

**MINUTES
CITIZENS' LAW ENFORCEMENT REVIEW BOARD MEETING
July 12th, 2022**

Attachment A

Open session was convened via the Zoom Platform at 5:30 p.m.	
Agenda Item	Discussion
Roll Call	<ul style="list-style-type: none"> ▪ All Board members were present except Susan Youngflesh and Ariana Federico Mondragon.
Public Comments	<ul style="list-style-type: none"> ▪ Members of the public addressed comments to the Board.
Minutes Approval	<ul style="list-style-type: none"> ▪ April, May, and June meeting minutes were discussed for revision and approval. <ul style="list-style-type: none"> ▪ Eileen Delaney made revisions ▪ Addition to June minutes, MaryAnne Pintar toured six detention facilities. ▪ Eileen Delaney called for a motion to approve revisions. <ul style="list-style-type: none"> • Chair, Eileen Delaney: Yes • Pastor Robert Spriggs: Yes • Nadia Kean-Ayub: Yes • Bonnie Kenk: Yes • Vice Chair, MaryAnne Pintar: Yes • Tim Ware: Abstain • Gary Wilson: Yes • Dr. R. Lee Brown: Yes • Motion Carries: Minutes are approved
Presentation/Training	<ul style="list-style-type: none"> a) San Diego Sheriff Anthony Ray b) San Diego Assistant Sheriff Theresa Adams-Hydar, Detentions Services Bureau c) San Diego Chief Probation Officer Tamika Nelson ▪ Sheriff Ray and Assistant Sheriff Adams-Hydar address public comments and questions from the CLERB members. Please see the meeting video from July 12th Board meeting.
Executive Officers' Report	<ul style="list-style-type: none"> ▪ Overview of Activities of CLERB Executive Officer (EO) and Staff <ul style="list-style-type: none"> ▪ On June 22 and July 6, Mr. Parker attended a Commission on Police Practices (CPP)/CLERB collaboration meeting. ▪ On June 27 and June 30, at 6:00am, Mr. Parker provided a brief Overview of CLERB for deputies at the San Marcos Station. ▪ On June 27, Mr. Parker presented an Overview of CLERB to the San Diego Police Officers Association, Deputy Sheriff's Association, Deputy Probation Officer's Association, and District Attorney Investigator's Association Executive Team Meeting. ▪ On June 28, Mr. Parker attended the San Diego County Board of Supervisors meeting during which the 2022-2023 budget was adopted, resulting in a new Administrative Analyst II position for CLERB. ▪ Over the past week, several Special Investigator interviews have been conducted and three candidates have been scheduled for second interviews, to occur on July 14. ▪ Administrative Analyst II interviews will occur over the next two weeks. ▪ Investigative Workload and Classification Report for June 2022 (<i>Attachment B</i>) <ul style="list-style-type: none"> ▪ There were 12 new cases (as compared to 10 for June 2021).

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	<ul style="list-style-type: none"> ▪ There are 12 cases on tonight's agenda. ▪ At the end of June there were 88 active cases (six in "lodged" status, 79 open and active, and three POBR tolled). ▪ There were 28 open death cases. <ul style="list-style-type: none"> ▪ CLERB had documents for 14 cases and was awaiting documents on the remaining 14. <ul style="list-style-type: none"> ▪ One is on tonight's agenda. ▪ There was one new SDSD death cases in June, occurring in Patrol Services. ▪ There were 15 open uses of force resulting in great bodily injury without a complaint. <ul style="list-style-type: none"> ▪ Three were reported in June. ▪ There were three open discharges of firearm without a complaint. ▪ There were no uses of force at protest or First Amendment protected events without a complaint. ▪ Case Progress and Status Reports (<i>Attachment C</i>) <ul style="list-style-type: none"> ▪ Mr. Parker discussed the two reports: "CLERB Reports by Due Date" and "CLERB Reports Due by Case Number." ▪ Executive Officer Correspondence to Full CLERB (<i>Attachment D</i>) <ul style="list-style-type: none"> ▪ No EO correspondence was sent to CLERB. ▪ Hearing Notice and Agenda Content (<i>Attachment E</i>) <ul style="list-style-type: none"> ▪ Mr. Parker discussed the rationale for implementing this change (as detailed in the attachment). ▪ Policy Recommendation Pending Responses <ul style="list-style-type: none"> ▪ 21-004 / Moreno (Death) – SDSD ▪ 21-060 / Meadows – SDSD ▪ Reduction of Racially Disparate Policing Practices – SDSD ▪ Create Fentanyl Canine Policy and Procedures – SDSD ▪ CLERB Staff Response to Death Scenes – Probation ▪ Use of Technology to Monitor Health and Safety of Inmates – Probation ▪ Policy Recommendation Response <ul style="list-style-type: none"> ▪ None ▪ Sustained Finding Pending Responses <ul style="list-style-type: none"> ▪ None ▪ Sustained Finding Response ▪ None
Board Chair's Report	<ul style="list-style-type: none"> ▪ Introduction of New Vice Chair Pintar and for returning Secretary Pastor Spriggs ▪ Special thanks to all members of the public, board members, CLERB staff, EO, Investigators and Sheriff's and Probation Liaisons.
New Business	<ul style="list-style-type: none"> a) Authorization of Teleconferencing Meeting option Pursuant to Government Code Section 54953 (e) <ul style="list-style-type: none"> ▪ Counsel, Shiri Hoffman, specified the appropriate motion to the group. ▪ Eileen Delaney made a motion to continue the virtual CLERB meetings for the next 30 days. <ul style="list-style-type: none"> ▪ The votes were as follows:

	<ul style="list-style-type: none">▪ Chair, Eileen Delaney: Yes▪ Pastor Spriggs: Yes▪ Dr. R Lee Brown: Yes▪ Nadia Kean-Ayub: Yes▪ Bonnie Kenk: No▪ Vice Chair, MaryAnne Pintar: Yes▪ Tim Ware: Yes▪ Gary Wilson: Yes▪ Motion carried <p>b) Paul provided update on Board meeting conference room once meetings go back in-person. Options for Board meeting room availability are as follows:</p> <ul style="list-style-type: none">▪ Option 1. County Administration Center, (CAC) – Mondays and Thurs. are available at 5:30 pm, Sheriff's Department security, Xray machine provided at entrance. Thursday works better for Sheriff's Dept.▪ Option 2. County Operations Center (COC) no restrictions, any day of the week; Sherriff's Dept. is not housed currently at COC therefor there are no Xray device and would need to contract with the Sheriffs for Xray machine or contract with Allied Security.▪ Group discussed all possible location options. Mr. Parker answered questions/comments from Board members.▪ Chair, Eileen Delaney motioned to have meetings in COC, subject to having a wand or Xray machine for protection; Sheriffs would be providing security for this location<ul style="list-style-type: none">▪ The votes were as follows:▪ Chair, Eileen Delaney: Yes▪ Pastor Spriggs: Yes▪ Dr. R Lee Brown: Yes▪ Nadia Kean-Ayub: Yes▪ Bonnie Kenk: Yes▪ Vice Chair, MaryAnne Pintar: Yes▪ Gary Wilson: Yes▪ Tim Ware: Yes▪ Motion carried▪ Mr. Parker commented what is best for the public, CLERB staff will accommodate.▪ Counsel, Sheri Hoffman, clarified, once the state of emergency ends, CLERB members would still have to meet in person; hybrid option would only apply to public speakers. There are provisions to allow for teleconference under the Brown Act but outside the state of emergency, that means that every location that they are calling from, would need to be accessible to have public comments.▪ Motion to change time to be 6 pm at COC after emergency order ends:<ul style="list-style-type: none">▪ The votes were as follows:▪ Chair, Eileen Delaney: Yes▪ Pastor Robert Spriggs: Yes▪ Dr. R Lee Brown:▪ Nadia Kean-Ayub: Yes▪ Bonnie Kenk: Yes▪ Vice Chair, MaryAnne Pintar: Yes
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	<ul style="list-style-type: none"> ▪ Tim Ware: Yes ▪ Gary Wilson: Yes ▪ Motion carried. 														
Unfinished Business	<p>a) Update: Report Back on Feasibility of Third-Party Jail Administration.</p> <ul style="list-style-type: none"> ▪ Should expect to have a report by the August meeting. <p>b) Update: Authority for the Executive Officer to Work with County Staff to Pursue Legislation and/or to Add a Policy to the County Legislative Program in Support of Increased Transparency in Civilian Oversight of Peace Officers and Custodial Officers.</p> <ul style="list-style-type: none"> ▪ The Assembly Bill currently has not been approved. <p>c) Update: Authority for the Executive Officer to Work with County Staff to Request that the County Board of Supervisors Expand CLERB's Jurisdiction to Include Personnel Involved in Providing Medical Care in County Detention Facilities.</p> <ul style="list-style-type: none"> ▪ Have had several productive meetings with County Counsel and look forward to having progress on this item. 														
Board Member Comment	<ul style="list-style-type: none"> ▪ No public comments. 														
Sheriff/ Probation Liaison Query	<ul style="list-style-type: none"> ▪ No questions. 														
Open session was adjourned at 8:03 p.m.															
Closed session was convened at 8:14 p.m.															
Closed Session	<p>a) PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE</p> <p>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 to government Code Section 54957 for deliberations regarding consideration of subject officer discipline recommendation (if applicable).</p> <table style="width: 100%; border: none;"> <thead> <tr> <th style="text-align: left;">CASE NO.</th> <th style="text-align: left;">CASE NO.</th> </tr> </thead> <tbody> <tr> <td>21-055</td> <td>21-119</td> </tr> <tr> <td>21-070</td> <td>21-127</td> </tr> <tr> <td>21-071</td> <td>22-035</td> </tr> <tr> <td>21-076</td> <td>22-058</td> </tr> <tr> <td>21-094</td> <td>22-059</td> </tr> <tr> <td>21-100</td> <td>22-066</td> </tr> </tbody> </table> <p>b) PUBLIC EMPLOYEE PERFORMANCE EVALUATION Notice pursuant to Government Code section 54957 Title: Executive Officer, CLERB</p>	CASE NO.	CASE NO.	21-055	21-119	21-070	21-127	21-071	22-035	21-076	22-058	21-094	22-059	21-100	22-066
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Closed session was adjourned at 9:56 p.m.															

Minutes prepared by Valeria Zagal, Administrative Secretary III


 PAUL R. PARKER III
 Executive Officer


 ROBERT SPRIGGS, JR.
 Secretary to the Board