and Presentation Procedures– Chair Craver reported it is on ongoing and being developed and there will be a follow up.

X. EXECUTIVE DIRECTOR’S REPORT (Sharmaine Moseley)

A. Caseload Update & Status of Case Reports -

Earlier today, the Board started off with 21 active cases. Four of those active cases were placed on the Closed Meeting agenda for review and are now closed. Read through one shooting reports and two category II reports. As a result, the Teams now have a total of 17 active cases. In fiscal year 2019, the CRB deliberated on and closed out a total of 42 cases.

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

- B. Status of Ride-Alongs for New Members - Executive Director Moseley reported that member’s Fitch, and Montano they completed their Ride-Alongs. Follow up with Maxine Clark.

XI. SAN DIEGO POLICE DEPARTMENT REPORT (Executive Assistant Chief Todd Jarvis): No report was given

XII. BOARD MEMBER RIDE-ALONG REPORTS:

- A. Member Fitch reported she asked her Ride-Along Officer about mistrust with the police and what he thought about when a Black man is shot and how he conflicts. This question led into a discussion with the Police officer about the social problems of criminalization and poverty and led to him answering that as a Police Officer they must do the best they can do for the community by listening to them.
- B. Member Gentry reported that her Ride-Along P.O was very calm through the whole Ride. There was not much action through-out the ride. She was in the South Eastern Division and learned about the issues that were happening in the area. She encourages members to do a Ride-Along in the South Eastern Division to see what the Officers experience.

- C. Member Montano reported he was surprised to see how many Police officers are present or available in one division for each watch. They seemed to be understaff.
- D. Member Yenpansook reported that she discussed with her Ride-Along with his approach is with his job. He stated that it is talking more with community members. He wants to be able to relate the people around him to show he understand and cares for them.
- E. Intern Jasmine reported that this was her first Ride Along and it last 11 hours. She wanted to make it clear that she saw the difference between an officer who was been on the force than less than a year versus one who has been in the force for longer. The officer with less time on the force would show more motivation and care within his duty when taking suspects in, and thinking through his processes and step, while an officer who has been in longer would show that he his complacent and desensitize.

XIII. **ANNOUNCEMENTS/COMMENTS** : Nancy Vaughn gave an announcement on the Museum of Tolerance and she has scheduled to ride on a bus to the Museum on April 28th.

XIV. **ADJOURNMENT**: 7:00 p.m.