

MINUTES

Community Police Commission (CPC)

October 23, 2013, 9:00 am – 12:00 p.m.

El Centro de la Raza

2524 - 16th Avenue South, Room 307

CPC Attendees: Lisa Daugaard, Diane Narasaki, co-chairs; Claudia D'Allegri, Bill Hobson, Jay Hollingsworth, Kate Joncas, Joseph Kessler, Tina Podlodowski, Jennifer Shaw, Rev. Harriett Walden, Rev. Aaron Williams

CPC Absent: Marcel Purnell, Kevin Stuckey

CPC Staff: Betsy Graef, Tracy Whitlatch

PUBLIC COMMENT

Two members of the public offered testimony.

REVIEW AGENDA AND APPROVE MINUTES / ANNOUNCEMENTS

No changes were made to the draft agenda and there were no announcements.

Moved, seconded, and passed (8-0-0): "To approve with no changes the draft 9/11/13 CPC meeting minutes."

Moved, seconded, and passed (8-0-0): "To approve with no changes the draft 9/20/13 CPC meeting minutes."

Moved, seconded, and passed (8-0-0): "To approve with no changes the draft 10/02/13 CPC meeting minutes."

Moved, seconded, and passed (8-0-0): "To approve the draft 10/09/13 CPC meeting minutes with one revision correcting the date of the next CPC meeting (changing the reference from November 5, 2013 to November 6, 2013.)"

AGENDA ITEMS

Community Engagement Workgroup Update

Claudia D'Allegri noted for the group the number of questionnaires completed to-date and the list of events that have been held and are up-coming (as reported in materials in member packets).

Individual commissioners discussed a number of the outreach events they have participated in, with special note made by Jay Hollingsworth of substantial outreach to urban Indians at Steinbrueck Park and Chief Seattle Club. Diane Narasaki cited over

100 participants at ACRS; Rev. Aaron Williams noted that 100 questionnaires were filled out at a program at Mt. Zion Baptist Church and a second program is planned there; Bill Hobson indicated that many questionnaires will be completed by those served at DESC.

A question was raised in at least one session about how recommendations may be impacted by police guild negotiations; the group also generally discussed the need for rank and file officer support for reform. In response to the question raised, it was noted that if SPOG insisted that a policy approved by the Court was subject to bargaining, that issue would need to be tested in court. Joe Kessler noted that union leaders have a strong desire to move reforms forward rapidly, and that few reform measures would be subject to bargaining. Jennifer Shaw noted that CPC engagement of police as part of the community whose views are important would lessen the possibility of contentious legal action later.

Some feedback received: problems with the Spanish translation of the questionnaire; length of the survey (too long); will stamp SKCCH surveys with "DESC" as homeless identifier since don't have other way to identify this demographic; possible police concern about being too definitive about what officers may not do in stops since circumstances on the ground can change quickly. Some people are worried about participating, while others are excited. Bill Hobson acknowledged fear as a consideration for some, but noted that once facilitators provided explanations of the process, many people have been reassured and decided to participate.

The next Community Engagement workgroup meeting is scheduled for October 24 at City Hall and the group will work on plans for drafting the CPC report.

Policy Workgroup Updates

Bias-Free Policing Workgroup

The Bias-Free Policing workgroup met October 22. The next workgroup meeting is scheduled for November 5.

Draft language for "Investigation of Bias Based Policing Allegation" (Appendix A) needs to be finalized for inclusion in the final policy recommendation. The workgroup intends to contract with Katherine Beckett at the University of Washington to draft material for Appendix B which will detail data collection elements, sources and procedures associated with SPD reporting on disparate impact.

ACTION item below

Stops and Detentions Workgroup

The Stops and Detentions Workgroup is shifting its focus to training. Captain Mike Edwards of the SPD Training Unit will attend the next Stops and Detentions workgroup meeting on November 5. All CPC members are invited to attend this meeting. Jennifer Shaw noted that there may be value in having a CPC training committee rather than creating individual workgroups to focus on separate training policies.

Use of Force Workgroup

The Use of Force workgroup is expecting a revised (and condensed) draft of the Use of Force policy from Sue Rahr, executive director of the Washington State Criminal Justice Training Commission. Sue had previously spoken with the Monitor about ways to make policies consistent for all officers working in Seattle (Port, Sheriff, Metro Police, Sound Transit, off-duty State Patrol) that would presumably correspond to revised SPD policies. The Monitor was supportive of this approach and asked her to review and suggest revisions to SPD's draft Use of Force policy, especially since some of these regional police agencies do not have their own Use of Force policies in place. The workgroup plans to review Sue's version of the policy to determine if it has any further recommendations for revision. Several commissioners noted the need for a more concise, coherent policy that would be understandable and useful to officers and the public.

ICV Workgroup

Tina Podlodowski referred to a memo from Bob Scales (handout) that notifies the CPC of SPD's intention to complete work and responses to CPC ICV policy recommendations by November 30th (in keeping with its deadline for responding to the Monitor). The CPC had previously asked SPD to respond by October 30th. Tina noted that response by November 30 should be satisfactory.

Crisis Intervention Workgroup

Bill Hobson attended the CIC steering committee meeting on October 22 and informed the committee of CPC's plan for contributing to the crisis intervention policy development work. The CIC is involved with policy and curricula development, data collection, and systems development. The CIC's policy draft is due to the steering committee on November 1, so the CPC has only two weeks to weigh in prior to November 15 which is the date the CIC's final draft is currently due.

The CIC wants to ensure all SPD officers, not just CIT members receive crisis intervention training. Bill Hobson noted that training in crisis intervention is valued by those in SPD who volunteered to receive it, but it is not valued so much by others in SPD. It is critically important and needs to be promoted more generally within the Department.

There was substantial discussion about the merits of changing the CIC deadline to better accommodate CPC involvement.

Mike Diaz noted that DOJ wants CPC to be involved in the crisis intervention policy development and that the involvement of Bill Hobson and Claudia D'Allegri with CIC represents that engagement. The group discussed the need for community feedback on crisis intervention policy changes and the value CPC can bring in ensuring this occurs, even though many CIC members have deep connections with the affected communities. Joe Kessler voiced concern about a delay and thought the dates should not be pushed back.

Moved, seconded, and passed (11-0-0): "To propose no changes to the deadline dates for crisis intervention policy and data collection or for crisis intervention training." This action retracts the position taken by the CPC in its letter to the Parties, dated October 10, 2013.

The Crisis Intervention workgroup will hold its first meeting on or near November 1st.

OPA Workgroup

OPA workgroup's first meeting will be held on October 31 at ACLU offices. The group plans at that time to begin developing a workplan for next year. Pierce Murphy, OPA Director and Anne Levinson, OPA Civilian Auditor, will be asked to participate in the workgroup as technical advisors.

CPC Deadline Extension Request

The CPC responded to the Court's request that it write a letter identifying proposed changes in deadline dates for items in Appendix A of the MOA. Subsequently, the CPC was notified by the City that the judge would like the CPC to file a motion to intervene and a second motion that sets out its proposed changes in deadline dates. The group discussed the judge's motion request.

The group discussed the merits of the CPC becoming a Party to the Settlement more generally. Specifically, it was noted that the CPC is being asked to do engage in significant work but without enjoying the status of standing before the Court, and having no means for independent communication with the Court. There are important implications in becoming a Party, including needing independent and responsive legal counsel (which might be provided by the City's Law Department or by private counsel).

Greg Narver, from the Law Department, noted that the limited motion to intervene needs to be filed by October 24 in order to get a timely ruling on the intervention and subsequently on the deadline motion. The group agreed to ask the Law Department to file the limited motion to intervene and hold off on a more general motion to intervene. Kessler observed that the CPC needs to exercise due diligence and take more time to assess the pros and cons of the CPC filing a motion for general intervention.

There will be a discussion at a later date regarding whether a full intervention will be sought by the CPC to bring the Commission into the suit as a full participant.

ACTION item below

SUMMARY OF ACTION ITEMS

1. Staff will contact Katherine Beckett to arrange for her consultation on Bias-Free Policing Policy Appendix B and prepare a contract for this work.
2. Staff will follow-up with Law Department to confirm which attorney will prepare and file on October 24 CPC's limited motion to intervene.

POTENTIAL ITEMS FOR UPCOMING CPC AGENDA

1. The next two CPC meetings will focus on review and approval of the CPC report and recommendations due on November 15, 2013.
2. Staffing will be on the agenda at an upcoming meeting, but probably not on either November 6 or November 13.

NEXT MEETING

**Wednesday, November 6, 9:00am to 1:30pm
Seattle Municipal Tower
700 5th Avenue, 27th Floor, Room 2750, Seattle, WA**