



**City of Davis**  
**Police Accountability Commission Meeting Minutes**  
**Monday, September 11, 2023**

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**1. Call to Order & Roll Call**

*Members present: Mary C. Bliss, Cecilia Escamilla-Greenwald (Vice-Chair), Dillan Horton, Don Sherman, John Myers, Elizabeth Griswold (Alternate)*

*Member Absent: Robert Canning, Logan Legg*

*Others Present: Councilmember Gloria Partida, Assistant City Manager Kelly Stachowicz, Police Auditor Michael Gennaco*

*Vice Chair Escamilla Greenwald called the meeting to order at 6:37pm.*

**2. Approval of Agenda**

*Horton moved, with a second by Myers, to approve the agenda. The motion passed by the following vote:*

*AYES: Bliss, Escamilla-Greenwald, Griswold, Horton, Sherman, Myers,*

*NOES: None*

*ABSENT: Canning, Legg*

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

*Commissioners and Police Auditor Gennaco introduced themselves to welcome new commissioner Elizabeth Griswold.*

**4. Public Comment**

*No public comment*

**5. Consent Calendar**

**A. Commission Minutes July 10, 2023**

*Horton moved, with a second by Sherman, approval of the July 10 minutes.*

*Motion passed by the following vote.*

*AYES: Bliss, Escamilla-Greenwald, Griswold, Horton, Sherman, Myers,*

*NOES: None*

*ABSENT: Canning, Legg*

**6. Police Auditor Update**

**A. Current Caseload Update**

*Police Auditor Gennaco noted that the current Case Log is caught up with no outstanding cases. The ongoing recruitment and hiring audit is still on the list. Stephen Connolly would like to connect with the commission subcommittee.*

*Gennaco will reach out to Chief Pytel to check on any recent completed cases to review.*

B. Review of Completed Cases

- a. Complaint Regarding Failure to Execute Citizens Arrest
- b. Complaint Regarding Handling of Custody Exchange
- c. Complaint Regarding Handling of Noise Complaint
- d. Complaint Regarding Handling of Stolen Vehicle Allegation
- e. Complaint Regarding Pointing of Firearms
- f. Review of Allegation Regarding Inadequate Handling of Domestic Dispute
- g. Complaint Regarding Allegation of Poor Handling of Call for Service
- h. Complaint Regarding Allegation of Poor Handling of 911 Call
- i. Complaint Regarding Allegation of Poor Handling of Assault Allegation
- j. Complaint Alleging Inappropriate Following by DPD
- k. Complaint Regarding Allegation of Excessive Force
- l. Complaint Regarding Allegation of Failure to Activate Body Worn Cameras
- m. Allegation that DPD Failed to Appropriately Handle a Dispute
- n. Complaint Alleging Inappropriate Following and Harassment by DPD
- o. Complaint Regarding Inappropriate Detention
- p. Complaint Regarding Allegation of Poor Handling of Missing Dog Call

*Gennaco reviewed each of the completed cases, including the facts of the case, the Police Department's response, and any observations noted by the OIR Group. Most cases did not result in recommendations, with the following exceptions.*

- *In the Custody Exchange incident (b), OIR Group recommends that the department interview the complainant and make sure to record the witness interviews, where the witness allows it. Question was asked about how or whether the Police Department will interpret/enforce a Family Court Order. Question about inconsistency between lapses in the investigation and primary process and strength of the investigation. What is being done by the Department to address the recommendations?*
- *In the Stolen Vehicle incident (d), the Police Department found that the officer did not document report property, which was different than the initial complaint. The Department dealt with this shortcoming. OIR Group commended Department for the thorough review of the investigation, which found problems not related to the original complaint.*
- *In review of pointing of firearms (e), one officer did not activate his camera and was found to be in violation of the body worn camera policy. The letter to the complainant indicated that corrective action had been taken with the offending officer.*

- *Is there any follow up in domestic dispute calls to make sure that both primary parties are still okay. Referenced Christopher Grey case and noted that City should figure out how to be proactive in dealing with addresses with frequent calls for service.*
- *Assault Allegation (i) did result in a non-sworn employee receiving discipline because they didn't submit report to District Attorney's office.*
- *Excessive Force review (k) found a violation of policy because of profanity and was addressed by the department. Question about how to address fact that officer did not realize there was an additional person in van. Difficult to write a policy but officers should be vigilant at all times.*
- *Regarding (m), outside investigators should not provide entire complaint to subject officers*
- *Review (o), concern that just because you can't prove that race was an issue doesn't mean there wasn't racial bias. What are parameters for determining whether something is racially motivated? (Very difficult to prove racial bias in cases.)*
- *Is there any standard regarding retention of body worn camera footage? Has City had experience where we have needed recordings well after the fact?*

*No public comment.*

*Horton moved to extend meeting to 8:50pm. Myers seconded the motion. Motion passed by the following vote:*

*AYES: Bliss, Escamilla-Greenwald, Griswold, Horton, Sherman, Myers,*

*NOES: None*

*ABSENT: Canning, Legg*

## **7. Regular Items**

### **A. Public Outreach Meeting Discussion**

*Escamilla-Greenwald would like to suggest November 8 or 9 for the public outreach meeting, which would allow for the Police Department to attend, as per conversation with Deputy Chief Todd Henry. Staff will check on availability of facilities. Myers would like to include shoplifting, so that business community might be interested. Not sure if mail theft would be something the police could address.*

*Would like to have a few concise conversations so that participants have time to provide questions. Thinking of 90-minute meeting but hold the room for two hours. Would like to highlight commission and the police auditor/complaint process.*

*Commission discussed ways to market the meeting to the community to increase attendance. Stachowicz would recommend November 8 (Wednesday).*

*Myers will contact Chamber after receiving information from Subcommittee. Sherman will do Oddfellows and Rotary. Horton will do Yolo People Power and Yolo Taxpayers Association. Escamilla Greenwald will do DDBA. Let Neighborhood Watch groups know.*

*No public comment.*

**8. Subcommittee and Liaison Assignment Updates**

A. Subcommittee on Challenges in Police Hiring Audit – (Escamilla-Greenwald, Horton, Myers) – *No update.*

B. Subcommittee on Local Voices Outreach (Escamilla-Greenwald, Horton, Legg) – *No update.*

**9. Long Range Calendar: Upcoming Meeting Dates and/or Potential Agenda Items**

**10. Adjournment**

*Sherman moved, with a second by Horton, to adjourn the meeting. Motion passed by the following vote.*

*AYES: Bliss, Escamilla-Greenwald, Griswold, Horton, Sherman, Myers,*

*NOES: None*

*ABSENT: Canning, Legg*

*Meeting adjourned at 9:00pm*