

Minutes
Minneapolis Civilian Police Review Authority
Wednesday, February 6, 2008
333 City Hall
6:30 p.m.

Board Members Present: Benson, Hall, Kvidera, Oskey, Terrell, Weinbeck
Board Members Absent: Cross, Langason, Velez

Also Present: CRA Manager Samuel L. Reid, II
Assistant City Attorney Lisa Needham
Assistant Chief Sharon Lubinski
Christi Gallagher – Rice, Michels & Walther
Bruce Lundeen

1. Adoption of the Agenda

Benson **moved** the Agenda be adopted. Terrell seconded.

Motion passed unanimously.

2. Acceptance of the minutes of the regular board meeting of December 5, 2007

The minutes were adopted by unanimous consent.

3. Manager's presentation

- Reid reviewed the CRA workload report for January 2008.
- Attorneys with Gray, Plant, Mooty have begun to mediate CRA complaints, on a volunteer basis.
- The 2007 annual report will be completed next week and will be released by the end of the month.
- Board members will be given a copy of the 2008 CRA work plan prior to the March board meeting.
- Nine applications have been received for the vacancies on the CRA board. The application period has been re-opened through February 15 because there are other individuals who may be interested in applying. New board members should be in place for the April board meeting.
- The MPD policy manual has been revised to advise officers they are required to comply with the CRA ordinance. This applies to mediation and investigator interviews.

4. Chair's report

- Weinbeck has had several conversations with Paul Demko of *City Pages* about challenges the CRA is facing. Demko is working on stories related to the Civil Rights Department and the CRA.
- Weinbeck has been made aware of a lawsuit filed against the City by the Police Officers Federation of Minneapolis. The Federation is asserting the City is in violation of the FLSA because sustained CRA complaints that do not result in discipline cannot be grieved. The city attorney assigned to the case is Lynne Fundingsland. The complaint was filed 11/20/07 and Weinbeck has read the complaint and the city's response.

Needham said she does not have knowledge of the status of this case. Needham offered to ask Fundingsland to appear before the board to discuss the case or to ask Fundingsland questions on behalf of the board. Needham will send an electronic copy of the complaint to board members who provide her with their e-mail addresses.

Weinbeck read from the complaint, "That the Court order the Defendant to name a person or persons who will have the authority on behalf of the City to negotiate and enter into a final and binding grievance settlement that may provide for overturning or amending CRA findings

and order such person(s) to negotiate in good faith." Weinbeck stated the Federation may be trying to create a mechanism for the city and the chief's office to have the authority to negotiate with the Federation and overturn a CRA finding. Weinbeck stated this is something the Federation has sought through policy channels within the city.

- Weinbeck stated that board members Hall and Kvidera are continuing their original terms and members Benson and Terrell are seeking reappointment to the board. Weinbeck would like to devote a portion of the March board meeting to acknowledging the work departing and continuing members have done for the CRA.

5. Announcements

There were no announcements.

6. Public Comment

There was no public comment.

Terrell **moved** a short break. Kvidera seconded.
Motion **passed unanimously**.

Weinbeck called the meeting to order.

Benson **moved** the meeting be closed for discussion of items protected by the Minnesota Government Data Practices Act and information that is attorney-client privileged. Terrell seconded.
Motion **passed unanimously**.

7. Discussion of disciplinary decisions

8. Discussion of IPAD request

9. Terrell **moved** that the board supports the spirit and arguments made in the request for the IPAD decision. Oskey seconded.
Motion passed unanimously.

10. Kvidera moved the meeting be adjourned. Terrell seconded.
Motion passed unanimously.

