

Proposed Minutes

**POLICE CONDUCT OVERSIGHT COMMISSION
POLICY AND PROCEDURE COMMITTEE**

Minutes

PENDING APPROVAL

Committee Meeting

May 27, 2014

Starting at 6:00 p.m.

350 Fifth Street, Room 241, Minneapolis MN 55145

Committee Members Present: Andrew Buss (Chair), Jennifer Singleton, and Michael Weinbeck.

Staff Contact: Ryan Patrick, Legal Analyst – Office of Police Conduct Review (612) 673-5500; Michael Browne, Director

Chair Buss called the meeting to order at 6:03 p.m.

Buss moved to adopt the meeting agenda.

All in favor. None opposed.

Motion passed.

Weinbeck moved to add the phrase “research investigatory stops and seizures” to the meeting minutes.

Chair Buss opened the matter for discussion.

Weinbeck – suggested adding the phrase to the minutes after discussions regarding individual research to clarify tasks assigned to the committee.

With no further discussion on the matter, Chair Buss called for a voice vote.

All in favor. None opposed.

Motion passed.

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

Old Business

Status Updates

Ryan Patrick addressed the Committee. The following are the main points of the discussion:

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- Information with regard to the coaching audit continues to be received and healthy data is coming out of it including durations between time of receipt of the document and contact with individual officer
- Currently there are between 12-15 outstanding documents mainly from the first precinct
- The office is currently working on how to proceed with the precinct to address the matter

With the conclusion of the update from Mr. Patrick, the floor is opened for discussion. The following is a list of the participants in the discussion and an abstract of their individual comments:

Weinbeck – clarified how many documents have yet to be returned and asked what percentage represents the whole department. Also, he asked if it is possible to generate the statistics excluding those outstanding documents.

Patrick – indicated that it is possible to generate the statistics both with and without the outstanding documents.

With no further discussion, Chair Buss closed the discussion and moved to the next item on the agenda.

Pending Information Requests

Ryan Patrick addressed the Committee. The following are the main points of the discussion:

- The department just received a packet from Milwaukee for fair and partial policing
- Has already received information from St. Paul, Oakland, and Santa Ana
- Has also had contact with Bakersfield and Seattle
- The office was unable to obtain a blank use-of-force form but did receive an instruction manual on how to complete the report
- Provided an overview of the Department of Justice's civil investigation into the Albuquerque Police Department's Use-of-Force practices

With the conclusion of the update from Mr. Patrick, the floor is opened for discussion. The following is a list of the participants in the discussion and an abstract of their individual comments:

Buss – asked if this information is public and whether or not it is publishable on the PCOC websites. Buss indicated that the Committee has received a sizeable amount of information to review and asked about the status on the information request to

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Commander Case. Additionally asked the status of the information request with regard to the MPD's developing policy on body camera usage.

Weinbeck – reviewed materials researched with regard to investigatory stops and search and seizure type issues. Also indicated that perhaps a next step in this process may include comparing training materials with other cities to the MPD's to gain a sense of compliance levels.

Patrick – indicated that the office has not yet received materials with regard to body camera usage.

With no further discussion, Chair Buss closed the discussion and moved to the next item on the agenda.

Cases Previously Referred to the Committee by the Commission

Commissioner Singleton addressed the Committee with regard to video and sound recording usage by MPD. The following are the main points of the discussion:

- There is one policy that specifically deals with video in addition to a couple of others that have some relevance to the matter e.g. body cam policy, victim photographs, and videos
- There is an MVR operational guide that has most of the details on how the procedure should work
- Trigger events activate the cameras, which includes emergency lights or vehicle collision sensors, but there is also an ability for manual activation; the general policy indicates that the MVR should be in record mode to record stop contact in its entirety
- The MVR should also be used for domestic violence cases, but can manually deactivate during non-enforcement activities

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

Weinbeck – questioned whether or not the materials will go up on the website with regard to body cameras once they are received.

With no further discussion, Chair Buss closed the discussion and moved to the next item on the agenda.

Tracking and Prioritization of Cases and Topic Areas

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The Committee proceeded to discuss the design of the queue. The following are the main points of the discussion:

Buss – indicated that perhaps the best approach involves exploring the “if’s” and move forward from there. The idea involves using basic terminology so that those actions will at least indicate what the Committee is doing with regard to the cases.

Singleton – stated that perhaps a status column e.g. in progress, research and study requested, and so forth might become effective. Also keeping the spreadsheet simple will help assist those members of the public reviewing the data.

Weinbeck – indicated the possibility that one case might be attached to more than one issue, which should be considered.

With no further discussion, Chair Buss closed the discussion and moved to the next item on the agenda.

New Business

New Cases Referred to the Committee by the Commission

The Committee members proceeded to discuss Case Data #7. The following are the main points of the discussion:

- The case involved an officers refusal to take a statement from an individual because they could not identify their attacker
- The report was ultimately filed, but the victim was not talked to in a way she understood
- There was a comment in the coaching document that indicated an unforeseen processing delay

Weinbeck – given the type of allegation, even though the officer provided some level of service, but this an appropriate level of service; the parameters are broad.

Buss –also raised the issue of adequate feedback provided to the complainant without restricting those involved. This is a recurring theme.

Singleton – indicated that the Committee could request training materials with regard to the MVR issue. However, since some of the information is available to the Committee, perhaps reviewing what is available before making a request would be prudent.

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With no further discussion, Chair Buss closed the discussion and moved to the next item on the agenda.

Public Comment

Chair Buss opened the floor for public comment. With no members of the public present, the chair closed the public comment session.

Adjournment

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

Chair Buss moved to adjourn.

All in favor. None opposed

The motion carried.

Chair Buss adjourned the meeting at 7:47 p.m.