



Police Commission Meeting **VIRTUAL Tuesday, January 26, 2021 @ 6:00 pm 1/26/2021**

Police Commission Meeting **VIRTUAL Tuesday, January 26, 2021 @ 6:00 pm (Tuesday, January 26, 2021)**

Generated by Shannon Trammell on Friday, February 5, 2021

Updated by Shannon Trammell on Tuesday, February 16, 2021

MINUTES ARE PROVIDED IN DRAFT FORMAT UNTIL APPROVED AT THE NEXT MEETING.

Members present

Kerin Durfee, Jabulani Gamache, Melo Grant, Randall Harp, Shireen Hart, Stephanie Seguino

Others Present

Shannon Trammell, Jon Murad, Matthew Sullivan, Wade Labrecque, Kyle Dodson

Counsel Present

Joy Hovestadt

Meeting called to order at 6:02 PM

1. Agenda

Call to Order

Meeting called to order at: 6:10. Commissioner Herjok not in attendance. Commissioner Durfee joined at 6:23 pm.

1.02 Roll Call and Determination of Quorum

1.03 Additions or Modifications to Agenda

Table 5.01 and 5.02.

Motion by Jabulani Gamache, second by Stephanie Seguino to table items 5.01 & 5.02

Final Resolution: Motion Passes

Aye: Jabulani Gamache, Melo Grant, Randall Harp, Shireen Hart, Stephanie Seguino

Not Present at Vote: Kerin Durfee



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Motion by Stephanie Seguino, second by Jabulani Gamache, to discuss the issue of availability of videos & dispatch audio to Police Commissioners around the January 7th incident. (5.07) .

Motion Passes

Aye: Jabulani Gamache, Melo Grant, Shireen Hart, Stephanie Seguino

Abstain: Randall Harp

Not Present at Vote: Kerin Durfee

2. Commission Actions

2.01 Approve the Minutes from 12/15/2020

Approve the minutes from 12/15/2020 as posted

Motion by Stephanie Seguino, second by Melo Grant.

Final Resolution: Motion Passes

Aye: Jabulani Gamache, Melo Grant, Randall Harp, Shireen Hart, Stephanie Seguino

Not Present at Vote: Kerin Durfee

3. Public Forum

3.01 The Public is invited to speak regarding issues of interest for the Commissions consideration

The Commission heard from:

Linda Patterson

4. Chief's Report

4.01 Chief's Report

Public Safety Continuity Plan. Pilot; proposal.

Next Police Academy Class, May 3rd. Very likely will not be a second class this year and the class after that will be February 2022.

Chief Murad discussed call volume and incidents from the data portal.

Commissioner Harp - deadline for BPD to get officers into the academy? and what would be the expected amount if there were no limit to put in that Academy?

Answer: Allotted usually 6 slots. Cannot get candidates through background. In order to get them into the academy, BPD needs candidates in the hopper now. Can only post for vacant spots.

Would like to start recruiting and hiring process for February 2022 academy. Only 30 rooms available at the Academy for COVID restrictions. There are no candidates for the May 3rd Academy.

Serious Incident Data - is only BPD response data and does not include BFD or any other agency data.

5. Commission Actions





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5.01 Approve Memo on the Mayor's Press Conference Items
Postponed.

5.02 Approve Body Worn Camera Footage Release Policy
Postponed.

5.03 Approve Updated Role of the Commission
Remove "Executive Session" and revise to the following:
Update Role of the Commission document to allow for Use of Force Reporting to be discussed in open meeting, not Executive Session.

Motion by Stephanie Seguino, second by Jabulani Gamache to approve the change in language to: The Chief of Police, or his/her designee, will report to the Police Commission on a monthly basis regarding any Use-of-Force incidents. The update shall include demographic data about the officer(s) and subject(s) such as gender, age, and race, and also provide a description of incident.

Final Resolution: Motion Passes

Aye: Kerin Durfee, Jabulani Gamache, Melo Grant, Randall Harp, Shireen Hart, Stephanie Seguino

5.04 Use of Force Incident Report
Deputy Chief Wade Labrecque read the Commission the Use of Force Incidents Report for December 2020.

5.05 BPD Social Media
are social media accounts of BPD officers monitored?
Has the Chief conducted such a review? White Supremacy / Bigoted speech.
Fair & Impartial VSP.

Social Media is requested and reviewed upon the hiring process. CAO, cannot compel anyone to give this information to BPD anymore?
Conduct unbecoming, DD01 - for conduct.

Commissioner Durfee asked Assistant City Attorney Joy Hovestadt to clarify points on social media. Confirmed.

Commissioner Harp proactively remind their officers, general issues of professionalism and social media. Have such efforts been made at BPD to this nature?

Chief Murad reminded staff about keeping their personal beliefs impartial, in the Fall.

Commissioner Seguino asked if the Dept has issued its officers any directions on capitol issues?

Chief Murad Released a Memo around capitol issues. DC Labrecque attended all roll calls and met with DSB after the Chief's memo to make sure it was clear.

5.06 City Innovation Office Data Reports Schedule





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Commissioner Seguino met with Dodson, Chief, Lowe, Nancy, and got input from all the Commissioners. Brian Lowe shared that certain areas, where data doesn't exist and what is defined (for example what is a Pedestrian stop), need to be done by the Police Dept. and Commission.

Motion by Stephanie Seguino, second by Shireen Hart to adopt the reporting schedule and types of data that is being requested.

Final Resolution: Motion Passes

Aye: Kerin Durfee, Jabulani Gamache, Melo Grant, Randall Harp, Shireen Hart, Stephanie Seguino

5.07 Issue of availability of videos & dispatch audio to Police Commissioners around the January 7th incident.

Discussion Points:

- *how does the Commission easily obtain videos?
- *is there a way for Commissioners to view without having to go to the PD?
- *why were all the videos around the 1/7th incident not shared?
- *any videos or audios associated with these incidents to be shared with the Commission

Commissioner Seguino suggested a Directive from the Commission on what should be shared automatically with the Commission, and noted she hoped the Commission could move towards a recommendation to the Chief on all video and audio availability.

Commissioner Grant expressed her concern that the end of the video she received there was no audio.

Chief Murad explained how Axon body worn camera system operates and explained how the officer put his camera in conference mode, which is allowed by the Directive.

Commissioner Grant discussed the video, her experience viewing it, and her feelings associated with it.

Commissioner Harp requested guidance on which discussions should be discussed inside of Executive Session and those that are okay to discuss in open meeting, and stated that any discussion with regard to officer conduct, or those that might potentially involve officer discipline should be reserved for Executive Session.

Commissioner Harp requested clarification on the capabilities of the body worn cameras, and operating modes - "conference mode" Directive needs clarity. Chief Murad provided DD14.1 Section 5D. Commissioner Harp believes there is reason for the Directive to be a little bit more clear on muting / conference mode.



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Commissioner Durfee expressed concern of the escalated nature of the conversation and requested clarification for anything that may involve officer discipline being kept to Executive Session.

Commissioner Seguino stated as an oversight body, if access to one video is given the Commission should be given others that put the incident in context.

Youth Commissioner Nipper provided a suggestion on conference mode of body cam footage. That if conference mode is activated, the officer fills out a sheet at the end of shift listing when and why it was enabled.

Commissioner Hart addressed streamlining the process in which video footage is shared and presented the same information.

Commissioner Seguino would like to see the Police Department to convene community partners to address this incident and many others.

Commissioner Harp suggested that any officer on scene has relevant footage and if footage is not available for the Commission to see, then an explanation is given as to why it cannot be seen

Path Forward:

- *Axon accounts (enough licenses) -
- *unanswered questions - conference mode and directive - policy related.
- *what can be talked about publicly vs Executive Session
- *clarify what videos can be seen

Chair Gamache will email City Attorney for clarification on boundaries of discussion topics.

6. Commendations

The Commission Clerk read (3) Commendations that were received.

7. Commissioner Updates / Comments

NONE





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8. Other Business

Tentatively, February 23, 2021

*2 tabled items

*Video Availability

*Review bias training (March meeting) - Grant

*Strategic plan to reduce racial disparities in use of force.

*Police Commission securing its own counsel, initial discussion

9. Executive Session

9.01 Executive Session (as required)

The Commission will adjourn after Executive Session and will not deliberate further.

Motion by Jabulani Gamache, second by Randall Harp to enter Executive Session for complaints and possible disciplinary matters.

Final Resolution: Motion Passes

Aye: Kerin Durfee, Jabulani Gamache, Melo Grant, Randall Harp, Shireen Hart, Stephanie Seguino

10. Adjournment

10.01 Motion to Adjourn

Motion by Randall Harp, second by Shireen Hart, to exit Executive Session.

Final Resolution: Motion Passes unanimously

Commission exited Executive Session at 10:07 pm

Motion made by Randall Harp, second by Shireen Hart, to adjourn the meeting.

Final Resolution: Motion passes unanimously

Meeting adjourned at 10:08 pm