



**City of Davis**  
**Police Accountability Commission Minutes**  
**Monday, September 14, 2020**  
**MINUTES**

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*Commissioners Present: Mary C. Bliss (Vice Chair), Sean Brooks, Cecilia Escamilla-Greenwald, Dillan Horton (Chair), Abram Jones, Elaine Kahan, Judith MacBrine, Don Sherman*  
*Commissioners Absent: None*

*Council Liaisons Present: Mayor Partida*

*Others Present: Stachowicz, Gennaco, Dyer, Lyon*

**1. Call to Order**

*Horton called the meeting to order at 6:35 p.m.*

**2. Approval of Agenda**

*The agenda was approved by consent.*

**3. Brief Announcements from Staff, Commissioners, and Liaisons**

- *Closed Captioning is now an option for those participating via Zoom*
- *On September 15, the City Council will hear a presentation from UC Davis about the Return to Campus Plan*

**4. Public Comment**

- *Dana White – Hold criminals accountable*

**5. Consent Items (5 minutes)**

**A. Approval of Minutes from August 3, 2020**

*Escamilla-Greenwald moves with second by Sherman approval of the minutes as presented. Motion passed as follows:*

*AYES: Bliss, Brooks, Escamilla-Greenwald, Horton, Jones, Kahan, MacBrine, Sherman*

*NOES: None*

**6. Police Auditor Update (25 minutes)**

*Independent Police Auditor Michael Gennaco provided an update on Auditor activities to the PAC. In particular, he reviewed two new Auditor reports.*

- *Gennaco provided initial update on incident that happened morning of September 14 and will be doing further follow up with Assistant Chief and Chief after body worn camera footage is reviewed.*
  - *Commission questions – When should weapons be drawn? What is training of DPD? What is threshold that would cause detention in general? Was length of detention too long, given the circumstances?*
- *Moving towards restorative justice on one of investigations that he is working on.*

- *Encourages PAC to read District Attorney report in regards to officer involved shooting that happened in December. Would like the PAC to prepare for a discussion at next meeting.*
- *Davis form of oversight is being looked at by multiple other organizations throughout California as possible replication in their cities.*

**Public Comment:**

- *None*

**7. Regular Items**

**A. Police-Related Surveillance Technology Annual Review**

*The Commission held an initial discussion on August 3. This is the second discussion to prepare feedback to the City Council. Commissioner Brooks put together a presentation on proposed changes to the Davis Police Department Surveillance Reports format.*

*There are no state requirements in CA for policy regarding surveillance technology reporting. Davis ordinance is a local one and can be amended by City Council.*

**Public Comment:**

- *Connor Gorman – General skepticism about surveillance in the ways that it used. Fundamentally, surveillance creates lack of trust in police. Supports reducing length of report and providing longer periods of time for public/council review prior to discussion.*

*Brooks moved with second by Bliss to have council consider the following recommendations:*

*For the purpose of streamlining the surveillance technology reports, decreasing undue administrative burden of completing the reports and improving the long term transparency and accountability of privacy and securing protections of the public, I move to send the proposed changes to the surveillance reports to the City council for consideration:*

*Current policy says reports should provide “An assessment identifying any potential impact on civil liberties and civil rights and discussing any plans to safeguard the rights of the public” Proposed changes include:*

- *Specific potential impacts should be detailed - named, defined, and described in clear language.*
- *Safeguards should be detailed as process or technical controls*
- *Should be submitted before procurement, in order to be reviewed by Council and PAC (upon request). This could mean with at least 3 months lead time, but should be shortened.*
- *On an annual basis, reports should require little or no updates and should be filed as an appendix.*

- *New annual reporting mechanism should be a separate document from staff report and as close to one page as possible.*
- *Include all existing information as described in existing policy, as well as include:*
  - *Warrants or subpoenas granted for use of technology (as applicable)*
  - *Number of uses, reflected as:*
    - *Individuals affected*
    - *Devices affected*
    - *Cases/Investigations affected*
  - *Number of convictions (felonies and misdemeanors) facilitated by technology use*
  - *Additional new risks and controls surfaced by changes in technology, practice, or staff research*

*Motion passed as follows:*

*AYES: Bliss, Brooks, Escamilla-Greenwald, Horton, Jones, Kahan, MacBrine, Sherman*

*NOES: None*

## **B. RIPA Data (25 Minutes)**

*The Commission was introduced to the 2019 Racial Identity and Profiling Act (RIPA) data at the August meeting. The item is on the September agenda in order to allow for Commissioner discussion and questions. Jean Lyon, from the Davis Police Department, provided information on data collection.*

*Data is collected via the CAD system. The review system is manual to go through and make sure it is thorough and personal information is omitted. The data required to report includes:*

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| <ul style="list-style-type: none"> <li>● <i>Date, time and duration of stop</i></li> <li>● <i>Location of stop</i></li> <li>● <i>Perceived race or ethnicity</i></li> <li>● <i>Perceived gender</i></li> <li>● <i>Perceived to be LGBTQ</i></li> <li>● <i>Perceived Age</i></li> <li>● <i>Perceived English proficiency</i></li> <li>● <i>Perceived disability</i></li> <li>● <i>Reason for stop</i></li> <li>● <i>Actions taken by officer during stop</i></li> </ul> | <ul style="list-style-type: none"> <li>● <i>Basis for search</i></li> <li>● <i>Contraband or evidence discovered, if any</i></li> <li>● <i>Additional data regarding type of property seized</i></li> <li>● <i>Result of stop</i></li> <li>● <i>Officers ID number</i></li> <li>● <i>Officers years of experience</i></li> <li>● <i>Type of assignment officer</i></li> </ul> |
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*Consider comparing to combined census data of local northern California area, rather than just Davis census data. As Davis is a thoroughfare, some of the stops involve people who don't reside in Davis.*

*Commissioner Comments:*

- *Concern that there is no way to accurately use data to compare. Even in looking at statewide ethnicity, the collected data indicates great disparity.*

*Suggestions for other ways to look at data:*

- *Focus on arrestees in Davis to use for comparative data.*
- *Look at difference between citation vs. arrest*
- *Stop for suspicion vs. stop for violation*
- *Searched vs. not searched*
- *Thought on how poverty plays into stops – no registration, lights out, etc. and could be often be people of color. Davis residents or not, we are still pulling over a disproportionate amount of people of color.*
- *Look at policies after pulling people over – arrested, cited, etc and then look at numbers of people of color who are ultimately arrested and cited.*
- *Suggestion that commission should start thinking about how data can be used and help the community.*
- *In future years, data will be provided to DOJ for them to do significant analysis of data.*

**Public Comment:**

- *Connor Gorman – Researchers of Davis People Power will be releasing comparison data soon. Feels very clear that when looking at just Davis residents, there are discrepancies in arrests of varying demographics.*
- *Robert Canning – Interested in having data provided to community in raw data so that people can take a look at it themselves.*

*Sherman moves with second by Greenwald-Escamilla to extend the meeting to 9:30. Motion passed as follows:*

*AYES: Bliss, Brooks, Escamilla-Greenwald, Horton, Jones, Kahan, MacBrine, Sherman*

*NOES: None*

**C. Subcommittee Reports**

*The Commission has created several subcommittees to further its goals. Subcommittees had the opportunity to verbally report out actions since the last meeting and/or to request feedback or input from the full Commission.*

1. **Outreach** (Horton, MacBrine, Escamilla-Greenwald, Sherman)  
*Outreach to immigrant population in Davis is encouraged.*
2. **Davis Police Department Policy/Procedure** (Horton, Kahan, Escamilla-Greenwald, Brooks)  
*No update*
3. **Police Accountability Commission & Davis Police Department Chief/Leadership Meetings** (Bliss, MacBrine, Sherman)  
*No update*
4. **Mental Health** (MacBrine, Kahan, Bliss, Escamilla-Greenwald)  
*No update*
5. **Authorizing Resolution Revision** (Bliss, Horton)  
*Bliss reported that suggested revisions will be brought to commission next month for discussion. Define what accountability and oversight means so that expectations are clear.*
6. **Police Accountability Commission and UC Davis Relations** (Jones, MacBrine)

*UC Davis board is on recess until October. Jones has had interactions with other agencies that are interested in learning more about how police oversight and the commission works in Davis.*

**7. Joint Subcommittee with Social Services and Human Relations – Improvements to Public Health and Safety (Escamilla-Greenwald, Horton, MacBrine, Sherman)**

*Sherman updated that the Chief attended the last meeting and shared the DPD org chart that identifies the sworn and non sworn side of the department and how the oversight works. Much of the discussion surrounded if mental health calls could be pulled out of the police department and have social workers respond.*

**Public Comment:**

- *Connor Gorman – Cops off Campus campaign is at UC Davis. PAC should have more teeth. Consider moving mental health and traffic stops moved out of police department. Timeline of subcommittee should move more quickly. Suggests initial Council discussion within the next month.*
- *Robert Canning – Compliment DPD on quick response to public record response as opposed to UC Davis. Volunteer to be on subcommittee for mental health*

**8. Future Agenda Item Requests/Long Range Calendar**

- *Gennaco follow up on incident of 9.14.2020*
- *Ryan Collins, Homeless Coordinator, to come to PAC*

**9. Adjourn**

*Escamilla – Greenwald moves to adjourn at 9:27 with second by MacBrine. Motion passed as follows:*

*AYES: Bliss, Brooks, Escamilla-Greenwald, Horton, Jones, Kahan, MacBrine, Sherman*

*NOES: None*