



**MINUTES OF THE
POLICE RISK MANGEMENT COMMITTEE MEETING
MAY 7, 2013**

MEMBERS PRESENT

Chief John Ruffcorn, City of Auburn
Sergeant Jason Browning, City of Folsom
Asst. Chief Dean Price, City of Gridley
Chief Dan Ruden, City of Lincoln
Chief Ron Lawrence, City of Rocklin

MEMBERS ABSENT

City of Anderson
City of Colusa
City of Corning
City of Dixon
City of Galt
City of Ione
City of Jackson
City of Marysville
City of Nevada City
City of Oroville
Town of Paradise
City of Placerville
City of Red Bluff
City of Rio Vista
City of Willows
City of Yuba City

GUESTS & CONSULTANTS

Liz Ehrenstrom, City of Oroville
Susan Adams, Alliant Insurance Services
Johnny Yang, Alliant Insurance Services
Tom Kline, Bickmore Risk Services
Shawn Millar, York Risk Services
Bruce Kilday, Angelo Kilday and Kilduff, LLP
Carrie Frederickson, Angelo Kilday and Kilduff, LLP



A. CALL TO ORDER

The meeting was called to order at 10:11 a.m.

B. PUBLIC COMMENTS

There were no public comments.

C. APPROVAL OF AGENDA AS POSTED

There was no discussion on this item.

D. CONSENT CALENDAR

D1. 01-10-13 Draft Police Risk Management Committee Meeting Minutes

There was no discussion on this item.

E. RISK MANAGEMENT

E1. Risk Management Committee Meeting Summary

Ms. Liz Ehrenstrom provided the Committee with an update on the Risk Management Committee Meeting advising that the Committee was provided an update on the services from Bickmore. Ms. Adams advised that Bickmore presented the Committee a sample video of the Injury Illness and Prevention Program. Ms. Adams advised that NCCSIF sets up a budget for Risk Management and staff is considering setting funds aside for specific police risk management needs. She briefly explained the Safety Grant Process and advised the funds can be used for anything that will help reduce losses.

Mr. Tom Kline advised that a Police ATD Training was recently provided in Red Bluff to NCCSIF members. Members attended from Red Bluff, Corning, Anderson and Folsom. Staff is working on setting up another Police ATD Training further south.

The Committee mentioned that it has been a while since a Gilmartin Training was offered to the Police Committee. There was further discussion on Bulging Disc Training, Backsafe Training and Cross-fit Training. The Committee also discussed performance evaluations and the possibility of a policy and procedure or best practices being put in place for these evaluations.

E2. Police Liability and Workers' Compensation Claims Analysis

Mr. Tom Kline advised that at the past meetings the Committee received a Police Liability and Workers' Compensation Claims Analysis and discussed training topics to be provided at each Police Risk Management meeting to address the major police losses affecting NCCSIF. At the



last meeting the topic of Aerosol Transmissible Diseases was the focus of the meeting and at today's meeting the Committee will be focusing on Use of Force.

Mr. Shawn Millar, York Risk Services, provided the Committee with a list of Use of Force losses for the past 6 years explaining that in order to obtain a low cost settle, a lot of funds are used for depositions, investigations and legal fees. Mr. Millar noted a claim that amounted in a low settlement but incurred a significant amount to obtain the settlement.

There was discussion on use of videos and microphones which will assist members in defending these types of claims. The committee went on to address the proper use of the equipment and when to turn it on and off. They also mentioned the cost of purchasing and maintaining the equipment.

E3. Round Table Discussion

Mr. Tom Kline asked for feedback regarding the next topic the Police Risk Management Committee would like to focus on suggesting training on proper "fit-for-duty" evaluations for the next August Police Risk Management Committee meeting.

The Committee then entered into a discussion on the use of Private Firing Ranges and City-owned Firearms and the possibility of a separate Risk Management Fund being set aside for the Police Risk Management.

The Committee also requested a loss analysis or example of when Video and Audio technology assisted in mitigating lawsuits. Discussing the cost and proper procedure on maintaining video and audio data storage the Committee noted that a server is also needed to store the information as well.

The Committee inquired if Bulging Disc is currently paid on 4850 time and requested information on any legislative bills regarding presumptions. Mr. Millar suggested contacting Ms. Kelli Vitale-Carson which is York's Workers' Compensation Claims Adjuster and will be able to better provide details on this topic.

F. USE OF FORCE LESSONS LEARNED DISCUSSION

Mr. Bruce Kilday and Ms. Carrie Frederickson from Angelo, Kilday, and Kilduff, LLP provided the Committee with a presentation on the Use of Force and lessons that have been learned through recent litigation. Topics discussed were as follows:

- Recent case law decisions affecting use of force
 - Supreme Court slaps down Ninth Circuit
- Documenting use of force decisions
 - Initial incident reports and IA
- Protecting the agency from civil liability and reputational risk



- Policies regarding audio taping and videos
- Social media
- Potential Command Staff liability

H. INFORMATION ITEMS

H1. NCCSIF Meeting Calendar 2013

H2. NCCSIF Resource Contact Guide

These items were provided as information only.

I. ADJOURNMENT

The meeting was adjourned at 1:00 p.m.