



**REGULAR MEETING
MINUTES OF ACTIONS
Wednesday, May 28, 2014
Art Pick Council Chambers
3900 Main Street, Riverside, CA**

CASE REVIEW – 4:00 PM

Case Review Roll Call

| Rotker | Hawkins | Ybarra | Taylor | Ortiz | Jackson | Roberts | VACANT | Adams |
|--------|---------|--------|--------|-------|---------|---------|--------|-------|
| ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ■ | ✓ |

✓ = Present **B** = Absent / Business **S** = Absent / Sick **V** = Absent / Vacation **O** = Absent / Other
UE = Absent / Unexcused **L** = Late **LE** = Left Early **■** = Vacant

STAFF: Frank Hauptmann, CPRC Manager; Phoebe Sherron, Sr. Office Specialist

Public Comment

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

Mr. John Brandriff addressed the Commission on his case, CPRC Case No. 14-016.

Ms. Vivian Moreno addressed the Commission on CPRC Case No. 14-016.

Mr. Kevin Dawson addressed the Commission on CPRC Case No. 14-016 via eComment.

Closed Session – Case Review

Pursuant to Government Code Section 54957, the Commission adjourned to Closed Session at 4:10 PM to discuss issues pertaining to PUBLIC EMPLOYEE PERSONNEL MATTERS.

| | CPRC CASE NO. | RPD CASE NO. |
|----|----------------------|---------------------|
| 1) | 14-016 | PC-14-05025 |
| 2) | 14-008 | PC-14-03010 |
| 3) | 14-011 | PC-14-03013 |

The Commission recessed at 5:30 PM to reconvene in the Regular Meeting.

REGULAR MEETING – 5:30 PM

PLEDGE OF ALLEGIANCE

Regular Meeting Roll Call

| Rotker | Hawkins | Ybarra | Taylor | Ortiz | Jackson | Roberts | VACANT | Adams |
|--------|---------|--------|--------|-------|---------|---------|--------|-------|
| ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ■ | ✓ |

✓ = Present **B** = Absent / Business **S** = Absent / Sick **V** = Absent / Vacation **O** = Absent / Other
UE = Absent / Unexcused **L** = Late **LE** = Left Early ■ = Vacant

STAFF: Frank Hauptmann, CPRC Manager; Phoebe Sherron, Sr. Office Specialist

Public Comments

Dvonne Pitruzzello spoke about an incident that occurred during a City Council meeting that involved Police Chief Diaz and Karen Wright, a community member.

Paul Chavez spoke about the Jimenez OID.

Approval of Minutes

| Minutes for Approval | Motion | Second | Approve | Oppose | Abstain |
|--------------------------|--------|---------|---|--------|------------------|
| A) April Regular Meeting | Rotker | Hawkins | Rotker, Hawkins, Ybarra, Taylor, Jackson, Adams | 0 | Ortiz Roberts |

Outreach

A) April / May Outreach

Vice-Chair Adams:

- April 28 – Meeting with Chief Diaz regarding the content of OID case files received by CPRC
- April 29 – Meeting with Ms. Sherron regarding her work duties and CPRC procedures
- May 2 – Mental Health Ad-hoc Committee Meeting
- May 2 – NACOLE 2015 Conference Planning Ad-hoc Committee Meeting
- May 7 – Latino Network Meeting regarding Mental Health
- May 7 – Mayor's Night Out
- May 8 – Meeting with Chairwoman Jackson and Mr. Hauptmann regarding CPRC
- May 14 – Outreach Ad-hoc Committee Meeting
- May 17 – Walk with the Mayor
- May 20 – Eastside Crisis Intervention Task Force Meeting
- May 22 – Senior Fair at the Goeske Senior Center
- May 22 – Mental Health Fair, Fairmount Park

Commissioner Rotker:

- April 24 – Law Enforcement Appreciation (LEAC) event

Commissioner Taylor:

- May 7 – Mayor's Night Out

Commissioner Roberts:

- May 2 – Mental Health Ad-hoc Committee Meeting
- May 2 – NACOLE 2015 Conference Planning Ad-hoc Committee Meeting
- May 7 – NACOLE Finance Committee

Commissioner Hawkins:

- April 24 – Law Enforcement Appreciation (LEAC) event

Commissioner Ybarra:

- April 24 – Law Enforcement Appreciation (LEAC) event

Commissioner Ortiz:

- April 24 – Law Enforcement Appreciation (LEAC) event
- May 17 – Pink on Parade

Chairwoman Jackson:

- April 24 – Law Enforcement Appreciation (LEAC) event
- April 28 – Meeting with Chief Diaz regarding the content of OID case files received by CPRC
- April 29 – Meeting with Ms. Sherron regarding her work duties and CPRC procedures
- May 2 – Mental Health Ad-hoc Committee Meeting
- May 2 – NACOLE 2015 Conference Planning Ad-hoc Committee Meeting
- May 7 – Latino Network Meeting regarding Mental Health
- May 7 – Mayor's Night Out
- May 8 – Meeting with Vice-Chair Adams and Mr. Hauptmann regarding CPRC
- May 18 – Heritage House Tea
- May 20 – Eastside Crisis Intervention Task Force Meeting
- May 22 – Senior Fair at the Goeske Senior Center
- May 22 – Mental Health Fair, Fairmount Park

Mr. Hauptmann:

- April 28 – Meeting with Chief Diaz regarding the content of OID case files received by CPRC
- May 2 – NACOLE 2015 Conference Planning Ad-hoc Committee Meeting
- May 8 – Meeting with Chairwoman Jackson and Vice-Chair Adams regarding CPRC

B) Scheduled Outreach Events

C) Future Outreach Opportunities

- 1) Input from Outreach Coordinator on upcoming Outreach events
- 2) Input from Commissioners on potential Outreach events

There were no Scheduled or Future Outreach opportunities noted by Vice-Chair Adams or Commissioners.

CPRC Ad-hoc Committees

Chairwoman Jackson began by noting that the Ad-hoc Committee Chairs will give a brief report each month on their committee's activities.

A) Policies, Procedures, and Bylaws Committee

Members: Commissioner Rotker – Chair, Chairwoman Jackson, and Commissioner Ortiz

Commissioner Rotker reported that there had been a change in membership and that Commissioner Hawkins had volunteered to fill the vacant seat. He also noted that Committee Members would meet briefly after tonight's Commission meeting.

B) Outreach Committee

Members: Vice-Chair Adams – Chair, Commissioner Taylor, and Commissioner Ortiz.

Vice-Chair Adams reported that the Committee met on May 14th. She said that the Committee's purpose is three-fold: to inform the community by attending events to educate people regarding CPRC, to correct misperceptions that officers have regarding CPRC, and to create good will in the Community through Community Service. The target audiences are police officers, government / civics classes, and at-risk individuals.

The Committee discussed the need for a professional PowerPoint / video presentation that all Commissioners could use for Outreach. The Committee will check with the City's GTV group about helping with the development of the presentation.

Ideas voiced for potential Outreach were youth outreach through government and civics classes in middle schools, high schools, and continuation schools; programs for at-risk youth at those same locations; Operation Safe House; and police officer outreach. The Committee would like to host something like an officer appreciation event where an award would be presented to officers who have shown outstanding respect for the Community and that the Committee wanted to discuss this possibility with Asst. Chief Vicino.

Committee members were given assignments. Vice-Chair Adams said she would be contacting school districts about the government / civics classes for next year and Ms. Sherron regarding GTV. She also noted that more brochures are needed. Commissioner Ortiz will be contacting Operation Safe House and taking brochures to Legal Aid and the Inland Empire Latino Lawyers Association. Commissioner Taylor will be contacting the homeless shelters regarding how CPRC can best interact with them. He will also be getting information about the Riverside Police Officers' Association donation programs. She noted that the next meeting would be held on June 11th at 11 AM.

C) Policing and Mental Health Committee

Members: Vice-Chair Adams – Chair, Commissioner Roberts, and Commissioner Ybarra.

Vice-Chair Adams said the Committee felt that more information was needed so that they would be better informed about different issues such as how much training regarding RPD officers receive in the area of mental health and when they receive it, how much Prop 63 money is available and who gets that money, and what percentage of time RPD officers spend dealing with mental health issues.

In addition to the information we received on models that Mr. Hauptmann obtained, the Committee also saw a model from San Antonio (Texas) where two mental health workers work with the police during the day and four work with officers at night. Commissioner Ybarra said they aren't mental health workers, but officers trained in mental health. Chairwoman Jackson attended a meeting in Jurupa Valley where the homeless team consists of law enforcement and other agencies to deal with problems related to homelessness.

During a discussion with Chief Diaz at Mayor's Night Out, he was told Committee activities. He was very happy to hear about it and welcomed the Commission to attend the Mental Health Training in June.

Vice-Chair Adams said she and Chairwoman Jackson attended the Latino Network Meeting to hear the presentation by the Department of Mental Health. A booklet was given to them showing where Prop 63 monies are going in Riverside County.

Vice-Chair Adams said the next meeting is tentatively scheduled for June 6th at 11 AM.

D) NACOLE 2015 Conference Planning Committee

Members: Commissioner Roberts – Chair, Vice-Chair Adams, and Commissioner Ortiz.

Commissioner Roberts said the Committee met on May 2nd. Commissioner Ortiz would be checking on food for the opening reception and marketing. Ms. Sherron would check with the Historic Courthouse regarding cost of security and arranging for docents. Commissioner Roberts would contact NACOLE Board President Brian Buchner about a visit to Riverside, but noted that the entire board would also be out in February 2015. Vice-Chair Adams would check into the play regarding Tyisha Miller. Mr. Hauptmann would contact Lt. Jaybee Brennan regarding the Chief's Panel and check on the Mayor's availability for the Chief's breakfast.

OLD BUSINESS

Bond Officer-Involved Death (OID) Case Evaluation

Continued discussion and action, if any, on the Bond OID Case Evaluation. The Commission may return to discussion of completed Stages, if needed.

- A) Stage I – Commission Member Review: Completed
- B) Stage II – Fact Finding, Request for Training & Investigation: Completed
- C) Stage III – Policy and Procedure Process: Completed
- D) Stage IV – Deliberation and Finding Process: In Process
- E) Stage V – Recommendation Process
- F) Stage VI – Written Public Report

Chairwoman Jackson began on Stage IV and said she hoped for a finding. She then opened the item for discussion.

Commissioner Rotker reviewed the facts of the case, noting that the incident occurred as the result of an felony arrest warrant issued for Mr. Bond for domestic violence. Mr. Bond's girlfriend had told officers that Mr. Bond always carried a gun and that he would not go back to jail. When officers eventually confronted Mr. Bond, he pulled a .45 caliber semi-automatic handgun and advanced on the officers. Commissioner Rotker said that, based on Mr. Bond's actions, the officers' actions were Within Policy.

Vice-Chair Adams said that Mr. Bond was adamant that he would not return to jail. Because of Mr. Bond's actions, the officers had no other option than to defend themselves and Vice-Chair Adams found those actions to be Within Policy.

Commissioners Taylor and Roberts concurred with the statements and findings of Commissioner Rotker and Vice-Chair Adams.

Chairwoman Jackson said that the officers' actions were Within Policy. She said that the investigation team was well-organized and that it couldn't have been handled better. She said that Mr. Bond was given the opportunity to survive, but when he pulled his gun, the officers took appropriate actions.

Chairwoman Jackson then asked for a motion on the finding:

| Motion for Approval | Motion | Second | Approve | Oppose | Abstain |
|--|--------|--------|------------------|--------|---------|
| That the actions of the involved officers in the Bond OID were Within Policy | Rotker | Taylor | Unanimous | 0 | 0 |

Chairwoman Jackson asked that Commissioners submit their rationales to Mr. Hauptmann so that he could begin drafting the public reports. She then asked Mr. Hauptmann to complete the report as soon as possible.

Sherron Officer-Involved Death (OID) Case Evaluation

Continued discussion and action, if any, on the Sherron OID Case Evaluation. The Commission may return to discussion of completed Stages, if needed.

- A) Stage I – Commission Member Review: Completed
- B) Stage II – Fact Finding, Request for Training & Investigation: In Process
- C) Stage III – Policy and Procedure Process
- D) Stage IV – Deliberation and Finding Process
- E) Stage V – Recommendation Process
- F) Stage VI – Written Public Report

Chairwoman Jackson opened at Stage III, the Policy and Procedure Process. She confirmed that there were no additional requests for training or questions for the CPRC investigator

Chairwoman Jackson then asked if there were any questions regarding the policies attached to the case or if more review or discussion was needed. Commissioner Rotker said that he had asked for training due to the concerns he had had, but that his questions had been satisfactorily answered so he was now prepared to move forward.

Chairwoman Jackson asked if Commissioners had any other concerns. As there were none, she asked Commissioners to be prepared to make a finding and have their rationales ready for the next meeting.

Commissioner Rotker asked if the Ciaramella OID could be agendized for June since Bond is ready for its public report and Sherron is at the findings stage. He also asked if the investigator could take pictures of the OID incident area. Mr. Hauptmann said that could be done.

Chairwoman Jackson said Ciaramella would be agendized for the June meeting and that they could vote for or have a general acceptance of the Fact Sheet.

Commissioner Hawkins asked if a finding would be made for the Sherron OID at the next meeting. Chairwoman Jackson said the actions for Sherron would be similar to what took place tonight with Bond.

NEW BUSINESS

Fact Sheet for Officer-Involved Death (OID) Cases

- A) Discussion and action, if any, regarding whether or not to continue the use of a fact sheet.
- B) Discussion and action, if any, regarding the revamping or renaming of the Fact Sheet if it continues to be used.

Chairwoman Jackson said that while the Fact Sheet has been considered beneficial, there had been questions as to whether it was really necessary.

Mr. Hauptmann said that the Fact Sheet has moved away from being a fact sheet and is now about which tabs are more important.

Vice-Chair Adams said she goes through each tab and makes her own notes because it is a Commissioner's responsibility to review and read the entire report. She said it helps to know which tabs are important, but more to know which tabs aren't.

Commissioner Rotker said that the Fact Sheet has evolved. He noted that the OID Evaluation Process says the CPRC Manager will create a Fact Sheet. Commissioner Rotker said that he uses the Fact Sheet because he doesn't want to take a chance that he has missed something. He said he endorses its use and that it needs to be kept. He said if the Commission decides not to use it any longer, he wants justification for that decision.

Commissioner Taylor agreed with Commissioner Rotker. Commissioner Taylor said he reviews the entire case, but likes the Fact Sheet's new format and finds it useful.

Commissioner Hawkins concurred with Commissioners Rotker and Taylor, and believes the Fact Sheet is a valuable tool.

Commissioner Roberts agreed that the Fact Sheet should be kept.

As the general consensus was that the Fact Sheet should be kept, Chairwoman Jackson said a vote was not needed. She also noted, after a brief discussion, that the document would continue with the same name. She then asked that the Fact Sheet be submitted to the Commission as quickly as possible.

2014 NACOLE Conference

A) NACOLE Conference, September 14 – 18, 2014, Kansas City, MO

1) Discussion and action, if any, regarding NACOLE Conference attendance

Mr. Hauptmann said that, in the past, about half the Commission would attend. This year, because almost everyone wants to attend, that would use most, if not all, the funds in the next fiscal year's Travel and Meeting budget line item.

Commissioner Rotker said he cannot attend and suggested that Commissioners who have attended in the past not attend this year unless they feel absolutely compelled to do so.

Chairwoman Jackson said it's important for Commissioners to attend, not only to see how the conference is held, but also for CPRC Commissioners to apply for NACOLE's committees in preparation for CPRC's hosting of the 2015 NACOLE Conference.

Commissioner Hawkins said he felt the conference would be very educational and that he would like to attend.

Commissioner Rotker said he was concerned because there might be money problems. He said he didn't need further exposure to conferences as he had attended several and that Commissioners who haven't attended one should be able to go.

Six Commissioners indicated their interest in attending: Chairwoman Jackson, Vice-Chair Adams, and Commissioners Hawkins, Ybarra, Taylor, and Roberts.

Mr. Hauptmann said he would do what he could to make sure all could attend.

Staff Report

1) CPRC Budget

Mr. Hauptmann informed the Commission about the invitation from Chief Diaz for Commissioners to attend RPD's two-day Mental Health Training class. Mr. Hauptmann said the class will be held on June 25 and 26, from 8 AM to 5 PM. He noted that the first day created a minor conflict with the June 25th CPRC Meeting and that it would be a long day for those who attended the class.

Commissioner Rotker asked about the cases that were still on the Case Review agenda. Mr. Hauptmann said Case Review could take place after the Regular Meeting.

Commissioner Taylor advised that he would be going to the classes, but that he would miss the CPRC meeting due to a prior engagement.

Chairwoman Jackson said that the June 25th Regular Meeting would go from 5:30 to 7 PM, and Case Review would be from 7 to 8 PM. She asked that Mr. Bumcrot be asked to attend the Regular Meeting to answer questions they might have regarding the Ciaramella OID and reminded Commissioners to be ready for a finding on Sherron.

Mr. Hauptmann then reported on the CPRC budget. He informed the Commission that as of May 28, 2014, the total balance currently available for the non-personnel accounts was \$36,985.96.

Commissioner Comments

Pursuant to Government Code Section 54954.2, Commissioners may use this time to make brief announcements or a brief report on their own activities.

Items for Future Commission Consideration

There were no items recommended for future Commission consideration.

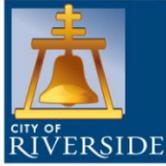
Adjournment

The Commission adjourned at 7:23 PM.

Respectfully submitted,



PHOEBE SHERRON
Sr. Office Specialist



City of Arts & Innovation

**Public Comment for May 28, 2014
Community Police Review Commission Meeting
Prepared at 2:38 PM on May 28, 2014**

| Item | Name | Neighborhood | Comments |
|---|---------------------|-------------------|---|
| <p>2. Public Comments This is an opportunity for members of the public to address the Commission on closed session items.</p> | <p>Kevin Dawson</p> | <p>University</p> | <p>I've read that a complaint has been sent to you, that RPD Chief Diaz had publically threatened Brandriff. I witnessed the Chief make threats to Karen Wright at council last year. I've heard from other community leaders who have been threatened. I know of five cases. There must be more. We can't have a PD Chief, a person of considerable authority, threatening elected officials, leaders and members of the public. His actions disqualify him to hold his position in our community.</p> |