



City of Madison

City of Madison
Madison, WI 53703
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Master

File Number: 37863

File ID: 37863

File Type: Resolution

Status: Passed

Version: 7

Reference:

Controlling Body: COMMON
COUNCIL
ORGANIZATIONAL
COMMITTEE

Lead Referral: COMMON COUNCIL

File Created Date : 03/27/2015

File Name: SUBSTITUTE Declaring the City of Madison's intention to review policies, procedures, culture and training of the Madison Police Department by hiring an expert(s) in community policing, law, problem oriented policing, racial disparities and implicit bias a

Final Action: 05/19/2015

Title: AMENDED SUBSTITUTE - Declaring the City of Madison's intention to review policies, procedures, culture and training of the Madison Police Department by hiring an expert(s) in community policing, law, problem oriented policing, racial disparities, restorative justice and implicit bias and the creation of an ad hoc committee and amending the 2015 Budget to appropriate up to \$50,000 from the Contingent Reserve.

Notes:

CC Agenda Date: 04/21/2015

Agenda Number:

Sponsors: Paul R. Soglin, Denise DeMarb, Maurice S. Cheeks, Shiva Bidar-Sielaff, Matthew J. Phair, Steve King, Sara Eskrich, Ledell Zellers, Michael E. Verveer, Zach Wood, Marsha A. Rummel, Chris Schmidt, Rebecca Kemble and Sheri Carter

Effective Date: 05/21/2015

Attachments: 37863 By Title Only.pdf, Original Resolution 37863.pdf, 37863 Ver 3.pdf, 37863 Ver 5.pdf, 37863 Ver 6.pdf, 37863 Alternate-Second Sub.pdf, 5/19/15 ULGM Letter.pdf

Enactment Number: RES-15-00477

Author: Gloria Reyes, Mayoral Assistant

Hearing Date:

Entered by: lveldran@cityofmadison.com

Published Date:

Approval History

Version	Date	Approver	Action
2	05/13/2015	Elizabeth York	Approve
2	05/13/2015	Elizabeth York	Approve
2	05/14/2015	Elizabeth York	Approve
3	05/19/2015	Elizabeth York	Approve

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Council Office	03/27/2015	Referred for Introduction Action Text: This Resolution was Referred for Introduction Notes: Common Council Meeting 4/21/15				
1	COMMON COUNCIL	03/31/2015	Refer to a future Meeting to Adopt	COMMON COUNCIL		05/19/2015	Pass
			Action Text: A motion was made by DeMarb, seconded by Schmidt, to Refer to the COMMON COUNCIL for adoption on 4-21-15. The motion passed by unanimous consent. Notes: Adopt 4-21-15				
1	COMMON COUNCIL	05/05/2015	Refer	COMMON COUNCIL ORGANIZATIONAL COMMITTEE		05/19/2015	Pass
			Action Text: A motion was made by Rummel, seconded by DeMarb, to Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE. The motion passed by voice vote/other. Notes:				
2	COMMON COUNCIL ORGANIZATIONAL COMMITTEE	05/19/2015	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATION S - REPORT OF OFFICER				Pass

Action Text: A motion was made by Ald. Mark Clear, seconded by Ald. Matt Phair, to recommend to Council to adopt.

The following people registered on the item:

Gregory Gelembink	Neither Support or Oppose	Spoke
Eric Upchurch	Neither Support or Opposed	Spoke
Nick Livingston	Neither Support or Oppose	Spoke
Leila Pine	Neither Support or Oppose	Spoke
Will Gruber	Support	Spoke
Amelia Royko Maurer	Oppose	Spoke
Nate Ryoko Maurer	Oppose	Spoke
Joan Kemble	Oppose	Did Not Speak
Krystal Sanchez	Oppose	Did Not Speak
Patrick Kempfer	Did not indicate	Spoke
Alicia Kwon	Neither Support or Oppose	Spoke
Brandi Grayson	Oppose	Spoke
M Adams	Oppose	Spoke
Kubzery Vig	Oppose	Spoke
Camy Mathau	Oppose	Spoke
Zon Moua	Oppose	Did Not Speak

Ruben Anthony, Urban League / Letter of Support (was not present/submitted by Gloria Reyes)

CCOC members discussed appointments to the ad hoc committee and how the pool of candidates would be engaged and recommended for appointment.

A motion was made by Ald. Maurice Cheeks, seconded by Ald. Shiva Bidar-Sielaff, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER - NO RECOMMENDATION. The motion passed by voice vote/other.

2 COMMON COUNCIL 05/19/2015

Action Text: A motion was made by DeMarb, seconded by Cheeks to adopt.

One registrant in support.
Twenty-eight registrants in opposition.
Two registrants neither support nor oppose.

3 COMMON COUNCIL 05/19/2015

Action Text: A motion was made by Bidar-Sielaff, seconded by DeMarb to adopt the Substitute (Version 3 attached).

3 COMMON COUNCIL 05/19/2015

Action Text: A motion was made by Baldeh, seconded by Rummel to adopt the Alternate (Second Substitute) as attached.

3 COMMON COUNCIL 05/19/2015 Re-refer COMMON COUNCIL ORGANIZATIONAL COMMITTEE Fail

Action Text: A motion was made by Harrington-McKinney, seconded by Ahrens, to Re-refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE and the Public Safety Review Committee. Palm called the question on the motion. There was no objection and the motion failed by the following vote:
Notes: Additional referral to Public Safety Review Committee

3 COMMON COUNCIL 05/19/2015 A vote was taken on the motion to adopt. Fail

Action Text: A vote was taken on the motion to adopt the Alternate (Second Amendment) as attached. The motion failed by the following vote:

3 COMMON COUNCIL 05/19/2015

Action Text: A motion was made by Bidar-Sielaff, seconded by Demarb, to amend the Substitute (Version 5 attached).

5	COMMON COUNCIL	05/19/2015	Amend the Substitute	Pass
	Action Text:	A motion was made by Rummel, seconded by Clear, to Amend the Substitute (Version 6 attached). The motion passed by voice vote/other.		
	Notes:			
6	COMMON COUNCIL	05/19/2015	Amend the Substitute	Pass
	Action Text:	A motion was made by Palm, seconded by Bidar-Sielaff, to Amend the Substitute (Version 7 attached). The motion passed by voice vote/other.		
	Notes:			
7	COMMON COUNCIL	05/19/2015	Substitute as Amended And Make the Main Motion	Pass
	Action Text:	A motion was made by DeMarb, seconded by Cheeks, to Substitute as Amended And Make the Main Motion. The motion passed by voice vote/other.		
7	COMMON COUNCIL	05/19/2015	Adopt Substitute As Amended	Pass
	Action Text:	A motion was made by Bidar-Sielaff, seconded by DeMarb, to Adopt Substitute As Amended. The motion passed by the following vote:		

Text of Legislative File 37863

Fiscal Note

It is anticipated this review will be accomplished with existing staff resources and by appropriating \$50,000 from the Contingent Reserve to the Mayor's Office Budget to hire an expert(s) with the fore mentioned qualifications. Funding was adopted in 2015 of \$1,200,000 for the Contingent Reserve and the current uncommitted balance is \$843,381. If this resolution is approved, the balance in the Contingent Reserve will be \$793,381. There is no net impact on the levy.

Title

AMENDED SUBSTITUTE - Declaring the City of Madison's intention to review policies, procedures, culture and training of the Madison Police Department by hiring an expert(s) in community policing, law, problem oriented policing, racial disparities, restorative justice and implicit bias and the creation of an ad hoc committee and amending the 2015 Budget to appropriate up to \$50,000 from the Contingent Reserve.

Body

WHEREAS, the City of Madison is committed to be an exemplary participant in the national and local dialogue on the role of law enforcement in the community; and,

WHEREAS, the City of Madison understands a community should participate in defining how it wants to be policed and the community then has an obligation to review culture, practices, and procedures and then has an obligation to support the police department in fulfilling its responsibility; and,

WHEREAS, the City of Madison is committed to involving the community in advising and making recommendations to the Mayor, the Common Council, the Police and Fire Commission and the Madison Police Chief on matters of setting policies and procedures that reflect our city's longstanding tradition of community policing; and,

WHEREAS, the City of Madison is committed to transparency of policies, procedures, culture and training within the Madison Police Department; and,

WHEREAS, a comprehensive review of Madison Police Department's culture, training, policies and procedures, is critical to understanding the current status of our police department and identifying if there are areas for improvement, particularly in the areas of racial disparity, implicit bias, of use of force, dealing with people with mental health problems or who are under the influence of alcohol or other drugs, the rights of civilian witnesses, disproportionate contact with youth of color, culturally-related behavioral variations, and other areas,

NOW, THEREFORE, BE IT RESOLVED that the City will allocate up to \$50,000 from the Contingent Reserve in the 2015 Budget to hire an expert(s) in community policing, law, problem oriented policing, racial disparities, restorative justice and implicit bias to thoroughly review the Madison Police Department policies, procedures, culture and training. ~~A citizen committee of 3 will be appointed by the Mayor and approved by the Common Council to work with the Mayor's office to review the applications/RFP of the fore mentioned expert(s), these citizens will be paid a stipend for their time and effort .The contract with the recommended expert(s) will be subject to approval by the Common Council. The expert(s) will provide a report of findings, including recommended improvements to the ad hoc committee for further review and proposed action;~~ and,

BE IT FURTHER RESOLVED that the City ~~will~~ may create an ad hoc committee to

- Complete a thorough review of the Madison Police Department's policies, procedures, culture and training using the report, other resources and testimony and,
- The ad hoc committee will work with staff to establish criteria, issue an RFP, review applications and make recommendations to the Common Council. The contract with the recommended expert(s) will be subject to approval by the Common Council.
- Make final recommendations to the Mayor, the Common Council, Police and Fire Commission and the Madison Police Chief, by July 2016 with interim recommendations when deemed necessary; and,

BE IT FINALLY RESOLVED that the ad hoc committee members will be a diverse body composed of City of Madison residents appointed by the Mayor, including the appointments of two co-chairs, and will include but not be limited to representatives of the African American, Asian, Latino, Native American and LGBTQ communities as well as a diversity of ages, socioeconomic status, and work experiences and organizations in the fields of mental health, youth advocacy and AODA. The appointments by the Mayor to the ad hoc committee will be submitted to the Common Council for approval. Upon completion of this work and the Common Council receiving the recommendations of the ad hoc committee the committee will be dissolved.