

MINUTES
CITIZENS' LAW ENFORCEMENT REVIEW BOARD MEETING
JUNE 11, 2019

Attachment A

- Roll Call**
- The meeting was held at the County Administration Center and came to order at 5:30 p.m. Board Members absent were Susan N. Younflesh, Vice-Chair, P. Darrel Harrison, Secretary, and Robert Spriggs Jr.
- Minutes Approval**
- The May 2019 meeting minutes were approved by motion by Kim-Thoa Hoang and seconded by James Lasswell no corrections. All present board members approved minutes by unanimous vote. One abstention
- Training/Presentation**
- The training was cancelled as the speaker was unable to attend.
- Executive Officer Report**
- The workload report for the month of May include: Thirteen new complaints received. Eleven case investigations completed and closed. The new case load includes, ninety-five open cases and of those, thirty-two are death investigations.
 - Allegations in new complaints include discrimination, illegal search and seizure, and misconduct. There are no allegations for the Probation Department.
 - Update on due dates of death investigations. Next due date for a death case is August 31st, which is being presented for review at the Board meeting tonight, June 11, 2019. The next two cases with a near due date will be in October 2019.
 - Outreach activities for the month of May included public presentations in Vista on May 18, 2019. The event was sponsored by the Mexican Consulate at the Saint Francis of Assisi Church.
 - Special Investigator Lenore Aldridge attended the Forensic Science Institute-Force Science Certification training in Nashville, TN from May 6 through May 10, 2019.
 - Board Member Lourdes Silva and Executive Officer Julio Estrada continue to attend the Probation Department Citizens' Academy.
 - The Executive Officer's report also includes responses from the Sheriff's Department. Three of the letters include an acknowledgment letter regarding violations of policy. Last month, the Sheriff's Department response concerning case 17-127 was reviewed. The department did not follow on CLERB's Policy Recommendation as the department had already instituted a new policy change that covered CLERB's concerns. CLERB later realized that changes had been issued months after the incident.
 - Executive Officer Julio Estrada stated that Chief Deputy Administrative Officer Ron Lane of the Public Safety Group, spoke to the Grand Jurors regarding recommendations made in 2018. He reported that CLERB is now appropriately staffed and that Jail Inspection will start soon.
- Board Chair Report**
- Thank you, letter, sent to Adolfo Gonzales for his presentation at the last Board Meeting of May 14, 2019. Board Chair Kim-Thoa Hoang met with Executive Officer Julio Estrada to discuss various matters including the policy recommendation letters. Met with Ann Calle who used to work for the Human Resources Department and is now employed with the District Attorney's office. Ann Calle will be giving a presentation at the August meeting entitled: *Personal Lens and Implicit Bias*.

Board Chair Kim-Thoa Hoang recognized the three board members completing their terms individually. Exiting board members are Sandra I. Arkin, Delores Chavez-Harmes and James Lasswell. A certificate of appreciation and a keepsake were awarded to each member, with several other Board Members thanking the outgoing members.

New Business

There were no New Business to discuss

Unfinished Business

At the end of the June Board meeting, there will be four board vacancies. Chief Deputy Administrative Officer Ron Lane has received several applications, and two at this time are being processed. For the next meeting in July we will be expecting at least two new board members. County Counsel Attorney Shiri Hoffman updated CLERB members on the rules and regulations progress. Shiri spoke with the Sheriff's Association and the Probation Officers' Association and final sign-off is reserved for their clients. Shiri stated that things were moving slowly, so the regulations may or may not be ready by next meeting time. Board Chair Kim-Thoa spoke of the jail inspection sub-committee but requested that this issue be tabled and placed on the Agenda for the July meeting.

Board member Comments

Comments were made by the exiting Board Members about their service and experience as board members. A great deal of appreciation was expressed by both staying board members and exiting board members. Board member Lourdes N. Silva also commented about the Probation Academy and reiterated her stance that this Academy should be a requirement for Board members.

Sheriff/Probation Liaison Query

Question asked by Board member Gary Brown concerning procedure used when using a spit sock. Sgt. Meleen explained the procedures in place for the use of the spit sock. Gary I. Wilson asked about the De-escalation training and expressed special thanks to several deputies concerning walk-throughs of the in-take process at the Vista facility. Gary I. Wilson asked Sgt. Meleen about hacking of any surveillance equipment and the retention of evidentiary and non-evidentiary video cameras. The question was asked to the Probation Department about using body worn cameras. Officer Barnum answered that since they work with youths, and as they usually go into people's homes, cameras cannot be used. There are surveillance cameras in all the Probation Institutions. Board Chair Kim-Thoa Hoang asked Officer Barnum about the agencies or authorities who conduct inspections on the Juvenile detention facilities. Officer Barnum listed several agencies who conduct inspections both bi-annually and annually. Bi-annually include the Board of State Community Corrections, San Diego Fire Dept., and the Institute of Medical Quality. Annual inspections are conducted by the Juvenile Justice Commissions, Juvenile Court, Health Sanitation Medical Environmental Nutrition, Building Safety, San Diego County Office of Education, the Grand Jury along with the presiding Judge, and Title 15 who look at medical, nutrition and environmental. Chair Kim-Thoa Hoang asked if these inspectional reports are generated anywhere that can be viewed. Officer Barnum answered that they are available on individual websites but will need to get back to Kim-Thoa Hoang with the website specifics at the next meeting. Officer Barnum also answered a question previously asked to Chief Probation Adolfo Gonzales about the recidivism rate, asked by Gary I. Wilson at the May Board meeting. His response included statistical information for the Department of Probation for the Fiscal Year 17-18 and it included 75% for post release clients; 57%, for Mandatory Supervision clients; 84%, and for people who have not committed any new crimes twelve months after release it was

73%. The most successful are the Mandatory Supervision clients because that is the most intrusive, with very little tolerance. The juveniles without any new sustained convictions while on probation for Fiscal Year 17-18 was 78%, and for those with a twelve years later, it was a 91% rate. Also mentioned that Officer Irene Lilly will no longer be among the Administration Staff with Officer Barnum and Officer Lewin. Officer Lilly has been reassigned to another unit and will no longer attend the CLERB Board Meetings.

**Public
Comments**

CLERB Case #17-110/Birtcher. Representative for the family Attorney John Fattahi.

Closed Session

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

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).

| <u>CASE No.</u> | <u>LAST NAME</u> | <u>CASE No.</u> | <u>LAST NAME</u> |
|-----------------|------------------|-----------------|------------------|
| 18-080 | Ghio | 19-040 | Lopez |
| 18-084 | Washam | | |
| 18-094 | Coppess & Bell | | |

*Minutes prepared by Gina Vega, Administrative
Secretary*



Julio Estrada
Executive Officer



P. Darrel Harrison
Secretary of the Board