



Police Review Board
ACTION MINUTES

Thursday, March 24, 2022

4:30 pm-Private Briefing

Anaheim City Hall- 7th Floor Conference Room
200 S. Anaheim Blvd, Anaheim

6:00 pm- Public Meeting

201 S. Anaheim Blvd
Gordon Hoyt Conference Room-Second Floor
(moved to 11th floor conference room due to technical difficulties)

Chairperson: Jason Khoo

Vice Chairperson: Daisy Chavez

Board Members Present: Mayra Gomez, Diana VanKirk

Board Members Absent: Ryan Wagner

Staff Members Present: Alyssa Guerrero, Lt. Chris Moody, Sgt. Brian Leist

OIR Group Members Present: Michael Gennaco, Stephen Connolly

- **Call to Order – 6:12 p.m.**

Chair Jason Khoo called the meeting to order at 6:12 p.m.

- **Approval of Minutes – February Police Review Board Meeting**

MOTION: Member Diana VanKirk requested revisions to the February meeting minutes to reflect JoAnn Nau was not present. Approved as amended, motion by Member Mayra Gomez. Second by Member Diana VanKirk.

- **Chair Comments regarding Private Briefing**

Chair Khoo mentioned that the board had received a MIRT (Major Incident Review Team) presentation, regarding an officer involved shooting on Thursday, March 3rd. Vice Chair Chavez responded to the scene, along with OIR.

Stephen Connolly explained that the board was given an initial briefing on the incident. The investigation into the legality of the officer's use of deadly force is being handled by the Orange County District Attorney's office. The State Attorney General does handle certain investigations, but in this case they will not. The Anaheim Homicide Group is also assisting with this investigation.

The Anaheim Police department has begun its process of reviewing the case. After the initial investigative phase, the Police Department identifies details that may need immediate attention, such as equipment issues, etc. but the legal investigation

conducted by the District Attorney's office can take several months. OIR Group will be monitoring the process and will report back to the board as new information arises. All completed cases are included in OIR's public reports. At about the 45 day mark of the investigation which is sometime in late April, the police department will release a critical incident briefing to the public. This will contain some of the body-worn camera recordings from the incident. A new state statute requires that this information be released to the public.

In the immediate aftermath of a critical incident, the police department has a public meeting in the neighborhood where the event occurred. In order to answer questions, address concerns and provide initial information to the community. OIR and the Police Review Board are now invited to attend these meetings. Chair Khoo and Vice Chair Chavez attended the most recent community meeting on Friday, March 4th.

Vice Chair Chavez was surprised by how many community members attended the meeting. The police department shared an overview of public information with the attendees. Vice Chair Chavez mentioned that the attendees seemed appreciative and engaged in the meeting.

Chair Khoo mentioned that the attendees were very engaged and interested in hearing updates regarding the incident.

- **Public Comments**

Public Comments on any agenda items or subject matter within the scope of the Police Review Board. Please note: Individual audience participation is three minutes per speaker.

Mark Daniels thanked the board for their service to the community. He commented on fentanyl abuse in the area.

Art Castillo mentioned his experience as a former city employee. He also mentioned that he reviewed a recent video from a critical incident and shared his opinions on the situation.

Vern Nelson asked that more information be made public about the most recent officer involved shooting. Mr. Nelson read a statement on behalf of two Rancho La Paz residents regarding an alleged theft in the neighborhood.

Donna Acevedo Nelson asked for shelter resources for recently incarcerated individuals. She also asked for an update on the Be Well OC facility.

Bryan Kaye shared his opinions about APD.

AB 481-Military Equipment - Use Policy- Presentation by the Anaheim Police Department, given by Lt. Chris Moody as follows:

- On September 30, 2021 Governor Gavin Newsom signed into law several peace officer reform bills, including AB 481.
- AB 481 was authored to address the funding, acquisition and use of items that law makers consider to be military equipment.
- This bill requires law enforcement agencies to obtain approval of the applicable governing body for use of military equipment.
- The Anaheim Police Department does not own any military equipment, procured via any branch of the military. However, AB-481 has designated certain items as military equipment, whether it is procured through the military or not.
- AB – 481 requires that departments publish the draft of military equipment use policy onto the department’s website at least 31 days prior to approval of policy.
- Departments must obtain approval by the applicable governing body (Mayor and City Council).
- Sgt. Brian Leist spoke to the group about his experience on the SWAT team and shared the definition of military-grade equipment as recognized by the state of California.
- He mentioned that APD does not own any tracked armored vehicles, Taser shockwaves or microwave weapons.
- Sgt. Leist mentioned that APD does own several drones that are commercially available and sold to the public. These are used by the department for SWAT interior searches, perimeter containment, roof checks and more. He clarified that these drones are not weaponized.
- Ballistically Engineered Armored Rescue Vehicles (BEAR) have also been used by APD since 2004. This is a bullet proof vehicle also used by other industries, but not by the military.
- Sgt Leist shared details of several other equipment items that APD owns such as tear gas, cold gas, paintball/powder guns, simulators and more.
- APD is continually evaluating current equipment against new technology to determine if any changes or improvements should be made.

The full presentation is available at <http://www.anaheim.net/PRB>.

The Board asked a number of questions regarding the presentation.

Chair Khoo asked if this meeting/presentation is considered the public, community engagement meeting which is required by AB-481. The officers answered, no this is not that meeting. Another meeting will be held to meet that requirement.

Chair Khoo also asked if there is any equipment used by APD that was not mentioned in today’s presentation. The officers said no, today’s list is the complete, current list of APD’s military equipment.

Member Gomez asked if the ICOR robot can go upstairs. Officers responded that yes, robot can travel up stairs. She also asked if the command center van is bulletproof. The officer said, no they are not bulletproof. The Gurkha and BEAR are the only bulletproof vehicles.

Member VanKirk expressed appreciation for the information shared during today's presentation.

Chair Khoo asked if the drones are equipped with microphones. The officers mentioned that there is a speaker, light or strobe on the drones, but no microphone.

Vice Chair Chavez asked if the annual reports will included documentation of when equipment was used. The officers answered, yes a detailed report will be required, including when and how the equipment was used in the past year.

Vice Chair Chavez asked if there is a place where the community can submit questions or concerns about the use of this equipment. The officers answered; yes, this information will be publicized before the next city council meeting.

- **Board Comments**

Member Gomez thanked Lt. Moody and Sgt. Leist for today's presentation.

Vice Chair Chavez expressed her appreciation for the thoroughness of the presentation. She also encouraged the public to express any opinions, comments or concerns on this topic during the public comment portion of the next city council meeting.

Member VanKirk thanked the officers for the presentation.

Chair Khoo commented that both he and Vice Chair Chavez are excited to be chairing and vice chairing the board. They are both working together to be efficient and effective leaders of this board. He also mentioned that he welcomes feedback and input from board members.

Alyssa Guerrero announced that there are currently two vacancies on the board, for the District 2 and At Large seats. An individual was selected for District 2 and is undergoing the background process and will most likely join the board at the April meeting. JoAnn Nau, the current At Large member has resigned. Applications are now being accepted for this vacancy.

After last month's presentation on Human Trafficking Awareness, several board members expressed interest in holding a community outreach meeting on the topic. Staff is working with APD to schedule several community meetings.

At January's meeting a public commenter addressed his concerns on the handling of his property during an incident with a police officer. APD is currently investigating this case. Once more information is available, it will be shared with the board.

The next meeting has been changed to April 21.

- **Adjournment**

There being no further business, Chair Khoo adjourned the meeting at 7:32 p.m.