

CITY OF RIVERSIDE COMMUNITY POLICE REVIEW COMMISSION 2017 ANNUAL REPORT



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MESSAGE FROM THE CHAIR, JANE ADAMS

On behalf of the Community Police Review Commission (CPRC), I would like to dedicate this year's annual report to Phoebe Sherron, CPRC Administrative Assistant. She has dedicated 18 years to the Riverside Community Police Review Commission and has offered the many Commissioners and Executive Directors her assistance and knowledge. She has been committed to the Commission and its mission and purpose. We wish her well and want her to know our thoughts, prayers and best wishes are with her.

This year went by very fast. The Commission had several goals and we met most of them. We reviewed a new method for reviewing cases used by the Los Angeles Police Commission known as "Totality of Circumstances". The Commission gave this method consideration and determined that our Riverside Commission accomplishes the same goal of thorough review through the current methodology. Our Riverside Police Department (RPD) outreach ad-hoc committee is finishing up the assessment form to determine our impact from the perspective of the RPD officers. In addition, the Commission has been very busy this year increasing our outreach efforts to the community. We have made several presentations to community groups and have started attending standing community group meetings such as The Group and the Eastside Reconciliation Coalition. We have delivered brochures to all of the community centers in Riverside and have set up a schedule to ensure that each center has a stock of brochures at all times. Our outreach ad-hoc committee, consisting of Greg Smith, Robin Jackson and Artemese Evans, has worked to develop a Facebook presence for the Commission. In addition, notices of our CPRC meetings are screened on Electronic Message Boards viewable from Market Street and the 60 and 91 freeways. The CPRC Self-Assessment Survey is now available online and we hope everyone takes the opportunity to let us know how we are doing.

In 2018, we will continue to dedicate our efforts to ensuring that the residents of Riverside, are not only aware of the CPRC mission, but also recognize us as a bridge between the community and the Riverside Police Department.



MISSION

The mission of the Community Police Review Commission (CPRC) is to promote public confidence in the professionalism and accountability of the sworn staff of the Riverside Police Department (RPD). The CPRC accomplishes this mission by conducting an independent review of officer-involved death (OID) cases and citizen complaints. The CPRC or the CPRC Manager may request independent investigation services to obtain further information about OIDs or complaints. The CPRC may recommend changes in RPD policy and maintains community relationships through continuous public outreach efforts.

PURPOSE

The Mayor and City Council nominate and appoint all nine Commissioners of the CPRC. In order to fairly represent the City, that membership is distributed among all wards of the City. Commissioners serve four-year terms and may only serve two terms for a total of eight years. By ensuring an independent and thorough review of all OID and complaint cases brought before the Commission, the CPRC is able to advise the Mayor and City Council on all police and community relations issues. Case review findings and suggestions are also shared with the City Manager and Police Chief.

Although ensuring the Mayor and those mentioned above stay informed, the CPRC strives to make the greatest impact while serving the citizens of Riverside. The CPRC is tasked with ensuring good relations between the Riverside Police Officers and the community they serve. The Commission's efforts serve to increase public trust in the Riverside Police Department. It seeks to provide the public with the assurance that any allegations of misconduct lodged against a sworn officer will be fairly and thoroughly reviewed.

Through public outreach efforts, the CPRC provides a forum whereby community members can express their opinions and seek answers about the Police Department. Complaints, concerns or suggestions can immediately be shared with the Police Chief and appropriate staff thereby improving the quality of service provided by the Police Department. In addition, the CPRC educates the public on the purpose of the Commission.

COMMISSION OUTREACH

The Commission strives to maintain its Mission and Purpose with ongoing outreach in the Community. The Commission's objective is to promote harmony, trust, and confidence between the residents of Riverside and the Riverside Police Department. Commissioners and Staff continue to attend a wide range of meetings and events in efforts to enhance community cohesiveness and communication between the citizens of Riverside and the sworn police personnel serving the public.

The Commission's 2017 outreach activities included, but were not limited to:

Annual Events

- State of the City
- Riverside Police Foundation's Annual Chief's Breakfast
- Boards & Commissions Annual Reception
- Senior Fair at Goeske Senior Center
- 2017 National Night Out
- Riverside Police Officer's Association Awards Dinner
- Riverside Coalition for Police Accountability (RCPA) Annual Awards Dinner
- Veteran's Luncheon

Neighborhood / Ward Specific Events

- Eastside Reconciliation Coalition Meetings
- Friends of Mt. Rubidoux

- Latino Network Meetings
- Northside Improvement Association Presentation

Other Meetings & Events

- Chair's Presentation to City Council
- Ride-Alongs
- RCC Community Relations Class
- Mission Inn Run Booth
- SOAR Program Arlington High School
- SOAR Program Poly High School
- SOAR Program Ramona High School
- Police and Clergy Meetings
- Riverside Police Department New Hire Orientations

TRAINING, SEMINARS & CONFERENCES

Training presentations are generally conducted during the open session of the Commission's Regular Meetings and the public is encouraged to attend. Commissioners also attend training classes and seminars outside Regular Meeting training presentations. The following list includes, but is not limited to, training presentations, seminars and/or conferences that the Commission and/or Commissioner(s) took part during 2017.

Local Training Presentations

- **Threat to Public Services & Facilities**
Riverside Police Department
- **Integrating Communication, Assessment and Tactics**
Riverside Police Department

Seminars & Conferences

- **2017 NACOLE (National Association for Civilian Oversight of Law Enforcement) Conference**
Spokane, WA
- **Constitutional Use of Force Training Seminar**
Newport Beach, CA



COMPLAINT CASE REVIEW

In 2017, the Commission reviewed and closed a total of **20** complaint cases containing **28** allegations. At year's end, there were a total of **65** cases remaining for the Commission's review. The significant percentage of cases pending and not reviewed is a result of two issues. First, between 2015 to mid-2017, complaint cases that RPD classified as an Inquiry, Frivolous, Other Judicial Review or Previous Administrative Review were not sent to the CPRC for review since the new classification did not identify the case as a "complaint." The classification changes occurred when RPD adopted the standardized LEXIPOL Policy Manual system in 2015.

The CPRC recognized that these complaint cases were still considered complaints that fell within the review process of the Commission, regardless of the classification. Chief Sergio Diaz agreed and requested that Internal Affairs staff send all such cases from 2015 through 2017 to the CPRC for review. As a result of the glitch in the system, the Chief of Police directed Internal Affairs staff to issue an RPD Citizen Complaint case number to each and every complaint, regardless of the classification or finding. This will ensure that every complaint case will be sent and reviewed by the CPRC.

The second reason for the high number of cases left for review is due to complaint cases that were filed in 2017 but are still under investigation by the Internal Affairs Unit. These cases will be reviewed by the CPRC in 2018. Cases from 2015 and 2016 were given first priority for review at each meeting. This created a backlog in reviewing 2017 cases.

NOTE: The entire RPD Citizen Complaint Policy was revised by Chief Diaz and his staff, along with input from the CPRC. The new policy took effect in January 2018.

"Reviewed" refers to the cases for which the Commission received the investigation case files and made findings in Closed Session review.

Below, **Figure 1** identifies the cases Reviewed in 2017 vs. the cases remaining for the Commission's review by the end of 2017.

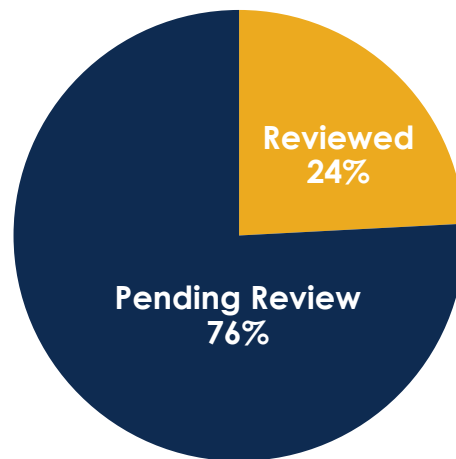
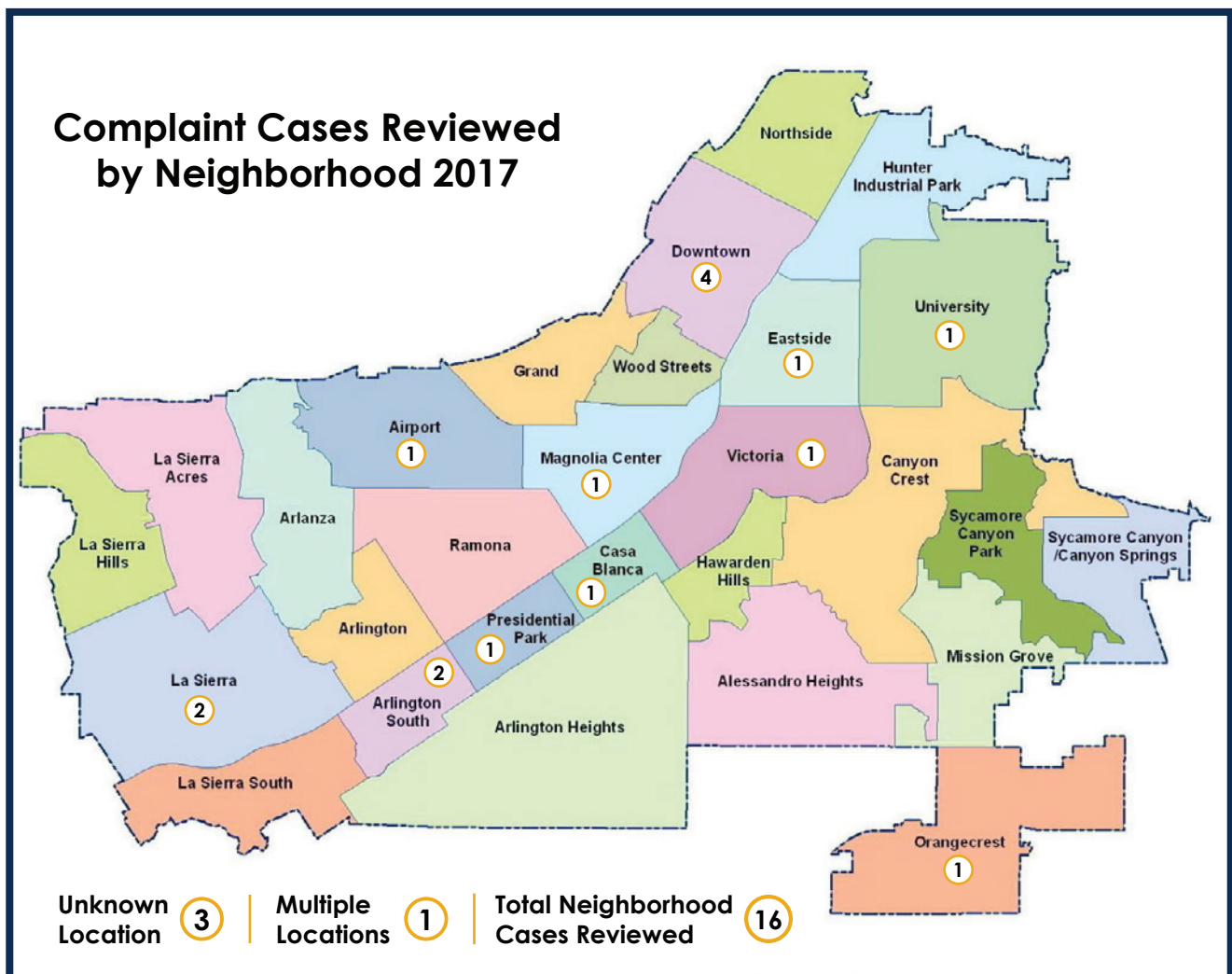


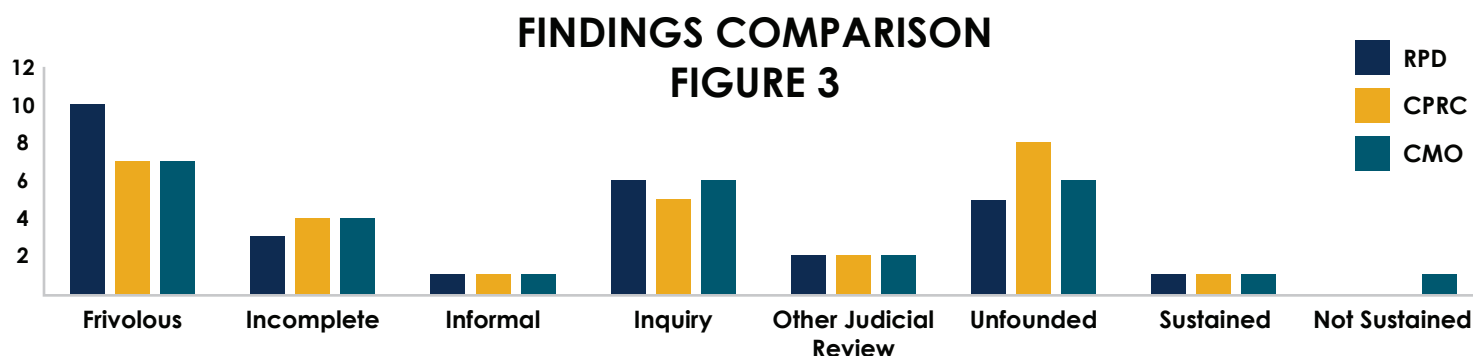
Figure 2 illustrates the complaint cases reviewed where the complainant advised of the location the incident occurred. Officer-Involved Death (OID) cases are excluded.



2017 COMPLAINT COMPARISON FINDINGS

RPD VS. CPRC VS. CMO

Figure 3 provides data comparing the complaint case findings of the 28 allegations reviewed by the Riverside Police Department (RPD), Community Police Review Commission (CPRC) and the City Manager's Office (CMO). Each of the three entities independently reach findings on allegations.



FINDINGS AND DISPOSITIONS OF PERSONNEL COMPLAINTS:

Based on RPD Policy, each complaint allegation shall be classified with one of the following findings:

Sustained: When the investigation discloses sufficient evidence to establish that the act occurred and that it constituted misconduct.

Not Sustained: When the investigation discloses that there is insufficient evidence to sustain the complaint or fully exonerate the employee.

Unfounded: When the investigation discloses that the alleged act(s) either did not occur or did not involve Department personnel.

Exonerated: When the investigation discloses that the alleged act occurred, but that the act was justified, lawful and/or proper.

Incomplete: A matter in which the complaining party either refuses to cooperate or becomes unavailable after diligent follow-up investigation. Depending on the seriousness of the complaint and the availability of sufficient information. Incomplete matters may be further investigated.

Previous Administrative Review: A matter in which the actions of the employee(s) have been determined to be within policy in a previous Supervisor Administrative Review or other administrative investigation. If no further information is provided or discovered, beyond the facts already known at the time of the Previous Administrative Review, the Department supervisor, with approval of his or her commanding officer and the Internal Affairs Lieutenant, may classify the allegation with a finding of Previous Administrative Review.

Other Judicial Review: This finding is intended to address complaints in which the matter has been handled or would most appropriately be handled, by a judicial authority having jurisdiction over the matter.

- Civil Matters
- Court Proceedings

Frivolous: Complaints that are totally and completely without merit, or which are made for the sole purpose of harassing a police employee may be classified with a finding of Frivolous as approved by the Internal Affairs Lieutenant or a chief officer. (Per CA Penal Code §832.5 and as defined in section 128.5 of the Code of Civil Procedure.

Findings for each allegation shall be made by the Chief of Police or another chief officer acting in the place of the Chief of Police. The completed investigation will be forwarded to the CPRC. The CPRC, by majority vote, will make independent recommendations of findings for each allegation. Following CPRC review, the investigation shall be forwarded to the City Manager's Office for the final determination of findings.

DEFINITION OF INQUIRIES

Inquiries about employee conduct which, even if true, would not qualify as a personnel complaint should be handled informally by Department supervisors and shall not be considered complaints. Inquiries will be documented and tracked like complaints including referral of the completed inquiry investigation to the CPRC. No findings are necessary; there will be no Memorandum of Finding completed for these investigations. Inquiries do not require a Complaint Control Form.

Figure 4 illustrates, by neighborhood / area, the 20 complaint cases reviewed by the Commission in 2017, the 28 allegations logged, and the Commission's subsequent findings.

Reviewed Complaint Cases per Neighborhood / Area		Total # of Allegation Types per Neighborhood / Area		Total # of Dispositions per Allegation	
1	Airport	3	Discrimination/Harassment	3	Unfounded
2	Arlington South	2	Conduct	2	Inquiry
		1	Performance	1	Incomplete
1	Casa Blanca	2	Improper Procedure	2	Other Judicial Review
4	Downtown	5	Conduct	4	Frivolous
				1	Unfounded
1	Eastside	2	Improper Procedure	2	Frivolous
2	La Sierra	4	Conduct	3	Unfounded
				1	Inquiry
1	Magnolia Center	1	Performance	1	Inquiry
1	Orangethrest	1	Performance	1	Inquiry
1	Presidential Park	1	Conduct	1	Informal
1	University	1	Performance	1	Incomplete
1	Victoria	1	Improper Procedure	1	Unfounded
1	Multiple Locations	1	Conduct	1	Frivolous
3	Unknown	1	Conduct	1	Sustained
		2	Performance	2	Incomplete



OFFICER-INVOLVED DEATH (OIDS)

The Riverside City Charter defines the ability of the Community Police Review Commission to review and investigate officer-involved deaths. Charter Section 810, empowers the Commission "to review and investigate the death of any individual arising out of or in connection with actions of a sworn police officer, regardless of whether a complaint regarding such death has been filed."

Immediately upon the death of a person arising out of or in connection with the actions of a sworn police officer, a criminal investigation commences. The Riverside Police Department (RPD) conducts the criminal investigation, which includes gathering physical evidence, obtaining statements from involved parties and witnesses, and gathering reports from all involved officers.

Officer-involved death cases fall into one of three categories:

PENDING	When the Commission is awaiting receipt of the criminal casebook that is utilized for the Commission's public evaluation of the case.
IN PROCESS	When the criminal casebook has been received, posted online, and agendized for its evaluation.
COMPLETED	When the Commission has finished the evaluation of a case.

Information regarding OID cases can be found on the Commission's website below:
RiversideCA.gov/cprc/OIDs/OID_Case_Evaluations.htm

In 2017, the Commission completed the evaluation of (1) officer-involved death case. At year's end, there was (1) case categorized as "In Process" and (1) case categorized as "Pending".

CPRC OFFICERS & AD-HOC COMMITTEES

2017 CPRC Officers



Greg Smith - **Vice-Chair**
Jane Adams - **Chair**

Outreach Ad-Hoc Committee



Robin Jackson, Greg Smith - **Committee Chair**,
Jane Adams, Frank Hauptmann,
Artemese Evans

Policy, Procedures & By-Laws Ad-Hoc Committee



Artemese Evans,
Joe Ortiz - **Committee Chair**,
Jane Adams, Frank Hauptmann,
Robin Jackson

RPD Outreach Ad-Hoc Committee



Robin Jackson - **Committee Chair**,
Frank Hauptmann, Tony Ybarra

COMMISSION MEMBERS



Jane Adams, CPRC Chair, Ward 3

Jane Adams is a Ward 3 resident. She and her husband Doug have lived in Riverside for over 44 years of their 46 year marriage. Jane worked in Social Services for 39 years: 12 years with Riverside County, and 27 years with San Bernardino County. Since retiring, Jane's goal has been to give back to the community. In addition to serving on the Community Police Review Commission, she is currently the Chair of the Board of Directors of the Family Service Association. She also volunteers with Riverside Meals on Wheels and is an active member of the Inland Empire Racewalkers. Jane received her Bachelor of Science Degree in Business Administration from Cal Poly, Pomona, and her Master's Degree in Business Administration from Cal State, San Bernardino. Jane enjoys her family in her spare time. She also loves to race walk, having completed 36 marathons in addition to many half-marathons and charity races. Term expires in March 2019.



Gregory Smith, CPRC Vice-Chair, Ward 2

Gregory Smith is a near life-long Riverside resident, with a Bachelor's Degree from UC Riverside in 1987, with a double major in Computer Science and Business Economics. He is also a 2014 graduate of the Regional Leadership Academy of the Inland Empire Economic Partnership. Greg works in the technology industry as the U.S. Southwest Region Manager for Rohde & Schwarz, one of the world's leading manufacturers of radio frequency test and measurement equipment. Previously, Greg held roles which include Vice President of Sales for RADX Technologies, and Southern California Sales Manager for National Instruments. Greg prides himself on being approachable, on keeping an open mind, and being proactive with respect to all issues. He is fully committed to the success, the evolution, and the growth of Riverside and the Inland Empire as a whole. Term expires in March 2021.



Robin Jackson, Ward 1

Robin "RJ" Jackson is a Ward 1 resident who arrived in Riverside in 2008. She immediately became a volunteer in many Riverside forums ultimately leading to her appointment in 2011 by the mayor and city council as a Commissioner on the CPRC. Robin is proud of her service as a bilingual Santa Ana Police Department police officer and detective as well as the time she served as an instructor at the Police Academy and at a local college. She holds a Bachelor's Degree in Criminal Justice from California State University, Fullerton. In her seven years on the Commission, she has served as a Commissioner, Vice-Chair and Chair, in addition to serving on all of the ad-hoc committees. Her goal is to provide both the citizens of Riverside and the sworn officers of the Riverside Police Department with fair representation and review, while insisting on courtesy, professionalism and accountability by all. Term expires in March 2019.



Tony Ybarra, Ward 3

Tony Ybarra grew up in the Eastside community and earned a Bachelor's Degree from the University of California, Riverside. He worked for the Riverside County Probation Department, California Highway Patrol and the California Attorney General's Department of Justice. He attained the rank of Special Agent in Charge and was assigned oversight of the Los Angeles Regional Office and was the Director of the Los Angeles Interagency Metropolitan Police Apprehension Crime Task Force (LA IMPACT). Tony retired after 32 years in law enforcement.

Tony is a nationally recognized expert in many fields of narcotic enforcement, supervision, and management. He has taught and given presentations across the United States, Canada and Mexico. He continues to be sought out for presentations across the United States. Term expires in March 2019.



William Timmons, Ward 6

William Timmons is a Ward 6 resident who has served on many boards and commissions including the Mayor's Commission on Aging, Riverside Transportation Board, and Board of Directors of the YMCA. As a former United States Peace Corps volunteer, he served as Tourism Advisor and personal English teacher to the President of the country of Niger, West Africa. He later spent his time as a missionary in Southeast Asia where he established numerous child welfare programs, many of which dealt with anti-slavery and exploited children.

He served as founder and CEO of several international child welfare agencies earning a royal decoration from the King of Thailand. He spent a number of years working in the international intelligence arena. William has written five novels currently sold on Amazon, one of which is under contract for a movie. Term expires in March 2021.



Abel Huerta, Ward 7

David "Abel" Huerta, a Ward 7 resident, is a lifelong resident of Riverside. He has over 13 years' experience in law enforcement serving as a Reserve Police Officer then transitioning to a full time Police Officer within Riverside County. Utilizing his Paramedic Certification, Teaching Credential and his law enforcement experience, he continued as an adjunct instructor at the Ben Clark Public Safety Training Center. He became the first instructor in the Inland Empire to provide training on terrorism courses involving nuclear, biological and chemical weapons

of mass destruction. Sponsored by the Department of Justice, the program was the foundation for the National Homeland Security organization. He later became the Corporate Safety Director for Dynamic Plumbing where he authored Health and Safety Training Programs in Construction and General Industry Safety under Federal and State OSHA Standards. Term expires in March 2020.



Joseph Ortiz, Ward 3

Joseph Ortiz is a Ward 3 resident, a local employment attorney, and a community activist. Mr. Ortiz received his undergraduate degree at University of California, Los Angeles, and his legal education at University of Minnesota School of Law. Professionally, he is a partner with the law firm of Best Best & Krieger LLP. He sits on the Executive Committee to the Labor & Employment Section of the California Lawyers Association, and was appointed in 2017 to serve on California's Fair Employment and Housing Council. He will also serve as Chair of the Greater

Riverside Chambers of Commerce for the 2018-2019 year. Mr. Ortiz is committed to local community causes, including Riverside Legal Aid, Greater Riverside Dollars for Scholars, and Riverside Sunrise Rotary, to name a few. He is married to Julia and has three young children. Term expires in March 2020.



Artemese Evans, Ward 5

Artemese Evans is a native to Riverside who pursued both her undergraduate and Master's Degree at the University of Redlands. Artemese is currently a Labor Representative in her 9-year career with the Riverside Sheriffs' Association specializing in employee leaves, grievances, and non-discipline issues. Her other contributions to organizations in Riverside include her position as Board Apprentice for the Mission Inn Foundation (2014-2015), Co-Chair for the 38th Annual Mission Inn Run in 2015 and membership with Riverside's Pick Group

for Young Professionals since 2008. As part of the Pick Group, she has served on the Professional Development Committee, the Membership Committee and as Secretary of the Board from November 2013 to March 2016. In 2014, she completed the Pick Group's Board Development Training Program. Term expires in March 2020.



James Kurkoske, Ward 4

James Kurkoske is a long time Riverside resident who is married with three children. He retired as a Lieutenant for the Rialto Police Department after 27 years of service, working in a wide variety of assignments from patrol to administration. In 2016, Commissioner Kurkoske was appointed by the Mayor and City Council of Riverside to the Ward 4 seat of the Community Police Review Commission. He has a Bachelor of Science Degree in Occupational Studies from Cal State Long Beach and a Master's Degree in Criminal Justice from California Coast University.

In addition to his community service on the Commission, Commissioner Kurkoske sits on the Board of Directors for the Magnolia Center Little League and is a baseball coach for the same. Term expires in 2021.

CPRC STAFF



Frank Hauptmann, CPRC Manager

Frank Hauptmann, a seasoned professional with over 40 years of exposure and expertise in policing, has entered his 7th year as the CPRC Manager. During his law enforcement tenure in Orange County and Los Angeles County, he held numerous ranks ranging from a Police Officer to the Chief of Police. As an adjunct instructor at California State University, Long Beach, he has trained over 5,000 law enforcement supervisors and managers in Internal Affairs investigation and processes. Serving as a Police Chief, Mr. Hauptmann became a “change agent” as he reformed a police agency with the assistance of the State of California, Attorney General's Office. He has maintained numerous association memberships which include, but are not limited to, NACOLE, the National Internal Affairs Association, California Police Chiefs Association, International Association of Chiefs of Police and California Peace Officers Association. He is also a veteran from the U.S. Navy and the Office of Naval Intelligence (ONI). Mr. Hauptmann's experience and expertise in policing has added a great benefit to the Commission through his guidance, direction and leadership.



Phoebe Sherron

Phoebe Sherron has been working with the Commission since its inception in 2000 and has been a valuable resource to CPRC managers and Commissioners through the years. As the Commission's Administrative Assistant, Phoebe's responsibilities include, but are not limited to, scheduling meetings, the processing and distribution of documents and information including agendas, minutes, and reports, as well as maintaining and updating the Commission's website. Phoebe has an Associate of Science Degree with the emphasis in Administration of Justice from Riverside Community College.



