

Minutes
Citizen Review Committee
October 3, 2012

Date Approved: November 7, 2012

Meeting Location: Lovejoy Room, 2nd Floor, Portland City Hall

Chair Troy called the meeting to order at 5:34 pm.

Introductions and Welcome

Citizen Review Committee (CRC) Members Present: Jamie Troy (Chair); Michael Bigham (Vice-chair), Jeff Bissonnette (Recorder), David Denecke, K.A. Lalsingh, Rodney Paris, Andre Pruitt, Steve Yarosh

CRC Members Absent: Dr. Rochelle Silver (excused)

City staff: Mary-Beth Baptista, Director, Independent Police Review (IPR); Constantin Severe, Assistant Director, IPR

Appeal Process Advisor (APA): Sherelle Owens

Attorney for Appellant: Benjamin Haile

Portland Police Bureau: Captain Dave Famous, Professional Standards Division; Lieutenant Larry Graham, Internal Affairs (IA)

Community and Media: Dan Handelman, Portland Copwatch and Flying Focus Video; Debbie Aiona (League of Women Voters); Maxine Bernstein (*The Oregonian*); Denis Theriault (*Portland Mercury*); Mark Sherman;

Minutes of 6/6/12 and 9/5/12 CRC Meetings

A motion was made by Mr. Bissonnette and seconded by Chair Troy to approve the minutes of the 6/6/12 CRC meeting. The motion passed unanimously.

Mr. Pruitt asked that the 9/5/12 minutes be amended as follows: change the phrase on page 5 under New Business from "*he has*" to "*CRC members have.*" A motion was made by Chair Troy and seconded by Mr. Bissonnette to approve the minutes of the 9/5/12 CRC meeting as amended. The motion passed unanimously.

Director's Report (Director Baptista)

(See attached.)

Chair's Report

Chair Troy attended the Crowd Control Workgroup meeting and had a lunch meeting with CRC member Paris.

Chair Troy had communication with IPR, APA Owens, and Mr. Haile relating to the request for additional investigation at last month's case review.

On 9/26/12 Chair Troy, Mr. Bigham, Mr. Yarosh, Director Baptista, Captain Famous, Deputy City Attorneys Woboril and Rees, and Clay Neal of the Mayor's Office met with Mayor Adams to discuss the impasse on case #2011-C-0060, in which CRC requested additional investigation. Mayor Adams indicated that he would get back with the group with a decision on whether or not he will intervene in this case. In the event that the Mayor's decision is in favor of CRC, Lieutenant Graham asked Chair Troy for additional written direction on what their intent is on this matter, and Chair Troy agreed to provide this.

Old Business

Status of Case #2011-C-0270 (CRC Appeal #2012-X-0004)

The appellant was available by speaker phone. The appellant's attorney, Mr. Haile, and APA Owens were present.

Lieutenant Graham reported that he had contacted the appellant's neighbor, a possible witness, who stated that neither he nor his wife saw anything useful to the investigation. Lieutenant Graham also stated that he had reviewed an item of medical information that had recently been provided to IA by the appellant and her attorney, but the information was not substantial. Lieutenant Graham stated that no additional investigation was called for at this time. Chair Troy concluded that the information in the existing case file is complete and was considered by the decision makers, and the case is ready for an appeal hearing.

Ms. Owens requested that before the appeal hearing CRC members again review the medical information that is currently in the case file to ensure that nothing was overlooked.

Mr. Bissonnette made a motion to schedule the appeal hearing for this case on 11/7/12. Mr. Paris seconded the motion. The motion passed unanimously.

Mr. Denecke and Mr. and Ms. Lalsingh volunteered to prepare the case summary for the upcoming appeal hearing.

Approval of the Mission Statement for the Use of Deadly Force Workgroup

Mr. Denecke presented the mission statement as follows: To examine Portland Police Bureau use of deadly force policies, directives, training and implementation in order to

recommend and support any needed change in Portland Police Bureau use of deadly force.

Chair Troy made a motion to approve the workgroup's mission statement and workplan. After public input from Mr. Handelman, the motion passed unanimously.

New Business

CRC response to the Department of Justice (DOJ) Report on the Portland Police Bureau

There was discussion on whether and how CRC should respond to the DOJ report. Mr. Bissonnette agreed to prepare a summary outlining the areas that CRC would like DOJ to focus on.

Workgroup Updates

Crowd Control Workgroup (Mr. Paris): The workgroup last met on 9/12/12 and listened to two attorneys who gave feedback on their personal experiences and things they have heard from their clients involving crowd control. The next meeting is scheduled for 10/11/12 at Chair Troy's law office.

Outreach Workgroup (Mr. Pruitt): The workgroup met today (10/3/12) and continued the process of working with Race Talks on a community event on 11/13/12 at Kennedy School. Plans are being made to firm up the dates and location of Equity Training for CRC. The next meeting is scheduled for 11/7/12 at 4:00 p.m. in the Audit Service's Library.

Recruitment, Retention, and Promotion Workgroup (Mr. Yarosh): The workgroup meets on the second Friday of each month. The workgroup last met on 9/21/12, and continued work on its correlation study to determine if there is any correlation between demographic factors of age, education level, experience, and gender of an officer and the statistical likelihood of engaging in misconduct. Ms. Lalsingh has been instrumental in setting up partnership studies with the PSU Criminal Justice Department. The next meeting is scheduled for 10/19/12 at 10:00 a.m. in the City Hall.

Recurring Audit Workgroup (Mr. Bissonnette): The workgroup has completed its review of IPR dismissals, and data is still being entered. As soon as all the data input is completed, the workgroup will begin preparing its report on dismissals. The next topic for review will be closed investigations.

Use of Deadly Force Workgroup (Mr. Denecke): The workgroup last met on 9/26/12 and received input from members of the public. The next meeting is scheduled for 10/31/12 with the PPB Training Division, at which time there will be a presentation on use of deadly force.

Mr. Bigham announced that the Taser/Less Lethal Workgroup will be presenting its report to City Council on 11/1/12.

Public Comments

Mr. Handelman and Ms. Aiona commented on the DOJ report as it pertains to CRC.

Wrap-up Comments

None.

Adjournment

Chair Troy adjourned the meeting at 7:24 p.m.