



An engagement initiative on policing in Modesto

Establishing A Community Police Review Board and Retaining An Independent Police Auditor December 13, 2022

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Timeline to Date

- **May 2021** - Forward Together listening session
- **June 8, 2021** - Forward Together established by Council
- **July 2021- July 2022** - Public meetings and presentations
- **August 11, 2022** - Council Workshop- Staff presented recommendations of Forward Together work group
- **August 23, 2022** – Council accepted Forward Together report
- **September 29, 2022-** Council Workshop- Staff presented information and goals of a COB and an IPA
- **December 13, 2022-** Present CPRB Bylaws and IPA Scope of Work



Three Areas of Focus

Hybrid
Accountability
Model

Policies and
Practices

Alternate Response
Models

Accountability

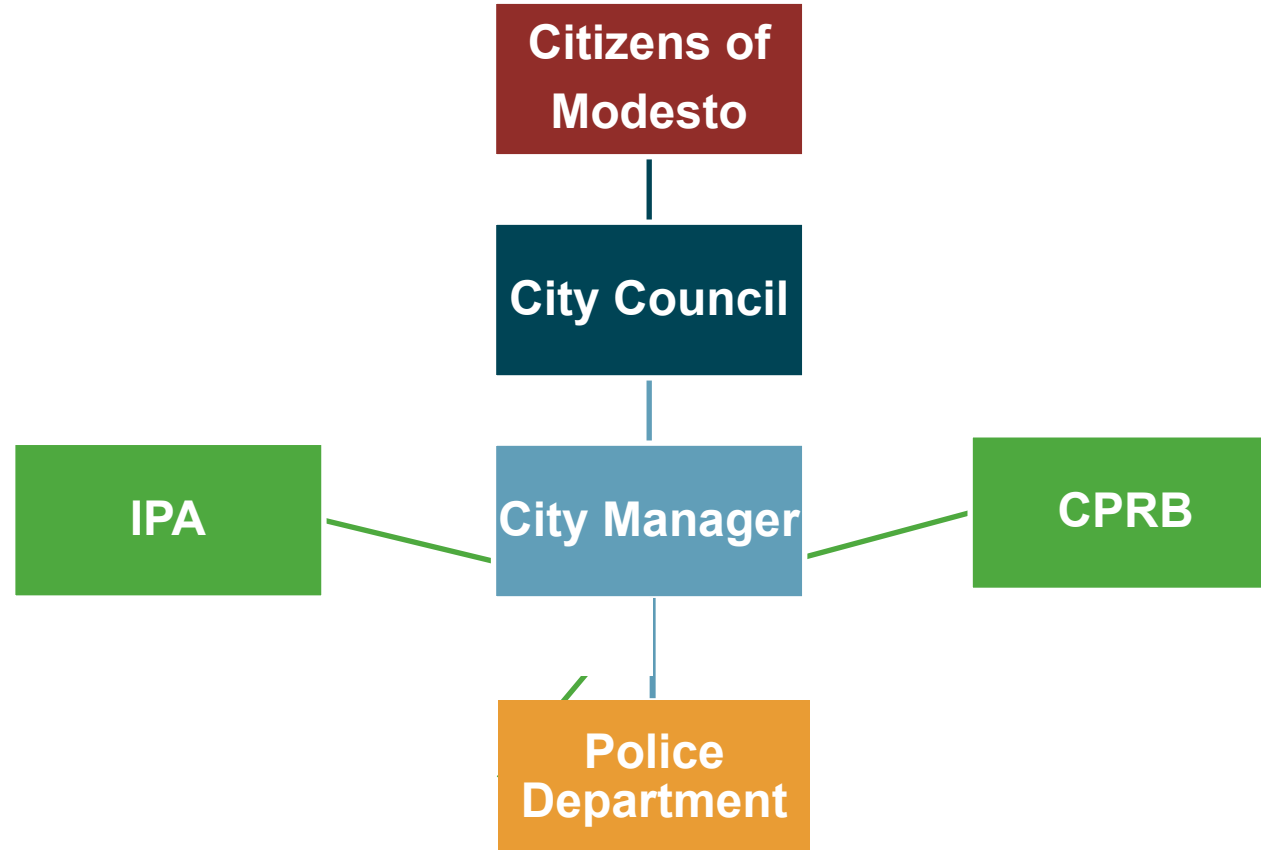
Community Police Review Board
(CPRB)



Independent Police Auditor
(IPA)



Accountability Structure



Community Police Review Board



Community Police Review Board- Bylaws



Organization and Membership



Duties and Training



Meetings and Attendance



Procedures and Powers

Community Police Review Board- Bylaws



Organization and Membership

- Board established by City Council ordinance
- CPRB shall be comprised of nine (9) members who reside within the city limits with preference provided to residents representing diverse ethnicity, gender, sexual orientation, professional experience, organizational affiliations and neighborhoods/districts in Modesto
- Complete application; background check; Appointments Committee interview; not a current law enforcement officer or city employee; registered elector*
- Four-year term; Two term maximum
- City Manager will review applicants to determine eligibility

*Modesto Code of Ordinances/ Charter/ Article XI Appointive Boards and Commissions/ Section 1100

Community Police Review Board- Bylaws



Duties and Training

- Conduct monthly public meetings to afford the public regular opportunities to provide feedback and receive updates
- Receive complaints from members of the public and directly refer those complaints to the City Manager for investigation
- Participate in training provided by MPD and other sources regarding police practices, operations, and functions
- Prepare and submit an annual report to the City Manager and City Council outlining the CPRB's activities and any recommendations
- Receive timely notification on major incidents; Chair able to respond to certain scenes
- Conduct regular community engagement and outreach, with each member required to participate in events which raise awareness of the CPRB

Community Police Review Board- Bylaws



Meetings and Attendance

- Regular attendance at all monthly meetings of the CPRB is required of all members to enable the CPRB to discharge its duties
- Third Thursday of each month at 5:00 PM; 1010 10th Street
- All meetings of the CPRB shall be open to the public
- Any interested person shall have the opportunity to make public comment on each agenda item
- A quorum is necessary for the CPRB to transact any business

Community Police Review Board- Bylaws



Procedures and Powers

- Officers shall consist of Chair and Vice-Chair elected by a simple majority vote of Members of the CPRB
- The Vice-Chair shall assist the Chair in his/her duties and in the absence of the Chair shall perform all duties usually performed by the Chair
- The City shall appoint a staff representative to serve as the CPRB's Secretary
- The City shall appoint a staff representative to serve as the CPRB's Liaison
- City Manager shall receive and evaluate all recommendations of the CPRB and determine what next steps, if any will be taken relative to those recommendations
- City Manager will address recommendations with the Chief of Police, City Attorney and the City Council, as appropriate



Community Police Review Board- Membership Process



Independent Police Auditor- Scope of Work

Independent Police Auditor- Scope of Work



Role and Services Provided



Administrative Investigations, Citizen Complaints, and Use of Force Investigations



Access to Information, Reporting and Training

Independent Police Auditor- Scope of Work



Role and Services Provided

- The role of the IPA will be to offer an independent assessment of the police practices, procedures, and responses to critical incidents, uses of force, and misconduct investigations
- The IPA will issue periodic reports that describe its appraisal of the Modesto Police Department's processes, practices and procedures, and offer recommendations for systemic improvements
- The IPA will serve as a police practices adviser to the CPRB

Independent Police Auditor- Scope of Work



Internal Administrative Investigations, Citizen Complaints, and Use of Force Investigations

- Audit and review department internal investigations and citizen complaints
- Review administrative investigations of sergeants or higher
- Will have the ability to respond to the scene of all officer-involved shootings and in-custody deaths, and will advise the City during investigations
- Review lethal force and in-custody death cases
- IPA will attend Major Incident Review Team (MIRT) meetings and provide timely feedback after the initial briefing regarding any observations, recommendations, and requests for further investigation

Independent Police Auditor- Scope of Work

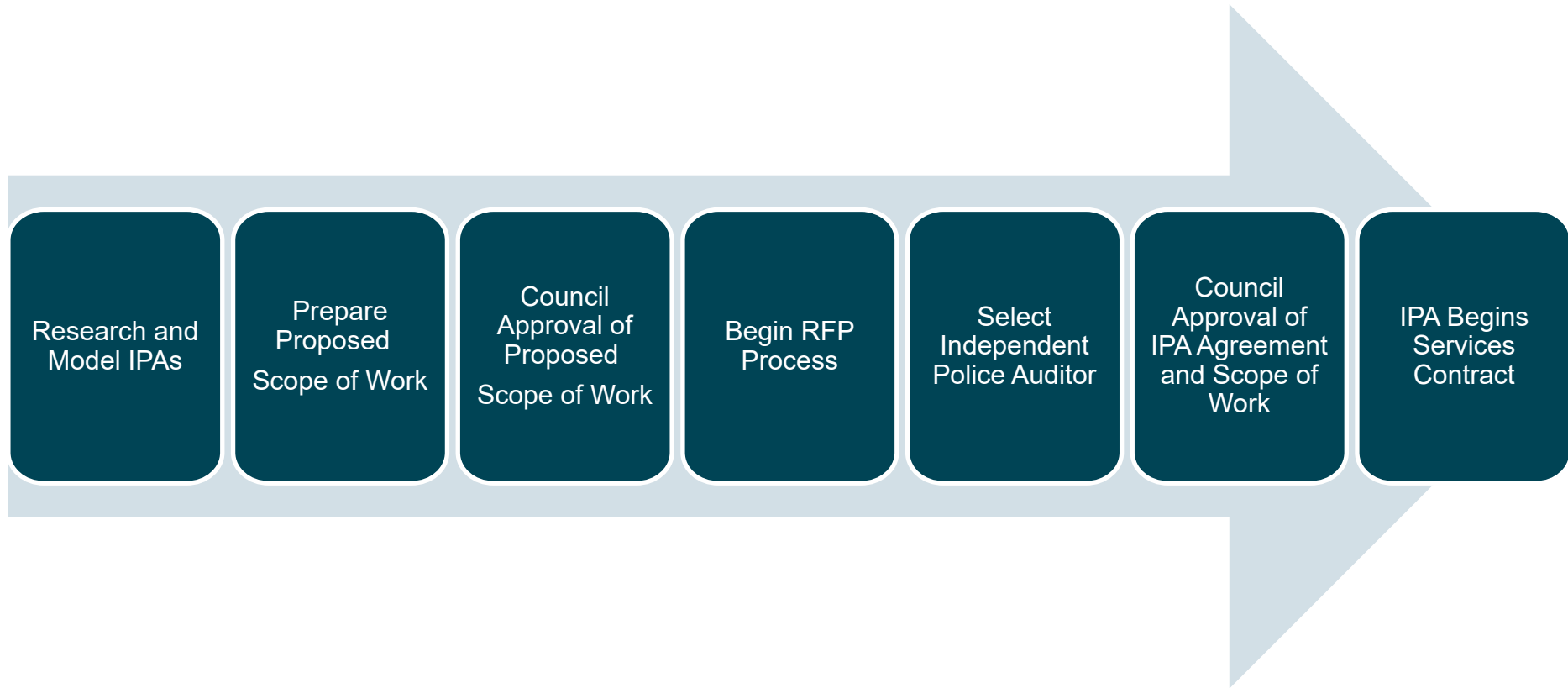


Access to Information, Reporting, and Training

- MPD will ensure the IPA has access to any relevant police department files to ensure IPA can complete a thorough review of its contracted responsibilities
- Prepare a written public report including policy recommendations, citizen complaints, and the conclusion of investigations (by Internal Affairs), to the extent allowed by applicable law
- Provide training to the Community Police Review Board upon request and assist in the preparation of the Board's annual report



Independent Police Auditor Implementation



Timelines for Implementation of CPRB and IPA 2023



Timelines for Implementation of CPRB and IPA-2023

December 2022	January	February	March	April	May
<ul style="list-style-type: none">• IPA Scope of Work for RFP issued• CPRB webpage goes live• CPRB and IPA public education campaign/ FAQs	<ul style="list-style-type: none">• Outreach/ Social Media Platforms/ Online/ Direct Email notifications• CPRB applications available online and at Tenth Street Place• Deadline to respond to IPA RFP	<ul style="list-style-type: none">• Deadline to submit CPRB application and begin background check process• Applications are reviewed for completion and background investigations are completed• IPA RFP responses are scored	<ul style="list-style-type: none">• CPRB applicants are interviewed by the Appointments Committee and recommended to Council• Council approves CPRB appointments• Schedule IPA interviews	<ul style="list-style-type: none">• CPRB members are onboarded/ training begins• IPA recommended to Council and agreement approved	<ul style="list-style-type: none">• CPRB holds first public meeting



Special Acknowledgements

- Will Kelly and the Forward Together Workgroup
- Kate Trompetter and Michael Baldwin - Facilitators
- Caluha Barnes, Deputy City Manager (retired) and support staff



Staff Recommendations

- Motion introducing and waiving the First Reading of an Ordinance establishing the City of Modesto Community Police Review Board
- Resolution approving the associated bylaws for Community Police Review Board
- Resolution approving the proposed scope of work for Independent Police Auditor Services