



**CITY OF OAKLAND
OAKLAND POLICE COMMISSION**

Meeting Minutes

Thursday, January 10, 2019

6:30 PM

City Hall, 1 Frank H. Ogawa Plaza, Council Chamber
Oakland, CA 94612

I. Call to Order

Thomas Lloyd Smith

The meeting started at 6:30 p.m.

II. Roll Call and Determination of Quorum

Thomas Lloyd Smith

Commissioners Present: Mubarak Ahmad, Maureen Benson, José Dorado, Ginale Harris, Edwin Prather, and Thomas Smith. Quorum was met.

Commissioner Absent: Regina Jackson

Counsel for this meeting: Sergio Rudin

III. Welcome, Purpose and Open Forum (2 minutes per speaker)

Thomas Lloyd Smith will welcome and call public speakers.

The purpose of the Oakland Police Commission is to oversee the Oakland Police Department's policies, practices and customs to meet or exceed national standards of constitutional policing and to oversee the Community Police Review Agency that investigates police misconduct and recommends discipline.

Comments were provided by the following public speakers:

Henry Gage III
Paula Hawthorn
Bruce Schmiechen
Cathy Leonard
Rashidah Grinage
Mary Vail
Lorelei Bosserman
Saleem Bey,
Kyle McCoy
Nino Parker

IV. Approval of Draft Commission Meeting Minutes for December 13, 2018

Thomas Lloyd Smith will offer the draft minutes for approval by the Commission.

a. Discussion

E. Prather said he reviewed the minutes. Again, they are 26 pages in length. He would like to see a migration towards shorter minutes but that is just his opinion.

M. Benson thanked E. Prather for the reminder. She reminded everyone that we budgeted in addition to a transcription for interviews with folks in the community that the Investigators are doing with CPRA – we budgeted it as a Commission to have these meetings transcribed so they could be attached and not done by staff. Chair Smith asked Counsel Rudin if it's appropriate to make a motion around that. Counsel recommended that you agendaize it as a separate agenda item. Chair Smith said we can agendaize it for the next meeting and make a motion then.

b. Public Comment

Comments were provided by the following public speaker:

Paula Hawthorn

c. Action

MOTION to approve the December 13, 2018 Minutes (J. Dorado) and seconded (M. Ahmad). The vote was Aye: 4 (Ahmad, Dorado, Prather, and Smith); Opposed: 1 (Benson); Abstained: 1 (Harris). The motion passed. Commissioner R. Jackson was absent.

V. Oakland Police Chief Goals and Evaluation

The Commission will review and edit Police Chief Anne Kirkpatrick's proposed goals and annual evaluation rubric. (Attachment Items 5a, 5b, 5c, 5d)

a. Discussion

Chair Smith asked that the Chief Kirkpatrick to talk to the Commission about her proposed evaluation. He welcomed Chief Kirkpatrick.

Chief Kirkpatrick gave a report on the attachments.

Chair Smith asked Commissioners of questions for Chief Kirkpatrick.

Commissioners gave comments or asked questions of Chief Kirkpatrick to which she responded.

M. Benson referenced Attachment 5d (an excellent document provided by the Coalition for Police Accountability).

b. Public Comment

Comments were provided by the following public speakers:

Rashidah Grinage
Henry Gage III
Nino Parker
Lorelei Bosserman
Reisa Jaiffe
Michael Tigges
Cathy Leonard
Jesse Smith

Paula Hawthorn
Mary Vail
Saleem Bey
Anne Janks
Kyle McCoy
John Bey

c. Action, if any

Chair Smith asked if there is further discussion or action on this item.

Discussion by Commissioners.

M. Benson suggests that with a friendly amendment of adhering to as close as possible very similar notification, it doesn't have to be in a formal capacity, but she would assign it to an Ad Hoc Committee so that they can complete this in the next few weeks. Her Motion would be that we assign this to an Ad Hoc Committee, complete this within the next few weeks, however do extensive community outreach and input as part of that process.

MOTION that we create an Ad Hoc Committee to revise these goals based on the feedback from the community, based on our collective feedback, and that we agendaize in the next two meetings approving the goals that we want to submit to the Chief (M. Benson) and seconded (G. Harris). The vote was Aye: 6 (Ahmad, Benson, Dorado, Harris, Prather, and Smith); Opposed: 0; Abstained: 0. The motion passed. Commissioner R. Jackson was absent.

Chair Smith said we need to determine who will be on the Ad Hoc Committee. M. Benson, G. Harris, and J. Dorado volunteered and were assigned.

VI. Working Session for Mandatory Measure LL and/or Enabling Ordinance Items

The Commission will review and assign Commissioners as point persons on mandatory Measure LL and/or Enabling Ordinance tasks. The Commission may also consider additional goals and objectives. (Attachment Item 6)

a. Discussion

Chair Smith asked M. Benson to speak on this Item. M. Benson reviewed Item 6 in the Agenda Packet (Items that we are required to do under Measure LL with the deadlines). The Administrative Analyst for the Police Commission has taken this and created tracking systems; once we agendaize items we can assign them to people.

Discussion by Commissioners.

T. Prather said there should be one Ad Hoc Committee.

G. Harris suggested hiring a consultant to help drive this project. She has a proposal on how to get the items done; it needs to be agendaized.

M. Benson asked Commissioners which items they are interested in (Item 6 of the Agenda Packet). G. Harris expressed interest in community input (meetings in the community; we have lack of visibility); J. Dorado - community outreach, policy and training; M. Ahmad - community outreach and training; E. Prather said we need the

IG process now and get the annual report in April to the Mayor and Council – and let's get it done; Chair Smith will work with E. Prather on the report.

M. Benson reviewed Commissioners responses in relation to the listed topics. G. Harris said the second item is done. She is interested along with G. Harris regarding budget. In determining the number of agency investigators, K. Tom will provide a report and G. Harris will be the point of contact. M. Benson continued with review and assignments on the document.

b. Public Comment

Comments were provided by the following public speakers:

John Bey
Rashidah Grinage
Saleem Bey
Nino Parker
Henry Gage III
Cathy Leonard
Anne Janks

c. Action, if any

M. Benson will send a list of assignments/deadlines to everyone, will work with Ms. Love, and that it is accessible to the public.

VII. Recess (8 minutes)

VIII. Review Standing Committee Assignments

The City Council approved the creation of Personnel and Community Outreach Standing Committees at its December 11, 2018 meeting. The Commission will assign Commissioners to each Standing Committee. The Commission will consider new Standing Committees of Budget and Policy for approval by the City Council. (Attachment Item 8)

a. Discussion

Chair Smith reported that we have two Standing Committees (Community Outreach and Personnel). We need to determine who is interested in serving on these committees. We can have up to three members on each committee. A quorum is two out of three members. Standing Committees are Commissioners; under the Brown Act, the meetings will be publicly attended by members of the public; reserve meeting rooms, they will be recorded, there will be an agenda; and minutes will be taken for those meetings.

For the Community Outreach Standing Committee:
M. Ahmad and J. Dorado volunteered and were assigned.
M. Benson suggested that the committee be staffed with a community member.

For the Personnel Standing Committee:
M. Benson, G. Harris, and R. Jackson were assigned.

M. Benson agreed with M. Ahmad that certain Committees have community

members.

Discussion followed by Commissioners pertaining to Item 8 in the Agenda Packet.

M. Benson suggested that Standing Committees be held during the day versus after hours. K. Tom said that she has been advised that because there are other Commissions that use the rooms as well for their Standing Committees, the most available time that will probably make the most sense for the Police Commission is immediately preceding the dates of the actual Commission meetings – from 5:30 p.m. to 6:30 p.m. (the rooms would be available for scheduling purposes).

b. Public Comment

Comments were provided by the following public speakers:

Rashidah Grinage
Michael Tigges
Paula Hawthorn

c. Action, if any

M. Benson suggested that we agendaize the topic - an appointment of Interim Inspector General (listed under Category ALL).

M. Benson recommended that we get a schedule for all the meeting rooms?

Chair Smith asked K. Tom to agendaize the following for the next meeting:
M. Benson referenced Page 2 – Policy. There are currently ten policies listed plus a pending list coming from OPD plus a list coming from Ms. Tom's office. She requests that we send in terms of the Ad Hoc Committee, that we assign various specific policies to people with deadlines like the top three but also give us a deadline as a Commission to review the list that is coming from OPD, etc. This is half of our work (Measure LL is discipline and policy).

IX. Review Organizational Membership in the National Association for Civilian Oversight of Law Enforcement (NACOLE) and Expenditure of Associated Funds

The Commission will consider Organizational Membership in NACOLE which provides access to resources to support the Commission's mission and objectives. The Organizational Membership is \$400 per year. (Attachment Item 9)

a. Discussion

Chair Smith reported that he spoke with Ms. Tom regarding the Commission's Organizational Membership in NACOLE.

E. Prather gave comments.

b. Public Comment

No public comment.

c. Action, if any

MOTION that we approve the \$400 payable to NACOLE (E. Prather) and seconded (J. Dorado). The vote was Aye: 6 (Ahmad, Benson, Dorado, Harris, Prather, and

Smith; Opposed: 0; Abstained: 0. The motion passed. Commissioner Jackson was absent.

X. Adjournment

MOTION to adjourn (M. Benson) and seconded (E. Prather). The vote was Aye: 6 (Ahmad, Benson, Dorado, Harris, Prather, and Smith); Opposed: 0; Abstained: 0. Commissioner R. Jackson was absent. The motion passed.

The meeting was adjourned at 9:48 p.m.