



# OAKLAND POLICE COMMISSION

## MEETING MINUTES - DRAFT

June 13, 2019

6:30 PM

City Council Chamber, 3<sup>rd</sup> Floor  
1 Frank H. Ogawa Plaza, Oakland, CA 94612

### I. Call to Order

Chair Regina Jackson

The meeting started at 6:32 p.m.

### II. Roll Call and Determination of Quorum

Chair Regina Jackson

Commissioners Present: Tara Anderson, José Dorado, Ginale Harris, Regina Jackson, and Edwin Prather. Alternate Commissioner Chris Brown was designated as a voting member and quorum was met.

Alternate Commissioners Present: Chris Brown

Commissioners Absent: Mubarak Ahmad

Commissioners Excused: Edwin Prather and Thomas Smith

Counsel for this meeting: Sergio Rudin

### III. Welcome, Purpose, and Open Forum

Comments were provided by the following public speakers:

Rashidah Grinage

Bruce Schmiechen

Henry Gage, III

Saleem Bey

John Bey

Assata Olugbala

Lorelei Bosserman

### IV. Pawlik Investigation Update

The Commission discussed CPRA's recently completed Pawlik investigation and the process for closing the case.

Comments were provided by the following public speakers:

John Bey

Rashidah Grinage

Michael Tigges

Saleem Bey  
Assata Olugbala

A motion was made by Regina Jackson, seconded by Ginale Harris, to close the Pawlik investigation, recognizing that by closing this investigation the Commission is not approving the already rejected CPRA report. In so doing, it is a decision of the Commission that the last recommendation from the Police Department, which is in this instance the findings and disciplinary determination of the Compliance Director, will stand. The motion carried by the following vote:

Aye: Anderson, Brown, Dorado, Harris, and Jackson  
No: 0

**A motion was made by Regina Jackson, seconded by José Dorado, to designate the following agenda items to be tabled for the next meeting: V, VI, VII, VIII, XIII, and XV.**

**V. Commission Subpoenas Related to CPRA/Pawlik Investigation Communications (*this item was tabled to the next agenda*)**

Comments were provided by the following public speakers:

Michael Tigges  
Rashidah Grinage  
John Bey

**VI. OPD Budget Update (*this item was tabled to the next agenda*)**

Comments were provided by the following public speakers:

Rashidah Grinage  
Saleem Bey  
Assata Olugbala  
Oscar Fuentes

**VII. OPD's Policy on the Deployment of the BearCat and Other Militarized Weapons (*this item was tabled to the next agenda*)**

Comments were provided by the following public speakers:

John Bey  
Cathy Leonard  
Assata Olugbala  
Oscar Fuentes  
John Lindsay-Poland  
Rashidah Grinage  
Bruce Schmiechen  
Saleem Bey  
Nino Parker

**XI. Recess**

The commission took a recess starting at 7:55 pm and resumed the meeting at 8:02 pm.

**VIII. OPD Towing Policy Regarding Victims of Crime (*this item was tabled to the next agenda*)**

Comments were provided by the following public speakers:

John Bey

Rashidah Grinage

Nino Parker

Saleem Bey

**XIII. Outside Counsel RFQ Update (*this item was tabled to the next agenda*)**

Comments were provided by the following public speakers:

Michael Tigges

**XV. Commission Letter to City Council Regarding OPD Contract with Michael Palmertree (*this item was tabled to the next agenda*)**

Comments were provided by the following public speakers:

Assata Olugbala

**A vote was taken on the motion to table items V, VI, VII, VIII, XIII, and XV. The motion carried by the following vote:**

**Aye: Anderson, Brown, Dorado, Harris, and Jackson**

**No: 0**

**At this time the previously heard motion on item IV was repeated as follows:**

**A motion was made by Regina Jackson, seconded by José Dorado, to close the Pawlik investigation, recognizing that by closing this investigation the Commission is not approving the already rejected CPRA report. In so doing, it is a decision of the Commission that the last recommendation from the Police Department, which is in this instance the findings and disciplinary determination of the Compliance Director, will stand. The motion carried by the following vote:**

**Aye: Anderson, Brown, Dorado, Harris, and Jackson**

**No: 0**

**IX. Report from Ad Hoc Committee on CPRA Appellate Process (*this item was tabled to the next agenda*)**

Comments were provided by the following public speakers:

Michael Tigges

A motion was made by Regina Jackson, seconded by José Dorado, to delay this item. A friendly amendment was made by Ginale Harris to remove the item from the agenda and put it on a prioritized list until the Commission obtains proper legal counsel. The amendment was accepted by Regina Jackson and José Dorado. The motion carried by the following vote:

**Aye: Anderson, Brown, Dorado, Harris, and Jackson**

**No: 0**

**X. Bey Case Review**

The Commission discussed engaging an investigator to review and consider the Bey case.

Comments were provided by the following public speakers:

Saleem Bey

John Bey

Henry Gage, III

Nino Parker

A motion was made by Ginale Harris, seconded by José Dorado, to follow the process of solicitation of services on Henry Gage, III, Amy Oppenheimer, and Michael Thompson and invite them to the next meeting on June 27<sup>th</sup> to present their scope of work, qualifications, and compensation. The motion carried by the following vote:

Aye: Anderson, Brown, Dorado, Harris, and Jackson

No: 0

**XII. Audit of CPRA Investigations**

The Commission discussed the procedure for conducting an audit of the CPRA, including the breadth and scope of any such audit and whether the audit should be conducted by an independent third-party.

Comments were provided by the following public speakers:

Rashidah Grinage

Saleem Bey

Assata Olugbala

John Bey

A motion was made by Ginale Harris to hire an investigative body to audit the CPRA investigations and files. A friendly amendment was made by Tara Anderson to add that the investigations should focus on racial profiling and use of force. Both the initial motion and the amendment were seconded by José Dorado. The motion carried by the following vote:

Aye: Anderson, Dorado, Harris, and Jackson

No: 0

Abstained: Brown

**XIV. Pro Bono Legal Services Agreement**

The Commission discussed and reviewed an agreement from Henry Gage, III for pro bono legal services that was approved by the Personnel Committee.

Comments were provided by the following public speakers:

Henry Gage, III

A motion was made by Regina Jackson, seconded by José Dorado, that the Pro Bono Legal Services Agreement item goes back on the pending list. The motion carried by the following vote:

Aye: Anderson, Brown, Dorado, Harris, and Jackson  
No: 0

**XVI. Commission Letter to City Council Regarding CAHOOTS**

The Commission reviewed a letter to the City Council to support efforts within the City Council to fund exploration of whether Oakland can and should implement a similar program to CAHOOTS. CAHOOTS is praised by the community, police, fire, and city administration as an effective, compassionate, and money saving program, and may be beneficial in Oakland.

Comments were provided by the following public speakers:

Rashidah Grinage  
John Lindsay-Poland  
Anne Janks  
Nino Parker  
John Bey

A motion was made by Regina Jackson, seconded by José Dorado, to accept the letter with the edits that were made on paper by Commissioner Anderson and Alternate Commissioner Brown and handed to the Chair, and to authorize the Chair to send it. The motion carried by the following vote:

Aye: Anderson, Brown, Dorado, Harris, and Jackson  
No: 0

**XVII. Committee/Liaison/Other Commissioner Reports**

José Dorado presented a brief report on his activities on outreach and community policing. Regina Jackson spoke on behalf of the Personnel Committee that is meeting on June 26<sup>th</sup> to conduct interviews for the CPRA Executive Director position.

Comments were provided by the following public speakers:

Rashidah Grinage

No action was taken on this item.

**XVIII. National Association for Civilian Oversight of Law Enforcement (NACOLE) Annual Conference**

The Commission discussed participation at the National Conference in Detroit September 22-26, 2019.

Comments were provided by the following public speakers:

Nino Parker

No action was taken on this item

**XIX. Agenda Setting and Prioritization of Upcoming Agenda Items**

The Commission engaged in a working session and discussed agenda items for the upcoming Commission meeting: Commission letter to City Council regarding the Palmertree contract; Commission retreat: and budget projections to be included on a future agenda.

Comments were provided by the following public speakers:

There were no public speakers on this item

**XX. Adjournment**

A motion was made by José Dorado, seconded by Tara Anderson, to adjourn the meeting at 9:40 p.m. The motion carried by the following vote:

Aye: Anderson, Brown, Dorado, Harris, and Jackson

No: 0