



City of Madison

City of Madison
Madison, WI 53703
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Master

File Number: 60764

File ID: 60764

File Type: Resolution

Status: Items Referred

Version: 1

Reference:

Controlling Body: FINANCE
COMMITTEE

File Created Date : 06/01/2020

File Name: Creating the MPD Ad Hoc Recommendation Oversight
Committee.

Final Action:

Title: Creating the MPD Ad Hoc Recommendation Oversight Committee.

Notes:

Sponsors: Rebecca Kemble, Tag Evers, Grant Foster, Patrick
W. Heck, Max Prestigiacomio, Marsha A. Rummel,
Samba Baldeh, Syed Abbas and Michael E. Verveer

Effective Date:

Attachments: 60764 Alternate Resolution.pdf

Enactment Number:

Author: Council President Sheri Carter

Hearing Date:

Entered by: lveldran@cityofmadison.com

Published Date:

Approval History

Version	Date	Approver	Action
1		Brent Sloat	Delegate
1		Elizabeth York	Approve
2		Elizabeth York	Approve

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Council Office	06/01/2020	Referred for Introduction				
	Action Text:	This Resolution was Referred for Introduction					
	Notes:	Common Council Executive Committee (6/16/20), Finance Committee (6/9/20), Common Council (6/16/20)					
1	COMMON COUNCIL	06/02/2020	Refer	COMMON COUNCIL EXECUTIVE COMMITTEE			Pass

Action Text: A motion was made by Carter, seconded by Abbas, to Refer to the COMMON COUNCIL EXECUTIVE COMMITTEE. The motion passed by voice vote/other.

Notes: Additional referral to Finance Committee.

2 COMMON COUNCIL 06/02/2020 Refer FINANCE
EXECUTIVE COMMITTEE COMMITTEE

Action Text: This Resolution was Refer to the FINANCE COMMITTEE

Notes:

2 FINANCE COMMITTEE 06/09/2020

2 PUBLIC SAFETY REVIEW 06/10/2020
COMMITTEE

Text of Legislative File 60764

Fiscal Note

The proposed resolution creates the MPD Ad Hoc Recommendation Oversight Committee to monitor the implementation of the recommendations of the MPD Policy & Procedure Ad Hoc Committee and to provide regular reports to the Common Council. The committee will be staffed by the Common Council Office legislative analyst. Costs associated with the Committee are anticipated to be minimal and will be absorbed with existing resources.

Title

Creating the MPD Ad Hoc Recommendation Oversight Committee.

Body

WHEREAS, on May 19, 2015, in the aftermath of the fatal shooting of Tony Robinson by MPD Officer Matt Kenney, the Madison Common Council adopted RES-15-00477, "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 and the creation of an ad hoc committee"; and,

WHEREAS, on November 18, 2015 the Madison Police Department Policy & Procedures Ad Hoc Committee (Ad Hoc Committee) held its first meeting; and,

WHEREAS, on June 7, 2016 the Madison Common Council adopted RES-16-00436, "Amending the work timeline and funding amount for the City of Madison Police Department Policy & Procedure Review Ad Hoc Committee and amending the 2016 Adopted Operating Budget to appropriate \$350,000 from the Contingent Reserve to the direct appropriation supporting the work of this committee"; and,

WHEREAS, on June 6, 2016 Madison Police Chief Mike Koval published a [blog post](https://www.cityofmadison.com/police/chief/blog/?Id=9412) [<https://www.cityofmadison.com/police/chief/blog/?Id=9412>](https://www.cityofmadison.com/police/chief/blog/?Id=9412) lobbying against the additional expenditure of \$350,000, referring to Madison residents advocating for police accountability as "the perpetually offended," and directly threatening Alders stating, "You are being watched. And be on notice: this is a pre-emptive first strike from me to you."; and,

WHEREAS, on August 2, 2016 the Common Council Executive Committee created the Presidents Work Group on Police and Community Relations [<https://www.cityofmadison.com/Council/meetings/ccocPCR.cfm>](https://www.cityofmadison.com/Council/meetings/ccocPCR.cfm) to:

- Provide a forum for residents and members of the Council to discuss police and community goals, priorities and interactions. Build a deeper understanding of policing for elected officials and members of the public; and,
- Explore models and options from other communities related to policing and other police

- policies; and,
- Provide a forum for information sharing regarding police training, policies, data and trends including detailed presentations from the MPD related to policing; and,
- Make recommendations to the Council on short-term policy, procedure and training while waiting for the results of the Ad Hoc Review of Police Policies and Procedures.

WHEREAS, on November 1, 2016 the Madison Common Council adopted RES-16-00838, “Accepting the recommendation of the Madison Police Department Policy and Procedure Review Ad Hoc Committee to select Michael J. Gennaco d/b/a OIR Group as the expert consultant to conduct the review of the Madison Police Department.”; and,

WHEREAS, on May 1, 2017 the President’s Work Group on Police and Community Relations completed its work with a [final report and 13 recommendations](#) [<https://www.cityofmadison.com/Council/meetings/documents/CCECFinalReportV.2.pdf>](https://www.cityofmadison.com/Council/meetings/documents/CCECFinalReportV.2.pdf); and,

WHEREAS on January 11, 2018 the OIR Group presented its [final report and recommendations](#) [<https://madison.legistar.com/View.ashx?M=F&ID=5728884&GUID=1F7D38CA-BD0B-4D62-8DA8-B023EEEEF954>](https://madison.legistar.com/View.ashx?M=F&ID=5728884&GUID=1F7D38CA-BD0B-4D62-8DA8-B023EEEEF954) to the Common Council; and,

WHEREAS the Ad Hoc Committee continued to evaluate the OIR recommendations, working with MPD and the City Attorney’s office to develop a [final report including a comprehensive set of 177 recommendations](#) [<https://madison.legistar.com/View.ashx?M=F&ID=7812571&GUID=BED4313B-9228-4861-82D1-22638D0D6E6A>](https://madison.legistar.com/View.ashx?M=F&ID=7812571&GUID=BED4313B-9228-4861-82D1-22638D0D6E6A); and,

WHEREAS on August 6, 2019 the Common Council adopted RES-19-00578, “Accepting two recommendations from the Madison Police Department Policy and Procedure Review Ad Hoc Committee; 1. ‘Civilian Oversight/Independent Monitors Office’ [<https://madison.legistar.com/View.ashx?M=F&ID=7541416&GUID=731E21F6-B044-4A20-8488-BDCACEE7A9EF>](https://madison.legistar.com/View.ashx?M=F&ID=7541416&GUID=731E21F6-B044-4A20-8488-BDCACEE7A9EF) and 2. [Comprehensive Internal Review and Root-Cause Analysis of Critical Incidents](#) [<https://madison.legistar.com/View.ashx?M=F&ID=7541417&GUID=14BE8702-D97A-4FDB-B926-256440DFD49F>](https://madison.legistar.com/View.ashx?M=F&ID=7541417&GUID=14BE8702-D97A-4FDB-B926-256440DFD49F)”; and,

WHEREAS, On November 20, 2019 the Public Safety Review Committee recommended adoption of the final report of the Ad Hoc Committee with a further recommendation that a new committee be formed to oversee the implementation of the report’s recommendations.

WHEREAS, on December 12, 2019 the Equal Opportunities Commission recommended adoption of the final report of the Ad Hoc Committee with a further recommendation that a new committee be formed to oversee the implementation of the report’s recommendations and that an EOC member be appointed as a member of that committee.

WHEREAS, on January 21, 2020 the Common Council adopted the final report of the Ad Hoc Committee including the recommendation that a new committee be formed to oversee the implementation of the report’s recommendations.

WHEREAS, on April 21, 2020 the Common Council adopted RES-20-00304, “Establishing a Body-Worn Camera Feasibility Review Committee as recommended by the Madison Police Department Policy and Procedure Review Ad Hoc Committee” with a charge of taking up 4 of the 177 recommendations that relate to body cameras; and,

WHEREAS, on April 21, 2020 the Common Council voted down an amendment to allow the Common Council to refer questions about any of the remaining 173 recommendations to the Body-Worn Camera Feasibility Review Committee on a 12-8 vote; and,

WHEREAS, the 177 recommendations from the Ad Hoc Committee report represent a major investment by the City of Madison and four years of work by dozens of residents and elected officials committed to improving the accountability and performance of the Madison Police Department; and,

WHEREAS, this investment of time and money can be fully realized only if the recommendations are implemented in alignment with their original intent, and the authors of those recommendations - the Ad Hoc Committee - are best positioned to ensure the integrity of the work; and,

WHEREAS, in the aftermath of the May 25, 2020 killing of George Floyd by Minneapolis Police Officer Derek Chauvin, Madison residents have increased their calls for community control of the police:

NOW, THEREFORE BE IT RESOLVED, that the MPD Ad Hoc Recommendation Oversight Committee will be formed in order to monitor the implementation of the recommendations of the MPD Policy & Procedure Ad Hoc Committee and to provide regular reports to the Common Council; and,

BE IT FURTHER RESOLVED, that the MPD Ad Hoc Recommendation Oversight Committee will work with MPD, the Mayor, the Common Council, and the Police and Fire Commission to conduct their work; and,

BE IT FURTHER RESOLVED, that the membership of the MPD Ad Hoc Recommendation Oversight Committee will include the following members:

- 1 member of the Public Safety Review Committee elected by the committee;
- 1 Member of the Equal Opportunities Commission elected by the committee;
- 2 Alders appointed by the Council President;
- All former members of the Madison Police Department Policy and Procedure Review Ad Hoc Committee who wish to serve. Interested members will forward their name to the Council President for formal appointment; and,

BE IT FINALLY RESOLVED, that the MPD Ad Hoc Recommendation Oversight Committee will be staffed by the Common Council Office legislative analyst and will complete its work when all 177 recommendations have been addressed or when the permanent Civilian Oversight Board is ready to accept the responsibility for oversight of the recommendations.