

REGULAR MEETING AGENDA

March 27, 2025 - 5:30 PM City Hall Council Chambers (1 Frank H. Ogawa Plaza, Oakland)

The purpose of the Oakland Police Commission is to oversee the Oakland Police Department to ensure its policies, practices, and customs conform to national standards of constitutional policing and to oversee the Office of the Inspector General, led by the civilian Office of the Inspector General for the Department, as well as the Community Police Review Agency (CPRA), led by the Executive Director of the Agency, which investigates police misconduct and recommends discipline.

Please note that Zoom links will be for <u>observation only</u>. Public participation via Zoom is <u>not</u> possible currently.



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PUBLIC PARTICIPATION

The Oakland Police Commission welcomes public participation. We are currently unable to implement hybrid meetings. Please see below for information on how you can observe and/or participate:

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://us02web.zoom.us/j/88294451366 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 web page 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):

+16694449171,,88294451366# US +16699009128,,88294451366# US (San Jose)

Webinar ID: 882 9445 1366

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 Joining a Meeting by Phone.

Use of Zoom is limited to observing, public comment will not be taken via Zoom

PROVIDE PUBLIC COMMENT IN PERSON:

- Public comment on each agenda item will be taken. Members of the public wishing to comment must fill out a speaker card for each item they wish to comment on. Speaker cards will be accepted up until Public Comment for each item. Please submit your cards to the Chief of Staff before being recognized by the presiding officer.
- Comments must be made on a specific agenda item covered in the meeting that the comment was submitted for, and that item must be written on the speaker card, or they will be designated Open Forum comments.
- Comments designated for Open Forum, either intentionally or due to the comments being outside of the scope
 of the meeting's agenda and submitted without including a written agenda item, will be limited to one comment
 per person.
- A group representing similar views may designate a spokesperson to speak on their behalf and will be granted 3 minutes to speak.
- Comments are limited to one per person per item, and the 2-minute speaker time allotment is not transferrable at Commission meetings.

E-COMMENT:

- If you plan to attend virtually via ZOOM, please feel free to submit written e-comments to:

 Meeting Question/Comment Submission Form
- E-comments must be submitted at least 24 hours before the meeting with the agenda item to which it pertains.
- All participant comments are limited to 2 minutes. Please ensure your e-submission does not exceed this time limit.
- Open Forum comments are limited to one per person.



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I. Call to Order, Welcome, Roll Call, Determination of Quorum, and (Read-Out from Prior Meeting, if any)

Chair: Ricardo Garcia-Acosta

Roll Call: Vice Chair Shawana Booker, Commissioners Wilson Riles, Shane Williams, Samuel Dawit, and

Alternate Commissioner Omar Farmer

Excused: Commissioner Angela Jackson-Castain

II. Closed Session (approximately 5:30 PM - 6:30 PM)

The Police Commission will take Public Comment on the 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.

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))

Title not disclosed under personnel privacy laws, California's Brown Act, and City's Sunshine Ordinance

III. Redetermination of Quorum and (Read-Out from Closed Session and/or announcements, if any)

Chair: Ricardo Garcia-Acosta

Roll Call: Vice Chair Shawana Booker, Commissioners Wilson Riles, Shane Williams, Samuel Dawit,

and Alternate Commissioner Omar Farmer

Excused: Commissioner Angela Jackson-Castain

IV. Open Forum Part 1 (2 minutes per speaker, 15 minutes total)

Members of the public wishing to address the Commission on matters not listed on tonight's agenda but related to the Commission's work should submit a speaker card before this item is addressed. Comments regarding agenda items should be reserved until the respective agenda item is called for discussion. Speakers unable to address the Commission during this Open Forum will be given priority to speak during Open Forum Part 2. *This is a recurring item.*

- a. Discussion
- b. Public Comment
- c. Action, if any



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V. Office of the City Attorney (OCA) Semiannual Report

Deputy City Attorney Veronica Harris will provide a semiannual report on behalf of OCA. According to the Functions and Duties of the Commission of the Enabling Ordinance, the City Attorney must submit semi-annual reports to the Commission and to the City Council, which shall include a listing and summary of: The amount of money paid from City funds as a result of settlements for Officer misconduct, the number of tort claims, funds paid in settlement, funds paid by court order, the number of sworn officers who have been defendants in civil litigation and/or charged criminally within the last 5 years. (Attachment 1)

- a. Discussion
- b. Public Comment
- c. Action, if any

VI. Discuss and possibly approve or reject proposed changes to Special Order 9214 submitted by OPD

The purpose of this Special Order (SO) is to enhance and complement DGO K-04 (Reporting and Investigating Force). Since approximately 2007, the timelines for force levels 2, 3, and 4 have remained unchanged. However, over time, the complexity and demands of use-of-force (UOF) investigations have significantly increased. As a result, many force investigations have required multiple extensions and overtime to reach completion. This Special Order aims to grant investigators a reasonable timeframe to conduct thorough and comprehensive UOF investigations during normal work hours. Commissioners will discuss and may either approve or reject the Oakland Police Department's proposed changes. If, after discussion and public comment at this meeting, Commissioners determine that additional time is needed to consider their positions, the vote to either approve or reject the proposed changes will also be agendized for the April 10, 2025 meeting. (Attachment 2)

- a. Discussion
- b. Public Comment
- c. Action, if any

VII. Oakland Police Department Update

Representatives of the Oakland Police Department will provide an update. Topics discussed in the update may include NSA Updates, risk analysis, crime response, a preview of topics that 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 3)

- a. Discussion
- b. Public Comment
- c. Action, if any



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VIII. Update from Office of the Inspector General

Inspector General Zurvohn Maloof will provide an update on the OIG's work. Topics discussed in the update may include project priorities under the City Charter, staffing updates, community engagement, and outreach.

This is a recurring item. (Attachment 4)

- a. Discussion
- b. Public Comment
- c. Action, if any

IX. Community Police Review Agency (CPRA) Update

Interim Executive Director Antonio Lawson will provide updates on the CPRA, to the extent permitted by state and local law. Topics discussed in the update may include the Agency's pending cases, completed investigations, staffing, and recent activities. *This is a recurring item.*

- a. Discussion
- b. Public Comment
- c. Action, if any

X. Ad Hoc Committee Reports

This is an opportunity for Chair Garcia-Acosta to provide general updates about ad hoc committees, if applicable, and for representatives from active or upcoming ad hoc committees to share updates on their work, upcoming meetings, events, etc. Please be advised that ad hoc committee meeting discussions are fluid and may not have an official agenda. Recordings of meetings for your reference can be found on the Commission's YouTube Channel and the Commission's website. This is a recurring item.

Ad Hoc Committee LIST and Community Member Sign-Up Form can be found here:

Please Note: Dates and meeting times for some Ad Hoc Committees are still being finalized and will be shared once the respective Ad Hoc Committee has officially launched its meetings. If you have signed up, you will receive an invitation once the meeting schedule is confirmed. If you are unable to attend the Ad Hoc meetings you've signed up for, you will still have the opportunity to review meeting discussions via recordings available on our **YouTube Channel**.

Discipline Matrix Ad Hoc: OPC Chair Ricardo Garcia-Acosta (Chair)

The Discipline Matrix Ad Hoc committee is responsible for reviewing and providing guidance on the Oakland Police Department's Discipline Matrix to ensure it aligns with the objective of fair and consistent disciplinary practices. The committee works to ensure that the matrix, associated policies, and resulting disciplinary actions reflect contemporary industry standards for progressive discipline. This includes recommending updates, possibly reviewing cases for adherence to these standards, and ensuring transparency and accountability in the disciplinary process. Committee Chair Garcia-Acosta will provide an update on the status and/or next steps, if applicable. These meetings are open to the public every 1st and 3rd Wednesday from 6 p.m. to 8 p.m. Community Member Sign up here



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Militarized Equipment Ad Hoc: Commissioners Wilson Riles (Chair), Farmer and Dawit

The Militarized Equipment Ad Hoc committee is tasked with drafting and updating policies regulating the acquisition and use of militarized equipment by the Oakland Police Department in accordance with the City of Oakland's Controlled Equipment Ordinance (OMC 9.65) and state law (AB 481; Gov Code 7070 et seq.). These meeting dates and times are to be determined. Community Member Sign up here

Handcuffing and Restraint Ad Hoc: OPC Chair Ricardo Garcia-Acosta (Chair) and Commissioner Shane Williams

Handcuffing & Restraint Policy Ad Hoc Committee is dedicated to reviewing and assessing policies and practices related to handcuffing and restraint within the Oakland Police Department. This committee will examine current procedures, consider best practices, and provide recommendations to ensure alignment with community standards and department accountability. *These meeting dates and times are to be determined. Community Member Sign up here*

Rules/Enabling Ordinance Ad Hoc: Commissioner Angela Jackson-Castain (Chair), OPC Chair Ricardo Garcia-Acosta, and Commissioner Shane Williams

This committee is responsible for reviewing the City Council's proposed revisions to the Enabling Ordinance, specifically Chapters 2.45 and 2.46, as well as the proposed addition of Chapter 2.47. The committee will gather and incorporate feedback from Commissioners and work collaboratively to develop a formal recommendation to the City Council. As part of this process, the committee will engage with all relevant stakeholders to ensure comprehensive input. These meeting dates and times are to be determined. Community Member Sign up here

This committee is also tasked with reviewing and refining the internal rules and procedures that govern the operations of the Oakland Police Commission. It is responsible for ensuring that the Commission's policies and procedural frameworks remain current, effective, and aligned with best practices in civilian oversight. The committee may recommend updates, clarifications, or new provisions to support the Commission's evolving needs and responsibilities.

- a. Discussion
- b. Public Comment
- c. Action, if any

XI. 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. The Commission will work on creating a list of agenda items for future meetings.

This is a recurring item. Upcoming / Future Agenda Items

a. Discussion b. Public Comment c. Action, if any



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XII. 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 before 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.*

- a. Discussion
- b. Public Comment
- c. Action, if any

XIII. Re-adjourn to Closed Session (if needed) and Read-Out of Closed Session (if any)

- a. Discussion
- b. Public Comment
- c. Action, if any

XIV. Adjournment

NOTICE: In compliance with the Americans with Disabilities Act and Equal Access Ordinance, for those requiring special assistance to access the video conference meeting, to access written documents being discussed at the Discipline Committee meeting, or to otherwise participate at Commission meetings, please contact the Police Commission's departmental email at OPC@oaklandcommission.org for assistance. Notification at least 72 hours before the meeting will help enable reasonable arrangements to ensure accessibility to the meeting and to provide the required accommodations, auxiliary aids, or services.



ONE FRANK H. OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney Ryan Richardson City Attorney (510) 238-3601 FAX: (510) 238-6500 TTY/TDD: (510) 238-3254

March 20, 2025

OAKLAND POLICE COMMISSION

Re: Office of the City Attorney's Support for the Police-Discipline Process and Recent Arbitration Decisions

Police Commission Chair Garcia-Acosta and Members of the Oakland Police Commission:

I. INTRODUCTION

This report summarizes recent efforts by the Office of the City Attorney (OCA) to help improve the police-discipline process, including the outcomes of recent arbitration hearings.

Our last report was dated March 8, 2024.

II. CIVIL MATTERS

*Armstrong v. City of Oakland, et al.*Alameda Superior Court – Case No. 24CV062749

Former Chief Armstrong filed a lawsuit in early 2024 challenging his termination by the Mayor in Alameda County Superior Court. Armstrong alleges that his termination was unlawful and retaliatory for his having made public statements (while he was on paid administrative leave) that were critical of federal monitor Robert Warshaw and of the underlying investigative reports that contained sustained findings that he had violated two OPD rules and had not been credible. He alleges two retaliatory termination causes of action for violation of his rights under (1) the state whistleblower statute (Labor Code § 1102.5) and (2) the First Amendment of the Constitution (free speech).

In November 2024, the Judged granted the City's motion to dismiss Armstrong's First Amendment retaliation claim with prejudice. Armstrong did not appeal. The federal court refused to exercise supplemental jurisdiction to rule on our concurrent motion to dismiss Armstrong's whistleblower claim under Labor Code section 1102.5. The judge sent Armstrong's claim back to state court, where Armstrong was required to file an amended complaint.

Regarding Armstrong's First Amendment challenge to his termination, the litigation is currently in the discovery phase, with depositions being scheduled and completed.

Re: OCA's Support for the Police Discipline-Process and Recent Arbitration Decisions

III. TRAINING

OCA continues to support police accountability by creating, providing and participating in various trainings of OPD personnel, City leadership and civilian oversight personnel. Over the past year OCA has provided formal training, which has included developing and providing training regarding OPD's discipline system, civilian oversight and accountability to the new Chief of Police, when he started in May and June of 2024 as well as to new Commissioners; transparency and police personnel records to OPD management and other members as relevant to their job functions and members of the Commission; police accountability, the role of civilian oversight and the OPD's discipline system to City Administration; and conducting Skelly hearings to OPD leadership and member eligible to serve as the same.

OCA is working with OPD on creating training to enhance both administrative and criminal investigations into allegations that OPD members have engaged in criminal misconduct. OCA is assisting OPD in establishing training modules related to the same for new investigators and supervisors in the Criminal Investigations Division and Internal Affairs, as well as for regular updating/enhancing through OPD's command retreats and continued professional training (CPT) programs.

OCA will continue to ensure the inclusion of and collaboration with the Community Police review Agency (CPRA) to both: (1) ensure training regarding police accountability in the City are consistent; and (2) take advantage of the investigative and oversight expertise within CPRA.

IV. ARBITRATIONS

Since our last report, we have not received any arbitration decisions related to OPD accountability.

I. OTHER EFFORTS - TRANSPERANCY

As a reminder, Senate Bills 1421 and 16, which amended Penal Code § 832.7(b), require disclosure of certain categories of Oakland police records that were previously confidential. Transparency is essential to accountability, and thus OCA has dedicated, and will continue to dedicate, significant resources to making police personnel records accessible to the public.

In previous presentations we introduced and discussed the City's police personnel records website: https://www.oaklandca.gov/topics/sb-1421-police-personnel-records. This website provides easier access and greater ability to search for desired records, for example, organizing the cases by disclosable category and allowing searches across cases by officer name. We launched the website in April of 2023 with new cases typically added on a weekly basis. More than 270 unique investigations are available through the website.

Re: OCA's Support for the Police Discipline-Process and Recent Arbitration Decisions

We welcome feedback from both the Commission and public regarding future improvements to this website to further the goal of transparency to the greatest extent possible under the law. At the conclusion of our presentation, members of the public requested information regarding the lawsuits filed against the City related to OPD public records requests. The following is a status update regarding the same.

In late 2020, two lawsuits were filed against the City related to public record requests for OPD records. *Bondgraham, et al. v. City of Oakland, et al.*, was brought by two journalists based on overdue responses to approximately 30 requests for police personnel records under SB1421. The second lawsuit, *Morris, et al. v. City of Oakland, et al.*, is a class action resulting from nearly 5,700 then outstanding requests, approximately 124 of which were SB 1421 records request.

Bondgraham, et al. v. City of Oakland, et al. Alameda Superior Court – Case No. RG20071657

In April 2021, the court ordered the city to produce all responsive documents with productions every two weeks and establish a process to review and, if necessary, litigate the substance of redactions. Our office dedicated enormous resources to complying with the writ, including more than 5,000 hours of attorney and staff time and engaging additional numerous contracted employees. In October 2022, the City settled the case for \$105,000 in fees and costs. All outstanding legal issues have been resolved in this matter.

Morris, et al. v. City of Oakland, et al., Alameda Superior Court – Case No. RG20072029

The City settled this case by agreeing to clear the backlog of OPD requests and meet specific production timeliness benchmarks for new requests. The City has cleared the identified backlog of requests. OPD had been meeting production benchmarks for new requests. However, the ransomware attack on the City, and subsequent OPD staffing and overtime limitations contributed to missed production deadlines. Currently, there are no pending court dates on this matter.

V. CONCLUSION

OCA respectfully submits this report.

RYAN RICHARDSON City Attorney

By: Veronica Harris Special Counsel

OFFICE OF CHIEF OF POLICE OAKLAND POLICE DEPARTMENT

SPECIAL ORDER 9214

TO: All Sworn Personnel

SUBJECT: Use of Force Investigation Timelines Amendment

EFFECTIVE DATE: xxxxxx

TERMINATION: Upon revision of DGO K-04, Reporting and Investigating the Use of

Force

Scope and Purpose

Special Order 9214 immediately changes and supersedes sections of K-04, Reporting and Investigating the Use of Force. The changes explained herein are limited in scope, exclusively covering force investigations and extension timelines to ensure comprehensive and thorough investigations, furthering the Oakland Police Department's (the "Department") commitment to transparency and accountability.

The purpose of this Special Order (SO) is to enhance and complement DGO K-04 (Reporting and Investigating Force). Since approximately 2007, the timelines for force levels 2, 3, and 4 have remained unchanged. However, over time, the complexity and demands of use-of-force (UOF) investigations have significantly increased. As a result, many force investigations have required multiple extensions and overtime to reach completion. This Special Order aims to grant investigators a reasonable timeframe to conduct thorough and comprehensive UOF investigations during the normal work hours.

Details of Changes to Policies

Level 2 Force Incidents (DGO K-04 Section IV.)

• Previous Policy Regarding Timelines

- o 7 calendar days for the assigned sergeant (force investigator) to complete and forward to lieutenant for review.
- o 4 calendar days for the assigned lieutenant to review and forward to a captain for review.
- o 5 calendar days for the assigned captain to review and forward to BFO Admin.

Amended Level 2 UOF Investigation Timelines

- o 60 total calendar days (to include full command review)
 - During the 60-day period, while the investigation is ongoing, captains and lieutenants control and manage the investigation and pace.
 - Bi-weekly (at least every 14 days) updates are required to be documented on VISION (Chron Log Entry) by an assigned commander or designee.
 - 60-calendar day process will include the completion of a Force Review Board PowerPoint presentation, reviewed by the lieutenant and captain.

XX Dec 24

• Forwarded to BFO Admin within the 60-day period.

(Amends: Section IV., C.; and Section VIII. Command Review and Endorsement)

Level 3 Force Incidents (DGO K-04 Section V.)

Previous Policy Regarding Timeliues (Same as Level 2 UOF Investigation)

- o 7 calendar days for the assigned sergeant to complete and forward to lieutenant for review.
- o 4 calendar days for the assigned lieutenant to review and forward to captain for review.
- o 5 calendar days for the assigned captain to review and forward to BFO Admin.

• Amended Level 3 UOF Investigation Timelines

- o 45 total calendar days (to include full command review)
 - During the 45-day period, captains and lieutenants control and manage the investigation and pace.
 - Bi-weekly (at least every 14 days) updates are required to be documented on VISION (Chron Log Entry) by an assigned commander or designee.
 - Forwarded to BFO Admin within the 45-day period.

(Amends: Section V., B.; and Section VIII. Command Review and Endorsement)

Level 4 Force Incidents (DGO K-04 Section VI.)

Previous Policy Regarding Level 4 UOF Timelines

- o UOF occurs, completed investigation is due to the reviewing lieutenant by the end of the next scheduled shift.
 - Dates are adjusted based on the involved officers' and investigators' regular work schedule. Not to exceed 5 calendar days from the incident date
- o 4 calendar days for lieutenant to review and forward to BFO Admin. Not to exceed 9 calendar days from the incident date.

• Amended Level 4 UOF Investigation Timelines

o 30 total calendar days (to include command review through a lieutenant before being submitted to BFO Admin within the 30-day period).

XX Dec 24

(Amends: Section VI., B.; and Section VIII. Command Review and Endorsement)

(Added Section) Section X. Extension Request

Current Guidance on Extensions

- o Extensions up to 30 days from the incident date shall be approved by the respective area captain.
- o Extensions beyond 30 days from the incident date, or 2nd extensions shall be approved by a Deputy Chief.
- Amended Extension Process (per Special Order 9214)
 - o All Extensions (Levels 2 4) shall be approved by a Deputy Chief.
 - All extensions shall be documented within the VISION Chron Log and BFO Admin should be notified.

The above changes go into effect immediately and this Special Order will stay in effect until canceled or until the revision of DGO K-04.

By order of

Floyd Mitchell Chief of Police

OAKLAND POLICE DEPARTMENT REPORTING TEMPLATE FOR POLICE COMMISSION MEETING

There hereby is established the Oakland Police Commission (hereinafter, Commission), which shall oversee the Oakland Police Department (hereinafter, Department) in order to ensure that its policies, practices, and customs conform to national standards of constitutional policing. * - Oakland City Charter Section 604(a)(1)

Prepared3/19/2025

I. 52 NSA Task Force – Status of Compliance, Charter 604(f)(5)

Task				
Tasks 2, 5, and 45	The monitoring team has completed the Ninth NSA Sustainability Period Report of the Independent Monitor for the Oakland Police Department.			
	■ 9 th IMT Sustainability Report (20 Dec 24):			
	 Task 2: Timeliness Standards and Compliance with IAB Investigations In compliance 			
	■ Task 5: Complaint Procedures for IAB			
	 Not in compliance 			
	■ Task 45: Discipline Policy			
	 No compliance Finding. 			
IMT Visit	26 Feb 25			
Next CMC	6 May 25			

II. Policies Related to Constitutional Policing Matters – Status Update, Charter 604(b)(2) and 604(b)(4)-(5)

III. Any Other Policy, Procedure, Custom, or General Order Regardless of Its Topic – Status Update, Charter 604(b)(2) and 604(b)(6)

Policy	
J-04 Pursuit Policy	In OPC Community Policing Ad Hoc. Attended and presented at the Public Forum on 31 Jul 24. Presented at OPC 23 Jan 25.
BFO P&P 15-01 Community Policing	OPC approved the Draft First Reading – 25 Jul 24 Police Commission Reviewing Policy outcome from Ad Hoc. The approval of the Police Commission of language is pending.
Sexual Misconduct Policy	Under review with the City Attorney's Office and IG. No timeline of completion was given as of 24 Sep 24.
Racial Profiling / Bias Policy (DGO M-19)	In Police Commission Ad hoc for review. Currently with the OPD Executive Team and City Attorney's Office for review.
K-4: Reporting and Investigating the Use of Force. (SO 9214)	Sent to OPC on 5 Feb 25. OPD will present on 13 Mar 25, the new timelines for use of force reporting and investigations.
Discipline Matrix	Currently with Police Commission Ad Hoc.
Militarized Equipment Annual Report	The 2023 report is completed and posted on the city website. https://www.oaklandca.gov/documents/opd-militarized-equipment-annual-report- 2023

IV. OPD Budget, Charter 604(b)(7) & MC 2.45.070(C)-(D)

* "Constitutional Policing Matters" include: Use of force; Use of force review boards; Profiling based on any of the protected characteristics identified by Federal, State, or local law; First Amendment assemblies; Use of militarized equipment; and Elements expressly listed in Federal court orders or Federal court settlements such as the Negotiated Settlement Agreement.

Topic									
Staffing & resource management Sworn Staffing Authorized: 600 Filled: 680 Operation Strength: 567 Communications Dispatchers Authorized: 78 Filled: 65 (7 new Dispatcher Trainees started on Oct. 28th. 18 are currently in training) Professional Staffing Authorized: 255 Filled: 243 Vacancies of note: All vacant positions are frozen, with the exception of the Police Communication Dispatchers. Police Communications				• 5 • 4 • 2 • 0 • 9 Of the 42 11 have to cost associations	6 Medica 2 Admin 5 5 5 37 1 Sworn 6 2 Active M 2 Sworn perpendent of forciated with	Leave Sergeants of Police Officen Modified Leave Sersonnel on for 1-2 years	of Police icers I Duty rvist admin leave, s. The annual employees		
	As of Mar 19, 2025 (Sworn	Admin Leave	Medical Leave On- Duty	Medical Leave Personal Illness/	Military Leave	Rank Lieutenant of Police Police Officer Total	1 10	355,644.00 264,060.00	355,644.00 2,640,600.00 2,996,244.00
	only) 2+ Years 1-2 Years 6 mo.— 1 Year 2-6 months Less than 2 months	7 10 10 7 8	Illness/ Injury 1 15 13 13 7	Injury 1 3		Attrition I the past y Reemploy Retirement possible	Rate – 5/n year) /ments – nt Project Assistar Deputy (6 pending a tions for 202 at Chief of Police	arated over approvals 25: 71
	Total	42	49	7	0	• 2		nts of Polic nts of Polic Officers	
Academy Recruits	194 th Academy graduated on 20 Dec 24. 24 OPD: • On 18 Jan 25 the officers began their first week in patrol assigned to a Field Training Officer (FTO). Upon successful completion of the FTO phase (16 weeks), the officers will then be assigned to patrol as solo officers on 15 May 25. 195th Academy: TBD (July 2025) 196 th Academy: TBD								
General Department functions (Internal Affairs Bureau IAB)	Skelly Da A A C V	ata: All trained Anagers Changed Vaiver for f	d Comma s can con to digita or Office Vorking v ormalize		elly's.	# of Skel Wait time	of Skelly Ipcoming a sassignment of the sassignment of the same of	retirements a ents g dissemina Skelly – Va ficers select	icers: 26 (-3) and ation - 18
IAB Cases	2024 Total cas	es close	ed – 1508	3					

	(400) 0 ()	
	(126) Sustained cases (235) Sustained allegations	
	2025 (as of 20 Mar 25) Total cases closed YTD – 371 Total cases opened in Intake YTD- 297 Total Cases assigned to Intake (not yet assign	ned to an investigator) - 108
	Case Load Total investigations assigned to IAB - 104 Total investigations assigned as DLIs – 181	
	Total cases currently open - 542 This number represents all open cases, includ Skelly hearing results. It should be noted that investigation is not completed, only that the ca	this number does not indicate that the IAB
SB 2	https://post.ca.gov/Peace-Officer-	SB 2 List: 2025(Year-To-Date)
General Department functions (CID)	SVS Juvenile Cases: 2025 (Year-To-Date) ■ Juvenile Arrests: 53 total juvenile arrests ■ YTD Referrals to restorative justice programs: 15 ■ Neighborhood Opportunity & Accountability Board (NOAB) - 14 ■ Community Works West Referrals – 1 (No longer in service as of January 2025) Missing Persons: 2025 (Year-To-Date) ■ YTD MPU Cases: 306 ■ YTD Closed MPU Cases: 280	3 total Oakland PD Hate Crimes: 2025 (Year-To-Date) Total Cases: 2 New cases: 1 DVU Cases: 2025 (Year-To-Date) Total cases: 883 The clearance rate on DV cases is near 100%: These are named suspect cases. An investigator reviews all I/C and Out-of-custody cases. Domestic Dispute – 286 Domestic Battery, 243(e)(1) - 226 Inflict corporate Injury Spouse/cohabitant 273.5 - 215
Education and training regarding job- related stress, PTSD, Wellness		
Budget QUARTERLY	Last: Next:	
Citywide Risk Management QUARTERLY	Last: 26 Nov 24 Next: 4 Mar 25	

٧. Collaboration with OIG

Project	Status
NSA Inspections	Meetings and data sharing.
Tasks: 3, 4, 7,8, 9,	
11, and 13	
OPD Staffing Study	Biweekly meetings with OIG and PFM.
	Ongoing data collection and sharing.

M-19 Audit	Completed and provided to the Ad Hoc on 3 Apr 24.
Response	
Sexual Misconduct	Policy: see policy section.
Policy	
"Patterns" definition	Collaboration meeting w/ OIG, CPRA, IMT on 19 Mar 24.
OIG Document on	Created by OIG and OPD completed review.
OPD Policy Types	
FTO Study	Completed.

Collaboration with CPRA

VII. Rules and Procedures for Mediation and Resolution of Complaints of Police Misconduct, OMC 2.45.070(N)

Project	Status
Transition of IAB to	Information sharing with the Transition Consultants Moeel Lah Fakhoury Law Firm –
CPRA	Andrew Lah and Russell Bloom
Daily Complaint	Ongoing
Log, Weekly IAB	
Meetings	
Complaints &	Pending
Mediation	
"Patterns" definition	Collaboration meeting w/ OIG, CPRA, IMT on 19 Mar 24.
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VIII. Collaboration with the Community

Status of Submitting Records/Files Requested by Commission, Charter 604(f)(2) IX.

outlies of Gubilitating Rodordon noo Roquested by Commission, Charles Co-4(1)(2)				
File	Status			
None				

X. New Laws Affecting OPD

Law	
2025 New Laws	 Presented on 27 Feb 25 - Lieutenant Dorham

XI. Required Reporting to the California Department of Justice / Attorney General

XII. Policy/Practice on Publishing Department Data Sets, OMC 2.45.070(P)

Report	Status
OIS or SBI	Annual report: sent 26 Jan 24
(GC 12525.2)	
DOJ Clearance	OPD Records Division provides monthly validated crime data to the DOJ.
Rates	Uniform Crime Reporting (UCR).
	https://openjustice.doj.ca.gov/exploration/crime-statistics/crimes-clearances
Stop Data	Annual report
(GC 12525.5)	2023 Stop data was transmitted to State – sent 11Mar 24

XIII. Any Commission Requests Made by Majority Vote of Commission – Status Update, Charter 604(b)(8)

XIV. Report from the Department via City Administrator or designee, on Issues Identified by Commission through the Commission's Chair, OMC 2.45.070(R)

Request	
Special Order 9214	Use of Force Timelines – DC Ausmus on 13 Mar 25
Update on 2025 New Laws	Presented on 27 Feb 25 - Lieutenant Dorham
Update on Pursuit Policy	 Presented 23 Jan 25 – Chief Michell History of the Pursuit Policy since 2014

Page | 4

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Sanctuary	 Presented on 23 Jan 25 – Lieutenant Dorham
Ordinance	 Sanctuary Ordinance Training for OPD
Pursuit Policy	 Presented on 9 Jan 25 and on 15 Jan 25 - Acting Deputy Chief Ausmus and Sergeant Urquiza
Youth Services	 Presented on 24 Oct 24 – Lieutenant Campos Juvenile Arrest Referrals NOAB
Encampment Management	Presented on 10 Oct 24 - Captain Eriberto Perez- Angeles
Missing Persons	Presented on 10 Oct 24 – Lieutenant Campos
Ceasefire	 Presented on 26 Sep 24 - Director Reverend Damita Davis Ceasefire
30x30 - OPOA	 Presented on 19 Sep 24 - Lt. Alexis Nash 30x30
Women's Committee	 OPOA Women's Committee Women Leaders in Law Enforcement Symposium (WLLE)
Patterns Definition	Presented on 22 Aug 24 - "Patterns" Definition – Lt. Hubbard
Skelly	Presented on 22 Aug 24 - Update on Skelly – Act. Capt. Dorham
Wellness Unit	 Presented on 22 Aug 24 - Wellness Unit Update – Dr. Nettles
J-04 Pursuit Policy	 Presented on 31 Jul 24 at the Community Policing Ad Hoc Public Forum - Capt. Ausmus, A/Captain E. Perez-Angeles, and Sgt. Urquiza-Leibin
SB 2	Presented on 25 July 24 – Lt. Dorham
911 System Grand Jury Report Presentation	Presented on 11 July 24 – Deputy Director Suttle and Mgr. Cheng
MACRO Strategy Development	 Presented on 11 July 24 – Deputy Director Suttle and Mgr. Cheng
MACRO Data	 March 1st – 14th 2025 monthly data: 55 calls were referred from OPD Dispatch to MACRO (17) incidents were initially coded other than MACRO-415, 918, 602L x2,647C, 933S, EVAL, OMCx2, SLEEPx3, WELCK, 5150x4 (Dispo: MACRO); (38) Incidents coded as MACRO
	 2 incidents were returned from OFD (MACRO-99) and sent back to OPD to handle 1 incident timed out from MACRO (Dispo: MACR1)
	 222 potential calls not referred to MACRO due to the below criteria (radio code/description):
	415 (Disturbing the Peace – Juvenile) 415J (Disturbing the Peace – Juvenile) 415J (Disturbing the Peace – Suspicious Person)
	415C (Disturbing the Peace – Investigate) 647B (Prostitution) 5150 (Possible Mental Health Crisis) OMC (Oakland Municipal Code)
	415D (Disturbing the Peace – Drinking) 647C (aggressive panhandling) (trespassing) SLEEP (evaluate/person sleeping)

		415F (disturbing the Peace – Family/Domestic Disturbance) 415E (Disturbing the Peace – Music Party)		601I (incorrigible juvenile) 647F (person possibly drunk)		922 (person drunk on the street)	WELCK (conduct a welfare on someone)	check		
						314 (indecent exposure)	SENILE (evaluate the scene, welfare check, could be a missing person unable to care for themselves)			
	•	Below is a sample of 10 calls that were not eligible to be sent to MACRO due to provided by the reporting person calling dispatch. These calls included details the incident occurring inside a dwelling mention of a crime, weapons and/or threats of violence								
		# of Calls	Call Type	е	Reason not	Referred				
		1	5150				fusing to leave and			
		2	912		attempting to break in, poss armed with a knife 1. Unknown male Subjects trying doorknob, banging door yelling profanities. Poss estranged husband 2. Live video feed, Subj tampering with mailboxes, armed with a knife in the mailroom.					
		1 WELCK			Transient agitated, twitching and talking to himself. Laying in the street trying to get run over					
		1	314		1. Fema	ale RP 2 nd hand in ting in the open e	ofo Subj on the 3 rd Floor exposing himself			
		1	415		rules		the shelter for violating wine, a kitchen knife, and to leave			
		2	602L		1. Subj Cal 7 repa 2. Subj	camping at the e rans req removal r trespassed inside	ntrance to Caldecott tunnel; to close the tunnel for the the unsecured parking er to set fire. Set fires in the			
		2	415F		1. RP a daug 2. RP re	hter w/it in past; F eq OPD, not OHA	rmed w/hammer, hit other lammer in veh close by Loud 415, Subj intoxicated reats refusing to leave			
Paid Admin Leave Budget	•	Presente	ed on 13 Ju	ın 24	Manager Mar	shall and Chief I	Mitchell			
MACRO Presentation	•	Presented on 23 May 24 Communications Manager – Mgr. Cheng								
Ceasefire	•	Presente	ed on 8 Ma	y 24	A/Capt. Vall	e				
IAD/Skelly	•	Presente	ed on 8 Ma	y 24	and 13 Jun 24	- Lt. Dorham				

XV. Police Chief's Annual Report, OMC 2.45.070(F) (ANNUALLY)



CITY OF OAKLAND OFFICE OF INSPECTOR GENERAL

AGENDA REPORT MARCH 27, 2025

AGENDA

BUDGET & SAFFING

- Budget Update
- Hiring a Provisional Policy Analyst
- Internship/Externship Program

CURRENT OIG PROJECTS

- DGO B-08: Field Training Policy Review
- Inspect/Evaluate Seven NSA Tasks
- OPD Database Access
- OIG Recommendations Tracker

ADDITIONAL PROJECTS

- Compliance with Audit by City Auditor
- Bey Matter Overview
- City Council Directive: OPD Staffing Study

OUTREACH & ENGAGEMENT

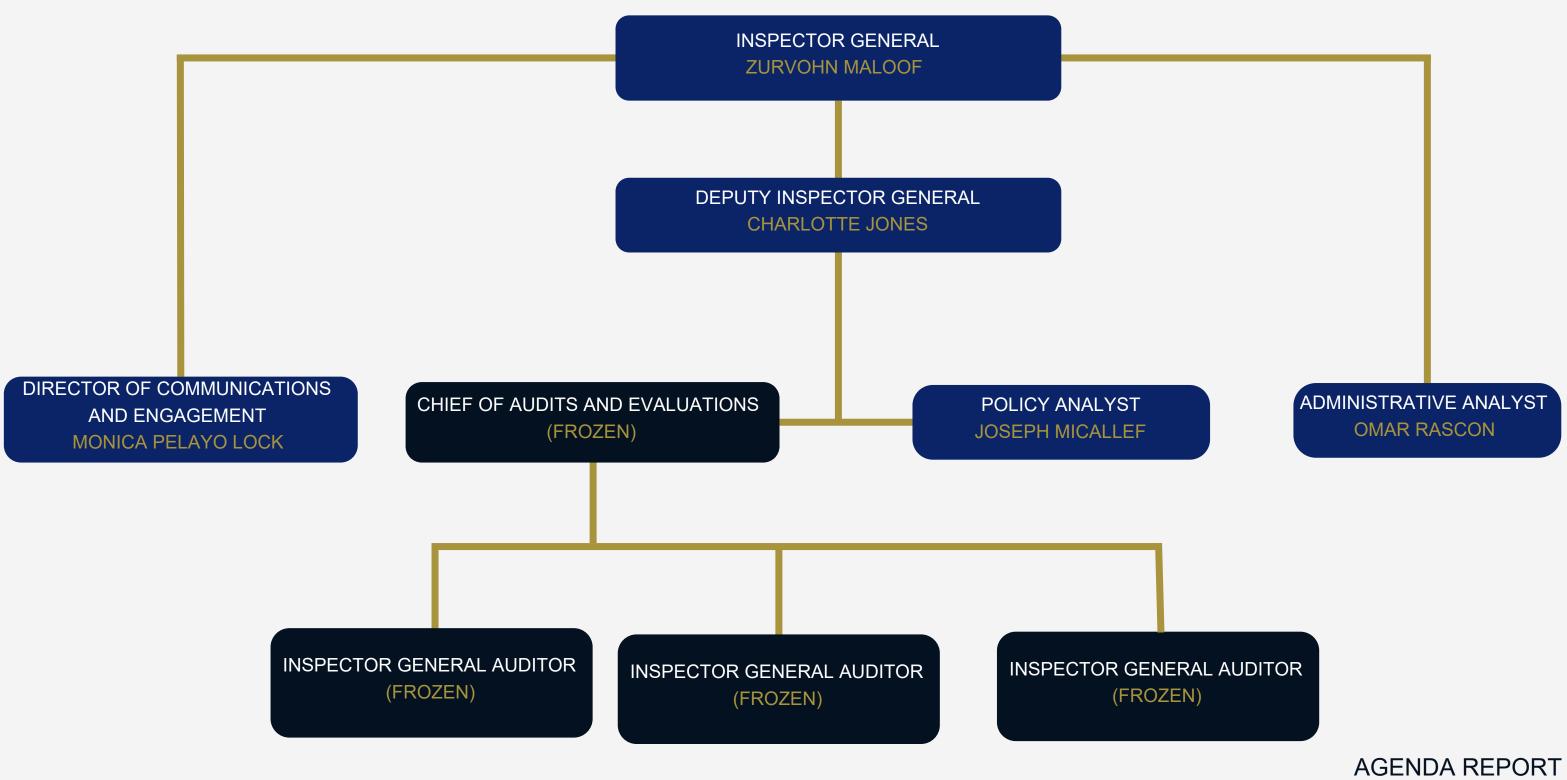
- Outreach and Engagement in Police District Areas 1 & 5
- Guide to Oakland's Independent Oversight Agencies
- First Thursdays with the Inspector General



MARCH 27, 2025



OlG Organization Chart





OIG Policy Analyst

JOSEPH MICALLEF'S DEPARTURE

- Moving to another position outside of CA.
- Thank you for his service.

PROVISIONAL POLICY ANALYST

- Experience in civilian oversight
- Review and analyze existing police policies and training materials to provide recommendations on improving police and community relations.



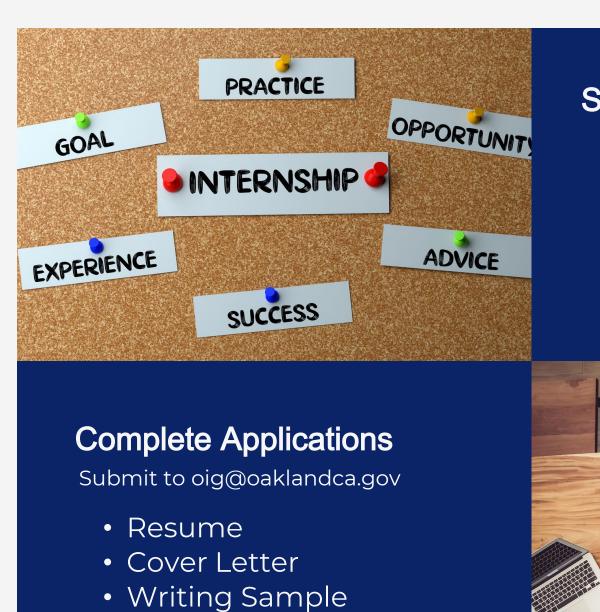
Oakland's Municipal Ordinance §2.45.100(D) requires the OIG keep this position filled.





Internship Externship

- Continue partnership with CYDL (Center for Youth Development through Law)
- Looking for additional interns/externs at the college and law student level.

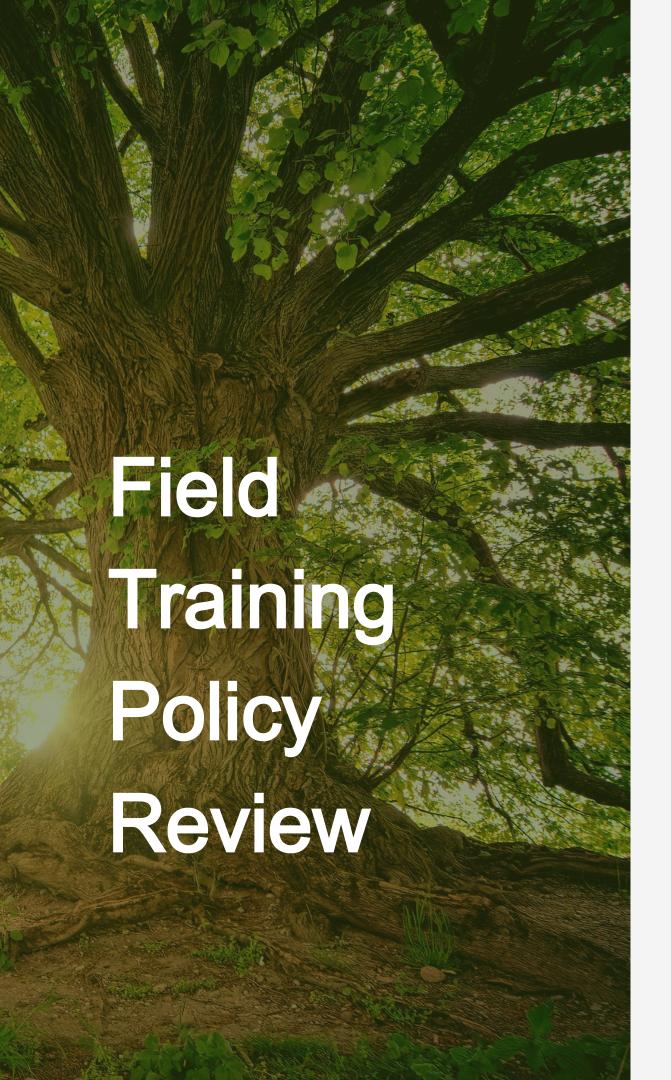


Summer Program

- 6-Week Duration
- Potential Course Credit
- Projects: Policy Analysis, Data Collection & Community Outreach









DEPARTMENT GENERAL ORDER B -08

- Compliance Evaluation > Released on September 7, 2023
- Currently, OIG is reviewing the entire policy.
- Several potential recommendations.

STATUS UPDATE







TASK 3: IAD INTEGRITY TESTS (NOW IAB)

IAB should conduct integrity tests regularly to prevent misconduct.

TASK 4: COMPLAINT CONTROL SYSTEM FOR IAB

IAB should have specific procedural policy regarding an informal complaint resolution process.

TASK 7: METHODS FOR RECEIVING CITIZEN COMPLAINTS

OPD should develop specific mechanisms that enable citizens to lodge complaints.

TASK 8: CLASSIFICATION OF CITIZEN COMPLAINTS

OPD should have develop policy and procedure for categorizing complaints as either Class I or Class II.

TASK 9: CONTACT OF CITIZEN COMPLAINANT

OPD should develop policy to ensure the IAB contacts complainant right away.

TASK 11: SUMMARY OF CITIZEN COMPLAINTS PROVIDED TO OPD PERSONNEL

OPD should develop policy to notify the police officer, along with their supervisor and commander, of the investigation.

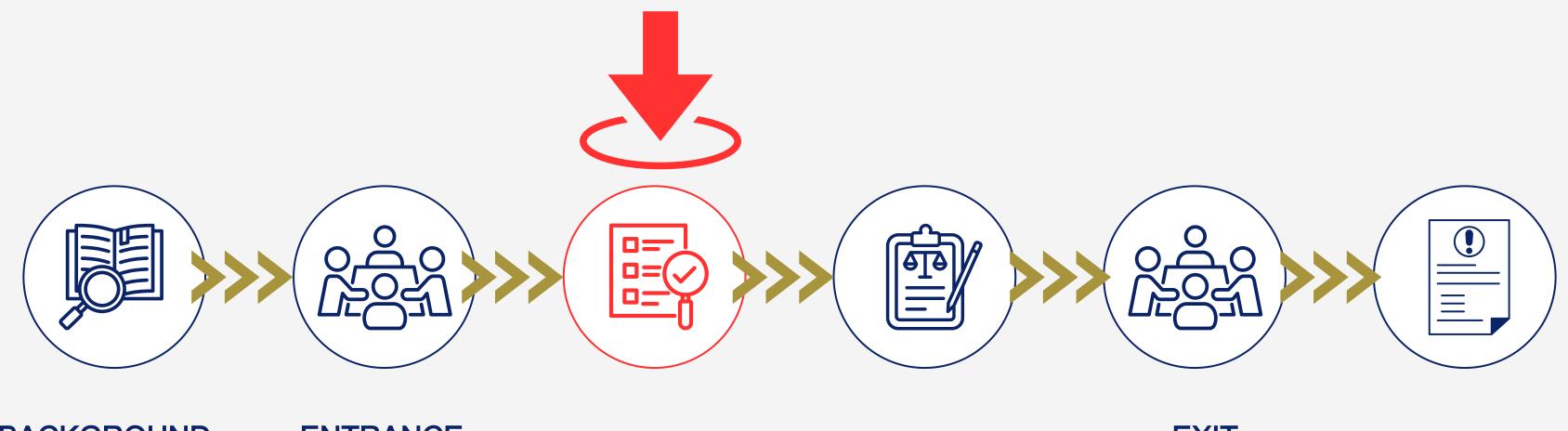
TASK 13: DOCUMENTATION OF PITCHESS RESPONSES

OPD should implement an additional check if a defendant alleges excessive use of force or that an officer lied about the arrest.





Inspection/Evaluation



BACKGROUND RESEARCH ENTRANCE CONFERENCE

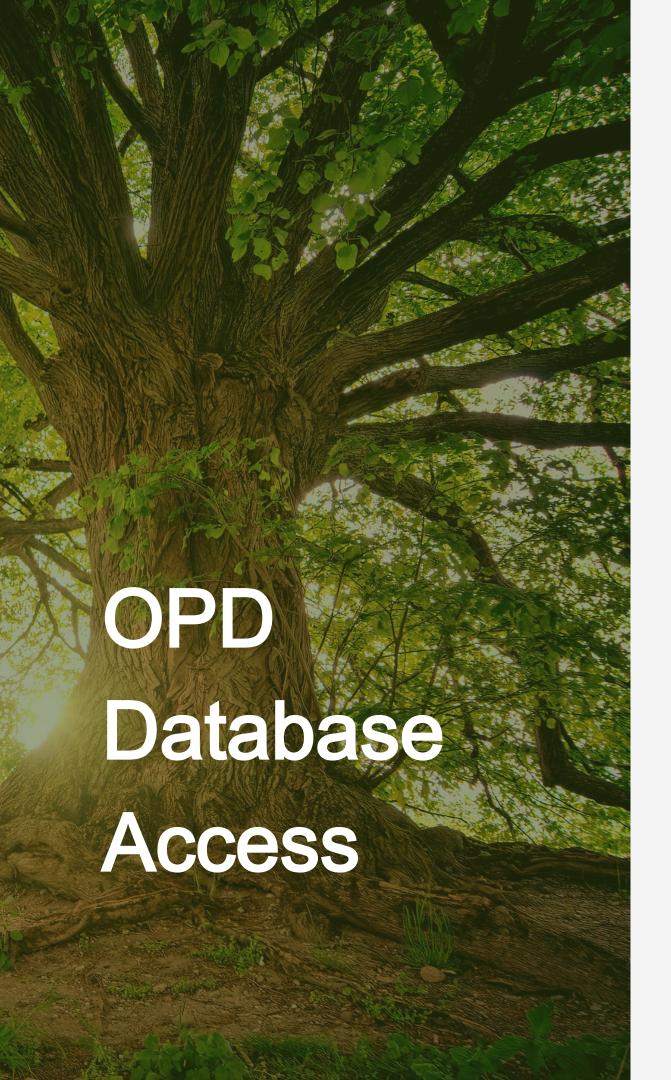
FIELDWORK

DRAFT REPORT

EXIT CONFERENCE

FINAL REPORT







OPD DATABASES

- Requested access to key databases for the Inspector General,
 Deputy Inspector General, and Policy Analyst
- Discussed with Chief of Police Floyd Mitchell

STATUS UPDATE





OIG Recommendations Tracker

The Office of Inspector General will use this tool to follow-up with OPD and CPRA regarding the implementation status of recommendations the OIG has issued since FY 2022.

IMPLEMENTATION STATUS KEY					
CATEGORIES					
NOT IMPLEMENTED					
PARTIAL IMPLEMENTATION					
IMPLEMENTED					
CLOSED					

FY 2024								
RECOMMENDATIONS	PROJECT TYPE	SUBJECT	RELEASE DATE	RESPONSE DATE	UPDATE DUE DATE	IMPLEMENTATION STATUS	EXPLANATION OF IMPLEMENTATION STATUS	
OPD SEXUAL MISCONDUCT POLICY RECOMMENDATION								
The OIG identified a gap in the department's guidelines for sexual misconduct. Sexual misconduct and exploitation have a dark history in the City of Oakland, and particularly within the ranks of OPD. It is imperative that sexual misconduct be prevented and prohibited in OPD, via clear expectations and accountability measures.								
1. OPD create a dedicated Departmental General Order (DGO) on sexual misconduct.	Policy Review	OPD	1/18/2024					







CITY AUDITOR INITIATED AUDIT

• Entrance Conference: January 30, 2025

• Second Progress Report : Completed

• Draft Report: estimated in May 2025

• Final Report: estimated in June 2025



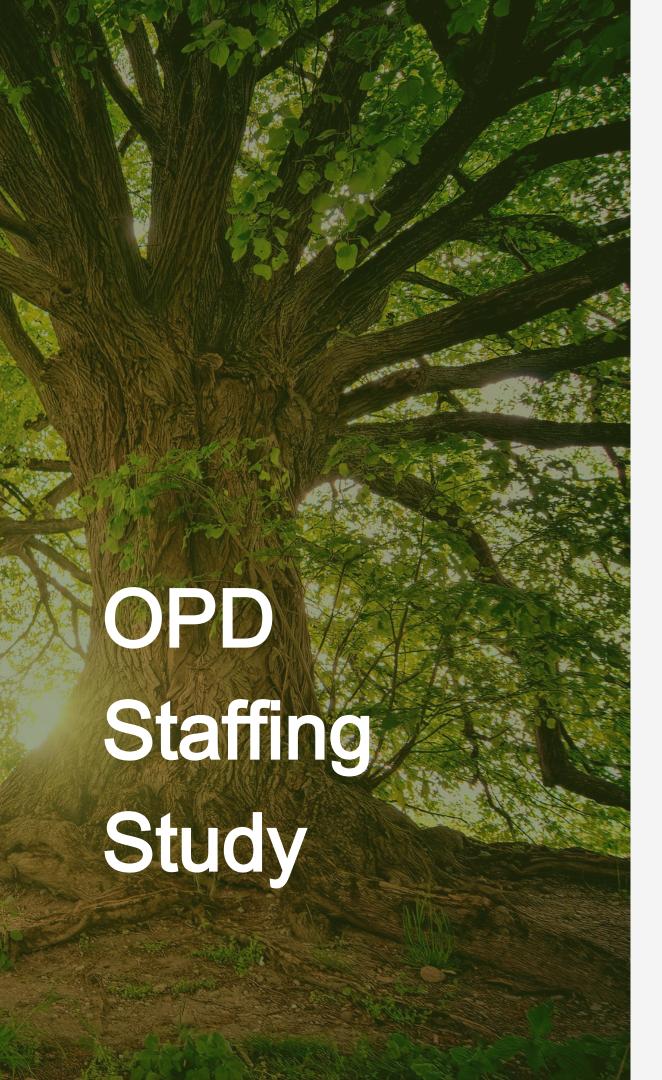


Bey Matter Overview

- Review of Internal Affairs Division Cases 07-0538, 13-1062, and 16-0146:
- Released recommendations on May 17, 2024
- Full report available on OIG website

Relevant or Proposed Policy:	Recommendation:
CID Policy 15-01: Homicide Unit Call- Out Criteria and Unit Investigations	Explore potential policy revisions to improve communications with the designated next of kin for homicide victims.
CID Policy 13-03: Felony Assault Unit Call-Out Criteria and Unit Investigations	Explore potential policy revisions to improve communications with the victim or designated next of kin for felony assault victims.
DGO M-3: Complaints Against Departmental Personnel or Procedures (Service Complaints)	Update DGO M-3 to include a notification to the complainant when their service complaint is administratively closed.
DGO M-3.1: Informal Complaint Resolution (ICR)	Reconcile the language in DGO M-3.1 Section II, G. 1 with the language in Section III, A. 1. B., and [Negotiated Settlement Agreement] Task 4 Section III, D. to clarify the necessity for complainant consent to utilize the ICR process.
DGO M-3: Complaints Against Departmental Personnel or Procedures (Duplicate Complaints)	Insert a clear definition of what accounts for a "duplicate" complaint, including who determines its duplication, the process for handling such complaints, and the procedure for complainant notification.
DGO M-19: Prohibitions Against Racial Profiling and other Biased Based Policing	Implement effective and timely revisions to DGO M-19, as recommended previously by the OIG.
Proposed Closure Documentation Policy	Establish and codify a policy that requires IAD to provide case closure justification documents to the Agency for misconduct complaints (which misconduct complaints should be determined in consultation with stakeholders).







CITY COUNCIL DIRECTIVE

- OIG concerned with PFM Financial Advisors, LLC scope of work compliance
- OIG discussed with Oakland City Attorney's Office
- Submitted "Final" Report to City Council's Public Safety Committee to review if the report satisfies their scope of work.

STATUS UPDATE







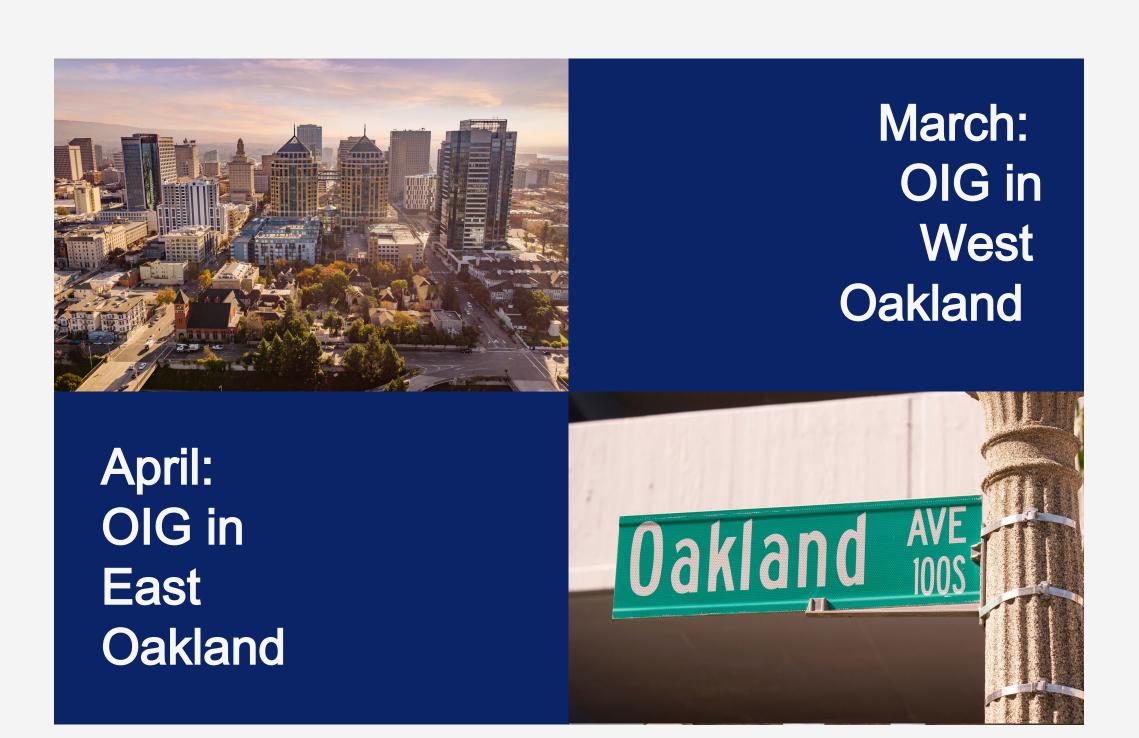
Outreach & Engagement

Joint Panels with Public Ethics Commission & Office of the City Auditor

- March 20th: West Oakland Neighbors (virtual)
- March 25th: West Oakland Nest Meeting (in person)

Meeting with East Oakland Residents

April 5th (in person)







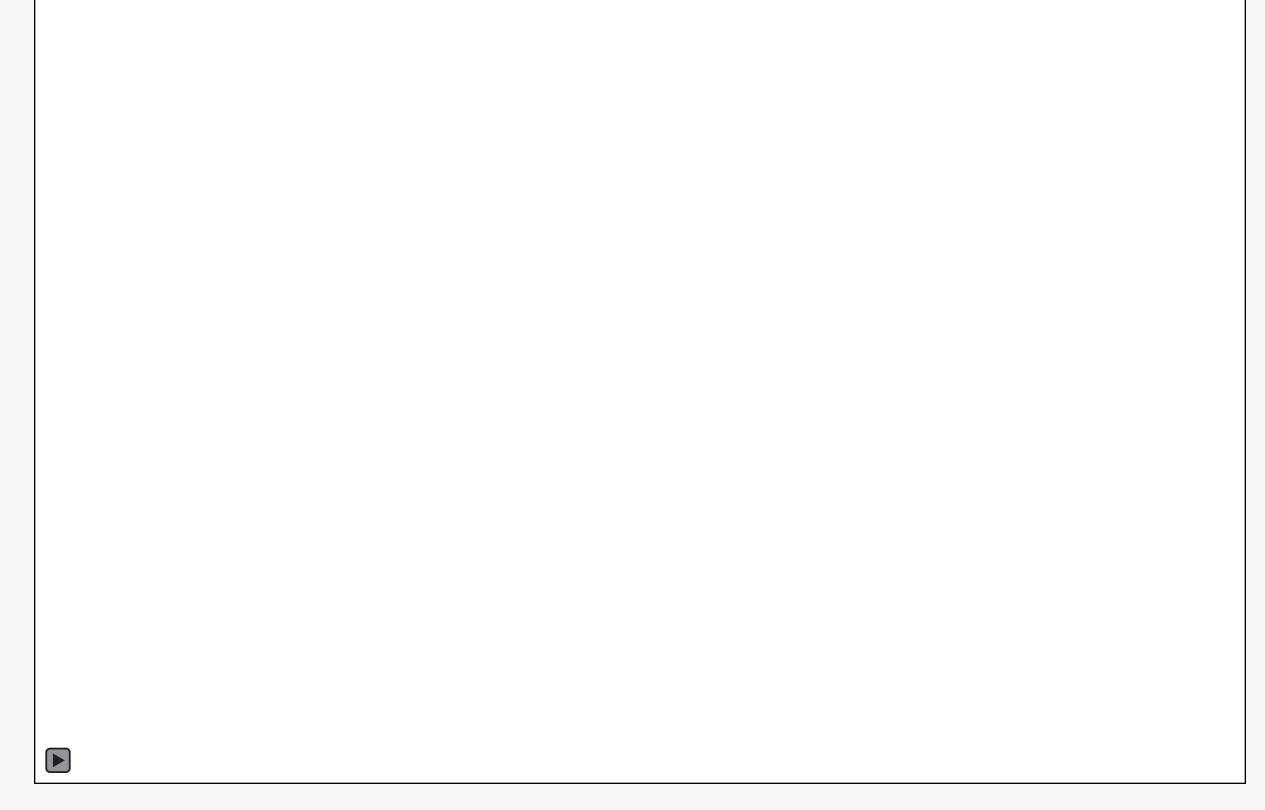
A Guide to Oakland's Independent Oversight Agencies

Joint Pamphlet with

Office of City Auditor

the Public Ethics

Commission







First Thursdays Program

- Opportunity for residents to voice discuss their perspective/concerns regarding OPD policies.
- Office Hours at City Hall on 1st Thursday of the month from 12:00 noon to 1:00 pm.
- 30-minute appointments.
- Registration required.



Office of the Inspector General

FIRST THURSDAYS PROGRAM



Core Service

The Office of the Inspector General (OIG) is an independent civilian oversight agency that monitors and audits the Oakland Police Department's (OPD's) policies, practices and procedures.

Contact Information



(510) 238-2088



oig@oaklandca.gov

Office Hours

The OIG is committed to transparency and accountability. Meet with the Inspector General in person to discuss OPD policies, practices, and procedures.



Oakland City Hall Hearing Room #4 1 Frank Ogawa Plaza Oakland, CA



Registration

OPE

Can't make the appointment? Call or email the OIG to schedule a virtual meeting.

Your Voice Matters

You have the right to provide feedback and raise concerns about OPD policies and procedures.



OIG OFFICES: 250 FRANK OGAWA PLAZA, SUITE 6306, OAKLAND, CA 94612





CITY OF OAKLAND OFFICE OF INSPECTOR GENERAL

QUESTIONS



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"City of Oakland, Office of the Inspector General" on LinkedIn & Facebook



NEWSLETTER

Scan the QR code to sign up for the OIG mailing list.

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Email oig@oaklandca.gov



Call (510) 238-2088

