

**MINUTES  
CITIZENS' LAW ENFORCEMENT REVIEW BOARD MEETING  
May 10, 2022**

**Attachment A**

<b>Open session was convened via the Zoom Platform at 5:30 p.m.</b>	
<b>Agenda Item</b>	<b>Discussion</b>
<b>Roll Call</b>	<ul style="list-style-type: none"> <li>▪ All Board members were present except Robert Spriggs Jr.</li> </ul>
<b>Public Comments</b>	<ul style="list-style-type: none"> <li>▪ Mary Best, Yusef Miller, Lynn Owens, and Karen Reimus addressed the CLERB.</li> <li>▪ Written comments by Tom Packard and Robin Sales were read into the record.</li> </ul>
<b>Minutes Approval</b>	<ul style="list-style-type: none"> <li>▪ April Board meeting minutes will be sent out during June's 2022 Board meeting.</li> </ul>
<b>Presentation/Training</b>	<ul style="list-style-type: none"> <li>▪ The San Diego County Medical Examiner's Office Role in In-Custody Deaths by Chief Medical Examiner Steven C. Campman, M.D</li> <li>▪ Dr. Campman provided an overview of Introduction to the San Diego County Medical Examiner's office.</li> <li>▪ Presentation entailed the following:               <ul style="list-style-type: none"> <li>▪ What is Forensic Pathology?</li> <li>▪ Medicolegal Death Investigation</li> <li>▪ Medical Examiner vs. Coroner</li> <li>▪ Jurisdiction</li> <li>▪ The process in San Diego County</li> <li>▪ Cause and Manner of Death</li> <li>▪ Outcomes – what else do we do?</li> </ul> </li> <li>▪ Goals: 90% of drug abuse and toxicology cases should have cause and manner of death in 60 days; Currently working on increasing laboratory staff.</li> </ul>
<b>New Business</b>	<ul style="list-style-type: none"> <li>▪ Recognition of Attorney James Sandler, CLERB's Retiring Outside Counsel               <ul style="list-style-type: none"> <li>▪ Attorney James Sandler was recognized for his 30-plus years of dedication and service to CLERB.</li> <li>▪ Board meeting members expressed gratitude for Mr. Sandler's work and knowledge and offered best wishes for his retirement.</li> <li>▪ On behalf of County Counsel, special thanks for his service and for being helpful with all attorneys.</li> </ul> </li> </ul>
<b>Executive Officers Report</b>	<ul style="list-style-type: none"> <li>▪ Welcome to CLERB new Administrative Secretary III, Valerie Zagal               <ul style="list-style-type: none"> <li>▪ Mr. Parker read a brief bio to introduce Valerie.</li> <li>▪ Valerie will be providing administrative support to CLERB department and Mr. Parker and will work closely with Admin. Analyst who will be hired in July 2022.</li> </ul> </li> <li>▪ William Graham is no longer a Special Investigator with CLERB               <ul style="list-style-type: none"> <li>▪ Mr. Graham's work case load will be primarily inherited by Sup. Special Investigator, Lynn Setzler; other cases will be divided among other investigators.</li> <li>▪ Will begin recruitment for another CLERB Special investigator.</li> </ul> </li> <li>▪ On April 12<sup>th</sup>, Mr. Parker met with a representative from Supervisorial District 1 to discuss the process for filling their CLERB member vacancy.</li> </ul>

	<ul style="list-style-type: none"> <li>▪ On April 21<sup>st</sup>, Mr. Parker attended a joint San Diego Police Commission on Police Practices and Community Advisory Board Meeting. Meeting was to discuss the newly implemented County wide Memorandum of Understanding by the San Diego Police Chief's and Sheriff's regarding protocols (will discuss further under Item 7. c)</li> <li>▪ On April 26<sup>th</sup>, CLERB hosted the third virtual Town Hall which was well attended (will discuss more under item 7. c)</li> <li>▪ On May 4<sup>th</sup>, Mr. Parker presented the CLERB's 2022-2023 Operational Plan to the Chief Administration Officer, Helen Robins-Meyer and the Finance &amp; General Gov. Group; will be presenting the same OP presentation to the Board of Supervisors meeting, May 20<sup>th</sup>. Once presented to the Board of Supervisors Mr. Parker will provide the presentation during the CLERB's June Board meeting.</li> <li>▪ On May 4<sup>th</sup>, Mr. Parker met with the San Diego Sheriff's Dep., Division of Inspectional Services personnel and newly promoted Homicide personnel to discuss the existing death scene response MOU.</li> <li>▪ No new updates on vacancies for CLERB Member</li> <li>▪ Investigative Caseload (attachment B)</li> <li>▪ 15 new cases in April 2022</li> <li>▪ 7 cases in May's 2022 agenda; 3 death cases; 1 great bodily injury case, 85 open cases at the end of the month; 31 open death cases; 14 open uses of force cases.</li> <li>▪ There are 19 Policy recommendations that CLERB has put forward; 16 for the Sheriff's department and 3 for the Probation Dep.; One response has come in and will be discussed during the June Board meeting.</li> <li>▪ Sup. Probation Officer, Brian Barnem has promoted and will no longer be a liaison for CLERB.</li> <li>▪ Brian Abrio will be the CLERB new Liaison.</li> <li>▪ Three responses received for finding recommendation made to the department. (part of the attachments)</li> <li>▪ Board Chair, Susan Youngflesh welcomed new CLERB Probation Liaisons.</li> </ul>
<p><b>New Business</b></p>	<p>a) Authorization of Teleconferencing Meeting option Pursuant to Government Code Section 54953 (e)</p> <ul style="list-style-type: none"> <li>▪ No public comments</li> <li>▪ Vice Chair, E. Delaney made a motion to continue the virtual CLERB meetings for the upcoming Board Meeting.</li> <li>▪ Gary Wilson second the motion.</li> <li>▪ Counsel, Shiri Hoffman specified the appropriate motion to the group.</li> <li>▪ (EO) P. Parker called the votes:</li> <li>▪ Chair, Susan Youngflesh: Yes</li> <li>▪ Vice Chair, Eileen Delaney: Yes</li> <li>▪ Buki Domingos: Yes</li> <li>▪ Nadia Kean-Ayub: Yes</li> <li>▪ Bonnie Kenk: No</li> <li>▪ MaryAnne Pintar: Yes</li> <li>▪ Tim Ware: Yes</li> <li>▪ Gary Wilson: Yes</li> <li>▪ Motion Passes: 7-1</li> </ul>

	<p>c) De-Brief CLERB Town Hall: CLERB Independent In-Custody Death Data Report by Analytica Consulting; In addition, it had 15 areas for further research.</p> <ul style="list-style-type: none"><li>▪ No public comments</li><li>▪ Vice Chair, E. Delaney asked Board to make a motion to request funds to have Analytica Consulting conduct a follow-up study on why San Diego has a high in-custody death rates and a recommendation on how these deaths can be avoided.</li><li>▪ Buki Domingos commented; would like to know how this will be useful and how it will help the issue of the death rising issue.</li><li>▪ Tim Ware commented; agreed with Buki Domingos, would like to know what the Board will do with the report and would like to see actions behind the report.</li><li>▪ Gary Wilson commented; would like to have evidence based solutions and believes a lot of questions can be answered through data to get data driven solutions.</li><li>▪ <b>Action:</b> Counsel, Shiri Hoffman proposed to put this topic on the June's Board meeting agenda and look further into the specifics of this motion.</li><li>▪ <b>Action:</b> Eileen Delaney commented; would like to revise the motion and remove the verbiage of Analytica.</li><li>▪ Public comments shared with group</li><li>▪ Mr. Parker called the votes:</li><li>▪ Chair, Susan Youngflesh: Yes</li><li>▪ Vice Chair, Eileen Delaney: Yes</li><li>▪ Buki Domingos: No</li><li>▪ Nadia Kean-Ayub: Abstained</li><li>▪ Bonnie Kenk: Yes</li><li>▪ MaryAnne Pintar: Yes</li><li>▪ Tim Ware: Yes</li><li>▪ Gary Wilson: Yes</li><li>▪ Vote Passes: 6-1; one abstention</li></ul> <p>d) Policy Recommendation to SDSD: Provide Inmate Access to Naloxone (Narcan) (attachment H)</p> <ul style="list-style-type: none"><li>▪ <b>Action:</b> MaryAnne Pintar asked Mr. Parker to obtain the breakdown data (death in jails) from Dr. Campman and circulate it to the Board.</li><li>▪ Ms. Pintar made a motion to approve recommendation; Gary Wilson seconded it.</li><li>▪ No Public comments</li><li>▪ Mr. Parker called the votes:</li><li>▪ Chair, Susan Youngflesh: Yes</li><li>▪ Vice Chair, Eileen Delaney: Yes</li><li>▪ Buki Domingos: Yes</li><li>▪ Nadia Kean-Ayub: Yes</li><li>▪ Bonnie Kenk: Yes</li><li>▪ MaryAnne Pintar: Yes</li><li>▪ Tim Ware: Yes</li><li>▪ Gary Wilson: Yes</li><li>▪ Vote Passes: 8-0</li></ul> <p>e) Policy Recommendation to SDSD: Create Fentanyl Dog Policy and Procedures (Attachment I)</p>
--	--

	<ul style="list-style-type: none"> <li>b) Bonnie Kenk made motion to support the policy and Vice Chair, Eileen Delaney seconded the motion.</li> <li>c) Dr. R Lee Brown provided a public comment <ul style="list-style-type: none"> <li>▪ (EO) P. Parker called the votes:</li> <li>▪ Chair, Susan Youngflesh: Yes</li> <li>▪ Vice Chair, E. Delaney: Yes</li> <li>▪ Buki Domingos: Yes</li> <li>▪ Nadia Kean-Ayub: Yes</li> <li>▪ Bonnie Kenk: Yes</li> <li>▪ MaryAnne Pinter: Yes</li> <li>▪ Tim Ware: Yes</li> <li>▪ Gary Wilson: Yes</li> <li>▪ Vote Passes: 8-0</li> </ul> </li> <li>f) Countywide Protocol for the Investigation of Officer-Involved Shootings (Attachment J) <ul style="list-style-type: none"> <li>▪ Mr. Parker provided an overview. No action taken.</li> <li>▪ Dr. R. Lee Brown provided a public comment</li> </ul> </li> </ul>
<b>Unfinished Business</b>	<ul style="list-style-type: none"> <li>a) Vote to Continue or Terminate Investigation of CLERB Case #20-050/Bils (Death) Pursuant to CLERB Rules and Regulations Section 5.8 <ul style="list-style-type: none"> <li>▪ Nadia Kean-Ayub motioned to continue the investigation; Mr. Tim Ware second the motion.</li> <li>▪ No comments from the public</li> <li>▪ (EO) P. Parker called the votes:</li> <li>▪ Chair, Susan Youngflesh: Yes</li> <li>▪ Vice Chair, E. Delaney: Yes</li> <li>▪ Buki Domingos: Yes</li> <li>▪ Nadia Kean-Ayub: Yes</li> <li>▪ Bonnie Kenk: Abstained</li> <li>▪ MaryAnne Pinter: Yes</li> <li>▪ Tim Ware: Yes</li> <li>▪ Gary Wilson: Yes</li> <li>▪ Vote Passes: 7-0, with one abstention</li> </ul> </li> <li>b) Update: Authority for the Executive Officer to Work with County Staff to Pursue Legislation and/or to Add a Policy to the County Legislative Program in Support of Increased Transparency in Civilian Oversight of Peace Officers and Custodial Officers. <ul style="list-style-type: none"> <li>▪ No movement since last month.</li> <li>▪ No public comments.</li> </ul> </li> <li>c) Update: Authority for the Executive Officer to Work with County Staff to Request that the County Board of Supervisors Expand CLERB's Jurisdiction to Include Personnel Involved in Providing Medical Care in County Detention Facilities <ul style="list-style-type: none"> <li>▪ No movement since last month.</li> <li>▪ No public comments.</li> </ul> </li> <li>d) Update: San Diegans for Justice CLERB Report Subcommittee <ul style="list-style-type: none"> <li>▪ Mr. parker will provide an overview at the June meeting</li> <li>▪ No Board comments</li> <li>▪ No Public comments</li> </ul> </li> </ul>
<b>Board Member Comment</b>	<ul style="list-style-type: none"> <li>▪ No Board Member Comments</li> </ul>
<b>Sheriff/ Probation Liaison Query</b>	<ul style="list-style-type: none"> <li>▪ No questions for Sheriff/ Probation Liaisons</li> </ul>

**MINUTES**  
**CITIZENS' LAW ENFORCEMENT REVIEW BOARD MEETING**  
*May 10, 2022*

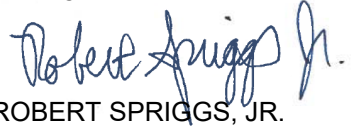
**Attachment A**

<b>Open session was adjourned at 9:10 p.m.</b>	
<b>Closed session was convened at 9:23 p.m.</b>	
<b>Closed Session</b>	a) PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE <b>Discussion &amp; Consideration of Complaints &amp; Reports:</b> Pursuant to Government code Section 54957 to hear complaints or charges brought against Sheriff or Probation employees by a citizen (unless the employee requests a public session). Notice to government Code Section 54957 for deliberations regarding consideration of subject officer discipline recommendation (if applicable).
<b>Closed session was adjourned at 9:59 p.m.</b>	



PAUL R. PARKER III  
Executive Officer

*Minutes prepared by Valeria Zagal, Administrative Secretary III*



ROBERT SPRIGGS, JR.  
Secretary to the Board