

Minutes of the March 3, 2005 regular meeting

1) **Call to Order:**

The monthly meeting of the San Diego and Imperial County Chapter of PORAC was called to order at Casa Machado Restaurant in San Diego by President Jesus Montana at 17:33 hours.

2) **Roll Call of Members:**

BRAWLEY POA	Not present
CALEXICO POA	Not present
CARSLBAD POA	Not present
CHULA VISTA POA	Fred Roubotham, Manny Mendoza, B. Cox
CORONADO POA	Not present
DEPUTY SHERIFFS' ASSN OF SD COUNTY	Jim Armand, Donna Perone, Jim Duffy, Ernie Carrillo, Donal Hardin, <u>Pamela Murphy</u>
EL CAJON POA	Jon Wooddell
EL CENTRO POA	Not present
ESCONDIDO POA	Paul Woodward
HOLTVILLE POA	Not present
IMPERIAL COUNTY DSA	Rick Macken
IMPERIAL POA	Not present
LA MESA POA	<u>Doug Oliver, Carlos Medero</u>
MIRACOSTA COLLEGE POA	Not present
NATIONAL CITY POA	Not present
OCEANSIDE POA	Not Present
PALOMAR COLLEGE POA	Not Present
RETIRED PEACE OFFICERS OF CA	Jim Kneebone, Steve Perone
SAN DIEGO CITY SCHOOLS POA	Jesus Montana
SAN DIEGO COMMUNITY COLLEGE POA	Nancy Shumaker, Gemma Styles
SAN DIEGO COUNTY DA INVESTIGATORS	Randy Lawrence
SAN DIEGO HARBOR POA	Not present
SAN DIEGO POA	John Minto
SAN DIEGO COUNTY PUBLIC ASSISTANCE INV ASSN.	Jim Kneebone, Cathy Tague, Dean Maier
STATE UNIVERSITY POA	Not present
SW COMMUNITY COLLEGE POA	Not present
UCSD POA	Not present
WESTMORLAND POA	Not present
US BORDER PATROL LOCAL 1613/2554	Not present
US BORDER PATROL SA	Not present

3) **Guests in attendance:**

Dave Dugan – Dugan & Rader
Eric Swartz – Myers-Stevens
Tom Biondo – Adams, Ferrone & Ferrone
Suzanne Urban – A Plus Auto & Home
Rick Pinckard & Brad Fields – Bobbitt & Pinckard

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1 **4) Approval of Minutes:**

- 2 a) Motion by Armand, second by Kneebone to approve the February minutes. Passed
3 Unanimously
4

5 **5) Treasurer Report: (Wooddell)**

- 6 a) No report
7
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9

10 **6) Committee Reports:**

11 a) Police Review Boards:

- 12 i) Attorney Pinkard reported on an issue regarding a former SDPD officer's request
13 being denied to see his personnel file.
14 ii) Report on corrections officer civil rights action regarding segregation of inmates.
15 iii) Deputy Sheriff's Assn was named in the County Civilian Review board annual report
16 as having blocked CLERB's ability to be effective.
17

18 b) Retirement: (Kneebone):

- 19 i) Meetings of the San Diego Chapter of the Retired Peace Officers' Assn. of California
20 are held on the 1st Saturday of the month at Brothers Restaurant (5150 Waring
21 Road, San Diego).
22 ii) RPOAC Board meeting in Las Vegas on April 13 & 14
23

24 c) Political Action: (Armand)

- 25 i) Request from Deputy District Attorney Gary Hainle for letter of support for a judicial
26 appointment. Chapter previously endorsed under Governor Davis.
27 (1) Motion by Duffy, second by Magor to send a letter of support for Hainle. Passed
28 ii) Discussion on PORAC not endorsing US Marshal position since there is not a
29 vacancy.
30 iii) Discussion on Escondido Councilwoman Marie Waldon seeking endorsement for
31 74th Assembly and waiting until a date nearer the primary election to make
32 endorsements.
33

34 d) Insurance: (Gouge)

- 35 i) Report on AFLAC and PORAC long term care plans
36

37 e) Membership: (Macken, Minto & Simonds)

- 38 i) No report.
39

40 f) Decals & Promotions: (Cox)

- 41 i) Sales of 2005 decals continue to be favorable.
42

43 g) Special Events: (Simonds)

- 44 i) Lobster run was a great success and facilitated fraternity and camaraderie for those
45 in the chapter who attended.
46 ii) Report on plans and events for celebrating Saint Patrick's Day.
47 iii) Reminder that there will be a caravan of marked vehicles from Qualcomm Stadium to
48 Sacramento for the California Peace Officer Memorial ceremony in May. Interested
49 attendees should contact Doug Oliver.
50 iv) San Diego County Memorial Ceremony will be on May 11th at NOON.

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1 v) Discussion on request to purchase a table at the peace officer of the year awards
2 banquet on April 15th.

3 (1) Motion by Cox, second by Kneebone to purchase a table of 10 at the SDPOA
4 Peace officer of the year banquet.

5 vi) Discussion on supporting the first annual Sexual Assault Response Team golf
6 tournament on April 25th at Castle Creek country club.

7 (1) Motion by Armand, second by Kneebone to sponsor a hole at the event.
8
9

10 h) Legislation: (Armand)

11 i) Report on status of ACA 5 / ACA X1 for pension reform. McClintock
12 unfriendly during hearings and outcome went well for protecting current
13 system.

14 ii) AB214 Richmond requires final comp as 3 years rather than 1 year for PERS
15 (oppose)

16 iii) SB1015 Romera makes it a strike if injury from a pursuit and requires agency
17 policy on pursuits while legislating liability to suspect. (support)

18 iv) SB128 Ackerman – Enhance penalties for gang related crime (support)

19 v) SB939 Runner – Provides for CCW for retired reserves (support)

20 vi) SB697 Soto – provides sanctions for filing a false work comp claim

21 vii) AB310 Umberg – places cap on broker fees for retirement investment
22 (support)

23 viii) AB1647 McLeod – Amends 830.3 to remove limitations on specialized peace
24 officer powers be related to primary duties and removes restrictions by
25 agency head on carrying firearm.

26 ix) AB1289 Horton – Amends 830.38 to remove limitations on specialized peace
27 officer powers to that of general authority as a peace officer. Also would
28 eliminate requirement appointing authority approve carrying firearm.
29

30 i) Professionalism: (Marks / Kneebone)

31 i) No report
32

33 j) Federal Issues: (Murphy)

34 i) No report
35

36 k) Worker Compensation Issues:
37

38 i) Reminder by Dugan to send the opposition letters for the governor's appointment to
39 the worker comp appeals board.
40

41 ii) Reminder by Perone that there will be a worker comp informational meeting at the
42 Deputy Sheriffs' Association on March 16th at noon. The next one thereafter will be
43 on April 20th and will have a representative from the County Risk Management
44 available for questions.
45

46 l) Bylaws: (Dresher)

47 i) No report
48

49 m) Legal Defense Fund: (Macken)

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- 1 i) Discussion by Ervin on need for people to use attorney's in matters of discipline.
2

3 **7) Chapter Director Report (Magor)**

- 4 a) PORAC President Ron Cottingham was acknowledged by Aaron Reed for his hard work
5 and successes in furthering PORAC's legislative agenda.
6 b) Issue was discussed with no action by PORAC board on assisting chaplains in attending
7 law enforcement training.
8 c) Discussion on chapter sending representatives to the California Families Against
9 Privatizing Public Pensions training seminar at PORAC.
10 i) Motion by Armand, second by Macken, to fund 6 chapter members to attend seminar
11 in Sacramento.
12

13 **8) Chapter Association Reports:**

- 14 a) La Mesa POA – report on activities related to retired members
15
16 b) SD City Schools POA – Superintendent Bersin will be leaving and they are continuing in
17 negotiations with the administration on their contract.
18
19 c) Chula Vista POA – Dedication of Chula Vista PD's memorial to law enforcement officers
20 will be on May 12th at 1100. Discussion on new Vice President Roubotham, negotiations
21 progress, "fight back" program, overtime issues on the SCOOT program.
22
23 d) SD County Public Assistance Inv. Assn. – Reviewed negotiations and continuing to work
24 towards an alliance with DAI's.
25
26 e) DA Investigators Assn. – Gonzales is new asst. chief of investigations.
27
28 f) DSA San Diego – Trying to preserve FLSA comp time use after Mortensen decision.
29
30 g) DSA Imperial – Negotiations update
31
32 h) SD Community College POA – 03/04 contract update and discussion on new chief
33 selection. Report on an initiative to repeal SB1419 that limits public services through
34 contracts with private parties. Request for PORAC to monitor initiative efforts and
35 oppose measure if qualified for ballot.
36
37 i) SDPOA – Focusing on interest based bargaining during current negotiations and
38 exploring solutions to retirement system funding concerns.
39
40 j) ECPOA – New interim chief is Bill McClure and there are 30 applicants for position.
41

42 **9) Old Business**

- 43 a) None recorded
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45 **10) New Business**

- 46 a) None recorded
47

48 **11) Good of Chapter**

- 49 a) Mike Ervin spoke on concerns being addressed in the greater Los Angeles area that
50 impact law enforcement.

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- b) Report on positive outcome of the chapters opposition to Santee's Proposition X by Minto.

12) **Adjourn**

- a) Meeting was adjourned at 1930 to the next regular scheduled meeting on April 7, 2005, at Casa Machado Restaurant in San Diego