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Police Policy Committee

Documenter name: Tina Scott

Agency: [Cleveland Community Police Commission \(CPC\)](#)

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Summary

- Committee members and presenters, including a Cleveland police commander, discussed ShotSpotter and the general police order (GPO) for ShotSpotter.
- Committee members discussed how ShotSpotter relates to search and seizure and the Fourth Amendment and if ShotSpotter can work without violating the Fourth Amendment and the Consent Decree. (The Fourth Amendment of the Constitution protects against unreasonable search and seizure.)
- Committee discussed a possible special meeting to discuss ShotSpotter, surveillance, and search and seizure.

Follow-Up Questions

- Why isn't the closed caption feature enabled for all public meetings?

Notes

Committee members: Shandra Benito, Kyle Earley, Alana Garrett-Ferguson, Piet van Lier (chair), Teri Wang

Work group updates and discussion:

Emerging Police Surveillance Technology: van Lier and Wang

ShotSpotter general police order (GPO) revisions (vote):

Wang said she is concerned that the committee process is not following protocol. Earley said he is focused as much on progress as on equally following protocol.

Discussed how ShotSpotter relates to search and seizure and the Fourth Amendment and if ShotSpotter can work without violating the Fourth Amendment and the Consent

Decree. (The Fourth Amendment of the Constitution protects against unreasonable search and seizure.)

Discussed a possible special meeting to discuss ShotSpotter, surveillance, and search and seizure.

Approved.

Fusus DN (update):

Chair gave a brief on this item, which would outline what the CPC has the authority to approve. Wang said there are pieces of the item that need correction. Benito and Earley agreed.

A vote was deferred to the next meeting.

Behavioral Health and Crisis Intervention: Benito

Update:

Benito said they are moving their work group meetings to monthly. They are moving to review Office of Professional Standards (OPS) and Internal Affairs (IA) cases where Brazos forms were filed. Benito said potentially concerning cases would be sent to the accountability committee so the full, unredacted case file can be requested.

Wang asked why that work would be put on the accountability committee when the information involved is a matter of public record. She said it is more unnecessary work on the accountability committee. Benito told her it is because non-commissioners are in the work group.

New business

GPOs – discussion with possible votes

Transitional Duty 1.05.13 (vote):

Commander Brian Carney with the Cleveland Division of Police Bureau of Compliance spoke about this. He said that the terms restricted and transitional duty have been used interchangeably, so this would define the difference. An employee needs a medical

cause for transitional duty. Restricted duty is intended for employees who may be under administrative or criminal investigation.

Benito said she has a concern that the wording requiring a “bonafide” medical reason for transitional duty is stigmatizing towards individuals with disabilities.

Earley asked if those pregnant are factored into this? The commander said yes.

Approved.

Restricted Duty 1.02.05 (vote):

Approved.

Animal Incidents 2.01.09 (vote):

Carney discussed euthanization of animals and reporting requirements. Investigations are still held to ensure protocol is followed and there are no policy violations.

Wang shared a Cleveland resident’s story that in Glenville, a deer and groundhog were shot and no police report was made. Wang asked if this GPO would include reporting requirements for animal abuse.

Carney said in an instance where there is animal abuse, a report should be generated.

Wang asked if there is training for officers to assess incidents involving animals. Carney said there is training but it does not involve diagnosis of an injury’s severity.

Approved.

Post Traumatic Incident Protocol 1.05.08 (vote):

Some changes were made in conjunction with changes to the transitional duty policy. They mostly involve the medical director and the Occupational Health and Safety Unit.

Benito would like to see “witnessing the aftermath” of a traumatic incident added to the definition of traumatic incidents.

Benito recommended a separate policy for incidents involving a family member of an

officer.

A vote was deferred to the next meeting.

Update from Discipline work group within the Police Accountability Committee on Corrective Action GPO and manual of rules

Carney presented the changes included in the GPO. It includes the previous police commission's recommendation of termination for serious policy violations and alternative recommendations for less serious policy violations.

Public comment

Rosie Palfy commented. She expressed concerns about commission members' actions in and outside of meetings. Palfy said everything is getting lost in the shuffle.

Palfy also said public records should not include an individual's confidential information.

Loh: Only a very few of you have experience and critical thinking skills to convince others to see the bigger picture. Open the door to the community.

Meeting adjourned at 8:16 p.m.

Next meeting: Wednesday, Feb. 21, 6 p.m.

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