

OAKLAND POLICE COMMISSION

SPECIAL MEETING AGENDA

November 5, 2022 9:00 AM

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 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.

Pursuant to California Government Code Section 54953(e), 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.

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/85025345087 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 +1 669 444 9171 or +1 719 359 4580 or +1 253 215 8782 or +1 346 248 7799 or +1 646 931 3860 **Webinar ID**: 850 2534 5087

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:

- 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 opc@oaklandcommission.org.

OAKLAND POLICE COMMISSION

SPECIAL MEETING AGENDA

November 5, 2022 9:00 AM

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

Roll Call: Vice Chair Marsha Peterson; Commissioner Brenda Harbin-Forte; Commissioner Rudolph Howell; Commissioner Jesse Hsieh; Commissioner Regina Jackson, Commissioner David Jordan; Alternate Commissioner Angela Jackson-Castain; Alternate Commissioner Karely Ordaz

II. Open Forum (2 minutes per speaker, 15 minutes total)

Members of the public wishing to address the Commission on matters that are not on tonight's agenda but are related to the Commission's work should raise their hands and they will be called on in the order their hands were raised. Comments regarding agenda items should be held until the agenda item is called for discussion.

III. Police Commission Retreat

The Police Commission Retreat will be facilitated by Frank J. Omowale Satterwhite, Ph.D., President, Leadership Incorporated. (Attachment 3)

Desired Outcomes

- Shared understanding of OPC's legal mandate and the role of OPC Commissioners
- Vision 2023 by Chief of Police Chief/OPD Sustainability Plan
- Vision 2023 on the transition plan and operations of the Community Police Review Agency
- Status report on corrective actions to address audit issues raised by the City Auditor
- Consensus about OPC's 2022-23 strategic priorities, plan of action and division of labor
- Shared commitment to establish an OPC culture of respect and collaboration

Ground rules

- Mutual respect; active participation; big picture focus; community first; valuing the collective wisdom; assuming the positive; and self-care
- a. Opening Session (Chair Milele / Dr. Satterwhite) 10:00 AM end
 - Welcome and agenda review
 - Meeting Management: Brown Act and Commission Protocols
 - Icebreaker: Self-introductions and What I can contribute to OPC (3-minute limit)
- b. OPC's Legal Mandate and Role of OPC Commissioners (Legal Counsel Nguyen / CoS Yun) (Attachment 3b) 10:25 AM end
- c. Vision 2023 on OPD Sustainability Plan (Chief of Police) -10:50 AM end
 - Presentation and discussion

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- d. **Break** (10 minutes) 11:00 AM end
- e. Guest Speaker: Samuel Sinyangwe, Founder of Mapping Police Violence

(Attachment 3e) — 11:35 AM end

- Presentation and Q&A
- f. Vision 2023 on the Community Review Police Agency (Director Zisser) $-12:00 \ PM \ end$
 - Presentation and discussion
- g. **Lunch** *12:40 PM end*
- h. Status Report on OPC Audit Compliance (CoS Yun) -1:00 PM end
 - Presentation and discussion
- i. **OPC Annual Planning (Dr. Satterwhite)** -2:30 PM end
 - Small group planning meetings followed by plenary:
 - o Racial Profiling (Attachment 3i)
 - Budget: Staffing and Operations
 - Policy Development Process
- j. **Break** (10 minutes) 2:40 PM end
- k. OPC Culture and Working Relationships (Dr. Satterwhite) $-3:30 \, PM \, end$
 - Presentation, discussion, and consensus building
 - o Relationship with City (Mayor, Council, Administrator, City Attorney)
 - OPC Internal Relationships
 - Community Relationships
- 1. Closing Session (Chair Milele / Dr. Satterwhite) $-4:00 \, PM \, end$
 - Review of day, next steps, evaluation of meeting and adjournment

IV. Adjournment

NOTICE: In compliance with the Americans with Disabilities Act, for those requiring special assistance to access the videoconference 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 Chief of Staff, Kelly Yun, at kyun@oaklandca.gov for assistance. Notification at least 48 hours before the meeting will enable the Police Commission to make reasonable arrangements to ensure accessibility to the meeting and to provide any required accommodations, auxiliary aids or services.

FRANK J. OMOWALE SATTERWHITE, Ph.D. BRIEF RESUME

Frank J. Omowale Satterwhite is an organizational and community change consultant who completed an undergraduate degree at Howard University, a Master's Degree at Southern Illinois University and a doctoral degree at Stanford University.



Omowale is the President of Leadership Incorporated, a progressive, nonprofit consulting firm focused on building capacity for social change in communities of color. He was previously employed as President, National Community Development Institute; President, Community Development Institute; Acting Superintendent, Ravenswood City School District; Associate Dean and Chairman of African American Studies, Oberlin College, where he established the first Black Studies Program at Oberlin; President, Institute for the Study of Community Economic Development; and Associate Director, Western Regional Office, College Entrance Examination Board.

During the winter semester of the 2015-2016 academic year, Omowale served as a Visiting Professor, Scholar in Residence, at The New School, Milano School of International Affairs, Management and Urban Policy in New York City.

In a typical year, Omowale provides technical assistance, training and consultation services to numerous social justice, health/human service, governmental, philanthropic and community development organizations. He facilitates multi-sector dialogues to build consensus among diverse identity groups in communities. He guides strategic planning processes to align key stakeholders around the future direction of organizations. He conducts training programs for residents, organizational leaders and consultants working in communities of color. He advises on place-based, community-change initiatives in partnership with local stakeholder groups. During the past 30 years, Omowale has contracted with more than 1,200 organizations in 120+ cities and 40+ states.

Omowale formerly served as Board Chair of the Alliance for Nonprofit Management. He also served on the boards of the Praxis Project (Washington, D.C.), Applied Research Center (Oakland, CA), Urban Habitat (Oakland, CA), EPA Teen Home (East Palo Alto, CA) and Girls Club of the Mid-Peninsula (East Palo Alto, CA).

Omowale is a former councilmember in the City of East Palo Alto and a former planning commissioner with San Mateo County. His crowning civic achievement was leading the political campaign to incorporate the city of East Palo Alto in 1983.

During his career, Omowale Satterwhite has received numerous civic service awards from governmental, philanthropic, professional and civic organizations.

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FRANK J. OMOWALE SATTERWHITE, Ph.D. SUMMARY OF PROFESSIONAL EXPERIENCE

- ➤ Broad and unparalleled experience in providing management and facilitation services to non-profit, social change organizations as well as foundations and public agencies with a strategic interest in transforming low-income communities. Dr. Satterwhite typically works with numerous client organizations each year and, over his career, has directly assisted more than 1,200 organizations in over 120 cities and 40+ states.
- ➤ Broad and unparalleled experience in providing technical assistance to foundationsponsored, comprehensive community change initiatives. Dr. Satterwhite has served as the lead organizational development and/or civic engagement consultant for more than twenty comprehensive community change initiatives in cities across the country.
- Extensive experience in training community members/resident leaders, organizational leaders and consultants in the methodology of "building capacity for social change in communities of color".
 - From 2000 to 2007, Dr. Satterwhite trained more than 250 individuals in the San Francisco Bay Area with an interest in serving as organizational development consultants in communities of color (Professional Development of Consultants Program).
 - From 2006 to 2012, Dr. Satterwhite trained more than 250 Detroit residents participating in the Good Neighborhoods Initiative sponsored by the Skillman Foundation.
 - From 2007 to 2009, he trained more than 200 community activists in fifteen cities across the country who were engaged in social change work in their communities.
- ➤ Broad and extensive leadership in the nonprofit management field. Dr. Satterwhite served as Board Chair of the Alliance for Nonprofit Management, the national trade association for management consultants working with nonprofit organizations
- Programs at Nairobi College (1968-1976), Oberlin College (1970-72) and Institute for the Study of Community Economic Development (1979-1982). Dr. Satterwhite was one of the founding board members of Nairobi College, a two-year, Afrocentric community college located in East Palo Alto, California. He established the first African-American Studies Program at Oberlin College, called the African American Community and Student Development Program, whose primary aims were to examine the university's role in transforming communities of color and prepare students to fulfill that social responsibility. He also founded and piloted the Institute for the Study of Community Economic Development, a two-year, university-without-walls, Master of Science Program for executive practitioners in the field of community economic development.

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MEMORANDUM

To: Oakland Police Commission

From: Garcia Hernandez Sawhney, LLP, Counsel to the Police Commission

Re: Preparation for Potential Resolution of Court Oversight

Date: Agenda Item for Regular Meeting on October 27, 2022

Questions Presented: What are the Commission's duties under the City Charter and Municipal Code that it is obligated to perform in the reminder of the 2022-23 fiscal year? What next steps should the Commission consider if the City of Oakland stays on track with sustainability and Court oversight ends? How can the Police Commission prioritize its work and resources (including budget development) to ensure strong reform oversight continues after Court oversight ends?

For the reminder of the 2022-23 fiscal year, the Police Commission should consider the following priorities:

- 1. Exercising all its functions and duties that the voters of Oakland and City Council vested in the Commission in the Charter and the Municipal Code;
- 2. Enhancing its own proactive policy work and streamline its work approving/modifying OPD's proposed policies.¹
- 3. Developing a mechanism for OPC to support and track OPD's compliance with the N.S.A.'s tasks during Sustainability Period and after court oversight ends.
- 4. Communicating budget needs to the City in order to expand the capacity of its own staff and strengthen the Departments under its direct oversight (CPRA and OIG).²

Attachment 1: Commission Obligations under Charter and Municipal Code - a list of agenda matters that are functions/duties for OPC to monitor/exercise continuously and annually Attachment 2: 2016 N.S.A. Tasks - a list of N.S.A. Tasks which are incorporated as part of OPC's delineated duties in City Charter in 2016.

Attachment 3: Proposed Budget Process Anticipating May 2023 Budget Season and NSA Exit - a proposed budget cycle schedule.

¹ See Charter Section 604(b)(4), (5).

² See the City Council's Police Commission Ordinance, Oakland Municipal Code § 2.45.180

Oakland Police Commission



Priorities During Sustainability Period & Post NSA/Court Oversight

October 27, 2022

Bonifacio Bonny Garcia, Esq. Thuy Thi Nguyen, Esq. Kelly Yun, OPC Chief of Staff



GARCIA HERNÁNDEZ SAWHNEY LLP

Today's Topics

What are the Commission's Duties Under the City Charter and the Municipal Code that it must complete within the '22-'23 fiscal year?

What next steps should the Commission consider if the City of Oakland stays on track with sustainability and Court oversight ends?

How can the Police Commission prioritize its work and resources (including budget development) to ensure strong reform oversight continues after Court oversight ends?

Topline Summary

The Police Commission should consider the following priorities:

- 1. Exercise all functions and duties that the voters of Oakland and City Council vested in the Commission in the Charter and the Municipal Code;
- 2. Enhance its own proactive policy work and streamline its work approving/modifying OPD's proposed policies.
- 3. Develop a mechanism for OPC to support & track OPD's compliance with the N.S.A.'s tasks during Sustainability Period and after court oversight ends.
- 4. Communicate budget needs to the City in order to expand the capacity of its own staff and strengthen the departments under its direct oversight (CPRA and OIG).

I.

Charter/Municipal Code Duties & Functions

- 1. Exercise all function and duty that the voters of Oakland and City Council vested in the Commission in the Charter and the Municipal Code;
- 2. Enhance its own proactive policy work and streamline its work approving/modifying OPD's proposed policies.

Exercise All Charter/MC Functions

- Build Out "Pending Agenda Matters" List
- Attachment 1 is a list of agenda matters that are functions/duties for OPC to exercise continuously and/or annually.
- Charter requires the Commission to play this role.
- Best way to demonstrate through example the importance of governance and compliance

Attachment 1: Commission Obligations under Charter and Municipal Code (Continuous Functions and Duties)

Task	Charter/MC
Oversee OPD	C 604(a)(1)
Oversee CPRA	C 604(b)(1)
Review the Agency's dismissal and/or administrative	OMC
closure of all complaints of misconduct involving	2.45.070(M)
Class I offenses	
Provide policy guidelines to CPRA Director for	MC 2.45.070(J)
determining case prioritization	
Determine the number of existing CPRA staff who	MC 2.45.020
would work at a "street-level or ground-floor,	
visible office that is accessible by public	
transportation."	0.004(1)/4) 440
Oversee OIG	C 604(b)(1), MC
Advise OIC of priorities and the functions and duties	2.45.100(A) MC 2.45.120
Advise OIG of priorities and the functions and duties, including:	IVIC 2.45.120
Prepare annual report	
Monitor/eval # of officers receiving training	
on profiling, implicit bias, de-escalation, and	
other key topics	
Develop and present a plan to the	
Commission to measure the performance of	
each element of the Department's discipline	
process for sworn officers	
Complete all audits/reviews requested by	
the Mayor, City Administrator, City Council.	
 Monitor/eval/make recommendations re: 	
 Recruiting and hiring sworn personnel 	
 OPD Policies the Commission seeks to 	
create or modify	
 OPD's risk mgmt. practices 	
Contract for Professional Services	C 604(b)(1)
Propose OPD Policies	C 604(b)(4)
Approve/Modify/Reject OPD's Proposed Policies	C 604(b)(5)
Comment on OPD Policies	C 604(b)(6)

Task	Charter/MC
Solicit input from members of the public regarding	MC 2.45.070(Q)
the quality of their interaction with the Agency and	
the Commission	
Review and submit comment on Department's	MC 2.45.070(P)
policy/practice of publishing Department data sets	
"and request the Chief to consider its	
recommendations and respond to the comments in	
writing"	
Maintain/update bylaws	MC 2.45.040
Notify Chief of required contents of Chief report	MC 2.45.070(F)
Make high level Commission, Chief, CPRA, OIG	MC 2.45.070(K)
reports available on Commission website	
Establish Rules and Procedures for mediation and	MC 2.45.070(N)
resolution of complaints of police misconduct	
Agendize and Consider Community Policing Advisory	MC 2.45.070(O)
Board Reports/Recommendations	
Request Records from OPD	C 604(e)(2)
Receive reports from Department via City	MC 2.45.070(R)
Administrator on issues identified by the	
Commission	
Request that the City Attorney submit semi-annual	OMC 2.45.070(I)
reports to the Commission and to City Council which	
shall include a listing and summary of	

Attachment 1: Commission Obligations under Charter and Municipal Code (Annual and Incident-Based Functions/Duties)

[Annual Functions/Duties]

Task	Charter/
Idak	Municipal Code
Set Performance Metrics 1 Year in Advance of Performance Eval (Chief, CPRA Dir, IG)	MC 2.45.070(G)
Conduct 3 Performance Evals (Chief, CPRA Dir, IG)	MC 2.45.070(G)/(H)
At least twice each year, the Commission shall hold one (1) of its regularly scheduled meetings at a location outside of City Hall, agendized 10 days in advance	MC 2.45.090(B)
Hold a Hearing on Department Policies	C 604(b)(2)
Annual report to the Mayor/City Council/the public	C 604(b)(9)
Approve/Modify/Revoke OPD Use of "Military Equipment" via Annual Report Process	MC 9.65.030
[Specific to Budget Cycle]	
Review/comment on education and training re job- related stress and PTSD signs and symptom for sworn officers	MC 2.45.070(C)
Prepare a job related stress proposed budget for mayor by April 15 of each year	MC 2.45.070(D)
Propose staff position submission to City Administrator necessary to permit the Commission and the CPRA to fulfill its functions and duties.	MC 2.45.180
Review Mayor's Budget for OPD	C 604(b)(7)
Hold Hearing on Mayor's Budget for OPD	C 604(b)(7)
Develop and Approve Recommendations to City Council re Mayor's Budget	C 604(b)(7)

[Incident-Based Functions/Duties]

Task	Charter/ Municipal Code
Direct CPRA to investigate serious incidents not otherwise submitted by community members if requested by the Mayor/City Council	MC 2.45.070(L)
Convene Discipline Committees	C 604(G)(2), (5)
Issue Lawful Subpoenas	C 604(b)(3)
Direct CPRA to reopen a closed case	MC 2.45.070(M)
Require Chief or designee to respond to Commission requests made by a majority vote	C 604(b)(8)
Hiring/Removal Authority Over Chief, CPRA Director, OIG	C 604(b)(10), (e)(6), (7)

II.

Important next steps, if and when Court oversight ends?

3. Develop a **mechanism** for OPC to support & track OPD's compliance with the N.S.A.'s tasks during Sustainability Period and after court oversight ends.

Replace Monitor's Policy Work

Oakland Police Commission's Policy Authority

- 604(b)(4) Policy Authority: Create New OPD Policies
- 604(b)(5) Policy Authority: Approve/Modify/Reject Policies Proposed by OPD (often at behest of Monitor)

Area of Authority:

- Use of Force, Force review boards, Profiling based on protected characteristics, 1st Amendment assemblies
- NSA Tasks in 2016!

N.S.A. Tasks are Central to Commission's Authority

City Charter 604(b)(4) & (5) – Powers and Duties

(b)(4): [The powers of the duties of the Commission are \dots]:

"Propose changes at its discretion or upon direction, by adoption of a resolution, of the City Council, including modifications to the Department's proposed changes, to any policy, procedure, custom, or General Order of the Department which governs use of force, use of force review boards, profiling based on any of the protected characteristics identified by federal, state, or local law, or First Amendment assemblies, or which contains elements expressly listed in federal court orders or federal court settlements which pertain to the Department and are in effect at the time this Charter Section 604 takes effect."

N.S.A. Tasks in 2016

N.C.A			
N.S.A.			
Task	Description		
1.	IAD Staffing & Resources		
2.	Timeliness Standards & Compliance w/IAD Investigations		
3.	IAD Integrity Tests		
4.	Complaint Control System for IAD		
5.	Complaint Procedures for IAD		
6.	Refusal to Accept or Refer Citizen Complaints		
7.	Methods for Receiving Citizen Complaints		
8.	Classification of Citizen Complaint		
9.	Contact of Citizen Complaint		
10.	IAD Manual *tasks in gray do not require assessment		
11.	Summary of Citizen Complaints Provided to OPD Personnel		
12.	Disclosure of Possible Investigator Bias		
13.	Documentation of Pitchess Responses		
14.	Investigation of Allegations on MOR		
	Violations		
15.	Reviewing Findings & Disciplinary Responses		
16.	Support IAD Process-Supervisor/Managerial Accountability		
17.	Audit, Review and Evaluation of IAD Functions		
18.	Arrest Approval and Report Review		
19.	Unity of Command		
20.	Span of Control for Supervisors		
21.	Members, Employees & Supervisors Performance Review		
22.	Management Level Liaison		
23.	Command Staff Rotation		
24.	Use of force Reporting Policy		
25.	Use of Force Investigation and Report Responsibilities		
26.	Use of Force Review		
27.	OC Log and Check-out Procedures		
28.	Use of Force - Investigation of Criminal Misconduct		
29.	IAD Investigation Priority		
30.	Firearms-Discharge Board of Review		
31.	Officer-Involved Shooting Investigation		

32.	52. Ose of Camicorders	
33.	Reporting Procedures for Misconduct	
34.	Vehicle Stops, Field Investigation and Active Detentions	
35.	Use of Force - Witness ID	
36.	Transporting Detainees and Citizens	
37.	Internal Investigations-Retaliation Against Witnesses	
38.	Citizens Signing Statements	
39.	Personnel Arrested, Sued, or Served	
40.	PAS Purpose	
41.	Use of PAS	
42.	Field Training Program	
43.	Academy Training Plan	
44.	Personnel Practices	
45.	Consistency of Discipline	
46.	Promotional Consideration Review	

47.	Community Policing
48.	Departmental Annual Management Reports
49.	Monitor Selection/ Compensation
50.	Compliance Unity Liaison Policy
51.	Compliance Audits and Integrity Tests
CD1	Resolve/Reduce incidents that may involve unjustified force, OIS, pointing of firearms
CD2	Resolve/Reduce incidents that may involve
	racial profiling and bias-based policing
CD3	Resolve/Reduce citizen complaints
CD4	Resolve/Reduce high speed pursuits

May 2022 Court Order of 1-Year Sustainability Period

17 The good news is that the defendants have achieved substantial compliance, and that the 18 path here has led to tangible improvements in policing in Oakland and to the promise that a culture 19 that understands and supports constitutional policing is taking root. This would not have occurred 20 without: the leadership of Chief Armstrong and his leadership team, and their willingness to be 21 accountable and take responsibility; the commitment of the mayor and City officials; the expertise of Dr. Jennifer Eberhart and experts from Stanford University; and the determined, wise and 22 23 dedicated work of the Independent Monitoring Team. And it will not be sustained without: the 24 commitment of the officers of the Oakland Police Department to the goals, principles and methods 25 of constitutional policing; the continued leadership of City officials and command staff at OPD; 26 and, the constructive oversight by the Oakland Police Commission and its Office of Inspector 27 General (OIG), in whom the citizens of Oakland have invested their confidence.

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11.

the sustainability period.

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year. To the extent it would be helpful, the Monitor/Compliance Director is authorized to share with the Commission's Inspector General any methodologies or tools that have been used during

may choose to establish its own assessment protocols for these Tasks during the sustainability

The Police Commission, which has authority over the Oakland Police Department,



October 13 Case Management Conference

Court asking Chief Armstrong: "And I want to just find out from you how the Department intends to ensure that the risk management meetings, which are critical to the ongoing success in this area, are going to continue once oversight is no more from the Court and transferred to the Police Commission."

N.S.A. Tasks in Sustainability Period 2022-23

The following Tasks were identified by Judge Orrick for the Police Department to Prioritize During the Sustainability Period (June 1, 2022 – *Approx*. June 1, 2023):

Tasks 2, 5, 20, 24, 25, 26, 30, 31, 34, 41, and 45.

Extensive discussion by the Court and N.S.A. Parties during Oct 13, 2022 Case Management Conference

- Task 5 (Complaint Procedures for IAD due to the two outstanding investigation cases)
- Task 45 (Consistency of Discipline due to issues identified in the OPD-OIA Discipline Equity and Internal Procedural Justice Report – a.k.a., "Disparity Study")

October 21 Court Order

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

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DELPHINE ALLEN, et al.,
Plaintiffs,

CITY OF OAKLAND, et al.,

Defendants.

Case No. 00-cv-04599-WHO

ORDER RE: INTERNAL AFFAIRS CASE NOS. 22-0858 AND 22-0443

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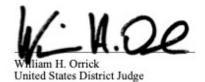
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United States District Court Northern District of California The Compliance Director has advised the Court about the lack of cooperation from the Oakland Police Department with the outside law firm conducting two investigations. These investigations are serious in nature. The investigative outcomes may define the measure of the Department's compliance with the sustainability period in general and to the processes of internal accountability in particular. During the October 13, 2022 Case Management Conference, I expressed my concerns about the seriousness of these matters and the need for the City and Department to cooperate with the efforts of the outside law firm.

Given these facts, I direct the Compliance Director to use his authority to ensure that Internal Affairs Case Nos. 22-0858 and 22-0443, and any investigative derivatives thereof, are fully investigated, that timelines are properly met, and that all follow-up actions are taken. See Dec. 12, 2012 Order at 6 (granting the Compliance Director "authority to direct specific actions by the City or OPD to attain or improve compliance levels or remedy compliance errors, regarding all portions of the NSA and AMOU," as well as "the power to review, investigate and take corrective actions regarding OPD policies, procedures and practices that are related to the objectives of the NSA and AMOU").

IT IS SO ORDERED.

25 Dated: October 21, 2022





Auditing N.S.A. Tasks Under Commission Oversight (via OIG)

City Charter 604(f)(5): **Investigations.**

"The OIG shall audit the Department's compliance with the *fifty-two* (52) *tasks described in the Settlement Agreement* in United States District Court case number C00-4599, *Delphine Allen, et al., v. City of Oakland, et al.*, and make recommendations to the Department, the Commission, and the City Council based on its audit(s), *even after the Settlement Agreement expires.*"

Additional Authority Gives Commission Authority to Advise OIG of Monitoring Priorities: Municipal Code 2.45.120(f)

OPC / OIG Replace the Monitor's Audits and Policymaking Authority

OPC Advises IG on Audit Priorities regarding OPD Policies/Procedures

OIG Reports back to **OPC**

OPC Makes Policies

III.

Identify Resource Needs & Operational Priorities

4. Communicate budget needs to the City in order to expand the capacity of its own staff and strengthen the Departments under its direct oversight (CPRA and OIG).

Budget Season

- Expand the capacity of Commission's own staff and strengthen the Departments under its direct oversight (CPRA and OIG)
- See Attachment 3: Proposed '22/'23 Budget Season Plan

Proposed Budget Process Anticipating May 2023 Budget Season & NSA Exit **Highest Priority** Start Charter/Muni Code Task Task Name Budget and NSA #1 #2 #1 #2 #1 #2 Date Deadlines May 1 June 17 May 1 (5) & Municipal Code 2.45.120 OPC's Prep for End of Court-Mandated Sustainability · Federal N.S.A. Court Order Sets May 2023 As Due Date For 11/10/22 1/26/22 1.1 Plan OPC Mtg re: Consent Order Exits Oakland's Final Report Work with OPD to Identify New Upcoming Policies That Will 11/10/22 4/20/23 Require OPC Approval Prior to Final Sustainability Report City of Oakland Fiscal Work with IG to Continue Monitoring of OPD & Report to OPC 1/26/23 End Policy Requires for New Policy Changes Date Mayor to Release MC 2.45.180(a) & Preliminary Budget 2 OPC's Own Budget Submission to Mayor City Fiscal Policy on May 1 12/8/22 2.1 OPC Mtg re: Budget Narrative About NSA Exit June 17 2.21 Meet with OPC's Dept Heads to Coordinate Budget Submissions 1/26/23 2/9/23 City of Oakland Fiscal Policy Requires City Work With Chief of Staff to Discover/Document Staffing Needs 2.22 Based on OPC Functions/Duties 2/9/23 2/26/23 Council President To Release Preliminary 2.3 Budget Ad Hoc to Fine Tune Budget Narrative 2/26/23 3/23/23 Budget on June 17th Hear Reports from Department Heads re Budget Submissions 3/23/23 2.4 at OPC Meeting & Give Final Directions to Submit Budget Spreadsheet + Narrative 4/1/23 2.5 Chair to Send Submission to Mayor 4/15/23 2.6 Chair and Department Heads to Attend Meeting with Mayor Municipal Code 3 OPC's Proposed Budget for OPD re: Job Related Stress 2.45.070(D) 1/26/23 3/23/23 3.1 Ad Hoc to Generate Job Related Stress Submission 4/13/23 3.2 Commission to Vote and Approve Ad Hoc Submission 4/15/23 3.3 Chair to Send Submission to Mayor **Charter Section** 604(b)(7), MC OPC's Hearing on Mayor's Budget for OPD & 2.45.180(a), & Make Recommendations to City Council City Fiscal Policy 1/26/23 4/27/23 4.1 Line Up Expertise to Assess Budget Request to Mayor/OPD for Any Missing Details from 5/1/23 5/11/23 5/25/23 4.3 Hold Hearing on Mayor's Budget for OPD 6/8/23 4.4 Finalize Recommendations to City Council 6/12/23 4.5 Chair to Send Submission to City Council

Summary

- 1. Exercise each and every function and duty that the voters of Oakland and City Council vested in the Commission in the Charter and the Municipal Code;
- 2. Enhance its own proactive policy work and streamline its work approving/modifying OPD's proposed policies.
- 3. Develop a mechanism for OPC to support and track OPD's compliance with the N.S.A.'s tasks during Sustainability Period and after court oversight ends.
- 4. Communicate budget needs to the City in order to expand the capacity of its own staff and strengthen the departments under its direct oversight (CPRA and OIG).

Chief of Staff *Kelly Yun*Mapping Commission Functions & Duties

	Task/Subtask Descriptions	Start Date	Due Date	
1	OPC's Preparation for End of Court-Mandated Sustainability	Winter 2023	5/1/23	Sustainability Work
	Request for Post-Court Oversight Standing Committee	November		Staff Evaluations
	First Post-Court Oversight Standing Committee Meeting			Budget
	Tasks 5 and 45: Independent Investigation and disparity study			Internal Affairs
1.3	Oakland To Host a Conference re: Consent Order Exits	Winter 2023		Special Projects
1.4	Work with OPD to Identify Any New Policies that May Require Police Commission Approval Before Final Report to Court	Winter 2023	5/1/23 Filing to NSA Court	
2	Inspector General Evaluation	Winter 2023	1/1/2023	
	Conduct evaluation of IG performance	Winter 2023		
	Set performance metrics for following year	Winter 2023		
	OPC's Budget for OPC/CPRA/OIG Submission to Mayor	Winter 2023	OPC Mtg on 4/13/23	
3.1	Obtain Prior Budget Memos Submitted to Mayor	ASAP		
3.2	Meet with Dept Heads to Coordinate and Finalize Budget Submissions	Late Winter 2023	~4/1/23	
3.2.1	Work With Chief of Staff to Discover/Document Staffing Needs (E.g., Budget Specialist, Contracts Manager) Based on Charter/Muni Code Functions/Duties	Late Winter 2023	~4/1/23	
3.3	Appoint Budget Ad Hoc to Generate Budget Narrative (Develop a Narrative That Underscores Need for Enhanced Oversight Capacity to Support OPD's, CPRA's, and the IG's Efforts to Keep Oakland in Compliance with Constitutional policing Post-NSA Exit)	OPC Mtg on 3/23/23	OPC Mtg on 4/13/23	
3.4	Hear Reports from Department Heads re Budget Submissions and Give Final Directions to Submit Budget Spreadsheet + Narrative Requesting New Positions under OPC Chief of Staff, New positions in the IG's office and under the CPRA	OPC Mtg on 4	4/13/23	
3.5	Chair and Department Heads Attend Meeting with the Mayor to Review Submission	~Week (4/15/2		
4	OPC's Proposed Budget for OPD re: Job Related Stress	3/21/23	4/15/23	
4.1	Request Last Year's Budget re: Job Related Stress from OPD	ASAP		
	Appoint/Assign Ad Hoc to Generate Job Related Stress Submission	OPC Mtg on 3/21/23	OPC Mtg on 4/13/23	
5	OPC's Hearing on OPD Budget from Mayor/Recommendations to City Council	5/1/23	6/30/23	
5.1	Line Up Expertise to Assess Budget	Winter 2023	5/1/23	
5.2	Request to Mayor/OPD for Any Missing Details from Prelim Budget	5/1/23	OPC Mtg on 5/11/23	
5.3	Hold Public Hearing on OPD's Budget	5/1/23	OPC Mtg on 5/25/23	
5.4	Finalize Recommendations to City Council	OPC Mtg on 6/8/23	OPC Mtg on 6/22/23	
6	CPRA Executive Director Evaluation	Spring 2023	5/31/2023	
	Conduct evaluation of CPRA ED performance	April/May		
	Set performance metrics for following year	April/May		
7	Hearing on Department Policies	May/June	6/30/23	
7.1	Hold Public Hearing on Department Policies			
8	Chief of Staff Evaluation	Summer	8/31/2023	
	Conduct evaluation of COS performance	July/August		
	Set performance metrics for following year	July/August		
	Commissioners Orientation and Training	Rolling Basis	Pending Term Date	
	New Commissioner Orientations			
	Refresher trainings and orientations for continuing Commissioners			
9.2	Complete all required trainings (e.g. OPC, OPD, OCA, CPRA)			
10	Offsite regular Commission meeting agendized 10 days in advance (twice a year)	TBD	TBD	

2022

		November	
1	Tu	City Council Meeting	
2	We	only educated meeting	
3	Th		
4	Fr		
5	Sa		
6	Su		
7	Мо	Militarized Equipment Ad Hoc	Wk 45
8	Tu	CPRA Policies Ad Hoc	
9	We		
10	Th	Commission Meeting	
11	Fr	Veterans Day	
12	Sa		
13	Su		
14	Мо	Community Outreach Ad Hoc	Wk 46
15	Tu		
16	We		
17	Th		
18	Fr		
19	Sa		
20	Su		
21	Мо	Militarized Equipment Ad Hoc	Wk 47
22	Tu	CPRA Policies Ad Hoc	
	We		
	Th	Thanksgiving Day — Cancelled Meeting	
25	Fr		
	Sa		
	Su		
	Mo	Community Outreach Ad Hoc	Wk 48
	Tu	Joint Commission/SSOC/City Council Me	eting
30	We		

		December
1	Th	
2	Fr	
3	Sa	
4	Su	
5	Мо	Militarized Equipment Ad Hoc Wk 4
6	Tu	CPRA Policies Ad Hoc City Council Meeting
7	We	
8	Th	Commission Meeting
9	Fr	
10	Sa	
11	Su	
12	Мо	Community Outreach Ad Hoc Wk 5
13	Tu	
14	We	
15	Th	
16	Fr	
17	Sa	
18	Su	Hanukkah Begins
19	Мо	Militarized Equipment Ad Hoc Wk 5
20	Tu	CPRA Policies Ad Hoc
21	We	
22	Th	Commission Meeting
23	Fr	
24	Sa	
25	Su	Christmas
26	Мо	Kwanzaa Begins
27	Tu	
28	We	
29	Th	
30	Fri	
31	Sa	

		January	
1	Su	New Year's Day	
2	Мо	Militarized Equipment Ad Hoc W	'k 1
3	Tu		
4	We		
5	Th		
6	Fr		
7	Sa		
8	Su		
9	Мо	Community Outreach Ad Hoc W	k 2
10	Tu		
11	We		
12	Th	Commission Meeting	
13	Fr		
14	Sa		
15	Su		
16	Мо	Martin Luther King Jr. Day	'k 3
17	Tu		
18	We		
19	Th		
20	Fr		
21	Sa		
22	Su		
23	Мо	Community Outreach Ad Hoc W	k 4
24	Tu		
25	We		
26	Th	Commission Meeting	
27	Fr		
28	Sa		
29	Su		
30	Mo	W	k 5
31	Tu		

2023

		February
1	We	
2	Th	
3	Fr	
4	Sa	
5	Su	
6	Mo	Community Outreach Ad Hoc Wk 6
7	Tu	
8	We	
9	Th	Commission Meeting
-	Fr	
11	Sa	
12	Su	
13	Mo	Wk 7
14	Tu	Valentine's Day
15	We	
16	Th	
17	Fr	
_	Sa	
_	Su	
20	Mo	President's Day Wk 8
21	Tu	
22	We	
23	Th	Commission Meeting
24	Fr	
	Sa	
_	Su	
-	Mo	Wk 9
28	Tu	

	March
1 V	Ve
2 T	`h
3 F	r
4 S	Sa
	Su
6 N	Mo Wk 10
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	h Commission Meeting
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		April
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2	Su	
3	Mo	Wk 14
4	Tu	
5	We	
6	Th	
7	Fr	
8	Sa	
9	Su	Easter Sunday
10	Mo	Wk 15
11	Tu	
12	We	
13	Th	Commission Meeting
14	Fr	
	Sa	
_	Su	
17	Mo	Wk 16
18	Tu	
-	We	
20	Th	
21	Fr	Eid al-Fitr
_	Sa	
_	Su	
24	Mo	Wk 17
_	Tu	
26	We	
27	Th	Commission Meeting - OCA Biannual Report
28	Fr	
	Sa	
30	Su	

2023

	May	
1 N	Mo Complete Prep for End of Sustainability	Wk 18
2 T	`u	
3 V	Ve	
4 T	`h	
5 F	r	
6 S	Sa	
	Su .	
_	Ло	Wk 19
_	`u	
	Ve	
	Th Commission Meeting	
12 F		
13 S		
14 S	Su Mother's Day	
_	Ло	Wk 20
16 T		
	Ve	
	`h	
19 F		
20 S		
_	Su .	
	Ло	Wk 21
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_	h Commission Meeting	
26 F		
27 S		
	Su Su	
_	Mo Memorial Day	Wk 22
	`u	
31 V	Ve	

		June	
1	Th		
2	Fr		
3	Sa		
4	Su		
5	Mo		Wk 23
6	Tu		
7	We		
8	Th	Commission Meeting	
9	Fr		
10	Sa		
11	Su		
12	Mo		Wk 24
13	Tu		
14	We		
15	Th		
16	Fr		
17	Sa		
18	Su	Father's Day	
19	Mo		Wk 25
20	Tu		
21	We		
22	Th	Commission Meeting	
23	Fr	-	
24	Sa		
25	Su		
26	Mo		Wk 26
27	Tu		
28	We		
29	Th		
30	Fr		

		July
1	Sa	· · · · · · · · · · · · · · · · · · ·
2	Su	
3	Mo	Wk 27
4	Tu	Independence Day
5	We	
6	Th	
7	Fr	
8	Sa	
9	Su	
10	Mo	Wk 28
11	Tu	
12	We	
13	Th	Commission Meeting
14	Fr	
15	Sa	
	Su	
17	Mo	Wk 29
18	Tu	
19	We	
20	Th	
21	Fr	
22	Sa	
	Su	
	Mo	Wk 30
25	Tu	
26	We	
27	Th	Commission Meeting
	Fr	
	Su	
31	Mo	Wk 31

2023

		August
1	Tu	
2	We	
3	Th	
4	Fr	
5	Sa	
6	Su	
7	Mo	Wk 32
8	Tu	
9	We	
10	Th	Commission Meeting
11	Fr	
	Sa	
	Su	
	Mo	Wk 33
-	Tu	
_	We	
17	Th	
-	Fr	
_	Sa	
_	Su	
21	Mo	Wk 34
22	Tu	
_	We	
24	Th	Commission Meeting
25	Fr	
_	Sa	
27	Su	
-	Мо	Wk 35
29	Tu	
	We	
31	Th	

	_	
		September
1	Fr	
2	Sa	
3	Su	
	Мо	Labor Day Wk 36
5	Tu	
6	We	
7	Th	
8	Fr	
9	Sa	
10	Su	
11	Mo	Wk 37
12	Tu	
13	We	
14	Th	Commission Meeting
15	Fr	Rosh Hashanah
16	Sa	
17	Su	
18	Mo	Wk 38
19	Tu	
20	We	
21	Th	
22	Fr	
23	Sa	
24	Su	
25	Mo	Yom Kippur Wk 39
	Tu	
27	We	
28	Th	Commission Meeting
29	Fr	
30	Sa	

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		October
1	Su	
2	Мо	Wk 40
3	Tu	
4	We	
5	Th	
6	Fr	
7	Sa	
8	Su	
9	Mo	Indigenous People's Day Wk 41
10	Tu	
11	We	
12	Th	Commission Meeting
13	Fr	
14	Sa	
15	Su	
16	Mo	Wk 42
17	Tu	
18	We	
19	Th	
20	Fr	
21	Sa	
22	Su	
23		Wk 43
24		
25	We	
26	Th	Commission Meeting
27	Fr	
	Sa	
29	Su	
30	Mo	Wk 44
31	Tu	Halloween

2023

November	
1 We	
2 Th	
3 Fr	
4 Sa	
5 Su	
6 Mo	Wk 45
7 Tu	
8 We	
9 Th Commission Meeting - OCA Biannual Rep	oort
10 Fr	
11 Sa Veterans Day	
12 Su	
13 Mo	Wk 46
14 Tu	
15 We	
16 Th	
17 Fr	
18 Sa	
19 Su	
20 Mo	Wk 47
21 Tu	
22 We	
23 Th Thanksgiving Day — Cancelled Meeting	
24 Fr	
25 Sa	
26 Su	
27 Mo	Wk 48
28 Tu	
29 We	
30 Th	

1 Fr 2 Sa 3 Su 4 Mo	
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5 Tu	
6 We	
7 Th	
8 Fr	
9 Sa	
10 Su	
11 Mo	k 50
12 Tu	
13 We	
14 Th Commission Meeting	
15 Fr	
16 Sa	
17 Su	
18 Mo	k 51
19 Tu	
20 We	
21 Th	
22 Fr	
23 Sa	
24 Su	
25 Mo Christmas w	k 52
26 Tu Kwanzaa Begins	
27 We	
28 Th Commission Meeting	
29 Fri	
30 Sa	
31 Su	

		January	
1	Mo	New Year's Day Wk 1	1
2	Tu		
3	We		
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6	Sa		
7	Su		
8	Mo	Wk 2	2
9	Tu		
10	We		
11	Th	Commission Meeting	
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13	Sa		
14	Su		
15	Mo	Martin Luther King Jr. Day Wk 3	3
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18	Th		
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21	Su		
22	Mo	Wk 4	1
23	Tu		
24	We		
25	Th	Commission Meeting	
26	Fr		
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2024

		February
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2	Fr	
3	Sa	
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7	We	
8	Th	Commission Meeting
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	We	Valentine's Day
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13	We					
14	Th	Commission Meeting				
15	Fr					
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17	Su					
18	Mo	Wk 12				
19	Tu					
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21	Th					
22	Fr					
	Sa					
	Su					
25	Mo	Wk 13				
26	Tu					
27	We					
28	Th	Commission Meeting				
29	Fr					
30	Sa					
31	Su	Easter Sunday				

April				
1	Mo	Wk 14		
2	Tu			
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24	We			
25	Th	Commission Meeting - OCA Biannual Report		
26	Fr			
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28	Su			
	Mo	Wk 18		
30	Tu			

Q & A

Samuel Sinyangwe

Samuel Sinyangwe (born May 12, 1990)^[1] is an American policy analyst and racial justice activist. Sinyangwe is a member of the Movement for Black Lives, the founder of Mapping Police Violence, a database of police killings in the United States and the Police Scorecard, a website with data on police use of force and accountability metrics on US police and sheriff's departments. Sinyangwe is also a co-founder of We the Protestors, a group of digital tools that include Campaign Zero, a policy platform to end police violence and a co-host of the *Pod Save the People* podcast, where he discusses the week's news with a panel of other activists.

Contents

Early life

Career

Awards and fellowships

Personal life

Selected writings

References

Samuel Sinyangwe PEOPLE REST POWI SHAID Born May 12, 1990 Alma mater Stanford University Occupation Policy analyst,

activist

Organization Campaign Zero

21st century

Era

Early life

Sinyangwe was born May 12, 1990, to a Tanzanian father and a European Jewish mother who met while studying at Cornell University. [2][3] He grew up in the College Park neighborhood of Orlando, Florida and attended Winter Park High School in the International Baccalaureate program. [4] He has discussed the influence of his upbringing in Florida, where he was a black child often surrounded by white peers, on his eventual career trajectory; he was shaken and moved to action after the 2013 acquittal of George Zimmerman in the shooting death of Trayvon Martin in Sanford, Florida, where Sinyangwe had regularly attended soccer practice: "I was that kid. I could have been Trayvon. That's why it hit me so personally and that's why I realized that needed to be something that took the priority in terms of my focus."[4]

Sinyangwe graduated from <u>Stanford University</u>, where he studied how race intersects with American politics, economics, and class. [5]

Career

Sinyangwe started his career at <u>PolicyLink</u> with the Promise Neighborhoods Institute. As protests emerged in the wake of the 2014 shooting of Michael Brown in <u>Ferguson, Missouri</u>, he connected with Ferguson activists online. With <u>DeRay Mckesson</u>, <u>Brittney Packnett and Johnetta Elzie</u>, he began working to develop policy solutions to address police violence in <u>America. Sinyangwe particularly noticed</u> the absence of official government statistics on police violence and began compiling them from other sources like Fatal Encounters and KilledbythePolice.net, in order to challenge claims about police shootings being rare events or only resulting from resisting arrest.

With other activists, Sinyangwe founded We the Protestors, an organization aimed at develophted a digital tools to support Black Lives Matter activism. Sinyangwe built projects including a database of police killings, Mapping Police Violence, and a platform of policy solutions to end police violence called Campaign Zero. Sinyangwe also serves as a data scientist for OurStates.org, a project focused on state legislatures and with Mckesson and Brittney Packnett founded the Resistance Manual, an open-source project aimed at connecting anti-racist activists with activists focused on intersecting issues. He has also been responsible for a number of CPRA requests for RIPA-formatted police stops data through the non-profit organization MuckRock.

During the 2016 U.S. Presidential campaign, Sinyangwe and colleagues met with Democratic candidates Bernie Sanders [14] and Hillary Clinton on these policy issues. [15] He has been a vocal critic of the "Ferguson Effect", using data to refute the theory that policing had diminished and crime increased in face of activist scrutiny of police use of force. [16] Melissa Harris-Perry has compared Sinyangwe to journalist and anti-lynching activist Ida B. Wells, noting that Wells began her work by "compil[ing] the data, the social science and research about how, when and where lynchings were happening to begin to make it stop." [6]

Sinyangwe is a co-host of Mckesson's podcast <u>Pod Save the People</u>, which discusses the week's news with a panel of other activists including Mckesson, Packnett and <u>Clint Smith. [17]</u> The podcast particularly focuses on race, grassroots activism, discrimination and other forms of inequality; [18] recommending <u>Pod Save The People in GQ</u>, June Diane Raphael of <u>How Did This Get Made?</u> wrote, "The stories they uplift and think critically about are the ones I'm now wondering why I've never been exposed to/exposed myself to." [19] Sinyangwe has also been featured on <u>CNN, [20] MSNBC, [21] BBC News, [22] FiveThirtyEight, [23] The Los Angeles Times, [24] and other publications. He has written for the <u>Huffington Post and The Guardian. [25]</u></u>

Awards and fellowships

In 2017, Sinyangwe was named to the <u>Forbes 30 Under 30</u> list for law and policy. [26] He was also a 2017 <u>Echoing</u> Green Black Male Achievement Fellow. [27]

Personal life

Sinyangwe lives in New York City.[3]

Selected writings

- "Cities That Reduced Arrests For Minor Offenses Also Saw Fewer Police Shootings" (https://fivethirtyeight.com/features/police-arresting-fewer-people-for-minor-offenses-can-help-reduce-police-shootings/).
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- "Stop Pretending the 'Ferguson Effect' is Real" (http://www.huffingtonpost.com/samuel-sinyangwe/stop-preten ding-the-ferguson-effect-is-real_b_8403786.html). *Huffington Post*. May 13, 2016. Retrieved 2 December 2016.
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- "Examining the Role of Use of Force Policies in Ending Police Violence" (https://oag.ca.gov/sites/all/files/agwe b/pdfs/ripa/study-sinyangwe.pdf), Police Use of Force Project, September 20, 2016.

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- 1. "Samuel Sinyangwe on Twitter: "30 years old. "\odots ... " " (https://twitter.com/samswey/status/1260366464059662 338). Archived (https://web.archive.org/web/20200513104903/https://twitter.com/samswey/status/1260366464 059662338) from the original on 2020-05-13. Retrieved 2020-05-19.
- 2. @samswey (12 June 2017). "It's the 50th anniversary of Loving vs Virginia, the case which legalized interracial marriage. And I've got a story to tell... (1/x)" (https://twitter.com/samswey/status/874390139883204 608) (Tweet) via Twitter.

 Police Commission Special Meeting 11.5.22 Page 35 of 40

By: Rania Adwan Attachment 3i

About the Racial Profiling Ad Hoc

Current Ad Hoc objective/description

The purpose of this Ad Hoc is to gather information and make recommendations for an updated policy to effectively reduce racial profiling.

About this recommended approach

This proposal lays out an ambitious multi phased-approach that aims to holistically acknowledge and address the critical impact a Racial Profiling/Anti-Bias police policy could have on Oakland communities, by:

- + Co-creating (with community and OPD, among others) an intentional strategy that begins to shift police culture and Department behavior,
- + Crafting a thoughtful policy enforcing the strategy and holding the Department accountable to its commitment.

Converting this Ad Hoc to a standing Committee would expand engagement by the full Commission, instead of concentrating efforts with the Ad Hoc Commissioners - who will still assume responsibility for setting the direction and the running of the program.

In this way, every Commissioner has the flexibility to take part in meetings, hearing first hand people's experience and stories as related to the topic.

It also affords coordination with other Ad Hocs, amplifying their work and efforts like the Community Outreach group, for possible convening and coordinating supported Commission Special Meeting 11.5.22 — Page 36 of 40

Suggested next steps

- Convert Ad Hoc to Standing Committee
- Consider iterating and building this plan with community (partners?)
- Commit to a program/series of activities and outcomes

Suggested Approach

Kick off presentation

Listening Tour

Policy Crafting + Strategy Design

Phase 0: Level-set (1 month, prep)

+ Presentation from SMEs (e.g., ACLU, Community partners) on what racial profiling is, how prolific, innovative best practice/ways to solve

Phase 1: Discover (3 - 6 months)

- + Virtual and in-person (Townhall) facilitated convenings
- + Collab w Community
 Outreach and others
- + Suggesting 12 meetings, coordinated per District w council person (7), as well as OPD area (5)

Phase 2: Design (2 - 3 months)

- + Story/info collection and data synthesis
- + Create strategy and draft policy that supports and enforces

Test + Pilot

Phase 3: Iterate (1 month)

+ Leverage subset from listening tour to test, adjust and enhance Present and Adopt at Police Commission

Anticipated Outputs + Outcomes

	Thoughtfully structured strategy (co-created with community) providing OPD a roadmap of actions and expectations that begins to shift Department culture and member behavior
Output	Moments and materials (meetings, strategy, policy) that align with Commission expectation of the Chief's leadership as appears in the Chief's Performance Evaluation
	Progressive and forward-thinking policy (co-created with community) enforcing the Department's promises and commitments
	Comprehensive canvassing ensuring a platform and opportunity for people to engage and share
	Intentional facilitation (crisis/trauma focus) provides a safe space and begins to heal and rebuild trust, share experiences, inspire and integrate new behaviors to shift culture
Outcome	Expands Commission exposure and demonstrates a commitment to community by putting Commissioners in neighborhoods
	Strengthens Commission relationships with District leaders allowing the Commission to stay in touch and deeply understand challenges faced by different communities

By: Rania Adwan Required skill sets

Project manager	Facilitator(s)	Strategist/Policy Creation
 + Support the Commission in sourcing and engaging additional resources/vendors + Craft detailed master plan/roadmap for the multi-phased project + Manage vendors (establish and maintain regular check-ins, track deadlines and budget, etc) + Develop feedback loop with regular progress updates to the Commission + Design and support commission outreach 	 + Trauma informed facilitation that creates safe spaces and prioritises inclusion of marginalized voices + Ensure equity, inclusion and access when designing and implementing stakeholder convenings (workshops, Townhalls with communities and OPD) + Craft questions and prompts (w strategist?) and collect stories, experiences, ideas, thoughts, perspectives 	 + Synthesise qualitative data + Research and integrate best practice from other jurisdictions and maybe other sectors + Convene stakeholders to co-design anti-bias/racial profiling strategy for PD inclusive of training ideas + Convene stakeholders to co-craft a policy

PARKING LOT/OPEN QUESTIONS

- How are we defining Racial Profiling?
- Does the Commission have the appetite/bandwidth to take on a full program?
- Can this plan be adjusted and built out with Community groups?
- What other equity lens/how else can we ensure more voices?
- Must include OPD members
- Safe spaces created by accredited crisis/trauma facilitators

Requirements

- Neighborhood
- Outreach to District council people, community groups, neighborhood business coalitions/Chamber of Commerce
- Facilitators
- Project management
- Strategy/Policy creation/facilitation