

COMMISSION ON POLICE PRACTICES

EXECUTIVE COMMITTEE AGENDA

Wednesday, February 26, 2025

4:30pm

**Procopio Towers
525 B St.
17th Floor, Suite 1725
San Diego, CA 92101**

The Commission on Police Practices (Commission) meetings will be conducted pursuant to the provisions of California Government Code Section 54953 (a), as amended by Assembly Bill 2249.

The Commission business meetings will be in person and the meeting will be open for in-person testimony. Additionally, we are continuing to provide alternatives to in-person attendance for participating in our meetings. In lieu of in-person attendance, members of the public may also participate via telephone/Zoom.

The link to join the meeting by computer, tablet, or smartphone at 4:30pm is:

<https://sandiego.zoomgov.com/j/1613117027>

Meeting ID: 161 311 7027

In-Person Public Comment on an Agenda Item: If you wish to address the CPP Standing Committee on an item on today's agenda, please complete and submit a speaker slip before the Committee hears the agenda item. You will be called at the time the item is heard. Each speaker must file a speaker slip with the CPP staff at the meeting at which the speaker wishes to speak indicating which item they wish to speak on. Speaker slips may not be turned in prior to the day of the meeting or after completion of in-person testimony. In-person public comment will conclude before virtual testimony begins. Each speaker who wishes to address the Commission must state who they are representing if they represent an organization or another person.

For discussion and information items each speaker may speak up to three (3) minutes, subject to the Committee Chair's determination of the time available for meeting management purposes, in addition to any time ceded by other members of the public who are present at the meeting and have submitted a speaker slip ceding their time. These speaker slips should be submitted together at one time to the designated CPP staff. The Committee Chair may also limit organized group

presentations of five or more people to 15 minutes or less.

In-Person Public Comment on Matters Not on the Agenda: You may address the Standing Committee on any matter not listed on today's agenda. Please complete and submit a speaker slip. However, California's open meeting laws do not permit the Standing Committee to discuss or take any action on the matter at today's meeting. At its discretion, the Standing Committee may add the item to a future meeting agenda or refer the matter to the CPP. Public comments are limited to three minutes per speaker. At the discretion of the Committee Chair, if a large number of people wish to speak on the same item, comments may be limited to a set period of time per item to appropriately manage the meeting and ensure the Standing Committee has time to consider all the agenda items. A member of the public may only provide one comment per agenda item. In-person public comment on items not on the agenda will conclude before virtual testimony begins.

Virtual Platform Public Comment to a Particular Item or Matters Not on the Agenda: When the Committee Chair introduces the item you would like to comment on (or indicates it is time for Non-Agenda Public Comment), raise your hand by either tapping the "Raise Your Hand" button on your computer, tablet, or Smartphone, or by dialing *9 on your phone. You will be taken in the order in which you raised your hand. You may only speak once on a particular item. When the Committee Chair indicates it is your turn to speak, click the unmute prompt that will appear on your computer, tablet or Smartphone, or dial *6 on your phone.

Written Comment through Webform: Comment on agenda items and non-agenda public comment may also be submitted using the [webform](#). If using the webform, indicate the agenda item number you wish to submit a comment for. All webform comments are limited to 200 words. 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 above. To view a meeting archive video, click [here](#). Video footage of each Commission meeting is posted online [here](#) within 24-48 hours of the conclusion of the meeting.

Comments received no later than 11 am the day of the meeting will be distributed to the Commission on Police Practices. Comments received after the deadline described above but before the item is called will be submitted into the written record for the relevant item.

Written Materials: You may alternatively submit via U.S. Mail to Attn: Office of the Commission on Police Practices, 525 B Street, Suite 1725, San Diego, CA 92101. Materials submitted via U.S. Mail must be received the business day prior to the meeting to be distributed to the Standing Committee.

If you attach any documents to your comment, they will be distributed to the Standing Committee in accordance with the deadlines described above.

- I. CALL TO ORDER/WELCOME (Chair Doug Case)
- II. ROLL CALL (Executive Assistant Alina Conde)
- III. APPROVAL OF THE MINUTES OF THE JANUARY 29, 2024 EXECUTIVE COMMITTEE MEETING
- IV. NON-AGENDA PUBLIC COMMENT
- V. CHAIR REPORT (Chair Doug Case) (Informational Item)
- VI. STAFF REPORT (Informational Item)
- VII. SUGGESTIONS TO IMPROVE PUBLIC ENGAGEMENT AT CPP MEETINGS (1st Vice Chair Ada Rodriguez) (Possible Action Item)
- VIII. CPP RESPONSE TO ISSUES RAISED AT THE FEBRUARY 12, 2025 PUBLIC SAFETY COMMITTEE OF THE SAN DIEGO CITY COUNCIL (Chair Doug Case) (Action Item)
 - A. Structure of the March 5, 2025 CPP Community Forum and Commission Decision Making
 - B. Discussion on Issues Raised at the Public Safety Committee
 1. Commission Size and Composition
 2. Executive Director
 - a. Respective Roles of Executive Director, Chair and Commission
 - b. Process for Evaluation and Termination of the Executive Director
 3. Other Issues Raised During the Public Safety Committee Meeting
- IX. STANDING COMMITTEE REPORTS (Informational Item)
 - A. Rules Committee – Commissioner Bonnie Benitez
 - B. Community Outreach Committee – Commissioner Alec Beyer & Community Engagement Coordinator Yasmeen Obeid
 - C. Training and Continuing Education Committee – Commissioner Darlanne Mulmat
- X. AD HOC COMMITTEE REPORT (Informational Items)
 - A. Pretext Stops – 1st Vice Chair Ada Rodriguez
 - B. Operating Procedures – Chair Doug Case
 - C. Personnel – Commissioner Darlanne Mulmat
- XI. NEXT MEETING – WEDNESDAY, MARCH 26, 2025
- XII. ADJOURNMENT

Materials Provided:

- January 29, 2025 Executive Committee Minutes

- Email from 1st Vice Chair Ada Rodriguez, “Proposed Improvements”, February 11, 2025

Access for People with Disabilities: As required by the Americans with Disabilities Act (ADA), requests for agenda information to be made available in alternative formats, and any requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for alternatives to observing meetings and offering public comment as noted above, may be made by contacting the Commission at (619) 236-6296 or commissiononpolicepractices@sandiego.gov.

Requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for auxiliary aids, services, or interpreters, require different lead times, ranging from five business days to two weeks. Please keep this in mind and provide as much advance notice as possible to ensure availability. The city is committed to resolving accessibility requests swiftly.

Commission on Police Practices

**COMMISSION ON POLICE PRACTICES
EXECUTIVE STANDING COMMITTEE MEETING
MINUTES**

Wednesday, January 29, 2025

4:30pm - 6:00pm

**Procopio Towers
17th Floor, Suite 1725
San Diego, CA 92101**

Click https://www.youtube.com/watch?v=J_54AibeR-c to view this meeting on YouTube.

CPP Committee Members Present:

Chair Doug Case

1st Vice Chair Ada Rodriguez

2nd Vice Chair Clovis Honoré

Bonnie Benitez

Alec Beyer

Darlanne Mulmat

Excused:

None

Absent:

None

CPP Staff Present:

Alina Conde, Executive Assistant

Jon'Nae McFarland, Administrative Assistant

Aaron Burgess, Policy Manager

Olga Golub, Chief Investigator (virtual)

Jaime Jacinto, Senior Management Analyst (virtual)

Yasmeen Obeid, Community Engagement

Coordinator (virtual)

Bart Miesfeld, General Counsel

- I. CALL TO ORDER/WELCOME: Chair Doug Case called the meeting to order at 4:30pm.
- II. ROLL CALL: Chair Doug Case conducted the roll call for the Commission and established quorum.
- III. APPROVAL OF THE MINUTES OF THE DECEMBER 12, 2024 EXECUTIVE COMMITTEE MEETING
MOTION: 1st Vice Chair Ada Rodriguez moved to accept the December 12th, 2024 Executive Standing Committee Meeting Minutes. Commissioner Darlanne Mulmat seconded the motion. The vote passed 5-0-0.
Yeas: 1st Vice Chair Rodriguez, 2nd Vice Chair Honoré, Benitez, Beyer, Mulmat
Nays: None
Abstentions: None
- IV. NON-AGENDA PUBLIC COMMENT - None
- V. INTRODUCTION OF THE GENERAL COUNSEL – (*Timestamp 2:43*) Chair Doug Case introduced new OCPP Bart Miesfeld to the Executive Committee.
- VI. EXECUTIVE DIRECTOR AND INTERIM EXECUTIVE DIRECTOR HIRING UPDATE – (*Timestamp 15:02*) Councilmember von Wilpert stated that with the support of her fellow Councilmembers, she would like to resolve the issue of concerns of the exit memos (from former Executive Director Paul Parker and former Outside Counsel Duane Bennett’s) before appointing an interim/permanent Executive Director. The next Public Safety Committee will be on February 12, 2025 at 2:00pm. This item of interim/permanent appointment of Executive Director will be put on the February 5th CPP Meeting agenda.
- VII. UPDATE ON FILLING COMMISSION VACANCIES – (*Timestamp 12:15*) Councilmember Marni von Wilpert made a motion to postpone the appointment of filling vacancies commissioners until City Council has a chance to figure out what is going on with the Commission. CM von Wilpert is planning to move forward to the Public Safety Committee revisions to the Implementation Ordinance. This item of filling vacancies will be put on the February 5th CPP Meeting agenda.
- VIII. BUDGET UPDATE AND INPUT- (*Timestamp 35:01*) Due to failure of Measure E, the city is in the middle of a budget deficit. The mayor has directed all city departments to have a 20% decrease in budget this fiscal year. Senior Management Analyst Jaime Jacinto updated on the budget status.
Virtual Public Comment: “Brandon Hilpert” (*Timestamp 1:03:02*) – Spoke regarding budget concerns and recommends pushing not cutting budget for oversight if public safety budget is not going to be cut.
MOTION: 2nd Vice Chair Clovis Honoré moved to inform the department of finance that the CPP is willing to defer the hiring of both the Performance Auditor and Deputy Executive Director, but the CPP opposes elimination of the positions from the ORG chart and future budgets. 1st Vice Chair Ada Rodriguez seconded the motion. The vote passed 4-0-1.
Yeas: 1st Vice Chair Rodriguez, 2nd Vice Chair Honoré, Benitez, Mulmat
Nays: None

Abstentions: Beyer

- IX. FEEDBACK ON NEW CASE REVIEW PROCESS – (*Timestamp 1:13:48*) A motion will be added to the agenda to have the investigators conduct case review on a trial basis for six-months through July 2025. Positive feedback was given from the Executive Committee.
- X. SDPD PURSUIT POLICY RESPONSE – NEXT STEPS (*Timestamp 1:08:17*) Chair Doug Case updated that SDPD (Chief Wahl) will be coming to the next Commission on Police Practices Regular Business Meeting on February 19th. SDPD will address the response to CPP Recommendations. Time will be allotted for them to present (20 minutes), and they will answer questions of the commission (20 minutes). Policy Manager Aaron Burgess will coordinate a meeting with the Ad Hoc Police Pursuit Policy Committee (virtual) to meet at least one week before the CPP meeting.
- XI. OPERATING PROCEDURES UPDATE – (*Timestamp 1:18:00*) CPP General Counsel Bart Miesfeld will revise the standard operating procedures (SOP) based on feedback from employee relations (with input from CPP Chief Investigator Olga Golub). Then, the SOP's will be shared with the Operating Procedures Committee who will then bring it forward to the Commission. Once the Commission approves, the SOP's will be sent to the Public Safety Committee who will forward to the City Council. City Council will at that point initiate the meet and confer process.
- XII. STATUS OF CONTRACT FOR A/V COMMUNICATIONS AT CPP MEETINGS – (*Timestamp 1:19:10*) Chief Investigator Olga Golub stated that the City's HR Labor and Negotiations team reached out and held a meeting regarding the A/V situation. Due to the fact that the CPP does not currently have an Executive Director to make contractual decisions on behalf of the CPP, they can not move forward with the meet and confer process. This will be paused until an interim or permanent Executive Director is appointed. The CPP will have to resort to previous A/V setup in the meantime. Communications Department has also stated that they will not be able to assist the CPP with A/V issues as this would set the precedent of helping all boards/commissions with their A/V set up (which they do not currently have capacity to do).
- XIII. RECOGNITION OF DEPARTED COMMISSIONERS AND STAFF – (*Timestamp 1:27:49*) Chair Doug Case would like to dedicate time during a meeting in March to recognize past CPP commissioners for their time served on the Commission. In addition, he would like to give something special (on a separate date) to former Executive Director Paul Parker and former Outside Counsel Duane Bennett.
- XIV. STANDING COMMITTEE REPORTS
 - A. Rules Committee – Committee Chair Bonnie Benitez stated that the Rules Committee will be meeting in the first half of February.
 - B. Community Outreach Committee – Tabled
 - C. Training and Continuing Education Committee – Committee currently paused.
- XV. NEXT MEETING – Wednesday, February 26, 2025
- XVI. ADJOURNMENT: The meeting adjourned at 6:05pm.

From: [Case, Doug](#)
To: [Conde, Alina](#)
Subject: Email to attach to Executive Committee Agenda
Date: Thursday, February 20, 2025 5:54:56 PM

From: Case, Doug <DCase@san Diego.gov>
Sent: Tuesday, February 11, 2025 2:33 PM
To: Rodriguez, Ada <AdaR@san Diego.gov>
Subject: Fw: Proposed Improvements

I agree with all these. We can discuss at the next Executive Committee.

Doug

From: Conde, Alina <AConde@san Diego.gov>
Sent: Tuesday, February 11, 2025 2:10 PM
Subject: FW: Proposed Improvements

Good afternoon Executive Committee:

Please see the email below from 1st Vice Chair Ada Rodriguez.

Thank you in advance.

Alina A. Conde

Executive Assistant

Office of the Commission on Police Practices

Procopio Towers, 17th Floor – Suite 1725

525 B Street

San Diego, CA 92101

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CPP Website: <https://www.san Diego.gov/cpp>

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From: Rodriguez, Ada <AdaR@sandiego.gov>
Sent: Tuesday, February 11, 2025 10:17 AM
To: Conde, Alina <AConde@sandiego.gov>
Subject: Proposed Improvements

Hi Alina! Can you please forward the following email to the executive committee?
Thanks,

Ada

.....

Hello Team, below you'll find some Proposed Improvements for us to discuss in the next executive meeting, or whenever appropriate. I sent to the staff first to make sure the proposed improvements are viable. In **black font is the proposed improvement**, in **blue font is Bart's** comments, and in **green font is Yasmeen's** comments. Would love to hear your thoughts.

Non-Agenda Public Comments:

I propose that we allow public comment not only at the beginning but also at the end of our meetings.

Bart: The Brown Act requires that the public be allowed to speak on a specific item of business before or during the legislative body's consideration of it. (Cal. Gov. Code section 54954.3 (a)) In addition, most public bodies (like the CPP) also provide an agenda item wherein the public can make comment on any matter within the subject matter of the public body even if it is not on the meeting agenda.

There is nothing legally precluding public comment both at the beginning and again at the end. However, if you allow another opportunity to speak at the end of the meeting you must allow every member of the public the opportunity to speak again at the end.

Yasmeen: This proposal would allow an opportunity for community members who may still be at work to participate in non-agenda public comment. This would allow the Commission to become more accessible to a wider range of community members.

Empathy and Acknowledgment:

While the Brown Act restricts us from discussing certain topics immediately, a simple acknowledgment, such as "We sympathize with your concerns," would go a long way in showing empathy and understanding. (Is that allowed?)

Bart: The Brown Act does not allow discussion or action on an item not on the agenda. However, you may "briefly respond" to comments or questions from the public. Your response of empathy and acknowledgment as stated is fine and would be allowed.

Yasmeen: This is very critical in making sure people feel heard. I believe it's most appropriate for the Chair be the one that responds, however, I am happy to support as well if Bart/Chair Case believe it best.

Response/Feedback Mechanism:

(if possible) Let's explore possible ways to address topics mentioned in public comment by reviewing them in the subsequent meeting. We could vote on which topics to elaborate on or address as a commission, ensuring we do not breach any privacy or legal boundaries.

Bart: In response to a comment by the public, the Brown Act allows any Commissioner request to place the matter on the agenda for a subsequent meeting. The Chair could then place he item on a future agenda to be discussed.

Yasmeen: Again, this would let people feel heard and increase community trust in the Commission. I would recommend adding a brief statement about this in the chair's opening to remind Commissioners that they are able to do so.

Meeting Punctuality:

It is vital to respect our community members time by starting our meetings promptly at 4:30 or the advertised time. In the absence of a quorum, we should communicate this to the attendees and explain we will commence as soon as a quorum is established.

Bart: The Chair could simply announce such in his opening remarks.

Yasmeen: Adding to what Bart mentioned, in the past we also had a PowerPoint slide that read "We will begin our meeting shortly; we are waiting to have quorum. Thank you for your patience!". Staff can easily incorporate this visual component in addition to the announcement in the Chair's opening remarks.

Logistical Transparency:

At the start of each meeting, clearly outline the logistics: inform every one of their 3-minute time frame for speaking, non-agenda public comment opportunities at both the beginning and end and provide guidelines for making comments post-agenda items. If possible, adding a quick blurb on what the Commissioners are there for, there seems to be a misconception on what we do.

Bart: Again, the Chair could simply announce such in his opening remarks.