



**City of Davis
Police Accountability Commission Minutes
Monday, August 30, 2021**

1. Call to Order and Roll Call

Chair Horton called the meeting to order at 6:32 p.m.

Commissioners Present: Ignacio Alarcon, Mary C. Bliss (Vice Chair), Cecilia Escamilla-Greenwald, Dillan Horton (Chair), Abram Jones, Elaine Kahan, Judith MacBrine, Morgan Poindexter (arrived at 8:05) (Alternate), Don Sherman

Commissioners Absent: Robert Canning

Council Liaisons Present: Mayor Gloria Partida, Josh Chapman

Others Present: Kelly Stachowicz, Michael Gennaco, Carrie Dyer

2. Approval of Agenda

Escamilla-Greenwald moved with second by Bliss approval of the agenda as presented.

Motion passed as follows:

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

NOES: None

ABSENT: Canning, Poindexter

3. Brief Announcements from Staff, Commissioners, and Liaisons

- Stachowicz – Zoom meetings will continue through September.*
- Bliss – Red Door Project at UC Davis is being cancelled.*
- Escamilla – Greenwald – Public comment from David Greenwald – RIPA data becomes clear that other places have same issues as Davis. Concern that Davis has not aggressively addressed this issue. Oakland, SF, Berkeley have taken actions to address. Davis should look at these measures moving forward. San Diego looking at PROTECT ordinance. Urge PAC to look into what other communities are doing.*

4. Public Comment

- Connor Gorman – Red Door event postponed due to Covid. Supports David Greenwald recommendations. Would be helpful to know demographic of police department, but studies show that doesn't affect their use of force. Restructure away from policing will benefit marginalized communities.*

5. Consent Items

A. Approval of Minutes – July 12, 2021 Meeting

MacBrine update to July minutes to reflect that MacBrine was in process of being trained certified instructor for Mental Health First Aid.

Bliss brought up needing to update minutes regarding Mental Health Audit and removing grant language.

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

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

NOES: None

ABSENT: Canning, Poindexter

6. Police Auditor Update

Independent Police Auditor Michael Gennaco provided an update on Auditor activities to the PAC, including updates on legislation, current caseload, and projects, such as the audit of Eight Can't Wait.

Audit is waiting on legal review and City Manager review. Is aiming for October to be able to share audit with commission. Review process is not for approval. Intended to make sure that report is factually correct and that everyone is factually on same page. Recommendations are not subject to review or approval. Goes to legal review to ensure that information that is disclosed publicly is disclosable.

Conversation with review group at UC Davis to hear about Restorative Justice program. Talked with San Jose Charter Review Commission about the City of Davis PAC and how it's structured and the advantages. Forum with City of Santa Ana who is looking to the City of Davis as a model for their oversight in their City.

Commissioner Comments:

- Concern/question about time of audit review before it was released. Gennaco is hopeful that as more of these happen, the process will move along faster.
- Does report go to the PAC and then City Council? It would be released to the public and for PAC review and then be on Council agenda at later date.

Public Comment:

- Connor Gorman – Appreciative of audit coming forth. Wonders why there is so much back and forth with legal entities in the City and with the Police Department when this commission is supposed to be independent of Police Department?

7. Regular Items

A. Surveillance Technology Renewals

Stachowicz explained the City Council has asked the Commission to review and provide comment on the annual review and renewal of surveillance technology used by the Police Department. Staff is asking the Commission whether the Commission has comments or questions to relay to the Police Department and/or the City Council.

- Accurint Virtual Crime Center
- Automated License Plate Reader
- Body Worn and In-Car Cameras
- Care Track
- CelleBrite
- Covert Personal Recording
- Crisis Negotiations Equipment
- Explosive Ordnance Disposal Robot
- Geotime
- GPS Tracker
- Public Safety Cameras
- Trail Cameras

Commission Comments:

Layout better than in the past for reviewing. Inclusion of policies in packet was helpful.

Discussion about specific technologies included the following:

Body Worn Cameras –

- *What have the body cams have revealed?*
- *Chart states one violation of policy where it wasn't activated. What are situations that dictate where camera is not activated? What was the action on the complaint? How does the department make sure the policy is not violated?*
- *What is the consistency of use of cameras? Do have officers have options of turning them off? How long footage stored and kept? Has anything changed in the use?*
- *Keeping data only ninety days if there is no complaint seems short.*
- *Would like clarification on amount of discretion officer has to turn camera on.*
- *Discussion about benefits of keeping cameras on all the time. Also concerns about privacy rights if cameras on all the time.*

License Plate Readers -

- *How do officers determine which plates to run?*
- *Are people profiled in needing to have their license plate read?*
- *How are officers trained?*
- *Evidence threshold in place for automatic license plate reading, such as probable cause, etc. so not up to decision making of officer.*
- *Understanding that this is for parking enforcement violations and not for other uses in regards to surveillance specifically.*
- *Is discrimination possible, based on decision when someone stopped and plate run?*

Cellebrite –

- *Would like more information on how and when they are used.*

Public Comment:

- *Connor Gorman – License plate readers can escalate situations, but can be efficient. Has questions about Body Cams' effectiveness but would like them on all the time and would keep footage longer.*

B. Subcommittee Updates

1. Know Your Rights Community Meeting (Alarcon, Escamilla-Greenwald, Sherman) – *Liz Kim will be the presenter. Looking at holding it on Wednesday, September 22, 6:30- 8:30 Working with City of Davis communications team to get information out. City will put flyer together. Can information include body cam information?*

2. Crisis Now Mental Health (Bliss, Canning, MacBrine, Poindexter) – *Effort to be user friendly and effective to community. Interested in specific data from county*

Get information on each contact that the system has with data:

- *Number of Repeat calls with regard to "client"*
- *Duration between calls for service*
- *Patient focused / family focused – for each place touched*
- *Pull DPD data specific (all data should sortable by agency)*

Issues: fear of clinicians to go to places without police; lack of clinician.

Others have moved for clinician-first models – Did other communities go right to clinician-first or did they take the steps to get to clinician first?

Why is the county making this choice?

Compensation for clinicians – is the shortage of mental health professionals an issue?

Chapman – Quite a bit of work with Chapman and Frerichs working to get answers for the questions being raised. Suggested meeting in next week or two.

3. Mental Health Audits - (Bliss, Canning, Escamilla Greenwald, MacBrine) – Subcommittee is working with police auditor on an audit related to mental health and policing.

4. Use of Force Audit Outreach (Bliss, Horton, MacBrine, Poindexter) – Interest in infographic to go out with audit report, using 8 Can't Wait icons, in City registering on 8 Can't Wait website, and a public meeting for presentation of audit report followed by smaller community meetings.

Poindexter moved, with a second by Escamilla Greenwald, for PAC to host a community meeting in late October.

MacBrine makes friendly amendment to have meeting a week or two after report coming out. Poindexter accepts friendly amendment.

Motion passes as follows:

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

NOES: None

ABSENT: Canning

5. Outreach (Escamilla-Greenwald, Kahan, MacBrine, Sherman) – No update

Public Comment: None

8. Future Agenda Item Requests/Long Range Calendar

- *City Council subcommittee updates and how PAC can engage (Horton)*
- *Davis Police Department Turnover and Implications (Sherman)*
- *Community Relations with Police Department*
- *Restorative Justice Program – Do body cams play a role?*
- *Explanation on racial disparity on stops and where they originate – Presentation from DPD on why disparities exist. What their view point is on how best to address those.*
- *District Attorney's effort to have blind charging*

Public Comment:

None

9. Adjourn

MacBrine moves to adjourn at 8:57pm, with second by Jones. Motion passed as follows:

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

NOES: None

ABSENT: Canning