



OAKLAND POLICE COMMISSION MEETING AGENDA

**April 23, 2020
6:30 PM**

Pursuant to the Governor's Executive Order N-29-20, members of the Police Commission, as well as the Commission's Counsel and Community Police Review Agency staff, will participate via phone/video conference, and no physical teleconference locations are required.



OAKLAND POLICE COMMISSION MEETING AGENDA

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PUBLIC PARTICIPATION

The Oakland Police Commission encourages public participation in the online board meetings. The public may observe and/or participate in this meeting in several ways.

OBSERVE:

- To observe, the public may view the televised video conference by viewing KTOP channel 10 on Xfinity (Comcast) or ATT Channel 99 and locating City of Oakland KTOP – Channel 10
- To observe the meeting by video conference, please click on this link: <https://zoom.us/j/95650834757> at the noticed meeting time. Instructions on how to join a meeting by video conference are available at: <https://support.zoom.us/hc/en-us/articles/201362193>, which is a webpage entitled “Joining a Meeting”
- To listen to the meeting by phone, please call the numbers below at the noticed meeting time: Dial (for higher quality, dial a number based on your current location):

1 669 900 9128 or +1 346 248 7799 or +1 646 558 8656 or +1 253 215 8782 or +1 301 715 8592 or +1 312 626 6799
For each number, please be patient and when requested, dial the following Webinar ID: 956 5083 4757

After calling any of these phone numbers, if you are asked for a participant ID or code, press #. Instructions on how to join a meeting by phone are available at: <https://support.zoom.us/hc/en-us/articles/201362663>, which is a webpage entitled “Joining a Meeting By Phone.”

PROVIDE PUBLIC COMMENT: There are three ways to make public comment within the time allotted for public comment on an eligible Agenda item.

- Comment in advance. To send your comment directly to the Commission and staff BEFORE the meeting starts, please send your comment, along with your full name and agenda item number you are commenting on, to Juanito Rus at jrus@oaklandca.gov. Please note that eComment submissions close thirty (30) minutes before posted meeting time. All submitted public comment will be provided to the Commissioners prior to the meeting.
- By Video Conference. To comment by Zoom video conference, click the “Raise Your Hand” button to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. You will then be unmuted, during your turn, and allowed to participate in public comment. After the allotted time, you will then be re-muted. Instructions on how to “Raise Your Hand” are available at: <https://support.zoom.us/hc/en-us/articles/205566129>, which is a webpage entitled “Raise Hand In Webinar.”
- By Phone. To comment by phone, please call on one of the above listed phone numbers. You will be prompted to “Raise Your Hand” by pressing STAR-NINE (“*9”) to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. Once it is your turn, you will be unmuted and allowed to make your comment. After the allotted time, you will be re-muted. Instructions of how to raise your hand by phone are available at: <https://support.zoom.us/hc/en-us/articles/201362663>, which is a webpage entitled “Joining a Meeting by Phone.”

If you have any questions about these protocols, please e-mail Juanito Rus, at jrus@oaklandca.gov.

PLEASE NOTE: DUE TO THE SUSPENSION OF THE SUNSHINE ORDINANCE AND THE CITY COUNCIL'S RULES OF PROCEDURES ALL PUBLIC COMMENT ON OPEN SESSION ITEMS WILL BE TAKEN AT THE BEGINNING OF THE PUBLIC SESSION UNDER ITEM III. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA WILL BE TAKEN AT THE SAME TIME.



OAKLAND POLICE COMMISSION

MEETING AGENDA

April 23, 2020
6:30 PM

- I. **Call to Order**
Chair Regina Jackson
- II. **Roll Call and Determination of Quorum**
Chair Regina Jackson
- III. **Welcome, Purpose, and Open Forum/Public Comment** (2 minutes per speaker)
Chair Regina Jackson will welcome public speakers. The purpose of the Oakland Police Commission is to oversee the Oakland Police Department's (OPD) policies, practices, and customs to meet or exceed national standards of constitutional policing, and to oversee the Community Police Review Agency (CPRA) which investigates police misconduct and recommends discipline.
All public comment will be welcomed at this time. Speakers will be called on by the facilitator as speakers "raise their hand" through video conference by telephone.
- IV. **OPD Interim Police Chief Introduction**
The Commission will introduce Susan Manheimer, the Interim Police Chief at OPD. ***This is a new item.*** ([Attachment 4](#)).
 - a. Discussion
 - b. Action, if any
- V. **Renewal of Commission Legal Counsel**
The Commission will discuss, and may vote on, renewal of the agreement with the law firm Garcia Hernández Sawhney LLP to serve as outside legal counsel. ***This is a new item.***
 - a. Discussion
 - b. Action, if any
- VI. **Report on and Review of CPRA Pending Cases, Completed Investigations, Staffing, and Recent Activities**
To the extent permitted by state and local law, Executive Director John Alden will report on the Agency's pending cases, completed investigations, staffing, and recent activities. ***This is a recurring item.*** ([Attachment 6](#)).
 - a. Discussion
 - b. Action, if any
- VII. **Police Commission and CPRA Budgets Update**
The Commission will provide updates on the CPRA and Commission budgets for the mid-cycle of FY 19-21. ***This is a new item.***
 - a. Discussion
 - b. Action, if any

VIII. Update on City Auditor’s Commission and CPRA Audits

The Commission will provide an update on the status of the Police Commission and CPRA audits that are being conducted by the City Auditor’s office. ***This item was discussed on 1.23.20 and 4.9.20.***

- a. Discussion
- b. Action, if any

IX. Draft Memorandum of Understanding (MOU): OPD and National Institute for Criminal Justice Reform (NICJR)

The Commission will discuss a draft MOU between OPD and NICJR to establish an effective partnership committed to the successful implementation of the Neighborhood Opportunity and Accountability Board Diversion Program (NOAB). ***This is a new item. (Attachment 9).***

- a. Discussion
- b. Action, if any

X. Discipline Committee

An update will be provided from the Discipline Committee ***This is a new item.***

- a. Discussion
- b. Action, if any

XI. Annual Report Update

The Commission will discuss the updates that were made to the annual report. ***This item was discussed on 4.9.20.***

- a. Discussion
- b. Action, if any

XII. Committee Reports

Representatives from Standing and Ad Hoc Committees will provide updates on their work. ***This is a recurring item.***

- a. Discussion
- b. Action, if any

XIII. Meeting Minutes Approval

The Commission will vote to approve minutes from April 9, 2020. ***This is a recurring item. (Attachment 13).***

- a. Discussion
- b. Action, if any

XIV. Agenda Setting and Prioritization of Upcoming Agenda Items

The Commission will engage in a working session to discuss and determine agenda items for the upcoming Commission meeting and to agree on a list of agenda items to be discussed on future agendas. ***This is a recurring item. (Attachment 14).***

- a. Discussion
- b. Action, if any

XV. Public Comment on Closed Session Items

THE OAKLAND POLICE COMMISSION WILL ADJOURN TO CLOSED SESSION AND WILL REPORT ON ANY FINAL DECISIONS DURING THE POLICE COMMISSION'S OPEN SESSION MEETING AGENDA.

XVI. Closed Session

CONFERENCE WITH LEGAL COUNSEL— ANTICIPATED LITIGATION: 1 CASE - Govt. Code § 54956.9(d)(2)

XVII. Report out of Closed Session

- a. The Commission will report on any actions taken during Closed Session, as required by law.

XVIII. Adjournment



This meeting location is wheelchair accessible. To request disability-related accommodations or to request an ASL, Cantonese, Mandarin, or Spanish interpreter, please e-mail clove@oaklandca.gov or call 510-238-7785 or 711 at least five working days before the meeting. Please refrain from wearing scented products to this meeting as a courtesy to attendees with chemical sensitivities.

Esta reunión es accesible para sillas de ruedas. Si desea solicitar adaptaciones relacionadas con discapacidades, o para pedir un intérprete de en español, Cantones, Mandarín, o de lenguaje de señas (ASL) por favor envíe un correo electrónico a clove@oaklandca.gov o llame al 510-238-7785 o 711 por lo menos cinco días hábiles antes de la reunión. Se le pide de favor que no use perfumes a esta reunión como cortesía para los que tienen sensibilidad a los productos químicos. Gracias.

會場有適合輪椅出入設施。需要殘障輔助設施, 手語, 西班牙語, 粵語或國語翻譯服務, 請在會議前五個工作天電郵 clove@oaklandca.gov 或致電 510-238-7785 或 711。請避免塗搽香氛產品, 參加者可能對化學成分敏感。

Because some persons are sensitive to certain chemicals, persons attending this meeting are requested to refrain from wearing scented products.

Police Chief Susan Manheimer
Bio



Before being named the “Top Cop” in San Mateo, Chief Manheimer served almost 17 years with the San Francisco Police Department (SFPD) 9/84 – 5/00. Her assignments included robbery decoy work, and gang and violent-crime suppression. She was both a Lieutenant and Captain of the Tenderloin Task Force, a tough inner-city neighborhood. She proposed and spearheaded the first Business Improvement District and Safety Ambassador program for the City and County of San Francisco. Chief Manheimer also spearheaded the Ground breaking Homeless Outreach Team and Quality of Life Beat Policing and the Juvenile Diversion and Referral Center. Under her tenure, Manheimer was able to forge a coalition of public, private, community-based organizations, and businesses to “Take Back the Tenderloin.” This helped reduce blight and increased neighborhood safety and quality of life, forging lasting coalitions engaging the challenged community.

Chief Manheimer was recruited by the City of San Mateo and appointed Chief of Police in May 2000. She continues her commitment to innovative neighborhood policing partnerships. Under her leadership, with the support of the City of San Mateo, and the men and women of the SMPD, award-winning programs have improved the quality of life in San Mateo. She has been recognized on a national, statewide, and regional level, and has recently won leading awards from the ADL,

the NAACP, the California Police Chiefs Association, and the Peninsula Conflict Resolution Center, to name a few.

The revitalization of downtown San Mateo has been greatly enhanced by several initiatives she led for the City of San Mateo including the highly successful Homeless Outreach Team (HOT), the trauma-informed Field Crisis Response Team, and the Workers Resource Service Center. She is a leader in San Mateo County's Local Action Plan to End Homelessness. The HOT Team's successes in ending chronic homelessness in downtown San Mateo has been replicated throughout San Mateo County and all cities and the county now contribute to and utilize this program recognized by the Federal Government for its efficacy.

Spearheading an effective effort to reduce Polynesian gang activity, Manheimer enlisted allied agencies, community faith leaders, and elders to form the Tongan Interfaith Council. They worked to drive down violent crime, particularly in schools and parks. Manheimer was also one of the driving forces behind the long-term, highly effective Countywide Gang Task Force, as well as the allied interagency Gang Intelligence Unit and was their first Commander.

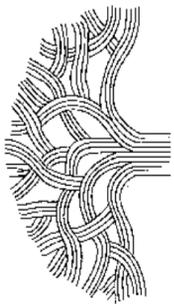
Now one of the senior tenured chiefs of police in the state, Manheimer is focused on building a best-practices agency of excellence with established county-wide protocols that produce evidence-based, sustainable solutions that strike at the root of neighborhood safety and quality of life, while building legitimacy, trust, and engagement between the police and the communities they serve. Involved at the national, state, and local level, she is a longtime member of the Police Executive Research Forum and is an Executive Fellow at the nationally recognized Police Foundation. Manheimer was honored to have been selected to participate in the most recent Executive Session on Policing at the Harvard Kennedy School of Government.

Chief Manheimer received a Presidential Appointment to the Office of Violence Against Women Act Re-commissioning. Manheimer is a noted expert on Juvenile Justice and Child Protection serving as an appointee on key national, state, and regional committees. She has chaired the International Association of Chiefs of Police Juvenile Justice and Child Protection Committee for the past four years and served as an appointee of Governor Jerry Brown to the State Advisory Group on Juvenile Justice and Delinquency Prevention for many years. She is also an

longterm appointee to the San Mateo County Juvenile Justice Coordinating Council and the Community Corrections Partnership. Manheimer is the first woman to have served as President of the California Police Chiefs' Association and the San Mateo County Chiefs' and Sheriff's Association. Manheimer serves on many local leadership boards including the San Mateo County Peninsula Conflict Resolution Center, the University of San Francisco Law Enforcement Leadership Institute, the San Mateo County NAACP Executive Board, and the San Mateo Police Activities League. All of these activities bring community organizations and the public together, and Manheimer believes in leveraging the resources of her department and city to serve challenged and marginalized communities.

Chief Manheimer received her Bachelor of Arts Degree in Business Management from Saint Mary's College in Moraga, where she has taught a popular class on Public Policy, and a Master's Degree in Educational Leadership from San Diego State University. She is a graduate of the POST Command College prestigious executive training program.

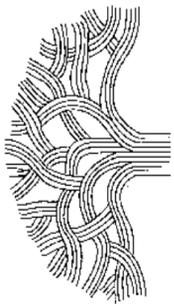
Chief Manheimer resides in San Mateo County and has two adult children, Sarah, a public sector attorney, and Jesse, a Major in the U.S. Marine Corps. Together with her grandchildren, they enjoy skiing, hiking, rowing, and service to their community.



COMMUNITY POLICE REVIEW AGENCY
Pending Cases (Sorted by Assigned Staff)

Case #	Incident Date	Rcv'd CPRA	Rcv'd IAD	Intake or Investigator	Assigned Staff	180-day Goal	1-year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
19-0461	5/5/19	5/15/19	5/5/19	Investigator	AL	11/1/19	5/3/20	Use of Force	1	1	1	Use of Force
19-1053	5/5/19	12/26/19	9/27/19	Investigator	CS	3/25/20	5/3/20	Other	1	1	1	Truthfulness
19-0497	5/14/19	5/15/19	5/14/19	Investigator	ED	11/11/19	5/12/20	Profiling	1	3	8	Harassment/discrimination (race), performance of duty.
19-0515	5/20/19	5/20/19	5/20/19	Investigator	AL	11/16/19	5/18/20	Use of Force	1	2	6	Use of Force, Performance of Duty
19-0558	5/30/19	6/7/19	6/7/19	Investigator	JS	12/4/19	6/1/20	Other	2	2	7	Improper detention; arrest; search; handcuffing; demeanor
19-0585	6/11/19	6/20/19	6/12/19	Investigator	JS	12/17/19	6/10/20	Use of Force	1	3	18	Demeanor; improper search; use of force; pointing of weapon
19-0590	6/13/19	6/20/19	6/13/19	Investigator	AN	12/17/19	6/11/20	Other	1	4	7	Discrimination, Failure to Take a Report, Failure to Act
19-0597	6/12/19	6/15/19	6/15/19	Investigator	CS	12/17/19	6/13/20	Use of Force	1	1	2	Improper Search, Excessive Force
19-0593	6/15/19	6/20/19	6/15/19	Investigator	ED	12/17/19	6/13/20	Use of Force	1	3	11	Excessive Force
19-0601	6/17/19	6/20/19	6/17/19	Investigator	MM	12/17/19	6/15/20	Use of Force	1	3	5	Excessive force; demeanor
19-0628	6/20/19	6/21/19	6/20/19	Investigator	JS	12/18/19	6/19/20	Other	2	1	1	Performance of duty
19-1005	N/A	9/17/19	9/17/19	Investigator	MM	12/18/19	6/19/20	Other	1	2	2	Improper Investigation
19-0619	6/24/19	7/18/19	7/18/19	Investigator	MM	1/14/20	6/22/20	Use of Force	1	2	11	Improper Search, Excessive Force, Performance of Duty
19-0878	6/27/19	8/21/19	8/20/19	Investigator	ED	2/17/20	6/26/20	Use of Force	1	5	21	Use of force, false arrest, performance of duty, demeanor, Miranda violation, custody of prisoners, failure to take a complaint
19-0651	7/1/19	7/8/19	7/1/19	Investigator	CS	1/4/20	6/29/20	Other	1	1	6	Improper Stop, Failure to Provide Serial Number
19-0685	6/26/19	7/12/19	7/9/19	Investigator	AN	1/9/20	7/7/20	Other	2	3	12	Performance of Duty, Improper Search/Seizure
19-0693	6/24/19	11/6/19	7/11/19	Investigator	AN	5/4/20	7/9/20	Use of Force	1	8	15	Use of Force, Unlawful arrest
19-0753	7/26/19	8/6/19	7/26/19	Investigator	AL	2/2/20	7/24/20	Use of Force	1	1	2	Use of Force; performance of duty.
20-0098	1/29/20	1/29/20	1/29/20	Intake	CD	7/27/20	7/27/20	General	2	2	2	Performance of Duty
19-0775	7/31/19	8/5/19	8/5/19	Investigator	CS	2/1/20	7/30/20	Other	2	3	3	Service Complaint, No MOR, Demeanor
19-0869	8/18/19	8/21/19	8/21/19	Investigator	MM	2/17/20	8/16/20	Use of Force	1	2	2	Use of Force
19-0877	8/19/19	8/21/19	8/19/19	Investigator	AN	2/17/20	8/17/20	Use of Force	1	2	5	Harassment and Discrimination/Race, Unlawful arrest, Use of Force,
19-0906	8/26/19	8/28/19	8/26/19	Investigator	JS	2/24/20	8/24/20	Use of Force	1	1	3	Excessive force; handcuffing; demeanor
19-0911	8/27/19	8/29/19	8/27/19	Investigator	AL	2/25/20	8/25/20	Use of Force	1	2	3	Use of Force, Performance of Duty
20-0045	1/29/19	2/8/19	1/29/19	Investigator	AN	8/7/19	8/31/20	Other	1	1	5	Performance of Duty, Truthfulness
19-1068	9/30/19	10/2/19	10/2/19	Investigator	CS	3/30/20	9/28/20	Other	1	1	2	Performance of Duty
19-1091	10/4/19	10/9/19	10/4/19	Investigator	ED	4/6/20	10/2/20	Use of Force	1	3	5	Use of Force
19-1093	10/5/19	10/9/19	10/5/19	Investigator	AL	4/6/20	10/3/20	Use of Force	1	4	8	Performance of Duty
19-1114	10/9/19	10/11/19	10/10/19	Intake	MB	4/8/20	10/8/20	Other	2	1	1	Demeanor
19-1123	10/10/19	10/15/19	10/11/19	Investigator	ED	4/12/20	10/9/20	Use of Force	1	8	25	Use of Force, demeanor, performance of duty
19-1169	10/17/19	10/22/19	10/17/19	Investigator	ED	4/19/20	10/15/20	Use of Force, Profilin	1	3	11	Excessive force, false arrest, discrimination, Miranda violation
19-1153	10/17/19	10/17/19	10/17/19	Investigator	MM	4/15/20	10/15/20	Profiling	1	2	6	Identity Profiling by Race or Ethnicity; Unintentional/Improper Search or seizure, or arrest; Performance of Duty
19-1311	11/14/19	11/26/19	11/14/19	Investigator	CS	5/24/20	11/12/20	Other	2	1	1	Performance of Duty
19-1320	11/24/19	11/26/19	11/24/19	Investigator	AL	5/24/19	11/22/20	Use of Force	1	2	4	Harassment and Discrimination, Use of Force,

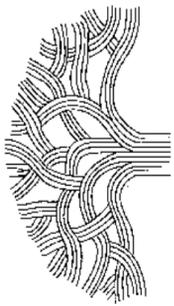
* The Type (604(f) or Other) column addresses whether the investigation contains allegations for which a full investigation is mandated under Oakland City Charter Section 604 (Measure LL). The allegation types listed in this column are: DUI, Profiling, Use of Force, In Custody Death, 1st Amendment Assembly or Other.



COMMUNITY POLICE REVIEW AGENCY
Pending Cases (Sorted by Assigned Staff)

Case #	Incident Date	Rcv'd CPRA	Rcv'd IAD	Intake or Investigator	Assigned Staff	180-day Goal	1-year Goal	Type (604(f) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
19-1328	5/31/19	12/3/19	1/27/19	Intake	CD	5/31/19	11/25/20	Profiling	1	1	2	Harassment and Discrimination, Performance of Duty,
19-1390	12/8/19	12/13/19	12/12/19	Intake	CD	6/10/20	12/10/20	Use of Force	1	1	3	Performance of Duty, Use of Force,
19-1391	12/13/19	12/19/19	12/13/19	Intake	JS	6/14/20	12/11/20	Use of Force	1	2	4	Use of Force
19-1398	12/15/19	12/17/19	12/15/19	Intake	CD	6/14/20	12/13/20	Use of Force	1	1	1	Use of Force
19-1446	12/17/19	12/18/19	12/17/19	Intake	CD	6/15/20	12/15/20	Other	1	2	2	Performance of Duty
19-1423	12/20/19	12/26/19	12/21/19	Intake	CD	6/23/20	12/19/20	Use of Force	1	1	1	Use of Force
19-1440	12/24/19	12/27/19	12/24/19	Intake	CD	6/24/20	12/22/20	Use of Force	1	1	1	Use of Force
19-1444	12/23/19	12/19/19	12/23/19	Intake	CD	6/16/20	12/22/20	General	2	1	1	Performance of Duty
19-1447	12/26/19	12/31/19	12/26/19	Intake	AN	6/28/20	12/24/20	Use of Force	1	1	2	Use of Force
20-0018	7/22/19	1/7/20	1/6/20	Intake	MB	7/5/20	1/6/21	Profiling	1	1	2	Profiling
20--0035	1/9/20	1/10/20	1/9/20	Intake	CD	7/8/20	1/7/21	Use of Force	1	1	2	Use of Force
20-0042	1/10/20	1/15/20	1/10/20	Intake	CD	7/13/20	1/8/21	General	2	1	1	Performance of Duty
20-0044	1/10/20	1/15/20	1/10/20	Intake	CD	7/13/20	1/8/21	Harassment	1	3	3	Conduct towards others (Harassment and discrimination / Race).
20-0051	1/20/19	1/6/20	1/14/20	Investigator	JS	7/14/20	1/11/21	Other	1	1	1	Inaccurate report
20-0050	1/14/20	1/16/20	1/14/20	Intake	MB	7/14/20	1/14/21	Use of Force	1	2	6	Use of Force
20-0065	12/15/19	1/22/20	1/19/20	Intake	MB	7/20/20	1/19/21	Use of Force	1	1	1	Use of Force
20-0116	1/22/20	2/4/20	1/20/20	Intake	CD	8/2/20	1/20/21	Harassment	1	2	2	Conduct Towards Others / Performance of Duty
20-0085	1/10/20	1/28/20	1/24/20	Intake	MB	7/26/20	1/24/21	Use of Force	1	1	3	Use of Force
20-0088	1/28/20	1/28/20	1/1/20	Intake	CD	7/26/20	1/27/21	Harassment	1	1	1	Conduct towards others (Harassment and discrimination / Race)
20-0104	1/29/20	1/31/20	1/30/20	Intake	CD	7/29/20	1/28/21	Harassment	1	1	1	Conduct towards others (Harassment and discrimination / Race)
20-0125	2/1/20	2/4/20	1/30/20	Intake	CD	8/2/20	1/30/21	Harassment	1	1	3	Conduct Towards Others/Performance of Duty
20-0106	1/29/20	1/31/20	1/30/20	Intake	MB	7/29/20	1/30/21	Use of Force	1	1	1	Use of Force
20-0119	1/31/20	2/4/20	1/31/20	Intake	MB	8/2/20	1/30/21	Use of Force	1	1	1	Use of Force
20-0160	2/7/20	2/13/20	2/5/20	Intake	CD	8/11/20	2/5/21	Use of Force	1	1	1	Use of Force
20-0161	2/10/20	2/13/20	2/8/20	Intake	MB	8/11/20	2/7/21	Use of Force	1	1	1	Use of Force
20-0201	2/10/20	2/10/20	2/3/20	Intake	MB	8/8/20	2/8/21	Other	2	1	1	Performance of Duty
20-0177	2/10/20	2/11/20	2/14/20	Intake	MB	8/9/20	2/14/21	Use of Force	1	1	1	Use of Force
20-0200	2/19/20	2/20/20	2/19/20	Intake	MB	8/18/20	2/18/21	Other	2	1	1	Performance of Duty
20-0211	2/23/20	2/23/20	2/23/20	Intake	CE	8/21/20	2/21/21	Racial Profiling	1	4	4	Conduct Towards Others
20-0228	2/23/20	2/23/20	2/23/20	Intake	MB	8/21/20	2/21/21	Other	2	1	1	Performance of Duty
20-0206	2/23/20	2/25/20	2/23/19	Intake	CD	8/23/20	2/23/21	General	2	1	4	Performance of Duty, Conduct Towards Others
20-0204	2/22/20	2/26/20	2/24/20	Intake	CD	8/24/20	2/24/21	Service Complaint	0	1	1	Service Complaint
20-0270	11/18/19	3/2/20	2/25/20	Intake	CD	8/29/20	2/25/21	General	2	1	1	Performance of Duty
20-0236	2/26/20	02/27/20	2/26/20	Intake	MB	8/25/20	2/25/21	Use of Force	1	2	5	Use of Force
20-0263	2/22/20	02/27/20	3/3/20	Intake	MB	8/25/20	3/3/21	Use of Force	2	1	1	Performance of Duty

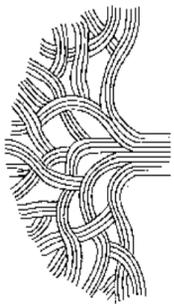
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COMMUNITY POLICE REVIEW AGENCY
Pending Cases (Sorted by Assigned Staff)

Case #	Incident Date	Rcv'd CPRA	Rcv'd IAD	Intake or Investigator	Assigned Staff	180-day Goal	1-year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
20-0272	3/4/20	3/6/20	3/4/20	Intake	MB	9/2/20	3/3/21	Use of Force	1	1	1	Use of Force
20-0277	2/22/20	3/10/20	3/6/20	Intake	CD	9/6/20	3/5/21	Use of Force	1	1	3	Use of Force
20-0274	3/4/20	3/2/20	3/5/20	Intake	MB	8/29/20	3/6/21	Other	2	1	1	Performance of Duty
20-0281	7/2/19	3/9/20	3/9/20	Intake	MB	9/6/20	3/10/21	Other	2	1	4	Performance of Duty
20-0311	3/13/20	3/13/20	3/13/20	Intake	MB	9/9/20	3/14/21	Use of Force	1	1	3	Use of Force
20-0313	3/14/20	3/17/20	3/15/20	Intake	MB	9/13/20	3/15/21	Use of Force	1	3	9	Use of Force
20-0325	3/17/20	3/18/20	3/17/20	Intake	CD	9/14/2020	3/16/21	Use of Force	1	1	2	Use of Force/Performance of Duty
20-0334	3/19/20	3/20/20	3/19/20	Intake	CD	9/16/2020	3/18/21	Performance of Duty	2	2	2	Performance of Duty
20-0322	3/11/20	3/17/20	3/17/20	Intake	MB	9/13/20	3/18/21	Other	2	1	1	Performance of Duty
20-0359	3/26/20	3/27/20	3/26/20	Intake	MB	9/23/20	3/26/21	Use of Force	1	1	1	Use of Force
20-0364	3/26/20	4/1/20	3/26/20	Intake	MB	9/28/20	3/26/21	Other	2	1	1	Performance of Duty
20-0361	2/28/20	3/26/20	3/26/20	Intake	MB	9/22/20	3/27/21	Other	2	1	4	Performance of Duty
20-0385	3/29/20	3/30/20	3/30/20	Investigator	MM	9/26/20	3/29/21	Use of Force	1	1	2	Use of Force
20-0379	3/11/20	3/31/20	3/31/20	Intake	MB	9/28/20	4/1/21	Other	2	1	3	Performance of Duty
18-0335	4/4/18	4/12/18	4/4/18	Investigator	JS	10/4/18	Tolled	Use of Force	1	1	1	Use of Taser; PDRD violation.

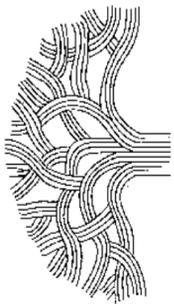
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COMMUNITY POLICE REVIEW AGENCY
Pending Cases (Sorted by Assigned Staff)

Case #	Incident Date	Rcv'd CPRA	Rcv'd IAD	Intake or Investigator	Assigned Staff	180-day Goal	1-year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
19-0461	5/5/19	5/15/19	5/5/19	Investigator	AL	11/1/19	5/3/20	Use of Force	1	1	1	Use of Force
19-0515	5/20/19	5/20/19	5/20/19	Investigator	AL	11/16/19	5/18/20	Use of Force	1	2	6	Use of Force, Performance of Duty
19-0753	7/26/19	8/6/19	7/26/19	Investigator	AL	2/2/20	7/24/20	Use of Force	1	1	2	Use of Force; performance of duty.
19-0911	8/27/19	8/29/19	8/27/19	Investigator	AL	2/25/20	8/25/20	Use of Force	1	2	3	Use of Force, Performance of Duty
19-1093	10/5/19	10/9/19	10/5/19	Investigator	AL	4/6/20	10/3/20	Use of Force	1	4	8	Performance of Duty
19-1320	11/24/19	11/26/19	11/24/19	Investigator	AL	5/24/19	11/22/20	Use of Force	1	2	4	Harassment and Discrimination, Use of Force,
19-0590	6/13/19	6/20/19	6/13/19	Investigator	AN	12/17/19	6/11/20	Other	1	4	7	Discrimination, Failure to Take a Report, Failure to Act
19-0685	6/26/19	7/12/19	7/9/19	Investigator	AN	1/9/20	7/17/20	Other	2	3	12	Performance of Duty, Improper Search/Seizure
19-0693	6/24/19	11/6/19	7/11/19	Investigator	AN	5/4/20	7/9/20	Use of Force	1	8	15	Use of Force, Unlawful arrest
19-0877	8/19/19	8/21/19	8/19/19	Investigator	AN	2/17/20	8/17/20	Use of Force	1	2	5	Harassment and Discrimination/Race, Unlawful arrest, Use of Force,
20-0045	1/29/19	2/8/19	1/29/19	Investigator	AN	8/7/19	8/31/20	Other	1	1	5	Performance of Duty, Truthfulness
19-0597	6/12/19	6/15/19	6/15/19	Investigator	CS	12/17/19	6/13/20	Use of Force	1	1	2	Improper Search, Excessive Force
19-0651	7/1/19	7/8/19	7/1/19	Investigator	CS	1/4/20	6/29/20	Other	1	1	6	Improper Stop, Failure to Provide Serial Number
19-0775	7/31/19	8/5/19	8/5/19	Investigator	CS	2/1/20	7/30/20	Other	2	3	3	Service Complaint, No MOR, Demeanor
19-1053	5/5/19	12/26/19	9/27/19	Investigator	CS	3/25/20	5/3/20	Other	1	1	1	Truthfulness
19-1068	9/30/19	10/2/19	10/2/19	Investigator	CS	3/30/20	9/28/20	Other	1	1	2	Performance of Duty
19-1311	11/14/19	11/26/19	11/14/19	Investigator	CS	5/24/20	11/12/20	Other	2	1	1	Performance of Duty
19-0497	5/14/19	5/15/19	5/14/19	Investigator	ED	11/11/19	5/12/20	Profiling	1	3	8	Harassment/discrimination (race), performance of duty.
19-0593	6/15/19	6/20/19	6/15/19	Investigator	ED	12/17/19	6/13/20	Use of Force	1	3	11	Excessive Force
19-0878	6/27/19	8/21/19	8/20/19	Investigator	ED	2/17/20	6/26/20	Use of Force	1	5	21	Use of force, false arrest, performance of duty, demeanor, Miranda violation, custody of prisoners, failure to take a complaint
19-1091	10/4/19	10/9/19	10/4/19	Investigator	ED	4/6/20	10/2/20	Use of Force	1	3	5	Use of Force
19-1123	10/10/19	10/15/19	10/11/19	Investigator	ED	4/12/20	10/9/20	Use of Force	1	8	25	Use of Force, demeanor, performance of duty
19-1169	10/17/19	10/22/19	10/17/19	Investigator	ED	4/19/20	10/15/20	Use of Force, Profilin	1	3	11	Excessive force, false arrest, discrimination, Miranda violation
18-0335	4/4/18	4/12/18	4/4/18	Investigator	JS	10/4/18	Tolled	Use of Force	1	1	1	Use of Taser; PDRD violation.
19-0558	5/30/19	6/7/19	6/7/19	Investigator	JS	12/4/19	6/1/20	Other	2	2	7	Improper detention; arrest; search; handcuffing; demeanor
19-0585	6/11/19	6/20/19	6/12/19	Investigator	JS	12/17/19	6/10/20	Use of Force	1	3	18	Demeanor; improper search; use of force; pointing of weapon
19-0628	6/20/19	6/21/19	6/20/19	Investigator	JS	12/18/19	6/19/20	Other	2	1	1	Performance of duty
19-0906	8/26/19	8/28/19	8/26/19	Investigator	JS	2/24/20	8/24/20	Use of Force	1	1	3	Excessive force; handcuffing; demeanor
20-0051	11/20/19	1/6/20	1/14/20	Investigator	JS	7/14/20	1/11/21	Other	1	1	1	Inaccurate report
19-0601	6/17/19	6/20/19	6/17/19	Investigator	MM	12/17/19	6/15/20	Use of Force	1	3	5	Excessive force; demeanor
19-0619	6/24/19	7/18/19	7/18/19	Investigator	MM	1/14/20	6/22/20	Use of Force	1	2	11	Improper Search, Excessive Force, Performance of Duty
19-0869	8/18/19	8/21/19	8/21/19	Investigator	MM	2/17/20	8/16/20	Use of Force	1	2	2	Use of Force

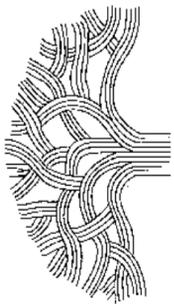
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COMMUNITY POLICE REVIEW AGENCY
Pending Cases (Sorted by Assigned Staff)

Case #	Incident Date	Rcv'd CPRA	Rcv'd IAD	Intake or Investigator	Assigned Staff	180-day Goal	1-year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
19-1005	N/A	9/17/19	9/17/19	Investigator	MM	12/18/19	6/19/20	Other	1	2	2	Improper Investigation
19-1153	10/17/19	10/17/19	10/17/19	Investigator	MM	4/15/20	10/15/20	Profiling	1	2	6	Identity Profiling by Race or Ethnicity; Unintentional/Improper Search or seizure, or arrest; Performance of Duty
20-0385	3/29/20	3/30/20	3/30/20	Investigator	MM	9/26/20	3/29/21	Use of Force	1	1	2	Use of Force
19-1447	12/26/19	12/31/19	12/26/19	Intake	AN	6/28/20	12/24/20	Use of Force	1	1	2	Use of Force
19-1328	5/31/19	12/3/19	11/27/19	Intake	CD	5/31/19	11/25/20	Profiling	1	1	2	Harassment and Discrimination, Performance of Duty,
19-1390	12/8/19	12/13/19	12/12/19	Intake	CD	6/10/20	12/10/20	Use of Force	1	1	3	Performance of Duty, Use of Force,
19-1398	12/15/19	12/17/19	12/15/19	Intake	CD	6/14/20	12/13/20	Use of Force	1	1	1	Use of Force
19-1423	12/20/19	12/26/19	12/21/19	Intake	CD	6/23/20	12/19/20	Use of Force	1	1	1	Use of Force
19-1440	12/24/19	12/27/19	12/24/19	Intake	CD	6/24/20	12/22/20	Use of Force	1	1	1	Use of Force
19-1444	12/23/19	12/19/19	12/23/19	Intake	CD	6/16/20	12/22/20	General	2	1	1	Performance of Duty
19-1446	12/17/19	12/18/19	12/17/19	Intake	CD	6/15/20	12/15/20	Other	1	2	2	Performance of Duty
20-0035	1/9/20	1/10/20	1/9/20	Intake	CD	7/8/20	1/7/21	Use of Force	1	1	2	Use of Force
20-0042	1/10/20	1/15/20	1/10/20	Intake	CD	7/13/20	1/8/21	General	2	1	1	Performance of Duty
20-0044	1/10/20	1/15/20	1/10/20	Intake	CD	7/13/20	1/8/21	Harassment	1	3	3	Conduct towards others (Harassment and discrimination / Race).
20-0088	1/28/20	1/28/20	1/1/20	Intake	CD	7/26/20	1/27/21	Harassment	1	1	1	Conduct towards others (Harassment and discrimination / Race)
20-0098	1/29/20	1/29/20	1/29/20	Intake	CD	7/27/20	7/27/20	General	2	2	2	Performance of Duty
20-0104	1/29/20	1/31/20	1/30/20	Intake	CD	7/29/20	1/28/21	Harassment	1	1	1	Conduct towards others (Harassment and discrimination / Race)
20-0116	1/22/20	2/4/20	1/20/20	Intake	CD	8/2/20	1/20/21	Harassment	1	2	2	Conduct Towards Others / Performance of Duty
20-0125	2/1/20	2/4/20	1/30/20	Intake	CD	8/2/20	1/30/21	Harassment	1	1	3	Conduct Towards Others/Performance of Duty
20-0160	2/7/20	2/13/20	2/5/20	Intake	CD	8/11/20	2/5/21	Use of Force	1	1	1	Use of Force
20-0204	2/22/20	2/26/20	2/24/20	Intake	CD	8/24/20	2/24/21	Service Complaint	0	1	1	Service Complaint
20-0206	2/23/20	2/25/20	2/23/19	Intake	CD	8/23/20	2/23/21	General	2	1	4	Performance of Duty, Conduct Towards Others
20-0270	11/18/19	3/2/20	2/25/20	Intake	CD	8/29/20	2/25/21	General	2	1	1	Performance of Duty
20-0277	2/22/20	3/10/20	3/6/20	Intake	CD	9/6/20	9/6/21	Use of Force	1	1	3	Use of Force
20-0325	3/17/20	3/18/20	3/17/20	Intake	CD	9/14/2020	3/16/21	Use of Force	1	1	2	Use of Force/Performance of Duty
20-0334	3/19/20	3/20/20	3/19/20	Intake	CD	9/16/2020	3/18/21	Performance of Duty	2	2	2	Performance of Duty
20-0211	2/23/20	2/23/20	2/23/20	Intake	CE	8/21/20	2/21/21	Racial Profiling	1	4	4	Conduct Towards Others
19-1391	12/13/19	12/19/19	12/13/19	Intake	JS	6/14/20	12/11/20	Use of Force	1	2	4	Use of Force
19-1114	10/9/19	10/11/19	10/10/19	Intake	MB	4/8/20	10/8/20	Other	2	1	1	Demeanor
20-0018	7/22/19	1/7/20	1/6/20	Intake	MB	7/5/20	1/6/21	Profiling	1	1	2	Profiling
20-0050	1/14/20	1/16/20	1/14/20	Intake	MB	7/14/20	1/14/21	Use of Force	1	2	6	Use of Force
20-0065	12/15/19	1/22/20	1/19/20	Intake	MB	7/20/20	1/19/21	Use of Force	1	1	1	Use of Force
20-0085	1/10/20	1/28/20	1/24/20	Intake	MB	7/26/20	1/24/21	Use of Force	1	1	3	Use of Force
20-0106	1/29/20	1/31/20	1/30/20	Intake	MB	7/29/20	1/30/21	Use of Force	1	1	1	Use of Force

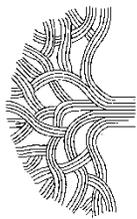
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COMMUNITY POLICE REVIEW AGENCY
Pending Cases (Sorted by Assigned Staff)

Case #	Incident Date	Rcv'd CPRA	Rcv'd IAD	Intake or Investigator	Assigned Staff	180-day Goal	1-year Goal	Type (604(f)(1) or Other)	Class	Subject Officers	Allegation Count	Allegation(s)
20-0119	1/31/20	2/4/20	1/31/20	Intake	MB	8/2/20	1/30/21	Use of Force	1	1	1	Use of Force
20-0161	2/10/20	2/13/20	2/8/20	Intake	MB	8/11/20	2/7/21	Use of Force	1	1	1	Use of Force
20-0177	2/10/20	2/11/20	2/14/20	Intake	MB	8/9/20	2/14/21	Use of Force	1	1	1	Use of Force
20-0200	2/19/20	2/20/20	2/19/20	Intake	MB	8/18/20	2/18/21	Other	2	1	1	Performance of Duty
20-0201	2/10/20	2/10/20	2/3/20	Intake	MB	8/8/20	2/8/21	Other	2	1	1	Performance of Duty
20-0228	2/23/20	2/23/20	2/23/20	Intake	MB	8/21/20	2/21/21	Other	2	1	1	Performance of Duty
20-0236	2/26/20	02/27/20	2/26/20	Intake	MB	8/25/20	2/25/21	Use of Force	1	2	5	Use of Force
20-0263	2/22/20	02/27/20	3/3/20	Intake	MB	8/25/20	3/3/21	Use of Force	2	1	1	Performance of Duty
20-0272	3/4/20	3/6/20	3/4/20	Intake	MB	9/2/20	3/3/21	Use of Force	1	1	1	Use of Force
20-0274	3/4/20	3/2/20	3/5/20	Intake	MB	8/29/20	3/6/21	Other	2	1	1	Performance of Duty
20-0281	7/2/19	3/9/20	3/9/20	Intake	MB	9/6/20	3/10/21	Other	2	1	4	Performance of Duty
20-0311	3/13/20	3/13/20	3/13/20	Intake	MB	9/9/20	3/14/21	Use of Force	1	1	3	Use of Force
20-0313	3/14/20	3/17/20	3/15/20	Intake	MB	9/13/20	3/15/21	Use of Force	1	3	9	Use of Force
20-0322	3/11/20	3/17/20	3/17/20	Intake	MB	9/13/20	3/18/21	Other	2	1	1	Performance of Duty
20-0359	3/26/20	3/27/20	3/26/20	Intake	MB	9/23/20	3/26/21	Use of Force	1	1	1	Use of Force
20-0361	2/28/20	3/26/20	3/26/20	Intake	MB	9/22/20	3/27/21	Other	2	1	4	Performance of Duty
20-0364	3/26/20	4/1/20	3/26/20	Intake	MB	9/28/20	3/26/21	Other	2	1	1	Performance of Duty
20-0379	3/11/20	3/31/20	3/31/20	Intake	MB	9/28/20	4/1/21	Other	2	1	3	Performance of Duty

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CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY

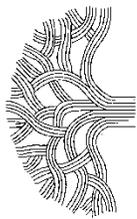
Recently Completed Investigations
(Allegations in bold were discovered by CPRA investigators)

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(Total Completed = 19)

Assigned Inv.	Case #	Incident Date	Completion Date	1-year goal	Officer	Allegation	Finding
AN	19-0416	4/17/10	3/18/20	4/16/20	Subject Officer 1	1. Use of Force (Level 2)	Sustained
						2. Use of Force (Level 1)	Sustained
						3. Use of Force (Level 1)	Sustained
						4. Supervisors Authority and Responsibilities	Exonerated
						5. Performance of Duty – General	Sustained
						6. Commanding Officers Authority and Responsibilities	Sustained
						7. Use of Force (Level 4)	Exonerated
						8. Use of Force (Level 4)	Exonerated
						9. Use of Force (Level 4)	Exonerated
						10. Use of Force (Level 4)	Exonerated
						11. Performance of Duty (PDRD)	Sustained
MM	19-0336	3/27/19	3/5/20	3/26/20	Subject Officer 1	1. Failure to Accept or Refer a Complaint	Sustained
						2. Use of Force (Level 3)	Unfounded



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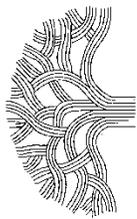
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Assigned Inv.	Case #	Incident Date	Completion Date	1-year goal	Officer	Allegation	Finding
						3. Use of Force	<i>Unfounded</i>
						4. Performance of Duty (Handcuffing)	<i>Exonerated</i>
					Subject Officer 2	5. Failure to Accept or Refer a Complaint	<i>Sustained</i>
					Subject Officer 3	6. Use of Force (Level 3)	<i>Unfounded</i>
						7. Use of Force	<i>Unfounded</i>
						8. Performance of Duty (General)	<i>Unfounded</i>
JS	19-0422	4/20/19	2/18/20	4/18/20	Subject Officer 1	1. Performance of Duty (PDRD)	<i>Sustained</i>
						2. Use of Force (Level 3)	<i>Exonerated</i>
						3. Use of Force (Level 3)	<i>Exonerated</i>
					Subject Officer 2	4. Use of Force (Level 3)	<i>Exonerated</i>
						5. Use of Force (Level 3)	<i>Exonerated</i>
					Subject Officer 3	6. Use of Force (Level 3)	<i>Exonerated</i>
					Subject Officer 4	7. Use of Force (Level 3)	<i>Exonerated</i>



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY

Recently Completed Investigations

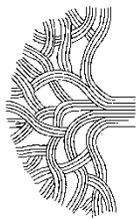
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4/16/20

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Assigned Inv.	Case #	Incident Date	Completion Date	1-year goal	Officer	Allegation	Finding
					Subject Officer 5	8. Use of Force (Level 3)	<i>Exonerated</i>
MB	19-1379	12/7/19	3/5/20	12/6/20	Subject Officer 1	1. No Duty/No MOR Violation	No MOR
						2. Prohibited Activity on Duty	<i>Unfounded</i>
MB	19-1331	11/27/19	3/5/20	11/25/20	Subject Officer 1	1. Conduct Toward Others – Harassment and Discrimination	<i>Unfounded</i>
						2. Conduct Toward Others – Harassment and Discrimination	<i>Unfounded</i>
						3. Performance of Duty – Unintentional/ Improper Search Seizure or Arrest	<i>Exonerated</i>
					Subject Officer 2	4. Conduct Toward Others – Harassment and Discrimination	<i>Unfounded</i>
						5. Conduct Toward Others – Harassment and Discrimination	<i>Unfounded</i>
						6. Performance of Duty – Unintentional/ Improper Search Seizure or Arrest	<i>Exonerated</i>
					Subject Officer 3	7. Conduct toward Others – Unintentional/ Improper Search Seizure or Arrest	<i>Unfounded</i>
						8. Conduct Toward Others – Harassment and Discrimination	<i>Unfounded</i>
						9. Performance of Duty – Unintentional/ Improper Search Seizure or Arrest	<i>Exonerated</i>
CD	19-1295	8/23/19	3/6/20	8/22/20	No Officer	1. No Duty/No MOR Violation	No MOR



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY

Recently Completed Investigations

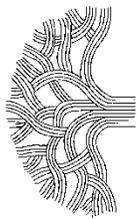
(Allegations in bold were discovered by CPRA investigators)

4/16/20

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(Total Completed = 19)

Assigned Inv.	Case #	Incident Date	Completion Date	1-year goal	Officer	Allegation	Finding
						2. No Duty/No MOR Violation	No MOR
						3. No Duty/No MOR Violation	No MOR
					Subject Officer 1	4. Performance of Duty – Unintentional/ Improper Search Seizure or Arrest	Exonerated
						5. Performance of Duty – Handcuffing	Unfounded
						6. Performance of Duty - Care of Property	Exonerated
						7. Use of Force	Unfounded
						8. Performance of Duty – Unintentional/ Improper Search Seizure or Arrest	Exonerated
					Subject Officer 2	9. Performance of Duty – Handcuffing	Exonerated
						10. Performance of Duty – Care of Property	Exonerated
CD	19-1226	Various Dates 2019	3/12/20	10/31/20	Unknown Officer	1. No Duty/No MOR Violation	Unable to Identify Officer
RM	19-1319	11/24/19	3/13/20	11/22/20	Subject Officer 1	1. Performance of Duty – General	Unfounded
						2. Conduct Toward Others – Demeanor	Unfounded
					Subject Officer 2	3. Performance of Duty – General	Unfounded



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY

Recently Completed Investigations

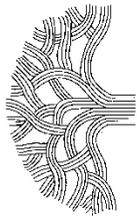
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(Total Completed = 19)

Assigned Inv.	Case #	Incident Date	Completion Date	1-year goal	Officer	Allegation	Finding
CD	19-1264	11/10/19	3/13/20	11/8/20	Unknown Officer	4. Conduct Toward Others – Demeanor	<i>Unfounded</i>
CD	19-1208	10/31/19	3/17/20	10/29/20	Subject Officer 1	1. No Duty/No MOR Violation 1. Conduct Toward Others – Harassment and Discrimination 2. Performance of Duty – Unintentional/Improper Search Seizure or Arrest 3. Performance of Duty – Unintentional/Improper Search Seizure or Arrest 4. Obedience to Laws – Felony/Serious Misdemeanor	<i>Unfounded</i> <i>Unfounded</i> <i>Exonerated</i> <i>Unfounded</i> <i>Unfounded</i>
RM	19-1159	10/17/19	3/25/20	10/15/20	Unknown Officer	1. Service Complaint 2. Performance of Duty – General 3. Performance of Duty – General 4. Performance of Duty – General 5. Use of Force	<i>Service Complaint</i> <i>Unfounded</i> <i>Exonerated</i> <i>Exonerated</i> <i>Unfounded</i>



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY

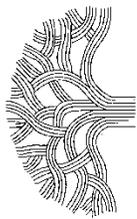
Recently Completed Investigations
(Allegations in bold were discovered by CPRA investigators)

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(Total Completed = 19)

Assigned Inv.	Case #	Incident Date	Completion Date	1-year goal	Officer	Allegation	Finding
					Subject Officer 3	6. Performance of Duty – Handcuffing	<i>Exonerated</i>
					Subject Officer 3	7. Performance of Duty – General	<i>Exonerated</i>
					Subject Officer 4	8. Use of Force	<i>Unfounded</i>
						9. Performance of Duty – Handcuffing	<i>Exonerated</i>
					Subject Officer 5	10. Performance of Duty – General	<i>Exonerated</i>
					Subject Officer 6	11. Performance of Duty – General	<i>Exonerated</i>
					Subject Officer 7	12. Performance of Duty – General	<i>Exonerated</i>
						13. Use of Force	<i>Unfounded</i>
					Subject Officer 8	14. Performance of Duty – General	<i>Exonerated</i>
					Subject Officer 9	15. Performance of Duty – General	<i>Exonerated</i>
					Subject Officer 10	16. Performance of duty – General	<i>Exonerated</i>
					Subject Officer 11	17. Performance of Duty – General	<i>Exonerated</i>
					Subject Officer 12	18. Performance of Duty – General	<i>Exonerated</i>



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY

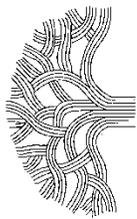
Recently Completed Investigations
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(Total Completed = 19)

Assigned Inv.	Case #	Incident Date	Completion Date	1-year goal	Officer	Allegation	Finding
						19. Use of Force	<i>Unfounded</i>
						20. Performance of Duty – Handcuffing	<i>Exonerated</i>
RM	19-1362	12/5/19	4/1/20	12/3/20	Subject Officer 1	1. Use of Force	<i>Unfounded</i>
MB	19-1372	12/7/19	4/2/20	12/6/20	Subject Officer 1	1. Performance of Duty – Unintentional/ Improper Search Seizure or Arrest	<i>Exonerated</i>
						2. Use of Force	<i>Unfounded</i>
					Subject Officer 2	3. Performance of Duty – Unintentional/ Improper Search Seizure or Arrest	<i>Exonerated</i>
						4. Use of Force	<i>Unfounded</i>
MB	19-1420	12/19/19	4/3/20	12/17/20	Subject Officer 1	1. Conduct Toward Others – Harassment and Discrimination	<i>Unfounded</i>
						2. Use of Force	<i>Unfounded</i>
						3. Performance of Duty – Unintentional/ Improper Search Seizure or Arrest	<i>Exonerated</i>
					Subject Officer 2	4. Conduct Toward Others – Harassment and Discrimination	<i>Unfounded</i>
						5. Use of Force	<i>Unfounded</i>
CD	19-1263	11/12/19	4/6/20	11/10/20	Subject Officer 1	1. Conduct Toward Others – Harassment and Discrimination	<i>Unfounded</i>



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY

Recently Completed Investigations

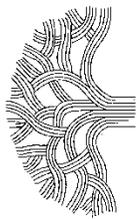
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(Total Completed = 19)

Assigned Inv.	Case #	Incident Date	Completion Date	1-year goal	Officer	Allegation	Finding
					Subject Officer 2	2. Performance of Duty – General	<i>Unfounded</i>
					Subject Officer 2	3. Conduct Toward Others – Harassment and Discrimination	<i>Unfounded</i>
					Subject Officer 3	4. Performance of Duty – General	<i>Unfounded</i>
					Subject Officer 3	5. Conduct Toward Others – Harassment and Discrimination	<i>Unfounded</i>
						6. Performance of Duty – General	<i>Unfounded</i>
CD	19-1366	12/5/19	4/6/20	12/4/20	Unknown Officer	1. No Duty/No MOR Violation	No MOR Violation
					Subject Officer 1	2. No Duty/No MOR Violation	No MOR Violation
					Subject Officer 1	3. Performance of Duty – Unintentional/Improper Search, Seizure or Arrest	Exonerated
					Subject Officer 2	4. Performance of Duty – Unintentional/Improper Search, Seizure or Arrest	Exonerated
						5. Performance of Duty – Handcuffing	Exonerated
						6. Use of Force	<i>Unfounded</i>
						7. Use of Force	<i>Unfounded</i>
					Subject Officer 3	8. Performance of Duty – Unintentional/Improper Search Seizure or Arrest	Exonerated



CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY

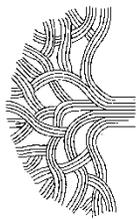
Recently Completed Investigations
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(Total Completed = 19)

Assigned Inv.	Case #	Incident Date	Completion Date	1-year goal	Officer	Allegation	Finding
						9. Performance of Duty – Handcuffing	Exonerated
						10. Use of Force	Unfounded
						11. Use of Force	Unfounded
MB	20-0016	1/5/20	4/10/20	1/3/20	Unknown Officer	1. Performance of Duty – General	Exonerated
						2. Use of Force	Unfounded
CD	19-1141	10/9/19	4/15/20	10/8/20	Unknown Officer	1. No Duty/No MOR Violation	No MOR Violation
						2. No Duty/No MOR Violation	No MOR Violation
						3. Do Duty/No MOR Violation	Exonerated
					Subject Officer 1	4. Performance of Duty – General	Unfounded
						5. Performance of Duty – General	Exonerated
					Subject Officer 2	6. Failure to Accept or Refer a Complaint (Unintentional)	Unfounded
					Subject Officer 3	7. Performance of Duty – General	Exonerated
						8. Performance of Duty – General	Exonerated

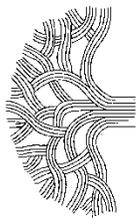


CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY
Recently Completed Investigations
(Allegations in bold were discovered by CPRA investigators)

Assigned Inv.	Case #	Incident Date	Completion Date	1-year goal	Officer	Allegation	Finding
CD	19-1337	11/30/19	4/15/20	11/28/20	Subject Officer 1	1. Use of Force	<i>Not Sustained</i>
					Subject Officer 2	2. Use of Force	<i>Not Sustained</i>

CPRA Made the following Training Recommendations with Respect to Investigations in this Report

Training Recommendation(s)	<p>The CPRA recommends additional training that officers must activate their Personal Digital Recording Devices (PDRDs) when initiating citizen contacts and during detentions and arrests.</p> <p>The CPRA recommends that the Department provide training to all OPD members on utilizing interpreters/translators in the field, and that the Canine Program integrate the use of interpreters/translators in regular training scenarios.</p> <p>The CPRA recommends that during such training, OPD members should learn the importance of giving clear and concise commands, in any language, as well as making sure all information obtained from a person(s) in a language other than English is relayed back to officers on scene.</p> <p>Supervisor training should stress the importance of requesting and utilizing OPD Certified Native Language speakers to interpret during high stress incidents when possible.</p> <p>The CPRA has identified tactical situations in which the City of Oakland customarily uses cartographically incorrect cardinal directions that do not correspond to those used by outside agencies. Due to the unique discrepancy between true directions and Oakland directions, officers should be reminded to clarify which compass is being used and to be on the same page, especially when communicating with units from outside agencies who may not be familiar with Oakland directions.</p> <p>The CPRA recommends that all OPD officers receive training on this issue to avoid confusion and potential officer safety concerns during incidents.</p> <p>The CPRA recommends that all OPD members receive training on how to effectively communicate with and utilize CHP Air Support (and air support in general) in the field.</p>
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CITY OF OAKLAND
COMMUNITY POLICE REVIEW AGENCY

Recently Completed Investigations
(Allegations in bold were discovered by CPRA investigators)

4/16/20

Page 11 of 11

(Total Completed = 19)

CPRA Made the following Policy Recommendations with Respect to Investigations in this Report

<p>Policy Recommendation(s)</p>	<p>The CPRA discovered that DGO K-3 and DGO K-4 define “Serious Bodily Injury” somewhat differently. The CPRA recommends that DGO K-4 and DGO K-3 be reconciled so that officers may reasonably rely upon a consistent definition of serious bodily injury in both policies.</p>
	<p>DGO K-9 and DGO K-4 presumptively categorize canine bites as Level 2 uses of force. Due to the potential for canine bites to cause severe bodily injury, the CPRA recommends eliminating the presumption that a canine bite is automatically a Level 2 use of force. Updating the policy to indicate that a canine bite shall be at least a Level 2 or above, followed by the criteria for both Level 2 and Level 1 cases, would provide clarity to officers in incidents such as these.</p>

CPRA Made the following Commendation Recommendations with Respect to Investigations in this Report

<p>Commendation Recommendation(s)</p>	<p>The CPRA recommended that one officer receive positive recognition for his tactical and medical aid contributions during an incident, specifically his decision to apply a tourniquet to an injured suspect during a critical period of the encounter.</p>
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CITY OF OAKLAND



CITY HALL • 1 FRANK H. OGAWA PLAZA • OAKLAND, CALIFORNIA 94612

Police Commission

January 9, 2020

Re: Neighborhood Opportunity and Accountability Board Youth Diversion Project

Dear Community Stakeholder,

The Oakland Police Commission wholeheartedly supports the Neighborhood Opportunity and Accountability Board (NOAB)'s youth diversion project through the National Institute for Criminal Justice Reform.

Diversion programs redirect youth offenders from the criminal justice system through the provision of support, supervision, and programming. Similarly, NOAB's diversion program will divert youth who have committed minor offenses away from the system and towards community-based treatment and support options instead of confinement. NOAB's program will be far more effective in addressing and preventing future delinquency than the traditional criminal justice system.

Additionally, NOAB's diversion program will keep youth from being "formally processed" in the criminal justice system. Such processing perpetuates delinquency by "labeling" youth offenders and exposing them to circumstances within juvenile and adult correctional institutions that may actually increase recidivism.

Lastly, NOAB's program is designed to be less costly than formal court proceedings by reducing the burden on the court system, reducing the caseload of juvenile probation officers, and freeing up those limited resources and services for high-risk juvenile offenders.

NOAB's youth diversion project is also supported by the Oakland Police Department and seeks to work with Alameda County Probation Office and the Alameda County District Attorney's Office. We look forward to having you collaborate with us on this program as well.

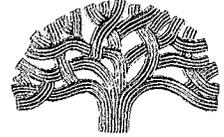
If you have any questions, please do not hesitate to contact me at RJackson@OaklandCommission.org or David Muhammad, Executive Director of the National Institute for Criminal Justice Reform, at David@NICJR.org. Thank you in advance for your support.

Very truly yours,

Regina Jackson

Regina Jackson
Chair, Oakland Police Commission

CITY OF OAKLAND



POLICE ADMINISTRATION BUILDING • 455 - 7TH STREET • OAKLAND, CALIFORNIA 94607-3985

Police Department

Telephone Device for the Deaf (510) 238-3227

January 24, 2020

To whom it may concern:

It is my pleasure to write this letter on behalf of the Oakland Police Department's (OPD) continued support for the youth diversion initiative, Neighborhood Opportunity and Accountability Board (NOAB).

As stated in the letter sent in 2018, the NOAB is a diversion from formal processing occurring within the juvenile justice system. Instead of being referred for detention and prosecution, certain youth suspected of delinquent behavior will be sent to neighborhood councils. This involves a group of community leaders, business owners, youth, and family members who will work with the young person, their family and any victim to develop a restorative plan to effectively address the delinquent act and improve the community.

The Oakland Police Department believes the National Institute for Criminal Justice Reform (NICJR), is a successful organization which is a cross-section of community leaders and service providers, who have been designing and planning this initiative for many years in Oakland. The Oakland Police Department has been at the table with these community members and continues to serve on the steering committee. The Oakland Police Department continues to believe in NOAB's responsible diversion and will support the organization's success.

When implemented effectively, the Neighborhood Opportunity and Accountability Board can improve youth outcomes, develop communities, and increase public safety. OPD agrees to partner with NOAB, including the training of Officers and having our juvenile intake division refer youth to the initiative. OPD looks forward to working with NOAB, and we highly recommend and encourage funding to support this strategy's success.

Sincerely,

A handwritten signature in black ink that reads "Anne E. Kirkpatrick". The signature is written in a cursive, flowing style.

Anne E. Kirkpatrick
Chief of Police
Oakland Police Department

Cc: Chair Jackson, Police Commission
Cc: Vice Chair Harris, Police Commission

DRAFT MOU (NOAB and OPD)

THIS MEMORANDUM OF UNDERSTANDING (MOU) is entered into as of **date**, by and between the City of Oakland, a municipal corporation and charter city (City), by and through its Police Department (OPD) and the National Institute for Criminal Justice Reform (NICJR), a California nonprofit organization, to establish an effective partnership committed to the successful implementation of the Neighborhood Opportunity and Accountability Board *Diversion Program* (NOAB).

Section 1. Purpose and Intent

The purpose and intent of this MOU is to establish an effective partnership committed to identifying Oakland youth who will benefit from alternatives to formal processing in the juvenile justice system when accused of delinquent behaviors. NOAB will provide comprehensive intervention services, which will seek to reduce youth delinquency, build community cohesion, decrease justice system costs, and improve police-community relations. Through case management, mentorship, support services, restorative justice, Cognitive Behavioral Therapy, health and wellness support, NICJR and its partners will seek to reduce recidivism rates while increasing public safety and positive youth development. The parties will work together to develop intervention policies and actions for youth participant's continued participation and success in NOAB.

Section 2. Scope of Work

The **Oakland Police Department** agrees to do the following:

- A. Allow staff and officers to be trained by NOAB partners, including OPD leadership, to handle contacts involving youth that may lead to referrals to NOAB;
- B. Conduct a preliminary screening of youth identified by detectives or other OPD staff to determine if they are eligible for the NOAB;
- C. Directly contact or refer to NOAB staff to contact the youth's parent/guardian and inform them of the youth's eligibility for the NOAB, as well as the benefits of participating;
- D. Formally refer the youth and their parents/guardian to the NOAB so the youth can participate;
- E. Seal the participant's OPD record and apply California Penal Code section 849, upon successful completion of NOAB, which will deem the initial contact as a detention so long as the criteria of Penal Code section 849 are met;
- F. Work with NOAB on an annual evaluation.

NICJR agrees to do the following:

- A. Collaborate with OPD to implement the NOAB;
- B. Provide training to OPD personnel on the NOAB;
- C. Facilitate and manage the NOAB;
- D. Designate necessary staff and resources to ensure an effective program;
- E. Provide the highest level of legally permissible transparent decision making and communication between NOAB and OPD personnel,

with acknowledgement of and adherence to the confidentiality and privacy requirements under the law related to juvenile records and information;

- F. Provide OPD with the information needed to effectively evaluate the NOAB, including a curriculum overview, participant/guardian satisfaction; and
- G. Provide in-kind support, for as long as is functionally possible, for the implementation of the NOAB.

Section 3. Term

This MOU is for the period **date through date**, and thereafter this MOU shall be null and void and of no further force or effect, except as to those provisions which state they expressly survive the termination of this MOU. This term may be extended based upon written mutual agreement executed by both parties.

Section 4. Compliance with Laws and Regulations

The NICJR shall comply with all federal, state and local laws, statutes, ordinances, rules and regulations, and the orders and decrees of any courts or administrative bodies or tribunals, with respect to this MOU, including the California Penal Code, disability laws, including the Americans with Disability Act, employment discrimination laws and prevailing wage laws. Compliance under this provision includes compliance with all City of Oakland contracting laws, programs and policies such as, but not limited to, living wage, prevailing wages, equal benefits, local and small local business enterprise and nondiscrimination.

Section 5. Indemnification

- A. OPD agrees to hold harmless, indemnify, and defend NICJR from all claims or losses accruing or resulting from injury, damage, or death of any person, firm, or corporation in connection with the performance of this MOU. OPD agrees to hold harmless, indemnify, and defend NICJR employees from any and all claims or losses incurred by any supplier, contractor, or subcontractor furnishing work, services, or materials to OPD in connection with the performance of this MOU.
- B. NICJR agrees to hold harmless, indemnify, and defend City and OPD from all claims or losses accruing or resulting from injury, damage, or death of any person, firm, or corporation in connection with the performance of this MOU. NICJR agrees to hold harmless, indemnify, and defend City and OPD employees from any and all claims or losses incurred by any supplier, contractor, or subcontractor furnishing work, services, or materials to NICJR in connection with the performance of this MOU.
- C. In no event shall any indemnity under this Section 5 apply to claims or losses which are attributable to the sole negligence or willful misconduct of an indemnitee or its agents, servants or independent contractors who are directly responsible to such indemnitee. If the claims or losses are attributable to any joint or concurrent negligent act (either active or passive) or an omission by an indemnitee, the indemnitor shall indemnify, hold harmless and defend such

indemnitee from such claims or losses only to the extent such claims or losses arise out of or result from the negligence or willful misconduct of indemnitor, or anyone directly or indirectly employed by such indemnitor, or anyone for whose acts they may be responsible or liable.

The provisions of this Section 5 shall survive the termination or expiration of this MOU.

Section 6. Limitations

Nothing in this MOU shall make either party's employees: (a) subject to any of the memoranda of understanding that apply to employees of the other party; (b) subject to the Personnel Rules that apply to employees of the other party; (c) subject to any of the benefits received by employees of the other party, including but not limited to, Medical, Dental, Vision, Retirement, Vacation Sick Leave, and Administrative Leave; (d) covered by the other party's Worker's Compensation Insurance; or (e) employees of the other party for any purpose, including, but not limited to, the Tort Claims Act (Cal. Gov't. Code Section 825 et seq.).

Section 7. Termination

NICJR and OPD enter into this MOU in the spirit of collaboration in order to ensure optimal alternatives to juvenile justice system involvement for Oakland youth. The Parties will work to resolve any problems or concerns that arise during the course of this MOU and which impede the terms of this MOU. Notwithstanding, either Party may terminate this MOU for any reason whatsoever upon sixty (60) days written notice to the other of such termination.

Section 8. Litigation

This MOU shall be performed in Oakland, CA and is governed by the laws of the State of California. Any action relating to this MOU shall be instituted and prosecuted in the courts of Alameda County, California.

Section 9. Relationship of Parties

Nothing contained in this MOU shall be interpreted or understood by any of the parties, or by any third persons, as creating the relationship of employer and employee, joint employers, principal and agent, limited or general partnership, or joint venture by and between City or OPD and NICJR or its agents, employees, contractors, or subcontractors, and NICJR shall at all times be deemed an independent contractor and shall be wholly responsible for the manner in which it or its employees, agents, or both, perform the services required of it by the terms of this MOU.

Section 10. No Claims

Nothing contained in this MOU shall create or justify any claim against City or OPD by any person that NICJR may have employed or with whom NICJR may have contracted relative to the purchase of materials, supplies or equipment, or the furnishing or the performance of any work or services.

Section 11. Amendments

No alteration or variation of the terms of this MOU shall be valid unless made in writing and executed by the parties.

Section 12. Non-Liability of City Officials, Employees and Agents

No member, official, employee or agent of the City or OPD shall be personally liable to NICJR in the event of any default or breach by City or OPD or for any amount which may become due to NICJR or its successor or on any obligation under the terms of this MOU.

Section 13. No Third-Party Beneficiaries

There shall be no third-party beneficiaries to this MOU.

Section 14. Conflict of Interest

- A. Except for approved eligible administrative or personnel costs, no person described in Section 14.B below who exercises or has exercised any functions or responsibilities with respect to the activities necessary to carry out this MOU or who is in a position to participate in a decision-making process or gain inside information with regard to such activities, may obtain a personal or financial interest or benefit from the activity, or have an interest in any contract, subcontract or agreement with respect thereto, or the proceeds thereunder, either for themselves or those with whom they have family or business ties, during, or at any time after, such person's tenure. NICJR shall exercise due diligence to ensure that the prohibition in this Section 14.A is followed.
- B. The conflict of interest provisions of Section 14.A above apply to any person who is an employee, agent, consultant, officer, or any immediate family member of such person, or any elected or appointed official of City, or any person related within the third (3rd) degree of such person.

Section 15. Notices, Demands and Communications

If at any time after the execution of this MOU it shall become necessary or convenient for one of the parties hereto to serve any notice, demand or communication upon the other party, such notice, demand or communication shall be in writing and shall be served personally or by depositing the same in the registered United States mail, return receipt requested, postage prepaid or delivered by express delivery service and,

- A. Mail intended for OPD shall be addressed to:

Oakland Police Department
455 7th Street
Oakland, California 94607

- B. Mail intended for NICJR shall be addressed to:

National Institute for Criminal Justice Reform
303 Hegenberger Road, Suite 301
Oakland, CA 94621
Attention: Executive Director

Any notice, demand or communication shall be deemed given, received, made or communicated on the date personal delivery is affected or, if mailed in the manner herein specified, on the delivery date or date delivery is refused by the addressee, as shown on the return receipt. Any party may change its address at any time by giving written notice of such change at least ten (10) days prior to the date such change is desired to be effective.

Section 16. Waivers

Any waiver by OPD of any obligation or condition in this MOU must be in writing. No waiver will be implied from any delay or failure by OPD to take action on any breach or default of NICJR or to pursue any remedy allowed under this MOU or applicable law. Any extension of time granted to NICJR to perform any obligation under this MOU shall not operate as a waiver or release from any of its obligations under this MOU. Consent by OPD to any act or omission by NICJR shall not be construed to be consent to any other or subsequent act or omission or to waive the requirement for OPD's written consent to waivers.

Section 17. Entire Understanding of the Parties

This MOU constitutes the entire understanding and agreement of the parties with respect to the services to be provided hereunder.

Section 18. Multiple Originals; Counterpart

This MOU may be executed in multiple originals, each of which is deemed to be an original, and may be signed in counterparts.

IN WITNESS WHEREOF, the parties hereto have executed this MOU as of the day and year first written above.

Insert signature line



OAKLAND POLICE COMMISSION SPECIAL MEETING MINUTES - DRAFT

April 9, 2020
5:30 PM

I. Call to Order

Chair Regina Jackson

The meeting started at 5:36 pm.

II. Roll Call and Determination of Quorum

Chair Regina Jackson

Commissioners Present: Tara Anderson, Henry Gage, III, Ginale Harris, Regina Jackson, Edwin Prather, and Thomas Lloyd Smith. Quorum was met.

Alternate Commissioners Present: Chris Brown and David Jordan (*arrived during item IV*)

Commissioners Absent: José Dorado

Counsel for this meeting: Conor Kennedy and Nitasha Sawhney

III. Public Comment on Closed Session Items

No public comments were provided on this item.

The Commission adjourned to closed session. The open session section of the meeting commenced at 6:31 pm.

IV. Closed Session

CONFERENCE WITH LEGAL COUNSEL— ANTICIPATED LITIGATION: 1 CASE - Govt. Code § 54956.9(d)(2)

V. Report out of Closed Session

CONFERENCE WITH LEGAL COUNSEL— ANTICIPATED LITIGATION: 1 CASE - Govt. Code § 54956.9(d)(2)

There were no reportable actions on this item.

VI. Welcome, Purpose, and Open Forum/Public Comment

Comments were provided by the following public speakers:
Maureen Benson

VII. Report from the Chair

Regina Jackson delivered a report on the current state of affairs amidst the COVID-19 healthy emergency.

No public comments were provided on this item.

No action was taken on this item.

VIII. Update on City Auditor's Commission and CPRA Audits

The Commission provided an update on the status of the Police Commission and CPRA audits that are being conducted by the City Auditor's office.

No public comments were provided on this item.

No action was taken on this item.

IX. Committee Reports (*this item was tabled to a future agenda*)

Comments were provided by the following public speakers:

John Lindsay-Poland

Anne Janks

Bruce Schmiechen

Lorelei Bosserman

A motion was made by Ginale Harris, seconded by Tara Anderson, to table this item to a future agenda. The motion carried by the following vote:

Aye: Anderson, Harris, Jackson, Prather, and Smith

No: 0

Abstain: Gage

X. Police Commission Annual Report

The Commission discussed the annual report that will be submitted to the Mayor, City Council, and the public, and voted to approve the report with additions.

No public comments were provided on this item.

A motion was made by Tara Anderson, seconded by Thomas Lloyd Smith, to adopt the report with the following additions: a list of Commissioners who joined the Commission in 2019, and a section on Community Outreach. The motion carried by the following vote:

Aye: Anderson, Gage, Jackson, Prather, and Smith

No: 0

Abstain: Harris

XI. Strategic Communications Proposal

The Commission reviewed a proposal from Max Szabo of Szabo & Associates and considered whether to proceed with a solicitation process.

Comments were provided by the following public speakers:

Maureen Benson

John Lindsay-Poland

A motion was made by Edwin Prather, seconded by Thomas Lloyd Smith, to table this item to a future agenda and created an Ad Hoc Committee to do more research on the need for services. Tara Anderson recused herself from voting as she has previously worked with Max Szabo. The motion carried by the following vote:

Aye: Gage, Harris, Jackson, Prather, and Smith

No: 0

Abstain: Anderson

XII. Meeting Minutes Approval

The Commission voted to approve minutes from March 12, 2020.

No public comments were provided on this item.

A motion was made by Henry Gage, III, seconded by Edwin Prather, to approve the March 12, 2020 minutes. The motion carried by the following vote:

Aye: Anderson, Gage, Jackson, Prather, and Smith

No: 0

Abstain: Harris

XIII. Agenda Setting and Prioritization of Upcoming Agenda Items

The Commission engaged in a working session to discuss and determine agenda items for the upcoming Commission meeting: introduction of OPD Interim Chief; update on Commission and CPRA audits; formation of a discipline committee; Bey case subpoenas; CPRA report; update on Commission and CPRA budgets; and a draft Memorandum of Understanding (MOU) between OPD and National Institute for Criminal Justice Reform (NICJR).

Comments were provided by the following public speakers:

John Lindsay-Poland

No action was taken on this item.

XIV. Adjournment

A motion was made by Edwin Prather, seconded by Tara Anderson, to adjourn the meeting at 8:11 pm. The motion carried by the following vote:

Aye: Anderson, Gage, Harris, Jackson, Prather, and Smith

No: 0

Police Commission Pending Agenda Matters List

	A	B	C	D	E	F	G	H
1	Pending Agenda Matter	Date Placed on List	Duties/Deliverables	Additional Information/Details	Priority Level	Timeline/Deadline	Scheduled	Lead Commissioner(s), if any
2	OPD to Provide a 30 Day Snapshot on the Effectiveness of SO 9202	2/27/2020		On 2.27.20, at the request of OPD the Commission considered and approved SO 9202 which amends the section in SO 9196 regarding Type 32 reportable force	High			
3	Commissioner Trainings	1/1/2018	<p>Complete trainings mandated by City Charter section 604 (c)(9) and Enabling Ordinance section 2.45.190</p> <p>Some trainings have deadlines for when they should be completed (within 3 months, 6 months, etc.)</p> <p>Several trainings were delivered in open session and have been recorded for future use</p>	<p>The following trainings must be done in Open Session:</p> <ol style="list-style-type: none"> 1. California's Meyers Miliias Brown Act (MMBA) and Public Employment Relations Board's Administration of MMBA (done 3.12.20) 2. Civil Service Board and Other Relevant City Personnel Policies and Procedures (done 2.27.20) 3. Memoranda of Understanding with Oakland Police Officers Association and Other Represented Employees (rescheduled due to COVID-19 health emergency) 4. Police Officers Bill of Rights (done 12.12.19) 	High	Ongoing		

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1	Pending Agenda Matter	Date Placed on List	Duties/Deliverables	Additional Information/Details	Priority Level	Timeline/Deadline	Scheduled	Lead Commissioner(s), if any
4	Confirming the Process to Hire Staff for the Office of Inspector General	5/17/2019	Per the Enabling Ordinance: The City shall allocate a sufficient budget for the OIG to perform its functions and duties as set forth in section 2.45.120, including budgeting one (1) full-time staff position comparable to the position of Police Program and Audit Supervisor. Within thirty (30) days after the first Inspector General is hired, the Policy Analyst position and funding then budgeted to the Agency shall be reallocated to the OIG. All OIG staff, including the Inspector General, shall be civil service employees in accordance with Article IX of the City Charter.	This will require information presented from the City Administrator's Office.	High			

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5	Finalize Bylaws and Rules	1/24/2019			High			Gage
6	Hire Inspector General (IG)	1/14/2019	Hire IG once the job is officially posted	Pending Measure LL revisions to be included in the November 2020 ballot. Recruitment and job posting in process.	High			Personnel Committee
7	Measure LL Revisions	10/1/2019	The Commission will discuss and provide feedback on the draft revision of Measure LL provided by the Coalition for Police Accountability to the Commission and City Council President Kaplan		High			Gage
8	Notification of OPD Chief Regarding Requirements of Annual Report	1/1/2018	Commission must notify the Chief regarding what information will be required in the Chief's annual report	<p>The Chief's report shall include, at a minimum, the following:</p> <ol style="list-style-type: none"> 1. The number of complaints submitted to the Department's Internal Affairs Division (IAD) together with a brief description of the nature of the complaints; 2. The number of pending investigations in IAD, and the types of Misconduct that are being investigated; 3. The number of investigations completed by IAD, and the results of the investigations; 4. The number of training sessions provided to Department sworn employees, and the subject matter of the training sessions; 5. Revisions made to Department policies; 6. The number and location of Department sworn employee-involved shootings; 7. The number of Executive Force Review Board or Force Review Board hearings and the results; 8. A summary of the Department's monthly Use of Force Reports; 9. The number of Department sworn employees disciplined and the level of discipline imposed; and 10. The number of closed investigations which did not result in discipline of the Subject Officer. <p>The Chief's annual report shall not disclose any information in violation of State and local law regarding the confidentiality of personnel records, including but not limited to California Penal Code section 832.7</p>	High	June 14, 2018 and June 14 of each subsequent year		Dorado

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9	Performance Reviews of CPRA Director and OPD Chief	1/1/2018	Conduct performance reviews of the Agency Director and the Chief	The Commission must determine the performance criteria for evaluating the Chief and the Agency Director, and communicate those criteria to the Chief and the Agency Director one full year before conducting the evaluation. The Commission may, in its discretion decide to solicit and consider, as part of its evaluation, comments and observations from the City Administrator and other City staff who are familiar with the Agency Director's or the Chiefs job performance. Responses to the Commission's requests for comments and observations shall be strictly voluntary.	High	Annually; Criteria for evaluation due 1 year prior to review		
10	Recommendations for Increasing Communication Between CPRA and IAD	10/6/2018		Review of existing communication practices and information sharing protocols between departments, need recommendations from stakeholders about whether a policy is needed. Ensure prompt forwarding of complaints from IAD to CPRA and prompt data sharing.	High			
11	Reports from OPD	10/6/2018	Commission to decide on what reports are needed prior to receiving them.	Receive reports from OPD on issues such as: response times; murder case closure rates; hiring and discipline status report (general number for public hearing); any comp stat data they are using; privacy issues; human trafficking work; use of force stats; homelessness issues; towing cars of people who sleep in their vehicles	High	Ongoing as appropriate		

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12	Request City Attorney Reports	1/1/2018	Request the City Attorney submit semi-annual reports to the Commission and the City Council	Request the City Attorney submit semi-annual reports to the Commission and City Council which shall include a listing and summary of: 1. To the extent permitted by applicable law, the discipline decisions that were appealed to arbitration; 2. Arbitration decisions or other related results; 3. The ways in which it has supported the police discipline process; and 4. Significant recent developments in police discipline. The City Attorney's semi-annual reports shall not disclose any information in violation of State and local law regarding the confidentiality of personnel records, including but not limited to California Penal Code 832.7	High	Semi-annually		Smith
13	Offsite Meetings	1/1/2018	Meet in locations other than City Hall	The offsite meetings must include an agenda item titled "Community Roundtable" or something similar, and the Commission must consider inviting individuals and groups familiar with the issues involved in building and maintaining trust between the community and the Department.	Medium	Annually; at least twice each year	6/25/20 10/8/20	Dorado, Harris, Jackson
14	Annual Report	1/1/2018	Submit an annual report each year to the Mayor, City Council and the public		Medium			Prather, Smith

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15	City Auditor's Office to Present Performance and Financial Audit of Commission and Agency		City Auditor to conduct a performance audit and a financial audit of the Commission and the Agency	No later than two (2) years after the City Council has confirmed the first set of Commissioners and alternates, the City Auditor shall conduct a performance audit and a financial audit of the Commission and the Agency. Nothing herein shall limit the City Auditor's authority to conduct future performance and financial audits of the Commission and the Agency.	Medium	Spring, 2020		
16	Community Policing Task Force/Summit	1/24/2019			Medium			Dorado
17	CPAB Report			Receive any and all reports prepared by the Community Policing Advisory Board (hereinafter referred to as "CPAB") and consider acting upon any of the CPAB's recommendations for promoting community policing efforts and developing solutions for promoting and sustaining a relationship of trust and cooperation between the Department and the community.	Medium	May or June 2020		
18	Desk Audit of CPRA Staff by Human Resources	5/17/2019	The Commission would like to request that Human Resources do a desk audit for every job position in the CPRA.	This will enable the Police Commission to engage in a reorganization of the CPRA.	Medium			Personnel Committee
19	Determine Outstanding Issues in Meet and Confer and the Status of M&C on Disciplinary Reports	10/6/2018		Need report from police chief and city attorney. Also need status report about collective bargaining process that is expected to begin soon.	Medium			
20	Develop Plan for Quarterly Reports in Relation to Annual Report that is Due April 17th of Each Year	12/6/2019		The Commission is required to submit an annual report each year to the Mayor, City Council and the public. Preparing quarterly reports will help with the coordination and preparation of an annual report.	Medium			

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21	Follow up on Najiri Smith Case	10/10/2018		Community members representing Najiri claim the officer lied re. the time of interaction, which makes the citation (loud music after 10pm) invalid. They claimed he was engaged by OPD around 9.10pm.	Medium			
22	Free Gun Trace Service	1/27/2020		This service was mentioned at a meeting in 2019.	Medium			Dorado
23	Modify Code of Conduct from Public Ethics Commission for Police Commission	10/2/2018		On code of conduct for Commissioners there is currently a code that was developed by the Public Ethics Commission.	Medium			
24	OPD Supervision Policies	10/2/2018		Review existing policy (if any) and take testimony/evidence from experts and community about best practices for supervisory accountability. Draft policy changes as needed. In addition, IG should conduct study of supervisor discipline practices. In other words, how often are supervisors held accountable for the misconduct of their subordinates.	Medium			
25	OPD Update on New Karibbean City Night Club Issue	10/29/2019	OPD to provide an update on the status of an issue that was raised on 10.10.19	The owner of the night club spoke during Open Forum at the meeting on 10.10.19 about an issue with OPD.	Medium			
26	Proposal For Staff Positions for Commission and CPRA	1/1/2018	Provide the City Administrator with its proposal for staff positions needed for Commission and Agency to fulfill its functions and duties		Medium	Ongoing as appropriate		
27	Receive a Report from the Ad Hoc Committee on CPRA Appellate Process	6/13/2019	Once the Commission has an outside counsel, work with them on determining an appellate process	When a draft process is determined, bring to the Commission for a vote.	Medium			Brown, Gage, Prather
28	Receive Report from Urban Strategies on their Safe Oakland Summit of 6.5.19	8/22/2019		Commissioner Dorado will invite David Harris of Urban Strategies to give a report on the Safe Oakland Summit which was held on 6.5.19	Medium			Dorado

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29	Report from OPD Regarding Found/Confiscated Items	7/12/2019	OPD will report on the Department's policy for disposition of found/confiscated items.	This came about through a question from Nino Parker. The Chief offered to present a report at a future meeting.	Medium			
30	Report Regarding OPD Chief's Report	1/1/2018	Submit a report to the Mayor, City Council and the public regarding the Chief's report in addition to other matters relevant to the functions and duties of the Commission	The Chief's report needs to be completed first.	Medium	Annually; once per year		
31	Review Budget and Resources of IAD	10/10/2018		In Discipline Training it was noted that many "lower level" investigations are outsourced to direct supervisors and sergeants. Leaders in IAD have agreed that it would be helpful to double investigators and stop outsourcing to Supervisors/Sgts. Commissioners have also wondered about an increase civilian investigators. Does the Commission have jurisdiction over this?	Medium			
32	Review Commission's Agenda Setting Policy	4/25/2019			Medium			
33	Review Commission's Code of Conduct Policy	4/25/2019			Medium			Prather
34	Review Commission's Outreach Policy	4/25/2019			Medium			Dorado
35	Revise Contracts with CPRA and Commission Legal Counsels	10/10/2018		The contract posted on the Commission's website does not comport with the specifications of the Ordinance. As it stands, the Commission counsel reports directly to the City Attorney's Office, not the Commission. The Commission has yet to see the CPRA attorney's contract, but it, too, may be problematic.	Medium			

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36	Taser Policy (incorporate into Use of Force)	10/10/2018		This is part of Use of Force Policy; Review use of tasers in light of what happened to Marcellus Toney - In the report the Commission was given, it mentioned that officers have choice as to where to deploy a taser.	Medium			
37	Revisit Standing and Ad Hoc Committee Assignments	10/29/2019			Low			
38	Amendment of DGO C-1 (Grooming & Appearance Policy)	10/10/2018		DGO C-1 is an OPD policy that outlines standards for personal appearance. This policy should be amended to use more inclusive language, and to avoid promoting appearance requirements that are merely aesthetic concerns, rather than defensible business needs of the police department.	Low			
39	Assessing Responsiveness Capabilities	10/6/2018		Review OPD policies or training regarding how to assess if an individual whom police encounter may have a disability that impairs the ability to respond to their commands.	Low			
40	CPRA Report on App Usage	10/10/2018		Report from staff on usage of app.	Low			
41	Creation of Form Regarding Inspector General's Job Performance	1/1/2018	Create a form for Commissioners to use in providing annual comments, observations and assessments to the City Administrator regarding the Inspector General's job performance. Each Commissioner shall complete the form individually and submit his or her completed form to the City Administrator confidentially.	To be done once Inspector General position is filled.	Low			

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42	De-Escalation Policy (incorporate into Use of Force)	1/1/2018		This should be part of Use of Force Policy; review existing policy (if any) and take testimony/evidence from experts and community about best practices for de-escalation.	Low			
43	Discipline: Based on Review of MOU	10/6/2018		How often is Civil Service used v. arbitration? How long does each process take? What are the contributing factors for the length of the process? How often are timelines not met at every level? How often is conflict resolution process used? How long is it taking to get through it? Is there a permanent arbitration list? What is contemplated if there's no permanent list? How often are settlement discussions held at step 5? How many cases settle? Is there a panel for Immediate dispute resolution? How many Caloca appeals? How many are granted? What happened to the recommendations in the Second Swanson report?	Low			

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44	Discipline: Second Swanson Report Recommendations – Have These Been Implemented?	10/6/2018		Supervisor discipline Process for recommending improvements to policies, procedures and training, and to track and implement recommendations Tracking officer training and the content of training Comparable discipline imposed – database of discipline imposed, demonstrate following guidelines IAD civilian oversight for continuity in IAD Improved discovery processes Permanent arbitration panel implemented from MOU OPD internal counsel Two attorneys in OCA that support OPD disciplines and arbitration Reports on how OCA is supporting OPD in discipline matters and reports on arbitration Public report on police discipline from Mayor's office OIG audit includes key metrics on standards of discipline	Low			
45	Feedback from Youth on CPRA App	10/10/2018		Get some feedback from youth as to what ideas, concerns, questions they have about its usability.	Low			
46	OPD Data and Reporting			Review and comment on the Department's police and/or practice of publishing Department data sets and reports regarding various Department activities, submit its comments to the Chief, and request the Chief to consider its recommendations and respond to the comments in writing.	Low			
47	Outreach Committee: Work with Mayor's Office and City Admin to Publicize CPRA App	10/10/2018			Low			
48	Overtime Usage by OPD - Cost and Impact on Personal Health; Moonlighting for AC Transit	1/1/2018		Request Office of Inspector General conduct study of overtime usage and "moonlighting" practices.	Low			

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49	Process to Review Allegations of Misconduct by a Commissioner	10/2/2018		Maureen Benson named concerns/allegations about a sitting Commissioner early in 2018, but no process exists which allows for transparency or a way to have those concerns reviewed. It was suggested to hold a hearing where anyone making allegations presents evidence, the person named has an opportunity to respond and then the Commission decides if there's sanctions or not. *Suggestion from Regina Jackson: we should design a form...check box for the allegation...provide narrative to explain..hearing within 4 weeks?	Low			Jackson
50	Proposed Budget re: OPD Training and Education for Sworn Employees on Management of Job-Related Stress	1/1/2018	Prepare for submission to the Mayor a proposed budget regarding training and education for Department sworn employees regarding management of job-related stress. (See Trauma Informed Policing Plan)	Review and comment on the education and training the Department provides its sworn employees regarding the management of job-related stress, and regarding the signs and symptoms of posttraumatic stress disorder, drug and alcohol abuse, and other job-related mental and emotional health issues. The Commission shall provide any recommendations for more or different education and training to the Chief who shall respond in writing consistent with section 604(b)(6) of the Oakland City Charter. Prepare and deliver to the Mayor, the City Administrator and the Chief by April 15 of each year, or such other date as set by the Mayor, a proposed budget for providing the education and training identified in subsection (C) above.	Low	4/15/2021		
51	Public Hearing on OPD Budget	1/1/2018	Conduct at least one public hearing on the Police Department's budget	Tentative release date of Mayor's proposed budget is May 1st of each year.	Low			

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52	Public Hearings on OPD Policies, Rules, Practices, Customs, General Orders	1/1/2018	Conduct public hearings on Department policies, rules, practices, customs, and General Orders; CPRA suggests reviewing Body Camera Policy		Low	Annually; at least once per year		Dorado
53	Social Media Communication Responsibilities, Coordination, and Policy	7/30/2019		Decide on social media guidelines regarding responsibilities and coordination.	Low			