

**POLICE CONDUCT OVERSIGHT COMMISSION
POLICY AND PROCEDURE COMMITTEE
Minutes
Regular Meeting May 26, 2015
Starting at 6:00 p.m.
350 Fifth Street, Room 241, Minneapolis, MN 55407**

Committee Members Present: Andrew Buss (Chair), Jennifer Singleton, and Laura Westphal (quorum 2).

Committee Members Absent: None.

Staff Present: Ryan Patrick, Legal Analyst.

Chair Buss called the meeting to order at 6:01 p.m. A quorum of the Commission was present.

Singleton moved to adopt meeting agenda with the following addition: add Discussion Item 4 Section C Number 6 under Ongoing Business on the upcoming Spitting Ordinance debate before the Minneapolis City Council.
Seconded.

No discussion. All-in-favor. None opposed.

The motion carried.

Singleton moved to approve the meeting minutes from April 30, 2015.
seconded.

No discussion. All-in-favor. None opposed.

The motion carried.

Ongoing Business

Research and Study Status Updates and Pending Information Requests:

The following are the main points from Mr. Patrick's update:

- Investigatory study was presented to the Minneapolis City Council on May 20, 2015.
- There is a meeting scheduled for June 3, 2015 with Deputy Chief Glampe.
- The status of the Coaching Study status has not changed.
- Have spoken with Committee Clerk Schuster regarding adding webpages for each study modeled after the other studies available.
- There are no pending information requests at this time.

Pending Approval

With no further discussion on the matter, the Chair moves to the next item on the agenda.

Discussion Items

Cases Previously Referred to the Committee by the Commission

The following is a list of the comments discussed and an abstract of their individual comments:

Singleton – suggested a research and study on chemical irritant usage, for instance what are the protocols on using either small or large canisters, what is the follow-up procedure with regard to care, etc.

Westphal – asked if the intent is the definitive or actual procedural guideline and suggests taking a broad overview of the policies and procedures in place; suggesting that Chief Harrington may have different policies than the MPD.

Buss – suggested that the Committee invite someone from the training department to go over the training and procedures with regard to chemical irritants; indicating that there are items that need review whether or not they have been actually referred to the Commission.

Legal Analyst Patrick indicated that he will place a request to have someone with the Training Unit to speak to the Committee. With no further discussion on the matter, the Chair moved to the next item on the agenda.

Tracking and Review of Cases and Topic Areas

Chair Buss indicated that there are no specific cases at the moment and did not have anything on the agenda for this meeting. With no new information available at this time, the Chair moved to the next item on the agenda.

Cultural Awareness Training – Recommendations and Implementation

There will be a meeting on June 3, 2015 with Deputy Chief Glampe, with further information available at this time, the Chair moves to the next item on the agenda.

Investigative Detention Reporting

Commissioner Singleton addressed the Committee; the following are the main points from her update:

- Have moved to finalize the report, which was presented to the Public Safety

Pending Approval

City Council meeting on May 20, 2015.

- City Council President Johnson had questions and concerns with regard to adding time to an officer's workday.
- City Council Member Gordon moved with Council Member Yang to follow-up with the MPD on how they are receiving and implementing recommendations.

With the conclusion of the update from Commissioner Singleton, the Chair opened the floor for discussion. The following is a list of the individual speakers and abstract of their individual comments:

Buss – asked if the City Council has provided any information on their version of the project.

Singleton – indicated that they are looking for a report from the City Attorney's office at the end of the second quarter, but was unclear if there will be a second presentation on the matter.

Westphal – thanked both Commissioner Singleton and Legal Analyst Patrick on their presentation. She also indicated that much of the focus seems to surround the time expended by the police officers in these situations, however illustrated that they become onerous on everyone involved, not just the police department.

With no further discussion on the matter, the Chair moved to the next item on the agenda.

MPD Code of Conduct Policy and Discipline Matrix

With no new information available at this time, the Chair moved to the next item on the agenda.

Spitting Ordinance Debate

Commissioner Westphal addressed the Committee; the following are the main points from her update:

- Suggests that the Committee recommend that the PCOC move to officially recommend that City Council repeal the spitting and lurking ordinances.
- There has been some opposition to the repeal of the ordinance.
- However the officers have many more tools at their disposal and spitting does not create a health risk to the community.

With the conclusion of Commissioner Westphal's update, the Chair opened the floor for discussion. The following is a list of individual speakers and an abstract of their comments:

Pending Approval

Buss – asked if the City Council has put forth a motion and questions if it is the role of the PCOC to say that something is specifically constitutionally vague, suggesting that the Committee put forth a motion making a statement to the City Council.

Westphal – indicated that the role of the Commission is to recommend is willing to change the phrasing of the motion if need be.

Singleton – suggested perhaps sending a letter in support.

With no further discussion on the matter, the Chair moved to the next item on the agenda.

New Business

New Cases Referred to the Committee by the Commission

With no new cases referred to the Committee by the Commission. The following is a list of the comments discussed and an abstract of their individual comments:

Westphal – reminded of the earlier discussion with regard to chemical irritants.

Buss – there were no specific referrals, but suggested adding a category to the queue to start doing referrals based on that.

Singleton – suggested adding all three from the last meeting because they all had issues with complainant follow-up.

With no further discussion the matter, the Chair moves to the next item on the agenda.

Public Comment

Chair Buss opened the floor for public comment. The following is a list of participants and an abstract of their individual comments:

Chuck Turchick:

- Commented on the Spitting and Lurking Ordinance discussion.
- Indicated that with regard to chemical irritants the officers carry canister size cans of mace.
- Discussed dismissal of complaints for no basis and criteria for using such a distinction.

With no further public comment, the Chair closed the floor for discussion and moved to the next item of the agenda.

Pending Approval

Adjournment

With all of the Committee's business being concluded, the Chair entertained a motion:

Singleton moved to adjourn.

Seconded.

All in favor. None opposed.

The motion carried.

Chair Buss adjourned the meeting at 6:50 p.m.