

Veldran, Lisa

From: Kathleen Maier <katandog7@gmail.com>
Sent: Tuesday, August 04, 2020 1:13 PM
To: Veldran, Lisa
Subject: Ban on tear gas, pepper spray, and sponge rounds

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This proposal is ludicrous! Why would you want to take LESS lethal options away from the police?
So now there will be an unnecessary increase of police shootings and loss of life?
Just how were the unruly, violent protesters supposed to be controlled from causing injury and criminal damage? NOT to mention looting?
Just another underhanded maneuver to make policy changes like the Mayor without the will of the people you serve!

Disgusted in Madison,

Kathleen Maier

Veldran, Lisa

From: Michael M <michaellmalloy@gmail.com>
Sent: Monday, August 03, 2020 4:35 PM
To: Veldran, Lisa
Subject: Common Council Executive Meeting 8/4/2020

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Hello,

I wish to provide feedback reference the discussion of banning the use of intermediate weaponry by the police department. I am both an officer and a resident of the City of Madison. I lived in the city for 23 of the past 32 years. I have been assigned to the central district in a patrol capacity for the past 6 years, 5 of which on the night shift. The suggestion of removing pepper spray and impact weapons is reckless. I have seen many fights involving large numbers of people that have been ended by the deployment of pepper spray, preventing further injury to those involved in the fights, the officer responding and citizens caught in the middle. While I have never been present during the deployment of an impact weapon there have been many cases safely resolved due to the presence/use of impact weapons. Removing these tools will cause an increase in risk for all people, leaving officers with little options when addressing a threat.

Michael Malloy

From: McGee, Jason
Sent: Monday, August 03, 2020 5:12 PM
To: Veldran, Lisa
Subject: Less lethal options

I was involved in a situation where a man beat up his girlfriend was suicidal and left the apt. While providing lethal cover on a back door of their apt in a heavily populated apt complex, the suspect appeared and started walking aggressively towards myself and another officer. I believed I might have to shoot this man and didn't know his intentions. He was clearly armed w an approximately 8 inch fixed blade knife! Luckily for us, he stopped about 20 yards from us and rose the knife to his neck and began to cut his neck. A less lethal round was discharged and not only did we save his life, we didn't have to kill him for our own safety. He was detained, treated for his wound and transported to a hospital for treatment both physically and mentally. I think about how my life, my families' life would have been irreversibly changed had I had to shoot that man that night and am so glad we had other options. No one I work with, I can honestly say, wants to hurt or kill anyone. I am a 19 year veteran of MPD and I've seen less lethal options numerous times as an alternative to deadly force be appropriately and effectively used. (Insert your denominational God here). God help us during these times if we don't have a less aggressive option other than deadly force. Thank you, Jason McGee. MPD.

Veldran, Lisa

From: S. Carnell <speechlx@outlook.com>
Sent: Monday, August 03, 2020 7:32 PM
To: Veldran, Lisa
Subject: Re: 8/4/2020 Agenda items

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Regarding agenda item 61250 and 61252 prohibiting the Madison Police Department from using less-lethal items such as tear gas, mace, impact weapons and projectile devices:

I oppose these ordinance proposals. Do the alders and mayor understand that if you leave police with just deadly force weapons what will happen!? You know that the State regulates training and approves these tools. You may force the State Legislature to bring this up and the state will override your decision. Do not let that happen! It would be better for the police to decide issues of disengagement that is tailored to the needs of the time and our overall community values. Do not leave our police officers in the lurch. When you leave them without tools to do their job, then the entire community is unprotected.

Thank you for representing the community's best interest.

SC

Veldran, Lisa

From: Katie Adler <21kadler@gmail.com>
Sent: Monday, August 03, 2020 7:38 PM
To: Veldran, Lisa
Subject: Suspending the use of OC by Police

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Dear Sir,

I am a retired Madison Police Officer and I find it confusing that some members of the City Council want to suspend the use of OC by police. I'm trying to understand why if the public wants less force used why they would take this option away from police.

I'm quite frustrated with the demands this, demands that. Isn't part of the process to sit down and listen? The city is ruining a great department and it is maddening to me.

Katie Adler

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Katherine I Adler

Veldran, Lisa

From: Dale Heeringa <heeringa388@gmail.com>
Sent: Monday, August 03, 2020 8:52 PM
To: Veldran, Lisa
Subject: Meeting info related to restricting Police.

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I wish to comment on the discussion to remove needed important tools from your law enforcement unit in Madison. In order to safely protect the citizens of the community and the officers on the street chemicals such as tear gas, pepper spray (OC) and impact devices are a needed tool to control crowds. These type of crowd control devices are safer more effective and cause fewer injuries that other types of force such as batons. It is time that Madison takes control of its streets for the safety and well being of the citizens and property. Law Enforcement would be unjustly restricted without these tools. Stop listening to the minority causing illegal acts and listen to the majority who want a safe Madison back as it was. Back and support your law enforcement unit .

From: justin Cumley <jdcumley@hotmail.com>
Sent: Monday, August 03, 2020 9:42 PM
To: Veldran, Lisa
Subject: Item 7, 8, and 9 for tomorrow's CCEC meeting

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I wanted to voice my concerns and opposition for agenda items 7, 8, and 9. I am a police officer with the City of Madison and have been employed with the city for 4 years. Prior to that I was a police officer in a suburb of Milwaukee. I have 11 years of experience as a police officer. Being hired by the Madison Police Department was my dream policing job because of the department's dedication to community policing and progressiveness towards instituting new programs such as Mental Health Officer and Neighborhood Resource Officers. Currently, it does not seem as though the police department has support from our elected officials and that is making the job more difficult. I know there are alders who demand MPD be defunded. I support change and continuous improvement within the Madison Police Department but not at the expense of foregoing officer safety.

The upcoming proposal to ban the use of the tear gas, mace, and impact projectiles by MPD officers is very short-sighted. If you take away these tools you will leave limited options for police to use. Other options could be a baton, ECD, physically fighting with a suspect, or a worst-case scenario of deadly force. If these items pass there will be resignations from the Special Events Team as well as city police officers. If there was not a Special Events Team the looting which occurred on State St., would have been much worse.

Also, the vote to prohibit the police from getting supplies from a federal program is again shortsighted. If you want to stop MPD from getting a bear cat so be it, but to prevent MPD from getting flashlights and first aid kits which would save the city and tax payers money does not make sense.

If the elected officials do not make some common sense decisions, the city of Madison will be faced with a mass exodus of police officers. It is already true that policing is seeing its challenges in regard to attracting new officers (according to a 2018 statistic, applicants for Madison police has dropped more than 40% over the last 5 years). Over the 4th of July weekend, there were 8 shootings in the east district alone with 128 cartridges being located. Despite politicians who want to criticize and put us in a bad light, there is still good work being done.

Please re-consider what the impact of your decision will not only have on the police department but the community as a whole.

Alderman Max Prestigiaco as you are introducing both of these proposals, I would welcome you to share why you think these proposals would help the citizens on Madison.

Thanks,

Veldran, Lisa

From: outlook_6560ED2A01DF78D9@outlook.com <wilsonstroy669@gmail.com>
Sent: Monday, August 03, 2020 8:44 PM
To: Veldran, Lisa
Subject: Common Council Meeting

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Non-lethal weapons are an indispensable tool that MPD and departments across the United States depend on in order to reduce the escalation of potentially volatile situations. Non-lethal weapons are extremely effective at diffusing potentially volatile situations. When used responsibly by well-trained and fully accountable law enforcement officials, non-lethal weapons can prevent and minimize deaths and injuries to assailants, suspects, and detainees, as well as protect the police officers themselves. The notion of taking away all non-lethal weapons from the MPD is absolutely ludicrous. Put yourself in the shoes of an MPD officer. You arrive on the scene of an altercation with an individual who is agitated and wielding a possible weapon. The individual wielding the weapon is not listening to your commands to drop the weapon. Within seconds, the individual comes towards you with the weapon. You could reach for your taser or pepper spray, however, you realize that you now only have your service weapon. Inevitably, this will lead to an officer-involved shooting which will further erode the trust and rapport between the community and the police. Taking away non-lethal weapons including beanbag rounds, tasers, pepper spray, and foam bullet rounds is irresponsible. There will always be an opportunity cost present in any piece of public policy however, one cannot ignore the opportunity cost of banning all non-lethal weapons. Not all non-lethal weapons are safe, however, non-lethal weapons are a far more prudent solution rather than a service weapon in a potentially volatile situation. In conclusion, taking away tools for police officers to stop volatile situations is downright egregious. If this amendment passes, I sure hope those who vote in favor will take responsibility for an increase in officer-involved shootings.

Sent from [Mail](#) for Windows 10

Veldran, Lisa

From: Greendonner, Michael
Sent: Tuesday, August 04, 2020 12:26 AM
To: Veldran, Lisa
Subject: CCEC Meeting on 08/04/20
Attachments: CCEC letter.docx

Please see the attached letter regarding today's CCEC meeting.

Thanks,

Officer Mike Greendonner
City of Madison Police Department
Badge # 5709

Common Council Executive Committee,

The Madison Police Department has a mission of keeping the residents and visitors of Madison safe. Part of accomplishing that mission is compelling some individuals to cease unlawful activity or to take them into custody. There will always be bad actors in society that refuse to obey lawful commands. Society demands that police intervene in these situations to preserve the safety of everyone involved. Proposed ordinance section 5.17 would impede the ability of MPD to accomplish their mission by reducing their options to control non-compliant individuals.

Removing less-lethal options such as pepper spray, tear gas, and impact projectiles from the police toolbox will lead to increases in the amount and severity of police force. Police are expected to stop unlawful activity and to make arrests. In an ideal world, individuals would hold themselves accountable for their actions and obey lawful orders from police. Unfortunately, this is not always the case. In situations where individuals resist an officer's lawful order, they must be compelled to obey. Society expects and demands that police hold people accountable for their illegal actions. Crime is deterred by the understanding that illegal actions have consequences, and that the police enforce those consequences. Disengaging from escalating conflict is not always wise. It is dangerous to set the precedent that if a criminal becomes violent enough the police will disengage.

Police refer to the levels of force they use as a spectrum. We have a range of options or tools to handle a range of situations. Having different tools available to us allows us to meet each situation with a more measured level of force. Options also allow us to escalate or deescalate the amount of force used in increments. The effects of pepper spray and tear gas are fleeting. They cause pain or discomfort which induces compliance. Impact projectiles have greater risk for injury and thus their use is more limited. The use of force spectrum starts with verbal commands, goes to tools like pepper spray that cause pain, to impact weapons that cause pain and possibly disfunction, all the way to deadly force. Having steps (not all mentioned here) between verbal commands and deadly force makes the use of deadly force less likely and allows officers to control individuals with as little force as possible.

MPD will have to go hands on with more individuals to make arrests if the Common Council takes away our tools. Getting a person's hands behind their back is not easy in the middle of a fight. It requires manipulating a person's hands, wrists, elbows, and shoulders. More fights for control of an arrestee's arms will lead to an increase in injuries for both civilians and officers. These injuries will only drive a further wedge between police and the community. It will also affect MPD's ability to adequately staff patrol due to mounting injuries.

The people of Madison expect the police to stop illegal behavior. MPD wants to stop illegal behavior with as little force as necessary. The Madison Common Council wants Madison to be a safe city. Proposed ordinance 5.17 (file #: 61250) makes it more difficult for all of us to get what we want.

Officer Mike Greendonner
City of Madison Police Department
Badge # 5709

Veldran, Lisa

From: Alex Franke <alex-franke@hotmail.com>
Sent: Tuesday, August 04, 2020 7:15 AM
To: All Alders
Subject: Tear Gas Ban

Caution: This email was sent from an external source. Avoid unknown links and attachments.

City council members,

I urge you to oppose the resolution to ban MPD's use of tear gas. They department has used it only in the most desperate times in the face of widespread looting, violence, and property damage. Without tear gas the police will have few options left for crowd control and we could see more events like what happened late June with the attacks on State Senator Carpenter.

What is the alternative if tear gas is banned? Going into the crowd with batons? Using water cannons? As a veteran, I have been inside a gas chamber 3 times with tear gas at a high concentrated level. While it is irritating after a while, once you are away from it for a minute it is like nothing happened. And that is particularly the goal of tear gas: to get people to disperse.

A decision to ban tear gas is reckless and will have lasting consequences and as a Madison resident who is more concerned with the staggering increase in violence in the city this year than of getting hit by tear gas after a gathering is determined unlawful.

For all of our safety, please oppose this resolution to ban tear gas.

Respectfully,
Alex Franke
445 W Johnson St
Madison WI 53703

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Veldran, Lisa

From: Andy S <slawek.andy@gmail.com>
Sent: Tuesday, August 04, 2020 7:59 AM
To: Veldran, Lisa
Subject: removal of OC, Impact weapons for MPD

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Hello,

I am a recently retired Police Officer with 25 years of service on the MPD, and I am greatly opposed to the proposal to remove tear gas, OC, and impact projectiles for the City of Madison Police Department.

I cannot count the amount of times that I have used OC or an impact projectile to subdue an unruly person. This person may have not only been doing harm to themselves, but also to others or property. Without these valuable tools, I would have had to go hands on with the subject or USE a higher use of force (i.e. gun) on the subject. The outcome would have been greatly different without these valuable tools. Just like several weeks ago when MPD used foam projectiles and OC on a subject who had a knife to a person. If MPD did not have those tools, firearms would have been used, and one person would be dead. Does the Common Council want that on their hands?

Let's make this perfectly clear. If the City of Madison bans these items, you will see a huge uptick in workers compensation claims (for injuries sustained by Officers) and lawsuits filed by not only the public for "excessive use of force" but also by Madison Police Officers against the city for taking away these valuable tools and forcing the dedicated men and women of the MPD to risk their lives when it could of been averted by these tools.

You will then force homeowners in the City of Madison to pay higher taxes to cover all the lawsuits that will be brought up. The city's bond rating will go down, and you will be forced to pay a higher percentage on loans for the City of Madison. You will, in essence, be known as the common council that ruined the City of Madison. Yes, this will happen..

I, for one, would not like to be known as the council member who brought Madison down to its knees if this proposal goes through. There WILL BE more use of firearms, there WILL BE more injuries, there WILL BE more lawsuits and there WILL BE more people leaving Madison for other cities if this proposal passes.

Is that truly what the Common Council wants, especially after this pandemic has already stretched resources and income? I think not, but then again, nobody lately knows who this Common Council for Madison is really supporting anymore. For sure, it is not for a better Madison if this proposal passes.

Thank you for your time,

Andy Slawek
A **proud** retired 25 year veteran of the **Madison Police Department**

Veldran, Lisa

From: Gonzalez, Bernard
Sent: Tuesday, August 04, 2020 8:06 AM
To: Veldran, Lisa
Cc: PD MPPOA
Subject: Weigh In

Ms. Veldran,

Just a short note to weigh in on the CCEC's discussion of removing the prospects of less lethal munitions such as tear gas, OC, and impact projectiles no longer being an option for law enforcement in trying to safely preserve life or control hostile violent crowd behaviors.

One of the roles of police, in our society, is to "**stop the threat**" This is the operative phrase to keep in mind, during this discussion. During a moment of crisis or civil disobedience, police will respond and stop the threat. It's what they do. It's what society wants and pays them to do. Currently, there are many ways to do this. These options range from less-lethal, to lethal. So, it's pretty obvious that removing less-lethal options, leaves only lethal options, or no response at all. Perhaps not responding at all, is the discussion that should be taking place, for I find it incomprehensible that one would advocate a trend back to only lethal options. I fear that deep down, not responding at all, is really what some of Madison's leaders want. However, while "Defund the police" has been a popular sentiment recently, not much thought has been given to the reality that this would bring. Imagine if there was "widespread" outrage over doctor malpractice. "Defund the doctors" would be just as ludicrous.

Thank you.

Sincerely,

Bernie Gonzalez

From: reporting@cityofmadison.com
Sent: Tuesday, August 04, 2020 8:31 AM
To: All Alders
Subject: [All Alders] Ban tear gas & defund the police

Recipient: All Alders

Name: Erica Jessen
Address: 1213 Spaight St, Madison, WI 53703

Would you like us to contact you? No, do not contact me

Message:

Hi,
I urge you all to vote in favor of the resolution to ban use of tear gas by MPD. I encourage you to make it effective immediately, rather than waiting until November. The use of such an irritant - banned by the Geneva Convention - in the midst of a global respiratory pandemic is horrific.
Further, I urge you to divert funding from the police budget into social welfare programs, such as mental health, youth development, and addiction treatment services. Again, in the midst of a pandemic, these types of services are more critical than ever.
Thank you,
Erica

Veldran, Lisa

From: Hunter Lisko <hunterlisko@gmail.com>
Sent: Tuesday, August 04, 2020 8:52 AM
To: Veldran, Lisa
Subject: Written Comments- CCEC Meeting 8/4

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello,

My name is Hunter Lisko, and I am a Police Officer for the City of Madison. I am writing today utilizing my personal time and email address to express my genuine concern about the dangerous proposal put forward by alders Max Prestigiacommo and Rebecca Kemble.

While I understand that 2020 had been a difficult year for relations between the police and the public that we serve, the response should not be to make the job of policing more dangerous and more likely to have to utilize deadly force.

The proposal to remove impact munitions and OC spray from the cadre of police tools is not only dangerous for MPD officers, but for the public. Removing these tools from officers will result in less ways to safely take control of a subject or situation without utilizing deadly force.

In recent weeks, MPD has successfully taken several subjects into custody using less lethal tools. It is never our hope to use these tools, and voluntary compliance is always desired. However, in many extreme cases, this is not an option. For instance, a homicide suspect was taken into custody utilizing a taser (which could be next on the chopping block) and a hostage taker with a knife was subdued by impact munitions. This was merely 2 calls last week.

By removing the option for MPD to have these tools, Alders would also be removing MPD from being in line with Wisconsin Defense and Arrest Tactics training. This training, much like the "8 Can't Wait," proposals that have been popular lately, utilize a scale and range of use of force tools. By removing these intermediate less lethal options, the City must recognize that it is pushing MPD further away from its own progressive goals of de-escalation, and out of line with best practices as recognized by the State of Wisconsin.

It is my hope that, if the City is insistent on doing this, there is recognition that officers should not be liable when they have to escalate force to a higher level in defense of self or others because they lack intermediate option. Conversely I would also hope that the City would recognize that, if that is not a reasonable concession, that officers should not respond to such situations where force would be used. Both of these seem unlikely, as I would assume that hostage situations and homicide scenes would still be where Police are wanted and needed by victims and the public.

Please, utilize common sense and not "gut reactions," in governing. The latter is in poor taste and is likely to cause a tremendous ripple effect of harm to this City and to MPD.

Sincerely,

Hunter Lisko

--

-- Hunter Lisko

Veldran, Lisa

From: Vandervest, Brian
Sent: Tuesday, August 04, 2020 9:24 AM
To: Veldran, Lisa
Subject: Less lethal options

Hi Lisa,

The ramifications of reducing our less lethal options are quite clear. They will increase the chances that we will have to use a higher degree of force in a situation that requires us to act to keep people safe. I am perplexed as to why anyone would be willing to reduce the tools that we use to avoid deadly force. As for tear gas and OC, the same ramifications hold true for crowd control situations. Reducing our options increases the risk that we will have to use a greater degree of force. We never want to use force. Please make sure we have the tools available to use the least amount of force possible in any given situation. Thank you,

Officer Brian Vandervest #3695

From: Michael Barcheski <mbarcheski217@gmail.com>
Sent: Tuesday, August 04, 2020 10:25 AM
To: Veldran, Lisa
Subject: 8/04/20 CCEC Meeting

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Members of the CCEC,

My name is Michael Barcheski. I am a Detective with the City of Madison. I have been in law enforcement for 16 years, 11 of which have been in Madison. I have been a member of the Special Events Team, SET, for nearly 10 years. I am writing to you today during my personal time to express my concern regarding the proposal put forward by alders Max Prestigiaco and Rebecca Kemble. I would have like to have stated this personally, but during the time of the meeting I will be working and do not feel it appropriate to view my personal concerns while on duty, during a time that I should be and will be advocating for members of this community.

I will begin by saying that there is no room in law enforcement for racism in any form. There is no room in law enforcement for excessive force. I and those who serve alongside me protect and respect life in all of its forms. There should be and my honest belief is that there will be consequences for the officer in Minneapolis as a result of their actions. I applaud those in Madison for saying so and for advocating for themselves and for their rights. Let us remember, though, that we are not Minneapolis and the actions of those are not represented or condoned by anyone who is a member of this department.

During my tenure of 16 years in law enforcement I personally have not had to utilize pepper spray or a chemical agent of any kind until these recent riots. I am not happy that the demonstrations morphed into what happened nor is any member of this department. The council and the media discuss “de-escalation” as a buzz word day to day, but we live it day to day, including the day all of this began.

The protests which many state were peaceful specifically vocally targeted minority members of the Department with vile insults repeatedly. I walked alongside a person carrying a sign that stated the “only good cop is a dead cop.” While you can call this peaceful, I do not see this demonstrated or spoken of on the news or by you. Be that as it may, while a member of SET you protect a citizen’s right to free speech regardless of if you agree or disagree with it. That is one of the main purposes of SET. The large majority of the group marched to the Capital and eventually dispersed, when a smaller group of subjects stayed and specifically called for destruction of property. The MPD observed that they were becoming a focal point and as a matter of de-escalation removed themselves from the area so as not to be a focal point and to allow the free speech to continue. As we did so we were followed, and the group banged on the outside of the City County Building. This continued to widespread property damage which included the looting of Goodman’s Jewelers, which has been prominently featured in the media, prior to any force being used.

This is a well-studied and critiqued Department. Prior to becoming a member of this Department, I learned of the “Madison Method” for crowd control, and I am happy to say that for the better part of my career I have lived that well studied manner. I have been a part of countless protests and demonstrations, some peaceful and some contentious. Our Department was asked to assist on a mutual aid level in Janesville when now President Trump held a rally there. It was abundantly clear at that rally that there were differing views and a tense atmosphere, but the MPD and Dane County Sheriff’s Department were put at the forefront as we had the experience in conversing with crowds and keeping the events peaceful. One of our Core Values is Continuous Improvement and I do my best to live that value day to day.

You now call for removing the ability to non-lethal alternatives for crowd control, and to remove the ability for the MPD to purchase certain items. What alternative does this leave us with? When the crowd escalated to the manner that it did what were we to do. It was certainly not a day when lethal force would or should have been utilized, but if you remove or non-lethal alternatives, I ask what we should have done? I personally was struck in the head with what I believe was a rock. Glass and patio furniture were thrown at us. Planters were turned over and rocks hurtled at us. Quite literally flaming dumpsters were rolled towards us and my family had to witness this live on television. I asked what you would have done in a similar situation.

I do not expect that you would be able to fairly assess this as you have not had the same training and experience as I and others have. This council appears to focus more on the reactions that our Department utilized more than the incredible restraint and resolve that our Department conveyed during the weeks of protests. This Council now wants to introduce removing safe alternatives to control crowds which were initially introduced, and have been successful, in reducing harmful encounters between police and protesters. Some have stated it was irresponsible and unnecessary during the COVID Pandemic. My response is again that this was a reaction to behavior from the crowd. Setting fires and looting are not safe behaviors during a pandemic either, and let us not forget that the Officers were there during the pandemic as well. I was there, having been called in on my day off, and I will say publicly now that though it may not have been due to these protests, I am now recovering from COVID which I contracted in my employ with MPD.

It is my belief that this Council should be focusing their efforts on bettering the quality of life for our citizens. As you publicly condemn the MPD you embolden those in our community who would do it the most harm. You vocally call for change which we have always embraced. You now call for studies to be conveyed on our actions, when we ourselves have already done so, requesting an independent agency do so, as a matter of self-improvement. We have trained in de-escalation for years. We already have in place many of the eight can't wait components. We strive to be better and live better day to day. I ask publicly, now, what are you doing about the daily shots fired incidents that are occurring? Why are you not condemning these completely egregious violations of safety for our community? Why are you not condemning the homicides that have recently occurred and doing what you can to ascertain that they don't continue to occur? If you truly are serving at the behest of this community these should be your focus, not attempting to remove safe alternatives that in the past week alone have quite literally saved lives. I am certain you must be aware of the recent incident on Park Street amongst many others.

I ask now that you live MPD's value of continuous improvement as well. I ask that you serve the citizens the same way that we do. You do not have a Department that is in crisis, in fact it has been publicly stated that we are a Department that is far from in crisis. I am proud of the Department and the people that I serve. Handicapping our ability to serve our residents in the best and least invasive manner possible is simply irresponsible. While pepper spray and impact munitions sound terrible, they are a far better alternative in the correct situations to greater alternatives. When properly utilized they do save lives, and I do not want to see that ability to save lives disregarded for political reasons.

Respectfully

Detective Michael Barcheski #4358

City of Madison Police Department

Central District

211 S. Carroll Street

Veldran, Lisa

From: Sara Cunningham <sara_cunningham@hotmail.com>
Sent: Tuesday, August 04, 2020 10:43 AM
To: Veldran, Lisa
Subject: No more mace!!

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Big fan of this.

Cops mace too freely and rarely use the proper procedure (fire at the ground and use a ricochet) with the rubber bullets.

Even as a white chick it freaks me out how many ways they have to hurt me and my fellow humans on that belt. Two fewer weapons, and add a seminar on deescalation!! Or start a pilot program for a new team which responds with officers as well as has a regular friendly presence in the community. Something other than constant brutal force



Sara cunningham

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From: Sheehy, Brian
Sent: Tuesday, August 04, 2020 10:44 AM
To: Veldran, Lisa
Subject: Madison Police use of less lethal force options

I understand that various proposals to limit MPD's use of less lethal force options are being considered tonight by the CCEC. I am concerned that these proposals are based on emotional reactions to current events and upsetting videos and will result in serious unintended consequences, including increased risk of officer involved shootings.

I have been an officer with MPD for 22 years, have been a grenadier on the Special Events Team since its creation and am an instructor for less lethal impact munitions and chemical agents. Regarding less lethal impact projectiles, it has never been the policy or practice of MPD since I have been here to use these tools for crowd control or to move a crowd. In crowd control situations we have only used these to stop violent or assaultive behavior. This would include people throwing rocks or pushing burning dumpsters at officers, both situations I have personally been involved in this year. Without these tools we would have no means to stop these attacks on officers (other than deadly force which was not justified in these particular circumstances) as the subjects were beyond the range of our pepper spray canisters and it was unsafe to approach them due to a hostile crowd.

In a non crowd control context, less lethal impact munitions can safely resolve challenging and risky incidents. When I started with MPD we did not have these options. If we were confronting, for example, a person armed with a knife our options were extremely limited for controlling that person. Tasers are only effective to around 20 feet, pepper spray even less, and both options would put us dangerously close to a subject who could then stab officers. Less lethal impact munitions are a huge improvement because we can deliver that force at a safer distance.

Regarding tear gas, this has already been exhaustively studied and it is safe and humane. The idea that there is a better, safer option to disperse a violent crowd is false. I have personally been exposed to tear gas dozens of times in training and in real world incidents. It is unpleasant by design, but its effects dissipate within a few minutes of exposure to fresh air. No other less lethal option gives us the ability to safely disperse so many people without any permanent effects. I can not speak for other agencies but MPD has always been extremely judicious in its use of tear gas and has only done so in my experience after giving people multiple warnings and ample time to leave the area. Pepper spray is not nearly as effective because its range and area of effect is much more limited. Any ban on tear gas would increase the risk for both officers and people in violent crowds and jeopardize or eliminate our ability to control these crowds.

MPD has always been extremely supportive of peaceful protests and I am certain we will continue to be. It is ingrained in our culture. But, if our city leaders do not want MPD to control crowds that loot, riot and assault police officers and civilians they should pass ordinances that specifically address that. Taking away the tools to address these situations while still asking officers to deal with them is dangerous and shortsighted. I hope that as the CCEC considers these proposals that they think about the full range of situations our police officers deal with, and whether these changes would lead to better or worse outcomes.

Respectfully,
PO Brian Sheehy

From: Hemming-Cotter, Carrie
Sent: Tuesday, August 04, 2020 10:46 AM
To: Veldran, Lisa
Subject: CCEC Meeting Comments

To whom it may concern:

I am working today during your meeting, protecting the City of Madison and its residents and visitors, however, I wanted to take a moment to voice my support of MPD keeping less than lethal options including 40MM rounds, OC spray (commonly referred to as pepper spray), Electronic Control Devices (ECDs, commonly referred to as "tasers") and CS gas (also known as tear gas).

These tools, while they do cause discomfort to subjects, also ultimately increase the likelihood that they will survive whatever circumstances placed them in harms way, whether it's bad choices made by the subject OR mental health crisis. On my last working rotation (we work 6 days on 3 days off, so our weeks change) I was personally at a man with a knife call where he was holding the knife to the neck of his victim. Literally just like you see on TV shows and movies. A 40 MM rubber round AND an ECD were both used to stop that threat to the victim and take the man into custody. At the moment the suspect is holding the knife to the victims neck, it does not matter WHY he is doing what he is doing. That will matter later..... but at that moment of danger, the suspect simply needs to be stopped, even if it is all because he is having a mental health crisis. Had the less than lethal tools not been available, the only option that would have remained would have been deadly force. The suspect likely would have been shot, not with the intent of being killed, but he would have been shot to stop the imminent threat of death or great bodily harm to the victim, and knowing what we know about deadly force, there is an increased chance that the suspect can die from the wounds, which is why it is called deadly force. I also responded to the homicide on the west side of Madison where an ECD was used to take the suspect into custody after he had attacked 2 family members with a knife. This was just what one work week held!

I was also one of the first officers on State St to respond with our Special Events Team AFTER the breaking into businesses started. AFTER..... less than lethal options were only used AFTER suspects started to break into businesses and steal. I was one of 8 that stood the line while we waited for more officers to arrive. 8 officers against hundreds of people causing damage and committing felonies are not good odds. The crowd was so frenzied that normal reasoning and conversation was NOT POSSIBLE. There was no "hey let's talk about this". I would have preferred to be rational with these suspects..... why Goodman Jewelers? they have donated SOOOO much of the community. The pool, located on the South side in one of the most challenged neighborhoods. The Atwood Community Center. The library and the Madison College Campus on the South Side. Do you really think these suspects were being rational at the time? They were stopped, as much as we could, using OC spray and CS gas. **BOTH of which I have been subject too.** ALL Madison Police Officers have to be sprayed with OC. All SET officers also get exposed to CS gas. Anyone being trained in the ECD has it used on them. they are all uncomfortable to say the least, but NOT harmful.

If you take away these tools, you are asking for the lawlessness that we are already seeing in Madison, to increase. There will be *more* Officer Involved Shootings because deadly force will be our only option. You say our police department has deep rooted, serious flaws and issues. We do not. We have always and will continue to constantly strive for improvement, but NOT because we are currently flawed. IF you were to take away the less than lethal tools, it will be a self-fulfilling prophecy, you will get the Police Dept that you currently think you have because the good men and women will leave as soon as they can.

Respectfully submitted

Officer Carrie Hemming, RN, NREMT-P, FFII
South District
Madison Police Dept

Veldran, Lisa

From: Jess Manier <jessmanier@yahoo.com>
Sent: Tuesday, August 04, 2020 11:03 AM
To: Veldran, Lisa
Subject: Policing & less lethal use of force

Caution: This email was sent from an external source. Avoid unknown links and attachments.

With your discussion today on the removal of less lethal use of force by the Madison police, do you realize more lives are going to be impacted? This is very concerning that our officers are going to have less tools to use to solve their complex level of issues that they handle. This will impact civilian lives and police lives when they are left with fewer options to control a dangerous situation. There have been many recent examples where these exact less lethal uses of force have been a huge success. If you are not educated on this topic, please have someone come in to speak to your group about it before voting on this topic.

Sincerely,
Jess Manier

Veldran, Lisa

From: Kara Pings <pingsk71@gmail.com>
Sent: Tuesday, August 04, 2020 11:11 AM
To: Veldran, Lisa
Subject: Less Lethal Options Meeting

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello,

As I was scrolling Facebook, I saw a post regarding a meeting happening this evening to remove less lethal options from the Madison Police Department.

At first, I thought it was some sort of joke, but then I soon realized it wasn't, and couldn't help but laugh, and be the most frustrated I have been in a VERY long time. Whoever thought of this idea, should put on a police uniform for a day and then maybe they would rethink this absolutely ridiculous and idiotic idea.

As a girlfriend, and very close friend to many Madison Police Officers, I can't sit back and let this happen. Taking away less lethal options will force a lot of them to quit their jobs, and the city of Madison will be left in shambles. But when that happens, I bet you wouldn't do a damn thing about it besides sit behind a desk and watch it all unfold.

People are RIOTING because police officers use too much force in certain situations. So you think the solution is to take away LESS LETHAL OPTIONS and leave them with nothing but a gun to protect themselves? That's a joke and half.

You have NO IDEA the heartache officers and their loved ones are facing these days. I go to bed every single night wondering if my boyfriend is going to come home to me. Until you know that feeling, you have absolutely no right to sit here and say less lethal options need to be taken away from them. They need less lethal options more than they need their guns. Want to know why? Because MPD would rather use less lethal options than guns to take people into custody when things become violent and aggressive. Taking that away will give them no choice but to use their guns, which in turn will make them hated even more. And if that happens and officers start getting killed because of it, we will have only you to blame - I bet that would make you feel great, wouldn't it?

Please reconsider this insane idea and give our officers the support they deserve.

Kara Pings

Veldran, Lisa

From: Logan Brown <lpb0527@gmail.com>
Sent: Tuesday, August 04, 2020 11:13 AM
To: Veldran, Lisa
Subject: URGENT- Madison Resident Input

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Why?

Why would anyone consider removing tools from a police departments *tool bag* that are less than lethal options, designed to **MINIMIZE DEATHS** when used responsibly by well trained, fully accountable law enforcement officers? Is our police department not trained, not responsible, not fully accountable? These less lethal options provide protection during times of unrest, small and large providing protection to our officers who stick their necks out every day to protect the city that our very own politicians are running into the ground. If I wanted to live in Chicago, Minneapolis or one of the other city's across the US that are seeing civil unrest at levels never seen before, I'd move there, but I'm proud to be Madisonian and refuse to watch this beautiful city fall apart at the hands of a city council who doesn't understand the courage it takes to stand at the forefront of crime.

Think about the consequences that would result from this change.

I as a City of Madison Resident do not support a change to the general ordinance to alter the use of less lethal options during events in which crowd control is desired.

Logan Brown
6242 Tiller Trail
Madison, WI

Sent from my iPhone

Veldran, Lisa

From: Nick Cleary <njcleary0509@gmail.com>
Sent: Tuesday, August 04, 2020 11:23 AM
To: All Alders; Mayor
Subject: Chemical Munitions - DON'T make a mistake tonight
Attachments: CityCouncilChemicalMunitions2.docx

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Common Council/Mayor,

Unsurprisingly, my previous e-mail was met with great silence and no responses regarding the use of Chemical Agents by MPD. I am gravely concerned for the future of our city given the mentality rule that has been put into play. Our Founding Fathers created a government, set forth at all levels, to enact slow, thoughtful change. This was done intentionally to prevent mob rule.

So now, why, after zero civilian injuries after multiple nights of looting/rioting, are we having a discussion over the use of chemical munitions to disperse behavior that became criminal? (First Amendment protections are freedom of speech and freedom to assemble, NOT freedom to propel bottles, rocks, chairs, and other objects at other civilians, police, or commercial business).

Our council has continued to malign our great Madison Police Department with vitriol and unfounded criticisms. I implore any of you who are looking to support this measure to consider the largest looming question of this debate. What alternatives would MPD have to resolve continued violence in a crowd control setting if chemical munitions were banned? Again, I challenge ALL of you to provide any substantive, reasonable response to this thought.

We are continually being told to change, which we are willing to do, but given no parameters and no structure on what the end result should look like. It is clear that you are all trying to absolve yourselves from any semblance of responsibility moving forward. Police 'reform' is a community project. MPD is here to listen and help. But much like a marriage, if we aren't communicated with, we can't grow together.

Signed,

A very concerned MPD member

Veldran, Lisa

From: Kara Luedtke <karaannluedtke@yahoo.com>
Sent: Tuesday, August 04, 2020 11:27 AM
To: Veldran, Lisa
Subject: Item 7 on Common Council Exec Committee Agenda

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Greetings,

It has recently been brought to my attention that the Common Council Executive Committee will be considering the creation of section 5.17 of the Madison General Ordinances to prohibit the MPD from using tear gas, mace and impact projectile devices. I see that "as crowd control measures" was struck from the language. Does that mean MPD would be prohibited in using tear gas, mace and impact projectile devices EVER (under no circumstances)?

I believe there are times when these measures can be beneficial and could save lives--both in protest situations and not. Please consider all aspects of this ordinance before making this change.

Thank you,
Kara Luedtke
106 Corry St
Madison WI 53704

Veldran, Lisa

From: Marc Gagne <marcgwi@gmail.com>
Sent: Tuesday, August 04, 2020 11:38 AM
To: Veldran, Lisa
Subject: Less Lethal Options Fir Police

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Please do not restrict out police by taking away their less lethal options. That would be a terrible move and put our officers in very difficult situations where they will either not show up or have to use lethal force to diffuse escalated situations. If you would like to discuss please call me at 608-445-2240. Thanks, Marc Gagne

Sent from my iPhone

Veldran, Lisa

From: Kristine Harms <kmharms@madison.k12.wi.us>
Sent: Tuesday, August 04, 2020 11:40 AM
To: Veldran, Lisa
Subject: Please keep

Caution: This email was sent from an external source. Avoid unknown links and attachments.

As a daughter of a police officer shot and killed PLEASE let officers use these items:

Less lethal alternatives!

Thanks,

Kristine

Sent from my iPhone

Veldran, Lisa

From: Mary Pings <Mary.Pings@QuartzBenefits.com>
Sent: Tuesday, August 04, 2020 11:40 AM
To: Veldran, Lisa

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I heard a rumor that there is going to be a meeting tonight to take away less lethal weapons from Police Officers, I hope this is just a rumor because this is the most idiocy idea I have heard.

Veldran, Lisa

From: Jessica Schroeder <jessajoy1982@gmail.com>
Sent: Tuesday, August 04, 2020 11:57 AM
To: Veldran, Lisa
Subject: FULL STOP

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Madison is becoming more and more violent and a lot LESS safe every single day. You have a serious crime issue and it is accelerating while simultaneously you hog-tie your police into having absolutely no way to apprehend these violent criminals. You can NOT take away the option of using less than lethal force. Innocent people like myself and my children deserve to feel safe and protected and you people in charge are making that impossible. It is obvious you're only considering the best interest of criminals and not innocent hardworking citizens. I'm a licensed medical professional of over 15 years and have worked in Madison for at least half of that time. My children already do not feel safe in your school system, and now I do not feel safe traveling to and from work. You need to consider the fact that good people will leave the Madison area when they don't feel protected.

Sincerely,
Jessica, RN

--

Thank You Kindly,

Jessica J. Schroeder, RN

Veldran, Lisa

From: El Monje <monjeblue@yahoo.com>
Sent: Tuesday, August 04, 2020 11:59 AM
To: Veldran, Lisa
Subject: MPD & Less lethal options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Ms. Veldran,

I have been serving as a member of The Madison Police Dept for twenty-five years.

I understand and respect that are a number of issues that have surfaced this year that various members of the community feel passionately about.

With regard to less lethal munitions such as OC, pepper spray and impact projectiles, these are just that **less-lethal** tools to address individuals that are actively being physically violent/ assaultive and or actively threatening to be violent/assaultive.

By removing **less**-lethal options then YOU and those that vote for such measures are forcing us/ the police to use higher levels of force when de-escalation measures are not successful.

All of our uses of force are documented and reviewed and are open to inspection. Our organization for years has been engaged in developing and training various less-lethal modalities, verbal dialogue, de-escalation and disengagement (when it is an option) and training in using less-lethal tools as alternatives to using higher levels of force.

We embrace less-lethal options and their usage because it helps to address actively violent situations with tools to hopefully restrain violent individual(s) with the least amount of force necessary.

In my twenty-five years of service I have responded to countless situations where victims (often times domestic victims or victims of stranger assaults) have called 911 because they are actively being assaulted and once we arrive the suspects have either continued to be actively violent towards their victims or turned their assault towards the police and we have been able to use **less** lethal measures to take them into custody and stop their attack.

Also, individuals that are experiencing mental health crisis and become violent towards themselves or others.

When the situation allows we use de-escalation measures such as dialoging and consulting with mental health experts via Journey Mental Health and the hospitals.

Unfortunately some individuals going through mental health crisis become or threaten violence towards others or themselves and time is not on our side and we have to physically interdict before they are able to harm themselves or others.

Again, having **less** lethal options allows us to interdict and stop the person from harming themselves or others without having to use escalated levels of force.

Regardless of one's political/ social views of police there will be individuals that commit acts of violence towards strangers and/ or people they know. When these assaultive individuals are approached to be stopped and held accountable some, not all, become violent (or remain violent towards their intended victim).

Less lethal options are the safest tools to have in place to address violent and assaultive actions (or the threat thereof).

The removal of such options YOU will be creating situations where greater force may have to be used and the moral/ ethical liability will be yours NOT ours.

Ron Webster

Veldran, Lisa

From: chris franson <chrisfrnsn@yahoo.com>
Sent: Tuesday, August 04, 2020 12:01 PM
To: Veldran, Lisa
Subject: Removal of Less than Lethal

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I wanted to quickly drop you a note concerning the removal of less than lethal options from the Madison Police Department. I can't stress how strongly I feel that this is a bad idea. Decisions like this should not be left to politicians who sway to public opinion and who have no training/have never been in a situation where they have been called to use force to mitigate a situation. Stop eroding our police departments with uneducated public opinion.

chris franson

Veldran, Lisa

From: Kristin Collins <kcollins27270@gmail.com>
Sent: Tuesday, August 04, 2020 12:03 PM
To: Veldran, Lisa
Subject: Less Lethal Options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello,

I am a graduate of the University of Wisconsin-Madison and, while no longer a resident, I frequently visit the University, State Street, Willy Street, and the family and friends who still call Madison home.

I am writing today in reference to the proposal to remove less lethal options from the City of Madison Police Department. I have looked at the MPD's use of force guidelines and they clearly lay out when an officer can use less lethal options.

My larger concern is what will happen if these options are taken away. My understanding is officers carry pepper spray, batons, tasers, and guns. In their squads they have rifles and sometimes a less lethal shot gun. Lately, some specialized officers have riot gear, batons, tear gas, sponge rounds, and bean bags. My understanding is that tear gas and sponge rounds are used to not only to break up crowds, but to create distance between the police and the crowds. Same goes for pepper spray-it incapacitates, but it creates distance.

Hypothetically, if this proposal passes, a beat cop would carry a baton, a taser, a gun, and a rifle in the squad. A month ago, officers would have riot gear and batons. And no options for creating distance. Use of batons would go up, which is dangerous for citizens and officers. Use of tasers would go up. And without less lethal options, officers would have to have to make the ultimate decision to use their service weapon.

If anything, we should have more less lethal options. Look at the news the last few weeks and see how MPD has used less lethal options. It works.

Sincerely,
Kristin Collins '13

Veldran, Lisa

From: Deborah Keys <better2teach@yahoo.com>
Sent: Tuesday, August 04, 2020 12:09 PM
To: Veldran, Lisa
Subject: Use of Pepper Spray

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I'm a frequent visitor to Madison and am appalled at the constant attack on your outstanding police force. I would certainly hope that the Council is aware that MPD is held up as an example throughout this country as a MODEL agency. That the Council thinks that they know more than the experts is, not only ignorance at its finest, but dangerous to the citizens, visitors, and most importantly the police officers themselves. The council needs to wake up and stop being so swayed by the rioters that have destroyed so much of Madison and what makes it a special city.

Vote NO on banning less lethal alternatives.

With great concern for a city I love,

Deborah Keys

Veldran, Lisa

From: Lori Lewis <lewislri9093@icloud.com>
Sent: Tuesday, August 04, 2020 12:10 PM
To: Veldran, Lisa
Subject: Less lethal options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello

I'm very confused as to why you would remove the less lethal options our officers have to protect themselves and others as well as bring in the violent offender without lethal force. Our officers have already been dealing with government involvement which has caused our city to turn into a shooting range on our streets, home robberies increased during the daytime and state street has been destroyed but no one was killed by our officers during these so called protests. Why would you want our officers to use lethal force, some go their whole career without killing a single person and are so proud of this. Leave our officers alone let them continue as they had before this joke of mayor stepped in we need our officers.

Lori Lewis

Veldran, Lisa

From: Jeanne Gill <jeannekgill@gmail.com>
Sent: Tuesday, August 04, 2020 12:10 PM
To: Veldran, Lisa
Subject: Less lethal force proposal

Caution: This email was sent from an external source. Avoid unknown links and attachments.

This is a terrible thing to propose. Not supported by majority of Madison citizens that voted for you. Common Council Executive Committee discussion regarding the removal of less lethal options [Pepper spray, tear gas, and all impact projectile rounds (40mm sponge rounds & bean bags)].

What does this mean? This would mean Madison Police officers and all other officers who are requested for mutual aid for help, would not be allowed to use any less lethal alternatives listed to safely resolve issues, often violent issues. So it's either the police go and have to resort to deadly force because their options are so limited or they don't go at all.

Just in the past WEEK two people were safely taken into custody

Sent from my iPhone, Jeanne Gill

Veldran, Lisa

From: Eric Sarno <ericsarno@msn.com>
Sent: Tuesday, August 04, 2020 12:12 PM
To: Veldran, Lisa
Subject: Common council executive committee meeting

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I am a madison resident and I would like to to give support for the police to Use their discretion to continue using alternative ways to control crowds and to protect the public in general, specifically this item that is being discussed today.

Please let me know if you have any questions. Thank you

61250

**SUBSTITUTE - Creating Section 5.17 of the Madison C
prohibit the Madison Police Department from using tear
projectile devices ~~as crowd control measures~~.**

Sponsors: Max Prestigiacomo and Rebecca Kemble

Attachments: [61250 v2.pdf](#)

[61250 v1.pdf](#)

**Public Safety Review Committee (Lead), Equal Opportunities
8/13/20**

Eric Sarno
698-209-1054

Veldran, Lisa

From: Johnson, Jerry
Sent: Tuesday, August 04, 2020 12:17 PM
To: Veldran, Lisa
Cc: PD MPPOA
Subject: CCEC

My name is Jerry Johnson and I am a Detective for the Madison Police Department and a member of the Special Events Team (SET). I have been a member of this department for the past 26 years and a member of SET since its inception. I am an African American/Black man and I believe "Black Lives Matter." During my time as a SET member we have never deployed less lethal munitions such as tear gas, OC or impact projectiles on peaceful protesters. The members of SET and the entire Madison Police Department have worked numerous protests over the years and have deployed less lethal munitions only when the need has arisen, violent protests, property damage, etc. I do not believe that removing these options are in the best interest of the community that we serve 24/7, 365 days of the year. The use of less-lethal options help to save lives and reduce injuries to people of this community and to officers of the Madison Police Department. We are in the business of saving lives, protecting property and stopping threats to citizens and ourselves. I believe less lethal munitions have helped us accomplish this goal.

I beg you to reconsider this proposal. I know that some alders in the past have been out on the street while protesting and riots have occurred. They have seen firsthand what happens in those situations and they have seen and heard what our command staff does and the amount of restraint they use when making decisions to use less lethal munitions. Please talk to these alders who have been out on the street when these events have happened in the past. Please discuss this issue from a balanced perspective.

Respectfully submitted,

Det. Jerry Johnson

Det. Jerry Johnson
Madison Police Dept.
East Police District
809 South Thompson Dr.
Madison, WI. 53716
Desk: 608-266-4396
Cell: 608-640-9637
Email: jbjohnson@cityofmadison.com

Veldran, Lisa

From: Darcy Bartlett <befreetoheal@gmail.com>
Sent: Tuesday, August 04, 2020 12:17 PM
To: Veldran, Lisa
Subject: Concerns regarding MPD

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I understand there is a Common Council Executive meeting today, and one of the agenda items is the creation of a "Madison General Ordinance to prohibit the Madison Police Department from using tear gas, mace, and impact projectile devices." Originally, the removal of this from the ordinance was to be only for crowd control. I do not understand why there was the change.

If these less lethal options are removed, then you are leaving the police with only lethal options to control situations. I believe that the Madison Police Department is careful to use appropriate forms of control depending on the situation. In fact in the past week, they have used non-lethal measures to safely take two people into custody. Had they not had the non-lethal options, the outcomes could have been very different.

Not only that, but if the non-lethal options are removed, then the police cannot defend themselves or other people unless they use deadly force. It only makes for worse situations.

While I have your ear, consideration should also be given to not defund the police in any way. In fact, there should be more funds given so that they can obtain consistent and effective training that allows them to learn and practice taking suspects into custody in a variety of situations. The number of hours police currently receive for ongoing training is not enough to maintain the necessary skills.

Please vote against taking away non-lethal options from the Madison Police Department. We need them to have a means to protect themselves and the people in the city.

Thank you,

Darcy

Veldran, Lisa

From: Mary Jo Shane <mjshane7@gmail.com>
Sent: Tuesday, August 04, 2020 12:22 PM
To: Veldran, Lisa
Subject: MPD

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Good Morning,

I am requesting that you would please not take away the MPD's use of less-lethal weapons. if this happens you will be forcing them to use more lethal force. it seems to me not to make much sense during this time of unrest. Please let the MPD do there Job!

Mary Jo Shane

Veldran, Lisa

From: nickatnite79@gmail.com
Sent: Tuesday, August 04, 2020 12:23 PM
To: All Alders
Subject: [All Alders] I OPPOSE you to prohibit MPD using tear gas/mace/non-lethal projectiles

Recipient: All Alders

Name: NICHOLE FLORES
Address: 5110 STONEHAVEN DRIVE, MADISON, WI 53716
Email: nickatnite79@gmail.com

Would you like us to contact you? Yes, by email

Message:

Madison City Council,

I am a life-long resident of Madison and I am in opposition to you voting to stop MPD from using less than lethal options tear gas, non-lethal projectile to stop dangerous or destructive people in our community.

Enough with your radical agenda against police and the people of Madison who want to keep our city safe and from further destruction. The people of Madison don't want this!!!

Veldran, Lisa

From: reporting@cityofmadison.com
Sent: Tuesday, August 04, 2020 12:24 PM
To: Veldran, Lisa
Subject: [Council Staff] | OPPOSE you to prohibit MPD using tear gas/mace/non-lethal projectiles

Recipient: Council Staff

Name: NICHOLE FLORES

Address: 5110 STONEHAVEN DRIVE, MADISON, WI 53716

Would you like us to contact you? No, do not contact me

Message:

Madison City Council,

I am a life-long resident of Madison and I am in opposition to you voting to stop MPD from using less than lethal options tear gas, non-lethal projectile to stop dangerous or destructive people in our community.

Enough with your radical agenda against police and the people of Madison who want to keep our city safe and from further destruction. The people of Madison don't want this!!!

From: Snyder, Maxwell
Sent: Tuesday, August 04, 2020 12:27 PM
To: Veldran, Lisa
Subject: Section 5.17

To the members of the CCEC,

My name is Maxwell Snyder. I am a Police Officer with the City of Madison Police Department and a resident of Madison. I work out of the Central District and my area of responsibility includes the State and Langdon St. area. From May 30-31, 2020, I watched my beat burn.

On May 30th, I was one of sixteen members of the SET team who volunteered to help work the George Floyd protests. I was there to help ensure people that attended were able to exercise their First Amendment right safely. I had thoughts of what happened in Charlottesville in the past and wanted to make sure something like that would not happen in the City of Madison.

The day was peaceful and it was amazing to see this community come together. I started my day at 11am. SET walked with the main group of protesters to ensure their safety. The day was warm and given the ever-increasing crowd size, it was becoming clear that 16 SET officers were not enough. Due to this fact, my colleagues and I were unable to get any type of food or water throughout the course of the early afternoon.

Around 4pm the protest was starting to end and I was able to get back to the Central District, where I was able to get some water. Over the radio the command post stated that there was a State Patrol car that had gotten surrounded at the Capital. We were asked to help get the Trooper out. I walked with my group of officers to the location of the car and before we arrived that squad had gotten out. We turned to walk back to the City County Building and the group that had surrounded the trooper began to follow us. We did not want to escalate the situation so we simply walked back inside the CCB. The group began banging on the doors and damaging unmarked squad cars parked outside the building.

Shortly around 5pm we were informed by the command post that Goodman Jeweler's was being damaged and looted. We were ordered to get into our crowd control gear and form a line and clear State St. When we arrived on scene, again, our numbers only amounting to 16 SET officers, total, we saw individuals actively destroying property. We were then ordered to clear the street. The group began throwing rocks, glass bottles, tables, and chairs at us. I could not tell you how many times I was struck by these projectiles, but we managed to push down State Street and eventually make it to East Campus Mall.

When we turned around, State Street and the Capitol looked like hell. People were actively destroying property and gathering objects to throw at us. We pushed back up State stopping at Ian's and held a line. I was hit with objects too many times to count. I watched people yell, "we aren't doing anything!" as they themselves were hit with objects being thrown from people behind them. While standing on the line I started to feel odd. I was hot but not sweating. My vision began to blur and I started seeing stars. The next thing I knew I was on the ground, officers around me and people yelling "officer down!" I thought, "That doesn't sound good." I then realized they were talking about me.

I was taken inside Ian's and given water. I had no idea what happened. Was I hit with a rock? Did I just pass out? I wasn't sure. I was then taken to a squad with a broken back window by two of the bravest women I have met and we left the area. My back was throbbing and I could not walk. People asked me what happened and I could not tell them because I didn't know. I was taken to Meriter hospital and given fluids. I had only fainted. I was taken home and the

first thing I saw when I turned on the TV was a Madison Squad car on fire. I watched people looting stores and actively trying to set them on fire. It is important to note that most stores on State St. have apartments above them, which terrified me.

The next day I woke up thinking it was a bad dream. It was not, I returned that night to more of the same. Rioters burned dumpsters and rolled them at us. I was hit with more objects than I can count. When the night was over I had just watched my sector burn for the 2nd night in a row. We got on a city bus to be taken home. I finally relaxed, it was over. Out of nowhere a rock the size of a softball smashed the window next to me. It had missed my partner's face and mine by inches. I was showered with glass and had no idea what happened. I thought the night was over, we were leaving and we were attacked.

I later learned of Max Prestigiacomio and Rebecca Kemble's ordinance to ban the use of the department's less-lethal options. What problem does this solve? What is the goal? I have been in situations where ECDs, 40mm sponge rounds, and OC bring a potentially deadly situation to a peaceful end. I am troubled of what my options will be if I am placed in a situation where these less lethal are not available and lethal force will be my only option. Just last week two incidents within hours of each other ended with no one being killed because great officers were able to use these less lethal options to end the situation quickly.

I will end with this. I have come under the impression that the members of this council think that the members of the Madison Police Department come to work every day with the intent to go out and hurt people and ruin lives. We are here to keep this city safe for its residents not to destroy it. What happened to George Floyd in Minneapolis was horrifying and not a member of this department believes otherwise. Banning the use of these less lethal options will only hurt this city.

My name is Maxwell Snyder. I am a Madison Police Officer, I am a resident of this city, and I am your neighbor.

-PO M. Snyder 5701

Veldran, Lisa

From: Nicolas Bergum <nbergum2008@gmail.com>
Sent: Tuesday, August 04, 2020 12:29 PM
To: Veldran, Lisa
Subject: New city stance

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I am curious when I am looking at the proposed changes to the laws and riding the police of less lethal options, what is the cities reasoning behind this? It would seem very obvious if they do not have the ability to use less lethal force than more people will die as a result. Is the city willing to deal with the extra deaths as a result? Also why are we looking to prohibit the PD from obtaining supplies through the defense logistics agency? This could potentially keep us from obtaining important items for the use in protecting the city from criminals.

Please advise the reasonings behind this because I am really confused as to how we think this is a good idea.
Nicolas Bergum

Veldran, Lisa

From: Melissa Makela <mmakela319@gmail.com>
Sent: Tuesday, August 04, 2020 12:34 PM
To: All Alders
Subject: Tear gas, etc

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I am writing to express my EXTREME disagreement with limiting MPD to use of tear gas, mace & impact projectile devices.

Do not take away these tools from our police and force them to use the only options left: lethal or to walk away.

Melissa Makela
[531 Pawling St](#)
[Madison](#)

--

Melissa

Veldran, Lisa

From: Tracy Bailey <tracysebailey@uwalumni.com>
Sent: Tuesday, August 04, 2020 12:35 PM
To: Veldran, Lisa
Subject: Common Council proposal to remove less lethal options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Today at 4:30pm the Common Council Executive Committee is having a discussion regarding the removal of less lethal options [Pepper spray, tear gas, and all impact projectile rounds (40mm sponge rounds & bean bags)]. At first this removal was proposed for crowd control efforts, now that portion has been struck out and is up for removal completely.

What would Madison Police officers and all other officers be expected to use to address issues that require intervention? Am I to understand it's lethal or not - I'm interested in learning the options. I support banning rubber bullets as they are incredibly violent and damaging, but for crowd control and other violent and/or dangerous situations - please share what options will remain for our officers and the data on their effectiveness.

Tracy Bailey

Veldran, Lisa

From: James Brown <ntofw1@gmail.com>
Sent: Tuesday, August 04, 2020 12:36 PM
To: Veldran, Lisa
Subject: Support for the Police using Non-lethal methods

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Lisa - hope you are well!

I would like to register my opinion on police having nonlethal methods available for resolving situations. As I understand, this is in alignment with the suggestion that the department have MORE less lethal options available in the recent evaluation that occurred. Why would they not have these options available?

Anyone can have a bad day and situations can quickly escalate beyond control. I would much rather have someone bruised than killed in these situations.

Why would Madison not follow the independent advice provided the study?

Thanks for your time!

Jim Brown

Veldran, Lisa

From: Thompson Family <notnef94@yahoo.com>
Sent: Tuesday, August 04, 2020 12:48 PM
To: Veldran, Lisa
Subject: Fw: Keep less lethal options!!! I live here!!!

Caution: This email was sent from an external source. Avoid unknown links and attachments.

----- Forwarded Message -----

From: Thompson Family <notnef94@yahoo.com>
To: lveldran@cityofmadison.com <iveldran@cityofmadison.com>
Sent: Tuesday, August 4, 2020, 12:40:25 PM CDT
Subject: Keep less lethal options!!! I live here!!!

Hello,

I am a citizen here and I want the police to have less lethal options available to them.

I can not even understand why these options would be taken away, how is that helpful to anyone???

I pay Madison taxes!!!!

Melanie Thompson
608-201-0509

Veldran, Lisa

From: Phil Harrison <phileharrison@gmail.com>
Sent: Tuesday, August 04, 2020 12:48 PM
To: Veldran, Lisa
Subject: Less lethal

Caution: This email was sent from an external source. Avoid unknown links and attachments.

To whom it may concern,

I am writing as a Dane County business owner to express my absolute disgust with our city leadership thinking of removing less lethal options from our men and women in blue! We are in a time where citizens are protesting constantly for situations where an officer killed an unarmed citizen. What in gods name makes you think taking away options short of deadly force is a good idea?

I have never worn a badge. However, I am a graduate of the MATC 520-hour law enforcement academy so I have a better understanding than most as to the training our officers receive. Removing these options from our officers list of available tools is a gigantic mistake and should not even be entertained as an option.

Give our officers the tools necessary to protect our city and citizens. Stop pandering to the squeakiest wheel and take care of those who live here!

Phil Harrison
Owner
Rise & Grind Coffee, LLC
608-408-0431
riseandgrindcoffeellc@gmail.com
phileharrison@gmail.com

Sent from my iPhone 11 Pro Max

Veldran, Lisa

From: John Davenport <davenpor.j@att.net>
Sent: Tuesday, August 04, 2020 12:52 PM
To: All Alders; Mayor
Cc: Wahl, Victor; Ackeret, Brian; Bach, Richard
Subject: Tonight's agenda item ref. use of chemical by MPD
Attachments: crowd mgt phil policies.pdf

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Dear Mayor and Madison Alders,

It is my understanding that you will be discussing the issue of potentially prohibiting the Madison Police Department's (MPD) use of tear gas and pepper spray. If you have already decided to prohibit MPD from using chemical agents during the course of their duties I implore you to reconsider. Law Enforcement officers have very few tools they can utilize when attempting to manage people or large crowds and MPD has been using chemical agents for over five decades. The decision to utilize chemical agents is never an easy one to make. When situations escalate to the point where verbal commands are ineffective and officers have to assume control of a person or large crowds, quite frankly, the use of chemical agents is the most humane option compared to the other options available, fists, batons or firearms. Unfortunately, they have no other tools to utilize. Although most officers would like to disengage and possibly retreat, in most situations they are confronted with that response is not an option as they are ultimately responsible for protecting life and property. Chemical agents are utilized to facilitate the movement of people away from the police to avoid physical confrontations. For those of you that don't know me, I was on the Madison Police Department for over 41 years. I proposed the formation and commanded the Department's Special Events Team for almost 16 years.

Law Enforcements commanders from a variety of departments have come to Madison to see firsthand how the MPD manages large crowds, including but not limited to the National police force of England, Arizona St. University, and the City of Milwaukee. A national organization based in Washington DC, the Police Education Research Foundation (PERF) has utilized the MPD SET's mission statement and crowd management / control philosophy and policy as a model for law enforcement in our country. (Please see attached documents)

Since Chief David Couper exposed the philosophy of Quality to the organization, which has been supported by all of the subsequent Chiefs, members of the MPD have strived for improvement in every aspect of policing including MPD's response to civil disobedience. The Department has also trained with other local law enforcement agencies, including the State Patrol, to ensure that should the need arise to require their support in responding to events of civil disobedience their response would be philosophically consistent with MPDs.

I have been a student of history all of my life and firmly believe that if we don't learn from our history we are destined to repeat it. I grew up in Madison and experienced the civil rights and anti war demonstrations / riots of the 60s and early 70s. Fortunately, what the City has experienced recently, although tragic, does not compare to what the City experienced during those years. Beginning with the DOW Chemical riot in October of 1967 and continuing through the early 70s no glass windows existed in the State St. area as they had been boarded up due to the repeated demonstrations and riots that occurred from September through June annually. The MPD and assisting law enforcement agencies were not trained, properly equipped or had the proper philosophical approach to effectively respond to the large crowds and riots. Consequently, the focus on civil rights and the Vietnam war quickly turned to an anti police focus due to the response of law enforcement. Although copious amounts of tear gas was dispensed to move the large crowds many officers resorted to the use of batons and unfortunately many demonstrators and police officers were seriously injured during these riots. I know for a fact that many assisting law enforcement agencies from other cities throughout Wisconsin were asked to leave due to their heavy handed response.

I majored in Sociology at UW Madison and was hired by MPD in 1975. In the late 70s was fortunate to be selected to become a member of the Department's Special Operations Section, a team of 16 officers that specialized in many areas including the management of large crowds. Chief David Couper started this team as he was convinced the MPD could improve on responding to large scale events of civil disobedience. I was a member of this team for several years as a police officer, then again as a supervisor. Consequently, I worked most of the Halloween events, anti war demonstrations and other large scale events throughout my career with the MPD.

In the late 1990s, police agencies nationally were seeing a resurgence of passive and aggressive public demonstrations which required a well trained, well equipped, coordinated police response. As witnessed in Seattle, WA., Denver, CO., Los Angeles, CA., Minneapolis, MN., East Lansing, MI., and Washington DC, police were responding to major demonstrations, which necessitated a crowd control

response. Departments were being criticized for being poorly trained, ill equipped and overall ill prepared for handling such large demonstrations.

Concerned that history was repeating itself and given my interest in managing large crowds I began researching incidents pertaining to crowd management of any significance nationally to gain a perspective on the issues presented to law enforcement. With the support of the Department's management team the MPD Special Events Team (S.E.T.) was formed to address these situations. The expressed goal was to develop a team of properly trained, well equipped personnel, of adequate size to have primary responsibility for and to specialize in the area of crowd management / control situations. The training curriculum includes the following areas:

- ❖ Forms of collective behavior
- ❖ Theories of collective behavior
- ❖ Motivations involved in collective behavior
- ❖ Evolutionary stages in collective behavior
- ❖ Psychological factors affecting both police and the group
- ❖ External factors which influence group action
- ❖ Legal aspects pertaining to crowd control
- ❖ Principles for managing crowds
- ❖ Crowd control and planning tactics
- ❖ Principles of tactical employment
- ❖ Escalating use of force
- ❖ Use of chemical agents

Since it's inception the SET team has successfully policed and facilitated the protection of first amendment rights for the following events:

- Mifflin St. block parties
- Annual fireworks displays, Rhythm & Booms to Shake the Lake
- Halloween celebrations on State St.
- Black Lives Matter demonstrations
- Anti war demonstrations
- Labor disputes

Members of the Department are much better educated, are much more diverse, better trained and more dedicated and committed now than ever before to providing quality service to all of the citizens of Madison.

The MPD has made significant improvements in managing people and crowds over the last five decades, and I absolutely believe the MPD should continue looking to improve how they respond to acts of civil disobedience. I respectfully ask that you not take away some of the less lethal tools they use to effectively manage these situations.

Thank you for your consideration.

Respectfully,

John Davenport, Assistant Chief of Police (Ret.)

The mission of the Madison Police Department's Special Events Team is to protect the first amendment right of citizens to assemble peacefully and to voice their opinions on issues that are often sensitive and emotional in nature. We believe in the **dignity** of all people and **respect** individual and constitutional rights in fulfilling this mission. Members of the Madison Police Department's Special Events Team have an obligation to protect our citizen's rights, yet maintain order and protect life and property.

The Madison Police Department's philosophy and principals on managing crowds

First and foremost, members of the Madison Police Department are trained to use restraint in the use of force; **we protect people first and property second.** Our officers treat all people with dignity and respect. Our goal while managing large events is to maintain order; our officers are trained to respond with only the amount of force necessary to accomplish this goal. This includes confronting people regarding city ordinance violations, illegal activity, and affecting arrests for serious violations..



The "Madison Method"
Seven Principles of Handling Crowds and Demonstrations

1. We PROTECT citizen's constitutional rights to assemble, petition the government and engage in free speech.
2. We are IMPARTIAL and remain neutral regardless of the issue.
3. We maintain OPEN DIALOGUE with citizens and the news media before, during and after demonstrations.
4. We MONITOR demonstrations and marches to protect individual rights and ensure public safety.
5. We BALANCE the rights of demonstrators with the rights of the community at large.
6. We use RESTRAINT in the use of force. We protect people first and property second.
7. We, as PEACE OFFICERS pursue CONTINUOUS IMPROVEMENT of our method.

Crowd Management - a participatory process where police offer information and monitor the crowd. Crowd is largely self-directed

Crowd Control - regulations and restrictions placed on the crowd and/or the movement of the crowd.

9-100 DEMONSTRATIONS AND ASSEMBLIES

1. The Madison Police Department's function is to protect citizens' Constitutional rights to free speech, to demonstrate, and to disseminate information in a lawful and peaceful manner while protecting others' rights to free movement, privacy and freedom from violence. The Department has an obligation to protect citizens' rights while maintaining order, protecting property and ensuring safety. The Madison Police Department and its personnel will be completely impartial and employees will make no public statement which reflects personal opinion on the pertinent issues(s) while on duty.
2. Planning for pre-planned events or demonstrations will be the joint responsibility of the Special Events Team and the Command Staff of the District in which the event is to occur. If possible, Departmental personnel should communicate with the event organizer prior to the event.
3. In the event of a spontaneous crowd management/control incident, a patrol supervisor shall respond and assume command of the scene. If the situation warrants (increasing crowd size, hostile crowd demeanor, property damage, etc.) the SET commander will be contacted to determine if a full or partial SET activation is necessary.
4. The Special Events Team, under the direction of a SET commander or designee, will have primary responsibility for on scene management and control of all crowd events in which any portion of the team is activated. Whenever two (2) or more SET platoons are activated, or at the discretion of a SET commander, a command post will be designated and staffed. When possible, the command post will be staffed by a SET commander, a SET supervisor, an affected district commander or supervisor and a recorder.
5. Madison Police Department personnel may, at the direction of a SET commander, videotape demonstrations/assemblies. The intent of creating a video record of such events is to document evidence of criminal activity for future prosecution, deter criminal behavior, to document and improve departmental response to demonstrations and assemblies, and for other internal purposes (such as training and evaluation). Videotapes of demonstrations or assemblies will be maintained in accordance with MPD mobile video policy.
6. Personnel involved in crowd control/management situations will at all times act in accordance with MPD use of force policy. Special Events Team members may use special tools/devices as approved by the SET commander. Such use will be in accordance with training and SET procedures. Absent exigent circumstances, protective equipment will only be used at the direction of a commanding officer.

9-200 LABOR DISPUTES AND PICKETING

Negotiation and collective bargaining are legally recognized methods of peacefully settling labor disputes. The basic police function is to protect the lawful rights of parties to the dispute; to prevent conflict from erupting into violence; to take whatever action may be necessary to protect lives and property; and to maintain peace. The right to picket and disseminate information in a lawful and peaceful manner will be respected and protected.

OBLIGATIONS OF DEPARTMENT PERSONNEL

Police Department personnel when on duty, must be completely impartial and strive to avoid any actions which give the appearance of partiality, therefore:

Members shall make no public statement which reflects preference, in the form of support or opposition, for either side in a labor dispute.

Members shall not accept gifts of any sort, including food or beverages, from anyone involved in a labor dispute.

PICKETING

Picketing and information dissemination shall be restricted to those areas which are, or are considered to be, public; however, if the public nature of the premises is uncertain, peaceful picketing and information dissemination should be presumed to be lawful by officers unless told otherwise by a superior officer.

Picketing Restrictions are:

1. Picket lines shall not block public use of roads, sidewalks, or public ways.
2. Violence, threats of violence, deception, coercion, or fraud on the part of any person, or on the part of any agent for any person, should not be tolerated.
3. All citizens shall be guaranteed access to picketed premises, free from violence or threats against them.
4. Destruction of or damage to property will be cause for arrest.

NOTIFICATION OF PARTIES INVOLVED

As soon as possible after the start of a labor dispute, the department will undertake to acquaint both parties with department policies in this area and with the manner in which they will be applied in the specific case. Whenever possible, such information will be provided to both parties in the presence of the other.

COMMUNICATIONS WITH PARTIES INVOLVED

Communications with both labor and management should be made through designated representatives who should be encouraged to pass on, to those they represent, the information or orders received from the police. Both sides to the dispute should be encouraged to keep the police informed of their intended activities.

ENFORCEMENT OF LAWS

All felonies committed during labor disputes will be handled by physical arrest. If an arrest is not immediately possible, every effort will be made to pursue a subsequent felony arrest. Serious misdemeanors and ordinance violations may be handled by arrest or citation as appropriate. Because enforcement of some minor offenses might lead to violence or greater hostilities, enforcement of them will be at the discretion of the supervisor present.

ENFORCEMENT OF INJUNCTIONS

No arrests shall be made for violations of injunctions or court orders unless the department is specifically ordered by the court.

4-1000 POLITICAL ACTIVITY

Police officers share the individual right to engage in political and other protected first amendment activity. However, police should not use their authority or the indicia of office, such as the uniform or title, for this purpose because of its inherently coercive nature; nor should they engage in collective political activity which compromises their ability to view objectively conflicts with which they may be called upon to deal.

Madison City Ordinance specifically regulates political activity by members of the Police and Fire Departments. All police officers should familiarize themselves with the provisions of 3.47(8) (1995):

“(8) Political Activity,

- (a) No employee while on duty or on official City business shall, for the apparent purpose of influencing the outcome of any referendum, or improving the chance of election of a person seeking elective office:
 - 1. Wear or display any campaign material.
 - 2. Distribute any campaign material.
 - 3. Solicit, receive or give subscriptions, contributions or service for any candidate or referendum position.
 - 4. Actively campaign for any candidate or any referendum position.
- (b) No employee while on duty or other official City business or off duty shall in any way coerce or attempt to coerce subscriptions, contributions or service from subordinate employees in support of a political party or a candidate for elective office or for or against a referendum position, or retaliate against or reward an employee for refraining from participating in any political activity. No employee on or off duty shall use her or his title or position or indicia thereof in any elective political activity.
- (c) This subsection does not apply to a response by a legal custodian or subordinate of the custodian to a request to locate, reproduce or inspect a record under Sec. 19.35, Wis. Stats., if the request is processed in the same manner as the custodian or subordinate response to other requests to locate, reproduce or inspect a record under such section or to a non-employee providing other information within the knowledge of the employee by virtue of her or his City position if such information is made equally available upon request to any other person.
- (d) Police Officers and Firefighters shall observe the applicable rules of the Police and Fire Departments relating to political activity.

- (e) No elected official or candidate for a City elected office shall promise an appointment to any municipal position as an apparent reward for any political activity.
- (f) Pursuant to 5 U.S.C. Sec. 15.02, employees whose positions are federally funded in whole or in part may not be candidates in partisan elections without first being granted an unpaid leave of absence."

Veldran, Lisa

From: Craig Oleson <craigoleson2522@gmail.com>
Sent: Tuesday, August 04, 2020 12:55 PM
To: Veldran, Lisa
Subject: Less Lethal Options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

To Whom It May Concern,

I am a retired Police Sergeant (2019) from a larger Wisconsin police department (population 50,000+) I've worked mainly in patrol work my entire career (27 years) and have responded to the entire spectrum of calls to include persons in crisis and armed. I've either witnessed or ordered the deployment of less than lethal munitions on several instances all which have resulted in the custody of the person with little to no physical injury. In all of these cases there was NO loss of life!!!

When I began my career we as police officers had very few options to resolve conflict when dialogue failed to work. Over the years we have added pepper spray, Taser, bean bag munitions and 40 mm munitions. These have been great tools for both ending conflict and preventing officer death and injury.

I am thoroughly disappointed that cities around the country are looking at setting law enforcement back decades in their jobs by hamstringing police in their use of force options. By removing these tools from police you are essentially making the officers escalate to deadly force too soon which will not end well for everyone including city council's and city management.

I can tell you with great conviction that should you remove the options you will quickly regret it when the first citizen or officer is killed! Think hard about what is about to occur today. Please do the right and just thing by giving the police options and the ability to do their jobs for which they're trained.

Craig Oleson
Sergeant (retired)
La Crosse, WI

Sent from my iPhone

Veldran, Lisa

From: E Nottestad <enottestad@spartawisconsin.org>
Sent: Tuesday, August 04, 2020 12:56 PM
To: Veldran, Lisa
Subject: Agenda Item

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Good afternoon.

I understand that your Council's agenda includes the removal of less lethal options for MPD officers, as well as officers responding for mutual aid to MPD. I have read the agenda item and felt compelled to express my viewpoint on the issue.

I am currently the Chief of Police in Sparta, WI. My agency recently responded as mutual aid to the civil unrest in downtown Madison to assist MPD. My agency is much smaller than MPD, but consists of extremely well-trained, professional officers. I am confident sending the men and women of this department into any situation.

I am extremely opposed to removing less lethal options from any police officer. As police officers, we rely on a variety of tools in our kit to respond to an immeasurable number of constantly changing situations. Should your Council decide to remove less lethal options, you are tying the hands of those on the streets, doing everything they can to serve and protect. At that point I would no longer choose to send any of my personnel as mutual aid for your agency. I am certain other agencies would share this reaction. I will not place my men and women in situations where their options are so limited that they are ineffective or are backed into a deadly force situation by politics.

I grew up in Madison. I spent my teenage years "cruising the Wash" and walking State Street with my friends. More recently I bring my children to shows at the Overture Center and attend Badger football and wrestling events. My family frequents numerous businesses in Madison and I have family still living there. I am saddened, ashamed and disgusted by the reaction Madison's leadership has had to recent events in the City. I hope the right decision can be made here. I hope I can bring myself to enjoy Madison again someday in the future.

Respectfully,

Chief Emilee Nottestad

Sparta Police Department

121 E. Oak St.
Sparta, WI 54656
(608) 269-3122
www.spartawisconsin.org

Veldran, Lisa

From: Kathleen Maier <katandog7@gmail.com>
Sent: Tuesday, August 04, 2020 1:13 PM
To: Veldran, Lisa
Subject: Ban on tear gas, pepper spray, and sponge rounds

Caution: This email was sent from an external source. Avoid unknown links and attachments.

This proposal is ludicrous! Why would you want to take LESS lethal options away from the police?
So now there will be an unnecessary increase of police shootings and loss of life?
Just how were the unruly, violent protesters supposed to be controlled from causing injury and criminal damage? NOT to mention looting?
Just another underhanded maneuver to make policy changes like the Mayor without the will of the people you serve!

Disgusted in Madison,

Kathleen Maier

Veldran, Lisa

From: Brooke Richardson <brookehrichardson@hotmail.com>
Sent: Tuesday, August 04, 2020 1:19 PM
To: Veldran, Lisa
Cc: Brooke Richardson
Subject: Less lethal options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I'm emailing to tell you I give full support on the officers having less lethal options for crowd control and other incidents.

You guys are absolutely ridiculous. I'm very disappointed in you and all board members.

Why on earth would you take less lethal options away? I expect Every board member to be present at the next riot and to stand in front of the officers.

You guys have some serious explaining to do to the tax payers of madison. You have literally turned this city to shit in 5 months.

You also should required to attend the police academy training upon getting elected.

You should be ashamed of yourselves!!!

Brooke Richardson
608 712 1416

No one has the courage to call me back yet. I'm still waiting

Sent from my iPhone

Veldran, Lisa

From: Ercan Dzelil <edzelil8@gmail.com>
Sent: Tuesday, August 04, 2020 1:20 PM
To: Veldran, Lisa
Subject: DO NOT Remove Less Lethal Options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hi,

My name is Ercan Dzelil and I am a lifelong visitor, resident, and professional within Madison. Growing up I didn't have the best views when it came to police officers. So what did I do? I made intentional strides to expose myself to them, outside of the normal calls for service contacts. Today, I have been a police officer for about 7 years. I want to stress to everyone on the common council that this proposal sponsored by Max Prestigiacommo and Rebecca Kemble will certainly do so much more harm than good.

The City of Madison Police Department is a national leader when it comes to police departments, their training, and their crowd control tactics. Police officers are trained to always use the least amount of force necessary to control people. However, if this proposal to take away pepper spray, less lethal rounds (40mm sponge & beanbag), and the use of tear gas for large/violent crowds is passed, what options do you leave us to do our job? This WILL result in one or more of these scenarios: A) more police involved shootings B) officers getting killed or injured because they don't have the tools to protect themselves C) citizens getting killed or injured because the officers don't have the tools to protect them. D) Outside agencies will remove their mutual aid contracts with the City of Madison. Any and all of these scenarios will be true if this proposal gets voted in. Alders Prestigiacommo and Kemble will be held accountable for all of the unfortunate chain of events that will take place if this goes through.

Please quit making decisions from emotion and lead our city to the beautiful and safe city it once was. The way to do that is to act with integrity and empower the people who keep everyone safe, not drag them down and take away life saving options. This proposal should include funding for every squad to have a less lethal option to hopefully save someone's life that may be having one of their worst days.

Thank you,
Ercan Dzelil

Veldran, Lisa

From: Brooke Richardson <brookehrichardson@hotmail.com>
Sent: Tuesday, August 04, 2020 1:22 PM
To: Veldran, Lisa
Subject: Fwd: Less lethal options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Sent from my iPhone

Begin forwarded message:

From: Brooke Richardson <brookehrichardson@hotmail.com>
Date: August 4, 2020 at 1:19:08 PM CDT
To: "lveldran@cityofmadison.com" <lveldran@cityofmadison.com>
Cc: Brooke <brookehrichardson@hotmail.com>
Subject: Less lethal options

I'm emailing to tell you I give full support on the officers having less lethal options for crowd control and other incidents.

You guys are absolutely ridiculous. I'm very disappointed in you and all board members. Why on earth would you take less lethal options away? I expect Every board member to be present at the next riot and to stand in front of the officers.

You guys have some serious explaining to do to the tax payers of madison. You have literally turned this city to shit in 5 months.

You also should required to attend the police academy training upon getting elected.

You should be ashamed of yourselves!!!

Brooke Richardson
608 712 1416

No one has the courage to call me back yet. I'm still waiting

Sent from my iPhone

Veldran, Lisa

From: Samuel Brier <samuelbrier@yahoo.com>
Sent: Tuesday, August 04, 2020 1:39 PM
To: Veldran, Lisa
Subject: Less Lethal Life-Saving Options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Members of the Common Council Executive Committee, My name is Sam Brier and I've worked as a Madison Police Officer for nearly seven years. I'm proud that our department is unique and that our police culture operates very differently from what you see elsewhere. It's the kind of culture that values only using force as a last resort and even then, only using the minimal amount of force necessary to gain and maintain control of a violent situation.

Part of using the minimal amount of force necessary means having a variety of options. Right now, I know that on those rare occasions when I have to use force, I have access to a TASER, pepper spray (OC), and less-lethal impact weapons that will reduce the chance of me ever having to shoot anyone. This gives me a lot of comfort and is consistent with my values, our department's values, and our city's values.

Please help us keep our less-lethal options. Like any tool or weapon, less lethal options can be abused. To prevent abuse, we as officers are already required to document when we use them and explain why we felt justified in using them. Our explanations get scrutinized by other officers, supervisors, Internal Affairs, outside police agencies, the courts, lawyers, judges, juries, reporters, and the public...and that's a good thing. In other words, our department and our city already have the infrastructure to hold accountable officers who misuse or abuse less lethal tools. Completely banning them would result in more injuries to both officers and suspects, not to mention a rise in police shootings when officers no longer have any options apart from guns.

-Sam Brier

Veldran, Lisa

From: Kathleen Maier <katandog7@gmail.com>
Sent: Tuesday, August 04, 2020 1:43 PM
To: All Alders
Subject: Ban on tear gas, pepper spray, and sponge rounds

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This proposal is ludicrous! Why would you want to take LESS lethal options away from the police?
So now there will be an unnecessary increase of police shootings and loss of life?
Just how were the unruly, violent protesters supposed to be controlled from causing injury and criminal damage? NOT to mention looting?
Just another underhanded maneuver to make policy changes like the Mayor without the will of the people you serve!

Disgusted in Madison,

Kathleen Maier

Veldran, Lisa

From: Brooke Richardson <brookehrichardson@hotmail.com>
Sent: Tuesday, August 04, 2020 1:45 PM
To: Veldran, Lisa
Subject: Fwd: Less lethal options

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Subject: Less lethal options

I'm emailing to tell you I give full support on the officers having less lethal options for crowd control and other incidents.

You guys are absolutely ridiculous. I'm very disappointed in you and all board members. Why on earth would you take less lethal options away? I expect Every board member to be present at the next riot and to stand in front of the officers.

You guys have some serious explaining to do to the tax payers of madison. You have literally turned this city to shit in 5 months.

You also should required to attend the police academy training upon getting elected.

You should be ashamed of yourselves!!!

Brooke Richardson
608 712 1416

No one has the courage to call me back yet. I'm still waiting

Sent from my iPhone

Veldran, Lisa

From: Andy Garcia <588ajg@gmail.com>
Sent: Tuesday, August 04, 2020 1:49 PM
To: Veldran, Lisa
Subject: Use of Chemicals for Police Officers

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Dear Alders,

When I was a Police Officer for the City of Madison back in 1997 I was attacked by a very large mentally ill person. He tried to disarm me and I had to use my pepper spray to get him off of me.

Without that spray, I would probably be dead.

He still was able to shoot me 4 times and was about to finish me off when my partner came and saved me again.

Taking away a police officer's ability to defend himself or defuse a incident at a crucial time would be downright criminal on your part.

My only other option would have been to shoot him.

I am a very angry citizen of Madison who is angry at Alders who have no idea on what their doing.

Andy Garcia
9013 Royal Oaks Circle
Madison. 53593

Sent from my iPhone

Veldran, Lisa

From: Keith Anderson <kandersn317@hotmail.com>
Sent: Tuesday, August 04, 2020 1:52 PM
To: Veldran, Lisa
Subject: I AM OPPOSED TO Creating Section 5.17 of the Madison General Ordinances to prohibit the Madison Police Department from using tear gas, mace and impact projectile devices

Importance: High

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello. My name is Keith Anderson and I live at 1111 Woodland Way, Madison, WI 53711.

I am OPPOSED to creating Section 5.17 of the Madison General Ordinances to prohibit the Madison Police Department from using tear gas, mace and impact projectile devices.

These items are TOOLS for the Police Department and act as part of a large continuum of force. If these items cannot be used by the Police Department, the escalation to use DEADLY FORCE is more likely to happen in situations where these less than lethal tools could have been used in the past.

Consider the person threatening with a knife. An Impact projectile device used on that person could stop his/her threatening behavior. If this option is no longer available, does that mean that the Police will use a firearm now? This will ultimately result in injury or death to the threatening person, someone close by, or even a police officer.

I urge the Common Council to refrain from taking these tools away from the Madison Police Department. Please let them determine the tools to use.

Thank you.

Keith Anderson

Veldran, Lisa

From: Nicholas Davies <nbdavies@gmail.com>
Sent: Tuesday, August 04, 2020 1:58 PM
To: Veldran, Lisa
Subject: Curb police abuses: Yes to 61250 and 61252

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Dear Executive Committee,

On the afternoon of May 30, I was hopeful. Elsewhere across the country, protests against police brutality and racist policing were met with yet more police brutality and racist policing. But here in Madison, police were directing traffic for the protesters.

I thought maybe Madison's police were different. Maybe we have a gentler police force. Maybe here, police are community partners, not an occupying army. I was allowed to have that impression because of my privilege as a white cis man, someone not experiencing homelessness or a mental health episode. Because most of the time, the side of Madison PD that I see is very different than the side they show our black and brown friends and neighbors. My naivete didn't last the night.

On social and traditional media, I saw Madison PD responding to a protest in riot armor, shooting tear gas canisters, rubber projectiles, and pepper spray into the crowd, taking their grievances with the Black Lives Matter movement out on everyone present downtown. Police everywhere were getting out their sadistic jollies at the public's expense, and our department obviously couldn't be left out.

Madison PD hit a reporter in the arm with a tear gas canister while he was conducting an interview well away from the police line. Art Paul Schlosser, a nationally-known street musician, got tear gassed on State Street. Bystanders, elected officials, candidates for office, people in their own homes complying with curfew, all got tear gassed. We shouldn't discount the unknown long-term health impacts of these chemical weapons. Or their potential impact on wildlife in the downtown biome. I won't soon forget the atrocities committed in our city's name, and I hope you won't either.

What we saw clearly undermined any possible case for arming our police department that way:

Tear gas doesn't deescalate, it doesn't calm a crowd, and it doesn't effectively disperse a crowd. It seemed to do the opposite of all these things. It's ineffective at its stated purpose, which should raise the question of what its real purpose is.

Tear gas doesn't discern between protester and looter and bystander and journalist. It doesn't affect the guilty any differently from the innocent. It doesn't stop at the edge of the street, or at the screen of an open window in summer.

Tear gas doesn't attribute itself. If three grenadiers shoot tear gas into a crowd, and someone in that crowd suffers a fatal asthma attack (as people have), there's no way to know which grenadier's canister caused the death. No way to bring a case before the Police and Fire Commission, or to submit an Internal Affairs complaint, or even file a civil suit against the officer who committed murder. It prevents any kind of accountability, and it seems like that's a feature of it, not a bug.

After that weekend, I requested the Use of Force reports from those nights. I believe some on the council read through those as well. In those reports, the officers who deployed tear gas describe their motivations as "guiding" or "breaking up" a crowd. That is to say, they have no account of whom in particular they intended to use force upon, or why, let alone a full accounting of all the people their use of force ultimately affected.

Taking these factors together, I hope it's clear that tear gas has no justifiable place in our department's arsenal.

Before you tonight are two measures to de-militarize our police force and prevent these atrocities from happening again:

61250 would ban the kinds of chemical and projectile weapons that Madison PD have been abusing.

61252 would ban military purchases through the 1033 program.

I urge you to recommend passage for both as is, and not in a gutted or weakened form. Chemical weapons especially are unjustifiable. Our city should not be committing war crimes upon its residents.

Furthermore, we need to stop the overall militarization of our police force against Madison residents. A recent report showed that Madison PD officers are predominantly not Madison residents themselves, and there are of course also disparities in background between the police and over-policed communities. Our police force should not be an occupying army. That means they need to stop looking and acting like one.

The 1033 program isn't entirely without merit. The Dane County sheriff's department purchased parkas for everyone. Good for them! That's nice. Madison PD on the other hand purchased a \$700K mine-resistant vehicle. There is no legitimate use for that. We have no landmines here. All it does is intimidate. So **the 1033 program isn't a cost-saving measure.**

In the Finance Committee hearing, Ald. Kemble made the great point that if any of these 1033 purchases were legitimate operational needs, they would already be in the MPD budget. So **the 1033 program also isn't essential.**

If we must allow Madison PD any 1033 purchases, it should be up to the Council to approve what categories of items they can purchase. The burden should not be on the Council to react whenever the 1033 program makes some new, cruel military tech available.

Ald. Kemble also mentioned a possibility of making Madison PD seek Council approval for their purchases; I think this too puts too much burden on the Council, and makes the process of demilitarization too incremental and subject to backsliding.

We are in a historic moment, and I hope you all grasp the moral weight of the decisions before you this afternoon and ultimately before the council as a whole. I hope you find within you the same courage that you showed on June 2 when you ended the quasi-martial law in effect, and on July 20 when you declined Madison PD's request to restock the weapons they had abused. The work of setting new boundaries for our police force, and refining their role in our communities, has just begun.

Thank you,
Nick Davies
640 W Wilson St 409
Madison, WI

Veldran, Lisa

From: rkmraz@gmail.com
Sent: Tuesday, August 04, 2020 2:01 PM
To: Veldran, Lisa
Subject: Less lethal alternatives

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello,

I am writing in regards to the idea of taking away less lethal alternatives that would help our officers.

I honestly can't believe at this time with the violence that is happening in the city that this is being considered. Many of the violent activity is committed by young adults. I would much rather the officers have these options to use than leaving the officers with lethal options the only thing left to use.

Young adults with no consequences will continue to escalate until you leave the officers no choice but to react. They need many more less than legal options.

I have to say that if taking away less than lethal options passes, we will be looking at moving. It will only make this city more unsafe.

So very disappointed in what is happening with this city,

Cindy Rasmussen

Sent from my iPhone

Veldran, Lisa

From: Zachary Henderson <zachary.henderson28@gmail.com>
Sent: Tuesday, August 04, 2020 2:02 PM
To: Veldran, Lisa; Verveer, Michael
Subject: Citizen Comment - Resolution 61250

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hi Common Council Executive Committee,

I write to you in opposition to Resolution 61250 (sponsored by Alders Prestagiacomo and Kemble), under consideration by the committee this afternoon.

I agree with the majority of Madison residents and alders that we must continue to analyze police behavior and push for appropriate and meaningful reform of police tactics, especially when police engage with protesters or those experiencing mental health crises. To this end, resolution 61265, sponsored by Alders Heck, Bidar, Furman, and Rummel makes sense when viewed with both human rights and public safety lenses. The time *is* appropriate to explore alternatives to tear gas and to potentially begin phasing out its use for crowd control in our city.

However, resolution 61250, in its second version, drastically limits the ability of Madison police and agencies providing mutual aid within the city of Madison to utilize appropriate, restrained force in resolving dangerous and dynamic emergency situations. In outright prohibiting the use of several less-lethal tools by the police, this short-sighted resolution all but ensures police will be forced to utilize deadly force in situations where a less-lethal tool could have preserved lives.

Last week's domestic incident on Braxton Place is one example where access to a less-lethal tool ensured a non-fatal outcome during a highly-charged domestic incident. The suspect was armed with a knife, placed near the throat of his victim; he ignored repeated commands to drop the weapon. The State of Wisconsin Defense and Arrest Tactics guidelines justify lethal force when officers observe behavior which has caused (or imminently threatens to cause) death or great bodily harm to the officer or other persons. This certainly would have fit this description; given the circumstances, officers would have likely been justified to use lethal force in gaining compliance.

In my interactions with the Madison Police Department, both as a citizen and past participant in their Community Academy, I have witnessed their ongoing commitment to "best possible resolutions" in tough situations. In general, I trust members of the Madison Police Department to use only the minimum amount of force necessary (if any) to effect an arrest or resolve a situation. The time is right to study alternatives to police use of force, but it is not right to outright ban use of less-lethal tools in use in every other municipality in Wisconsin.

Zachary Henderson
615 W Main Street
#305
Madison, WI 53703

--

Zachary Henderson, PMP

zachary.henderson28@gmail.com

(608) 658-8076

From: Rickey, Al
Sent: Tuesday, August 04, 2020 1:35 PM
Subject: Fwd: Impact of less than lethal force bans

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Subject: FW: Impact of less than lethal force bans

FYI

From: Mahoney, David
Sent: Tuesday, August 4, 2020 12:35 PM
To: 'Henak, Zachary' <district10@cityofmadison.com>; kristen.roman@wisc.edu
Cc: Hook, Jeff <hook@danesherriff.com>
Subject: RE: Impact of less than lethal force bans

Alderman Henak,

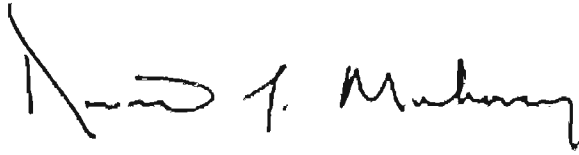
Thank you for reaching out first of all, we as an agency train and believe in all measures of de-escalation to seek voluntary compliance with lawful orders whether in our jail, patrol or crowd control capacity. The Sheriff's Office does possess a Special Events Team (SET) which in the past and continuing into the future has been utilized by surrounding agencies in Dane County. The City of Madison has utilized this team of deputies and supervisors during Mifflin Street Days, Freak Fest and other special events where crowd control is anticipated including the most recent protests in Madison following the George Floyd incident in Minneapolis. The tools this team has at its disposal currently and will in the future consist of some of the chemical and non-lethal impact munitions you have listed.

CS, OC and non-lethal impact munitions are currently available for use by our specially trained staff for use during crowd control events. As well some of these munitions are readily available to trained supervisors during normal duties and as part of our de-escalation in the event their use can be deployed as an alternative to the use of deadly force.

As the Sheriff of Dane County and as a City of Madison resident I feel it's important to point out that should the Madison Common Council pass a miss guided ordinance limiting the use of chemical and non-lethal impact munitions, the council will have tied the hands of Madison Police in the use of munitions that are part of a host of de-escalation alternatives to deadly force. In my 41 years with the Sheriff's Office and 14 as Dane County Sheriff I have seen and participated in a number of incidents where the deployment of less than lethal munitions resulted in the saving of a life and where without that tool deadly force would have been the only alternative.

I would ask that you and other alders think very hard and seek the insight of Acting Chief Wahl before rushing to pass a feel good ordinance that very well could tie the hands of your very highly trained, educated and competent police force.

As always I stand ready and available to answer questions and provide insight on issues of concern.



Sheriff David J. Mahoney
Dane County Sheriff's Office
115 West Doty St.
Madison, WI 53703
(608) 284-6170
(608) 284-6163 FAX



From: Henak, Zachary <district10@cityofmadison.com>
Sent: Monday, August 3, 2020 11:30 PM
To: Mahoney, David <Mahoney@danesherriff.com>; kristen.roman@wisc.edu
Subject: Impact of less than lethal force bans

CAUTION: External Email - Beware of unknown links and attachments. Contact Helpdesk at 266-4440 if unsure

Chief Roman and Sheriff Mahoney,

I hope you are both well. Madisons common council has two pieces of legislation coming to us as linked below. I have detailed a few questions below to get a broader sense of what the impact would be of these bans. Your insight would be very helpful.

How would these bans impact MPD's ability to provide or request mutual aid? Do you have any insight as to alternatives or the effect a ban such as this would have if implemented for your department?

Thank you and please feel free to contact me with any questions.

We are discussing the topics tomorrow evening. If you are not available until after that it would still be helpful to hear from you.

Thank you both for your service,

Alder Zachary Henak
District 10
Madison Common Council
608.471.2900

Prohibiting Tear Gas

<https://madison.legistar.com/LegislationDetail.aspx?ID=4587350&GUID=BFB28CA2-85B7-4702-9209-6CF005D8990A&FullText=1>

Fiscal Note

The proposed resolution prohibits the use of tear gas as of November 17, 2020 and requests a study of alternatives by the Madison Police Department (MPD). The resolution defines tear gas as various chemical agents. Costs fluctuate from year to year in correspondence with usage, training needs or expiration. In 2019, the department spent approximately \$3,600 on chemical sprays. While there would be savings associated with not purchasing these items, an alternative could consume some or all of these savings or require additional funding from the Common Council. Staff time (including overtime) would be involved in order to produce this study. With the major events impacting MPD's overtime budget (shots fired incidents, COVID, protests), the Department will likely need an additional appropriation to cover overtime costs.

An ordinance prohibiting the MPD from using tear gas, mace and impact projectile devices, Legistar file ID #61250, is also being introduced.

Title

Prohibiting the use of tear gas as of November 17, 2020 and requesting a study of alternatives by the Madison Police Department.

Body

WHEREAS, the use of lachrymatory chemicals, often referred to as tear gas or riot control agents, in war has been banned for almost a century by the UN Geneva Protocol of 1925, as well as by the Chemical Weapons Convention of 1993; and

WHEREAS, the Centers for Disease Control list a variety of chemical compounds in the category of riot control agents, including "chloroacetophenone (CN) and chlorobenzylidenemalononitrile (CS)... chloropicrin (PS)... bromobenzylcyanide (CA); dibenzoxazepine (CR); and combinations of various agents"; and

WHEREAS, that for the purposes of this resolution, the term "tear gas" is defined as chloroacetophenone (CN), chlorobenzylidenemalononitrile (CS), chloropicrin (PS), bromobenzylcyanide (CA), dibenzoxazepine (CR), and combinations of these and related agents, and that oleoresin capsicum (OC) spray is not included in that definition; and

WHEREAS, the Centers for Disease Control list "chest tightness, coughing, choking sensation, noisy breathing (wheezing), shortness of breath" as effects of tear gas on the lungs; and

WHEREAS, studies have shown, "tear gas can cause long-term harm, by making people more susceptible to contracting influenza, pneumonia and other illnesses"; and

WHEREAS, an open letter signed by over 1,200 healthcare professionals opposes, "any use of tear gas, smoke, or other respiratory irritants, which could increase risk for COVID-19 by making the respiratory tract more susceptible to infection, exacerbating existing inflammation and inducing coughing"; and

WHEREAS, the American Thoracic Society is calling for a moratorium on the use of tear gas by law enforcement officers on participants in protests due to the dangers it poses to those who are exposed to it, including medics and bystanders as well as protestors; and

WHEREAS, United States Representatives Ocasio-Cortez, Takano, and Garcia have introduced the "Prohibiting Law Enforcement Use of Chemical Weapons Act", which will ban the use of tear gas by law enforcement and the City of Seattle has recently banned tear gas; and

NOW THEREFORE, BE IT RESOLVED, that the Madison Common Council requests that the Madison Police Department submit a study by October 20, 2020 that includes:

- a history of the Department’s tear gas usage from 1990 up to and including August 1, 2020, that includes analyses of usage by year;
- incident type, including, but not limited to, crowd control, special operations, and smaller scale uses; estimated number of persons impacted; amount of tear gas used;
- justifications and efficacies of its usage compared to available alternatives; other pertinent information, and summaries thereof;
- MPD or non-MPD de-escalation alternatives to the use of tear gas, and that alternatives include, but not be limited to, response options from other agencies, organizations, health care entities, and suggested recommendations by the Quattrone Center’s analysis of the MPD’s May 30-June 1, 2020 response; and

BE IT FURTHER RESOLVED that the Madison Common Council is committed to support de-escalation alternatives to the use of tear gas; and

BE IT FINALLY RESOLVED, that starting on November 17, 2020, the Madison Common Council prohibits the use and purchase of tear gas by the Madison Police Department and/or any City department or entity.

Prohibit MPD from using tear gas, mace and impact projectile devices

<https://madison.legistar.com/View.ashx?M=F&ID=8670842&GUID=6095FD49-13C1-4371-B67B-794231D48100>

Text of Legislative File 61250

Fiscal Note

Fiscal note pending.

Title

SUBSTITUTE - Creating Section 5.17 of the Madison General Ordinances to prohibit the Madison Police Department from using tear gas, mace and impact projectile devices as crowd control measures.

Body

DRAFTER'S ANALYSIS: This ordinance prohibits all Madison Police Department commissioned officers while on duty, and any commissioned officers employed by any other law enforcement agency responding to a request for mutual aid by the Madison Police Department, from using tear gas, mace, pepper mace, pepper gas or projectile devices as crowd control measures.

***** The Common Council of the City of Madison do hereby ordain as follows:

1. Section 5.17 entitled "Prohibition of Tear Gas, Mace and Impact Projectile Devices" of the Madison General Ordinances is created to read as follows:

"5.17 PROHIBITION OF TEAR GAS, MACE AND IMPACT PROJECTILE DEVICES.

page2image1350928512 page2image1350928800 page2image1350929152

(1)

While on duty, all commissioned officers employed by the Madison Police Department and any commissioned officers employed by any other law enforcement agency responding to a request for Mutual Aid by the Madison Police Department are prohibited from using the following as crowd control measures:

- (a) Tear gas, the active ingredient of which is either Chloroacetophenone (CN) or o-Chlorobenzylidene malononitrile (CS).
- (b) Other chemical agents commonly known as mace, pepper mace, or pepper gas. (c) Impact projectile devices, including 40mm sponge rounds and small beanbags."

Veldran, Lisa

From: Tamara Kowalski <dntkowalski@gmail.com>
Sent: Tuesday, August 04, 2020 2:13 PM
To: Veldran, Lisa
Subject: Opposed!!!

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I am writing to you as an upstanding citizen in good standing as well as a former law enforcement officer who served the Madison community for 20 years. I am vehemently opposed to the proposed ban on less lethal tools for all police departments. These tools provide for an alternative to getting physical and hurting all parties involved. It also prevents officers from having to use only deadly force. Please educate yourself about the evolved Use of Force policies and protocols over the last 20 years. Having been in charge of maintaining and following CALEA, the National Accreditation for my agency, it was my duty to review, recommend, and revise our agency's Use of Force policies after the death of Tony Robinson. Our policies evolved, but they NEVER took away the options police could use to safely and effectively de-escalate a situation.

Kindly,
Tamara Kowalski

Veldran, Lisa

From: Sierra Helena Kailea Saplan <shksaplan@gmail.com>
Sent: Tuesday, August 04, 2020 2:20 PM
To: Veldran, Lisa; Rhodes-Conway, Satya V.
Cc: All Alders
Subject: Support the following resolutions

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Dear Mayor and Common Council Executive Committee Members and all Alders (who I have CC'd since many of you are sponsors of these resolutions),

Hello. My name is Kailea, and I'm a resident of the Bay Creek neighborhood where I'm represented by Alder Tag Evers.

I am emailing you today to ask that you support the following resolutions:

Item 5- 60777

Item 6- 60778

Item 7- 61250

Item 8- 61252

Item 9- 61265

With items 5 and 6, I ask that you support the years of work that has been done to create civilian oversight of MPD.

With item 7, I ask that you support the prohibition of MPD's use of tear gas, mace, and impact projectile devices. I understand [from comments made previously by Acting Chief of Police Wahl](#) that he believes these "tools" are necessary for the police to do their jobs to "deal with a large-scale, violent crowd." Though deemed "less lethal," I'm sure you have seen pictures from across the nation of protesters' bodies who have come into contact with these tools. Whether or not community members from Madison specifically have [lost their eyes](#), for example, we know these tools to be potentially very dangerous.

With item 9, I ask that you again support the prohibition of MPD's use of tear gas, and support the calls from Alders Heck, Bidar, Furman, and Rummel to engage in a study of alternatives. I ask that this study investigate alternatives to police "crowd control" like: (1) crime prevention programs, (2) drug rehabilitation programs, (3) restorative justice and healing programs, (4) economic justice for our most vulnerable communities, (5) educational justice for our most vulnerable communities, (6) environmental justice for our most vulnerable communities, (7) equitable distribution of health resources for our most vulnerable communities, and (8) reallocation of the city's operating budget away from MPD and toward programs already established to address inequity. Essentially, I am asking that you investigate and invest in the issues of inequity and injustice that are the catalyst for large protests and rioting in the first place.

I save item 8 for last. With item 8, I hope you support the ordinance to prohibit MPD from obtaining any property from the Defence Logistics Agency. As Alder Prestigiacomio stated in a previous meeting, with this resolution Madison has an opportunity to reduce its role in the nation's pervasive [military-industrial complex](#). This resolution, all of them really, should not be misconstrued as punishing MPD. It's great that MPD outsources some of its materials as it puts less of a financial burden on the city. However, if MPD is mostly obtaining ["mundane"](#) things like N95 masks and flashlights, there must be other sources these materials can come from. It's difficult and it takes more time and attention, but MPD can still obtain the items they need from less problematic sources. In fact, many of us are attempting to divest from billionaires and corruption in our everyday lives; the principle is the same. Lastly, it's important to keep in mind that this resolution is not a hasty reaction to the moment-- it's a thoughtful decision to move away from militarized police now and in the future. In a previous meeting, Officer Wahl stated that though armored vehicles and rifles were obtained from the Defense Logistics Agency in the past, these items have since been returned

and he has no current interest in asking for them now. That means under past leadership, those items were of interest, and who is to say what future MPD leadership will seek? Just as your community is asking for civilian oversight on policing, we are asking for more oversight on police funding and the items police have access to. **If MPD's heart is with the community (even when their homes are not), then I hope they will see these reforms not as a punishment, but community investment in a different, more just future. Another world is possible.**

Thank you for your time,

Kailea S.

Veldran, Lisa

From: Becky/Jim Smith <jbjbsmith@gmail.com>
Sent: Tuesday, August 04, 2020 12:58 PM
To: Veldran, Lisa
Subject: Madison Police ordinance proposal

To members of the CCEC,

I am concerned and frankly appalled that your leadership would consider taking away the less-lethal options from our Police Department in their efforts in keeping our community safe.

PLEASE do NOT allow the proposal to remove pepper spray and sponge/bean bag rounds as options for our officers as they respond and put their very lives at risk keeping my family safe.

They have NOT abused their powers here in Madison and I am confident in the MPD leadership to make wise decisions when encountering the most violent citizens in our community.

Please do not take away our officer's ability to safely apprehend those that would behave in a criminal manner. Please do everything in your power to keep our brave police men and women well equipped for the task.

Is it NOT the goal to be able to police our city without the use of deadly force?

Thank you,
Rebekah Smith

Veldran, Lisa

From: Maggie <maggiemulroy@gmail.com>
Sent: Tuesday, August 04, 2020 1:31 PM
To: Veldran, Lisa
Subject: 61520 Objection

I am in absolute objection to the removal of less than lethal-methods that the police have, such as pepper spray and tear gas. Whereupon there were screams of using less-than-lethal measures to handle violent subjects by a select few in this city, now even that is being attempted to be taken away. I'm so confused and in shock. You don't want officers to use guns, but don't approve funding to use rubber bullets and bean bags, and now want to even remove pepper spray and tear gas gone. Why not just come out and say the truth - that you want the criminals to have full ability to damage and hurt this city and the law-abiding citizens that make it great? After all, that is what you are communicating by not even allowing officers to use any less-than-lethal methods. What is left? Shooting rubber bands at the violent suspect, or will that come under fire and be frowned upon as well?

Not only are you removing ways that officers can keep citizens of this city safe, but you are putting the officers under unnecessary harm. They put their lives on the line with every call, and now you are asking them to no longer be able to protect themselves in less than lethal ways? You are removing their means of self-defense. That is cruel. It's like the military telling people to go out and fight wars with no way to protect themselves. It's mind-boggling to even think of this. What is left for police to do when being attacked? Have you considered that the only other way for them to protect themselves is by lethal methods, the very first thing you objected to? By removing less than lethal means, you are otherwise approving of lethal methods. After all, if someone comes at me with a knife, I have every right to protect myself and my life in any way that I need to. So does the officer. Why is okay for everyone to protect themselves other than police, the people that are only there to protect us? Are they supposed to just stand there and let the offender hurt and/or kill them when being attacked? They won't, nor would anyone (other than the Madison mayor and common council) expect them to. Instead, they will reach for their guns (until you take that away too, which I'm sure is being discussed right now somewhere). Now we are back to guns. Why, when everyone's life can be saved with less-than-lethal methods? Please, explain this insanity because I can't understand it.

I understand that being hit with pepper spray hurts. So does getting hit with bricks and rocks from two dozen people coming at them. I understand being sprayed with pepper spray makes people cough, further risking the spread of COVID-19. So does hundreds of people all standing next to each other shouting and screaming. Maybe you are looking at the right problem from the wrong side?

If police were using tear gas for the wrong reasons, such as using tear gas for a shoplifter, I would understand. But that's not the purpose and they have never used it for those purposes in the past. They use it to disperse violent crowds who are damaging property and/or hurting other people. Why are you protecting criminals? The police do not, nor have they ever, used tear gas on peaceful protestors. I know that your version of "peaceful protestor" doesn't include the violent ones, but let's face reality and not include them as "peaceful." The definition of peaceful has not changed. Destroying property and throwing rocks at people has never been, and will never be, considered

peaceful, no matter how much you try to spin it. I understand that there are peaceful protestors that will get hit with tear gas aimed at the criminalized ones, but what other options are there for the police? That's right, you yourself don't even know. You have decided that the police are the ones to do the research to find out and come up with something even if nothing exists. I sit here and shake my head at the absurdity. If you want the pepper spray gone so much, then find an alternative. That should be on YOU! Until then, let the police continue to do their jobs in keeping everyone else safe.

Sincerely,

Maggie Mulroy
929 Harrington Drive
Madison, WI 53718

Veldran, Lisa

From: Connor W <connorwilliams@gmail.com>
Sent: Tuesday, August 04, 2020 10:52 AM
To: Veldran, Lisa
Subject: Thoughts on "Section 5.17 of the Madison General Ordinances" as it relates to removal of less-lethal tools for the Madison Police Department

Hello,

Please share this information with the members of the Common Council Executive Committee.

I'm writing today to share my thoughts on the proposed prohibition (pictured) of less-lethal tactics and tools for Madison Police Department Officers. As a community member of Madison, I urge you to carefully examine the consequences of eliminating such tools before rushing to a media, political, and societal-driven decision. You have to really look at why these tools exist to understand how important it is that they are available to officers. While these tools are extremely valuable in maintaining a reasonable level of officer safety and effectiveness, they are mainly employed to decrease the harm to the civilian engaged with the officer (and often save their life!). In a study conducted by the U.S. Department of Justice ([Link](#)), pepper spray was proven to "decrease the odds of suspect injury by nearly 70 percent." Also by removing these tools, you will be forcing officers to resort to "empty hand control" which increases the chance of officer injury by 160 percent, or to using their lethal firearm, which may force them to needlessly end someone's life. There are thousands of other studies like the one mentioned that analyze the pros and cons of less lethal options like tear gas, pepper spray, or bean bag rounds. I don't know about you, but I'd much rather have my eyes burn and sting for a while from some pepper spray over bleeding out from a 9mm round piercing my body and causing my family to live on without me. By prohibiting the Madison Police Department and assisting agencies from using these essential less-lethal tools, the Common Council Executive Committee is literally putting the citizens of Madison and its officers at risk.

Finally, I ask that you:

1. Do your research
2. Make an educated decision with the community and the officers who protect them in mind, rather than making a political-driven, uneducated decision. The members of the council are better than that. We deserve better.
3. Consider the lethal impacts you will be imposing to the community by going through with this decision
4. Focus on things that can actually make a positive impact in Madison. Build community trust with the MPD, teach the community about how MPD intends to serve us, offer funding for officers to engage in more use of force and bias training, initiate programs created to help reduce crime, create opportunities for our underserved youth so they can grow up to make a positive impact on their community and family, create programs and initiatives that will work to remove the inequity that currently exists in our city.
5. Please do not prevent our Madison Police Officers from safely conducting their job of serving the community, and please do not prevent them from employing tools designed to save the lives of our citizens.

Sincerely,

Concerned Madison Citizen
Connor Williams
UW Madison Engineering Student

60778 Amending the 2020 Mayor's Office and Direct Appropriations Operating Budgets and creating of the position of Independent Police Auditor, in the Mayor's Office as a 1.0 FTE in CG21, Range 18, in response to the recommendations of the Madison Police Department Policy and Procedure Review Ad Hoc Committee.

Sponsors: Satya V. Rhodes-Conway, Sheri Carter, Christian A. Abouras, Shiva Bidar, Syed Abbas, Keith Furman, Lindsay Lemmer and Arvina Martin

Attachments: [60778 v1 By Title Only.pdf](#)

[REVISED Draft Police Auditor JO 060820 SRC \(2\)](#)

[FINAL Police Auditor Job Description 6.3.2020.pdf](#)

[Audit Letter to Aiders 6](#)

Finance Committee RE-REFERRED to 8/10/20 meeting (Lead)

Public Safety Review Committee meeting 8/12/20

61250 SUBSTITUTE - Creating Section 5.17 of the Madison General Ordinances to prohibit the Madison Police Department from using tear gas, mace and impact projectile devices ~~as crowd-control measures~~.

Sponsors: Max Prestigiacomo and Rebecca Kemble

Attachments: [61250 v2.pdf](#)

[61250 v1.pdf](#)

Public Safety Review Committee (Lead), Equal Opportunities Commission meeting on 8/13/20

61252 Creating Section 5.18 of the Madison General Ordinances to prohibit the Madison Police Department from obtaining any property from the Defense Logistics Agency under the 1033 Program.

Sponsors: Max Prestigiacomo and Rebecca Kemble

Public Safety Review Committee (Lead), Finance Committee RE-REFERRED to 8/10/20 meeting, Equal Opportunities Commission meeting on 8/13/20

61265 Prohibiting the use of tear gas as of November 17, 2020 and requesting a study of alternatives by the Madison Police Department.

Sponsors: Patrick W. Heck, Shiva Bidar, Keith Furman and Marsha A. Rummel

Attachments: [References](#)

Public Safety Review Committee (Lead), Equal Opportunities Commission meeting on 8/13/20

UPDATES

60823 Update: President's Work Group on Council Communication Tools & Processes (8/4/20) - Ald. Grant Foser, Chair

61642 Update: Ad Hoc TFOGS Final Report Implementation Work Group Council Vice-President Syed Abbas, Chair



Veldran, Lisa

From: Richard Daley <rdgreymare@gmail.com>
Sent: Tuesday, August 04, 2020 10:26 AM
To: Veldran, Lisa
Subject: Stop obstructing the police

I am incredulous that there is any thought given or time wasted in allowing fools to consider trying to use a budget process to take away the police ability to use non- lethal / less lethal means to protect themselves and citizens. The requirements to use force when warranted to arrest or contain/ detain or disburse is fundamental. Get out of the fools errand of attempting to micro manage the police.

Richard J Daley
Retired MPD
Past Pres. MPPOA

Veldran, Lisa

From: RUSS HINKEL <RMHinkel@outlook.com>
Sent: Friday, July 10, 2020 8:26 AM
To: council
Subject: Non-lethal weapons ban in Madison

Council, I'm not sure if many understand what police work entails and how difficult it can be on its people, but the last thing it needs to be is more stressful on the individuals that choose this line of work. Now I've read that the City Council wants to take some of the most non-lethal forms of restraint and take them from officers, so I need to ask you if you're out of your minds? To remove these puts more people at danger and will only make things more difficult for police and officials. I know after Mr. Floyd's murder and the riots that occurred afterwards that we want to put forth a softer more gentle version of Madison to paint a picture of tolerance that all people strive to find, but police are here for the protect of society and not here so you have someone to beat on when things don't go smoothly. In short, you are not here to be everyone's friend! You are here to do right by Madison as a whole and not some Fantasy Land image we all hope would exist, but sorry to spoil it for you it isn't ever going to exist. There are bad things and bad people out there, and who are the first people we turn to when things go sour? The Madison Police Department! We need to stop cutting the legs out from under them and start stabilizing the very people who choose to be there when it's citizens need them the most. Maybe we should look to providing more frequent and expansive training via psychological and martial arts training to officers so that if things do go sideways that gas and guns don't need to be brought to the problem. Part of me wonders if the Council should do some ride-alongs with officers to see that things aren't nearly as clean cut as many feel they are. Maybe we should step back and look through the lens of an officer to see that sometimes things aren't as pretty as they seem, and that what you see on television is rarely what it is in real life. Reality sucks sometimes, but more so if you're an officer, so why does the Madison City Council want to make things more difficult on the ones they call on in times of need?

Russ Hinkel
Madison, WI

Veldran, Lisa

From: danielbarrett@tds.net
Sent: Tuesday, August 04, 2020 2:36 PM
To: Veldran, Lisa
Subject: Common Council meeting 8/4/20

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello,

I live in Madison Wisconsin and have since 1985. I would like to voice my concern over the discussions to remove less than lethal options for the Madison Police Department. I do not want these alternatives to be removed from being options for the MPD to use. I also do not support defunding the police department.

Please take my concerns and opinions into account on any vote you make.

Thank you,
Diane Barrett
4914 Paul Avenue
Madison, WI 53711

Veldran, Lisa

From: Jenny Quinn <jrsq97@gmail.com>
Sent: Tuesday, August 04, 2020 2:34 PM
To: All Alders
Subject: Less Lethal Options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hi Common Council Executive Committee,

I write to you in opposition to Resolution 61250 (sponsored by Alders Prestagiacomio and Kemble), under consideration by the committee this afternoon.

I agree with the majority of Madison residents and alders that we must continue to analyze police behavior and push for appropriate and meaningful reform of police tactics, especially when police engage with protesters or those experiencing mental health crises. To this end, resolution 61265, sponsored by Alders Heck, Bidar, Furman, and Rummel makes sense when viewed with both human rights and public safety lenses. The time is appropriate to explore alternatives to tear gas and to potentially begin phasing out its use for crowd control in our city.

However, resolution 61250, in its second version, drastically limits the ability of Madison police and agencies providing mutual aid within the city of Madison to utilize appropriate, restrained force in resolving dangerous and dynamic emergency situations. In outright prohibiting the use of several less-lethal tools by the police, this short-sighted resolution all but ensures police will be forced to utilize deadly force in situations where a less-lethal tool could have preserved lives.

Last week's domestic incident on Braxton Place is one example where access to a less-lethal tool ensured a non-fatal outcome during a highly-charged domestic incident. The suspect was armed with a knife, placed near the throat of his victim; he ignored repeated commands to drop the weapon. The State of Wisconsin Defense and Arrest Tactics guidelines justify lethal force when officers observe behavior which has caused (or imminently threatens to cause) death or great bodily harm to the officer or other persons. This certainly would have fit this description; given the circumstances, officers would have likely been justified to use lethal force in gaining compliance.

In my interactions with the Madison Police Department, both as a citizen and past participant in their Community Academy, I have witnessed their ongoing commitment to "best possible resolutions" in tough situations. In general, I trust members of the Madison Police Department to use only the minimum amount of force necessary (if any) to effect an arrest or resolve a situation. The time is right to study alternatives to police use of force, but it is not right to outright ban use of less-lethal tools in use in every other municipality in Wisconsin.

Kind Regards, Jenny Quinn

Veldran, Lisa

From: Erin Weberpal <erinweberpal@gmail.com>
Sent: Tuesday, August 04, 2020 2:42 PM
To: Veldran, Lisa
Subject: Today's Agenda

Caution: This email was sent from an external source. Avoid unknown links and attachments.

To Whom it May Concern,

I'm writing today to beg you to please reconsider creating an ordinance that will disallow the officers of the MPD to use less lethal options in dealing with the public.

I can't comprehend any reason why this action would help solve the profound violence/crime issues currently plaguing the city of Madison. The department has been openly sharing instances just in the past WEEK that show how the officers' ability to have access to less lethal options has allowed them to de escalate situations that otherwise could have ended tragically.

If our common goal here is to find ways for the police to handle calls where everyone (and please don't forget that this includes your men and women in uniform) walks away without tragedy occurring... then why on earth would this even be an issue for discussion?

PLEASE, PLEASE think for yourself and consider the facts and the testimonials of less lethal options working as they should. Consider who you represent... everyone in Madison. Not just those who are speaking the loudest and with emotion led proposals and not fact. I beg you not to forget that the families of the men and women serving as officers are relying on you to remember that you represent them too. Those who are sworn to protect your city. To keep everyone in it safe. Don't you dare forget about them and take away their option to do just that.

Sincerely, someone who believes Madison is worth more than allowing something like this to pass,

Erin Weberpal

--

Erin Weberpal

erinweberpal@gmail.com

608.751.1918

Veldran, Lisa

From: Nick DeMoe <demoen87@gmail.com>
Sent: Tuesday, August 04, 2020 2:41 PM
To: Veldran, Lisa
Subject: Todays Meeting: 61250 V1 and V2

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I would like to call to your attention voting on proposals 61250 V1 and V2.

This would mean Madison Police officers and all other officers who are requested for mutual aid for help, would not be allowed to use any less lethal alternatives listed to safely resolve issues, many times violent issues.

The result would be the following: it's either the police go and have to resort to deadly force because their options are so limited, or they don't go at all. You're putting the community at risk with these decisions and pandering to a group of people who don't care about the citizens of this community. Former Chief, Mike Koval, said it best when he stated officers are already forced to sit on their hands while the city they swore to protect is destroyed.

Voting to implement these measures is completely reckless and WILL put the citizens of Madison in harm's way. Stop pandering to these criminals and think about your city for a change.

Just in the past WEEK two people were safely taken into custody thanks to less lethal options. Think of what would have happened if those options were not available...

Sincerely,

A very concerned and disappointed citizen

Veldran, Lisa

From: M. D. <huntergirlsp@gmail.com>
Sent: Tuesday, August 04, 2020 2:56 PM
To: Veldran, Lisa
Subject: Removal of less lethal methods

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello,

As a resident of Madison, I am appalled by the possible removal of less lethal methods to be used by the police. Less lethal methods keep citizens safe by giving officers more options during confrontations. By taking away the options, they only have a few tools left to use, including a gun. What is there to accomplish by taking away these devices? I would urge you to reconsider your stance as well as get a more informed opinion via a ride along with a police officer.

Sincerely

Morgan

--

Thank you,

Morgan Day

From: Henderson, Ryan
Sent: Tuesday, August 04, 2020 2:54 PM
To: Veldran, Lisa
Subject: Less Lethal Options

To whom it may concern,

The removal of less lethal options removes effective measures to protect people from others and themselves.

I have deployed a 40 mm less lethal launcher successfully to save the life of a subject who was slicing open his own throat with a buck knife. I did so from a distance of approximately 30 yards without having to physically harm the subject further during a mental health crisis, or put us in a potential deadly force confrontation.

I have deployed OC spray on a subject who had beaten his mother, and then was coming after me and disregarding verbal commands. The successful deployment immediately rendered the subject incapacitated and he then complied with my verbal orders. He was subsequently taken into custody without any use of physical force.

As a member of the SWAT team, I have seen these items, as well as "tear gas," successfully deployed to apprehend some of the most dangerous and uncooperative subjects we may encounter in this city without incident.

I have been exposed to both OC spray and CS gas and I can tell you it's not fun (especially because I have asthma). I do know though that it's quite short lived and that unless you're choosing to let someone expose you to it (like I did), or doing something within the realm of our policies that allows us to deploy them in your vicinity, your likelihood of encountering them are next to none.

The decision to take away these items would have a far greater impact on the community than the police department. The inability to safely respond to a variety of situations due to a lack of appropriate equipment could cost someone their life. Is that something that the CCEC can live with? Because it certainly wouldn't be for a lack of wanting to utilize less lethal options on our part to save lives.

Sincerely,

Sgt. Ryan Henderson

Veldran, Lisa

From: Heather Kalscheur <hkalscheur30@gmail.com>
Sent: Tuesday, August 04, 2020 3:02 PM
To: Veldran, Lisa
Subject: MPD

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello Ms. Veldran,

With all of the violence happening in Madison this summer I am very concerned about any measures that take away from Police doing their job to keep all safe.

Without new gun control laws to get guns off the streets(and other weapons), out of the hands of citizens who should not have them, Police need to be able to protect themselves and other citizens without using their weapons. I feel MPD have worked hard in recent years to become more racially aware in their policing, not to say there isn't room for improvement, but they need our support. Please take some time, step back and look at the crime happening in Madison, work with the Police and work with neighborhoods. Allow the Police the resources they need to continue to build relationships and keep everyone safe.

Thank you for your time!

Stay safe

Veldran, Lisa

From: Arthur Meyer <ameyer5491@gmail.com>
Sent: Tuesday, August 04, 2020 3:20 PM
To: All Alders
Subject: Executive meeting today

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello,

I see in your agenda, there is a proposal to stop the use of tear gas as a means of de-escalation and then a proposal of a study. I suggest that you have this backwards. Why not have the study FIRST to see if there are viable alternatives and THEN possibly submit the proposal? I doubt that any of you have had more training in these types of situations than the Police Department has. The bottom line is that it is NON-LETHAL. By stopping the use BEFORE having a potential alternative, you may be forcing them in to use of more lethal means. No office should go to work with these types of tools taken away as it puts them in more danger as well as participants in any situation that takes a turn for the worse. We know all too well that this can happen based upon recent events. This appears to be nothing more than feel good legislation that again caters to small groups and not the best interest of the City residents and taxpayers. Voting to abolish the use of this non-lethal tool at this point does NOT consider the safety of the vast majority. The study work needs to be done FIRST!

Thank you for your consideration.

Sincerely,
Arthur Meyer

Sent from [Mail](#) for Windows 10

Veldran, Lisa

From: Alexandra Wilburn <wilburnalexandra@gmail.com>
Sent: Tuesday, August 04, 2020 3:24 PM
To: All Alders
Cc: Veldran, Lisa; Prestigiacomo, Max
Subject: AGENDA ITEM SUPPORT

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I support item #7 file#61250

The chief said that it would increase deadly shootings to which my response is THERE SHOULD BE A LAW FORBIDDING ANY PEACE OFFICER OR POLICE OFFICER OR WHATEVER THE TERM IS THAT MAKES IT ILLEGAL FOR THEM TO AIM AT THE CHEST AND HEAD OF CIVILIANS. that's a white race dominant fascist notion that it is appropriate for officers of the law, enforcement agents of the state to aim to kill a citizen.

I support agenda item #8 file#61252

No military weapons for the police please and thanks.

Shout out to Max for leading the way into a real democratic Republic not an authoritative state that allows our enforcement branch of law to to shoot us with things.

Ya'll have a good day now

Veldran, Lisa

From: Laura Kocum <bradylaura@yahoo.com>
Sent: Tuesday, August 04, 2020 3:31 PM
To: Veldran, Lisa
Cc: Moreland, Donna
Subject: Regarding the Removal of Less Lethal Options for Police

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Hello-
I am a Madison resident- 7142 Turnberry Road, Madison.

I understand that the Common Council Executive Committee is discussing the removal of less lethal options for our police department today.

Removing rubber bullets, tasers, tear gas, etc., is a terrible idea. Our officers need to have tools available to control crowds in a safe and nonlethal manner. Removing these tools creates the potential for more lethal force, as there will be limited ways to deescalate a situation.

I used to be a news reporter, covering the crime beat in another city. I have attended a citizens police academy (in another state), and have learned about the variety of tools available to an officer, and the considerations they need to make before using them. I know our officers are trained, and working hard to keep the peace, without requiring force. But sometimes, deescalation doesn't work, and force is required. In those moments we need to support our officers, who are putting their own lives, and their families, at risk.

Our city is facing some of the worst crime in our history. I've lived here 20 years, and never dreamed I'd see the day when it isn't safe for my kids to bike ride on Madison streets, or for me to be out alone after dark. I work on the square. The downtown area looks like a war zone, and my heart breaks for the businesses destroyed by looters and rioters. I know better than to stay there after dark- it can get dangerous quickly.

Our police are already understaffed and underfunded, and now, are also disrespected.

Please do not remove tools (and especially the NON-LETHAL tools) that will enable them to keep the peace in our city.

Thank you.
Laura Kocum

Veldran, Lisa

From: Mears <rkmeas@gmail.com>
Sent: Tuesday, August 04, 2020 3:31 PM
To: Veldran, Lisa
Subject: Concerned Citizen - MPD Less Lethal Options

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Good Afternoon,

As a current resident of the City of Madison, I am writing this email to voice my displeasure with the possibility of changes to MPD's ability to utilize less than lethal force and tools. As a son of a 25 year veteran of Sauk County Sheriff's Department Patrol Officer, a WOMAN, I cannot express how terribly short sighted it is, to remove these less than lethal tools from MPD's use. My mother, has herself, been given these tools to assist in ensuring that a potentially lethal situation, is not just that.

I am writing to state that I am AGAINST this over-reach by the City of Madison. This is just a ridiculous over-reach, and un-educated and baseless knee jerk reaction.

Ryan Mears

From: Matthew Abrahamzon <matthew.c.abrahamzon@gmail.com>
Sent: Tuesday, August 04, 2020 3:43 PM
To: All Alders; Veldran, Lisa
Subject: CCEC 60777 and 61250

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Good afternoon,

A sincere thank you is owed to the Alders, and the Common Council Executive Committee as a whole. I work in the public sector myself, and while I may not be at the level of transparency of either the Alders or the CCEC, I am still exposed in a similar manner. I am thankful for this transparency as it is needed, especially in today's society. I have also come to respect the challenges of this transparency as not all understand it who have not experienced it. At the risk of sounding cliché: "With great power comes great responsibility." It is due to this great responsibility to the citizens of Madison that transparency is a necessity. Stemming from this, and in addition to needing to hold police officers accountable, I am appreciative to see agenda item 60777. I think an external auditor is needed to keep "great power" in check and hold those accountable who misuse or abuse this power.

I keep hearing that the year 2020 is a tough year, or horrible year. While I may not agree with all that has happened in the year 2020, and while some of it deeply saddens me, scares me, and angers me, I believe better change will rise out of the ashes of this year. I believe the human race will become better as a whole from this year. It is because of this that I am excited for the year 2020 and do not believe that this is a horrible year. We can make it into one of our best.

I know right now, throughout the United States, city government is looking to make these positive changes that the city so rightfully deserves. I also know that all of the Alders, Mayor, and those elected to similar positions have the citizen's interest and well-being at the center of these new proposals and at the core of their decision making. I know that is by keeping the citizens' best interests at heart that these changes are coming. I too share this deep desire for the well being of all Madison residents. I have their best interests also at my core, and in my heart. I work and took my current position solely to serve them.

I am deeply frightened by one item in particular on today's agenda. Item 61250 that will be looking to put an end to the Madison Police Department's use of less lethal options. I know this stems from Alders wanting to serve the citizens of Madison to the best of their abilities. Please hear me on this point: This item, 61250, will greatly, astronomically, reduce the options that a police officer has to address a situation that has escalated past discussion. It will put the citizens of Madison at risk, and Madison's Police Officers. It takes away all of police officers' options that do not involve using force. It would escalate the officer's decision to only use physical force, deadly force, or to disengage. I deeply fear that if item 61250 passes and enacts a new Madison city ordinance, that it will increase the risk and danger to ALL of Madison's residents. As a police officer, I have sworn to protect and serve these residents and their safety is my utmost concern along with upholding their individual liberties and constitutional rights. It is because of this that I must speak out as being opposed to item 61250 and that it puts Madison's residents and the police in jeopardy.

If the CCEC is looking to have the Madison Police disengage from protests if they escalate to a riot and cause property damage to homes and businesses, and possibly harm to other citizens, then passing 61250 is a good idea. Disengaging would be one of the only options besides physical or lethal force and that is obviously unwanted by all involved.

I feel that options are being taken away from police that allow them to do their job effectively, as safely as possible, and with the least amount of force possible. Force is obviously not wanted, and the least desirable outcome. Unfortunately, using force is a reality that sometimes must occur to protect the safety of citizens and bystanders.

Please do not confuse the Madison Police Department with other police departments, or judge them on what others have done. Judge the Madison Police Department on their own history and actions. How many actually know the Madison Police Department's policies, or have gone on a ride along and experienced some of these realities first hand?

This email was drafted on my personal time, and are my personal views.

Matt Abrahamzon

Veldran, Lisa

From: Lydia Berggruen <lberggruen@gmail.com>
Sent: Tuesday, August 04, 2020 3:45 PM
To: All Alders; Mayor
Subject: Today's common council executive committee meeting

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Dear Madison Common Council Executive Committee,

I am writing you to voice my support for items 5, 6, 7, 8, and 9 on today's (8/4) executive committee agenda. I urge you to show your support for these agenda items as well in order to demonstrate solidarity and support for our Madison community.

Best,

Lydia Berggruen
204 N Pinckney St
Madison, WI 53703

Veldran, Lisa

From: Amoroso, Casey
Sent: Tuesday, August 04, 2020 3:52 PM
To: Veldran, Lisa; PD MPPOA
Subject: CCEC

My name is Casey Amoroso and I am one of the mental health officers in the Madison Police Department. I wanted to express my grave concern surrounding the proposal put forth by alders Max Prestigiacommo and Rebecca Kemble prohibiting the Madison Police Department from using tear gas, mace, and impact projectiles. Although a large part of my job lies in the realm of community outreach and creating positive relationships in the community, sometimes it does involve taking actively homicidal and/or suicidal individuals into protective custody for the purposes of mental health treatment. I know that there is a lot of talk right now that law enforcement should have no place in the mental health realm, however sometimes that just isn't a feasible option. There have been several times where we the police have been called to assist with people of all ages, some of whom have extensive care teams and staff that are assigned to help them address daily safety and behavioral concerns, because the situation rapidly devolves into something that is too dangerous for the care staff to handle. Sometimes those situations involve people who are mentally ill arming themselves with various types of weapons with the intent to either hurt themselves or someone else.

I feel confident in speaking for everyone on this department that the goal at the end of the day is for everyone to be safe and to resolve the situation as peacefully as we can, and if we can do that without having to use any of the tools that we have been trained extensively on how to use, we will. Sometimes that isn't an option. Sometimes de-escalation through talking or other means doesn't work. Sometimes people don't want help because they are either too ill to realize they need it or their mind is already made up on how they want the situation the end. It would be a true shame to see this city take away almost all of the less lethal options available to officers, so that when they are faced with a situation where an armed, mentally ill person is going to hurt or kill themselves or someone else, that one of the only options left is lethal force. Our mission is to preserve life, not take it away.

While you all are having this discussion about whether officers should be able to use pepper spray or impact projectiles, I beg you to ponder this question. How many people do you know who would be willing to confront an armed, actively homicidal or suicidal person without having any safe way of removing that weapon but also making sure that everyone remains safe and alive?

Respectfully Submitted,

PO Casey Amoroso, 5333
Madison Police Department
Central District Mental Health Officer
211 S Carroll St
Madison, WI 53703
Desk: 608-266-4839

Veldran, Lisa

From: Sue Bridson <sbridson@charter.net>
Sent: Tuesday, August 04, 2020 3:52 PM
To: All Alders
Subject: I am against limiting police non lethal...

Caution: This email was sent from an external source. Avoid unknown links and attachments.

.....Choices of crowd control.

I'm also against freeing people in jail.

I'm against defunding the police

I won't be signing petition to recall mayor satya. I thought it was fine to compliment the madison police for doing their jobs.

I sent this email much earlier, but understand you are dealing with thousands of emails, and a new baby (probably lack of sleep, too).... but thought I'd try again, as you maybe voting soon.

SueBridson (nakoma resident)

C 608-345-3645

Sent from my iPhone

Veldran, Lisa

From: vern anderson <gutshot_again@yahoo.com>
Sent: Tuesday, August 04, 2020 3:55 PM
To: Veldran, Lisa
Subject: Police control

Caution: This email was sent from an external source. Avoid unknown links and attachments.

You take the weapons out of the police to properly protect me and I will never visit the city again. If forced to enter the city with the police's hands tied, I will be forced to protect myself by carrying concealed.

Do you job and protect the citizens of your city by giving the police the tools they need for crowd control.

Veldran, Lisa

From: kelly koehler <kknkrk08@gmail.com>
Sent: Tuesday, August 04, 2020 4:00 PM
To: Kevin Koehler; Veldran, Lisa
Subject: Less lethal options available to MPD

Caution: This email was sent from an external source. Avoid unknown links and attachments.

As a city of Madison resident and taxpayer, my family and I are very close to selling our home and moving out of the city due to the unrest as of late. Never in a million years did I think my husband and I would leave our Beloved city we were so excited to share with our kids. Now I question if I hear guns outside of our window every night. Those being shot from criminals.

If the law passes prohibiting local police officers from using other tactics than forced to use their guns- we will leave. We are losing the battle against crime in this city. In my opinion, you are setting the police up for failure- in hopes they must use their guns and then you'll have reason to defund.

In my opinion- the common council of Madison is worthless right now. You need to start living in the tax payers reality. None of what is going on right now makes me happy- and this will be added to the list.

Sincerely,

Kelly Koehler

From: getkidsoutside@gmail.com
Sent: Tuesday, August 04, 2020 4:02 PM
To: All Alders
Subject: [All Alders] use of tear gas

Recipient: All Alders

Name: Diane Schwartz
Address: 2145 East Washington Ave., Madison, WI 53704
Email: getkidsoutside@gmail.com

Would you like us to contact you? No, do not contact me

Message:

I would like to register my support against the proposal to ban the use of tear gas by the police. This is a short-sited proposal for the following reason. If you take away non-lethal tools in the police arsenal, you are making it more difficult for the police to do their jobs. I realize that this proposal was prompted by the protests, but keep in mind that there could be another incident in Madison that could be deescalated by the use of tear gas. What do you propose that they use if they don't have tear gas? Don't lose site of the bigger picture here. Madison's crime is on the rise, so try to see the larger picture.

Veldran, Lisa

From: Susi Petta <mspetta@gmail.com>
Sent: Tuesday, August 04, 2020 4:04 PM
To: Veldran, Lisa
Subject: My voice against the vote to hamper police use of non lethal force

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Lisa,

I know there is an important vote tonight about the police using tear gas & pepper spray to disperse crowds. I want you to know that I think there is a lot of overreacting right now. We have an exceptional police department under good leadership. It has been a model for other departments. Please don't handicap our officers by leaving them no tools except guns & batons. Please use your common sense. We need police to support our safety. Yes, reform can happen but it must be sensible. Thank you for listening. Sincerely, Susi Petta

Sent from my iPhone

Veldran, Lisa

From: Enstrom, Benjamin
Sent: Tuesday, August 04, 2020 4:14 PM
To: Veldran, Lisa
Cc: PD MPPOA; Despain, Joel
Subject: CCEC

Council Members,

My name is Ben Enstrom, and I'll keep it brief. I am a lifelong resident of Madison, born and raised on the west side. I'm a patrol officer for the City of Madison, my community, and I take pride in that.

Today, August 4th, 2020 marks my 6th year anniversary as a police officer. I pursued this career as a result of having a poor interaction with a law enforcement officer in my late teens...thinking "I could do better." I was treated poorly, for a status offense that equates to a verbal warning or municipal citation.

I have prided myself on treating my work contacts like family and have generally succeeded in this. However, simply because I wear a badge, some people feel the need to resist or not cooperate, at times physically and violently. I've been kicked, punched, spit on, and had my life threatened repeatedly. Nevertheless, I, along with 400 plus other officers in this department still come to work every day. Find me another profession that endures this punishment and still continues to fight for safe communities. I...We...intentionally suffer physical and emotional penalty for you...for this wonderful and beautiful community.

This proposal to ban our necessary equipment including pepper spray, CS gas, and less-lethal impact munitions will have unintended consequences and likely result in . These tools provide us with options, when we have literally seconds to make a decision when confronted by physically resistive and/or violent, potentially armed persons. These tools save lives and I have personally witnessed them to do just that.

I'd be happy to discuss our profession with you any time. Police ride along programs are free. However, should this matter be approved, I wish you luck in finding educated persons willing to become a Madison police officer. It just won't be worth the risk anymore.

Respectfully,

PO Ben Enstrom #4504
City of Madison Police – Central District

Veldran, Lisa

From: Adrian Alan <adrianalan@gmail.com>
Sent: Tuesday, August 04, 2020 4:21 PM
To: Veldran, Lisa
Subject: OC/LL/CS ban thoughts from former MPD officer

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Dear Members of the City Council,

I am a former City of Madison Police Officer. I have also been training law enforcement, private citizens and military personnel on firearms, self-defense, use of force, de-escalation, tactics and other topics for the last ten years. I served the people of Madison for ten years and during my time here, I was proud of the fact I could make a significant impact on an individual's life at a time when they most needed help. My wife is a Sergeant with the police department, and has served the city with honor and compassion.

Last week, my wife used OC (pepper spray) along with two other officers who used Tasers to safely take into protective custody, an out of control, mentally ill man who was attempting to commit "suicide by cop" (force the police to shoot him). The man, who had previously been "helped" by the mental health system, had just been released from the hospital! This man was larger than my wife, stronger than my wife, not thinking rationally, suicidal and frankly, extremely dangerous to himself and the officers. Had my wife and other officers not had access to the OC spray and other non-lethal tools, the amount of force they would have had to use would have had to be overwhelming and would have likely resulted in serious injuries to the suspect and officers as well. Because of the officers' training and equipment, they were able to take him into custody and get him to the hospital without injury to anyone.

Would you rather have officers have to beat suspects or mentally ill individuals into submission? Because when you remove these tools, all you have left are physical strikes and deadly force.

If you want every arrest where a suspect resists to look like Rodney King, go ahead and ban these important tools.

In the past weeks, we have seen multiple instances where suspects or mentally ill individuals armed with deadly weapons, who were taken into custody after "less lethal / non lethal" options such as OC spray, Tasers, and 40mm sponge rounds were deployed. Under no uncertain terms, THESE TOOLS SAVED THESE INDIVIDUALS LIVES. I can't be more clear about that. Without these tools, the officers would have had NO CHOICE, but to shoot these people to protect themselves or others. Over the course of my own 10-year career with MPD, I have been able to avoid shooting at least two suspects because we were able to deploy less-lethal tools to take them into custody. I am 100% certain, without them, these individuals would not be alive today because I would have had to protect myself, or other innocent community members, with deadly force.

The simple truth is by banning these tools, YOU will cause MORE individuals to be shot by police than have to be - the exact OPPOSITE of what you claim you are attempting to do. That is a huge mistake that no one in this community can afford you to make.

Adrian Alan
Madison Police Department (Retired)

From: Hernke, Devlin
Sent: Tuesday, August 04, 2020 4:31 PM
To: Veldran, Lisa
Subject: Statement Opposing Less Lethal Prohibition Ordinance

Good afternoon,

My name is Devlin Hernke, and I am a Police Officer for the City of Madison. I am writing today utilizing my personal time and email address to express my genuine concern about the dangerous proposal put forward by alders Max Prestigiacomo and Rebecca Kemble.

While I understand that 2020 had been a difficult year for relations between the police and the public that we serve, the response should not be to make the job of policing more dangerous and more likely to have to utilize deadly force. The proposal to remove impact munitions and OC spray from the cadre of police tools is not only dangerous for MPD officers, but for the public. Removing these tools from officers will result in less ways to safely take control of a subject or situation without utilizing deadly force.

In recent weeks, MPD has successfully taken several subjects into custody using less lethal tools. It is never our hope to use these tools, and voluntary compliance is always desired. However, in many extreme cases, this is not an option. For instance, a homicide suspect was taken into custody utilizing a taser (which could be next on the chopping block) and a hostage taker with a knife was subdued by impact munitions. This was merely 2 calls last week.

I personally responded to the hostage situation that occurred, and I would like the to take the time to provide additional information on this situation. Upon my arrival, we were confronted by a suspect holding a woman in a bear hug while holding a knife to the woman's stomach and her throat. We deployed our 40mm impact less lethal device, which caused the suspect to fall to the ground, which then provided numerous officers the ability to get effective taser deployments on the suspect. Without the 40mm device, or the less lethal shotgun that I routinely carry when I conduct patrol, this situation easily could've resulted in an officer involved shooting.

By removing these proven, effective tools from the Madison Police Department, Alders would also be removing MPD from being in line with Wisconsin Defense and Arrest Tactics training. This training, much like the "8 Can't Wait," proposals that have been popular lately, utilize a scale and range of use of force tools. By removing these intermediate less lethal options, the City must recognize that it is pushing MPD further away from its own progressive goals of de-escalation, and out of line with best practices as recognized by the State of Wisconsin.

These tools were implemented in the first place at the demand that officers have other options than just utilizing lethal force against a subject. If these tools were removed, our options to control an unsafe and unstable situation would drop to:

- Hands on physical force such as de-centralizations, strikes, or other measures
- Use of a baton
- Use of a taser
- Use of deadly force

It should be obvious, that the Madison Police Department, and I would assume the Common Council, wish for as few officer involved shootings to occur as physically possible. Removing the tools we use to accomplish this is absolutely dangerous, and counter-productive to this goal.

It is my hope that, if the City is insistent on doing this, there is recognition that officers should not be liable when they have to escalate force to a higher level in defense of self or others because they lack intermediate options based on their own ordinance. Conversely I would also hope that the City would recognize that, if that is not a reasonable concession, that officers should not respond to such situations where force would be used. Both of these seem unlikely, as I would assume that hostage situations and homicide scenes would still be where Police are wanted and needed by victims and the public.

Please, utilize common sense and not "gut reactions," in governing. The latter is in poor taste and is likely to cause a tremendous ripple effect of harm to this City and to MPD.

Sincerely,

Devlin Hernke
Police Officer #5804
City of Madison Police Department
4020 Mineral Point Road
Madison, Wisconsin 53705
608-219-2343 (Work)
dhernke@cityofmadison.com
www.madisonpolice.com/

Veldran, Lisa

From: Jonathan Gourlie <jonathan@gourlie.com>
Sent: Tuesday, August 04, 2020 4:31 PM
To: Veldran, Lisa
Subject: Less than lethal methods

Caution: This email was sent from an external source. Avoid unknown links and attachments.

I have heard that you are considering eliminating "Less than lethal methods" as an alternative to deadly force for police officers. I believe that this is incredibly short sighted and will lead to more fatal confrontations with police, which is exactly what we need to avoid. As a soldier in the US Army I was forced to stand in an enclosed room full of tear gas and recite my name, social security number and answer several questions with no gas mask on. The experience was not fun but it was not torture either. People are tazed and pepper sprayed for training purposes as well. These are not deadly or inhumane when used correctly. These less than lethal methods should be used as last resort, and if you take them away then situations where they would have been used could then end up resulting in fatalities.

If you take these options away from our police officers, you will end up with blood on your hands.

Please reconsider.

Thank you,
Jonathan Gourlie

Veldran, Lisa

From: Linda Johnson <dljatj@gmail.com>
Sent: Tuesday, August 04, 2020 4:37 PM
To: Veldran, Lisa
Subject: police/less than lethal force

Caution: This email was sent from an external source. Avoid unknown links and attachments.

My husband and I have lived in Madison for 41 years, 39 of those on the southeast side. We lived through the anti-war riots on campus before that when tear gas was routinely used. I think we will move away if the police are not able to break up unruly crowds with non-lethal force. There is enough shooting going on. Taking away non-lethal force options will NOT bring peace or de-escalation. It will bring either absolute shooting wars on the streets OR rule by gangs with guns. No one who supports this has ever tried to disperse an angry crowd. I fear that some supporters look forward to the riots and destruction that will result if this gets approved. Also - for individuals - non-lethal force is what we want I thought - less chance for the sad end of life by police shooting. People aren't going to suddenly become sheep just because they won't get sprayed with pepper spray when they act up. Please wake up and do NOT take away our police force's ability to deal with desperate situations in a non-lethal way.

Linda and David Johnson
Vondron Road, Madison
dljatj@gmail.com
608-222-2407

Veldran, Lisa

From: sdert.79275@gmail.com
Sent: Tuesday, August 04, 2020 4:33 PM
To: All Alders
Subject: [All Alders] Failure to support Police & people of Madison

Recipient: All Alders

Name: Sandra Dearth
Address: 200 W Lakeview Av, Madison, WI 53716
Email: sdert.79275@gmail.com

Would you like us to contact you? Yes, by email

Message:

I think that all of you need to take your oath of office before every meeting, since you have forgotten that you are supposed to protect the citizens of Madison. The police dept just proved that non-lethal intervention works. So why do you want to take that away?? Tear gas, pepper spray are a right-of-passage for rioters and terrorists. They are wearing masks, so it isn't going to affect them that much anyway. I say get out the water hoses!! If you don't let the police do their job, there will be people who will defend themselves. I have pepper spray that I take with me to the grocery store I shop at Woodmans on the east side Considering the incidents there, I may have to think of something stronger.
ALLOW THE POLICE TO DO THEIR JOB!!

Veldran, Lisa

From: Youngquist, Carson T
Sent: Tuesday, August 04, 2020 4:51 PM
To: Veldran, Lisa
Subject: Future of Madison

Council Members,

I am sure you have heard from many Madison Police Officers today about the proposal to ban the use of less lethal options such as pepper spray, CS gas, and less lethal munitions. I am hoping to provide you with an opinion from one of your newest members of the Madison Police Department.

I was sworn in as a Madison Police Officer on May 26th. It was the proudest day of my life. Unfortunately, it was also during a dark time within the law enforcement community. The death of George Floyd and actions by officers within the Minneapolis Police Department were horrific, unacceptable, and deserve consequences. I assure you that members of the Madison Police Department feel just as I do regarding this matter.

I joined the Madison Police Department because of their progressive nature and their mission to work with members of community being proactive in nature rather than reactive. I applied to many other police departments and even interned with the Wisconsin Department of Justice. I can assure you that there is no other department within the state of Wisconsin that is as dedicated to equality and integrity to the extent that the Madison Police Department is. Since I have been employed with the city of Madison there have been numerous instances where less lethal options have saved lives. I can specifically recall a particular instance where an individual was suicidal and was persistent on achieving suicide by cop. This particular officer was confronted with the imminent threat of death and great bodily harm but, maintained enough composure to use non-lethal force to save that subjects life so he could receive the treatment he needed to get healthy.

This is just one example of the many outstanding instances of the great individuals who serve the community of Madison and look out for the well being of its citizens. I urge you to get to know some of the great people that I am now being introduced to and the spectacular work they do on a daily basis. Taking away our resources to do our jobs will undoubtedly lead to greater loss of life and harm coming to our community.

I am proud to be a Madison Police Officer, and I am proud to serve you and look forward to a future serving the community of Madison. I hope you too can see the great men and women of the Madison Police Department in the same light as I do.

Respectfully,

Carson Youngquist
[Probationary Police Officer](#)
[Madison Police Department](#)

From: Senatus, Lucien
Sent: Tuesday, August 04, 2020 5:55 PM
To: Veldran, Lisa
Cc: PD MPPOA
Subject: My statement at the CCEC meeting

Below is my statement I read at the virtual CCEC meeting. I am happy to say that most of the alders were opposed to this ordinance and Chief Wahl did an excellent job at answering their questions.

Members of the Common Council Executive Committee, thank you for allowing me the time to speak. I have never in my life spoken at a meeting like this, but I felt this was too important of a topic to be silent. I will try to be brief.

My name is Lu and I have been a police officer for about 4 years now, with 2 of those years being with the Madison police department. When I was made aware of this topic of taking away less lethal options from police officers, I was surprised. After all, these less lethal measures are a direct response to the public's concern about too many officer involved shootings. The data shows that it has been super effective nationwide in reducing lethal action.

I know how it looks in the media when these less lethal options are used on peaceful protestors or for no just cause, and police need to be held accountable for the actions that they take. But I urge you to focus on Madison Police. If there are instances of police officers using less lethal options when it is unwarranted, please bring it up, hold our feet to the fire and make us answer for what we have done. But in my experience as a Madison Police officer, and I know it's been short, I have not witnessed or heard any examples of OC spray, tear gas, or the less lethal 40 round sponge projectiles being used without cause.

I know you all care for Madison and it's residents, and you are trying to make it a City where people feel safe. Just know that we share the same goal. Just last Thursday a man took a hostage at knife point. Because we had less lethal options available, we were able to handle this situation with no loss of life. Again I remind you that the only reason we have these options available is because law enforcement listened to the public when there was an outcry about way too many officer involved shootings. Had we not have these options available, after verbal de-escalation doesn't work, our only choices would be to deploy a taser, which is not always effective, then our firearm. Why would you want to away tools that have been proven to bring down the number of officer involved shootings significantly?

I'll end my comments by saying this. Although I have been an officer for 4 years, I have been black my whole life. And although it doesn't happen as often as it used to, I'm still reminded from time to time that as a black man I am seen as a threat. Whether it be a woman clutching her purse when I walk by or being followed around when I'm out shopping. I know that people have implicit bias and prejudices and implicit bias training is part of the curriculum at the police academy. But speaking as a black man that lives in a country where too often the narrative is I am dangerous just for being black, I need police officers to have as many options available before they arrive to deadly force. Not just for me but for every person of color in Madison and the nation. Taking away less lethal options is a step in the wrong direction towards police reform.

Thank you for your time, and I can email my statement to you if need be.

**Be safe,
Lu**