



OAKLAND POLICE COMMISSION

REGULAR MEETING MINUTES

July 27, 2023

I. Call to Order, Welcome, Roll Call and Determination of Quorum

Chair Milele called the meeting to order at 5:45pm and established quorum following roll call:

Present: Chair Milele; Vice Chair Jordan; Commissioner Howell; Commissioner Hsieh; Commissioner Peterson; Alternate Commissioner Ordaz

Excused: Commissioner Jackson; Alternate Commissioner Jackson-Castain

II. Consider and Request Approval for Investigation Files and Records, Including Complaints for IAD Case #23-0477 Pursuant to Charter Section 604(f)(2)

Commissioner Hsieh expressed his gratitude to Chair and Commission Counsel for being proactive with these requests and keeping the Commission well-informed.

Commissioner Hsieh made a motion, seconded by Commissioner Peterson, to approve the request for investigation files and record, including complaints, for IAD #23-0477. The motion carried by the following vote:

Ayes: 5 - Jordan, Howell, Hsieh, Peterson, Milele

Nays: 0

Absent: 1 - Jackson

There were no public comments on this item.

III. Closed Session

CONFERENCE WITH LEGAL COUNSEL

EXISTING LITIGATION (Government Code Section 54956.9(d)(1))

Delphine Allen et al., v. City of Oakland, et al.

N.D.Cal No, 00-cv-4599-WHO

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

(Government Code Section 54957(b))

Public comment was made by 1 person (Olugbala)

The Commission adjourned to closed session at 5:51pm and returned at 7:53pm.

Chair Milele reestablished quorum with roll call:

Present: Chair Milele; Vice Chair Jordan; Commissioner Howell; Commissioner Hsieh; Commissioner Peterson; Alternate Commissioner Ordaz

Excused: Commissioner Jackson; Alternate Commissioner Jackson-Castain

There were no reportable actions taken in closed session.



OAKLAND POLICE COMMISSION

REGULAR MEETING MINUTES

July 27, 2023

- IV. Open Forum Part 1** (2 minutes per speaker, 15 minutes total)
Members of the public wishing to address the Commission on matters that are not on tonight's agenda but are related to the Commission's work should submit a speaker card prior to this item. Comments regarding agenda items should be held until the agenda item is called for discussion. Speakers not able to address the Commission during this Open Forum will be given priority to speak during Open Forum Part 2. ***This is a recurring item.***

Public comment was made by 5 persons (Grinage; Olugbala; Bey; Leonard; Harbin-Forte)

- V. Update from Oakland Police Department (OPD)**
Representatives of the Oakland Police Department will provide an update. Topics discussed in the update may include crime statistics; risk analysis; a preview of topics which may be placed on a future agenda; responses to community member questions; and specific topics requested by the Commission. ***This is a recurring item.*** ([Attachment 5](#))

Representatives of the Oakland Police Department provided an update and answered questions from both the Commission and public.

Public comment was made by 5 persons (Bey; Kramer; Olugbala; Janks; Cleveland)

- VI. Ceasefire Presentation**
OPD Captain Jones and Ms. Damita Davis-Howard presented on the Ceasefire program and took questions from Commissioners and the public.

Public comment was made by 5 persons (Olugbala; Grinage; Bey; Black Homeless Advocate; Cleveland)

- VII. Community Police Review Agency (CPRA) Update**
Executive Director Mac Muir provided an update and touched on the following topics: case prioritization; impact of ransomware attack and staff resignations; policy changes; new hires; and database procurement.

Before taking public comment, Commissioner Hsieh made a motion, seconded by Vice Chair Jordan, to extend time until 11:30pm.

The motion carried by the following vote:

Ayes: 5 - Jordan, Howell, Hsieh, Peterson, Milele
Nays: 0
Absent: 1 - Jackson

Public comment was made by 6 persons (Olugbala; Grinage; Bey; Janks; Leonard; Harbin-Forte)

Director Muir took questions from Commissioners and the public.



OAKLAND POLICE COMMISSION

REGULAR MEETING MINUTES

July 27, 2023

VIII. **New and Revised Policies to Address Deficiencies in and Strengthen Internal Affairs Investigations**

Following up on our May 25, June 22, and July 13 Commission meetings, Captain Elzey, Sergeant Urquiza, and Officer Cervantes led a second review of policies in “Group 2” of the new and revised policies to address deficiencies in and strengthen Internal Affairs investigations process.

Public comment was made by 3 persons (Bey; Olugbala; Janks)

IX. **Negotiated Settlement Agreement (NSA) Update**

The Court has extended NSA court oversight beyond June 30, 2023. NSA Ad Hoc Committee (Commissioner Hsieh and Chair Milele) will provide a report on the NSA and invite public discussion on the top NSA priorities with respect to the Commission. ([Attachment 9](#))

Commissioner Hsieh provided an update on the NSA Ad Hoc’s priorities and upcoming meetings.

Public comment was made by 2 persons (Bey; Olugbala)

X. **Preliminary Discussion on Possibility of Hybrid Commission Meetings and Request for Rules Ad Hoc Committee to Provide Recommendation ([Attachment 10](#))**

This item was tabled. There were no public comments on this item.

XI. **Committee Reports**

Representatives from Ad Hoc Committees will provide updates on their work.

This is a recurring item. ([Attachment 11](#))

- **Staff Searches: Chief of Staff and Police Chief (Commissioners Milele, Jordan, Howell)**

The Staff Searches Ad Hoc Committee is responsible for the recruitment and hiring of staff vacancies, including the Commission Chief of Staff and OPD Police Chief.

Chair Milele provided an update on the Commission Chief of Staff search and upcoming community forums on the search for Oakland’s next Chief of Police. In addition to a virtual forum on August 9th, in-person community forums will take place on Saturdays August 5th and August 12th for a total of 5 sessions. Those who cannot or prefer not to attend have the option of completing an online survey.

- **Rules of Procedure Ad Hoc Committee (Commissioners Hsieh, Howell, Jackson-Castain)**

This Ad Hoc Committee oversees the Commission’s Rules of Procedure for review and updates.

Commissioner Hsieh shared that the Rules Committee is continuing with confidential interviews with stakeholders and updating the Commission’s Rules of Procedure at their meetings.



OAKLAND POLICE COMMISSION

REGULAR MEETING MINUTES

July 27, 2023

- **CPRA Policies (Commissioners Ordaz, Jackson-Castain, Peterson)**

This ad hoc committee is tasked with reviewing and establishing standard operating procedures and policies for the Community Police Review Agency (CPRA). The CPRA is an independent civilian oversight agency with jurisdiction to investigate public complaints against sworn employees of the Oakland Police Department, make findings about those complaints, and recommend discipline when required.

Commissioner Ordaz shared that the policies are still currently under review by the union at this stage.

There were no public comments on this item.

XII. Approval of Meeting Minutes

The Commission will review and possibly amend or approve meeting minutes for July 13, 2023. ***This is a recurring item. (Attachment 12 - Supplemental)***

Vice Chair Jordan made a motion, seconded by Commissioner Hsieh, to move the supplemental materials into the agenda packet.

The motion carried by the following vote:

Ayes: 5 - Jordan, Howell, Hsieh, Peterson, Milele
 Nays: 0
 Absent: 1 - Jackson

Commissioner Ordaz requested an amendment to the July 13th meeting minutes to reflect that all commissioners expressed gratitude for Commissioner Harbin-Forte during her farewell.

There were no public comments on this item.

Vice Chair Jordan made a motion, seconded by Commissioner Howell, to approve the minutes with amendments.

The motion carried by the following vote:

Ayes: 4 - Jordan, Howell, Hsieh, Milele
 Nays: 0
 Absent: 1 - Jackson
 Abstain: 1 - Peterson

XIII. Upcoming/Future 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 13)***



OAKLAND POLICE COMMISSION

REGULAR MEETING MINUTES

July 27, 2023

Commissioner Howell suggested including police misconduct data in the OPD report outs.

Commissioner Hsieh revisited the suggestion of an informational report from OPD.

Public comment was made by 1 person (Janks)

- XIV. Open Forum Part 2** (2 minutes per speaker, 15 minutes total)
Members of the public wishing to address the Commission on matters that were not on tonight's agenda but are related to the Commission's work should submit a speaker card prior to the start of this item. **Persons who spoke during Open Forum Part 1 will not be called upon to speak again without prior approval of the Commission's Chairperson. *This is a recurring item.***

There were no public comments on this item.

- XV. Adjournment**

Chair Milele adjourned the meeting at 11:16pm.