

COMMISSION ON POLICE PRACTICES REGULAR BUSINESS MEETING

Wednesday, December 11, 2024 4:30pm-7:30pm

> Balboa Park Santa Fe room 2144 Pan American W. Road San Diego, CA 92101

Click https://youtu.be/kxggEIHTeCM to view this meeting on YouTube.

CPP Commissioners Present:

Chair Gloria Tran (virtual)

1st Vice Chair Dennis Brown

2nd Vice Chair Doug Case

Bonnie Benitez

Alec Beyer

Cheryl Canson (arrived at 5:15pm and left at 6:30pm)

Stephen Chatzky

Lupe Diaz (arrived at 4:36pm)

Armando Flores (arrived at 4:35pm)

Excused:

John Armantrout Jessica Dockstader

CPP Staff Present:

Paul Parker, Executive Director
Duane Bennett, CPP Outside Counsel (virtual)
Olga Golub, Chief Investigator
Ching-Yun Li, Investigator
Ethan Waterman, Investigator
Aaron Burgess, Policy Manager
Alina Conde, Executive Assistant
Jon'Nae McFarland, Administrative Assistant
Yasmeen Obeid, Community Engagement Coordinator (virtual)

Dwayne Harvey (arrived at

5:00pm)

Brandon Hilpert Clovis Honoré James Justus Dan Lawton Darlanne Mulmat Imani Robinson

Gonzalo Rocha-Vazquez

Ada Rodriguez

Absent:

Viviana Ortega

I. CALL TO ORDER/WELCOME: Chair Gloria Tran called the meeting to order at 4:32 pm.

The Commission on Police Practices unanimously voted for Chair Gloria Tran to attend the Regular Business Meeting virtually. The vote was 10–0–0.

Yays: 1st Vice Chair Brown, 2nd Vice Chair Case, Benitez, Chatzky, Hilpert, Honoré, Justus, Lawton, Mulmat, and Rodriguez

Nays: 0 Abstained: 0

Excused/Late Arrival: Chair Tran, Armantrout, Beyer, Canson, Diaz, Dockstader, Flores, Harvey, Ortega, Robinson, and Rocha-Vazquez

- II. ROLL CALL: Executive Assistant Alina Conde conducted the roll call for the Commission and established quorum.
- III. PURPOSE OF THE COMMISSION ON POLICE PRACTICES: The purpose of the Commission on Police Practices (CPP or Commission) is to provide independent community oversight of SDPD, directed at increasing community trust in SDPD & increasing safety for community and officers. The purpose of the Commission is also to perform independent investigations of officer-involved shootings, in-custody deaths and other significant incidents, and an unbiased evaluation of all complaints against members of SDPD and its personnel in a process that will be transparent and accountable to the community. Lastly, the Commission also evaluates the review of all SDPD policies, practices, trainings, and protocols and represents the community in making recommendations for changes.

IV. NON-AGENDA PUBLIC COMMENT

<u>In Person Public Comment:</u> "Tony Carolino" (*Timestamp 3:17*) Spoke regarding an incident involving his brother and the SDPD.

In Person Public Comment: "Kate Yavenditti" (*Timestamp 6:03*) Spoke regarding the comments by Chair Tran in the newspaper and other articles.

<u>Virtual Public Comment:</u> "Darwin Fishman" (*Timestamp 7:16*) Spoke thanked the CPP for its work and engaging with and including the public.

- V. CHAIR REPORT Tabled.
- VI. EXECUTIVE DIRECTOR REPORT
 - The OCPP can move forward with hiring of positions. Working on a short term outside counsel contract for the interim. The current number of applicants for each position are Deputy Executive Director, General Counsel, and Performance Auditor.
- VII. INDEPENDENT CIVILIAN AUDIT FOR SAN DIEGO POLICE DEPARTMENT COMPLAINT INVESTIGATIONS FOR THE COMMISSION ON POLICE PRACTICES 2020–2023
 - A. Introduction by Chief Investigator Olga Golub (*Timestamp 13:54*)
 - B. Presentation (Outside Investigator Jerry Threet) (Timestamp 15:10)
 - C. Public Comment

<u>In Person Public Comment:</u> "Kate Yavenditti" (*Timestamp 1:05:24*) Commended the report and recommendations by Jerry Threet.

<u>Virtual Public Comment:</u> "Colleen Cusack" (*Timestamp 1:06:50*) Spoke on statistics of traffic court, infractions, and reasons for pull over.

D. Discussion (Timestamp 1:09:38)

VIII. CLOSED SESSION (NOT OPEN TO THE PUBLIC)

- A. Outside Counsel Duane Bennett led CPP into Closed Session
- B. Public Comment None
 - PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
 Discussion & Consideration of Complaints & Reports: Pursuant to Government
 Code Section 54957 to discuss complaints, charges, investigations, and discipline
 (unless the employee requests an open public session) involving San Diego Police
 Department employees, and information deemed confidential under Penal Code
 Sections 832.5-832.8 and Evidence Code Section 1040. Reportable actions for the
 Closed Session items on the agenda will be posted on the Commission's website
 at www.sandiego.gov/cpp or stated at the beginning of the Open Session meeting
 if the meeting is held on the same day.
 - I. San Diego Police Department Feedback on Case Specific Matters (0)
 - II. Shooting Review Board Reports (0)
 - III. Officer Involved Shooting (0)
 - IV. Discipline Reports (0)
 - V. In-Custody Death (o)
 - VI. Case Review Group Reports (0)
 - VII. Case-Specific Recommendations to the Mayor/Chief (1)
 - VIII. Referrals to other governmental agencies authorized to investigate activities of a law enforcement agency (0)
 - IX. Legal Opinion(s) Request & Response (0)
- IX. REPORT OUT FROM CLOSED SESSION (6:55 pm): Outside Counsel Duane Bennett reported two notable actions. The Commission voted 17-0-0 to decline to make a finding based upon a case reviewed based upon the woeful inadequacy of the investigation. The second action voted 12-1-4 to send a letter to the Chief regarding the issues with the investigation and the inadequacy of the investigation. That action will be made public through the Closed Session Report at the appropriate time.
- X. ADJOURNMENT: The meeting adjourned at 7:00 pm.