

# **RICHMOND POLICE COMMISSION**

**Wednesday, November 7, 2007 – 7:00 p.m.**

**Community Services Building**

**330 - 25<sup>th</sup> Street**

**Conference Room 1**

## **MINUTES**

### **I CALL TO ORDER (Roll Call) (Chair Naomi Williams)**

The meeting was called to order at 7:00 p.m. by Chair Naomi Williams

#### **ROLL CALL**

**Present:** Nemy Bautista  
Robert Ham  
Dolores Hembree  
Cochise Potts  
Glenn Stephenson  
Chris Tallerico  
Cora J. Ward  
Naomi Williams

**Absent:** None

**Vacancies:** One

**Administrative Staff Present:** Don Casimere, Confidential Investigative & Appeals Officer  
Malia Glover, Administrative Secretary

### **II PLEDGE OF ALLEGIANCE**

### **III APPROVAL OF MINUTES – October 3, 2007**

Upon motion by **Commissioner Bautista** and second by **Commissioner Ham** the minutes for the regular meeting of October 3, 2007, were approved as written.

### **IV REPORT BY CHIEF OF POLICE (Chris Magnus or his representative)**

#### **A. New Taser Policy**

**Deputy Chief Medina** handed out copies of the new policy. He said that tasers will be assigned to each patrol officer soon. The need for a greater and more stringent policy was necessary so that there is no abuse of the use of the tasers. The majority of the defensive tactics and training staff are being sent to updated

classes throughout the state. They will then instruct every member of the patrol force in the proper use of the taser. They think it will be a helpful tool for the department and the community as a whole.

**Chair Williams** said she wanted to thank the Chief for incorporating the Commission's recommendations into the policy.

B. OC Spray Policy

**D/C Medina** brought copies of the policy for review. He reported that they've had no current complaints regarding their use of the spray. He said it is still an important part of the less than lethal tools that the officers use.

**Commissioner Ham** asked if OC is used for preventing injury or can it be used on someone who is not really a danger, but is resisting arrest. **D/C Medina** said it has been used in both circumstances. It is usually used for the person who wants to fight the officer physically. He said he would have to review the policy to see if it's proper to use it on individuals who are resisting arrest.

**Commissioner Bautista** asked how long the spray is kept before it expires. **D/C Medina** said it has a normal shelf life of 5 years.

**Commissioner Hembree** asked if the spray was effective on dogs. **D/C Medina** said it is effective at times; it depends on the canine.

**Commissioner Tallerico** said that the answer to **Commissioner Ham's** question was under Usage Criteria (b) 2 in Section 306.41.

**Commissioner Ward** asked if the OC spray could be purchased over the counter. **D/C Medina** said if it can be purchased, it will be at a lesser strength and he is not sure where it can be purchased.

C. Update on Camera Committee

**D/C Medina** reported that they are very close to securing the contract with ADT. After the contract closes, installation will begin. They are currently reviewing existing policies and procedures of other police departments. As they move closer to implementation of the system, they will be working with the camera committee to review policy.

**Commissioner Potts** asked if the contract had to be approved again by the Council once it is finalized. **D/C Medina** said the City Manager has the authority to sign off on the contract once it is suitable for both parties.

**Commissioner Bautista** asked if there were Federal Government funds to supplement the installation of the cameras. **D/C Medina** said that the Port is due to receive a 2.4 million dollar grant for their portion of the project.

D. Discussion of Other Current Topics

**Commissioner Bautista** asked the status of the jail. **D/C Medina** said it should be completed this month, on schedule.

V **PRESENTATION BY DEVONE BOGGAN, NEW NEIGHBORHOOD SAFETY DIRECTOR**

**Mr. Boggan** distributed a handout that included the Office of Neighborhood Safety's mission and priorities. Mr. Boggan gave a detailed overview of their plan. He said that some of their priorities include a street outreach strategy, expanding the City's re-entry program for people coming back from incarceration, and increasing recreation opportunities for youth and families. They also plan to work with police and county probation in creating a functional diversion apparatus for juveniles, rather than sending them into the juvenile justice system when they don't necessarily need to go there.

**Commissioner Bautista** asked the number of staff they have. **Mr. Boggan** said they have been budgeted for three staff members including himself, an administrative policy coordinator and an assistant. They've also been budgeted to house four outreach workers.

**Commissioner Bautista** asked if they will have a website. **Mr. Boggan** said they are working with the IT department to establish a website that will include a virtual suggestion box.

**Commissioner Stephenson** asked how the meeting with the City of Richmond and San Pablo went. **Mr. Boggan** said the meeting went well. They discussed the street outreach mechanism.

**Commissioner Potts** said he saw Mr. Boggan's presentation last night and that he has his full support.

**Commissioner Ham** said that Mr. Boggan has his support and asked the status of his staffing for the outreach workers and other staff he planned to hire. Mr. Boggan said he has someone who is currently in an administrative policy coordination role as a temporary employee. They are still working with HR and budget issues.

**Commissioner Ward** welcomed Mr. Boggan. She said she will be working with an assemblyman and the assistant DA on a bill regarding the functional diversion program for juveniles.

**Commissioner Hembree** welcomed Mr. Boggan. She suggested that they extend a welcome to Pinole, Hercules and San Pablo if they want to participate on the advisory committee.

**Commissioner Tallerico** welcomed Mr. Boggan. He asked if they had any outreach workers out on the street yet. **Mr. Boggan** said not yet. He is negotiating the legal and HR issues and logistical and procedural issues with police. He handed out drafts of job descriptions for Peace Keeper and Neighborhood Change Agent.

**Chair Williams** thanked Mr. Boggan for his presentation and invited him to come back with an update on their progress.

#### **VI REPORT BY POLICE OFFICER ASSOCIATION REPRESENTATIVE**

**Det. Kevin Martin** reminded the Commissioners about the RPOA Christmas dinner to be held on 12/1/07. He thanked **Commissioners Tallerico and Stephenson** for their donations and help with the Public Safety Barbecue. He will be sending out letters of appreciation. They are still in the process of raising funds for the memorial piece.

#### **VII REPORT BY GUARDIANS OF JUSTICE ASSOCIATION REPRESENTATIVE**

**Sgt. Jim Jenkins** reported that their general membership has increased to 64. On 11/17/07, they will be having a tree planting ceremony at Marina Bay Green Park on Regatta Boulevard in remembrance of Off. Kahlia Harper, Deputy Fire Marshal Ron Wiley and Chauncey Bailey. They will be having their Christmas Dinner on 12/01/07, at 6:00 p.m. at the Doubletree Hotel in the Berkeley Marina. The keynote speaker will be Judge Henry Ramsey from Alameda County. Capt. Cleveland Brown will be the master of ceremonies and Lenny Williams will be the musical guest, as well as DJ Rob. The cost is \$50.00 per person. Sgt. Jenkins said they are still actively recruiting and seeking fairness in the workplace.

#### **VIII REPORT BY LATINO POLICE OFFICER ASSOCIATION REPRESENTATIVE**

No report.

#### **IX PUBLIC FORUM**

No speakers.

#### **X DISCUSSION AND ACTION REGARDING ELECTION OF CHAIR AND VICE CHAIR**

**Chair Williams** nominated **Commissioner Ward** as Chair. **Commissioner Stephenson** nominated **Commissioner Tallerico** as Chair. **Commissioner Bautista** made a motion to close the nominations for Chair. It was seconded by **Commissioner Stephenson**. **Commissioner Ward** was elected Chair with a 5 to 3 vote.

**Commissioner Potts** nominated **Commissioner Ham** as Vice Chair. **Commissioner Stephenson** nominated **Commissioner Tallerico** as Vice Chair. **Commissioner Tallerico** was elected Vice Chair with a 5 to 3 vote.

Chair Williams announced that there will be no Police Commission meeting in December.

## **XI REPORT BY CONFIDENTIAL IAO**

**CIAO Don Casimere** reported that he attended the following: 10/6 – Charles Reid Foundation Fund Raiser, 10/10 – Senior Staff Meeting, 10/12 – Devone Boggan’s Reception, 10/17 – City Budget Preparation Meeting, 10/18 – Grand Opening of Richmond Transit Station, 10/24 – Tour of Hall of Justice, 10/25 – LEAP Presentation Regarding the Police Commission, 11/7 – Senior Staff Meeting

## **XII REPORTS OF SUBCOMMITTEES**

### **A. West County Alcohol Policy Working Group (Chair Naomi Williams)**

**Chair Williams** said they were able to prevent a liquor store from moving from one location to another, where it would cause more problems, by going to the Planning Commission.

### **B. Church & Neighborhood Council Outreach Committee (Commissioner Cora Ward)**

**Commissioner Ward** said the Park Ridge Homeowners’ Association would like the Police Commission to give a presentation. The Commission is also on the agenda for the Hilltop Homeowners’ Association.

### **C. Reports on Community Events/Training Attended**

#### **Commissioner Ward**

- Attended El Sobrante Post Office Safety Party
- Attended Hip Hop Affair at Contra Costa College

#### **Commissioner Stephenson**

- Attended Police Officer Swearing In Ceremony
- Ride-along with Sheriff Deputy Imhoff in Hercules, Crockett
- Attended Reception for Devone Boggan
- BART Ride-Along with Sgt. Kwon
- Toured RPD’s New Building

#### **Commissioner Bautista**

- Attended Super Saturday Family Fest in Kennedy Park on 10/13/07

**Commissioner Tallerico**

- Ride Along with Sgt. Sappal
- Participated in Oral Board
- Attended Swearing In Ceremony for New Officers
- Toured RPD's New Building
- Attended Police Explorers' Yearly Competition in Paso Robles

**Commissioner Potts**

- Attended Reception for Devone Boggan
- Attended North Richmond Shoreline Festival at Pt. Pinole last Saturday
- Attended the City Council Meeting where Gun Free Safety Zone Sign Ordinance was approved

**Commissioner Hembree**

- Toured RPD's New Building

**Chair Williams**

- Visited other cities to get support for Greater Richmond Interfaith Program (GRIP)
- Attended Dinner for Mr. Reid at Ford Building
- Attended Planning Commission Meeting
- Attending Computer Class for Seniors
- Attended Pullman Neighborhood Council Block Party
- Attended GRIP Meeting
- Attended RNCC Meeting
- Attended African American General Plan Workshop
- Attended Black Women Organized for Political Action (BWOPA) Meeting
- Attended General Plan Meeting with Mr. Goins
- Toured RPD's New Building

**XIII EXECUTIVE SESSION: Public Employee Performance and Discipline/Release (Police Officers)**

**A.** Discussion and Action Regarding RPC Complaint #02-2007

Upon motion and second, the report for RPC Complaint #02-2007 was accepted. The findings of **Exonerated** for one allegation of Unnecessary Force and **Unfounded** for one allegation of Racially Abusive Treatment were also accepted.

The Complainant, Officers, and Chief of Police will be notified in writing of the findings regarding this complaint.

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**B.** Discussion Regarding Complaints Received in the Past Month and Past Complaints

No new complaints.

**XIV ADJOURNMENT**

Upon motion by **Commissioner Stephenson** and second by **Commissioner Bautista**, the meeting was adjourned at 8:46 p.m.

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**Don Casimere**  
**Confidential Investigative & Appeals Officer**