



**Accountability Subcommittee Meeting DRAFT Minutes**

**August 9<sup>th</sup>, 2016**

**COAB Office**

**525 NE Oregon Street, Suite 250**

**6-8pm**

**Present:**

Tom Steenson (facilitator)

Ann Brayfield

Michele Hughes

Philip Wolfe (8:21pm)

Myrlaviani Rivier

**Meeting commenced at 8:13pm**

**1. Introduction**

Tom facilitated this meeting as currently there is no chair.

**2. Public comment**

Linda said it was good to see the Citizen Review Committee (CRC) last week, but was sad that Commissioner Saltzman left early.

Rochelle updated the group about what has been happening with CRC. V asked if maybe COAB should say something about CRC's proposed changes.

Sean said community boards always want to go straight in to make change rather than be patient and build a form process and support first.

V said that everything will be okay if you go in it with heart, no matter what.

Sarah said that the COAB has to build relationships with the community first.

Mary suggested that COAB have breakout sessions where everyone practices introducing themselves and treating strangers with respect.

### **3. Further review and discussion of Recommendation #s 29 and 30, which were discussed but not approved at the last meeting, regarding the selection of a Police Auditor and setting the qualifications for the position**

Tom summarized the two recommendations from the last AS meeting. The work to consider these recommendations was not done. He gave some suggestions to the group that he got from the community. One of these was that the Office of Neighborhood Involvement (ONI) be a part of the selection process for Police Auditor.

There was a conversation about what ONI is and what it does.

There was a conversation about how to set up the Police Auditor, how to select the person/organization, etc. It was discussed if CRC should play a role, and if so, how big of a role, and should it have sole or shared authority in the selection process.

- Sean asked if CRC was really a part of the community, and said that it would be questionable to give them sole authority to pick the Police Auditor.
- Mary said we still have a lot of recovery to do from the O'Dea controversy; we need to cope with what we have now before moving on.

Tom limited the conversation to committee members only.

- Philip moved to vote that CRC and the City Auditor pick the Police Auditor.
- Tom disagreed, saying he wants CRC to have sole authority.
- Philip dropped the motion, saying he wants to do more research before voting.

- V asked several community members to speak on how they feel about the topic.
  - Mary said she doesn't trust CRC.
  - Sean doesn't believe they're really independent, and made the case for COAB to be the one to select the Police Auditor.
  - Deborah said whoever we pick, they will need skills to understand what it takes to be an investigator, and to properly research the applicants.
- Philip asked Sean how COAB would be a part of the process. Sean said it could be that there are two COAB members and two CRC members who work together to make the selection.
- There was a conversation about how long COAB may be here and whether or not it was smart to have them be a part of the selection process if they aren't going to be permanent. Sean said COAB could be permanent, Tom argued that it won't be.
- Rochelle wants City Auditor to be involved.
- Philip said that no matter what the community should be involved in the process, because that is what the COAB is charged to do.
- Tom said that it was probably best to table this discussion for further review.

**4. Discussion of recommendation to consolidate the Accountability Subcommittee with the Data Systems, Use of Force, Compliance Subcommittee to form a subcommittee named Data Systems, Use of Force, Accountability, Compliance Subcommittee - see handout**

Tom summarized the recommendation and the reasons behind it, the main one being that COAB membership is too small for the subcommittees to be properly staffed.

V said she supported it, but asked how it would impede/improve the quality of community interaction.

Rochelle said the same people generally show up, so it shouldn't impede public interaction.

Philip suggested the time be divided up between the two.

**VOTE: The Accountability Subcommittee should be consolidated with the Data Systems, Use of Force, Compliance Subcommittee to form a subcommittee named Data Systems, Use of Force, Accountability, and Compliance Subcommittee.**

Philip, V, and Tom voted Aye, the recommendation passed.

**5. Discussion of recommendation that the DOJ find the City to be in noncompliance with the Settlement Agreement in several respects.**

Tom summarized the recommendation.

**VOTE:**

**The DOJ should find the City of Portland to be in noncompliance with the Settlement Agreement in each of the following respects and for the following reasons:**

**1. Settlement Agreement - Paragraphs 142 and 145. COAB selection**

Currently the COAB has only 8 voting members, consisting of only one of the required 5 appointees by the City Council, only 3 of the required 5 appointees from Portland's Human Rights Commission and Portland's Commission on Disability, and only 4 of the 5 appointees from the community at-large.

The City is in noncompliance with the Settlement Agreement by not filling the 7 vacancies on the COAB.

**2. Settlement Agreement - Paragraph 145; Collaborative Agreement with the AMAC - Paragraph 11. COAB selection**

For COAB's community at-large members, the City has not clarified or established a process for the selection of alternates to fill community at-large vacancies on the COAB. The lack of such a process was raised by the DOJ in its 9/10/2015 Compliance Status Assessment Report, page 81.

By not having such a process in place, the City is in noncompliance with the Settlement Agreement and the Collaborative Agreement with the AMAC.

**3. Settlement Agreement - Paragraph 152. COAB meetings with the Chief, the Police Commissioner and others**

The Settlement Agreement states “[t]he COAB, shall meet at least twice per year with the Chief, the Police Commissioner, PPB Precinct Commanders, PPB Neighborhood Response Teams, and a representative of the Office of Neighborhood Involvement Crime Prevention to assess and solicit comment on PPB’S activities in regards to community outreach, engagement, and problem-solving policing.” The lack of such meetings was raised by the DOJ in its

9/10/2015 Compliance Status Assessment Report, page 85, wherein it noted: “PPB states that it was planning its first such meeting for this fall. PPB 2015 Q2 compliance report, Item 152.” Neither the PPB’s planned meeting for the fall of 2015 nor any of the required twice annual meetings have been held.

The City is in noncompliance with the Settlement Agreement by not ensuring that the named individuals meet at least twice per year with the COAB.

**Philip Moved, V Seconded**

**Ayes: Philip, V, Tom**

**3-0, Motion passes.**

Tom asked if there were any other issues that people wanted to discuss.

Sarah suggested that COAB have resources for the community to contact legislatures, the City, etc. about police reform, and about helping the COAB do their business.

Bob talked about a person arrested for filming the police.

V said that we need to work on Community Engagement more, and go with a court-appointed attorney as far as COAB leadership.

Rochelle said anybody could talk with their legislatures/representatives about these issues.

Tom moved to close the meeting.

**Meeting ended at 8:02pm**