Mayor Kate Gallego called a Work Study Session for Tuesday, Sept. 17, 2019. A Work Study Session is a less formal, informational session for the City Council to review and discuss ideas and information that in the future could lead to the potential formation of new or revised policies and programs.

The Council will sit at the table with staff in a connected setting to allow for open dialogue and communication. Because the purpose of the Work Study Session is to discuss and study ideas, no action will be taken by the Council.

This Work Study Session will be televised and open to the public and the media. Because no action will be taken by the Council, there will be no time scheduled for public comment. Mayor Gallego has scheduled a second Work Study Session on this topic for Oct. 15, 2019, if needed. The same format will apply.

CALL TO ORDER

INFORMATION AND DISCUSSION (ITEM 1)

1 Police Department Civilian Review Options Discussion

   This report provides information regarding the ongoing discussions on civilian oversight of the Police Department from the July 2, 2019 City Council meeting.

   THIS ITEM IS FOR INFORMATION AND DISCUSSION.

   Responsible Department
   This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the City Manager's Office.
ADJOURN

For further information or for reasonable accommodations, please call the Management Intern, City Manager’s Office, at 602-262-4449 or TTY/602-534-5500 as early as possible to coordinate needed arrangements.

Si necesita traducción en español, por favor llame a la oficina del gerente de la Ciudad de Phoenix, 602-262-4449 tres días antes de la fecha de la junta.
Police Department Civilian Review Options Discussion

This report provides information regarding the ongoing discussions on civilian oversight of the Police Department from the July 2, 2019 City Council meeting.

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Summary
At the culmination of the Council meeting on July 2, 2019, Mayor Kate Gallego indicated that the discussion on civilian oversight would continue in a Work Study Session to be held on Sept. 17, 2019. While the presentation at the July 2, 2019 meeting provided a baseline of what civilian oversight is and the various forms it takes, the Work Study Session was designated as the environment to further the dialogue.

To recap, civilian oversight models nationally fall into these general categories. A Review Focused model examines a predetermined set of issues around police conduct. The individual reviewer or reviewing body relies on the Police Department’s original investigation, but takes an independent review of the results and sets forth independent conclusions. The issues can range from customer service complaints to use of force up to and including deadly force. Review structures are advisory in nature and the review may take the form of agreeing or disagreeing with the administrative resolution or recommending more training to be done within the department to reduce the likelihood of a recurrence. This can be the least costly and least staff-intensive model.

The Auditor/Monitor model focuses on review of data with an eye for any trends. Based on the data, the staff make recommendations to the police chief, city manager, review board, or city council. For example, if complaints of use of force were trending, the trend would be publicly noted and corrective actions would be recommended. The authority level of the Auditor/Monitor would be spelled out in the ordinance that created the model. The cost of this model depends on the number of auditors assigned and the offices where they are housed.

The Investigations model is the most complex. The staff that is hired usually includes investigators who are separate and independent from the police department.
Depending on how the model is set up the staff would either conduct investigations into predetermined areas or perform parallel investigations with the Phoenix Police Department. Though many of the communities that have chosen this model operate with subpoena authority, the actual use of it as a tool varies by city. It can be used to compel testimony, gather evidence, or records to aid in the investigation.

Information will be presented at the Work Study Session so that Council can review and discuss what the various civilian oversight models might actually do if they were implemented in Phoenix. Sample models for Review, Audit/Monitor, and Investigations will be presented. Mayor Gallego also requested that the Work Study Session include a discussion of any potential legal issues that may impact whether or how a model might be set up in Phoenix. Legal counsel will be available to address those topics.

The July 2, 2019 meeting also specifically requested that the model used in Chandler, Arizona be examined. The City of Chandler has a Citizens Panel for Review of Police Complaints and Use of Force. Per the City's website, the panel reviews all police shootings and incidents when direct physical force results in serious injury or death. The panel is composed of 15 civilian members and 6 police members. They make recommendations concerning training, policy, procedures, and receive officer commendations. The participants serve three-year terms. The group is advisory to the Police Chief and would be considered a Review-based model.

**Responsible Department**
This item is submitted by Assistant City Manager Milton Dohoney, Jr. and the City Manager's Office.