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DEPARTMENT OF  
POLICE

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September 9, 2003

Law and Legislation Committee  
Sacramento, California

Honorable Members in Session

**SUBJECT:** ESTABLISHMENT OF COMMUNITY DATA COLLECTION COMMISSION

**LOCATION AND COUNCIL DISTRICT:** Citywide

**STAFF RECOMMENDATION:**

This report recommends that the Law and Legislations Committee approve and forward to Council the attached Ordinance to establish a Community Data Collection Commission that will provide recommendations to the Council concerning racially biased policing.

**CONTACT PERSONS:**

Albert Najera, Chief of Police, 433-0800  
Lieutenant Kevin Gardner, Economic Development, 433-0866

**FOR COUNCIL MEETING OF:** September 16, 2003

**SUMMARY:**

On February 18, 2003, Sacramento Police Department and the University of Southern California presented the second year data collection report regarding traffic stops and racially biased policing. The City Council approved a Police Department proposal to support recommendations from the study that included expanding the advisory committee to better reflect inclusion of Sacramento's residents. The attached Ordinance will establish the Community Data Collection Commission as a Council appointed committee.

**BACKGROUND:**

The City of Sacramento has embraced an inclusion commitment that seeks to value the differences of each individual in order to maximize his/her fullest potential. In addition, the City has adopted strategic goals that support enhancing community partnerships and educational opportunities for the entire city. In July 2000, the Sacramento Police Department undertook a comprehensive study of traffic stops to address perceptions of racially biased policing. Following the presentation of the first year data, an advisory committee was developed to bring the community further into the discussion. The discussions provided a forum to educate the public regarding police practices, but more importantly, it helped affirm the City's commitment to the strategic goals.

Consisting of twenty-six members who represent a variety of organizations and communities, the committee was charged with:

- Discussing and addressing issues surrounding racial profiling;
- Reviewing data collection and analysis processes, procedures and reporting guidelines;
- Developing common language and terms pertinent to the issue;
- Educating the community regarding Department programs and efforts; and
- Identifying community concerns in regard to the issue and other police-community relations.

The formation of a formal commission will provide the City with a greater opportunity to be inclusive and allow for more equitable representation, accountability, and reporting from Sacramento residents in an issue of national importance, for which Sacramento has served as a pioneer. On August 21, 2003, staff met with the current committee to provide an update regarding the project and to discuss the proposed change to the committee. One of the recommendations from the committee was to appoint current committee members to the new committee. Following are the members who participated in the advisory committee discussions for the 2002 study year:

Name	Representing	Council District	# Meetings Attended	Last Attended
Ahmad, Rasheed	Muslim Community	Not in City	1	August 2002
Awoniyi, Bunmi	Wiley Manual Bar Assn.	Not in City	3	June 2002
Banes, Red	Fremont Park Neighborhood Assn.	3	2	July 2002
Brown, Alfred	Community	Not in City	4	December 2002
Casimere, Don	Office of Police Accountability	N/A	7	December 2002
Debbs, Joe	Community	Not in City	5	November 2002
Echols, Wendell	Del Paso Neighborhood Assn.	2	7	December 2002
Eng, Alex	Community	7	8	December 2002
Estrada, Fransisco	MALDEF	Not in City	5	November 2002
Floyd, John	South Land Park Neighborhood Assn.	4	9	December 2002
Fualau, Naomi	Community	1	6	October 2002
Fujimoto, Lori	Community	4	5	November 2002
Gayles-White, Anne	NAACP	8	3	June 2002
Greenwald, Howard	USC	N/A	11	December 2002
Marino, Midge	Community	1	5	December 2002
Mirales, Mike	Asian Bar Assn.	1	4	June 2002
Ramirez, Gilbert	Gardenland/Northgate Neighborhood Assn.	1	6	October 2002
Samuel, Arnold	Wiley Manual Bar Assn.	1	9	December 2002
Schlossberg, Mark	ACLU	Not in City	7	December 2002
Topaz, David	SPOA	N/A	6	December 2002

**FINANCIAL CONSIDERATIONS:**

The Community Data Collection Commission will not be compensated.

**POLICY CONSIDERATIONS:**

The establishment of the Community Data Collection Commission is consistent with Council policies of inclusion, establishing and strengthening community partnership, and enhancing educational opportunities for the entire community.

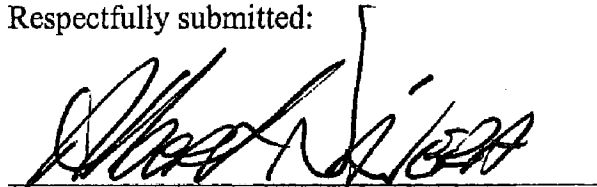
**ENVIRONMENTAL CONSIDERATIONS:**

This activity does not constitute a "project" and is therefore exempt from the California Environmental Quality Act (CEQA), CEQA Guidelines Sections 15061(b) and 15378(b)(3).

**ESBD CONSIDERATIONS:**

Not applicable

Respectfully submitted:



ALBERT NAJERA  
Chief of Police

**RECOMMENDATION APPROVED:**



KEN NISHIMOTO  
Deputy City Manager

AN:tdj

REF: 9-13

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1. Ordinance

# ORDINANCE NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

## AN ORDINANCE ADDING CHAPTER 2.110 TO THE SACRAMENTO CITY CODE ESTABLISHING THE COMMUNITY DATA COLLECTION COMMISSION

**BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:**

### SECTION 1.

Chapter 2.110 is added to the Sacramento City Code, to read as follows:

#### **Chapter 2.110**

#### **COMMUNITY DATA COLLECTION COMMISSION**

##### **2.110.010 Commission established.**

The City of Sacramento Community Data Collection Commission is hereby established.

##### **2.110.020 Definitions.**

As used in this chapter, the following words and phrases shall have the meaning given them in this section, unless the context clearly requires otherwise:

“City” means the City of Sacramento.

“City Council” means the City Council of the City of Sacramento.

“Commission” means the Community Data Collection Commission.

“Mayor” means the Mayor of the City of Sacramento.

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**FOR CITY CLERK USE ONLY**

ORDINANCE NO. \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

**2.110.030 Purpose of Commission.**

The Commission is established for the purpose of providing recommendations to the Mayor and City Council concerning racially biased policing.

**2.110.040 Powers and duties of Commission.**

The powers and duties of the Commission shall be as follows:

- A. To serve as an advisory body to the City regarding traffic stop data collection and analysis processes;
- B. To serve as an advisory body to the City regarding traffic stop data collection and analysis interpretation;
- C. To provide the Mayor and the City Council with quarterly reports regarding the Sacramento Police Department's traffic stop data collection study on racially biased policing; and,
- D. To conduct semi-annual public meetings to hear and consider public suggestions, comments, and concerns regarding efforts to address racially biased policing.

**2.110.050 Commission Membership.**

The Commission's membership shall be broadly constituted to reflect the diversity of the residents of the City. The Commission shall be composed of fifteen (15) members appointed by the Mayor with the approval of the City Council, subject to the following requirements:

- A. One member shall be a Deputy Chief of the Sacramento Police Department;
- B. One member shall be a representative of the Office of Police Accountability;
- C. The remaining thirteen members shall reside in the City of Sacramento; provided, however, the residency requirement may be waived if a member has previously served on the Sacramento Police Department's Traffic Stop Analysis Advisory Committee. Of the thirteen members appointed to the Commission pursuant to this subsection, there shall be at least one resident of each of the eight City Council districts.

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**FOR CITY CLERK USE ONLY**

ORDINANCE NO. \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

**2.110.060 Term of Office.**

Members of the Commission shall serve a term of three (3) years. In the event a vacancy occurs during the term of any member, the Mayor shall appoint, with the approval of the City Council, a successor to serve the unexpired term, subject to the requirements set forth in Section 2.110.050(C). A member shall hold office until his or her successor has been appointed. A successor appointed to complete an unexpired term shall be eligible to serve up to two consecutive terms in addition to the unexpired term.

**2.110.070 Conflict of Interest and Financial Disclosure Statements**

The provisions of Article III of Chapter 2.16 of this Code governing conflicts of interest of board and committee members shall apply to members of the Commission. In addition, all appointees to the Commission shall be required to file statements disclosing financial interests pursuant to a conflict of interest code adopted for the Commission.

**2.110.080 Chairperson and Organization of the Commission**

The Chairperson of the Commission shall be the Deputy Chief of the Sacramento Police Department appointed pursuant to Section 2.110.050(A). At its first meeting, the Commission shall elect a Vice Chairperson. When there is a vacancy in the office of Vice Chairperson, the Commission shall fill that office from among its members. The Commission may adopt rules and procedures for the conduct of its business and may do any other things necessary or proper to carry out its functions, which may include the formation of one or more committees. Staff support to the Commission shall be provided by one or more City employees designated by the Sacramento City Manager.

**2.110.090 Commission Meetings**

The Commission shall establish a time and place for regular meetings to be held not less than once each month, which shall be noticed and held in accordance with the provisions of the Ralph M. Brown Act (Government Code Sections 54950 et seq). The Commission shall have the authority to notice and hold special meetings in the manner specified by the Ralph M. Brown Act.

**2.110.100 Quorum; Voting**

The quorum required for the Commission to conduct business shall be eight members. The affirmative vote of a majority of the members present and eligible to vote shall be necessary to approve any item.

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**FOR CITY CLERK USE ONLY**

ORDINANCE NO. \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

**2.110.110 No Stipend**

The members of the Commission shall not receive a stipend for attending meetings or participating in activities related to the Commission.

**2.110.120 General Requirements**

Unless specifically provided otherwise in this chapter, the general requirements set forth in Chapter 2.40 of this code, governing the appointment of board and commission members, attendance at board and commission meetings, voting, term limits and removal, shall apply to the Commission. A member is subject to removal for good cause, neglect of duty or misconduct as provided in City Charter Section 232.

**2.110.130 Repeal of Chapter**

This chapter shall be repealed as of December 31, 2006 and the Commission shall cease to operate after that date.

DATE PASSED FOR PUBLICATION:  
DATE ENACTED:  
DATE EFFECTIVE:

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

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FOR CITY CLERK USE ONLY

ORDINANCE NO. \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

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