

**MINUTES**  
**CITIZENS' LAW ENFORCEMENT REVIEW BOARD MEETING**  
**July 9, 2013**

**Attachment A**

**Roll Call**                   ▪ The Board meeting was held at the County Administration Center and came to order at 5:30 p.m. All Board members were present except Debra DePratti Gardner.

**Minutes Approval**       ▪ The June 2013 meeting minutes were approved by motion.

**Training**                   ▪ N/A

**Executive Officer**       ▪ Patrick Hunter summarized the Investigative Workload & Classification Report: As of June 30, 2013 there were **95** open investigations; **10** new complaints were received and **11** cases were closed.

▪ New Board Members: Sandra Arkin and Delores Chavez-Harmes were introduced and sworn-in.

▪ CLERB's Role in Jail Death Investigations: In May of this year, it was recommended that the Chair and EO meet and explore options to define the Board's Role in Jail Death Investigations to be brought back at the July 2013 meeting.

First, the County Charter, Admin Code, and CLERB Rules & Regulations, direct the Board to review and investigate the death of any individual arising out of or in connection with actions of peace officers or custodial officers employed by the Sheriff's Department or the Probation Department, regardless of whether a citizen complaint regarding such death has been filed with the Board. These governing documents also provide for the Board to make recommendations on Policies and Procedures of the Sheriff and Probation Departments.

With limited exception, CLERB has been notified of deaths in custody. It came to CLERB's attention in March of 2011 that the Board was not notified of all the 2010 in-custody deaths, which then precluded a review for a number of cases because they fell outside of jurisdiction. When the Sheriff was notified of this matter, he promptly responded by directing the Division of Inspectional Services (DIS) to notify CLERB of all in-custody deaths. Since that time there is no reason to believe CLERB has not been notified as required.

As CLERB prepares investigative reports on each case, staff fully explores the investigation, from an administrative perspective, to determine whether involved staff acted in violation of Department Policies & Procedures, Rules or Regulations, and evaluates the circumstances surrounding the death to determine if any Policy Recommendations are appropriate. The Review Board has, on a number of occasions, made recommendations to the Sheriff's Department including: Review of the Department's Suicide Prevention Policy; Modifications to tactical team identification; as well as Training Procedures for documentation in the use of restraint devices. Each of those recommendations were accepted or acted upon in some form. A Board recommendation to discuss certain inmate information at shift change briefings was not implemented.

CLERB takes Death Investigations very seriously and will continue to review and investigate every case to reach appropriate findings and recommendations.

**Board Member  
Comments**

▪ The August 13, 2013 Regular Meeting was cancelled.

▪ James Achenbach – Participated in a ride-along with the Probation Department in June and encouraged other Board Members to take advantage of the opportunity.

▪ George DeLaBarre – Inquired about current Board member vacancy. Patrick Hunter stated CLERB has one vacancy for District 1. A name was submitted to the Board of Supervisors office and should be filled by the September meeting.

▪ George DeLaBarre also encouraged Board Members to interface with law enforcement and go on ride-alongs.

**New Business**           ▪ N/A

**Unfinished Business**   ▪ N/A

**Public Comments**

- N/A

**Sheriff/Probation Inquiries**

- Riley Gordon – Traffic Stops: If a driver’s license is revoked or suspended, what options are available. Response by Sheriff Liaison: Sergeant Dave Schaller.

**Closed Session**

- a) **Discussion & Consideration of Complaints & Reports / Officer Discipline Recommendation:** Pursuant to Government Code Section 54957 to hear complaints or charges brought against Sheriff or Probation employees by a citizen (unless the employee requests a public session). Notice pursuant to Government Code Section 54957 for deliberations regarding consideration of subject officer discipline recommendation (if applicable).

<u>CASE NO</u>	<u>LAST NAME</u>	<u>CASE NO.</u>	<u>LAST NAME</u>
11-089	Reese	12-093	Paul
12-049	Smith	12-120	Vasquez
12-065	Logan	13-047	Rodriguez
12-085	Buell		

- b) **Evaluation of Executive Officer** – Notice pursuant to Government Code Section 54957.

The meeting was adjourned at 7:00 p.m.

*Minutes prepared by Ana Becker, Administrative Secretary III*



PATRICK A. HUNTER  
Executive Officer



LOREN VINSON  
Secretary of the Board