

**Minutes
Minneapolis Civilian Police Review Authority
Regular Monthly Board Meeting
Wednesday, November 5, 2008
333 City Hall
6:30 p.m.**

Board Members Present: Bellfield, Benson, Bicking, Franklin, Hall, Kvidera, Terrell, Turner, Zuege

Also Present:
CRA Manager Samuel L. Reid, II
Assistant City Attorney Lisa Needham
Lt. Susan Piontek, MPD Internal Affairs Unit
Michael Salchert, Minneapolis Police Federation

I. Call to Order

Chair Bellfield called the meeting to order at 6:30 p.m.

II. Approval of Agenda

Benson **moved** the Agenda be adopted. Zuege seconded.
Motion passed unanimously.

III. Acceptance of the minutes of the regular board meeting of October 1, 2008

Bicking **moved** the October 1, 2008 minutes be accepted. Benson seconded.
Motion passed unanimously.

IV. Reports

Chair

Bellfield and Reid have prepared the hearing panel assignment schedule for November and December 2008.

- Bellfield will substitute for Turner on the 12/16 and 12/18 hearings.
- Bellfield and Kvidera will switch assignments for 11/19 and 11/20.
- Turner will substitute for Zuege on 11/20.

CRA Members

Bicking attended the NACOLE (National Association for Civilian Oversight of Law Enforcement) Conference last week. He will report to the board at a later date. He recommends board members attend the conference next year, which will be held in Austin, Texas. There were about 40 cities represented. He talked to a lot of people who work with many different types of oversight. There was an overall feeling of frustration because of resistance as well as the inherent difficulties of doing civilian oversight well. People are doing good things that are having an effect, but no one has claimed success.

Manager

- Reid reviewed the [CRA Workload Report](#) for October 2008.
- Reid asked board members to notify staff of changes to the November and December hearing panel assignments. Bellfield will handle this.
- Reid asked board members to be sure to read Assistant City Attorney Lisa Needham's memorandum about proposed changes to the CRA ordinance. Reid hopes the Steering and Operations Committees will be meeting to discuss ordinance changes. Reid is working on a response memo which he expects to have completed within the next few days.
- Reid stated that there is no additional board training scheduled at this time. He expects to schedule more training beginning in January 2009. Right now, hearings, ordinance changes and policy issues need to take precedence.

- Reid explained that the Mayor's office is reviewing applications accepted for the two vacancies on the board. Reid has no timeframe for when the Mayor will make his selection.

Committee Reports

- Policy Committee - Bicking
The committee discussed things they want to refer to the outreach committee and getting more training on the MPD Policy and Procedure manual. Zuege added that the committee looked at policy that was passed by the City Council regarding the RNC and the MPD's video device policy.

Kvidera suggested the Policy Committee discuss whether the MPD should have a policy that a breathalyzer be taken when a person is taken to jail and appears intoxicated or has alcohol on his breath. There was a situation in a hearing where knowing whether a person was intoxicated or sober would have been helpful. He added that a complainant's recollection of the incident, by the time they file a complaint, could be highly tainted by what state they were in at the time the incident occurred.

Needham advised the board that the Hennepin County Jail is staffed by the Hennepin County Sheriff's Department. The City of Minneapolis has no legal right to have them do anything at the jail. Piontek said that there is not a breathalyzer in every squad car; they are few and far between. She added that it might be good for statistical reasons to see what the average alcohol level is of people taken to jail, but she is not sure someone could be forced to take a breathalyzer if there was no legal right to do so.

V. Business

Terrell stated that the Outreach Committee will get together after tonight's board meeting.

VI. Public Invitation (speakers limited to two minutes)

Bruce Lundeen

This will be the last CRA board meeting he will attend, as he will be working Wednesday evenings in the future. Bellfield and Reid thanked Lundeen for his attendance at past meetings and his interest in CRA.

Michael Salchert

He asked for a copy of Needham's memo and was provided one by Needham.

VII. Announcements

Bicking referred to Needham's offer at the October board meeting to provide the board with additional information on transacting business. Needham has provided two memos at tonight's meeting that cover that topic.

VIII. Adjournment

Terrell **moved** the meeting be adjourned. Zuege seconded.

Motion passed unanimously.

MINNEAPOLIS CIVILIAN POLICE REVIEW AUTHORITY
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TO: CRA Board

FROM: Samuel L. Reid, II
Manager

DATE: November 5, 2008

SUBJ: Monthly Report – **OCTOBER 2008**

1. Intake – 48
2. Signed Complaints – 5

By Ward	By Police Precinct	Repeat Officers – 6
Ward 1 – 1	Precinct 1 – 2	New Officers – 0
Ward 4 – 2	Precinct 2 – 1	
Ward 5 – 1	Precinct 4 – 2	
Ward 7 – 1		

Allegations

- Excessive Force – 3
- Inappropriate Language – 8
- Harassment – 9
- Discrimination in Conduct or Providing Service – 2
- Failure to Provide Adequate or Timely Police Protection – 1
- Inappropriate Conduct – 3

3. Completed Investigations – 6

Complaints in Investigation	2006 – 1
	2007 – 26
	2008 – <u>27</u>
	54

4. Mediations Scheduled – 1
 - Mediations Heard – 1
 - Successful Mediations – 1
5. Complaints awaiting Hearing as of 10/31/08 – 34
 - Scheduled for hearing in November – 14

6. Hearing Panels
 - Complaints heard – 27
 - Determinations Completed – 6
 - Sustained – 1
 - Not Sustained – 4
 - Board Dismissed – 1
 - Determinations Pending – 24
 - Hearings held in 2006 – 1
 - Hearings held in 2007 – 2
 - Hearings held in 2008 – 21
7. Discipline Decisions Received From Chief of Police – None
8. Complaints Awaiting Discipline Decision – 5