



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

SUMMARY OF MEETING

DATE: April 24, 2019

IN ATTENDANCE

Regular Associations

Brawley PMA	MiraCosta College POA	National City
Brawley Police Sgts. Assn.	POA: <i>Bill Phillips</i>	
Brawley PSA	Oceanside POA: <i>Martin Morabe</i>	
Calexico POA	Palomar College POA	
Calipatria POA	RAM: <i>James Mac Donald, Randy Dibb,</i>	
Carlsbad PMA	<i>Tom Simonds, Ernie Susi, Arnold Page</i>	
Carlsbad POA	SD CO DSA: <i>Dawn Morabe, David</i>	
Chula Vista POA: <i>Fred Rowbotham</i>	<i>Leonhardi, Michele Chism</i>	
Coronado POA	SD Community College POA	
El Cajon POA	SD County DAI Assn.: <i>Bryan Zmijewski</i>	
El Centro POA	SD County Probation Officers Assn.	
El Centro Sgts. Assn.	SD County Public Assistance	
Escondido POA	Investigators Assn.: <i>Danielle Ferrara</i>	
Imperial County District Atty Invest Assn.	SD Harbor POA: <i>Jonathan Taylor</i>	
Imperial County DSA: <i>Frank Reyes</i>	SD POA: <i>Brian Avera</i>	
Imperial County Public Safety Mngr Assn.	SD Schools PMA: <i>Jesus Montana</i>	
Imperial POA	SD Schools POA: <i>Jay Gresham</i>	
La Mesa POA: <i>Colin Atwood</i>	Southwestern Community College POA	
	UCSD POA	
	Westmorland POA	

Limited Associations

Border Patrol Supervisors Assn	SD County DDA Assn.
Brawley FFA	Transit Enforcement Officers: <i>John</i>
	<i>Buncio</i>

Reserve Associations

Carlsbad RPOA	La Mesa Reserves POA
Chula Vista PRA	National City PRA: <i>Bill Phillips</i>
Coronado PRA	SD County DA Reserve Investigators
Escondido PRA	SD RPOA

CHAPTER WEBSITE

poracsandiego-imperialcountieschapter.org

[Minutes were motioned, seconded, and passed at the June 12, 2019 meeting]

Attorneys

David Dugan (Dugan & Rader); *Brad Fields* (Bobbitt, Pinckard & Fields APC); *Kevin Flautt* (Mastagni, Holstedt APC)

PORAC Endorsed Providers

Eric Swartz (Myers-Stevens & Toohey)

Providers

Curt Conkling, Bobbi Octavo (Cross Country Mortgage)

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 April 24, 2019 at 1800 hours at the SDPOA office.

The Pledge of Allegiance was led by Bill Phillips.

A moment of silence was held for the 12 law enforcement officers, including CHP Sgt. Steven Licon [E.O.W. 4-6-19], who died in the line of duty since the March 13, 2019 chapter meeting.

EXECUTIVE BOARD ROLL CALL

Roll call was performed by Secretary Mac Donald all members were present.

INTRODUCTIONS

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

APPROVAL OF MINUTES

Jesus Montana made a motion to accept the amended minutes of the January 9, 2019 chapter meeting. The motion was seconded by Ernie Susi and was passed. [ABSTENTIONS: Imperial County DSA; La Mesa POA.]

Colin Atwood made a motion to accept the minutes of the March 13, 2019 chapter meeting. The motion was seconded by Jonathan Taylor and was passed. [ABSTENTIONS: Imperial County DSA]

Without objection, President Zmijewski suspended the Order of Business to take up LEGAL/MEMBER CONCERNS, LDF.

LEGAL/MEMBER CONCERNS

LDF – Rowbotham

He summarized several active cases. There are currently 79 active court cases, seven of which are murder/manslaughter cases. There are also 13 cases related to traffic collisions. LDF is active in 47 states and four territories. There are 130,384 members from 1307 associations.

He also reported that the 2019 LDF rates will be set at the trust meeting on April 26, in Miami, FL.

He distributed announcement cards regarding the PORAC Legal Defense Fund Member Conference, July 22-23 in Las Vegas, NV. Registration is \$175 and includes mixers on both Sunday and Monday evenings. The block of rooms at the Aria Resort & Casino are 50% filled. Room rates are \$139, per night. For more information go to PORACCLDF.org.

Without objection, President Zmijewski returned to the Order of Business.

CHAPTER REPORTS

FINANCE – Page

He provided copies of the March 2019 CAHP statement and transaction list, and the January-March 2019 profit and loss report. All accounts are current. Contact him for any further information.

Insurance & Benefit Trust (PORAC I&B) –Rea

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

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

Eric Swartz urged associations to provide his contact numbers to their members so that they may receive Long-Term or Short-Term coverage and benefits as soon as possible.

RETIRED ASSOCIATE MEMBER (RAM) – Simonds

There was nothing new to report at this time.

POLITICAL UPDATE

PAC – Zmijewski

SD County Democrat Committee Dinner—at the March meeting the chapter passed a motion to be a sponsor of the dinner (\$5,000, from PAC). Prior to contacting the event committee chairperson their organization voted to support AB392 (Peace Officers: Deadly Force; Weber, AD79) which was (at the time) in direct opposition to the PORAC-sponsored SB230 (Caballero, SD 12). For that reason, (and without objection by those at this evening's meeting) the chapter will not be a sponsor or attending the event.

At the March meeting the chapter passed a motion to recommend to the PORAC State Office the endorsement of San Diego Councilman Chris Ward (District 3) for election to

the seat of California Assembly District 78. The state office has instituted a policy that all legislative and constitutional candidates must complete a questionnaire prior to an endorsement by PORAC. Jesus Montana reported that Ward has been made aware of the policy and will be completing a questionnaire soon.

LEGISLATION – Montana/ Dawn Morabe

On April 23, PORAC sponsored bill SB230 (Law Enforcement: Use of Deadly Force; Caballero, SD 12) passed out of the Senate Public Safety Committee with several amendments. One of the amendments eliminated the language regarding 196 PC (Justifiable Homicide by A Public Officer) from the bill. Another amendment will connect the bill with the passage of AB 392 (Weber). It is hoped that this will encourage cooperation between each bill's sponsors.

For more information on the bill he recommended going to the history tab at leginfo.legislature.ca.gov.

He also summarized some of the bills that PORAC was following:

- SB459 (Crimes: Rape: great bodily injury; Galgiani, SD 5) [**Active Support**]
- AB1600 (Discovery: Personnel Records: Peace Officers and Custodial Officers; Kalra, AD 27) [**Active Oppose**]
- AB314 (Public Employment: Labor Relations: Release Time; Bonta, AD 18) [**Support**]
- AB418 (Evidentiary privileges: union agent-represented worker privilege; Kalra, AD 27) [**Active Support**]
- AB1555 (Police Radio Communications: Encryption; Gloria, AD 78) [**Active Oppose**]

He also reported that PORAC Legislative Day will be held at the State Capitol on Tuesday, May 7. A briefing will be conducted at 0900 hours.

Dave Dugan summarized proposed bills which may affect workers compensation:

- SB731 (Elimination of bias and discrimination in the workers' compensation system; Bradford, SD 35)
- AB1107 (Exclusion of a final determination of the administrative director pursuant to independent medical review from the latter provision regarding conclusive evidence that medical treatment was unreasonably delayed or denied; Chu, AD 25)

PORAC

CHAPTER DIRECTOR – Montana/Dawn Morabe

Montana reported on the April 8 PORAC Executive Committee meeting. The Recruitment and Retention Committee will be reinstated. More chapter level representation will be pursued.

A possible GoFundMe-style campaign to assist PORAC members in times of crisis will be researched.

LEGAL/MEMBER CONCERNS

POLICE REVIEW BOARDS – Pinckard/Fields

Brad Fields reported that the county review board is in the process of revising some of their rules.

BODY-WORN CAMERAS –Fields

There was nothing new to report at this time.

WORKERS' COMPENSATION - Dugan/O'Mara/Hopkins

Randy Dibb distributed copies of and outlined Law1199.com Newsletter (2019 Issue 5). (For further information go to www.law1199.com.)

CHAPTER INTEREST

MEMBERSHIP – Ferrara

She reminded associations that it is important for them to update their contact information, especially after an association election.

Montana reported that SD County DSA board is recommending their members vote to withdraw from PORAC, instead developing their own LDF program.

SD County DSA President Leonhardi summarized their board's concerns that their association does not receive enough benefit from being PORAC members. The board voted 7-1 to recommend to the membership to withdraw from PORAC membership. A possible membership vote is likely to occur in July. If supported, the organization does not anticipate withdrawing until late summer.

Several attendees at the chapter meeting recommended allowing a PORAC representative to make a presentation at membership meetings. Leonhardi refused, stating that he could provide an unbiased evaluation.

MEMORIAL – Simonds

SD County Law Enforcement Memorial

If anyone is interested in attending the breakfast at the Officers Club at the Marine Corp Recruit Depot at 0700 hours, please contact Tom Simonds. There is one seat available at the chapter table.

The ceremony will be held on Wednesday, May 1, at noon at the County Administration Building in San Diego.

California Law Enforcement Memorial Ceremony

Jesus Montana reported that the ceremony will be held on Wednesday, May 8, in Sacramento. While the vigil on Sunday evening will be open to the public the

ceremony will not. Law enforcement credentials will be required to attend.

MERCHANDISE

President Zmijewski reported that Shannon Gomez is unable to continue as committee chairperson. A new chairperson is being sought. Those interested should contact him.

SPECIAL EVENTS - Susi

Temecula Wine Tour—On Saturday, April 27 the chartered bus will be leaving at 1100 hours. There are only five openings left. Tickets are \$35, per person. Three wineries will be visited, each with five tastings. Contact him for reservations.

SD Officer of the Year Dinner—At the February 13 chapter meeting a motion was passed to purchase a table at the event. Jesus Montana reported that a new policy had been instituted that only sponsors and agencies within the county would be allowed to purchase tables. Due to the late notification of this new policy the chapter will not be attending the event.

TECHNOLOGY - Simonds

He thanked those who submitted photographs for the website, however, there are some agencies who have yet to do so. He is currently working on developing headers for those photos submitted.

A Members-Only restricted page has been set up on the website. While each association will have its own password there will be one password to access the chapter minutes on the website. President Zmijewski directed him to contact the webmaster and move the minutes tab to the Members-Only portion of the site.

President Zmijewski reported that Imperial County associations have requested that chapter meetings be either video or audio recorded and placed on the website. Those in attendance at the chapter meeting expressed concern about possible issues which may develop by recording meetings. It was suggested that perhaps a recap video or audio would suffice. No decision was reached.

LOCAL SUPPORTERS

Curt Conkling (Cross Country Mortgage) introduced Bobbi Octavo, a new representative. She is retired from SD Schools PD. They both spoke of the additional opportunities that will be open to members by having the additional assistance.

He also reported that the median price of a home sold in the county is \$554,000. The median list price is \$567,000 for a 1,500 square foot home.

ISSUES/PROBLEMS

Oceanside POA—On Monday, August 26, they will be having a golf tournament at the Arrowood Golf Course.

SD Harbor POA—they have endorsed Rafael Castellanos for the SD County Board of Supervisors (District 1).

GOOD OF THE CHAPTER

President Zmijewski announced that the 28th SD County Peace Officer Memorial Run (2.5 miles) will be held on Saturday, May 11, at 0900 hours. It is sponsored by Carlsbad PD.

He also announced that the Community Youth Athletic Center, in partnership with the National Latino Peace Officers Association San Diego Chapter, will be presenting that the Battle of The Badges XVI on Saturday, June 15 aboard the USS Midway Museum at 1900 hours. For tickets go to www.cyacteam.org.

Tom Simonds announced that CopLine will be having a golf tournament on Monday, May 20 at the Carlton Oaks Golf Course.

Kevin Flautt announced that Mastagni, Holstedt, APC will be having a training forum in La Jolla Shores September 11-12. Further information will be provided at the next meeting.

Jesus Montana reported that the chapter is scheduled to be the host of the Region IV meeting which must be held before September 14. A tentative date of September 7 is being considered; however, a venue must be found. Please contact him with recommendations.

President Zmijewski announced that there will be no meeting in May. The next chapter meeting will be held on June 12, 2019, at 1800 hours. The meeting will be held at SDPOA Office in San Diego.

OLD BUSINESS

None.

NEW BUSINESS

None.

ADJOURNMENT

Without objection President Zmijewski adjourned the meeting at 1941 hours.