



**REGULAR MEETING
MINUTES**

for

Wednesday, January 28, 2009

4:00 P.M. – 5th Floor Large Conference Room

5:30 P.M. – Art Pick Council Chambers

3900 Main Street, Riverside, CA

CASE REVIEW – 4:00 P.M.

Case Review Roll Call

Rotker	VACANT	Hubbard	Brandriff	Ward	Pearcy	Corral	Santore	Beeman
✓	X	A	✓	✓	✓	✓	✓	A

✓ = Present A = Absent L = Late LE = Left Early

STAFF: Kevin Rogan, CPRC Manager; Phoebe Sherron, Sr. Office Specialist

Public Comment

There was no public comment.

Closed Session – Case Reviews

Pursuant to Government Code Section 54957, the Commission adjourned to Closed Session at 4:03 p.m. to discuss issues pertaining to PUBLIC EMPLOYEE PERSONNEL MATTERS.

	CPRC CASE NO.	RPD CASE NO.
1)	07-058	PC-07-09066
2)	08-009	PC-08-04021
3)	08-028	PC-08-07048

The Commission recessed at 5:30 P.M. to reconvene in the Council Chambers.

REGULAR MEETING – 5:30 P.M.

Audio for the following proceedings is available on the CPRC website:

www.riversideca.gov/cprc

Copies can also be obtained by calling the CPRC office at (951) 826-5509.

Chairman Percy led in the Pledge of Allegiance. Following the Pledge, he asked Ms. Sherron to confirm commissioner attendance.

Regular Meeting Roll Call

Rotker	VACANT	Hubbard	Brandriff	Ward	Percy	Corral	Santore	Beeman
✓	X	A	✓	✓	✓	✓	✓	A

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STAFF: Kevin Rogan, CPRC Manager; Phoebe Sherron, Sr. Office Specialist

Public Comments

Mary Shelton spoke regarding Taser training. She expressed concern about officers using a term that could refer to the darts or the part of the Taser used for a contact tase. She said she found officer statements in the Hill case confusing regarding Taser use.

Salvador Santana spoke regarding the Commission's responsibility to make fair findings and policy recommendations to RPD and officers' excessive use of force.

Michael Morales spoke regarding the officer-involved deaths (OIDs) that have occurred in Riverside since 2001.

RPD Briefing

Preliminary briefing on the officer-involved death of Russell Franklin Hyatt on January 17, 2009.

Capt. Mark Boyer briefed the Commission on the incident, noting that the officer's name(s) would not be released. Capt. Boyer said that two (2) rounds were fired: one (1) struck Mr. Hyatt, the other struck a garage. He also advised that no shotguns were fired during the incident.

Mary Shelton spoke regarding RPD's recent tendency not to release officers' names. She also spoke regarding the change of OID protocol.

Commissioner Rotker:

- How many officers shot?
 - Capt. Boyer: one (1) officer fired two (2) shots

Vice-Chair Corral:

- Family members called twice?
 - Yes.
- Family members were threatened?
 - Yes.

Approval of Minutes

Minutes for Approval	Motion	Second	Approve	Oppose	Abstain
A) November 19 Regular Meeting	Corral	Brandriff	6	0	0
B) December 10 Regular Meeting	Brandriff	Ward	6	0	0
C) January 14 Case Review / Special / Policies & Procedures Review Committee Meetings	Brandriff	Ward	6	0	0

Hill Officer-Involved Death (OID) Evaluation Process

Discussion and further action, if any, of the Commission's public report regarding the officer-involved death of Joseph Hill on October 19, 2006:

A) Identification of Additional Facts for Future Commission Discussion, if any

Review and discussion of the updated Fact Sheet occurred. Items of note:

- Item 23 replaces 30 as they appeared to be similar
- Item 47 – term changed to “swivel”
- Note that a license plate check was run for probation / parole check and it came back clean. Staff will determine location for placement of item.
- Item 23 - modify to note that Ofcr Ili's recorder didn't activate until after the incident occurred
 - Asked staff to check on recorders being turned off
 - Add note regarding Ili's recorder: statement made by the officer that recorder was turned on, but the fact was that it wasn't turned on until later.
- Item 20 – second contact was recorded, but cut off at time of struggle
 - Put later in timeline; reference that, for reasons unknown, the recorder turned off

B) Initiate discussion of Stage III, Policy & Procedure Certification Process

Chairman Percy advised that staff was working on scheduling training for Tasers, DNA, and latent prints.

Scope of Policies and Procedures Review Committee

Clarification and discussion of the scope of the Committee's duties

Mary Shelton spoke regarding the Policies & Procedures Review Committee and its duties.

Chairman Percy said that the intent was that the Committee's duties would cover CPRC and RPD policies and procedures and CPRC by-laws. He advised that the Committee's name was being changed to “Policies, Procedures, & By-Laws” to cover all the duties of the Committee. He noted that the Committee would meet on 2nd Wednesdays so that items approved for amendment could be agendized for the Regular Meeting.

Commissioner Brandriff, Committee Chair, asked commissioners to contact him if they had anything to add to the upcoming agenda.

Staff Report

A) Paperless Technology Transition

Mr. Rogan reported that Lt. Steve Johnson, IA, had advised that RPD was still in the process of making transitions.

B) CPRC Officer Interest Sheet

Discussion occurred regarding the upcoming officer elections and the effect the Commission's one vacancy would have on those elections.

C) Response to Mr. Rogers' public comment regarding his cases

Mr. Rogan advised that the results of Mr. Rogers' first complaint were mailed to him, but returned. The second complaint is still pending. A letter was sent to Mr. Rogers regarding receipt of the complaint and a 90-day letter was also sent with neither letter having been returned by USPS.

Commissioner Comments

Pursuant to Government Code Section 54954.2, commissioners may use this time to make brief announcements or a brief report on his or her own activities.

Commissioner Santore reported that he and Commissioner Brandriff attended a meeting regarding crime fighting in La Sierra.

Chairman Percy reported that he made a presentation to Friends of Mt Rubidoux. He noted that there were about 35 people in attendance and that many had heard of the CPRC, but didn't know what its function.

Commissioner Brandriff said he would be attending Mayor's Night Out after the CPRC meeting.

Items for Future Commission Consideration

No items were noted for future Commission consideration.

Adjournment

The Commission adjourned at 7:36 PM.

Respectfully submitted,



PHOEBE SHERRON
Sr. Office Specialist