

**MINUTES**  
**CITIZENS' LAW ENFORCEMENT REVIEW BOARD MEETING**  
**February 9, 2016**

**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.
- Minutes Approval**
- The January 2016 meeting minutes were approved by motion.
- Training**
- N/A
- Executive Officer (EO)**
- Patrick Hunter summarized the Investigative Workload & Classification Report: As of January 31, 2016, there were 123 open investigations; 19 new complaints were received, and 13 cases were closed.
  - Executive Officer, Patrick Hunter also addressed the following items:
    - Board Members are provided investigations in advance of Board meetings, and Board Members are encouraged to make contact with Special Investigators with any questions and/or concerns. Staff requests that Board Members communicate these questions/concerns in advance of the Board meeting, so that Staff can offer a well-informed response and avoid any unnecessary delays.
    - Communication between Board Members and Staff is permitted under the Brown Act; however, those communications will not be shared with other Board Members. Additionally, if asked, we will not distribute any new materials to avoid any violations of the Brown Act.
    - Legal Advice: The Office of County Counsel represents CLERB on all matters related to the procedures established and employed by CLERB with respect to: Board membership, determining jurisdiction, issuing subpoenas to private individuals, training, conduct of meetings to comply with the Brown Act, drafting amendments to CLERB's Rules and Regulations, and advice on legal matters pertaining to an investigation where no claim has been submitted or litigation initiated; or any matter that may be subject to a claim or lawsuit. All other requests for legal opinion will be directed to CLERB's Retained Legal Counsel. In any case, if Board Members believe additional legal opinion is required, please contact the Executive Officer.
  - Executive Officer pending items: the 2014 Annual Report, Allegations and Findings subcommittee meeting, and Rules and Regulations updates.
- New Business**
- State Mandated Ethics Training (AB 1234) – Board members who are required to take the on-line training course were notified and must submit their original signed certification to Ana Becker no later than April 1, 2016.
- Unfinished Business**
- Nominations for the 2016 CLERB Executive Board were solicited for election at the February 9, 2016 meeting. The Nominating Committee of Gary Brown and Cliff Myers put forward the following slate of officers. The Review Board approved the slate, and officers will assume their positions at the next monthly meeting.
    - Loren Vinson – Chairperson
    - Sandra Arkin – Vice Chairperson
    - Gary Brown – Secretary
  - Sheriff's Department Response to CLERB recommendations regarding the Sheriff's Interim Policy & Procedure: Body Worn Cameras Field Test/Evaluation
- Board Member Comments**
- Kim-Thoa Hoang – Participated in a ride-along with the Poway Station.
  - Gary Brown – Read and recommended: *Unfair: The New Science of Criminal Injustice*
  - Courtney Chase – Participated in Encinitas ride-along (recently renamed as the North Coastal Station.)
  - Darrel Harrison, Courtney Chase, and Kim-Thoa Hoang – Attended the CLERB member orientation with Sheriff Gore and his Command Staff.

**Public Comments**

- N/A

**Sheriff/Probation  
Inquiries**

- Sheriff Liaison: Sergeant Dave Perkins has been selected to replace Sergeant Russell Shimmin as the CLERB processor.
- Gary Brown – Inquired about recent news articles related to probationers being required to give up their passwords and user names.  
Response: Ross Lewin, Probation Liaison and Executive Officer, Patrick Hunter.
- Sandi Arkin – Asked why, during the booking process, there were parameters for blood sugar levels, but not for intoxication levels?  
Response: Chris Cross, Sheriff’s Liaison.

**Closed Session**

- a) **Request for Reconsideration**: Pursuant to CLERB Rules & Regulations: 16.9 Reconsideration of Final Report. Upon request by the complainant, subject officer or their representatives, the Final Report may be re-opened for reconsideration by the Review Board provided that: (a) previously unknown relevant evidence is discovered which was not available to the Review Board before it issued its Final Report, and; (b) there is a reasonable likelihood the new evidence will alter the findings and recommendations contained in the Final Report.
  - 14-072 / Giles
- b) **Discussion & Consideration of Complaints & Reports**: 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).
  - 14-121 / Korsch (Sustained - Deputy 3)
  - 15-105 / Leaf (Sustained - Deputy 1)

<u>CASE NO</u>	<u>LAST NAME</u>	<u>CASE NO.</u>	<u>LAST NAME</u>
14-015	Sandoval	15-026	Paz
14-129	Natisin	15-027	Hamidi
15-001	Weedman	15-040	Taylor
15-003	Nevarez	15-041	Lucas
15-004	Kenyon	15-077	Venegas
15-016	Reichel	15-115	Gonzalez

The meeting was adjourned at 7:23 p.m.

*Minutes prepared by Ana Becker, Administrative Secretary III*



PATRICK A. HUNTER,  
Executive Officer



DEBRA DEPRATTI GARDNER,  
Secretary of the Board