

- Roll Call**
- The meeting was held via the BlueJeans Platform and came to order at 5:32 p.m. All Board members were present except Edward Collins.
- Public Comments**
- There were no public comments.
- Minutes Approval**
- Bonnie Kenk made a motion to approve the October 2020 meeting minutes. The motion was seconded by Robert Spriggs. The vote was unanimous; the motion carried.
- Presentation/Training**
- There was no presentation or training.
- Executive Officer's Report**
- Overview of Activities of CLERB Executive Officer and Staff
 - Executive Officer Paul Parker thanked the Board for the opportunity to come back as the Executive Officer. He also thanked staff for their collaboration and keeping things moving in the absence of an Executive Officer.
 - Executive Officer Paul Parker assumed the position on Friday, November 6, 2020. A staff meeting was held that afternoon and will be held each week.
 - Executive Officer Paul Parker attended the County's all-day new employee orientation on November 9, 2020.
 - Executive Officer Paul Parker presented at the Finance and General Government Group Quarterly meeting on behalf of CLERB on November 10, 2020. This was the first quarterly meeting that CLERB has participated in since the transition to the Finance and General Government Group.
 - Executive Officer Paul Parker will attend the Chief Administrator Officer's Leadership Team meeting in person on November 12, 2020.
 - Special Investigator Lenore Aldridge presented to the 54th Detentions Academy in October 2020.
 - Staff opened ten new cases during the month of October 2020, while seventeen were closed. There are currently seventy-five open investigations. There are three cases in which a signed complaint has not been received, leaving staff with seventy-two open and active investigations. There are currently seventeen death investigations. Documentation has been received for eleven of these cases.
 - New allegations against the Sheriff's Department include death, discrimination/racial, excessive force, false arrest, illegal search and seizure, misconduct/discourtesy, and misconduct/procedure.
 - New allegations against the Probation Department include misconduct/procedure.
 - Executive Officer Paul Parker plans to reinstate the second half of attachment C which lists the cases by Due Date. He also noted that there are five cases in which the due date has past and that the list does not include the Governor's 60-day POBR Extension.
 - A response was received from the Probation Department regarding CLERB Case 19-018: the recommendation has not been implemented due to the COVID-19 Pandemic restrictions. The Sheriff's Department accepted the recommendations regarding CLERB Case 19-116.
 - Executive Officer Paul Parker will be meeting with CLERB Stakeholders over the next two weeks. The list includes County Counsel, Outside Counsel and the CLERB Liaisons. Executive Officer Paul Parker also stated that he would work with Administrative Secretary Tamicha Husband to scheduled individual meetings with all Board Members.
- Board Chair's Report**
- Board Chair Susan Youngflesh welcomed Executive Officer Paul Parker and stated that previous Board Members were excited that he had returned. She also stated that she was sure that new Board Members looked forward to working with him now and in the future.
 - Board Chair Susan Youngflesh thanked staff for their great teamwork.
 - Board Chair Susan Youngflesh thanked both the Sheriff Department and Probation Liaisons.
 - Board Chair Susan Youngflesh informed all Board Members of the need to take an ethics training. Executive Officer Paul Parker will follow-up and inform every one of the training dates/requirements.
- New Business**
- Election of Board Officers
 - Board Members discussed forming a committee to elect and appoint the Board Officers on October 13, 2020. Board Chair Susan Youngflesh was contacted by Board Members expressing interest in nominating people from the floor; the subcommittee was not formed.
 - Gary Wilson made a motion to nominate the current slate of Board Officers for 2021. The motion was seconded by Lourdes Silva.
 - Susan Youngflesh, Eileen Delaney, and Robert Spriggs accepted the nominations to remain in their current Board Officer positions.
 - The vote was unanimous; the motion carried.
 - The 2021 Board Officers are as follows:
 - Susan Youngflesh, Chair
 - Eileen Delaney, Vice Chair
 - Robert Spriggs, Secretary

Unfinished Business

- CLERB's Board Member Nomination and Selection Process Update
 - According to Supervisor Cox's office, they plan to wait until the new County Supervisor assumes the role prior to making a recommendation. Vice Chair Eileen Delaney stated that there are currently no applicants.
 - Vice Chair Eileen Delaney stated that she would work with Executive Officer Paul Parker regarding advertising the vacancy. Executive Officer Paul Parker stated that he met with the Finance and General Government Group Deputy Chief Administrative Officer, Ebony Shelton; she stated that County Communications will be involved in the process and they are already aware.
- Detention Facility Inspection Subcommittee Update
 - There is no update due to the COVID-19 Pandemic restrictions.
 - Vice Chair Eileen Delaney stated that once the restrictions were lifted, there would be discussion about inspection of the holding cells. Bonnie Kenk asked for clarity regarding the holding cells and was informed this meant the cells when individuals were initially brought into the detention facilities.

Board Comments

- Bonnie Kenk thanked Administrative Secretary Tamicha Husband for her phenomenal work during this transition.
- Vice Chair Eileen Delaney thanked CLERB staff for their hard work and welcomed Executive Officer Paul Parker.
- Lourdes Silva thanked the participants involved in the Executive Officer Selection Subcommittee. She also stated that she was excited to that Executive Officer Paul Parker had returned.
- Gary Wilson also thanked Administrative Secretary Tamicha Husband for being proactive, which has been extremely helpful with this virtual environment.
- Robert Spriggs confirmed that the Liaison Query questions he sent had been received; Board Chair Susan Youngflesh confirmed receipt of the questions and stated they would be addressed during the Liaison Query.

Sheriff/Probation Liaison Query

- Executive Officer Paul Parker stated that two questions were received relating to accountability for not turning on Body Worn Cameras. He stated that there is concern regarding drifting into specific cases. Executive Officer Paul Parker asked County Counsel if he could address these questions in closed session.
- County Counsel stated that the questions could not be discussed in closed session as they did not relate to an item on the agenda.
- Sergeant Aaron Meleen welcomed Executive Officer Paul Parker back to CLERB on behalf of the Sheriff's Department.
- Sergeant Aaron Meleen addressed the questions that were sent to him. 1. Why is there no accountability when not turning on the body camera? 2. Why aren't they reprimanded like the San Diego PD Officers when they do not turn them on? Answers: With regard to accountability, the Division of Inspectional Services conducts annual audits on the Body Worn Cameras. A pool of Body Worn Cameras is reviewed to ensure compliance with the policies and procedures. Sergeants are expected to conduct spot checks on the deputies they supervise to ensure that the body cameras are being utilized. Sergeants, Lieutenants, Captains, and the Division of Inspectional Services review Body Worn Camera footage for instances that are High Risk and/or involve Use of Force to ensure compliance with the Sheriff's Department's policies and procedures. The County of San Diego Office of the Auditor and Controller conducted an independent audit of the Sheriff's Department's Body Worn Camera program. CLERB is given policies each time the policies are updated, and the policies are available on the Sheriff's Department website. The Division of Inspectional Services would not be informed if an individual supervisor wrote up a deputy for not using their Body Worn Camera, if an internal affairs investigation was conducted, or any type of discipline. When sustained findings are received from CLERB, the information is provided to the involved deputy(ies) Chain of Command, up to and including the Sheriff.
- Lourdes Silva stated that not turning on Body Worn Cameras was a concern for her, as well as many other Board Members. Lourdes Silva also stated that she hoped the Sheriff's Department was looking at other agencies in San Diego as something needed to change.
- Sergeant Meleen stated that a deputy may be disciplined for a policy violation, however, the Division of Inspectional Services would not be aware of such discipline.
- Sergeant Meleen stated that Body Worn Cameras have been in use between two to three years now. He also stated that when a complaint is received in regard to Body Worn Cameras, records are reviewed to ensure that the deputy has attended the training. Sergeant Meleen stated that Body Worn Cameras are not used in the detention facilities. The detention facilities use CCTVs, which is video and no audio.
- Bonnie Kenk stated that the difference between CLERB and CRB is that internal affairs sustains the Body Worn Camera violation prior to the CRB investigation.
- Sergeant Aaron Meleen stated that CLERB is not provided with internal affairs investigations.
- Bonnie Kenk stated that CRB is provided with the internal affairs investigation and the Body Worn Camera footage if it exists. If it does not exist, it is a sustained finding. Bonnie Kenk also stated that CRB is provided with the discipline report.
- Gary Wilson stated that he agrees with Lourdes Silva's comments. He also stated that most agencies in southern California list the consequences for not turning on Body Worn Cameras in their policies and would hope that the Sheriff's Department would be open to that.

- Sergeant Aaron Meleen stated that discipline is not listed because the decision is left up to the individual managers. The individual instances need to be evaluated by the lieutenants and captains.
- Tim Ware asked if the Body Worn Camera training was a separate session of if it was included in the general training. He also asked if Board Members could attend this training.
- Sergeant Aaron Meleen stated it was a separate 8-hour training during the initial rollout of Body Worn Cameras. He stated that he believes this training to be part of the Academy, but he would check and provide the answer to CLERB.
- Vice Chair Eileen Delaney asked if there was a system to track those deputies that do not turn on their Body Worn Cameras.
- Sergeant Aaron Meleen stated that there was no specific system to track this information. This is tracked through annual audits and the spot checks conducted by the individual supervisors.
- Lourdes Silva asked Executive Officer Paul Parker to stay on top of this issue.
- Executive Officer Paul Parker restated that Lourdes Silva asked him to work closely with Sergeant Aaron Meleen regarding policy changes as they relate to Body Worn Cameras.
- Lourdes Silva asked if Sergeant Aaron Meleen could provide monthly updates regarding this particular policy.
- Sergeant Aaron Meleen stated that he would be happy to inform CLERB once the policy worked its way through the Chain of Command as there are various levels.
- Lourdes Silva stated that she plans to request an update at each Board meeting.
- Gary Wilson asked Sergeant Aaron Meleen to inform the Command staff that the Body Worn Camera made it possible to not be in a he/she said situation.
- Sergeant Aaron Meleen agreed with Gary Wilson. Sergeant Aaron Meleen stated that in the last year he is aware that only a handful of cases were sent to CLERB where the Body Worn Camera was not utilized. He also stated that he does not believe that there is a systemic issue departmentwide.
- Dave Alberga asked Executive Officer Paul Parker if he could provide some tracking on how many times CLERB has reviewed cases that revolved around the lack of the use of the Body Worn Camera. He also stated that it happens more than one would think it would happen.
- Executive Officer Paul Parker stated that he would work with Administrative Secretary Tamicha Husband to develop a tracking system specifically for this topic.
- Sergeant Aaron Meleen stated that Body Worn Cameras have been in use for about two years and that CLERB is provided with a list of who has been trained on it when the documentation is provided to CLERB.
- Bonnie Kenk asked for clarity as to why a deputy would not have had the Body Worn Camera training.
- Sergeant Meleen stated that CLERB is investigating cases that are potentially a year or more old depending on tolling exemptions. He also stated that the initial rollout did not include every deputy at one time as it was rolled out in phases. Sergeant Aaron Meleen stated that this rollout process took about a year. He also stated that there is a tracking system which identifies when a deputy was trained on Body Worn Cameras.
- Bonnie Kenk asked if Board Members are provided with the information regarding whether a deputy was trained on Body Worn Cameras.
- Sergeant Aaron Meleen stated that he provides that information if the investigative staff request it.
- Lieutenant Scott Amos stated that during the initial rollout, deputies were not issued a camera until they attended the training program. Lieutenant Scott Amos also stated that this program is now a field training program.
- Tim Ware stated that while the lack of using Body Worn Cameras may not be a systemic issue within the San Diego County Sheriff's Department, the perception is that it is a systemic issue across the country.
- Sergeant Aaron Meleen agreed with Tim Ware and stated that he believed that the San Diego County Sheriff's Department holds their deputies to a higher standard and are held accountable for their actions. Sergeant Aaron Meleen stated that during the last couple of years working with CLERB there have been two sustained findings with regard to Body Worn Cameras. He stated that speaks volumes for what the deputies are doing and said that there is always room for improvement.
- Tim Ware stated that the public is only aware of what they see on tv and that the positives need to be publicized.
- Sergeant Aaron Meleen stated that the Sheriff's Department supports CLERB. He also stated that the transparency and independent investigations are appreciated.
- Lourdes Silva stated that she thought every field and patrol deputy had been trained on Body Worn Cameras.
- Sergeant Aaron Meleen stated that the potential for the lapse in training would be right out of the academy. He stated that he was unaware of the timeframe between the graduation date and the camera issue date, but that he would look into it and report back. Sergeant Aaron Meleen stated that the majority of Patrol is Body Worn Camera trained.
- Lourdes Silva asked if the Body Worn Camera training was included in the Academy.
- Sergeant Aaron Meleen stated that he would check and report back. He also reminded the Board Members that deputies that are trained now may not have been trained at the time of the complaint.
- Lourdes Silva asked Executive Officer Paul Parker to send the Board Members the current Body Worn Camera policy.
- Sergeant Aaron Meleen provided additional clarification to the questions asked during the Board Meeting held on October 13, 2020. The questions related to medical staff and their not being able to

provide basic lifesaving measures and first aid to inmates. He stated that the policy was not written for an inmate incident. Sergeant Aaron Meleen stated that the policy was intended for a professional staff, deputy, or someone in the parking lot, etc. experiencing a medical issue; someone that is not in custody. He stated that Lieutenant Amos is working with the detentions staff and they are in the process of rewording that sentence. Sergeant Aaron Meleen read the both the old and new verbiage from the policy. OLD: health staff may only provide first aid or BLS to persons other than inmates. NEW: our health staff may provide to persons other than inmates only first aid care and BLS. He clarified that the policy is in reference to a non-inmate incident.

- Eileen Delaney stated that she was the person needing that clarification and thanked Sergeant Aaron Meleen for getting back to CLERB.
- Tim Ware asked the acceptable behavior for an inmate in a module on dayroom time.
- Sergeant Aaron Meleen stated he would look into the rules and regulations and report back to CLERB.

The Board entered closed session at 6:36 p.m.

Closed Session

- a) 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).

CASE NO.	LAST NAME	CASE NO.	LAST NAME
19-093	Hossfeld	19-133	Turner
19-098	Johnson	19-145	Kinser
19-109	Gonzalez	20-006	Thornton

The meeting was adjourned at 6:56 p.m.

Minutes prepared by Tamicha Husband, Administrative Secretary



PAUL R. PARKER III
Executive Officer



ROBERT SPRIGGS, JR.
Secretary to the Board