

# **RICHMOND POLICE COMMISSION**

**Wednesday, June 2, 2010 – 7:00 p.m.  
Employment & Training Building  
330 – 25<sup>th</sup> Street  
Conference Room 1**

## **MINUTES**

### **I CALL TO ORDER, ROLL CALL, PLEDGE**

The meeting was called to order at 7:00 p.m. by Vice-Chair Dolores Hembree

#### **ROLL CALL**

**Present:** Nemy Bautista  
Scott Gillespie  
Dolores Hembree  
Felix Hunziker  
Bea Roberson  
Cora J. Ward  
Naomi Williams

**Absent:** Roberto Reyes  
Glenn Stephenson

**Vacancies:** None

#### **Administrative**

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

**Council Liaison:** Jeff Ritterman, Council Liaison – Present

#### **City Attorney's**

**Office Representative:** Carlos Privat, Assistant City Attorney – Present

### **II APPROVAL OF MINUTES – May 5, 2010**

Upon motion by **Commissioner Bautista** and second by **Commissioner Roberson**, the minutes for the regular meeting of May 5, 2010, were approved as written.

### **III COMMENTS BY COUNCIL LIAISON JEFF RITTERMAN**

**Councilmember Ritterman** explained the settlement agreement between the City and Chevron. He said he is grateful that they were able to make the settlement and that it is good for the City but it points to the fact that the City needs to do some economic development. He said he went to Washington DC to lobby for money for the Cybertran

project in the City of Richmond. **Councilmember Ritterman** also talked about the possible sewer rate hike. The City Council will be having a retreat in July and they will be discussing the economic vision for the City.

**Commissioner Williams** asked if the moratorium on the Smart Meters passed. **Mr. Ritterman** said it did pass.

**Commissioner Bautista** asked for an update on the Via Verde sink hole. **Councilmember Ritterman** said the investigation is ongoing as to the cause and who is responsible. They've also requested some emergency funding from the state but it has not yet been approved.

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

**Chief Magnus** handed out an update on RPD activities and an article referring to Law Enforcement's Role in U Visa Certification. The Chief said they are doing a lot of work with state parole. They have a strong gang unit within their Special Investigations Division which is overseen by Sgt. Monahan. They are utilizing a pilot program related to electronic monitoring of parolees who are considered to be extremely high risk and violent individuals. The program has been very successful and they hope to expand it. They are moving forward with gang injunction efforts and they will also be starting the juvenile diversion program this month. They will begin Emergency Vehicle Operations Training tomorrow for everyone in patrol. It will involve actually being behind the wheel of a car, not a simulator. Sgt. Opdyke, Sgt. Monahan, Off. Carmichael and Off. Stonebraker were involved in organizing the training. The Chief said they've recently completed a series of meetings on how they can be better participants with a program called U Visa. He said there are a number of individuals in this community who are not citizens. He said many of them are victims of crime and it is to RPD's advantage to help individuals who are victims of these crimes to be able to participate in the prosecution process. Although RPD doesn't make a decision in who gets a visa, they are one of the first steps in the process. They have to certify their helpfulness and then there is a very involved process at the federal level to determine who actually gets a visa. **Chief Magnus** said they will be starting the promotional testing process this summer. He reported that there haven't been any homicides in Richmond in 2 months and 2 weeks. This is partially due to the fact that the department has been focusing on guns, policing hot spots and working with the DA on gun prosecution.

#### **V REVIEW AND ACTION ON RPD POLICIES (328 – Discrimination/Harassment, 346 – News Media Relations, 400 – Patrol Function, 700 – Department Owned and Personal Property, 702 – Personal Communication Devices, 706 – Vehicle Use Policy, 1032 – Fitness for Duty)**

**Commissioner Gillespie** said the first paragraph in 328.1 doesn't appear to be a complete sentence and there is an improper reference in 328.4, last paragraph. It refers to policy 328.51 and it should say 325.5.1. He said that 328.2 seems to be a straightforward, clear policy. He said that in reviewing the policies he sees that sometimes there is a policy statement and sometimes there is not. He thinks that each

policy should have a policy statement. **Chief Magnus** said his point is well taken. Each policy is reviewed by a service called Lexipol and they also have the policies reviewed by Meyers Nave. He said that he hopes that over time they can make this policy manual great; such that the policies would have much more consistency in the way they are laid out. Unfortunately, they do not have the staff with the skills or the time to do that. He said they will keep working on it. **Commissioner Gillespie** said that there should be a policy outlining how policies are to be developed.

**Commissioner Hunziker** asked why patrol officers are required to maintain a daily log of their activities when this information could be tracked electronically. **Chief Magnus** said the officers said that a lot of their daily activities, such as community policing activities and other details, are not properly captured through dispatch and the CAD system. He said a daily log is also a good tool to include details about whether the officers were involved in a car stop or field interaction, or whatever may not be transmitted over the radio or entered in a dispatcher's log. He said he is open to other options.

**Commissioner Hunziker** asked if policy 700 covers damage to an individual's property when search warrants are served. **Chief Magnus** said there are circumstances where property is damaged in the course of a search warrant or during the course of an officer's duties. There is a process that involves documentation of the damage. If a person wants to make a complaint they can do that through Risk Management.

**Commissioner Gillespie** said in 700.3, it should be specified as to which form should be filled out. **Chief Magnus** agreed that it could be more specific.

**Vice Chair Hembree** requested that a motion be made to approve the policies and that the chief consider the comments and recommendations of the commissioners.

**Commissioner Bautista** made the motion, seconded by **Commissioner Gillespie**. All were in favor.

## **VI REPORTS BY:**

- **RICHMOND POLICE OFFICERS' ASSOCIATION**

No representative present.

- **LATINO POLICE OFFICERS' ASSOCIATION**

No representative present.

- **GUARDIANS OF JUSTICE**

No representative present.

**VII DISCUSSION AND ACTION REGARDING THE PLACEMENT OF PUBLIC FORUM ON AGENDA (Commissioner Stephenson)**

This item will be discussed at the next Police Commission meeting on 7/7/10.

**VIII PUBLIC FORUM**

No public speakers

**IX REPORTS BY:**

**Commissioner Roberson**

- Attended Officer/Firefighter of the Year Awards Dinner
- Attended Rosie the Riveter Dinner
- Attended RNCC Meeting
- Attended RNCC Board Meeting
- Attended Neighborhood Council Meeting
- Attended Crime Prevention Meeting
- Attended One Block at a Time
- Attended an Annual Block Party
- Went on a Ride-Along

**Commissioner Bautista**

- 5/02/10 – Attended Cinco de Mayo Festival
- 5/07/10 – Attended Public Safety Awards Dinner
- 5/18/10 – Attended 28<sup>th</sup> Annual Senior Health & Information Day
- 5/25/10 – Went on a 4-hour Ride-Along with Off. Hood
- 5/27/10 – Attended May Valley NC Meeting

**Commissioner Williams**

- Attended Officer/Firefighter of the Year Awards Dinner

**Commissioner Hembree**

- Attended Officer/Firefighter of the Year Awards Dinner

**CIAO Casimere**

- Daily Contact Log distributed

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

**A. Discussion and Action Regarding RPC Complaint #04-2010**

Upon motion and second, the report for RPC Complaint #04-2010 and findings of **Unsubstantiated** were accepted.

Page five

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

**XI ADJOURNMENT**

Upon motion by **Commissioner Bautista** and second by **Commissioner Gillespie**, the meeting was adjourned at 8:23 p.m.

---

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