



City of Davis
Police Accountability Commission Meeting
Thursday, June 6, 2019

MINUTES

1. Call to Order (6:30)

MacBrine called the meeting to order at 6:35pm.

Members Present: Mary C. Bliss, Sean Brooks, Cecilia Escamilla-Greenwald, Dillan Horton, Will Kelly, Judith MacBrine,

Members Absent: Elaine Kahan, Abram Jones, Keisha Ligget-Nichols, ASUCD Representative (Vacant)

2. Approval of Agenda

Escamilla-Greenwald moved, with a second by Horton, approval of the agenda. Motion passed by the following vote:

AYES: Bliss, Brooks, Escamilla-Greenwald, Horton, Kelly, MacBrine

NOES: None

3. Brief Announcements from Staff, Commissioners, and Liaisons

Commission requested that staff include a notation in future agendas about public comment and the commissioners ability to respond.

4. Public Comment

Don Sherman: Spoke about the 2017 Picnic Day incident and suggested the City seek additional information from officers and video.

5. Consent Items

A. Approval of Minutes – May 2, 2019 meeting

Escamilla-Greenwald moved, with a second by Horton, approval of the minutes. Motion passed by the following vote:

AYES: Bliss, Brooks, Escamilla-Greenwald, Horton, Kelly, MacBrine

NOES: None

6. Regular Items

A. Subcommittee Reports

- **Outreach Subcommittee –**

W. Kelly reported that the subcommittee would like to host something like a Town Hall meeting where the commission can have more informal conversation with the community and would like to use a consultant/facilitator like Sandy Holman. The subcommittee needs to understand whether there is a budget for this type of activity.

Public Comment:

- *Larry Guenther: Asked whether commission could have a meeting with multiple public comment periods on the same item.*

The commission discussed whether completing the process for how the commission deals with complaints first was necessary. Discussion ensued on the purpose/goals of the proposed meeting, along with ideas about how to structure the meeting (involve journalist(s), group facilitation processes, etc.). Commission will discuss again in July.

Stachowicz explained that, while the Commission itself does not have a specific budget, costs for a public meeting could come from the regular operating budget, once details are agreed upon.

- **Mental Health Issues Subcommittee –**

MacBrine: Shared one-page update from subcommittee (Attached). Suggested that the group use the Sensemaker technology to gather more stories from people. Also suggested that it would be useful for the commission to get information on training and initial and ongoing competency assessments (for officers in dealing with individuals who have mental health issues).

The group discussed the Sensemaker technology, which is a product to help organizations (such as a city) to allow people to tell their stories about a particular issues then identify characteristics of their stories. Stories are gathered, clustered. Potential issues are identified and then organization can take action or make decisions.

Horton asked the Police Auditor how to receive information from the Police Department that is not through an investigation? Gennaco replied that if the information is not confidential, it can go directly through staff.

The group would like to know the process, training, and outcomes when police are called out to interact with mental health individuals.

- **Traffic Stop Data –**

MacBrine reported that the full Subcommittee didn't meet, but MacBrine met with the Police Chief. Subcommittee can put together a request for data.

Discussion ensued on what data is collected, how the data is stored and what data would make sense to request (ask for all available data or only ask for specific data points).

Public Comment:

- *Larry Guenther: If available, get data in electronic format so that it can be analyzed.*
- *Francesca Wright: Police Chief said data is not organized in a database because software isn't ready.*

Escamilla-Greenwald moved, with a second by W. Kelly to request traffic stop data to include race/ethnicity (self or officer identified), age, situation, type of incident. Horton made a Friendly Amendment to ask for all available data, which was accepted by the mover and seconder. Escamilla-Greenwald further amended the motion to ask that categories be identified, which was accepted by the seconder.

Commission discussed whether it was important to see all the data that is collected and the importance of having enough records so any analysis can be statistically significant. Discussion continued on the best way to ask for this information.

MacBrine made a substitute motion, with second by Bliss, to have interested commissioners get the data and report back.

W. Kelly, made a substitute, substitute motion, with a second by Horton, to request all traffic stop data for the last five years and to have the traffic stop data subcommittee work with the Police Department and staff to get the data. Motion passed by the following vote:

AYES: Bliss, Brooks, Escamilla-Greenwald, Horton, Kelly, MacBrine

NOES: None

- **Procedures Subcommittee –**

Brooks reported out on the work of the "Procedures Committee," which is looking at how people can share complaints with the commission and issues around that process, including confidentiality, timeliness, accessibility, etc. The Auditor needs to be able to get complaints in the queue. The Subcommittee will report out more next month.

Public Comment:

- *Francesca Wright: Encouraged commissioners to explore NACOLE website and see what other cities are doing and to send a member to the September NACOLE meeting.*

Commissioners talked about their role in the complaint process – are they a vehicle to pass complaints to the Auditor, or should they be processing complaints. Brooks noted that the commission needs to determine where it adds value. Escamilla-Greenwald noted that people will come to commission because they feel uncomfortable going to Police Department or to someone in uniform. Commission can help those people. W. Kelly noted that the Commission can be a resource for people but it can also think about policy and make recommendations to the City Council.

- **City/UC Davis Police Relations –**

Stachowicz reported that there is currently no ASUCD representative. ASUCD is aware of the vacancy and is working to fill it.

B. Police Auditor Update

Independent Police Auditor Gennaco explained AB 953 to the Commission. Police Departments are collecting and aggregating all stop data (from vehicle or otherwise) to meet the requirements of 953. The State has been working to put requirements in place, which is still a work in progress. When an officer stops a person, it is the officer's responsibility to determine the characteristics of the detainee so that person doesn't have to answer. One of the reasons is to determine if there are differences in stops based on officer's perceptions. Right now, if cities were required to implement today, there would be 60 data fields for every stop. The large cities have to comply first, so Davis won't have trigger to comply for awhile. All agencies have been advised to comply as soon as possible.

Brooks noted that the City uses CrimeMapper and asked if it is built off of RMS system? Is it the same system that the Police Department uses internally? (Gennaco noted that the Police Department uses calls for service data, which is different.)

Gennaco also noted that there is a case at the Supreme Court on appeal – a police department is not allowed to provide information to prosecutors about prior misdeeds of officers. The Court is trying to figure out whether this rule should be changed.

On a Use of Force Standards bill, it looks like there will be a bill but it is changing. Not sure what it will look like.

Regarding the complaint log, Gennaco explained it will help track complaints. It doesn't include minor conversations with constituents that can be easily answered/solved. The list shows the nature of the complaint, where it is in the pipeline, and how it was handled. The Independent Police Auditor also writes closing letters to complainant with follow up information, etc. Recommendations are made to the City Manager where appropriate.

Brooks moved, with second by Horton, to request the recommendations that the Independent Police Auditor has prepared for and provided to the City Manager.

Public Comment:

- *Larry Guenther: Asked that stop data be given annually to Commission.*
- *Luanne Villanueva: Wanted to know if there were any recent complaints.*
- *Annemarie Soika: Asked why didn't Gennaco bring up the above information during the previous discussion item.*

W Kelly made a Friendly Amendment to the motion, which was accepted by the mover and the seconder: Either all reports should be made available to the public or a clear policy should be made about when the City will share information.

The motion passed by the following vote:

AYES: Bliss, Brooks, Escamilla-Greenwald, Horton, Kelly, MacBrine

NOES: None

7. Future Agenda Items

Horton: Would like to ask Ryan Collins to come to a meeting to share what he does. Also interested in degree of policy alignment between UCDPD and DPD.

MacBrine: Would like to have a discussion about ways to entice UCD (Student) representative to participate.

Greenwald: Wanted to know more about downtown bars and whether people are spiking females' drinks. Mayor pro tem Partida was interested in how the Police Department takes in those reports/complaints, wanting to be sure that no complainant is put in a position of feeling shamed.

W. Kelly: Would like to learn more about department's hiring and outreach and promotion policies.

8. Adjourn

The meeting adjourned at 8:14pm.