



COMMUNITY REVIEW BOARD ON POLICE PRACTICES

MINUTES

**Tuesday, January 22, 2019
Cherokee Point Elementary School
3735 38th Street
San Diego, CA 92105**

Members Present:

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

Members Absent:

Patrick Anderson
Gregory Daunoras

Staff Present:

Sharmaine Moseley, Executive Director, CRB on Police Practices
Todd P. Jarvis, Executive 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 November 27, 2018

Nancy Vaughn moved for the Board’s approval of the November 27 Meeting Minutes. 2nd Vice Chair Taura Gentry seconded the motion. The motion passed with a vote of 19-0-1.

Motion Passed (19-0-1)

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

Nays: None

Abstain: Chair Craver

Members Absent: Patrick Anderson and Gregory Daunoras

IV. **NON-AGENDA PUBLIC COMMENT:** (Speaker Slip Required)

A. Gloria Cardenas: Ms. Cardenas, a staff member of Council President District 9 Georgette Gomez, invited the CRB and the community to the State of the District Event occurring on January 23, 2019.

V. **EDUCATIONAL TRAINING:** “Maximum Restraint WRAP Demo Presentation”

Captain Alberto Leos & Defensive Tactics Instructor Officer Ken Kries – SDPD Training Unit demonstrated SDPD’s Officers use of the WRAP.

- The safety WRAP had a six-month training evaluation in 2015. It received positive reviews from all law enforcement, including hospitals. The WRAP became incorporated in December 2015
- There are 50 Safety WRAPs within SDPD’s nine divisions. The cost for one WRAP is about \$1,000.00.
- When using the WRAP vs. Cord Restraints, it is a lot safer for person being arrested to transport him/her into the car. He/she is unlikely to self-injure themselves and the officers.
- When a person is in the WRAP, the person’s legs are straight to prevent them from kicking. This gives control and restraint because a lot of power derives from the glutes, hips, and legs.
- The upper body part is being constraint, but no pressure is on the chest area so it does not limit a person’s breathing.
- When a person is in the WRAP, he/she can sit up right vs in the carotid restraints where he/she may be lying on his/her side. The officer can monitor what is happening in the back seat because the person is upright.

- Since there are limited number of WRAPs in each division, officers must call it in from their radio to dispatch one to their area. For the WRAP to be issued to an officer(s), it must be approved by their supervisors before issuing it.
- When using the WRAP, it must be documented as Use of Force.

Questions and Answers about the Wrap

- “What are the statistics of officers using the Wrap?” Four times a day
- “Why do we still have the Cord Restraints?” It’s a cost issue. The WRAP cost \$1000, while the Cord Restraint cost \$10-\$15. Each officer is given a Cord Restraint.
- “How do you feel being in the WRAP vs Hand Cuffs?” More comfortable”
- “If one is in cardiac arrest, how long does it take to someone to do chest compression?” The officers will push the person on his/her back, take their keys to unhook and take off the upper body half of the WRAP. It takes them 10 seconds to take it off and do chest compression.
- “How do you distribute the WRAPS?” There are at least 5 in each division.

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

VII. **NEW BUSINESS (DISCUSSION/ACTION):** None

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

- A. Continuing Education Committee (Taura Gentry)
- Upcoming Education Topics/Guest Speakers – Committee Chair
Gentry reported her goal is to have more Police demonstrations, due to community feedback, so they can understand how officers use their tools and learn more about available resources within the department. She has scheduled the Neighborhood Policing Team, Quality of Life, and HOT (Homeless Outreach Team) for the month of February. In the upcoming months, Chuck Sevilla will be presenting at an upcoming Open Meeting at the Malcolm X Library to speak about Police Perjury. We will also have a presenter from SDPD’s Wellness Unit.
- B. Outreach Committee (Mary O’Tousa)
- Summary of Past Events – Committee Chair O’Tousa reported that the Committee continues to participate in the Building Trust Work Shop Series. Members Nieto-Senour, Theodore, Committee Chair O’Tousa and Executive Director Moseley attended a workshop on December 3, 2018.
 - The Committee attends the CAST (Community Assistance Support Team) monthly to report current events in their community and to

find out about upcoming events so they can have more opportunity to represent themselves.

- Committee Chair O'Tousa, Members Yenpasook and Daunoras, and 2nd Vice Chair Gentry attended the Effective Interactions Training for new officers.
- During the Martin Luther King Jr. weekend, there were number of events happening that members participated in. Committee Chair O'Tousa and members attended the All Peoples Celebration and Breakfast. They had a booth available to the community to answer any questions about the CRB's role and purpose.
- Upcoming Events/Outreach Opportunities – On January 28, the Committee will be attending the Building Trust workshop about Know Your Rights: Questions Beyond the Stop. This workshop will take place at the Malcolm X Library.

C. Rules Committee

(Doug Case)

- Status on Audit of Category II Case – Committee Chair Case is proceeding to set up training on how to audit cases. His plan is to have two teams that are divided amongst the team leaders. One team will be taught by Mr. Hilpert while the other is taught by Mr. Case. The goal is to teach the team leaders, so they can pass it down to their members. Mr. Case is currently looking into cases for the Teams to sample audits for training purposes.
- Committee Chair Case reported that he will be setting up a Rules Committee meeting in February.
- Case Summaries for Publication Update – No report given
- Status on Procedure for Shooting Review Board Reports – No report given
- CRB Tactical Plan – No report given

D. Policy Committee

(Brandon Hilpert)

- Next Schedule Meeting Date – Committee Chair Hilpert reported that the next meeting will take place on February 12, 2019.
- Complaint Process – With the help of SDPD, the Committee wants to help create a card that citizens can receive to inform them what a complaint process is. This card would help the citizens know how the complaint process works, what to expect, and who will be in contact with them.
- Informal vs. Formal Complaints – The Committee is also looking at the differences between an informal vs. formal complaint.

E. Recruitment & Training Committee

(Maria Nieto-Senour)

- Training of New Member Update – Committee Chair Nieto-Senour reported that new member Maxine Clark completed her training and is currently ready and beginning to take on her tasks/work for the CRB.

- New CRB Training Academy Update – Committee Chair Nieto-Senour reported that the Committee is in the process of developing an academy for training potential CRB members. The purpose of the Training Academy is to help get those who are interested on serving on the Board ready when there are openings. The candidate will know what is to be expected of the Board by the time he/she becomes a member. Committee Chair Nieto-Senour reiterated the importance of improving diversity on the Board by reaching out to people who are representative of their communities.

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

- Committee Chair Gentry introduced the Executive Director of the Citizens Advisory Board on Police/Community Relations (CAB), Gerald Brown, to the CRB members and community. Executive Director Brown was asked to provide the Board with some updates and ideas discussed at CAB's meetings.
- Executive Director Brown reported that CAB is currently working on their interactions with Law Enforcement. CAB is making sure that training officers are passing down their knowledge to new recruits including the de-escalation contact with citizens.
- Executive Director Moseley asked for the date of CAB's next meeting. It was noted that the next meeting is scheduled for January 28, 2019 at the Jackie Robinson YMCA.

G. Red Binder (Doug Case)

- Committee Chair Case reported that member Poppy Fitch was added to the Ad Hoc Committee and if anyone was interested let him know. He reported that the purpose of the Committee is to reduce the contents of the Board's three-inch Red Binder into a one-inch binder which would only include information that is essential to the meeting such as the By Laws, Operations and Procedures, Matrix etc. Those that are not essential are removed and possibly put it in another folder. Other ideas for archived information can be placed on the webpage. Mr. Case asked for any input on what to put in the binder and what not to put in as well.
- Executive Moseley thanked Mr. Case for taking on this task. She asked for a due date on when this would be completed. Mr. Case replied in April 2019.

H. 30th Anniversary Celebration (Brandon Hilpert)

- Committee Chair Hilpert reported there will be an Anniversary party with past members. He is in the process of getting this

done. He has recruited some people to help and still requesting assistance from the members.

- Executive Director Moseley advised that the date of the Anniversary party be pushed to the month of July.

IX. CHAIR'S REPORT

(Chair Joe Craver)

A. Reminder - 2nd Quarter of Volunteer Hours (Due on the January 1, 2019)

Chair Craver insisted that members make sure to put their hours in if they had not already.

B. Work Plan Update – Chair Craver stated that more information on the Work Plan would be discussed at the retreat.

C. Debriefing on CRB leader Meeting with Chief Nisleit & POA – Chair Craver provide the Board with an update on the CRB Cabinet meeting with SDPD and POA.

Complaint Process – We discussed ways to make the complaint process more efficient. It was agreed that Internal Affairs would meet with the CRB leadership regarding classification of complaints as they come in on a weekly basis. SDPD agreed to have CRB complaint forms/brochures, and script cards accessible to the public at all SDPD divisions.

Open Data – The need for open data was discussed. This item will continue to be explored.

Share Point– SDPD will not be able to provide the Executive Director with access to its IAPRO database. However, IA will provide a weekly update on complaints and cases. IA will also look at the CRB Share Point database to make sure that information is being inputted.

Audit of Category II Cases – CRB 1st Vice Chair Brandon Hilpert agreed to share mock audit of Category II cases with POA Jack Schaeffer (POA). The mock audit will consist of a one-page paragraph summary.

Status of Case Information on CRB website – The need for more transparency to the public by providing a summary of cases and findings online was discussed.

Proposal for Independent Commissions – The attendees agreed to explore the creation of a working committee that would look at different police oversight hybrids.

- D. Work Retreat – Committee Chair Joe Craver reported that the CRB Working Retreat will take place on January 26 at the Skyline Library from 9:30a.m. – 2:30p.m.

X. EXECUTIVE DIRECTOR’S REPORT (Sharmaine Moseley)

A. Caseload Update & Status of Case Reports

Earlier today, the Board started off with 18 active cases. Three of those active cases were placed on the Closed Meeting agenda for review. One of the cases were deliberated on and closed out. Another case needed a smaller revision and was made, so it is considered closed. As a result, the Teams now have a total of 16 active cases. In fiscal year 2019, the CRB has deliberated on and closed out a total of 28 cases.

Team 1- 3 case; Team 2 – 0 case; Team 3 – 1 case; Team 4 – 4; Team 5 – no cases assigned yet; Team 6 – 2 case; and Team 7 – 1 cases

- B. Status of Ride-Alongs for New Members: Executive Director Moseley reported that member’s Kenk (1), Herington (2), Yenpensook (1), Hshieh (1), Hu (1) completed their ride-alongs. Members Fitch, Anderson, and Montano must follow-up with scheduling their ride-alongs.

- C. Board Decorum – Executive Director Moseley requested that the Board review and read through the guidelines for Board decorum.

- D. New Student Intern – SDSU student Jasmine Ribada was introduced as the new intern for the CRB for the spring semester 2019.

- E. Annual Report- The annual report of fiscal year 2018 was passed out to the CRB members.

- F. Other Items/Reminders: Executive Director Moseley encouraged the members to attend the Pert Training to learn about law enforcement’s interaction with individuals dealing with mental health issues.

XI. SAN DIEGO POLICE DEPARTMENT REPORT (Executive Assistant Chief Todd Jarvis): None

XII. BOARD MEMBER RIDE-ALONG REPORTS:

- A. Member Mary O’Tousa reported that she had the opportunity to interact with an individual with a domestic violence charge. She also was present to collect surveillance video of shoplifting at a mall during Christmas time.
- B. Member Pauline Theodore reported that she had an opportunity to do a ride along with the quality of life. She experienced the officers clearing

out people from certain areas. She also reported that after clearing out them out, a team comes out and cleans up anything that was left behind.

XIII. ANNOUNCEMENTS/COMMENTS

- Chair Craver thanked the public for attending this meeting. He wanted to hear what the public has to say and reassured that everyone is treated with respect. He also thanked the Committee Chairs for putting in their time and dedication in putting their reports together and members for their hard work as well. He appreciates the respects that the members are giving one another and to the community as well.

XIV. ADJOURNMENT: 7:25 p.m.