

September 2012 Police Department Report

October 4, 2012

- Department Personnel
 - We are currently staffed at 9 sworn positions and we currently have two reserve officers. We have hired Stephanie Wilkens as a police officer trainee, and she is currently attending the Napa Police Academy and is expected to graduate December 8th.

- Commendations and Correspondence
 - Officer Wilson received a letter of support from Barbara Steinberg on 09-12-12.
 - Officers Ramos and Wilson, and Sergeant Hui received a thank you note along with a gift basket from the Mindel family on 09-18-12.
 - Detective Stegman, Officer Wilson, and everyone at the police department received a gift basket from “Harry & David” from Jessica Marantz Kurt Yip in response to the solving of her case and the return of property.

- Investigation of Alleged Misconduct
 - Citizen’s Investigation 2012-001 was initiated on January 8th, 2012, on an allegation that an officer used racial profiling in issuing a traffic citation. This investigation is being conducted by Sergeant Hull.
 - Department Investigation 2012-002 was initiated on May 14th, 2012, on an allegation that an officer was insubordinate. This investigation is being conducted by Sergeant Hull.
 - Citizen’s Investigation 2012-003 was initiated on June 28th, 2012, on an allegation that 3 officers were rude during a traffic stop. This investigation is being conducted by Sergeant Hui.
 - Citizen’s Investigation 2012-004 was initiated on June 29th, 2012, on an allegation that an officer used racial profiling in making a traffic stop. This investigation is being conducted by Sergeant Hull.

- 9-1-1 / Richmond Communication Center Information.
 - The Ring Time Report for August documented that of the 51 total 911 calls, 5 had a ring times over 20 seconds.

The first occurred on 09-10-12, at 1559 hours, with a ring time of 34 seconds. After the caller spoke with the dispatcher for 1:46 minutes, no police call for service was generated.

The second occurred on 09-15-12, at 2159 hours, with a ring time of 46 seconds. After the caller spoke to the dispatcher for 2 seconds, no police call for service was generated.

The third occurred on 09-18-12, at 2059 hours, with a ring time of 59 seconds. It was determined that the call was an accidental activation of a personal panic alarm device.

The forth occurred on 09-26-12, at 1420 hours, with a ring time of 40 seconds. The call was for a reported missing child at the Hilltop School. The child was located 23 minutes later.

The fifth occurred on 09-29-12, at 1849 hours, with a ring time of 2:15 minutes. After the caller spoke to the dispatcher for 34 seconds, no police call for service was generated.
- Community Networking
 - On 09-05-12, Chief Harman attended the West County Police Chief's Association meeting in Hercules.
 - On 09-08-12, Officer Ramos participated in Tri-City Day at the El Cerrito Plaza.
 - On 09-10-12, Sergeant Hui attended the KCC meeting.

Officer Wilson attended the KPSC meeting.
 - On 09-13-12, Chief Harman, Sergeant Barrow, and Corporal Stegman attended the funeral services for CHP Officer Youngstrom held in Vacaville.
 - On 09-15-12, Chief Harman, Yolla Harman, and Officer Turner attended the KCC Movie Night.
 - On 09-22-12, Chief Harman participated in the KIC Town Hall meeting.

- On 09-24-12, Chief Harman attended the KIC meeting.
- On 09-26-12, Chief Harman attended the Contra Costa County Police Chief's Association meeting in Martinez.
- On 09-29-12, Detective Stegman participated in the Nation Drug Take Back Day.
- Community Criminal Activity
 - This section of the Watch Commander's Reports are prepared by Sergeant Hui for Team One, Sergeant Barrow for Team Two, and Detective Stegman.
- Watch Commander Reports
 - **Sergeant Hui**

TEAM #1 STATISTICS

Sergeant Hui (K42)
(1600-0400)

Officer:	Ramos (K41) (0600-1800)	Wilson (K38) (1800-0600)
Days Worked	15	15
Traffic Stops	13	20
Moving Citations	8	14
Parking Citations	2	6
Vacation/Security Checks	70	60
FI-Field Interview	0	0
Cases	7	4
Arrests	0	0
Calls for Service	56	32

Officer Ramos took 2.5 hours of vacation time.
Officer Wilson recovered 12 hours of comp time.
Officer Wilson took 24 hours of vacation time.
Sergeant Hui took 44 hours of vacation time.

BRIEFING/TRAINING:

- Reviewed Supplemental Traffic Enforcement Hot Sheet
- Reviewed KPD Policy #205 – Command Protocol
- Reviewed KPD Policy #302 – Use of Force Review

- Reviewed KPD Policy #352 – Outside Agency Assist
- Reviewed KPD Policy #354 – Handcuff Policy
- Reviewed KPD Policy #386 – Off-Duty Law Enforcement Action
- Reviewed KPD Policy #400 – Patrol Function
- Reviewed KPD Policy #402 – Racial/Bias Based Profiling
- Reviewed KPD Policy #403 – Racial/Bias Based Policing/Profiling
- Reviewed KPD Policy #404 – Briefing Training
- Reviewed KPD Policy #410 – Ride Along Policy
- Reviewed KPD Policy #1058 – Employee Speech, Expression, and Social Networking
- Reviewed Government Code 27491 – Coroner’s Duty at Death Scene
- Reviewed Legislative Alert for Pension Reform – AB340 Overview
- Reviewed Graffiti book
- Reviewed CHP Bulletin #219 – On Duty Emergency Vehicle Collisions
- Reviewed PC 3056 – Parole Violations
- Reviewed PC 1203.2 – Probation Violations

SERGEANT’S SUMMARY:

- Vehicle Code 14602.1 – Reporting Vehicle Pursuits to CHP

SERGEANT’S SUMMARY:

As the leaves start falling off the trees, all of us start thinking about the upcoming holidays. As many of us start thinking about purchasing gifts this holiday season, a significant portion of us will order at least a few items from online vendors. Every year, the theft of packages left on front door steps is an issue. If you are considering ordering items online, here are a few tips that will help reduce the likelihood of losing your packages to a would be thief:

1. Try and time your purchases so that they will be delivered on a day that you are likely to be home. Many times, online vendors will have shipping calculators that will estimate your delivery date. If at all possible, try to time your purchases on a day where your package won’t be left on your doorstep for an extended period of time. Some vendors will also offer the option to require a signature on delivery. This requires that a person at your residence signs for the package. Just make sure that someone will be home to sign for the package because shipping companies will not leave a package without a signature.
2. Have the package held for delivery at the nearest shipping station. Many online vendors will email you with a ship confirmation and tracking number. If you track your package and you find out that you won’t be home to receive the package, many shippers (FedEx and UPS, for example) have the option to hold your package at their delivery sub-station for pickup. Make sure you check where the

nearest pickup location is and what times you can stop by to pick up your package first. This ensures that you will receive your package.

3. See if a neighbor or friend is available to pick up your package. If you are out of town or won't be home until late, then try and have a neighbor or nearby friend that can stop by and grab your package for you.

SIGNIFICANT EVENTS:

- 2012-5720 – On 9/02/2012, Officer Wilson responded to the unit blk of Sunset Dr on a report of a residential burglary.
- 2012-5728– On 9/03/2012, Officer Ramos responded to the unit blk of Arlington Ave on the report of a vandalism.
- 2012-5728– On 9/03/2012, Officer Ramos responded to the 500 blk of Beloit Ave on the report of a burglary.
- 2012-5729 – On 9/04/2012, Reserve Officer Armanino arrested a subject on a warrant on the 100 blk of Arlington Ave.
- 2012-5751 – On 9/05/2012, Officer Ramos responded to the 100 blk of Arlington Ave on a report of an identity theft.
- 2012-5836 – On 9/09/2012, Officer Ramos responded to the 200 blk of Stanford Ave on a report of a theft.
- 2012-5997 – On 9/16/2012, Officer Wilson responded to the unit blk of Lam Ct on a report of a residential burglary.
- 2012-5999 – On 9/16/2012, Officer Wilson responded to the 200 blk of Berkeley Park Blvd on a report of a vandalism.
- 2012-6010 – On 9/17/2012, Officer Ramos responded to the unit blk of Highland Blvd on a report of an arson.
- 2012-6140 – On 9/23/2012, Officer Ramos responded to the 100 blk of Kenyon Ave on a report of a residential burglary.
- 2012-6148 – On 9/23/2012, Officer Wilson responded to the 100 blk of Colusa Ave on a report of a petty theft.
- 2012-6171 – On 9/24/2012, Officer Ramos responded to the unit blk of Windsor Ave on a report of a petty theft.
- 2012-6192 – On 9/25/2012, Reserve Officer Armanino arrested a subject for drug violations on the 200 blk of Coventry Rd.

Reserve Officer:	Armanino (K47)
Days Worked	3
Traffic Stops	11
Moving Citations	5
Parking Citations	0
Vacation/Security	9
Checks	
FI-Field Interview	0
Cases	0

Arrests 2
Calls for Service 7

•• **Sergeant Barrow**

TEAM #2 STATISTICS

Officer:	Martinez (K31) (0600-1800)	Turner (K46) (1800-0600)
Days Worked	13	13
Traffic Stops	28	42
Moving Citations	17	9
Parking Citations	7	3
Vacation/Security Checks	34	42
FI-Field Interview	2	0
Cases	4	7
Arrests	0	2
Calls for Service	60	41

BRIEFING/TRAINING:

Sergeant Barrow attended a two week POST Supervisory class.

- o Reviewed KPD Policy #354 – Handcuffing
- o Reviewed KPD Policy #302 – Use of force
- o Reviewed Government Code 27491 – Coroner’s duty at death scene
- o Reviewed KPD Policy #352 – Outside Agency Assist
- o Reviewed KPD Policy #205 – Command Protocol
- o Reviewed KPD Policy #404 – Briefing Training
- o Reviewed KPD Policy #386 – Off-Duty Law Enforcement Action

SERGEANT’S SUMMARY:

This month I am reiterating what I had reported in the August monthly report. On Wednesday, October 3, 2012 as I was finishing this report, I was dispatched to a pedestrian involved vehicle collision on Colusa Avenue at Santa Fe Avenue. Upon my arrival, I discovered that a 10 year old girl had been struck by a vehicle while in the crosswalk. The north bound traffic had stopped to allow the child to cross the street, but unfortunately a driver in the south bound lane slowed but did not stop, thus striking the child. The child made contact with the bumper and windshield, and then fell to the ground. The impact was severe enough to partially smash the windshield during the collision. The child was then taken by ambulance to the hospital.

I see too many people driving aggressively in and around intersections, as well as on the narrow streets of Kensington. It appears that too many drivers feel they are exempt from the rules and should not be held accountable. I would

encourage you to please slow down and obey all traffic laws.

Right-of-way at crosswalks, the California Vehicle Code section 21950(a), (b), and (c) states in part:

(a) The driver of a vehicle shall yield the right-of-way to a pedestrian crossing the roadway within any marked crosswalk or within any unmarked crosswalk at an intersection, except as otherwise provided in this chapter.

(b) This section does not relieve a pedestrian from the duty of using due care for his or her safety. No pedestrian may suddenly leave a curb or other place of safety and walk or run into the path of a vehicle that is so close as to constitute an immediate hazard. No pedestrian may unnecessarily stop or delay traffic while in a marked or unmarked crosswalk.

(c) The driver of a vehicle approaching a pedestrian within any marked or unmarked crosswalk shall exercise all due care and shall reduce the speed of the vehicle or take any other action relating to the operation of the vehicle as necessary to safeguard the safety of the pedestrian. I hope this helps to clarify how motorists and pedestrians should approach crosswalks. By not obeying these California Vehicle Codes you are subject to a citation.

SIGNIFICANT EVENTS:

- 2012-5714 – On 9-01-2012, Officer Turner assisted El Cerrito Police Department with a DUI check point in the 1100 Blk. of Arlington Avenue. Officer Turner stopped a vehicle with seven teenagers inside and the vehicle was only built for five. The driver was arrested for minor in possession of an open alcoholic container within a motor vehicle. One of the passengers was arrested for possession of stolen property and the other five were released at the scene to their parents. The driver had not been drinking and was cited and released at the scene without incident.
- 2012-5715 – On 9-01-2012, Officer Turner assisted El Cerrito Police Department with a DUI check point in the 1100 Blk. of Arlington Avenue. Officer Turner stopped a vehicle with seven teenagers inside and the vehicle was only built for five. I arrived to assist Officer Turner at the scene and found items consistent with a burglary. A victim was identified in the City of Berkeley. One of the passengers was arrested for possession of stolen property. The victim's residence was ransacked by teenagers that had attended a party give by the victim's child.
- 2012-5967 – On 9-15-2012, Officer Martinez took a reported mail theft the unit block of Kensington Drive. A neighbor found the mail down the street and returned it to the owner.
- 2012-5962 – On 9-15-2012, Officer Turner conducted a traffic stop in the unit Blk. Of Cowper Avenue. The driver was contacted and it was determined he was under the influence of an alcoholic beverage. He was arrested and transported to Martinez Detention Facility without incident.

- 2012-6063 – On 9-19-2012, Sgt. Barrow responded to Avenal State Prison to take custody of a prisoner which Kensington Police Department had an arrest warrant for, case number 2010-1457. This case involved the hit and run vehicle accident of an AT&T main phone junction box on Arlington Avenue. I had arrested the suspect on the day of the offence but days later he was released and then rearrested on drug charges. The suspect served two years in state prison for the offence. He was transported to Martinez Detention Facility without incident.
- 2012-6084 – On 9-20-2012, Officer Turner took a report theft of a bicycle in the 600 Blk. Of Plateau Drive. An area check was conducted with negative results. The bicycle had been locked in a storage area underneath the residence. The lock was cut on the storage door and the bicycle was stolen.
- 2012-6078 – On 9-20-2012, Officer Martinez took a reported unauthorized use of a credit card in the unit Blk. Of Cowper Avenue. The victim had received a package they had not ordered. The victim returned the package and was credited the amount spent. No further fraud was detected or reported.
- 2012-6213 – On 9-26-2012, Officer Turner and Sgt. Barrow took a reported vehicle accident in the 100 Blk. on Kenyon Avenue. We arrived and found a vehicle had been driven onto a retaining wall and then into the side of a garage. The vehicle came to rest on top of a vehicle that had been park in the driveway of the home. Two tow trucks were able to remove the vehicle after about an hour of maneuvering the vehicle back and forth.
- 2012-6247 – On 9-26-2012, Sgt. Barrow took a reported missing juvenile in the unit block of Highland Blvd. The juvenile was located a short time later. Miscommunication between the drivers of the car pool on who was going to pick the juvenile up.

TRAFFIC STATISTICS:

19 moving citations were issued on Colusa Ave.
 23 moving citations were issued on Arlington Ave.
 1 moving citations were issued on Grizzly Peak Blvd.
 6 moving citations were issued on Franciscan Way.
 1 moving citation was issued on Westminster Ave.
 1 moving citation was issued on Berkeley Park Blvd.
 2 moving citation was issued on Sunset Road.
 1 moving citation was issued on Oak view Ave.
 1 moving citation was issued on Highland Blvd.

•• **Detective Eric Stegman**

SIGNIFICANT EVENTS:

12-5997 Burglary

On 9/16/12, a residential burglary occurred at an open house. The suspects pretended to be looking to purchase the house. One suspect distracted the realtor while another slipped away into another part of the house. The unattended suspect used this time to take valuables and conceal them. Due to the resident being alert, enough information was provided for me to track down the suspects. When Sgt. Barrow and I interviewed the suspects, they confessed to the crime and they returned the stolen property they still had in their possession. This case has been submitted to the DA for prosecution. A \$605,000 arrest warrant has been issued for the primary suspect.

12-6192 & 12-6198 Possession of narcotics and dangerous weapons.

On 9/26/12 Officer Armanino conducted a traffic stop of a subject on probation. A search of the suspect's vehicle yielded illegal narcotics, and he was arrested. I contacted WESTNET and they assisted KPD with a probation search of the suspect's residence, where we found a second suspect who was subsequently arrested for two outstanding warrants, and possession of additional narcotics. Also located in the suspect's home were several prohibited dangerous weapons. I contacted the Probation Department who violated the original suspect's probation. A judge would later revoke the first suspect's probation as well. The case on the first suspect has been submitted to the DA for prosecution. The second suspect's case is pending.

KPD INVESTIGATIONS INFORMATION:

12-5354 Murder

On 8/13/12 at approximately 1145 hours, Officer Ramos responded to a welfare check for a potential fall victim (James Durkin). Shortly after his arrival Officer Ramos requested I respond to the scene. Due to the initial circumstances I began investigating the case as a homicide. During the investigation it was revealed the victim had been stabbed in the chest with a serrated kitchen knife. Later in the investigation, the suspect (Diane Sydenham), was identified. Early on 8/14/12, Sydenham was arrested for the murder of James Durkin. On 8/16/12 the Contra Costa County District Attorney's Office formally charged Sydenham with murder and she was arraigned.

On 8/30/12 a judge granted an increase in Sydenham's Bail from \$1,000,000 to \$2,000,000. On 9/20/12 Sydenham entered a not guilty plea. The preliminary hearing is scheduled for 10/25/12.

2011-1618 Homicide.

On 03-12-11, KPD Officers were dispatched to a possible dead body in the 00 block of Arlington Avenue. The individual was pronounced dead at the scene. This case is being investigated as a homicide.

KPD INVESTIGATIONS

- Made court run for filling cases, and retrieve court notifications.
- Updated the KPD Case Review Log
- Updated the stolen property log.
- I'm currently assigned one day per week as a Field Training Officer.
- I attended training LPR (License Plate Reader van) on 9/6/12 at the DOJ office in San Francisco.
- I assisted WESTNET in a probation searches on 9/13/12
- On 9/28/12 I assisted ECPD and WESTNET in a stolen vehicle enforcement operation (VSET). We employed the use of the LPD van.

KPD Monthly Crime Statistics

September 2012

Part 1 Crimes	Reported	Open/ Pending	Suspended	Closed	Arrest
Homicide	0	0	0	0	0
Rape	0	0	0	0	0
Robbery	0	0	0	0	0
Felonious Assault	0	0	0	0	0
Residential Burglary	4	1	2	1	0
Larceny Theft	4	1	3	0	0
Vehicle Theft	0	0	0	0	0
Arson	1	0	1	0	0
Part 1 Totals	9	2	6	1	0
Other Crimes					
Auto Burglary	0	0	0	0	0
Identity Theft	2	1	1	0	0
Fraud	0	0	0	0	0
Forgeries	0	0	0	0	0
Restraining Order Violations/ Stalking/ Criminal Threats	1	0	0	1	0
Sex Crimes (other)	0	0	0	0	0
Assault/ Battery (other)	0	0	0	0	0
Vandalism	2	0	2	0	0
Drugs	2	0	0	2	2
Warrant	2	0	0	2	2

Hit and Run Felony	0	0	0	0	0
Hit and Run Misdemeanor	0	0	0	0	0
Other Misdemeanor Traffic	2	0	0	2	2

Other Crime Totals	<u>11</u>	<u>1</u>	<u>3</u>	<u>7</u>	<u>6</u>
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All Crime Totals	<u>20</u>	<u>3</u>	<u>9</u>	<u>8</u>	<u>6</u>
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Traffic Accidents (Non Injury)	0	*
Traffic Accidents (Injury)	0	*

* Stats not received

KPD Crime Statistics

Year to Date 2012

Part 1 Crimes	Reported	Open/ Pending	Suspended	Closed	Arrest
Homicide	1	1	0	1	1
Rape	0	0	0	0	0
Robbery	3	0	1	2	0
Felonious Assault	1	0	0	1	0
Residential Burglary	27	8	13	6	4
Larceny Theft	28	4	20	4	0
Vehicle Theft	4	0	3	1	0
Arson	3	0	3	0	0
Part 1 Totals	<u>67</u>	<u>13</u>	<u>40</u>	<u>15</u>	<u>5</u>

Other Crimes

Auto Burglary	0	0	0	0	0
Identity Theft	16	9	6	1	0
Fraud	1	1	0	0	0
Forgeries	0	0	0	0	0
Restraining Order Violations/ Stalking/ Criminal Threats	7	0	0	7	3
Sex Crimes (other)	0	0	0	0	0
Assault/ Battery (other)	2	0	0	2	1
Vandalism	18	1	16	1	0
Drugs	5	0	0	5	7
Warrant	12	0	0	12	11
Hit and Run Felony	0	0	0	0	0

Hit and Run Misdemeanor	5	1	3	1	0
Other Misdemeanor Traffic	5	1	0	4	3

Other Crime Totals	<u>71</u>	<u>13</u>	<u>25</u>	<u>33</u>	<u>25</u>
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All Crime Totals	<u>138</u>	<u>26</u>	<u>65</u>	<u>48</u>	<u>30</u>
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Traffic Accidents (Non Injury)	9
Traffic Accidents (Injury)	2

•• **Chief Harman**

I would like to take this opportunity to note what a good job our officers are doing so far this year in investigated criminal activity. As you can see from Detective Stegman's chart, total Part 1 crimes to date are at 67. The total of Part 1 Crimes last year was 74. Over all crime occurrence is up, not only in Kensington, but throughout the state. The primary reason for this is the implementation of AB109, the Realignment Act, at the end of last year, in which 30,000 inmates were released from state prison.

However, even though crime is up, so are our arrests and closure rates. Our clearance rate for our Part 1 crimes against persons is at 80%, and this includes the arrest of the suspect responsible for the homicide in August. Our clearance rate for our Part 1 property crimes is at 17%, however, our residential burglary clear rate is at 22%. Overall clearance rate for all crimes is at 35%, with 30 arrests being made so far this year.

I am very proud of the work our officers are doing and the community should be too.