



**OAKLAND POLICE COMMISSION**  
**SPECIAL MEETING AGENDA**  
September 24, 2020  
5:30 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

## SPECIAL MEETING AGENDA

September 24, 2020  
5:30 PM

### 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://us02web.zoom.us/j/85211429012> 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 +1 253 215 8782 or +1 346 248 7799 or +1 312 626 6799 or +1 646 558 8656 or +1 301 715 8592  
Webinar ID: 852 1142 9012

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 [clove@oaklandca.gov](mailto:clove@oaklandca.gov). Please note that e-Comment **submissions close at 4:30 pm**. 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 an 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 an 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 [clove@oaklandca.gov](mailto:clove@oaklandca.gov).



# OAKLAND POLICE COMMISSION

## SPECIAL MEETING AGENDA

September 24, 2020  
5:30 PM

**I. Call to Order**  
Chair Regina Jackson

**II. Roll Call and Determination of Quorum**  
Chair Regina Jackson

**III. 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.**

**IV. Closed Session**  
CONFERENCE WITH LABOR NEGOTIATOR  
Agency designated representative: John Alden

Employee Organization: International Federation of Professional and Technical Engineers (IFPTE) Local 21

PUBLIC EMPLOYEE APPOINTMENT (2)  
Titles: Chief of Police, Interim Chief of Police

PUBLIC EMPLOYEE EVALUATION  
Title: Executive Director, Community Police Review Agency

**V. Report out of Closed Session**  
a. The Commission will report on any actions taken during Closed Session, as required by law.

**VI. Welcome, Purpose, and Open Forum (1 minute 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.

**VII. Update from Interim Police Chief**

OPD Interim Chief Manheimer will provide an update on the Department. Topics discussed in the update may include crime statistics; a preview of topics which may be placed on a future agenda; responses to community member questions sent in advance to the Police Commission Chair; and specific topics requested in advance by Commissioners.

***This is a recurring item. (Attachment 7).***

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

**VIII. External Crowd Management After Action Report from Public Demonstrations**

The Commission will discuss, and may vote on, pursuing an external report on the efficacy of OPD's crowd management that occurred during the recent public demonstrations. ***This is a new item.***

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

**IX. Use of Force Ad Hoc Committee Update**

The Use of Force Ad Hoc Committee will provide an update on the status of the amended and updated version of DGO K-03 (Use of Force), and community outreach activities. ***This was discussed 7.9.20, 7.23.20, 8.27.20, 9.10.20, and 9.21.20. (Attachment 9).***

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

**X. Commission Retreat**

The Commission will discuss potential dates, format, presenters, location, and cost for a retreat. The Commission may vote on selecting a provider and other items to facilitate scheduling. ***This item was discussed on 3.12.20, 5.14.20, and 9.10.20. (Attachment 10).***

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

**XI. Police Chief Search Update**

The Police Chief Search Ad Hoc Committee will provide an update on the status of the search for the next Police Chief. ***This was discussed on 3.12.20, 7.23.20, 8.27.20, and 9.10.20.***

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

**XII. Meeting Minutes Approval**

The Commission will vote to approve minutes from August 27 and September 10, 2020.

***This is a recurring item. (Attachment 12).***

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

**XIII. Review of OPD Policy 15-01 Community Resource Officer Deployment**

The Commission will discuss OPD Policy 15-01 and may vote to make recommendations.

***This is a new item.***

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

**XV. Adjournment**



**OFFICE OF CHIEF OF POLICE**

POLICE ADMINISTRATION BUILDING

• 455 - 7TH STREET

• OAKLAND, CALIFORNIA 94607-3985

Oakland Police Department

Telephone Device for the Deaf (510) 238-3227

September 21, 2020

TO: Regina Jackson,  
Chair, Oakland Police Commission

FROM: Susan E. Manheimer  
Chief of Police, Oakland Police Department

---

Chair Jackson,

Attached are the City of Oakland's Crime Statistics reports for the week ending September 13, 2020 to be included in the Update from the Interim Police Chief section for the September 24, 2020, Police Commission Agenda.

Statistic Reports:

Crime Summary – Citywide



# OAKLAND POLICE DEPARTMENT

455 7TH ST., OAKLAND, CA 94607 | OPDCRIMEANALYSIS@OAKLANDNET.COM

**CRIME ANALYSIS**

## 2020 COVID-19 Shelter-in-Place Crime Summary — Citywide

Updated 16 Sep., 2020

### Homicides Year-to-Year Comparison — 16 Mar to 13 Sep — 26 Weeks

Homicides	2019	2020	% Change
Homicides — 187(a)PC	34	54	59%

### Robbery Year-to-Year Comparison — 16 Mar to 13 Sep — 26 Weeks

Robbery Type	2019	2020	% Change
Firearm	515	292	-43%
Knife	74	68	-8%
Strong Arm	643	416	-35%
Other Weapon	45	37	-18%
Carjacking	109	135	24%
Home Invasion	51	38	-25%
<b>Total</b>	<b>1,437</b>	<b>986</b>	<b>-31%</b>

### Gunfire Year-to-Year Comparison — 16 Mar to 13 Sep — 26 Weeks

Shooting Type	2019	2020	% Change
Assault with a Firearm - 245(a)(2)	162	244	51%
Occupied Home or Car - 246	126	192	52%
Unoccupied Home or Car - 247(b)	70	105	50%
<b>Subtotal</b>	<b>358</b>	<b>541</b>	<b>51%</b>
Negligent Discharge - 246.3	365	593	62%
<b>Grand Total</b>	<b>1,081</b>	<b>1,675</b>	<b>55%</b>

### ShotSpotter Year-to-Year Comparison — 16 Mar to 13 Sep — 26 Weeks

ShotSpotter Activations	2019	2020	% Change
ShotSpotter Activations	1,960	3,137	60%

### Vehicle Theft Year-to-Year Comparison — 16 Mar to 13 Sep — 26 Weeks

Vehicle Theft	2019	2020	% Change
Vehicle Theft	3,189	4,562	43%

### Burglary Year-to-Year Comparison — 16 Mar to 13 Sep — 26 Weeks

Burglary Type	2019	2020	% Change
Auto	Burglary comparisons are not yet available due to the delay in crime report processing.		
Residential			
Commercial			
<b>Total</b>			

**This report is hierarchy based. Crime totals reflect one charge (the most severe) per incident.**

These statistics are drawn from the Oakland Police Dept. database. They are unaudited and not used to figure the crime numbers reported to the FBI's Uniform Crime Reporting (UCR) program. This report is run by the date the crimes occurred. Statistics can be affected by late reporting, the geocoding process, or the reclassification or unbounding of crimes. Because crime reporting and data entry can run behind, all crimes may not be recorded.

*Homicides sourced from the Crime Analysis Section homicide log. Traffic collision fatalities are not included in this report.*

*ShotSpotter activations sourced from ShotSpotter Investigator. All other data sourced via Coplink Analytics.*



# OAKLAND POLICE DEPARTMENT

455 7TH ST., OAKLAND, CA 94607 | OPDCRIMEANALYSIS@OAKLANDNET.COM

**CRIME ANALYSIS**

## Weekly Gunfire Summary 07 Sep. – 13 Sep., 2020

<b>Citywide</b> <i>All totals include attempts except homicides.</i>	<b>Weekly Total</b>	<b>YTD 2018</b>	<b>YTD 2019</b>	<b>YTD 2020</b>	<b>YTD % Change 2019 vs. 2020</b>	<b>3-Year YTD Average</b>	<b>YTD 2020 vs. 3-Year YTD Average</b>
<b>Homicide – 187(a)PC</b>	2	49	48	62	29%	53	17%
<b>Homicide – All Other *</b>	-	6	3	5	67%	5	7%
Assault with a firearm – 245(a)(2)PC	5	185	215	300	40%	233	29%
<b>Subtotal - 187 + 245(a)(2)</b>	7	240	266	367	38%	291	26%
Shooting occupied home or vehicle – 246PC	6	165	175	254	45%	198	28%
Shooting unoccupied home or vehicle – 247(b)PC	2	53	89	130	46%	91	43%
<b>Subtotal - 187 + 245(a)(2) + 246 + 247(b)</b>	15	458	530	751	42%	580	30%
Negligent discharge of a firearm – 246.3PC	16	279	491	711	45%	494	44%
<b>Grand Total</b>	<b>31</b>	<b>737</b>	<b>1,021</b>	<b>1,462</b>	<b>43%</b>	<b>1,073</b>	<b>36%</b>

<b>Area 1</b> <i>All totals include attempts except homicides.</i>	<b>Weekly Total</b>	<b>YTD 2018</b>	<b>YTD 2019</b>	<b>YTD 2020</b>	<b>YTD % Change 2019 vs. 2020</b>	<b>3-Year YTD Average</b>	<b>YTD 2020 vs. 3-Year YTD Average</b>
<b>Homicide – 187(a)PC</b>	-	9	11	6	-45%	9	-31%
<b>Homicide – All Other *</b>	-	2	-	-	PNC	1	PNC
Assault with a firearm – 245(a)(2)PC	-	35	41	36	-12%	37	-4%
<b>Subtotal - 187 + 245(a)(2)</b>	-	46	52	42	-19%	47	-10%
Shooting occupied home or vehicle – 246PC	-	30	35	31	-11%	32	-3%
Shooting unoccupied home or vehicle – 247(b)PC	-	7	12	17	42%	12	42%
<b>Subtotal - 187 + 245(a)(2) + 246 + 247(b)</b>	-	83	99	90	-9%	91	-1%
Negligent discharge of a firearm – 246.3PC	-	26	62	60	-3%	49	22%
<b>Grand Total</b>	<b>-</b>	<b>109</b>	<b>161</b>	<b>150</b>	<b>-7%</b>	<b>140</b>	<b>7%</b>

THIS REPORT IS HIERARCHY BASED. CRIME TOTALS REFLECT ONE OFFENSE (THE MOST SEVERE) PER INCIDENT.

These statistics are drawn from the Oakland Police Dept. database. They are unaudited and not used to figure the crime numbers reported to the FBI's Uniform Crime Reporting (UCR) program. This report is run by the date the crimes occurred. Statistics can be affected by late reporting, the geocoding process, or the reclassification or unfounding of crimes. Because crime reporting and data entry can run behind, all crimes may not be recorded.

\* Justified, accidental, foetal, or manslaughter by negligence. Traffic collision fatalities are not included in this report.  
PNC = Percentage not calculated — [Percentage cannot be calculated.](#)  
All data extracted via Coplink Analytics.





# OAKLAND POLICE DEPARTMENT

455 7TH ST., OAKLAND, CA 94607 | OPDCRIMEANALYSIS@OAKLANDNET.COM

**CRIME ANALYSIS**

## Weekly Gunfire Summary 07 Sep. – 13 Sep., 2020

<b>Area 2</b> <i>All totals include attempts except homicides.</i>	Weekly Total	YTD 2018	YTD 2019	YTD 2020	YTD % Change 2019 vs. 2020	3-Year YTD Average	YTD 2020 vs. 3-Year YTD Average
Homicide – 187(a)PC	-	5	1	1	0%	2	-57%
Homicide – All Other *	-	1	-	1	PNC	1	50%
Assault with a firearm – 245(a)(2)PC	1	4	9	18	100%	10	74%
<b>Subtotal - 187 + 245(a)(2)</b>	1	10	10	20	100%	13	50%
Shooting occupied home or vehicle – 246PC	1	8	6	11	83%	8	32%
Shooting unoccupied home or vehicle – 247(b)PC	-	2	6	2	-67%	3	-40%
<b>Subtotal - 187 + 245(a)(2) + 246 + 247(b)</b>	2	20	22	33	50%	25	32%
Negligent discharge of a firearm – 246.3PC	-	13	14	10	-29%	12	-19%
<b>Grand Total</b>	2	33	36	43	19%	37	15%

<b>Area 3</b> <i>All totals include attempts except homicides.</i>	Weekly Total	YTD 2018	YTD 2019	YTD 2020	YTD % Change 2019 vs. 2020	3-Year YTD Average	YTD 2020 vs. 3-Year YTD Average
Homicide – 187(a)PC	-	5	11	15	36%	10	45%
Homicide – All Other *	-	3	1	1	0%	2	-40%
Assault with a firearm – 245(a)(2)PC	3	23	40	65	63%	43	52%
<b>Subtotal - 187 + 245(a)(2)</b>	3	31	52	81	56%	55	48%
Shooting occupied home or vehicle – 246PC	-	18	29	41	41%	29	40%
Shooting unoccupied home or vehicle – 247(b)PC	-	11	15	25	67%	17	47%
<b>Subtotal - 187 + 245(a)(2) + 246 + 247(b)</b>	3	60	96	147	53%	101	46%
Negligent discharge of a firearm – 246.3PC	4	53	90	158	76%	100	57%
<b>Grand Total</b>	7	113	186	305	64%	201	51%

THIS REPORT IS HIERARCHY BASED. CRIME TOTALS REFLECT ONE OFFENSE (THE MOST SEVERE) PER INCIDENT.

These statistics are drawn from the Oakland Police Dept. database. They are unaudited and not used to figure the crime numbers reported to the FBI's Uniform Crime Reporting (UCR) program. This report is run by the date the crimes occurred. Statistics can be affected by late reporting, the geocoding process, or the reclassification or unbounding of crimes. Because crime reporting and data entry can run behind, all crimes may not be recorded.

\* Justified, accidental, foetal, or manslaughter by negligence. Traffic collision fatalities are not included in this report.  
PNC = Percentage not calculated — [Percentage cannot be calculated.](#)  
All data extracted via Coplink Analytics.



# OAKLAND POLICE DEPARTMENT

455 7TH ST., OAKLAND, CA 94607 | OPDCRIMEANALYSIS@OAKLANDNET.COM

**CRIME ANALYSIS**

## Weekly Gunfire Summary

**07 Sep. – 13 Sep., 2020**

<b>Area 4</b> <i>All totals include attempts except homicides.</i>	Weekly Total	YTD 2018	YTD 2019	YTD 2020	YTD % Change 2019 vs. 2020	3-Year YTD Average	YTD 2020 vs. 3-Year YTD Average
Homicide – 187(a)PC	1	14	6	16	167%	12	33%
Homicide – All Other *	-	-	2	-	-100%	1	PNC
Assault with a firearm – 245(a)(2)PC	1	32	42	60	43%	45	34%
<b>Subtotal - 187 + 245(a)(2)</b>	2	46	50	76	52%	57	33%
Shooting occupied home or vehicle – 246PC	3	36	44	65	48%	48	34%
Shooting unoccupied home or vehicle – 247(b)PC	1	11	19	31	63%	20	52%
<b>Subtotal - 187 + 245(a)(2) + 246 + 247(b)</b>	6	93	113	172	52%	126	37%
Negligent discharge of a firearm – 246.3PC	8	65	109	175	61%	116	50%
<b>Grand Total</b>	14	158	222	347	56%	242	43%

<b>Area 5</b> <i>All totals include attempts except homicides.</i>	Weekly Total	YTD 2018	YTD 2019	YTD 2020	YTD % Change 2019 vs. 2020	3-Year YTD Average	YTD 2020 vs. 3-Year YTD Average
Homicide – 187(a)PC	1	16	19	24	26%	20	22%
Homicide – All Other *	-	-	-	3	PNC	1	200%
Assault with a firearm – 245(a)(2)PC	-	85	77	109	42%	90	21%
<b>Subtotal - 187 + 245(a)(2)</b>	1	101	96	136	42%	111	23%
Shooting occupied home or vehicle – 246PC	2	72	60	102	70%	78	31%
Shooting unoccupied home or vehicle – 247(b)PC	1	22	35	54	54%	37	46%
<b>Subtotal - 187 + 245(a)(2) + 246 + 247(b)</b>	4	195	191	292	53%	226	29%
Negligent discharge of a firearm – 246.3PC	5	122	214	297	39%	211	41%
<b>Grand Total</b>	9	317	405	589	45%	437	35%

THIS REPORT IS HIERARCHY BASED. CRIME TOTALS REFLECT ONE OFFENSE (THE MOST SEVERE) PER INCIDENT.

These statistics are drawn from the Oakland Police Dept. database. They are unaudited and not used to figure the crime numbers reported to the FBI's Uniform Crime Reporting (UCR) program. This report is run by the date the crimes occurred. Statistics can be affected by late reporting, the geocoding process, or the reclassification or unfounding of crimes. Because crime reporting and data entry can run behind, all crimes may not be recorded.

\* Justified, accidental, foetal, or manslaughter by negligence. Traffic collision fatalities are not included in this report.  
PNC = Percentage not calculated — [Percentage cannot be calculated.](#)  
All data extracted via Coplink Analytics.



# OAKLAND POLICE DEPARTMENT

455 7TH ST., OAKLAND, CA 94607 | OPDCRIMEANALYSIS@OAKLANDNET.COM

**CRIME ANALYSIS**

## Weekly Gunfire Summary 07 Sep. – 13 Sep., 2020

<b>BFO 1</b> <i>All totals include attempts except homicides.</i>	Weekly Total	YTD 2018	YTD 2019	YTD 2020	YTD % Change 2019 vs. 2020	3-Year YTD Average	YTD 2020 vs. 3-Year YTD Average
Homicide – 187(a)PC	-	19	23	22	-4%	21	3%
Homicide – All Other *	-	6	1	2	100%	3	-33%
Assault with a firearm – 245(a)(2)PC	4	62	90	119	32%	90	32%
<b>Subtotal - 187 + 245(a)(2)</b>	4	87	114	143	25%	115	25%
Shooting occupied home or vehicle – 246PC	1	56	70	83	19%	70	19%
Shooting unoccupied home or vehicle – 247(b)PC	-	20	33	44	33%	32	36%
<b>Subtotal - 187 + 245(a)(2) + 246 + 247(b)</b>	5	163	217	270	24%	217	25%
Negligent discharge of a firearm – 246.3PC	4	92	166	228	37%	162	41%
<b>Grand Total</b>	<b>9</b>	<b>255</b>	<b>383</b>	<b>498</b>	<b>30%</b>	<b>379</b>	<b>32%</b>

<b>BFO 2</b> <i>All totals include attempts except homicides.</i>	Weekly Total	YTD 2018	YTD 2019	YTD 2020	YTD % Change 2019 vs. 2020	3-Year YTD Average	YTD 2020 vs. 3-Year YTD Average
Homicide – 187(a)PC	2	30	25	40	60%	32	26%
Homicide – All Other *	-	-	2	3	50%	2	80%
Assault with a firearm – 245(a)(2)PC	1	117	119	169	42%	135	25%
<b>Subtotal - 187 + 245(a)(2)</b>	3	147	146	212	45%	168	26%
Shooting occupied home or vehicle – 246PC	5	108	104	167	61%	126	32%
Shooting unoccupied home or vehicle – 247(b)PC	2	33	54	85	57%	57	48%
<b>Subtotal - 187 + 245(a)(2) + 246 + 247(b)</b>	10	288	304	464	53%	352	32%
Negligent discharge of a firearm – 246.3PC	13	187	323	472	46%	327	44%
<b>Grand Total</b>	<b>23</b>	<b>475</b>	<b>627</b>	<b>936</b>	<b>49%</b>	<b>679</b>	<b>38%</b>

THIS REPORT IS HIERARCHY BASED. CRIME TOTALS REFLECT ONE OFFENSE (THE MOST SEVERE) PER INCIDENT.

These statistics are drawn from the Oakland Police Dept. database. They are unaudited and not used to figure the crime numbers reported to the FBI's Uniform Crime Reporting (UCR) program. This report is run by the date the crimes occurred. Statistics can be affected by late reporting, the geocoding process, or the reclassification or unfounding of crimes. Because crime reporting and data entry can run behind, all crimes may not be recorded.

\* Justified, accidental, foetal, or manslaughter by negligence. Traffic collision fatalities are not included in this report.  
PNC = Percentage not calculated — [Percentage cannot be calculated.](#)  
All data extracted via Coplink Analytics.

## 2020 Year-to-Date Recovered Guns

Recoveries through 13 Sep., 2020

<b>Grand Total</b>	<b>871</b>
--------------------	------------

Crime Recoveries	
Felony	437
Felony - Violent	162
Homicide	40
Infraction	0
Misdemeanor	34
<b>Total</b>	<b>673</b>

Crime Gun Types	Felony	Felony - Violent	Homicide	Infraction	Misdemeanor	Total
Machine Gun						0
Other	1					1
Pistol	309	119	23		25	476
Revolver	33	8	4		3	48
Rifle	49	16	8		3	76
Sawed Off	2	1				3
Shotgun	14	7	4			25
Sub-Machinegun	2	1				3
Unknown/Unstated	27	10	1		3	41
<b>Total</b>	<b>437</b>	<b>162</b>	<b>40</b>	<b>0</b>	<b>34</b>	<b>673</b>

Non-Criminal Recoveries	
Death Investigation	19
Found Property	75
SafeKeeping	104
<b>Total</b>	<b>198</b>

Non-Criminal Gun Types	Death Investigation	Found Property	SafeKeeping	Total
Machine Gun				0
Other				0
Pistol	9	32	37	78
Revolver	3	12	10	25
Rifle	5	12	29	46
Sawed Off				0
Shotgun		11	14	25
Sub-Machinegun				0
Unknown/Unstated	2	8	14	24
<b>Total</b>	<b>19</b>	<b>75</b>	<b>104</b>	<b>198</b>

Week: 07 Sep., to 13 Sep., 2020

**Weekly Total 32**

Crime Recoveries	This Week	Last Week	+/- Change	% Change
Felony	18	17	1	6%
Felony - Violent	6	8	-2	-25%
Homicide	0	0	0	PNC
Infraction	0	0	0	PNC
Misdemeanor	0	1	-1	-100%
<b>Total</b>	<b>24</b>	<b>26</b>	<b>-2</b>	<b>-8%</b>

Other Recoveries	This Week	Last Week	+/- Change	% Change
Death Investigation	0	3	-3	-100%
Found Property	8	1	7	700%
Safekeeping	0	1	-1	-100%
<b>Total</b>	<b>8</b>	<b>5</b>	<b>3</b>	<b>60%</b>

PNC = Percentage not calculated

[Percentage cannot be calculated.](#)

## 2020 vs. 2019 — Year-to-Date Recovered Guns

Recoveries through 13 Sep.

Gun Recoveries	2019	2020	Difference	YTD % Change 2019 vs. 2020
<b>Grand Total</b>	<b>652</b>	<b>871</b>	<b>219</b>	<b>34%</b>

Crime Recoveries	2019	2020	Difference	YTD % Change 2019 vs. 2020
Felony	367	437	70	19%
Felony - Violent	104	162	58	56%
Homicide	19	40	21	111%
Infraction	1	0	-1	-100%
Misdemeanor	33	34	1	3%
<b>Total</b>	<b>524</b>	<b>673</b>	<b>149</b>	<b>28%</b>

Non-Criminal Recoveries	2019	2020	Difference	YTD % Change 2019 vs. 2020
Death Investigation	10	19	9	90%
Found Property	69	75	6	9%
SafeKeeping	49	104	55	112%
<b>Total</b>	<b>128</b>	<b>198</b>	<b>70</b>	<b>55%</b>

PNC = Percentage not calculated

[Percentage cannot be calculated.](#)





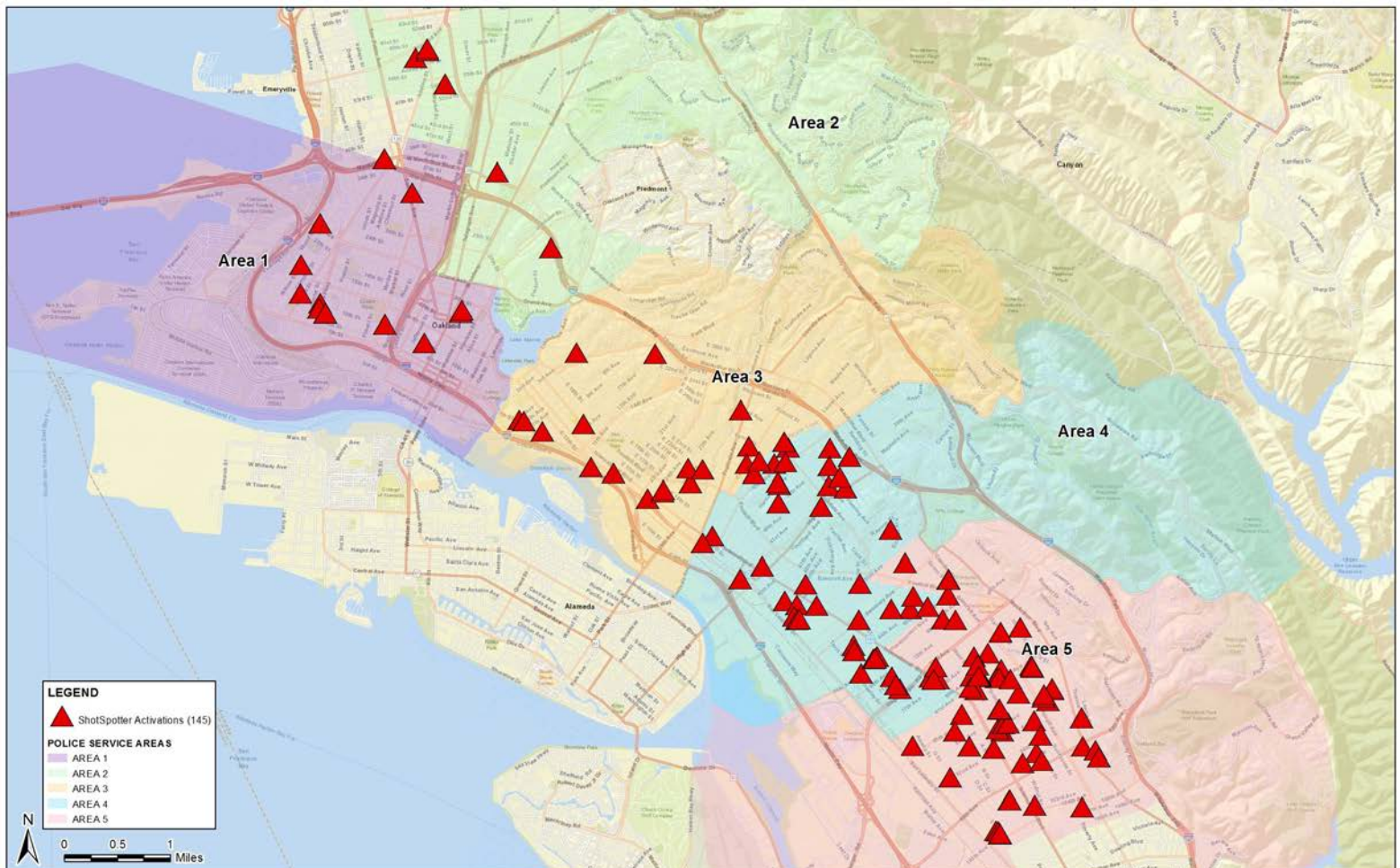
# OAKLAND POLICE DEPARTMENT

455 7TH ST., OAKLAND, CA 94607 | OPDCRIMEANALYSIS@OAKLANDNET.COM

**CRIME ANALYSIS**

## Weekly ShotSpotter Activations Report — Citywide 07 Sep. – 13 Sep., 2020

ShotSpotter Activations	Weekly Total	YTD 2019	YTD 2020	YTD % Change 2019 vs. 2020
Citywide	145	2,737	3,914	43%
Area 1	13	319	332	4%
Area 2	6	102	159	56%
Area 3	19	525	753	43%
Area 4	44	703	1,017	45%
Area 5	63	1,088	1,653	52%



All data sourced via ShotSpotter Investigator.

**Draft Memo: Ad Hoc Committee meetings**  
**Fri 9.11, Mon 9.14, Wed 9.16**

**To:** Chair Regina Jackson, Oakland Police Commission

**From:** Use of Force Ad Hoc Committee Representatives, Commissioner Anderson, Commissioner Harris and Vice Chair Gage.

**Prepared by:** Rania Adwan

**Date:** September XXX

**RE: Use of Force Ad Hoc - Recent Meeting Notes**

**Background**

In January 2020, the Oakland Police Commission approved a new version of Department General Order (DGO) K-03 Use of Force. This revision was solely designed to bring the Department into compliance with AB 392, which amended Sections 196 and 835a of the Penal Code.

As a part of the discussion about approving the new DGO K-03, the Oakland Police Commission and Oakland Police Department agreed that a comprehensive revision of K-03 was required. Members of the Use of Force Ad Hoc (UOF Ad Hoc) agreed to reconvene to complete this comprehensive revision. At the January 16th meeting of the UOF Ad Hoc the committee worked to establish purpose and goals for the revision of K-03 and referenced Training Bulletins. During the February 27, 2020 Oakland Police Commission meeting, the UOF Ad Hoc committed to produce regular reports on the progress of the proposed revision. The UOF Ad Hoc submits the following meeting notes as a record of recent activities.

**Ad Hoc Prep Meeting, Friday Sep 11 (5:30 - 7:30pm)**

**Meeting purpose:** Provide notice to OPD of ALCU recommended edits. Review and discuss ACLU’s suggested edits to the Use of Force policy

**Attendees:**

Ginale Harris, Commissioner, Ad Hoc Chair  
 Tara Anderson, Commissioner  
 Henry Gage III, Vice-Chair, Oakland Police Commission  
 James B. Chanin, Civil Rights Attorney  
 John Alden, Director, Community Police Review Agency  
 Juanito Rus, Policy Analyst, Community Police Review Agency  
 LeRonne Armstrong, Deputy Chief, Oakland Police Department  
 Roland Holmgren, Deputy Chief, Oakland Police Department  
 Phillip Andrew Best, Police Services Manager, Oakland Police Department  
 Joseph Turner, Sergeant, Oakland Police Department  
 Allyssa Victory, ACLU  
 Rania Adwan, Project Manager

The ACLU, through Allyssa Victory and in collaboration with Oakland community groups and the Unity Council advising the Raheem survey, submitted suggested revisions of the June 2020 draft to the Ad Hoc Commissioners. This draft is available on the project website and is titled “[ACLU’s Suggested Policy Edits](#)”. Commissioners, along with a subset of the full Ad Hoc Committee, met on Friday evening, September 11, to briefly discuss these suggestions, with discussion largely focused on the recommendations that:

- + The definitions portion of the document be pared down for ease of reference and clarity



**Draft Memo: Ad Hoc Committee meetings****Fri 9.11, Mon 9.14, Wed 9.16**

- + Authorized intermediate force options be reviewed
- + The term imminent (as related to perceived threats) be included, to mirror the language of SB 392.

*Reviewing Intermediate Force Options*

The Ad Hoc Commissioners sought ACLU's policy and organizing expertise to help insure the presence of community voices during the revision of this policy. The ACLU explained the recommendation to prohibit many of the force options, noting the community's desire to see a less weaponized police department. The group discussed the current list of force options, pointing to a recent prohibition on carotid restraints, the special motion pushed forward by the full Police Commission related to positional asphyxia, and the current temporary ban on tear gas.

*Imminent vs Immediate*

The ACLU noted that AB 392 uses the term imminent as its standard, and recommended that OPD adopt this term instead of the term "immediate". The group discussed the literal and culturally understood definitions of both terms and decided to use immediate for the purpose of this policy. The group agreed to continue discussion with the full Ad Hoc committee.

**Ad Hoc meeting, Monday Sep 14 (6 - 9pm)**

**Meeting purpose:** Review and discuss ACLU's suggested edits to the Use of Force policy.

## Attendees:

Ginale Harris, Commissioner, Ad Hoc Chair  
 Tara Anderson, Commissioner  
 Henry Gage III, Vice-Chair, Oakland Police Commission  
 James B. Chanin, Civil Rights Attorney  
 John Alden, Director, Community Police Review Agency  
 Juanito Rus, Policy Analyst, Community Police Review Agency  
 Susan Manheimer, Chief of Police (Interim), Oakland Police Department  
 LeRonne Armstrong, Deputy Chief, Oakland Police Department  
 Roland Holmgren, Deputy Chief, Oakland Police Department  
 Nishant Joshi, Captain, Oakland Police Department  
 Phillip Andrew Best, Police Services Manager, Oakland Police Department  
 Joseph Turner, Sergeant, Oakland Police Department  
 Brigid Martin, Deputy City Attorney, Office of the Oakland City Attorney  
 Allyssa Victory, ACLU  
 Rania Adwan, Project Manager

The full Ad Hoc Committee, along with Interim Police Chief Susan Manheimer and ACLU representative Allyssa Victory, convened to continue discussing suggested revisions from the ACLU's draft of OPD's Use of Force policy, namely the recommendations that:

- + Imminent replaces Immediate
- + Use of force be untethered from resistance
- + Language addressing the carotid restraint and positional asphyxia be added to a list of prohibited force options
- + Mutual aid be directly addressed

**Draft Memo: Ad Hoc Committee meetings****Fri 9.11, Mon 9.14, Wed 9.16***Imminent vs Immediate*

The Department noted a change throughout the document to immediate, as per the last meeting.

*Force Options and Resistance*

The group recognized the national discourse and racial disparity when it comes to using force when a member of the public is resistant. OPD noted the necessity for officers to understand and quickly weigh the level of resistance against a proportional use of force along with the appropriate force options. The group agreed to review the language to clarify and bolster the nexus between resistance, proportionality and force options, prioritizing the sanctity of life.

*Prohibiting The Carotid Restraint and Preventing Positional Asphyxia*

The Department moved to prohibit the carotid restraint and the group discussed an item before City Council that would address positional asphyxia. The Commissioners reminded the group that this topic had been discussed at length (public meetings on 06/20/2020 and 07/09/2020) and the Commission voted to ban the use of restraint techniques that block the flow of blood to the brain. Commissioners also reminded the group that new asphyxia language was passed by the full Commission on July 9, 2020. The Department, while acknowledging the positive collaborative process for the development of the Special Order, still opposes the language of SO 9205 Banning of the Carotid Restraint and All Forms of Asphyxia, as voted on by the Commission. The Department noted that while it generally agrees with the ban, they would like to wait to hear from the City Council before proceeding with new language. Mr Channin believed the June 2020 Ad Hoc draft DGO K-03 draft language, as it stands, is “woefully vague” - adding his position against the section as it is currently presented.

All participants agreed that the June 2020 draft language should be removed and the language from SO 9205 (Banning of the Carotid Restraint and All Forms of Asphyxia) should be the language used in the final DGO K-03.

Lastly, the group discussed whether the language currently in the policy related to positional asphyxia should move from the section titled, “Consideration After Force” to “Prohibited Force Options.”

*Mutual Aid*

Commissioners moved to include ACLU’s language in the next published draft. The Department stated that only OPD employees are obligated to abide by this policy, and that OPD has no jurisdiction to impose this policy on outside agents.

Finally, the group agreed to reconvene briefly on Wednesday, September 16 to continue discussing stronger language around resistance, proportionality and force options, as well as carotid/positional asphyxia.

---

A smaller subset of the group briefly met on Wednesday Sep 16 and Friday Sep 18 to review the Department’s adjusted language related to resistance and proportionality. The outcome of the meetings culminated in the Department’s submission of a draft policy submitted Friday Sep 18. (titled “[Ad Hoc Committee revisions](#)”) currently online on the project webpage and provided as supplemental materials ahead of the September 21 Special Meeting.

Use of Force policy revision project website: <https://www.oaklandca.gov/topics/opd-use-of-force-policy-ad-hoc-committee>

**OAKLAND POLICE COMMISSION  
SPECIAL MEETING: DATE TBA  
DRAFT AGENDA: OPTION #1**

**Desired Outcomes**

- Shared understanding of OPC’s legal mandate and charge
- Review of OPCs major accomplishments and impacts
- Develop a “Process and Procedures Toolkit” to address key issues flagged by the City Auditor: (1) OPD policy review process; (2) evaluation criteria for Chief of Police; (3) CPRA case prioritization; (4) OPC orientation program; and (5) OPC Code of Conduct
- Improved communication and working relationships among the OPC team

**Groundrules**

- Mutual respect; active participation; big picture focus...community first; collective wisdom; assume the positive; self-care; and mute when asked

**Agenda**

**10:00 – 10:45 Opening Session (Facilitator)**

- Welcome, agenda review and self-introductions
- Meeting Management: Brown Act and Commission Protocols
- Icebreaker: Briefly state your main thoughts about the pandemic and BLM

**10:45 – 11:00 OPC’s Legal Mandate and Charge (Chair or Designee)**

- Measure LL; OPC’s Purpose; and OPC’s Accomplishments

**11:00 – 12:00 OPD Policy Review Process (Lead: TBA)**

- Presentation, discussion and consensus building

**12:00 – 12:30 Lunch**

**12:30 – 12:50 Code of Conduct (Lead: TBA)**

- Presentation, discussion and consensus building

**12:50 – 1:35 Chief of Police Evaluation Criteria (Lead: TBA)**

- Presentation, discussion and consensus building

**1:35 – 1:45 Break**

**1:45 – 2:30 CRPA Case Prioritization (Director)**

- Presentation, discussion and consensus building

**2:30 – 3:30 OPC Orientation Program (Lead: TBA)**

- Presentation, discussion and consensus building

**3:30 – 4:00 Closing Session (Facilitator)**

- Review of day, next steps, evaluation of meeting and adjournment

**OAKLAND POLICE COMMISSION  
SPECIAL MEETING: DATE TBA  
DRAFT AGENDA: OPTION #2**

**Desired Outcomes**

- Shared understanding of OPC’s legal mandate and charge
- Review of OPCs major accomplishments and impacts
- Develop a “Process and Procedures Toolkit” to address key issues flagged by the City Auditor: (1) OPD policy review process; (2) evaluation criteria for Chief of Police; (3) Community Police Reform Agency case prioritization; (4) OPC orientation program; and (5) OPC Code of Conduct
- Improved communication and working relationships among the OPC team

**Groundrules**

- Mutual respect; active participation; big picture focus...community first; collective wisdom; assume the positive; self-care; and mute when asked

**Agenda**

**10:00 – 10:45 Opening Session (Facilitator)**

- Welcome, agenda review and self-introductions
- Meeting Management: Brown Act and Commission Protocols
- Icebreaker: Briefly state your main thoughts about the pandemic and BLM

**10:45 – 11:00 OPC’s Legal Mandate and Charge (Chair or Designee)**

- Measure LL; OPC’s Purpose; and OPC’s Accomplishments

**11:00 – 12:00 OPC Work Session (Small Groups)**

- **Group 1: PD Policy Review Process**
- **Group 2: Chief of Police Evaluation Criteria**
- **Group 3: OPC Orientation Program**

**12:00 – 12:30 Lunch**

**12:30 – 2:00 OPC Work Session (Plenary)**

- 3 small group reports and consensus building

**2:00 – 2:10 Break**

**2:10 – 3:00 CRPA Case Prioritization (Director)**

- Presentation, discussion and consensus building

**3:00 – 3:30 Code of Conduct (Lead: TBA)**

- Presentation, discussion and consensus building

**3:30 – 4:00 Closing Session (Facilitator)**

- Review of day, next steps, evaluation of meeting and adjournment



# OAKLAND POLICE COMMISSION

## SPECIAL MEETING MINUTES - DRAFT

August 27, 2020  
5:30 PM

### I. Call to Order

Chair Regina Jackson

The meeting began at 5:30 pm.

### II. Roll Call and Determination of Quorum (*this item was taken after item V*)

Chair Regina Jackson

Commissioners Present: Tara Anderson, José Dorado, Henry Gage, III, Brenda Harbin-Forte, Ginale Harris, Regina Jackson, and Thomas Lloyd Smith. Quorum was met.

Alternate Commissioners Present: Chris Brown and David Jordan

Counsel for this meeting: Conor Kennedy and Nitasha Sawhney

### III. Public Comment on Closed Session Items - CANCELLED

### IV. Closed Session Closed Session - CANCELLED

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

### V. Report out of Closed Session - CANCELLED

The Commission adjourned for a period of time. The open session section of the meeting commenced at 6:32 pm.

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

Comments were provided by the following public speakers:

Saleem Bey

Kevin Cantu

Britt R.

Gene Hazzard

John Lee

Megan Steffen

Assata Olugbala

Lorelei Bosserman

Michele Lazaneo

John Bey

Jennifer Tu

Jim Chanin

**A motion was made by Regina Jackson, seconded by Ginale Harris, to suspend the rules of procedure and take item XIII ahead of item VII and then to proceed to the rest of the agenda. The motion carried by the following vote:**

**Aye: Anderson, Dorado, Gage, Harbin-Forte, Harris, Jackson, and Smith**

**No: 0**

**VII. Update from Interim Police Chief**

OPD Interim Chief Manheimer provided an update on Department activities including crime statistics.

Comments were provided by the following public speakers:

Saleem Bey

Jennifer Tu

Assata Olgubala

Megan Steffen

Cathy Leonard

Reisa Jaffe

Michele Lazaneo

Tasha Mente

Joseph Mente

Anne Janks

No action was taken on this item.

**VIII. OPD Training Bulletins Review**

The Commission discussed the Department's requests that the Commission schedule the previously submitted draft policies (Training Bulletins) for ad hoc committee and adoption. And Ad Hoc Committee was created comprised of Regina Jackson, David Jordan, and Thomas Lloyd Smith.

Comments were provided by the following public speakers:

Cathy Leonard

Anne Janks

Assata Olugbala

Saleem Bey

Megan Steffen

Joseph Mente

No action was taken on this item.

**IX. Crowd Management After Action Report from Public Demonstrations**

OPD provided a report on a crowd management that occurred during the recent public demonstrations.

Comments were provided by the following public speakers:

Saleem Bey  
Kevin Cantu  
Assata Olugbala  
Anne Janks  
Megan Steffen  
Britt R.  
Reisa Jaffe  
Jennifer Tu  
Cathy Leonard  
Bruce Schmiechen  
Emily Sacks

A motion was made by Regina Jackson, seconded by Ginale Harris, to reject OPD's Crowd Management After Action Report so that edits can be made. The motion carried by the following vote:

Aye: Anderson, Dorado, Harbin-Forte, Harris, Jackson, and Smith  
No: Gage

**X. Reimagining Public Safety Task Force Creation**

Councilmembers Nikki Fortunato Bas and Loren Taylor discussed the Reimagining Public Safety Task Force. The Police Commission selected Ginale Harris as a representative to serve on this task force.

**A motion was made by Brenda Harbin-Forte, seconded by Regina Jackson, to extend the meeting 30 minutes. The motion carried by the following vote:**

**Aye: Anderson, Dorado, Harbin-Forte, Harris, Gage, Jackson, and Smith  
No: 0**

Comments were provided by the following public speakers:

Saleem Bey  
Kevin Cantu  
Bruce Schmiechen  
Anne Janks  
Gene Hazzard  
Jennifer Tu  
Assata Olugbala  
John Bey  
Jasmine Fallstich

Ginale Harris and David Jordan volunteered to serve on the Task Force. The Commission voted as follows:

Ginale Harris – Dorado, Harris, and Jackson  
David Jordan – Anderson, Gage, Harbin-Forte, and Smith

**A motion was made by José Dorado, seconded by Brenda Harbin-Forte, to extend the meeting to 11:30 pm. The motion carried by the following vote:**

**Aye: Anderson, Dorado, Harbin-Forte, Harris, Gage, Jackson, and Smith**

**No: 0**

**XI. Police Chief Search Update**

The Police Chief Search Ad Hoc Committee presented a job description for the Chief of Police discuss a timeline for selecting the next Police Chief. The Commission voted to accept the job description.

Comments were provided by the following public speakers:

Assata Olugbala

Cathy Leonard

Gene Hazzard

Reisa Jaffe

Britt R.

Saleem Bey

Megan Steffen

John Bey

Rashidah Grinage

**A motion was made by Brenda Harbin-Forte, seconded by José Dorado, to reconsider the vote taken on item X. The motion carried by the following vote:**

**Aye: Anderson, Dorado, Harbin-Forte, Harris, Jackson, and Smith**

**No: Gage**

**A new vote was taken to select a representative to the Reimagining Public Safety Task Force. The Commission voted as follows:**

**Ginale Harris – Dorado, Harbin-Forte, Harris, and Jackson**

**David Jordan – Anderson, Gage, and Smith**

**A second motion was made by Brenda Harbin-Forte, seconded by Regina Jackson, to extend the meeting to midnight. The motion carried by the following vote:**

**Aye: Anderson, Dorado, Harbin-Forte, Harris, Gage, Jackson, and Smith**

**No: 0**

A motion was made by Brenda Harbin-Forte, seconded by José Dorado, to accept the job announcement. The motion carried by the following vote:

Aye: Anderson, Dorado, Gage, Harbin-Forte, Harris, Jackson, and Smith



No: 0

**XII. Pawlik Report from Federal Monitor**

The Commission discussed the Pawlik report from the Federal Monitor.

Comments were provided by the following public speakers:

Assata Olugbala

John Bey

Saleem Bey

Gene Hazzard

No action was taken on this item.

**A motion was made by Regina Jackson, seconded by Thomas Lloyd Smith, to table items XIV and XV to a future meeting. The motion carried by the following vote:**

**Aye: Anderson, Dorado, Harbin-Forte, Harris, Gage, Jackson, and Smith**

**No: 0**

**XIII. Use of Force Ad Hoc Committee Public Engagement (*this item was taken after item VI*)**

The Use of Force Ad Hoc Committee provided an update on the public engagement and outreach program to amend and update DGO K-03 (Use of Force).

Comments were provided by the following public speakers:

Saleem Bey

Megan Steffen

Assata Olugbala

John Bey

Anne Janks

Ashley Abraham

Cathy Leonard

No action was taken on this item.

**XIV. Report on and Review of CPRA Pending Cases, Completed Investigations, Staffing, and Recent Activities (*this item was tabled to a future agenda*)**

Comments were provided by the following public speakers:

Gene Hazzard

Saleem Bey

Assata Olugbala

**XV. Agenda Setting and Prioritization of Upcoming Agenda Items (*this item was tabled to a future agenda*)**

Comments were provided by the following public speakers:

John Bey

Jennifer Tu

Megan Steffen

**XVI. Adjournment**

A motion was made by Thomas Lloyd Smith, seconded by Regina Jackson, to adjourn the meeting at 12:05 am. The motion carried by the following vote:

Aye: Anderson, Dorado, Harbin-Forte, Harris, Gage, Jackson, and Smith

No: 0



# OAKLAND POLICE COMMISSION SPECIAL MEETING MINUTES - DRAFT

September 10, 2020  
5:30 PM

**I. Call to Order**

Chair Regina Jackson

The meeting began at 5:32 pm.

**II. Roll Call and Determination of Quorum**

Chair Regina Jackson

Commissioners Present: Tara Anderson, José Dorado, Henry Gage, III, Brenda Harbin-Forte, Ginale Harris, Regina Jackson, and Thomas Lloyd Smith. Quorum was met.

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

Counsel for this meeting: Conor Kennedy and Nitasha Sawhney

**III. Public Comment on Closed Session Items**

Comments were provided by the following public speakers:

Gene Hazzard

Assata Olugbala

**The Commission adjourned to closed session. The open session section of the meeting commenced at 6:49 pm.**

**IV. Closed Session**

CONFERENCE WITH LABOR NEGOTIATOR

Agency designated representative: John Alden

Employee Organization: International Federation of Professional and Technical Engineers (IFPTE) Local 21

**V. Report out of Closed Session**

There were no reportable actions on this item.

**VI. Welcome, Purpose, and Open Forum**

Comments were provided by the following public speakers:

Assata Olugbala

Kevin Cantu

Gene Hazzard

Megan Steffen

Tonya Love

Jennifer Tu  
Saleem Bey  
Jasmine Fallstich  
Cathy Leonard  
Michele Lazaneo  
Britt R.

**VII. Update from Interim Police Chief**

OPD Interim Chief Manheimer provided an update on Department activities including crime statistics.

Comments were provided by the following public speakers:

Jennifer Tu  
Kevin Cantu  
Cathy Leonard  
Anne Janks  
Tonya Love  
Bruce Schmiechen  
Lesley Cosme  
Gene Hazzard  
Michele Lazaneo  
Rashidah Grinage  
Megan Steffen  
Saleem Bey  
Terri McWilliams  
Assata Olugbala  
Jasmine Fallstich

No action was taken on this item.

**VIII. Use of Force Ad Hoc Committee Public Engagement**

The Use of Force Ad Hoc Committee provided an update on the public engagement and outreach program to amend and update DGO K-03 (Use of Force).

Comments were provided by the following public speakers:

Cathy Leonard  
Gene Hazzard  
Bruce Schmiechen  
Anne Janks  
Assata Olugbala

No action was taken on this item.

**IX. Commission Retreat**

The Commission discussed potential dates, format, presenters, location, and cost for a retreat.

Comments were provided by the following public speakers:

Gene Hazzard  
Assata Olugbala

No action was taken on this item.

**X. Police Chief Search Update**

The Police Chief Search Ad Hoc Committee discussed the status of the process for selecting the next Police Chief.

Comments were provided by the following public speakers:

Rashidah Grinage  
Gene Hazzard  
Assata Olugbala  
Cathy Leonard

No action was taken on this item.

**XI. Meeting Minutes Approval**

The Commission voted to approve minutes from June 25, July 9, and July 23, 2020.

No public comments were provided on this item.

A motion was made by José Dorado, seconded by Regina Jackson, to approve the minutes from June 25, 2020. The motion carried by the following vote:

Aye: Anderson, Dorado, Harbin-Forte, Harris, Gage, Jackson, and Smith  
No: 0

A second motion was made by José Dorado, seconded by Ginale Harris, to approve the minutes from July 9, 2020. The motion carried by the following vote:

Aye: Anderson, Dorado, Harbin-Forte, Harris, Gage, Jackson, and Smith  
No: 0

A third motion was made by José Dorado, seconded by Brenda Harbin-Forte, to approve the minutes from July 23, 2020. The motion carried by the following vote:

Aye: Anderson, Dorado, Harbin-Forte, Harris, Gage, Jackson, and Smith  
No: 0

**XII. Report on and Review of CPRA Pending Cases, Completed Investigations, Staffing, and Recent Activities**

Executive Director John Alden reported on the Agency's pending cases, completed

investigations, staffing, and recent activities.

Comments were provided by the following public speakers:

Rashidah Grinage  
Assata Olugbala  
Gene Hazzard  
Noah Bauston  
Anne Janks

No action was taken on this item.

**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: OPD policy 15-01 Community Resource Officer Deployment; an update on the Bey investigation being conducted by Knox and Ross; and an external after action report on the efficacy of OPD's crowd management that occurred during the recent public demonstrations.

Comments were provided by the following public speakers:

Assata Olugbala  
Anne Janks  
Rashidah Grinage  
Gene Hazzard  
Megan Steffen

No action was taken on this item.

**XIV. Adjournment**

A motion was made by Ginale Harris, seconded by Brenda Harbin-Forte, to adjourn the meeting at 10:35 am. The motion carried by the following vote:

Aye: Anderson, Dorado, Harbin-Forte, Harris, Gage, Jackson, 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	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"> <li>1. California's Meyers Miliias Brown Act (MMBA) and Public Employment Relations Board's Administration of MMBA (done 3.12.20)</li> <li>2. Civil Service Board and Other Relevant City Personnel Policies and Procedures (done 2.27.20)</li> <li>3. Memoranda of Understanding with Oakland Police Officers Association and Other Represented Employees (<b>rescheduled due to COVID-19 health emergency</b>)</li> <li>4. Police Officers Bill of Rights (done 12.12.19)</li> </ol>	High	Ongoing		

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
3	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			
4	Finalize Bylaws and Rules	1/24/2019			High			Gage
5	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



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
6	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"> <li>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;</li> <li>2. The number of pending investigations in IAD, and the types of Misconduct that are being investigated;</li> <li>3. The number of investigations completed by IAD, and the results of the investigations;</li> <li>4. The number of training sessions provided to Department sworn employees, and the subject matter of the training sessions;</li> <li>5. Revisions made to Department policies;</li> <li>6. The number and location of Department sworn employee-involved shootings;</li> <li>7. The number of Executive Force Review Board or Force Review Board hearings and the results;</li> <li>8. A summary of the Department's monthly Use of Force Reports;</li> <li>9. The number of Department sworn employees disciplined and the level of discipline imposed; and</li> <li>10. The number of closed investigations which did not result in discipline of the Subject Officer.</li> </ol> <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
7	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			

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
8	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		
9	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			
10	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		

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
11	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
12	Community Policing Task Force/Summit	1/24/2019			Medium			Dorado
13	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			
14	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			

## 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
15	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			
16	Free Gun Trace Service	1/27/2020		This service was mentioned at a meeting in 2019.	Medium			Dorado
17	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			
18	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		Dorado, Harris, Jackson
19	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			
20	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
21	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			

## 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
22	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		
23	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			
24	Review Commission's Agenda Setting Policy	4/25/2019			Medium			
25	Review Commission's Code of Conduct Policy	4/25/2019			Medium			Prather
26	Review Commission's Outreach Policy	4/25/2019			Medium			Dorado
27	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			
28	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			

## 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
29	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			
30	Annual Report	1/1/2018	Submit an annual report each year to the Mayor, City Council and the public		Low	Spring, 2021		Prather, Smith
31	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			
32	CPRA Report on App Usage	10/10/2018		Report from staff on usage of app.	Low			
33	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			
34	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			

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
35	Discipline: Based on Review of MOU	10/6/2018		<p>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?</p>	Low			
36	Discipline: Second Swanson Report Recommendations – Have These Been Implemented?	10/6/2018		<p>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</p>	Low			

## 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
37	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			
38	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			
39	Outreach Committee: Work with Mayor's Office and City Admin to Publicize CPRA App	10/10/2018			Low			
40	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			
41	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



## 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
42	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		
43	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	Spring, 2021		
44	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
45	Revisit Standing and Ad Hoc Committee Assignments	10/29/2019			Low			
46	Social Media Communication Responsibilities, Coordination, and Policy	7/30/2019		Decide on social media guidelines regarding responsibilities and coordination.	Low			