



City of Davis
Police Accountability Commission
Monday, November 2, 2020
Minutes

Commissioners Present: Mary C. Bliss (Vice Chair), Sean Brooks, Cecilia Escamilla-Greenwald, Dillan Horton (Chair), Abram Jones (left at 7:05), Elaine Kahan, Judith MacBrine, Don Sherman

Commissioners Absent: None

Council Liaisons Present: Mayor Partida, Vice Mayor Frerichs

Others Present: Kelly Stachowicz, Michael Gennaco, Carrie Dyer

1. Call to Order

Horton called the meeting to order at 6:30pm

2. Approval of Agenda

Sherman moved with second by Escamilla-Greenwald approval of the agenda. Motion passed as follows:

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

NOES: None

ABSENT: None

3. Brief Announcements from Staff, Commissioners, and Liaisons

Stachowicz – Question from commissioner regarding preparations if unrest ensues regarding election. DPD is staying aware, but not aware of anything planned locally. MacBrine – Reminder or request to see if anyone wants to respond to Hub request for interview.

Frerichs- Four Voter Assistance Centers are available in town.

4. Public Comment

Morgan Poindexter –Thanked commissioners.

5. Consent Items

A. Approval of Minutes – October 5, 2020 Meeting

Jones moved with second by Escamilla-Greenwald approval of the minutes as presented. Motion passed as follows:

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

NOES: None

ABSENT: None

6. Regular Items

A. Review of the 2020 Yolo County Grand Jury Report: The Police Accountability Commission, SB 1421, and Residual Questions from the Picnic Day 2017 Incident

The Commission reviewed a draft response prepared by the Subcommittee of Bliss, Jones, MacBrine and proposed revisions and recommendations to move forward to the council.

Public Comment

- *Lupita Torres –Have police at meeting with notice, so that people are prepared. Building bridges with police is important.*
- *Morgan Poindexter – Power imbalance in our society. Err on side of caution for vulnerable and marginalized communities.*
- *Larry Guenther- Supports discussion of the commission in regards to the Grand Jury response.*

MacBrine moved with second by Bliss to forward revised comments to council for consideration. Motion passed as follows:

Motion passed as follows:

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

NOES: None

ABSENT: None

MacBrine moved with second by Horton that the City become a member of NACOLE and pay for access to their series of trainings.

Motion passed as follows:

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

NOES: None

ABSENT: None

B. Review of Independent Police Auditor.

Commission discussed the process to review the Independent Police Auditor. There was interest in incorporating the four values of PAC into the review document.

Public Comment –

- *Lupita Torres – Big fear that we will lose Mr. Gennaco. (He) analyzes situation with facts and provides bridge between PD and community.*

The Commission appointed a subcommittee of Bliss, Sherman and Horton to handle this task and return at the next meeting with a recommendation.

7. Police Auditor Update

Independent Police Auditor Michael Gennaco provided an update on Auditor activities to the PAC, including updates on current projects and legislation.

- *One case was resolved using restorative justice with mediation by Commissioner MacBrine.*
- *AB 11-85 passed regarding sheriff oversight.*
- *AB 15-06 passed – State Attorney General will take over investigations regarding office involved shootings if the person shot was unarmed.*
- *AB 11-86 passed to completely eliminate the use of neck holds.*
- *SB 203 now requires that any juvenile in custody must have opportunity to consult with attorney before waiving Miranda rights.*
- *SB 480 passed – bans police departments from wearing camouflage uniforms that resemble military uniforms.*
- *Vetoed by governor – Journalist request to access police command posts during protests.*

Not passed via legislation

- *Banning the use of tear gas, rubber bullets during protest activity*
- *Bill to provide more access to internal affairs investigations on police use of force*
- *Decertification process – where officers fired by agency could not be hired by another*

Staff will loop back on response from Chief on items from previous meeting. Commissions requested that staff or the Auditor report back regarding press release process in Grey case (and whether new press release process was followed.).

No public comment

Sherman moved with second by Horton to extend till 9:00

Motion passed as follows:

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

NOES: None

ABSENT: Jones

8. Subcommittee Reports

- A. Joint Subcommittee with Social Services and Human Relations – Improvements to Public Health and Safety*** (Escamilla-Greenwald, Horton, MacBrine, Sherman) *The Joint Subcommittee will meet in mid-November. A check in with Council is tentatively scheduled for December 1. As such, the commission should consider giving authority to the subcommittee to provide final input on information going to the City Council. Subcommittee provided update on work of the tri-committee to date and shared latest document with*

drafted recommendations. PAC members will provide feedback on current direction to staff by Friday, November 13 to incorporate into information going back to the subcommittee on November 18.

Bliss moves with second by Brooks to give subcommittee authority to take action on check in with Council.

- B. **Outreach** (Horton, MacBrine, Escamilla-Greenwald, Sherman) – No update*
- C. **Davis Police Department Policy/Procedure** (Horton, Kahan, Escamilla-Greenwald, Brooks) – No update*
- D. **Mental Health** (MacBrine, Kahan, Bliss, Escamilla-Greenwald) – With tri subcommittee update*
- E. **Police Accountability Commission and UC Davis Relations** (Jones, MacBrine) – Jones and MacBrine went to recent meeting.*
- F. **Police Accountability Commission & Davis Police Department Chief/Leadership Meetings** (Bliss, MacBrine, Sherman) – Bliss recommends dropping this subcommittee at this time, due to all other discussion going on in community.*

Public Comment:

- Jordan Varney – 8 Can't Wait is less than very minimum.*
- Francesca Wright – Finds it disturbing that regular meetings with police chief are hard to schedule. Report doesn't address underlying conditions.*
- Lupita Torres – Encourages watching Yolo County Supervisors meeting regarding Criminal Justice System in Yolo County.*
- Larry Guenther – Define problem at outset is important to fixing a problem. Faculty and grad students available that are experts at developing surveys and questions to get around bias.*

9. Future Agenda Item Requests/Long Range Calendar

- Ryan Collins, City of Davis Homeless Coordinator*
- Training topic(s) with PD*
- Training on Officer Bills of Rights and.*

10. Adjourn

Escamilla-Greenwald moved with second by Brooks to adjourn at 9:04.

Motion passed as follows:

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

NOES: None

ABSENT: Jones