



CITY OF  
**West Linn**

22500 Salamo Road  
West Linn, Oregon 97068  
<http://westlinnoregon.gov>

# **POLICE OVERSIGHT TASK FORCE MEETING AGENDA**

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Wednesday, March 10, 2021

6:00 p.m. – Meeting – Webex\*

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1. Call to Order
2. Approval of Agenda
3. Public Comment
4. Staff Update
5. Applicants for Tier 3 – Framework research from Linda Hamel and Kristina Garcia Siegel
  - a. Determine model, scope, & focus
  - b. Criteria for appointment
  - c. Term of appointment
6. Discussion of OIR Report, Additional response from OIR & City's Response to Recommendations in the Report.

Note: \*A quorum of City Council may be attending the Police Oversight Task Force Meeting

*\*Due to federal and state restrictions on public gatherings, City hall is temporarily closed to the public until further notice. All City Council and Citizen Advisory Board meetings will be conducted virtually via WebEx. The public can watch this meeting online via YouTube: <https://youtu.be/Vfl3WzuACk0>*

*Submit written comments by email to [kmollusky@westlinnoregon.gov](mailto:kmollusky@westlinnoregon.gov). All comments must be received prior to 12:00 pm on the meeting day.*

*To speak during the meeting, please complete the form located at: <https://westlinnoregon.gov/citycouncil/meeting-request-speak-signup> by noon the day of the meeting to be input into our system. Instructions on how to access the virtual meeting will then be provided to you by email prior to the meeting.*

*If you require special assistance under the Americans with Disabilities Act, please call City Hall 48 hours before the meeting date, 503-657-0331.*

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## Oakland, CA

- Oversight Enacted by Measure LL: <https://cao-94612.s3.amazonaws.com/documents/oak062931.pdf>
- Body Name (1) : **Community Police Review Agency (CPRA)** - reviews complaints of police misconduct, makes disciplinary recommendations to the City Administrator.
  - Website: <https://www.oaklandca.gov/departments/community-police-review-agency>
  - Began as the Citizen's Police Review Board (CRPB), which was disbanded December 15, 2017
  - Staff:
    - Agency Director - attorney, former prosecutor
    - Agency Investigators - 1 investigator for every 100 officers
    - Outside Counsel
  - Budget: The City is responsible for funding the above roles, at a minimum
- Body Name (2): **Police Commission** - reviews policies, procedures, and General Orders, proposes changes, approves/rejects proposed changes (subject to City Council's review/approval).
  - Website: <https://www.oaklandca.gov/boards-commissions/police-commission>
  - 7 District/ regular members + 2 alternate members - all volunteer
  - Meets weekly
  - Members cannot be current/former police, or current/former City employees, current/former police union representative
    - Mayor nominates 3 regular commissioners + 1 alternate, subject to Council's approval.
    - A 9 member selection panel nominates 4 regulars + 1 alternate, subject to council approval.
- How to file complaints:
  - Online via:  
[https://apps.oaklandca.gov/CPRAPublic/?\\_ga=2.180645031.164637525.1615172536-471416070.1614551006](https://apps.oaklandca.gov/CPRAPublic/?_ga=2.180645031.164637525.1615172536-471416070.1614551006)
  - Online Anonymously via:  
[https://apps.oaklandca.gov/CPRAPublic/?\\_ga=2.180645031.164637525.1615172536-471416070.1614551006](https://apps.oaklandca.gov/CPRAPublic/?_ga=2.180645031.164637525.1615172536-471416070.1614551006)
  - Request a complaint form to be mailed or faxed
  - Download a complaint form (available in 4 languages) and return by mail or fax
  - Via an App:  
<https://www.oaklandca.gov/news/2018/new-app-allows-oakland-community-to-file-police-complaints>

## San Jose, CA

- Website: <https://www.sanjoseca.gov/your-government/appointees/independent-police-auditor>
- Body Name: **Office of the Independent Police Auditor**
  - Established by the San Jose City Council in 1993 ~ in 1996 the voters amended the City Charter to establish this office as a permanent arm of city government.
  - Reviews Police Department investigations of complaints against police officers, makes recommendations with regard to Police Department policies and procedures, conducts public outreach to educate the community on the role of the Independent Police Auditor and to assist the community with the process and procedures for investigation of complaints against police officers.
  - Does not investigate complaints of police misconduct, does not have investigatory powers, does not review investigations initiated by the PD (current ballot measure seeks to expand these powers)
  - 2019 Year End Report: <https://www.sanjoseca.gov/home/showpublisheddocument?id=64206>
- Charter: <https://www.sanjoseca.gov/your-government/appointees/independent-police-auditor/establishment-of-the-office/charter>
- Ordinance: <https://www.sanjoseca.gov/your-government/appointees/independent-police-auditor/establishment-of-the-office/ordinance>
- Six Staff Members:
  - Independent Police Auditor (leadership) - attorney
  - Assistant IPA - attorney
  - IPA Senior Analyst x2 - masters w/non-profit/advocacy experience, bachelors in IT/data analysis
  - IPA Analyst (junior) - city experience, masters degree
  - Office Specialist - some college/administrative studies
- FAQ Page available in 3 languages
- How to file complaints:
  - Online complaint form (see “sample” document)
  - Phone
  - Email
  - Mail
  - In-person (currently closed due to Covid)
- Page dedicated to explaining the complaint process: <https://www.sanjoseca.gov/your-government/appointees/independent-police-auditor/filing-a-complaint/complaint-process>

- Page dedicated to the audit process:  
<https://www.sanjoseca.gov/your-government/appointees/independent-police-auditor/filing-a-complaint/audit-process>
- Page Dedicated to the History of all Recommendations Made:  
<https://www.sanjoseca.gov/your-government/appointees/independent-police-auditor/ipa-recommendations>
- Online Community Survey:  
<https://www.sanjoseca.gov/your-government/appointees/independent-police-auditor/establishment-of-the-office>

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## Washington, D.C.

- Website: <https://policecomplaints.dc.gov/>
- Two Bodies, both created by a 1999 statute: <https://policecomplaints.dc.gov/node/1298796>
  - *“The District statute establishing the Office of Citizen Complaint Review and its governing Citizen Complaint Review Board was enacted in 1999. In 2004, the office and the board body were renamed the Office of Police Complaints (OPC) and the Police Complaints Board (PCB).”*
  - **Body Name (1): Office of Police Complaints**
    - Staffed by civilians and has authority to receive complaints of harassment, inappropriate language/conduct, retaliation, unnecessary/excessive force, discrimination, failure to identify. Investigate citizen complaints, civilian oversight of LE policies, procedures, and training, and promote positive community-police interactions.
    - Large Staff:
      - Director, appointed by the board (attorney, former city attorney, prosecuted police for misconduct, former police officer, military experience), and Deputy Director
      - Chief Investigator, 2 Investigation Managers, 3 Senior Investigators (7 Investigators), and Investigative Clerk
      - Legal Counsel, Research Analyst, Public Affairs Specialist, and Program Coordinator
      - Executive Assistant, Staff Assistant, and Receptionist
      - Internship Program
    - Re: Staff Diversity: *“Overall, the agency has worked to recruit a very talented and racially and ethnically diverse staff.”*
    - How to File Complaints:
      - Online at:  
<https://policecomplaints.dc.gov/page/office-police-complaints-online-complaint-form> (click “Yes” to first response to open up form) *\*complaint form is available in 14 languages\**

- In person
- Call M-F
- 24 hour hotline
- At any Police Station
- Download a form
- Email the form
- Mail the form
- Fax the form
- Drop off a form at any Police Station to be forwarded
- Or at any of 21 “community partner” offices
- How Decisions are Made:  
<https://policecomplaints.dc.gov/page/complaint-examiner-decisions>
- Mediation Program:
  - OPC refers some cases to mediation
  - Mediation sessions are facilitated by an independent third party mediator.
  - Mediator guides the complainant and the subject officer through a conversation about the incident that led to the complaint with the goal of reaching a common understanding between the parties.
- Engages in Community Outreach:  
<https://policecomplaints.dc.gov/page/community-outreach>
- Body Name (2): **Police Complaints Board**
  - OPC reports to this board monthly
  - Reviews a report of complaints received by OPC, disposition of those complaints, reviews the OPC ED’s determinations re: dismissal of complaints, makes recommendations to the Mayor, Council, MPD re: changes in policy that may decrease police misconduct.
  - Consisting of 5 members, one must be a member of the MPD, other 4 are to have no current affiliation to LE.
  - All residents of D.C, staggered 3 year terms w/o compensation, Mayor nominates members who are then confirmed by the Council.
  - Meets once/month.
- Budget: *“There are authorized such funds as may be necessary to support the Board and the Office. The establishment of the Board and the Office are dependent upon the availability of appropriated funds. Any entitlement to compensation under this chapter for services rendered shall be dependent upon the availability of appropriated funds to pay such compensation.”*

[Your Government](#) » [Appointees](#) » [Independent Police Auditor](#) » [Filing a Complaint](#) »

## COMPLAINT FORM

### YOUR CONTACT INFORMATION

We need this information so that our staff can follow up with you to resolved your complaint. If you want to remain anonymous, do not enter contact information.

Please enter your name

<input type="text"/>	<input type="text"/>
<small>First Name</small>	<small>Last Name</small>

Phone

<input type="text"/>	ext. <input type="text"/>
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Email

How may I help you? ×  
[Click Here >](#)

Mailing Address (Street name and number, City, State, and Zip code)

  
200 characters

Gender

- ☐ Male  
☐ Female  
☐ Other  
☐ Prefer not to specify

Date of Birth

  
200 characters

Race/Ethnicity

  
200 characters

How did you hear about the Office of the Independent Police Auditor?

  
200 characters

How may I help you? ×  
[Click Here >](#)

### ABOUT THE INCIDENT

Please provide us details about the incidents to the best of your ability.

Date and Time of the Incident (if you remember) ⓘ

Approximate Date and Time of the Incident

  
200 characters

General Location of the Incident

  
200 characters

### COMPLAINT DETAILS

Please provide a summary of the incident. Provide as much detail as you can. (20,000 character limit)

  
20000 characters

How may I help you? ×  
[Click Here >](#)



*Police Oversight  
Sample Online Complaint Form  
City of San Jose, CA*

Does your complaint involve bias-based policing (profiling) based on any of the following: race or ethnicity (including color), nationality, age, religion, gender identity/expression, sexual orientation, mental disability or physical disability?

Select answer

- ☐ Yes  
☐ No

If known, please provide the police report number or Citation number:

Police report #

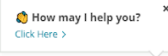
200 characters

Citation #

200 characters

I don't know

200 characters



### WITNESS INFORMATION

If you know of anyone who witnessed the incident, please provide their name, and contact information.

500 characters

For any videos, images, or documents that may help process your complaint, please upload via this [file upload form](#).

If you wish to submit files anonymously, enter 'noreply@sanjoseca.gov' as your email address when you submit files.

After submitting your files, please come back to this complaint form and hit the "Submit" button below to send your complaint to us.


Thank you for sharing your complaint about the police. We take our mandate to provide civilian oversight of the San Jose Police Department very seriously, so your concerns are important to us. We will contact you if we have any questions. Internal Affairs may also contact you for additional details.

To receive a copy of your submission, please fill out your email address below and submit.

Email Address



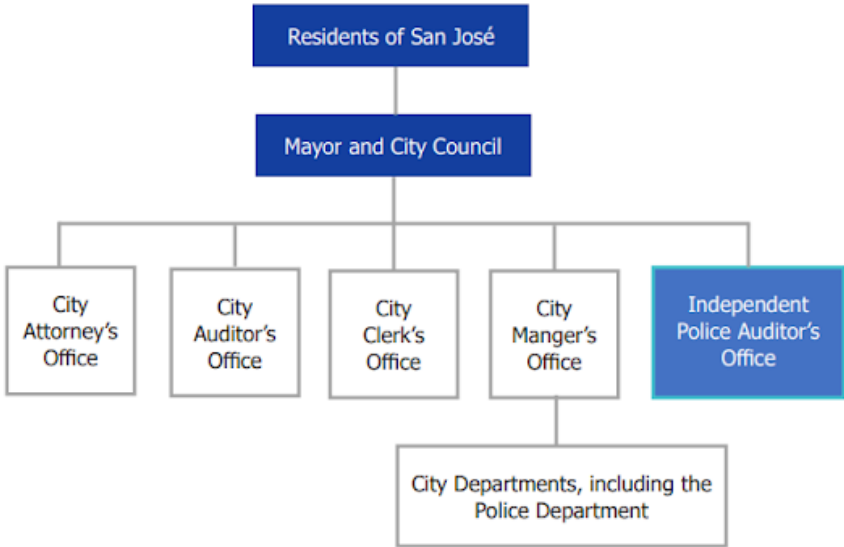
☐ I'm not a robot

  
reCAPTCHA  
Please don't



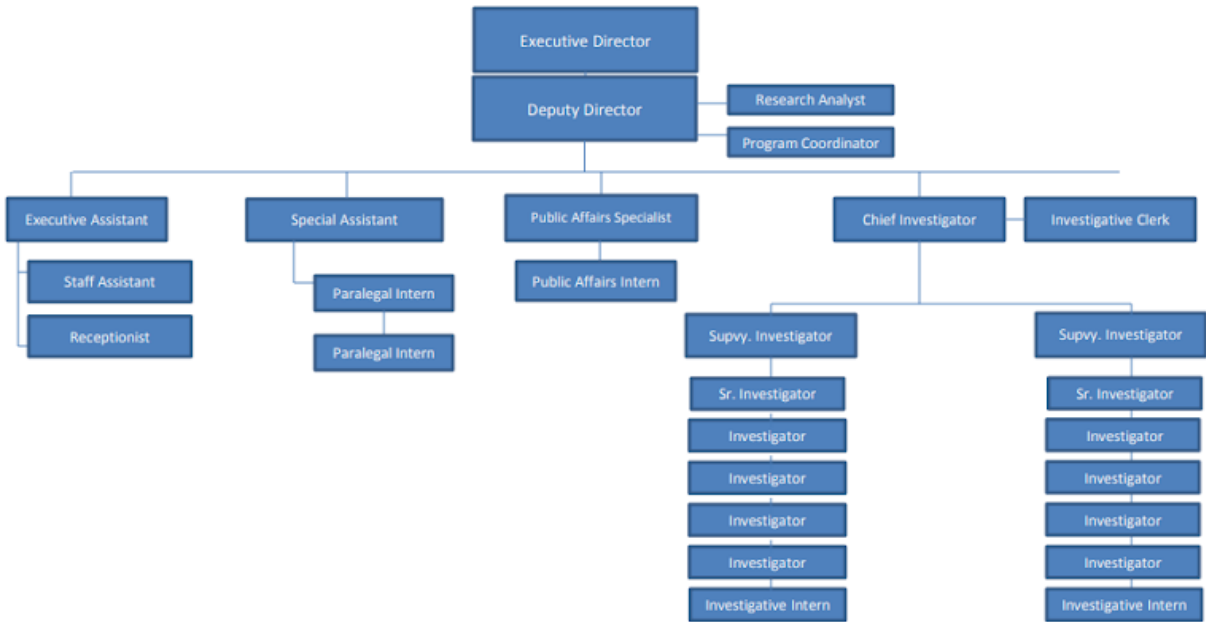


## City of San José Organizational Chart



## Washington D.C.

### Office of Police Complaints Organizational Chart





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## **POLICE OVERSIGHT TASK FORCE MEETING AGENDA**

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Wednesday, March 10, 2021

6:00 p.m. – Meeting – Webex\*

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1. Call to Order

Task Force

Linda Hamel  
Kristina Garcia Siegel  
Nicole Dawson

Council

Mary Baumgardner  
Bill Relyea

Staff

Jerry Gabrielatos  
Peter Mahuna  
Kathy Mollusky  
Shannon Lee Erskine

Guest

Kirk Tonkin

2. Approval of Agenda      Thumbs Up
3. Public Comment   None
4. Staff Update      Jerry Gabrielatos
5. Applicants for Tier 3 – Framework research from Linda Hamel and Kristina Garcia Siegel

Kristina looked at Oakland, San Jose, WA DC

Oakland (1) Police review agency. Led by agency director who is attorney. 1 investigator/100 officers and outside Counsel. Budget City funds those roles.(2) Police commission – community

board. Meet regularly. Members cannot be current or former police, employees, or union. Mayor nominates commission w/CC approval. Community can file online (anonymous), can request complaint form to be mailed. In four languages. Also on app.

San Jose – one auditor Office of independent police auditor – permanent arm of City government. Review police investigations of complaints against officers only. Advisory board conducts public outreach, meet 3-4 times/year. File complaints via phone, mail, in person. Online survey.

DC – (1) Office of police complaints – a lot of staff and (2) police complaint board. Complain online, email, form, 24-hour line. Partner w/ 22 agencies can submit form there. Mediation program. Facilitated by third party. (2) Has five members, one law enforcement. Mayor nominates, CC confirms.

Mahuna – citizen got to choose mediation (not police) worked well

Jerry – What does Council want? Schedule at CC Meeting for formal response.

Nicole – does Clackamas County have an auditor we can share?

- a. Determine model, scope, & focus
  - b. Criteria for appointment
  - c. Term of appointment
6. Discussion of OIR Report, Additional response from OIR & City's Response to Recommendations in the Report.

#### OIR Recommendations

Peter – Initial 14

Community involvement for hiring. Debbie Wong used for one. Sharron Furno next one. Doing that moving forward. Using different members in community for each one.

All being worked on – cannot discuss.

Adjourn 7:13 pm