



**REGULAR MEETING
MINUTES**
for
Wednesday, June 27, 2007
4:00 P.M. – 5th Floor Small Conference Room
and
5:30 P.M. – Art Pick Council Chambers
3900 Main Street, Riverside, CA

CASE REVIEW – 4:00 P.M.

Case Review Roll Call

| Brewer | Soubirous | Hubbard | Brandriff | Ward | Pearcy | Corral | Santore | Simpson |
|--------|-----------|---------|-----------|------|--------|--------|---------|---------|
| ✓ | ✓ | ✓ | ✓ | A | A | ✓ | ✓ | ✓ |

✓ = Present A = Absent

Staff: Mario Lara, Interim CPRC Manager; Phoebe Sherron, Sr. Office Specialist

Public Comments

This is an opportunity for members of the public to address the Commission on closed session items

Closed Session - Case Review

Pursuant to Government Code Section 54957, the Commission will adjourn to Closed Session to discuss issues pertaining to PUBLIC EMPLOYEE PERSONNEL MATTERS.

| | <u>CPRC CASE NO.</u> | <u>IA CASE NO.</u> |
|----|-----------------------------|---------------------------|
| 1) | 06-036 | PC-06-06010 |
| 2) | 06-041 | PC-06-07020 |

The Commission recessed at 4:45 P.M. to reconvene in the Council Chambers.

OPEN SESSION – 5:30 P.M.

Audio for the following proceedings is available on the CPRC website:

www.riversideca.gov/cprc

Copies can also be obtained by calling the CPRC office at (951) 826-5509.

PLEDGE OF ALLEGIANCE

ROLL CALL

| Brewer | Soubirous | Hubbard | Brandriff | Ward | Pearcy | Corral | Santore | Simpson |
|--------|-----------|---------|-----------|------|--------|--------|---------|---------|
| ✓ | ✓ | ✓ | ✓ | A | A | ✓ | ✓ | ✓ |

Public Comments

Mary Shelton

Ms. Shelton spoke on a senate bill that was in committee to address the Copley Press decision by the California Supreme Court that led to "closed or suspended hearings for the L.A., Berkeley, Oakland, and San Francisco police commissions and boards." She noted that the bill did not pass the committee because of lobbying by the police and corrections unions. Ms. Shelton said she believes that the bill, which would allow for greater public access to records concerning officer misconduct, will eventually be passed.

Approval of Minutes

| Minutes for Approval | Motion | Second | Approve | Oppose | Abstain |
|----------------------------|---------|--------|---------|--------|---------|
| A) May Regular Meeting | Simpson | Brewer | 4 | 0 | 3 |
| B) June 13 Special Meeting | Simpson | Brewer | 6 | 0 | 1 |

Staff Report

Mr. Lara updated the Commission on:

- the CPRC Manager (Executive Director) Position:
 - 59 applications were reviewed by the City and Community panels;
 - Narrowed down to 20 applicants who were invited to submit supplemental information;
 - Both panels reviewed the supplemental information;
 - Four top-scoring candidates were brought in to meet with the City Manager;
 - Should know within a week or two whether or not a candidate was selected to fill the vacancy
- Status of Consultant Joe Brann's Report
 - was unable to contact Mr. Brann as he was out of town
 - will speak with Mr. Brann in the following week and give an update at next meeting

Committee Reports

A) Outreach Committee – Sheri Corral, Chair

Commissioner Corral reported that the Committee

- .Met and discussed
 - staffing the CPRC table at the Riverside Neighborhood Conference

- purchase of items for outreach events
- B) Policies & Procedure Review Committee – Steve Simpson, Chair**
Commissioner Simpson reported that the Committee:
 - Met and were making progress in their discussions

NACOLE

- A) NACOLE Conference – September 25 – 28, 2007, San Jose, CA**
 - 1) Discuss rescheduling of September Regular Meeting due to conflict with NACOLE Conference**

Due to the conflict of the NACOLE Conference and the Commission's September Regular Meeting, the Commission, it was suggested that the September Regular Meeting be held on September 12.

| Motions for Approval | Motion | Second | Approve | Oppose | Abstain |
|--|--------|-----------|---------|--------|---------|
| Reschedule the September Regular Meeting from September 26 to September 12 | Brewer | Brandriff | 7 | 0 | 0 |

- 2) Discuss NACOLE Conference attendance**

Commissioners interested in attending the Conference were asked to contact staff as soon as possible to allow ample time for registration and reservations.

- B) Discuss and vote on NACOLE's request for a designated voting member**

| Motions for Approval | Motion | Second | Approve | Oppose | Abstain |
|--|---------|--------|---------|--------|---------|
| Table Item 8B due to the absence of Chairman Percy and Commissioner Ward | Simpson | Brewer | 7 | 0 | 0 |

CPRC Independent Investigator

- A) Discuss protocol regarding use of the independent investigator in officer-involved death incidents.**
- B) Discuss creation of investigative pool.**

Vice-Chair Corral recommended tabling this item.

Mary Shelton

Ms. Shelton agreed that the item should be tabled due to the absence of two commissioners. She noted that there had been contention regarding this topic since the end of 2006, possibly before that. She also said it was probably the "crux" of conflict between the Commission, the RPD, the City Attorney's office and the City Manager's office.

Ms. Shelton said community leaders had met with some of these individuals because they were concerned about changes being made to the investigation procedure for officer-involved deaths, noting that the Police Department didn't want the CPRC investigator conducting his investigation until after they and the DA had completed their investigations, which could take six months or longer.

Ms. Shelton expressed concern as to who would make the decisions regarding these issues and whether the Commission would have a voice in those decisions.

| Motions for Approval | Motion | Second | Approve | Oppose | Abstain |
|---|--------|---------|---------|--------|---------|
| Table Item 9A and B due to the absence of Chairman Pearcy and Commissioner Ward | Brewer | Simpson | 7 | 0 | 0 |

Brown Officer-Involved Death Case – Continuing

Mary Shelton

Ms. Shelton said she was confused as to how the issue of a minority report was going to be handled by the Commission. She expressed concern about the time frame of the Brown report and said that one reason for independent counsel was because of the various interpretations of the timeline. She also noted that the timeline issue would come up in the Cloud and Hill officer-involved death cases. She said the Commission should get a status update on the Cloud and Hill cases as the year is up in October.

A) Review new / modified language to conclusion section from June 13th Special Meeting.

Mr. Lara advised the Commission that changes made to the Brown OID conclusion were highlighted. He noted that the following revisions reflected the discussions at the June 13 Special Meeting:

- Page 2: Section 4, Item 2
- Page 3: Section 6, 2 items added

| Motion for Approval | Motion | Second | Approve | Oppose | Abstain |
|-----------------------------|-----------|--------|---------|--------|---------|
| Accept revisions as written | Brandriff | Brewer | 7 | 0 | 0 |

B) Set date for next special meeting to continue work on public report.

Mr. Lara suggested that, since Brown Act / Code of Ethics training would be taking place from 4 – 5 PM on July 11, the Commission might wish to continue working on the Brown report at 5:30 PM.

Commissioner Simpson asked for a clearer opinion regarding inclusion of a minority report in the Commission's report on the Brown OID. Mr. Lara said he thought that, at the June 13 meeting, the Commission voted on and approved the inclusion of a minority opinion in the Brown OID report. Commissioner Brewer said that was if the minority report was given to the Commission for review and comment prior to inclusion. Commissioner Simpson also requested that the minority opinion be included in the commissioners' agenda packets. Mr. Lara said his goal would be to obtain the minority opinion prior to the next meeting for distribution to the commissioners.

| Motion for Approval | Motion | Second | Approve | Oppose | Abstain |
|--|-----------|--------|---------|--------|---------|
| Schedule a Special Meeting for July 11 at 5:30 PM to continue work on the Brown OID report | Brandriff | Brewer | 7 | 0 | 0 |

Commissioner Comments

Vice-Chair Corral invited new commissioners Soubirous and Santore to visit the Commission's table at the Riverside Neighborhood Conference at California Baptist University on June 30.

Items for Future Commission Consideration

There were no items discussed for future consideration.

Adjournment

The Commission adjourned at 6:14 PM.

Respectfully submitted,



PHOEBE SHERRON

Sr. Office Specialist