

**COMMUNITY POLICE REVIEW COMMISSION
(CPRC)**

**Wednesday, February 2, 2022 – 7:00 PM
Zoom Meeting**

MINUTES

I. CALL TO ORDER, ROLL CALL, PLEDGE

The meeting was called to order at 7:11 p.m. by **Chair Randy Joseph**

Present: Randy Joseph (Chair), Yenny Garcia (Vice-chair), Diego Garcia, Oscar Garcia, Carol Hegstrom, Steven Lacy, Dow Tunis, Andre Jackson

Absent: Donnell Jones

Vacancies: 1

Administrative

Staff: Dominique Roache-Green, Staff Liaison – Present

Council Liaison: Claudia Jimenez – Present

City Attorney's

Office Representative: Bruce Soublet, Senior Assistant City Attorney – Present

II. APPROVAL OF MINUTES (February 2022)- None

III. AGENDA REVIEW – Upon motion by Y. Garcia and seconded by S. Lacy, to pull item IV from New Business section of February 2, 2022 meeting agenda – election of chair and co-chair. Expressed concerned about a matter involving actions of current commissioners. Motion passes with the following vote: **Ayes:** R. Joesph, Y. Garcia, D. Tunis, A. Jackson, C. Hegstrom, S. Lacy **Noes:** O. Garcia, **Absent:** D. Jones, D. Garcia

IV. PUBLIC FORUM - None

V. COMMENTS BY COUNCIL LIAISON (Councilmember Claudia Jimenez) – Shared updates on the redistricting process, the council was presented with 3 maps, but the council did not vote on the item due to a late submittal of a new map that was submitted after the January 21, 2022, deadline and wanted to allow time for community and council review. The council has until April 17, 2022, to adopt a redistricting map.

VI. COMMENTS BY CHIEF OF POLICE (Interim Chief Louie Tirona or designate) – Captain Simmons spoke on behalf of Interim Chief Louie Tirona. Capt. Simmons inquired whether the commission received the shot spotter report and shared that as the station undergoes personnel changes, the officer may not have had the chance to send out the report. Capt. Simmons also stated that he would ensure the commission would receive the report. Capt. Simmons reported the following:

- No. of officers out on injury: 16
- No. of officers on modified duty: 5

Captain Simmons reported that Interim Chief Tirona plans to report out use of force statistics. The department is using Police Strategies, a third-party vendor, that will analyze the department's use of force and shares it on a public interactive website.

- January 5 use of force incidents
 - 2 incidents of canine contact
 1. Suspect rammed a police vehicle with their car and a pursuit ensued, which in Berkeley, where the suspect fled the vehicle. A canine was used to apprehend the suspect.
 2. Suspect armed w/knife, barricaded himself, 2 children, and the children's mother in a home, where he assaulted the mother w/ knife. Canine used to apprehend suspect after officers entered home. No one else was injured.

- 0 taser deployments
- 0 use of baton
- 1 body force
- 1 use of wrap
- 2 use of wrap- mental health calls

Captain Simmons reported that recruitment efforts are continuous. Interim Chief Tirona approved 2 conditional offers of employment to a lateral officer and 1 academy graduate. There are 3 RPD officers in background checks for other agencies, so they will be leaving RPD in the coming weeks.

V. Chair Y. Garcia – Thanked Capt. Simmons for report. Ask if she could send Capt. Simmons old copy of shot spotter report- wants to keep the same reporting format as before.

-Note: Y. Garcia emailed old shot spotter report to staff liaison which was forwarded to Capt. Simmons

Y. Garcia inquired on timeline of the implementation of Police Strategies. Capt. Simmons, in response to Y. Garcia's question – reports council has approved the Police Strategies contract and payment has been issued to vendor who has been given access to Blue Team data (police reports). Data might be on Police Strategies site within next 30-45 days, capturing the past 5 years. Capt. Simmons also reports that its an annual update, so next update will not be until end of 2022. Interim Chief Tirona will continue to update commissioners monthly.

C. Hegstrom – Thanked Capt. Simmons for the use of force report and expressed appreciation for the continuation of such monthly reporting.

O. Garcia- Thanked Lt. Simmons for report. O. Garcia inquired on the 3 officers who are in the background process for other agencies, asked for the official number of current active officers – per Lt. Simmons: 150 officers total w/; 8 vacancies; 21 out on injury, 2 to 3 on leave – 118, 119 on active duty.

Councilmember C. Jimenez – Thanked Lt. Simmons for report. Inquired why Police Strategies only captures 5 years of data. Lt. Simmons reports that that was agreed upon per the contract, and shared that 5 years is the data cap.

Helene Burkes – Asked what the estimated timeline for the implementation of Police Strategies. *Question was answered and noted above.* Asked when additional year is added, if the previous data is maintained or is there an absolute 5-year cap on captured data- Lt. Simmons reports that some cities have more than 5 years captured, he will inquire how that's done and will follow-up with staff liaison with that information.

VII. REPORTS BY RICHMOND POLICE OFFICERS' ASSOCIATION (Ben Therriault, President) – President Therriault began his report by expressing his concern regarding the low staffing numbers- Pres. Therriault expressed his condolences for the death of Mike Parker (RPA member).

Discusses concern surrounding comments that were made, regarding police retirements, by a councilmember during a council meeting, that Mr. Therriault believes shows a lack of support for RPD. Believes it has affected the number of applications received for RPD officer positions. Perception that the council doesn't support the police department, asked councilmember Jimenez to share his feelings with the rest of the council. Mentioned Councilmember Martinez's comment about police retirement, were perceived as a lack of support for RPD. Talked about the upcoming 30th anniversary of the deaths of 2 officers responding to a domestic violence call. Has asked for some sort of acknowledgement. Shared that police officers and city staff are not recognized for the work they do. Reduction in staff is a bid deal. Shared a slide that displays that Richmond PD trainee pay in comparison to COCO SO, Ala SO, and BART PD, is lower.

(Y. Garcia/B. Therriault)- Thanked B. Therriault for report. Shared that the commission has worked hard to build relationship with RPD. Notes that RPD is now opened to sharing reports and matters involving RPD officers. Encouraged by the positive relationship.

B. Therriault acknowledged the growth in cohesion between the commissions and RPD employees. Doesn't like misinformation. Discussed comment made by Councilmember Martinez, feels it was anti-police.

Councilmember Jimenez- will talk to Councilmember Martinez and ask him to clarify his comments. Spoke of the classification study and the MOU – reviewing of benefits and training for officers to support recruitment. Mentioned how a small number of officers have been hired in the last few years. Talked about working with RPD and Fire to discuss MOU- for recruitment purposes.

R. Joseph- Agrees with presenter. Acknowledges that he has been critical but that doesn't mean he doesn't support. Speaks of leadership practices- affects staff morale.

D. Tunis- Encourages city council to support at police activities.

B. Therriault- shared that recruitment problems are nation-wide but wants to differentiate RPD from other jurisdictions. Classification study still not released, asking CM 2/3 for updates.

Y. Garcia- Inquired about incentives to retain officers.

B. Therriault- shares that the pay offered to RPD trainees, is lower than other agencies – RPD loses trainees to other agencies because of higher pay options.

Sara Cantor- thanked B. Therriault for acknowledging Mike Parker. Spoke in support of completion of Classification Study. Mentioned nation-wide recruitment issues within police agencies. Asked for data that reflects that.

Helene Burkes – Question has been answered. Thanked B. Therriault for transparency.

Marisol Cantu- Richmond resident, member of Reimaging Public Safety. Thanked B. Therriault for report and for acknowledging Mike Parker. Blanketed statements create division. National trend of low recruitment results. Historic mistrust of RPD in some communities.

Cordell Hindler- Happy to be back in attendance of CPRC. States that Classification Study is estimated to be complete by end of June.

VIII.

REPORTS BY RICHMOND POLICE MANAGEMENT ASSOCIATION (Capt. Timothy

Simmons) – Captain Simmons shared police stats, showed comparisons between Dec. and Jan. Management side of report- first acknowledges Mike Parker’s passing. Reports patrol unit numbers are good, Investigative unit struggling with low number of officers. Thanked V. Chair Garcia for participating in Human Trafficking Awareness event. Partnership with multiple agencies. Ensured commissioners received DUI Checkpoint Schedule. Reports that there has been communication with commissioners to make sure Booker T. Anderson center reopens after damage caused by fire. Reinstitution of Public Safety Academy.

Y. Garcia- Requested clarification on the reinstitution Public Safety Academy. Requested translation services for Spanish speaking participants.

R. Joseph- asked if street robbery analysis has been conducted. Concerned about reporting that suggests Black community members are common offenders, this can fracture community. Requested more information. Interim Chief Tirona, shared data that suggested crime has increased, asked how data can be reported differently to show crime trends in a more accurate way. Spoke on the reopening of Booker T. Anderson.

Leisa Johnson- Concern about understaffing of investigative unit. Issues with lack of reporting larceny type crimes.

Sara Cantor- Asked Capt. Simmons to share more about Public Safety Academy. Asked Cpt. to state accurate information from charts displaying Black community members as the perpetrator of certain crimes.

Cordell Hindler- Thanked Capt. Simmons for report.

Capt. Simmons- clarifies the purpose of Public Safety Academy.

IX.

OLD BUSINESS, DISCUSSION ITEMS

A. Update on reports status (Jerry Threet) – Mr. Threet reports there are 3 complaints to be reviewed in Closed Session.

X.

NEW BUSINESS

A. Discussion on CRPC Commissioners protocols on contacting the CIAO-

B. Soublet explains discussions are to be held during Closed Session.

O. Garcia- Inquires on process of handling complaints. Felt as though there has been a change in process since hiring of new investigator.

Y. Garcia- Discussed why she pulled the chair and vice chair election, citing concerns surrounding commissioners discussing case information outside of closed session.

Councilmember Jimenez- shares concern about behavior of some commissioners.

Therriault- Expressed concern over actions of commissioners.

Cordell Hindler- Expressed concern over actions of commissioners.

Marisol Cantu – Expressed concern over actions of commissioners.

Sara Cantor- Expressed concern over actions of commissioners.

Y. Garcia- Inquired by item A under New Business was agendaized.

R. Joseph- Explained his reason for placing Item A under New Business on agenda.

C. Jimenez- Expressed her role as council liaison and concern over behaviors of commissioners.

Discussion and vote to add that the "RPD reports all use of force that results in a hospitalization, to the CPRC within 48 hours." (Chair Joseph)- motion made by Chair Joseph to push item to next meeting, seconded by O. Garcia, the motion passes by the following vote: **Ayes:** R. Joseph, Y. Garcia, D. Tunis, A. Jackson, S. Lacy, O. Garcia, D. Garcia, C. Hegstrom **Noes:** None, **Absent:** D. Jones

- XI. Receive, Review and Approve Public Summary for Case #2018-2 Carrasco (Mr. Threet)-** case from January 2022. Reports there is a typo in second paragraph. Motion made by R Joseph to received report, seconded by O. Garcia. Y. Garcia asked how long it will take finding of public summary to be posted to website. B. Soublet counseled commission the process for it to be posted. **Ayes:** R. Joseph, Y, Garcia, D. Tunis, A. Jackson, C. Hegstrom, S. Lacy, D. Garcia **Noes:** None **Abstain:** O. Garcia, **Absent:** D. Jones.

XII. OPEN FORUM BEFORE CLOSED SESSION

B. Therriault- Inquires on case that has been adjudicated. Mentions the importance of understanding facts of case and reports.

XIII. EXECUTIVE SESSION - CLOSED TO THE PUBLIC - Gov. Code §54957(b)

- A. Receive report from CIAO on case #2021-4, Appeal for Rader. – Discuss and vote on finding and recommendations-** Chair left meeting, Vice Chair in control of meeting.
- B. Receive Complaint Report from CIAO on case #2018-4, Discrimination for Vanessa Diaz - Discuss and vote on finding and recommendations**

- C. **Receive report from CIAO on case #2021-5-Unnecessary/Excessive use of Force from Anonymous**

Return to Open Session

- D. **Report any final action(s) taken in executive session** -no final decision were made, continued to next meeting.

XI. REPORTS OF SUBCOMMITTEES, COMMISSIONERS, AND STAFF, RIDEALONGS –

- C. **Hegstrom**- shared her apologies for any actions she took that not protocol
- O. **Garcia**- Shared actions he took and apologized for his actions.

XII. ADJOURNMENT

The meeting was adjourned to the public at 10:54 p.m.