

# MINUTES

## Community Police Commission (CPC)

December 6, 2017, 9:00 am – 1:00 pm

Keller Rohrback L.L.P. - 1201 Third Avenue, Suite 3200

**CPC Attendees:** Enrique Gonzalez (co-chair), Isaac Ruiz (co-chair), Rev. Harriett Walden (co-chair), Claudia D'Allegri, Lisa Daugaard, Colleen Echohawk, Melinda Giovengo, Jay Hollingsworth

**CPC Absent:** Emma Catague, Cpt. Joe Kessler, Rev. Aaron Williams, Ofr. Kevin Stuckey

**CPC Staff:** Anne Bettsworth, Minty LongEarth, Tracy Whitlatch, Karen Chung

**CPC Staff Absent:** Fé Lopez

### Review Agenda and Approve Minutes / Announcements

**Moved, seconded, and passed (6-0-1):** “To approve the minutes from 11-15-2017 as amended.”

### Policy Workgroup Update

#### Response to Judge Robart

Judge Robart directed that the Parties of the Consent Decree comment by December 8 on the press reports that the Force Review Board found the shooting of Charleena Lyles to be within policy. Commissioners reviewed a draft letter and voted to send it to Judge Robart.

**Moved, seconded, and passed (7-0-0):** “To approve sending a letter to Judge Robart, editorially amended as necessary.”

#### Serious and Deadly Force Investigation Taskforce (SADFIT) Membership Discussion

Per Resolution 31753, the CPC shall convene a stakeholder group to assess the feasibility of establishing mechanisms to use external investigations and review processes involving serious and deadly uses of force to provide recommendations to Council. The CPC discussed potential invitees and timeline for the future Serious and Deadly Force Investigation Taskforce and established next steps, which include drafting an invitation and sending it to participants.

#### Cynthia Whitlatch Letter

In August, it was reported that former police officer Cynthia Whitlatch, who was fired in 2015 for biased and overly-aggressive policing after the 2014 arrest of an elderly African-American man named William Wingate, reached a settlement agreement with the City. The CPC requested and reviewed files related to the case from OPA and the City Attorney's Office. The CPC reviewed a

draft letter to Mayor Jenny Durkan, Chief Kathleen O'Toole, and OPA Director Andrew Myerberg making recommendations stemming from the CPC's review of the files.

**Moved, seconded, and passed (8-0-0):** "To approve sending the letter regarding the Whitlatch settlement to Mayor Durkan, Chief O'Toole, and Director Myerberg as amended."

### **Chief of Police Search**

Mayor Jenny Durkan recently announced Chief Kathleen O'Toole's resignation (effective January 1, 2018) and a chief search process and committee. Commissioner Colleen Echohawk will serve as one of 4 co-chairs of the Chief of Police Search Committee as the Executive Director of Chief Seattle Club. The CPC anticipates participating in the selection process in additional ways.

*Action Item:* Edit and send letter to Judge Robart in response to his invitation to comment on the FRB finding of Charleena Lyles' shooting.

*Action Item:* Draft a communication directed toward the public and community regarding the FRB finding of the Charleena Lyles shooting.

*Action Item:* Ask Councilmember Gonzalez for language clarity regarding the SADFIT, particularly around who would provide recommendations to Council.

*Action Item:* Draft an invitation for the Serious and Deadly Force Investigations Taskforce.

*Action Item:* Commissioner D'Allegri to call Alive and Free to identify a youth representative for SADFIT. Staff will send informational materials to Commissioner D'Allegri.

*Action Item:* Offer a meeting to Chief O'Toole and City Attorney Holmes before sending the letter regarding the Whitlatch settlement.

*Action Item:* Send letter regarding Whitlatch settlement to Mayor Durkan, Chief O'Toole, and Director Myerberg.

*Action Item:* Draft a communication regarding the Whitlatch settlement to community.

## **Transition Team Update**

### **Mayor Durkan Welcome Letter Concept**

The CPC discussed developing a letter to Mayor Jenny Durkan welcoming her to her new post, highlighting the CPC's work, and identifying areas that will require her attention. Those areas may include, among other things, the Chief's selection process, the issue of secondary employment, and the status of the police accountability ordinance.

**Moved, seconded, and passed (8-0-0):** "To approve developing and sending a welcome letter to Mayor Durkan."

### **Secondary Employment**

Mayor Burgess issued an executive order in September establishing an interdepartmental team to coordinate efforts to determine greater oversight of SPD officers' off-duty work, commonly referred to as secondary employment. The interdepartmental team released its preliminary report on November 20. In response, the oversight entities tasked with reviewing the team's proposal (Office of City Auditor, Community Police Commission, Seattle Ethics and Elections Commission, and former independent OPA Auditor) submitted a letter on November 27 expressing questions and concerns. The oversight entities also created a checklist to see whether the criteria previously submitted by the entities had been addressed.

### **Status of Ordinance Corrections**

The CPC provided a draft document to correct errors in the accountability ordinance to Councilmember Gonzalez. Her committee will likely not take this up in December and will probably address it in January 2018.

The CPC discussed inviting Ben Goldsmith of the Defender Association to join the CPC as a commissioner.

**Moved, seconded, and passed (7-1-0):** "To approve extending an invitation to Ben Goldsmith of the Defender Association to join the CPC as a commissioner."

### **State Legislative Agenda**

All of the CPC's suggested edits were accepted and adopted in the City of Seattle 2018 state legislative agenda.

*Action Item:* Develop and send a welcome letter to Mayor Durkan.

*Action Item:* Invite and appoint for confirmation Ben Goldsmith of the Department of Public Defense as a CPC commissioner.

### **DOJ/Monitor Update**

DOJ – The DOJ will file its brief on Friday.

Monitor – The Monitor's representative had no updates.

### **Strategic Planning**

The CPC entered a strategic planning session with consultants Scott Winn and Norma Timbang. The CPC reviewed drafts of a mission statement, vision statement, values, and retreat agenda.

### **SUMMARY OF ACTION ITEMS**

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