



P.O.R.A.C.  
*Peace Officers Research Association of California*  
SAN DIEGO & IMPERIAL COUNTIES CHAPTER

SUMMARY OF MEETING

DATE: July 8, 2020

IN ATTENDANCE

Regular Associations

Brawley PMA	MiraCosta College POA
Brawley Police Sgts. Assn.	National City POA
Brawley PSA	Oceanside POA
Calexico POA	Palomar College POA
Calipatria POA	<b>RAM:</b> <i>James Mac Donald, Tom Simonds,</i>
Carlsbad PMA	<i>Randy Dibb Arnold Page</i>
Carlsbad POA	SD CO DSA
<b>Chula Vista POA:</b> <i>Fred Rowbotham, Rusty</i>	SD Community College POA
<i>Rea</i>	<b>SD County DAI Assn.:</b> <i>Bryan Zmijewski</i>
Coronado POA	SD County Probation Officers Assn.
El Cajon POA	<b>SD County Public Assistance</b>
El Centro POA	<b>Investigators Assn.:</b> <i>Danielle Ferrara</i>
El Centro Sgts. Assn.	<b>SD Harbor POA:</b> <i>Jon Taylor, Eric Wilms</i>
Escondido POA	<b>SD POA:</b> <i>Jack Schaeffer, Brian Avera</i>
Imperial County District Atty Invest Assn.	<b>SD Schools PMA:</b> <i>Jesus Montana</i>
<b>Imperial County DSA:</b> <i>Emmet Fried</i>	<b>SD Schools POA:</b> <i>Jay Gresham</i>
Imperial County Public Safety Mngr Assn.	Southwestern Community College POA
Imperial POA	UCSD POA
La Mesa POA	Westmorland POA

Limited Associations

Border Patrol Supervisors Assn	<b>SD County DDA Assn.:</b> <i>Tim Cook</i>
Brawley FFA	Transit Enforcement Officers
Peace Officers of CA (DMV Investigators)	

Reserve Associations

Carlsbad RPOA	National City PRA
Chula Vista PRA	<b>SD County DA Reserve Investigators:</b>
Coronado PRA	<i>Bryan Zmijewski</i>
Escondido PRA	SD RPOA
La Mesa Reserves POA	San Diego Sheriff's Reserve Deputy Assn.

**CHAPTER WEBSITE**

***poracsandiego-imperialcountieschapter.org***  
***https://www.facebook.com/SDImperialCountyChapterPORAC/***  
***[Minutes were motioned, seconded, and passed at the August 12, 2020 meeting]***

Attorneys

*Brad Fields, Rick Pinckard* (Bobbitt, Pinckard & Fields APC); *David Dugan* (Dugan & Rader); *Jason Ewert* (Mastagni, Holstedt APC); (O'Mara)

PORAC Endorsed Providers

AFLAC; California Casualty; Myers-Stevens & Toohey

Supporters

Nationwide Mortgage

Guests

None

**CALL TO ORDER**

The monthly meeting of the San Diego and Imperial County Chapter of PORAC was called to order by President Bryan Zmijewski on Wednesday, July 8, 2020, at 1800 hours via ZOOM.

The Pledge of Allegiance was led by Bryan Zmijewski.

A moment of silence was held for the 13 law enforcement officers who died in the line of duty since the June 10, 2020 chapter meeting.

**EXECUTIVE BOARD ROLL CALL**

Roll call was performed by Secretary Mac Donald. All members were present except for VP Dawn Morabe (excused: working).

**INTRODUCTIONS**

Everyone introduced themselves and the association/organizations that they represented.

**PRESENTATIONS**

None

**APPROVAL OF MINUTES**

Jack Schaefer made a motion to accept the minutes of the June 10, 2020 chapter meeting. The motion was seconded by Jesus Montana and was passed.

**COMMITTEE REPORTS**

FINANCE – Page

He provided the balances as of the end of June 2020 CAHP accounts:

Savings Account \$66,471.83

Checking Account \$15,651.46

Total \$82,123.29

All accounts are current. Contact him for any further information.

**MEMORIAL – Simonds**

There was nothing new to report.

**TECHNOLOGY – Simonds**

He reported that the current chapter bylaws and the approved 2020 chapter meeting minutes have been placed on the website.

**MEMBERSHIP – Ferrara**

There was nothing new to report.

**SPECIAL EVENTS - Susi**

There was no report due to his absence from the meeting.

**MERCHANDISE – Dawn Morabe**

There was no report due to her absence from the meeting.

**BYLAWS – Mac Donald**

He reported that the committee will conduct a committee meeting, via ZOOM, next week where the goal is to develop a bylaw amendment regarding RAM and voting.

**DISABILITY, LIFE & AD&D PROVIDERS**

**AFLAC**

There was no report due to the absence of a representative at the meeting.

**California Casualty**

There was no report due to the absence of a representative at the meeting.

**Myers-Stevens & Toohey**

There was no report due to the absence of a representative at the meeting.

**RETIRED ASSOCIATE MEMBER – Simonds**

There was nothing new to report.

**PORAC**

**Insurance & Benefit Trust (PORAC I&BT) – Rea**

Due to the current Coronavirus pandemic the trust has experienced a reduction in costs, however, an increase is anticipated when the shelter-in-place orders by the governor are lifted.

**Chapter Director – Montana/Avera**

Jesus Montana reported that in the past month there have been discussions by government agencies regarding the possibilities of defunding law enforcement agencies and/or layoffs. The SD School Board, to date, has continued its support of the school police and has refused to defund or reduce expenditures for the department.

**POLITICAL UPDATE**

PAC – Zmijewski

He provided the PAC/PIC account balances as of June:

PAC: \$63,635.89; PIC: \$45,538.93

He also reported the SDDAI have endorsed Kristen Gaspar for re-election to the SD County Board of Supervisors (District 3).

Legislation – Montana/Avera

Without objection, President Zmijewski tabled the discussion until later in the meeting.

**LEGAL**

LDF – Rowbotham

The committee has not met since the June chapter meeting. There will be meeting tomorrow in Oakland.

Participation in LDF Plans are not insurance. LDF is an ERISA Trust.

There have been many requests for indemnity insurance from members. Attorneys are being consulted as to the viability of such an offer by either LDF or another insurance provider.

Legal Updates – Pinckard/Fields; Mastagni, Holstedt; Adams, Ferrone & Ferrone  
Brad Fields reported that there have been several jurisdictions considering the establishment or reformation of police review boards.

There will be a charter amendment on the ballot in the city of San Diego that would provide for more autonomy of the board and subpoena power.

The county review board investigates the sheriff and probation departments.

He also reported that there has been a steep increase in the number of Public Records Act requests, especially in cases involving civil unrest.

Rick Pinckard added that the Public Records Act is being used to circumvent discovery in civil unrest incidents.

Jason Ewert reported that there is a movement to outsource officer involved shooting and use of force investigations from law enforcement agencies.

He opined that changes in qualified immunity for law enforcement personnel would require federal legislation.

**WORKERS' COMPENSATION - Dugan/O'Mara**

Dave Dugan stated that he believes that the Worker Compensation Appeals Board is working very well electronically during the Coronavirus pandemic, although cases are not being heard.

Without objection, President Zmijewski took up POLITICAL UPDATE, Legislation.

## **POLITICAL UPDATE**

Legislation – Montana/Avera

Brian Avera summarized several legislative bills:

AB 1709 (Weber—AD 79) would remove the specification that a peace officer making an arrest need not desist in their efforts because of resistance or threatened resistance from the person being arrested. The bill would also require a peace officer to attempt to control an incident through de-escalation tactics, as defined, in an effort to reduce or avoid the need to use force, to render medical aid immediately or as soon as feasible, and to intervene to stop a violation of law or an excessive use of force by another peace officer.

AB 66 (Lorena Gonzalez—AD 80, Ash Kalra—AD 27, and Cristina Garcia—AD 58) would prohibit the use of kinetic energy projectiles or chemical agents during civil unrest.

AB 1652 (Wicks—AD 15) would reduce participation in unlawful assembly from a misdemeanor to an infraction. It would also look more closely to the tactics used during an unlawful assembly by law enforcement.

## **LOCAL SUPPORTERS**

Cross Country Mortgage -- Conklin

There was no report due to the absence of a representative at the meeting.

## **CHAPTER INTEREST**

On June 19, Governor Newsom attempted to remove school police and resource officer funding from the state budget. Brian Avera commended PORAC and Legislative Advocate Randy Perry for their diligence and efforts in overcoming the governor's efforts.

Tim Cook reported that a person wearing Black Lives Matter apparel was denied access to the SD County Courthouse in El Cajon due to "inappropriate apparel". A deputy wearing a Thin Blue Line mask was also denied access.

Emmet Fried announced the tragic news that the 20-year-old daughter of El Centro POA President Mike Garcia unexpectedly passed away on July 4. A GoFundMe account has been established. Donations may also be made through El Centro POA.

## **OLD BUSINESS**

None

## **NEW BUSINESS**

None

**GOOD OF THE CHAPTER**

President Zmijewski announced that the next chapter meeting will be held on Wednesday, August 12, 2020, at 1800 hours. The meeting once again will be held via ZOOM.

He also announced that the Region IV meeting will be held on Saturday, August 29, from 08-1200 hours. Inland Chapter is the host. He will have a notification made when hotel reservations are open.

**ADJOURNMENT**

Without objection President Zmijewski adjourned the meeting at 1910 hours.