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REPORT TO COUNCIL
City of Sacramento

915 I Street, Sacramento, CA 95814-2671
www. CityofSacramento.org

June 8, 2006

Consent

Honorable Mayor and
Members of the City Council

Subject: Office of Public Safety Accountability (OPSA) 2005 Annual Report

Location/Council District: Citywide

Recommendation: This report is for City Council Information

Contact:	Don Casimere, Director, OPSA, 808-5704
Presenter:	Not Applicable
Department:	City Manager
Organization No:	0310

Summary: This report transmits for Mayor and City Council information the OPSA 2005 Annual Report. The report provides an overview of the OPSA Office activities for a one year period.

Committee/Commission Action: None

Background Information:

In 1999, the Mayor and Sacramento City Council established the Office of Police Accountability for the purpose of monitoring the investigation of citizens' complaints. In July 2004, the City Manager, with the Mayor and City Council approval, increased the Office's responsibilities to include the Sacramento Fire Department. The Office was renamed the Office of Public Safety Accountability (OPSA).

The Office specifically tracks and monitors high profile or serious complaint cases to conclusion and reviews completed investigations. The Office is under the direction, control and supervision of the City Manager.

Sacramento Police Department (SPD).

The OPSA recognizes that to be effective, it is essential that the OPSA enjoy a professional and mutually respected relationship with members of the SPD. In 2005, the OPSA internal activities included ride alongs and on-going discussions

2005, the OPSA internal activities included ride alongs and on-going discussions with SPD Executive Leadership. This will remain an ongoing and important part of the OPSA operations.

Sacramento Fire Department (SFD).

At the direction of the Mayor and City Council, the SFD was added to the OPSA oversight in 2004. Since that time the OPSA and SFD have established a cooperative working relationship. In the coming year, the OPSA will expand its involvement with the SFD Executive Team and create a work plan to formalize protocol and data collection between the OPSA and SFD.

Financial Considerations:

There are no financial considerations with this report.

Environmental Considerations:

There are no environmental considerations with this report.

Policy Considerations:

One of the objectives identified in the Mayor and City Council Strategic Plan is professional and efficient public safety.

Emerging Small Business Development (ESBD):

There are no ESBD considerations with this report.

Submitted by:

for Don Casimere, Director, OPSA

Approved by:

for Ray Kerridge, City Manager

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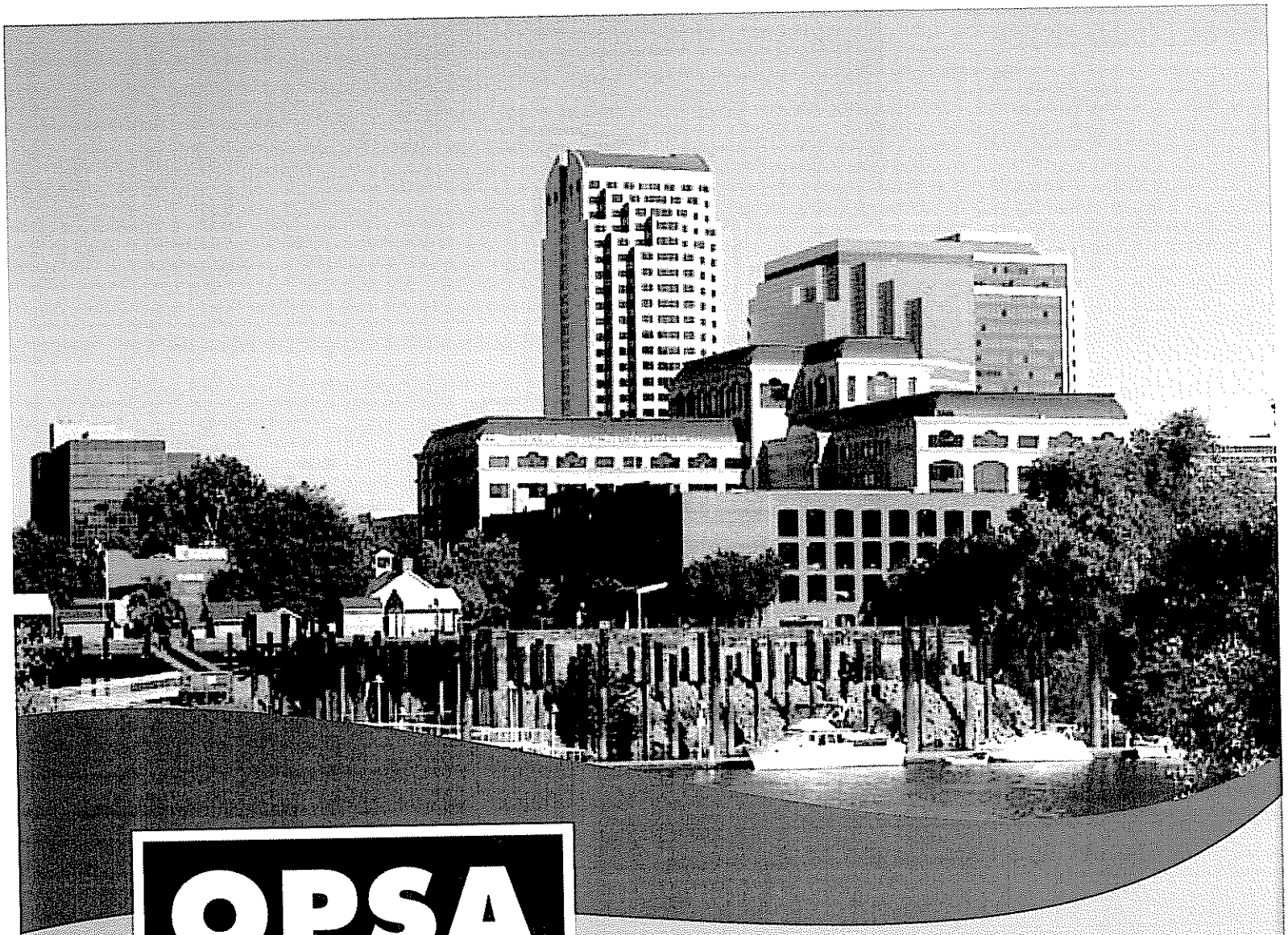

OPSA

CITY OF SACRAMENTO

OFFICE OF PUBLIC SAFETY ACCOUNTABILITY

Committed to Building Public Confidence Through Accountability

2005

ANNUAL REPORT

2005

6TH ANNUAL REPORT

OFFICE OF PUBLIC SAFETY ACCOUNTABILITY

June 6, 2006

Honorable Mayor Heather Fargo and
Sacramento City Council Members

First, I have appreciated the opportunity to serve as the Interim Director of the Office of Public Safety Accountability (OPSA). In so doing, I must also commend you for your demonstrated leadership in assuring that the people of Sacramento know that our public safety personnel are accountable to them.

There is no question in my mind that public trust in our enforcement agencies is essential, particularly in today's diversified communities. That trust can only be developed if the public believes that complaints are heard and handled fairly.

I have personally had the benefit of law enforcement experience at the State and Federal levels and can testify that public safety can only be enhanced if the community understands and trusts what we do.

In supporting the principles of accountability through the establishment of the OPSA, I believe that Sacramento has come a long way toward encouraging that trust.

I would like to thank the members of the OPSA Director Selection Committee who provided guidance and leadership during this past year. I would be remiss if I failed to acknowledge the considerable contributions made by Kathy McAllister to the OPSA, where she has been a constant stabilizing factor during this interim period.

Respectfully Submitted,

Jerry Enomoto

Jerry Enomoto
Interim Director, OPSA

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Mission Statement

The Mission of the Office of Public Safety Accountability is to enhance relationships between the City of Sacramento's public safety employees and the community by independently accepting, monitoring and investigating complaints of misconduct.

Contact Information

Jerry Enomoto, Interim Director
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Mr. Enomoto holds a Masters Degree from University of California, Berkeley. He has twenty-eight years of service with California Department of Corrections, last six years as Director. He also has fifteen years of professional experience as a private consultant on prison and jail problems; eight years as U.S. Marshal, Eastern District of California. He is an active community civil rights advocate.

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BACKGROUND

In 1998, a Blue Ribbon Citizens Committee appointed by the City Manager examined concerns regarding the Sacramento Police Department (SPD). The Committee in its report to the City Manager recommended significant changes in the processing and investigating of citizen complaints of police misconduct and in the deployment of police vehicles in emergency response or pursuit modes. The Committee strongly endorsed civilian review of SPD handling of citizen complaints; the Committee further recommended the creation of a new unit headed by a senior level appointee reporting directly to the City Manager. The Committee believed this would best compliment the system whereby the Police Chief manages the Police Department, and the Chief is held accountable by the City Manager. In 1999, the Mayor and City Council established the Office of Police Accountability.

The Committee additionally recommended giving the City Manager the authority to extend the Office's scope and review responsibilities. In 2004, the City Manager with the approval of the Mayor and City Council expanded the scope of responsibility of the Office to include the Sacramento Fire Department (SFD). The name was changed to the Office of Public Safety Accountability (OPSA).

OPSA OUTREACH

The OPSA recognized early on that outreach through its website, media contacts, educational efforts and community forums was essential to build trust, visibility and recognition as a means of assuring all citizens there is independent public safety oversight. Although 2005 was a time of change in leadership for the OPSA, outreach efforts remain an ongoing and an integral part of the OPSA operations.

Website **http://www.cityofsacramento.org/cityman/T_monitor.html**

The OPSA website continues to be a good source of information about the OPSA. Citizens who visit the website can read about the following:

- The Blue Ribbon Panel Report.
- Purpose, Authority and Procedure Statement for the Office of Public Safety Accountability.
- How to file on-line, a commendation or complaint regarding a public safety employee.
- Past OPSA annual reports.

To maintain an effective community connection, the OPSA is committed to providing on-going contacts with the Sacramento community. Outreach efforts include:

- Source of information for outside jurisdictions.
- Maintained presence on the Community Racial Profiling Commission. Responsibilities include:
  - Discussing and addressing issues surrounding racial profiling;
  - Reviewing data collection and analyzing processes, procedures and reporting guidelines;
  - Developing common language and terms pertinent to the issue;
  - Educating the community regarding department programs and efforts and;
  - Identifying community concerns and other police-community relations issues.
- Involvement in community forums;
- Resource for the Mayor, City Council Members and the City Manager.

SACRAMENTO POLICE DEPARTMENT

RELATIONSHIP WITH SPD

In order for the OPSA to be effective, it is essential that the OPSA enjoy a professional and mutually respected relationship with members of the SPD. In 2005, the OPSA internal activities included ride-alongs and on-going discussions with SPD Executive Leadership.

SPD INTERNAL AFFAIRS DIVISION (IAD)

The Captain for IAD is the designated representative of the Police Chief in addressing concerns regarding citizens' complaints and during "critical incident" callouts. As such, the IAD Captain receives and responds to all requests made by the OPSA Director for complaint files, police reports and other relevant documentation. All OPSA requests for information pertaining to citizen complaints have been honored.

SPD PROFESSIONAL STANDARDS UNIT

The SPD's Professional Standards Unit conducts on-going audits of departmental policies and procedures and monitors police services. Staff members also respond to critical incident scenes and monitor interviews with involved police officers after such incidents. The OPSA receives, and is invited to comment on, drafts of all proposed new and revised policy directives for the SPD.

SPD RECOMMENDATION TO THE CITY MANAGER

During 2005, the OPSA Interim Director recommended to the City Manager that a review of the SPD's use of the Conducted Energy Device (CED) or "taser" was needed and timely.

The reasons for such review were based on two factors: to make sure that trained staff used the CED properly, and to educate the public about its use and effect.

As the SPD had already independently begun a review of the policy, the SPD and the OPSA collaborated in completing the policy review. The revised policy reflects changes calculated to maximize the health and safety of those against whom the CED is deployed, while preserving officer safety.

SPD CRITICAL INCIDENTS

The OPSA's Purpose, Authorities and Procedures Statement indicates that the Director will be placed on the critical incident call-up list for the SPD and shall have the option of responding to the scene of any and all such incidents. The Director, or his representative, also has the authority to monitor interviews of subject employees, employee witnesses and citizens immediately after such incidents.

An SPD communications dispatcher and/or the Captain from IAD generally contacts the Director shortly after a critical incident occurs. The primary purpose of the call-out is to provide an independent evaluation of the handling of these critical incidents and the crucial interviews that follow. Interviews of involved officers are conducted at SPD headquarters by a homicide investigator. The OPSA Director, a District Attorney Investigator, SPD IAD and Professional Standard Unit representatives monitor each interview. Those who monitor the interviews are allowed to submit questions to be asked by the homicide investigator.

During the one-year period covered by this report, the OPSA was notified of critical incidents on seven occasions. The OPSA Director, or his representative, responded to the incident scene on all occasions.

INCIDENT ONE: DISTRICT 4

On Saturday, March 12, 2005, at approximately 6:23 a.m., a male (hereafter referred to as suspect) called the SPD regarding a domestic dispute with his wife. Officers responded and after determining that no laws were broken, they left the home. A few hours later a neighbor called 911 to report hearing arguing and gunshots in front of the home. The suspect called 911 saying he had shot two people and would shoot anyone who came after him.

Several officers responded. Upon arriving the officers could clearly see the motionless victims in the front yard of the residence. The suspect was in the front yard holding an assault rifle in one hand and an automatic pistol in the other hand. At times the suspect pointed the handgun at his head and told officers to shoot him. The suspect did not comply with repeated orders to drop his weapons. Officers were concerned about the condition of the victim still laying on the lawn, had been told that children (whose condition was unknown) might be in the residence, and the suspect raised his rifle in the direction of the officers on several occasions. An officer fired two rounds at the suspect. As he fired, the suspect shot himself in the head and died at the scene. Upon completion of the investigation, it was determined that both shots fired by the officer had missed the suspect.

The suspect died as a direct result of the self-inflicted gunshot wound to the head.

The officer's actions were within policy and lawful.

INCIDENT TWO: DISTRICT 5

On Tuesday, March 29, 2005, at approximately 10:51 p.m., SPD officers were dispatched to the 33rd and W Street neighborhood in regards to a disturbance call. The information reported was that a resident (hereafter referred to as suspect) was outside of his apartment, intoxicated, yelling, throwing objects, and being verbally abusive to the apartment manager. The officers spoke with the caller and the suspect, who refused to exit his apartment while they were present. The suspect agreed to stay in his apartment and go to bed. The officers cleared this contact without further incident.

A few hours later, on Wednesday, March 30, 2005, at approximately 2:06 a.m., the same officers were dispatched to return to the W Street address regarding another disturbance. The same suspect was reported to be outside of his apartment in a highly agitated and intoxicated state, yelling and throwing objects over the railing outside of his second floor apartment. The responding officers decided that if the suspect was violating any laws, he would be arrested because of his intoxicated state and behavior.

Officers ascended to the second floor of the complex and contacted the suspect outside of his apartment door. At this point, the suspect violently resisted officers' attempt to pat him down for a weapon, broke free from the officers and went into his dark apartment before officers were able to complete a weapons check. As both officers entered the subject's open front door, one officer was holding a Conducted Energy Device (CED) and the other officer had his department issued service weapon drawn. The suspect began throwing items at the officers. At this point, the first officer discharged a CED at the suspect. The suspect was able to tear out the darts and continued throwing objects at the officers. The second officer made the decision to shoot the subject with his service weapon because of the threat posed by the attack. Three shots were fired striking the subject in the chest, abdomen and hand. The subject was transported to a medical facility for treatment.

The District Attorney's Office found the officer's actions were lawful. A Police Department review of the shooting identified tactical and training issues that have been addressed.

INCIDENT THREE: DISTRICT 3

On April 21, 2005, at approximately 4:30 p.m., a civilian witness called the SPD reporting an individual (hereafter referred to as suspect) walking in the area of El Camino Avenue and Van Ness Street armed with a handgun. SPD officers went to the area but were unable to locate the suspect.

A second call was received at 4:45 p.m. from another civilian reporting that the suspect was firing a gun in the area of Lexington Street and Dixieanne Avenue. The officers were again unable to locate the suspect.

At approximately 5:10 p.m., an SPD officer checking the area saw a man fitting the description of the suspect walking in the light rail parking lot off Arden Way, north of Business 80. When the officer attempted to contact the suspect, the suspect fled north on Selma Street going through a gate at 2300 Selma Street. While entering the yard, the suspect continually reached at his waist area as he made his way to a trailer located inside the yard. The suspect shortly thereafter opened the door of the trailer and pointed a gun at the officer. The officer immediately retreated and radioed for assistance.

Responding officers surrounded the location. Hostage negotiators and a S.W.A.T. team also responded to the scene. The subject came in and out of the trailer and waved a handgun around before retreating inside of the trailer. The suspect then came out again and pointed a handgun in the air and fired one round before going back inside. A few minutes later the subject came out of the front door with a revolver in his right hand, assumed a shooting stance and pointed the revolver at an SPD officer. At this point, two SPD officers shot the suspect.

The suspect was pronounced dead upon his arrival at the hospital.

The officers' actions were within policy and lawful.

INCIDENT FOUR: DISTRICT 8

On Saturday, June 11, 2005, at approximately 11:30 p.m., officers responding to screams inside a second story apartment forced entry and witnessed a suspect leaping from the balcony with a large meat cleaver in hand. A mother and infant child were found in the apartment with fatal wounds that had been inflicted by the suspect. The officers followed the suspect catching him in the parking lot. The officers called out for the suspect to drop his weapon. The suspect moved toward the officers whereupon they fired six shots hitting the suspect in the legs and ankles. The suspect was taken into custody. There was no confirmed relationship between the victims and the suspect.

The officers' action were within policy and lawful.

INCIDENT FIVE: DISTRICT 1

On Saturday, June 4, 2005, a citizen called SPD dispatch reporting a male (hereafter referred to as victim) that had been attacked. Upon arriving on the scene, officers located the victim along with the citizen caller on 12th Street between E and F Streets. Officers determined that the victim had serious injuries to the head and was bleeding. Officers called for assistance from the SFD.

Within minutes a man (hereafter referred to as suspect) fitting the description of the attacker was observed walking toward the officers. The suspect began shouting at officers and acting erratically as he approached them. An officer advised the suspect that he was not being arrested but wanted to hold him for questioning while they attended to the hurt victim. While trying to cuff the suspect, the suspect broke free. The officers ordered the suspect to get on the ground. The suspect refused and assumed a fighting stance. After several verbal commands to get on the ground failed, one of the officers discharged a CED at the suspect but missed. The suspect began running north as a second patrol car arrived. A second officer discharged her CED at the suspect and also missed.

The suspect continued running North on 12th Street and a foot-chase ensued. After officers caught up with the suspect, an officer again discharged a CED at the suspect. This attempt was successful and the suspect went to the ground and was handcuffed.

Paramedics arrived to attend to the victim and briefly looked at the suspect. A second Medic unit was dispatched to transport the suspect so that hospital Personnel could remove the CED darts. Upon placing the suspect on the gurney he appeared to be in some distress and became unresponsive. Paramedics gave the suspect Cardiopulmonary Resuscitation (CPR) and continued to the hospital where the suspect was pronounced deceased.

The officers' actions were within policy and lawful.

INCIDENT SIX: DISTRICT 5

On September 19, 2005, at approximately 1:00 p.m., SPD was dispatched to a person with a weapon call at 22nd Avenue and Martin Luther King Jr. Boulevard. Upon arriving, officers found a male (hereafter referred to as suspect) fitting the description. No weapon was found. The officers observed the suspect was acting irrationally and took him into custody. While being transported to the jail, officers noticed the suspect was slumped over in the back seat and was non-responsive. Officers pulled over and called for medical assistance. During this time a citizen, identified as a doctor, pronounced the suspect deceased. An ambulance arrived and transported the suspect to the hospital where he was officially declared deceased.

The pathologist's report determined the cause of death to be acute cocaine intoxication, which caused a heart attack. The officers' actions were within policy and lawful.

INCIDENT SEVEN: DISTRICT 4

On December 28, 2005, at approximately 2:00 a.m., a shooting occurred in Miller Park, which involved SPD officers firing and wounding an individual driving a vehicle with the apparent intent of running over the officers. The individual and his passengers had earlier taken a car at gunpoint.

Interim City Manager Ray Kerridge was called out and monitored the activities at the scene on behalf of the OPSA.

The OPSA was invited to the post shooting review, involving SPD managers and command staff. What followed was a very thorough discussion of all aspects of the incident including options available, tactics, and training implications.

The officers' actions were within policy and lawful.

SPD AUDITED CASES

The Director of OPSA reviews all formal and informal investigations that are performed by IAD as a result of a citizen's complaint. The Director of OPSA also reviews all complaints of excessive force, whether initiated by a citizen or the SPD. Formal investigations require IAD investigators to interview all applicable and available witnesses, including police officers. They must also examine any and all relevant evidence and gather all pertinent information The Chief of Police renders a disposition, or finding, for IAD investigations.

The OPSA Director receives and reviews the original investigative file from the SPD, including all attachments to the investigative report. The OPSA Director may make recommendations or request further investigation after his audit. The OPSA audits and has input on investigations prior to the final disposition of each case.

The Director has the authority to review the handling of complaints, inquiries or investigations of any other matter as directed by the City Manager. If the Chief of Police or his representative denies any request or recommendation from the Director, the Director may direct his request or recommendation to the City Manager for further consideration.

A description of audited case is further explained in Appendix B: Purpose, Authority and Procedure Statement.

http://www.cityofsacramento.org/cityman/T_monitor.html

During 2005 the OPSA reviewed eleven formal investigations and fifty-nine informal investigations.

THE FOLLOWING IS A SYNOPSIS OF EACH FORMAL COMPLAINT INVESTIGATED BY IAD THAT HAS BEEN AUDITED BY THE OPSA.

1) Complaint alleged that an officer walked complainant into a pole after being arrested. The complaint also contains allegations of excessive force.

   Complaint Filed: July 2004
   Complaint Audited: February 9, 2005
   IA Finding: Not Sustained (Force and Improper Tactics)

2) Complaint alleged that an officer stopped complainant because of race and was falsely arrested.

Complaint Filed: May 2004
Complaint Audited: March 2005
IA Finding: **Sustained**
(Improper Tactics and Failure to Utilize In-Car Camera)
Within Policy (Force)
Unfounded (Discrimination and False Arrest)

3) Departmental complaint alleged that an officer used Improper Tactics when taking a suspect into custody.

Complaint Filed: October 2004
Complaint Audited: April 2005
IA Finding: **Sustained**

4) Complaint alleged use of Force and Improper Tactics during an arrest.

Complaint Filed: December 2004
Complaint Audited: July 2005
IA Finding: **Sustained (Improper Tactics)**
Unfounded (Force)

5) Three separate complaints against an officer were connected and investigated. A citizen's complaint alleged sexual misconduct during a pat down search and two departmental complaints involving Conduct Unbecoming an Officer (CUBO).

Complaints Filed: March, May and September 2004
Complaint Audited: July 2005
IA Finding: **Not Sustained (sexual misconduct)**
Sustained (CUBO)

6) Complaint alleged use of Force.

Complaint Filed: September 2004
Complaint Audited: July 2005
IA Finding: **Unfounded**

7) Complaint alleged Neglect of Duty and Insubordination.

Complaint Filed: August 2004
Complaint Audited: August 2005
IA Finding: **Sustained (Neglect of Duty)**
Exonerated (Insubordination)

8) Complaint alleged Force and CUBO.

Complaint Filed: November 2004
Complaint Audited: November 2005
IA Finding: **Sustained**

9) Complaint alleged False Arrest and Improper Search resulting from a traffic stop.

Complaint Filed: January 2005
Complaint Audited: November 2005
IA Finding: **Exonerated (False Arrest)**
Not Sustained (Improper Search)
Retraining on In Car Camera Policy

10) Complaint alleged use of Force during an arrest.

Complaint Filed: October 2004
Complaint Audited: November 2005
IA Finding: **Unfounded**

11) Complaint initiated by SPD containing multiple allegations. This complaint involved three officers.

Complaint Filed: January 2005
Complaint Audited: December 2005
IA Finding: **Officer 1**
Sustained (Dishonesty and Neglect of Duty)
Officer 2
Sustained (Neglect of Duty)
Officer 3
Sustained (Force and Improper Tactics)

SPD YEAR END STATISTICS/COMPARISONS

This data is for the SPD. The information in this section is informative, and not interpretive. The following statistics are taken from the OPSA database and reflect information found in OPSA cases filed by citizens. Also included is information on complaints that IAD refers to the OPSA. IAD refers its citizens' complaints to the OPSA and complaints initiated by the SPD pertaining to allegations of force. In 2005 the OPSA received fifty-three complaints from citizens and received fifty-seven complaints referred by IAD for a total of 110 complaints.

FIGURE 1 shows the types of complaints filed by citizens directly with OPSA. This figure does not show complaints filed with IA.

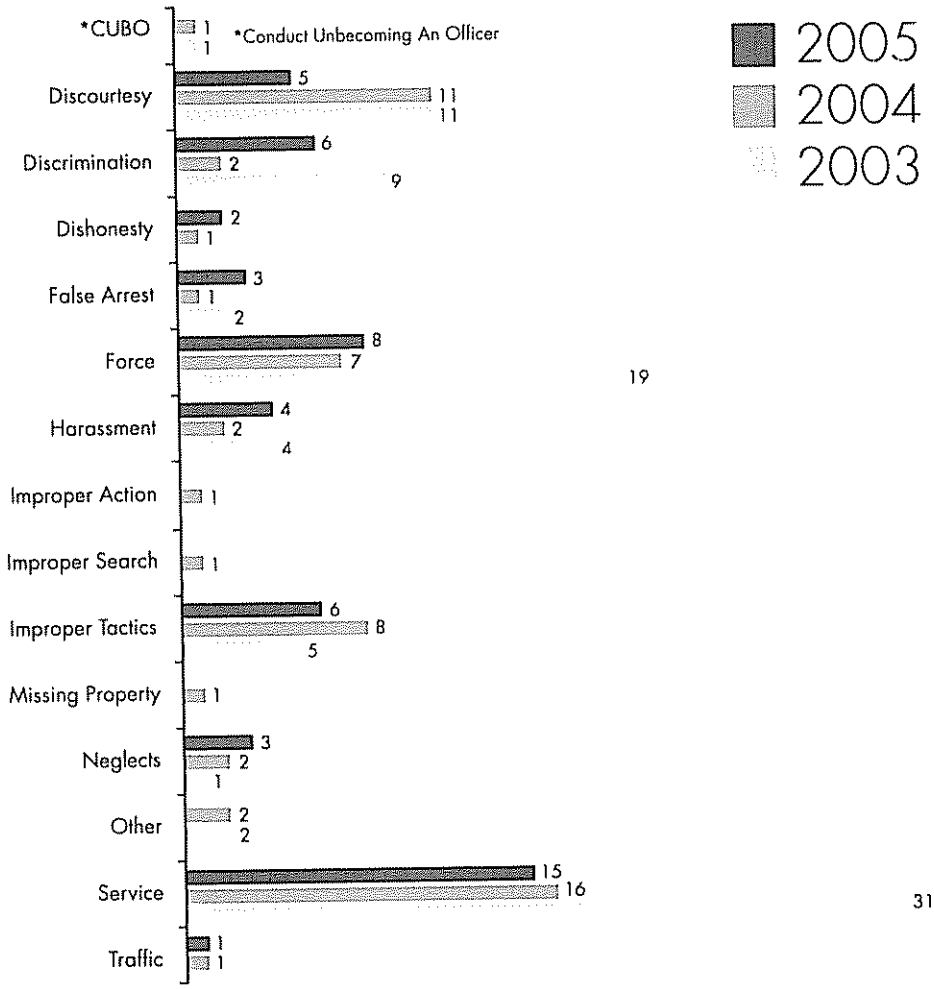
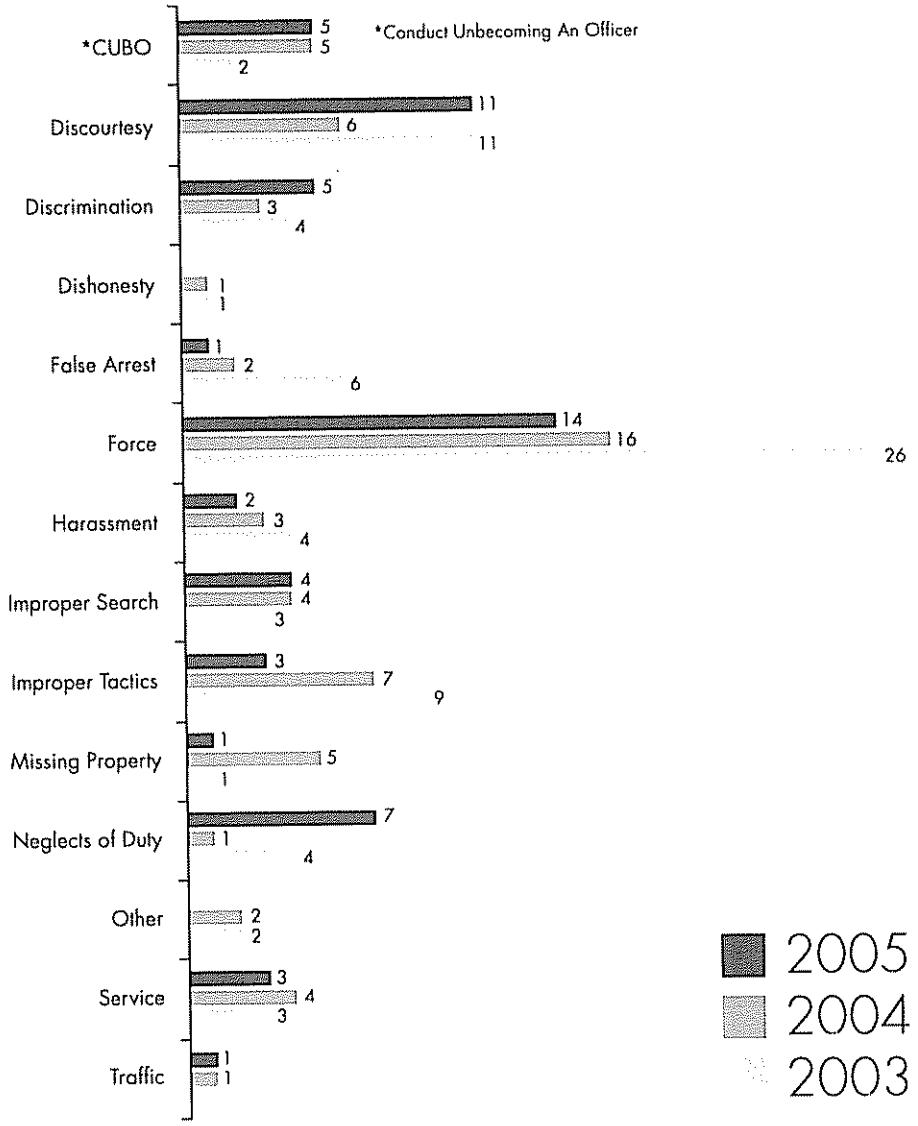


FIGURE 2 shows the breakdown of the complaints filed directly with IAD and then referred to the OPSA. In 2005, IAD referred fifty seven complaints to OPSA.



SPD COMPLAINT TRENDS

FIGURE 3 provides the number of complaints filed since the inception of the OPSA. Total complaints continue to decline.

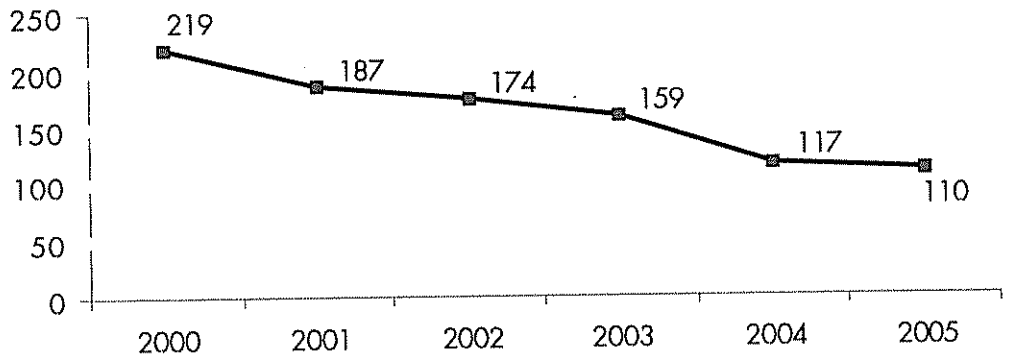
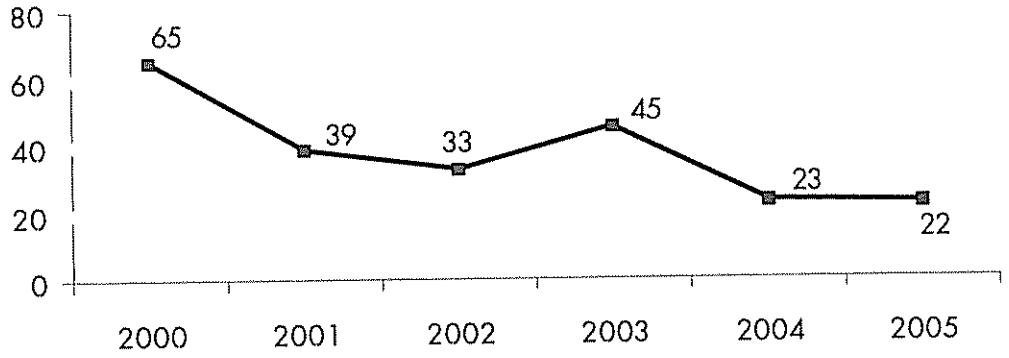


FIGURE 4 provides the number of force complaints filed since 2000.



SPD OFFICER STATISTICS

In examining trends, the OPSA tracks the race, age and experience of SPD officers receiving complaints. The statistics used are from the total number of complaints filed directly with the OPSA and also those filed with IAD.

FIGURE 5 confirms as in past years that officers with less than five years of service receive the largest number of citizen complaints. As SPD increases its number of new officers it is anticipated that the trend will continue. The number of complaints in the one to five year categories decreased over all by 20 percent.

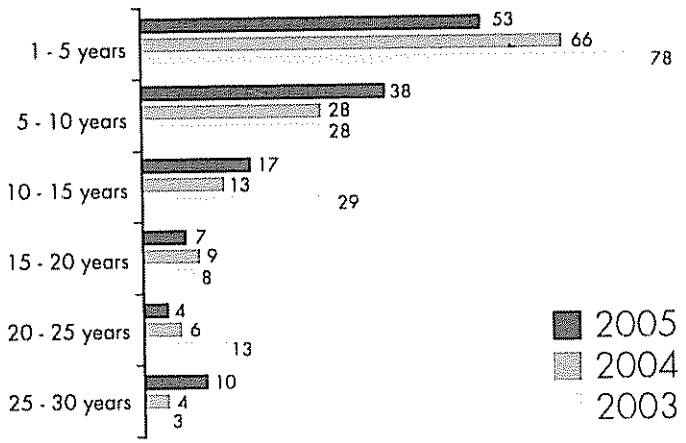


FIGURE 6 shows the race of officers who have had complaints filed against them. Some officers may have more than one complaint filed against them. This data specifically does not count an officer more than once.

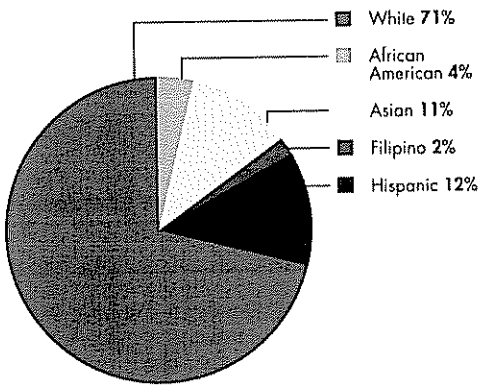
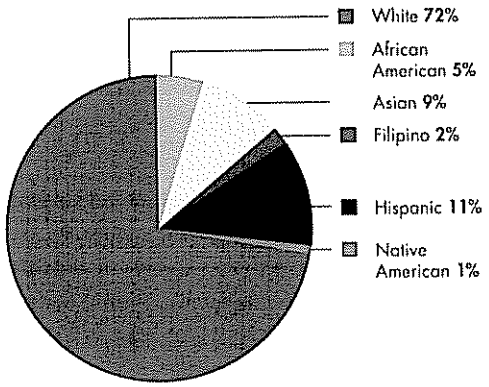


FIGURE 7 shows the racial breakdown of the SPD police force as of January 1, 2006.



Although these two graphs do not match exactly, they are closely similar, suggesting that no one particular race has received an inordinate number of complaints.

SPD INTERNAL AFFAIRS STATISTICS

FIGURE 8 is taken from SPD IAD statistics and shows a breakdown of discipline imposed on sworn officers in 2005 with sustained allegations. This information is distinguished by citizens' complaints and complaints initiated by the SPD. A total of twenty-six officers were disciplined in 2005.

Discipline of Sworn Officers

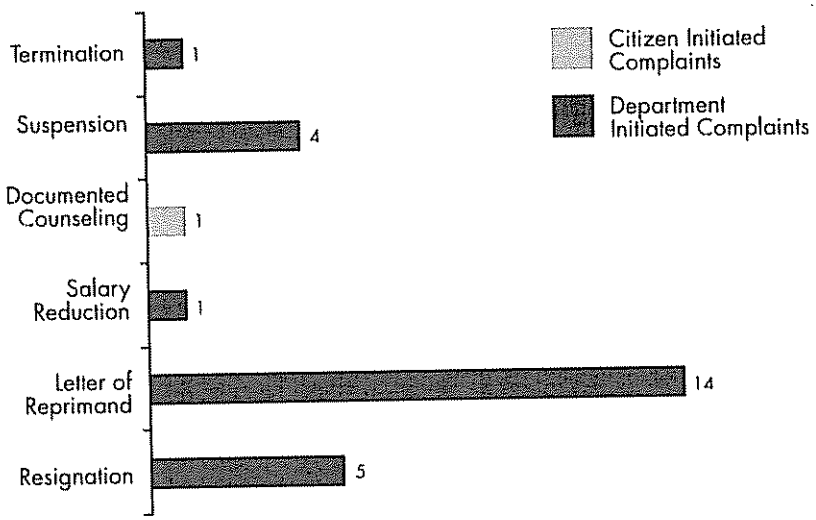


FIGURE 9 using SPD IAD statistics show the disposition of cases that were formally investigated in 2005. This is for sworn officers and is broken down between citizen-initiated complaints and department-initiated complaints. Currently there are thirty-one formal investigations pending

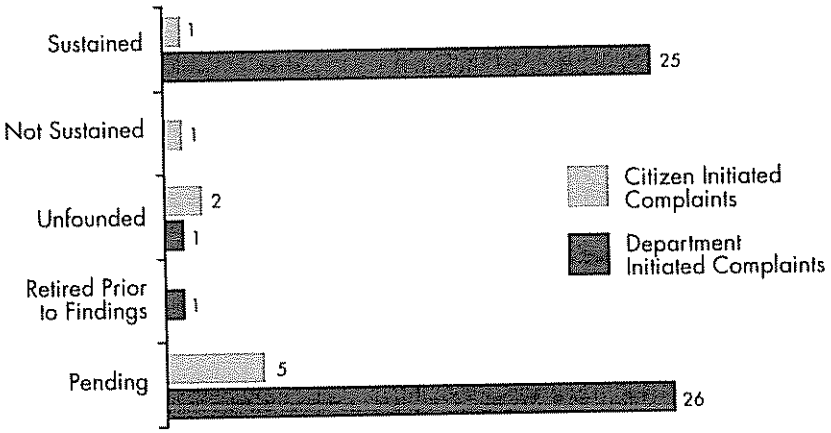
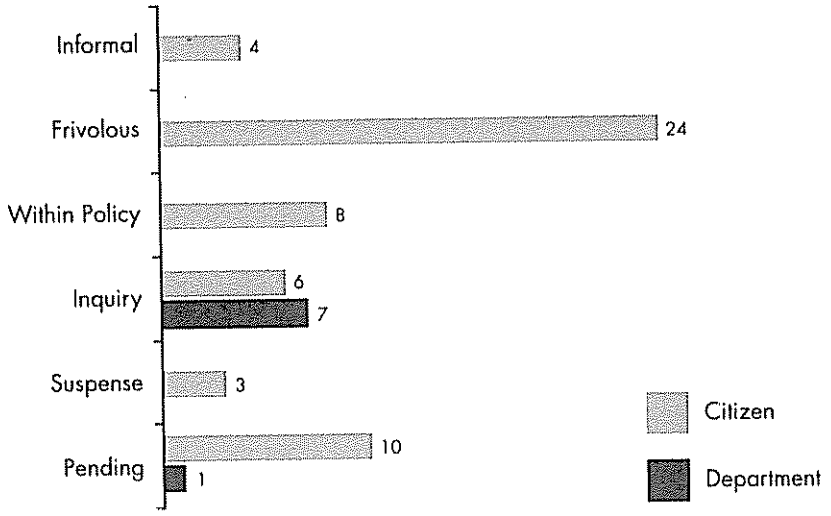
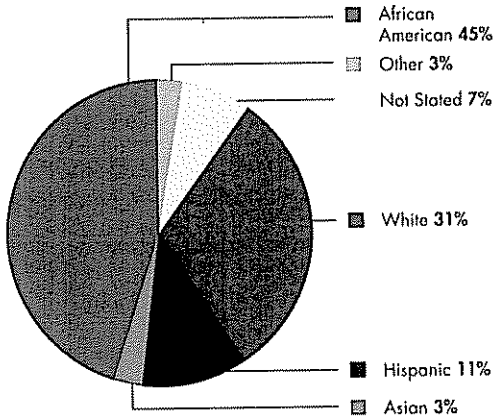


FIGURE 10 shows the disposition rendered for complaints classified as "References". The Chief of Police may render a disposition after a preliminary investigation is done. A preliminary investigation may find that the officer was following policy and procedure; the complaint was handled at a supervisory level, or IAD satisfactorily addressed the concerns of the citizen with a telephone interview Currently there are eleven complaints classified as references that are pending.



COMPLAINANT STATISTICS

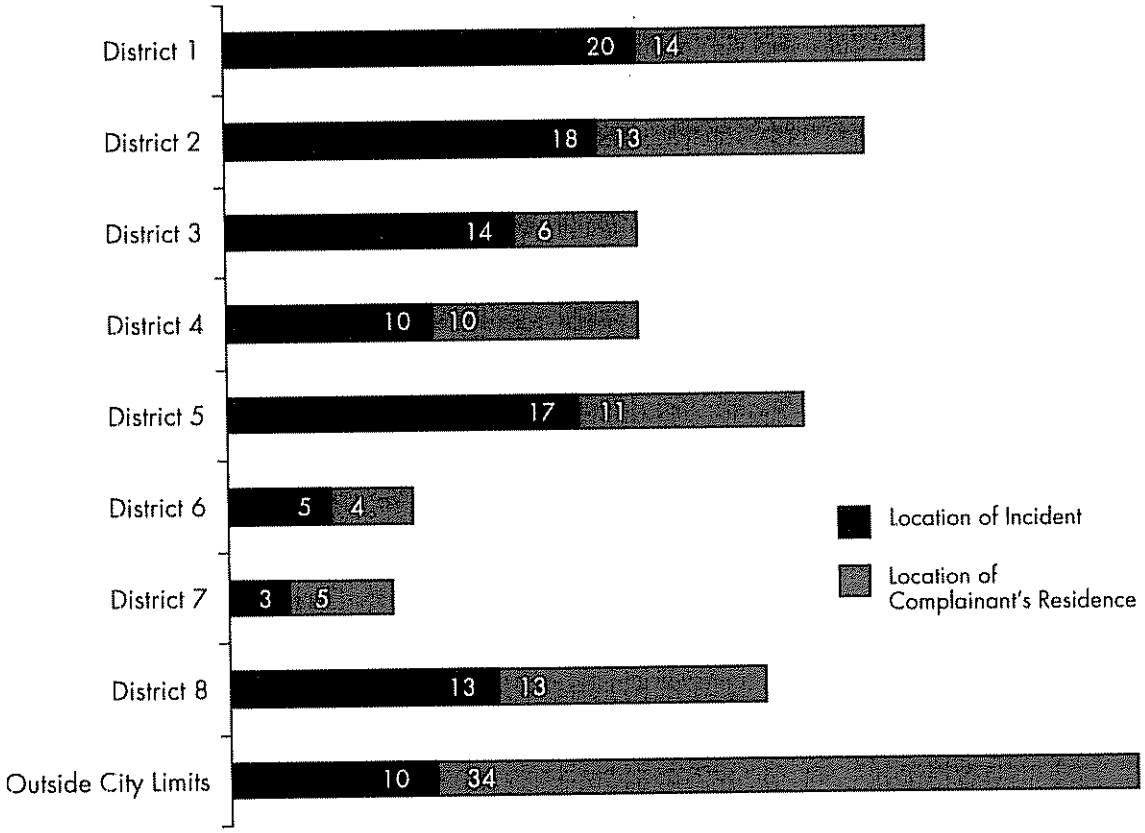
The following chart and table show the racial breakdown of individuals who have filed complaints. There was little or no change in the racial breakdown of complainants between 2004 and 2005. While the percentage of African Americans who filed complaints remained nearly the same as in 2004, there was a four percent increase of complaints filed by African American women.



RACE	GENDER	# COMPLAINTS	%
Asian	F	2	1 82%
Asian	M	1	0 91%
African American	F	23	20 91%
African American	M	26	23 64%
Hispanic	F	4	3 64%
Hispanic	M	8	7 27%
White	F	12	10 91%
White	M	21	19 09%
Other	F	2	1 82%
Other	M	1	0 91%
Not Stated	F	5	4 55%
Not Stated	M	3	2 73%
Total		108	100%

SPD CITY COUNCIL DISTRICT STATISTICS

The OPSA tracks the number of complaints occurring in the various council districts and also the Council District a complainant resides in. This data represents complaints filed with the OPSA and complaints SPD IAD referred to the OPSA.



There were ten cases or complaints filed that occurred outside the city limits, where SPD may act outside the city limits on probation searches, traffic stops or other police business. There were thirty-four complaints from citizens who live outside of the city limits, used a post office box, or may be homeless or incarcerated. Included in the thirty-four are two complaints filed by the Department.

SACRAMENTO FIRE DEPARTMENT

SFD RELATIONSHIP

Per Sacramento City Council directive, SFD was added to the OPSA oversight in 2004. Since that time, the OPSA and SFD have established a cooperative working relationship. Shortly thereafter, the Interim Director of OPSA was briefed on the SFD's plan to establish an Internal Affairs/Professional Standards Unit (IA/PSU). In the months since, budget approvals have been obtained, IA/PSU staffing established, and a policy and procedure manual has recently been created.

During this period regular communication has taken place between the OPSA Interim Director and SFD Executive Team. In the coming year, the OPSA will expand its involvement with the SFD Executive Team and create a work plan to formalize protocol and data collection between the OPSA and SFD.

HIGH PROFILE INCIDENT NOTIFICATION

The "High Profile Incident Notification" protocol for the SFD was established in December 2004. During the period covered by this report, the OPSA was not notified of any High Profile Incidents in 2005. The OPSA Director or representative shall have the authority to monitor interviews of subject employees, employee witnesses and citizens immediately after such incidents. A copy of the OPSA Purpose, Authority and Procedure Statement, which gives examples of High Profile Incidents, may be viewed on the OPSA website:

http://www.cityofsacramento.org/cityman/T_monitor.html

SFD AUDITED CASES

As with the SPD, the OPSA Director or representative shall have the authority to review all in progress and completed citizens' complaints regarding SFD personnel. The Director also has the authority to review the handling of complaints, inquiries or investigations of any other matter as directed by the City Manager.

THE FOLLOWING IS A SYNOPSIS OF CASES AUDITED BY THE OPSA IN 2005.

1) Citizen complaint alleged Improper Conduct including sexual misconduct.

Complaint Filed: October 2004
Complaint Audited: January 2005
IA Finding: Within policy and procedure; (no sexual misconduct)

2) Complaint alleged that emergency medical personnel caused physical injury to complainant.

Complaint Filed: January 2005
Complaint Audited: September 2005
IA Finding: Unfounded

3) Complaint alleged refusal of service and rough treatment.

Complaint Filed: March 2005
Complaint Audited: June 2005
IA Finding: Unfounded

4) Complaint alleged Neglect of Duty pertaining to a complainant's personal property.

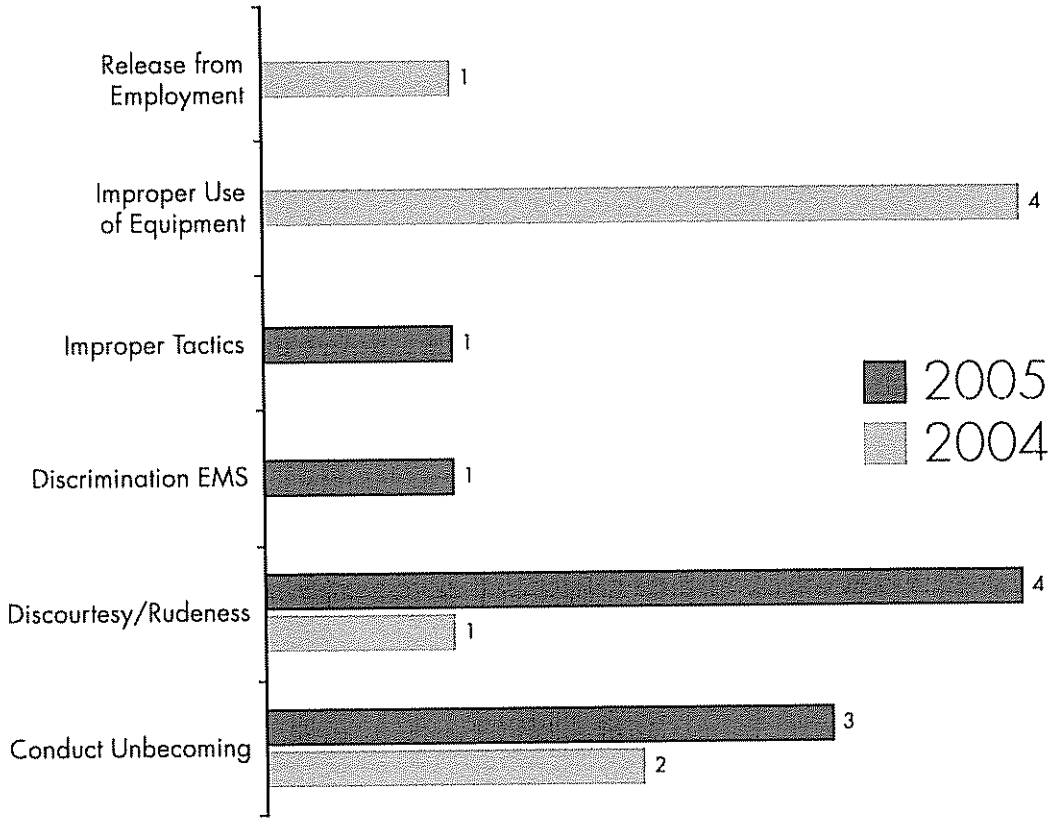
Complaint Filed: June 2005
Complaint Audited: September 2005
IA Finding: Not Sustained

SFD YEAR END STATISTICS/COMPARISONS

This data is for the SFD. The information in this section is informative and not interpretive. In 2005, the OPSA accepted nine citizens' complaints that were then referred to the SFD, IA/PSU, to be investigated.

This following chart does not show complaints filed at SFD. However, in 2005, the SFD referred five complaints to the OPSA. The OPSA has requested to monitor and audit two of those complaints. There are nine pending OPSA cases currently being investigated by SFD.

FIGURE 1 shows the complaints by classification.



SFD INTERNAL AFFAIRS STATISTICS

FIGURE 2 is taken from SFD statistics and shows a breakdown of discipline imposed on personnel in 2005 with sustained allegations. This information is distinguished between citizens' complaints and complaints initiated by SFD.

Discipline of Personnel

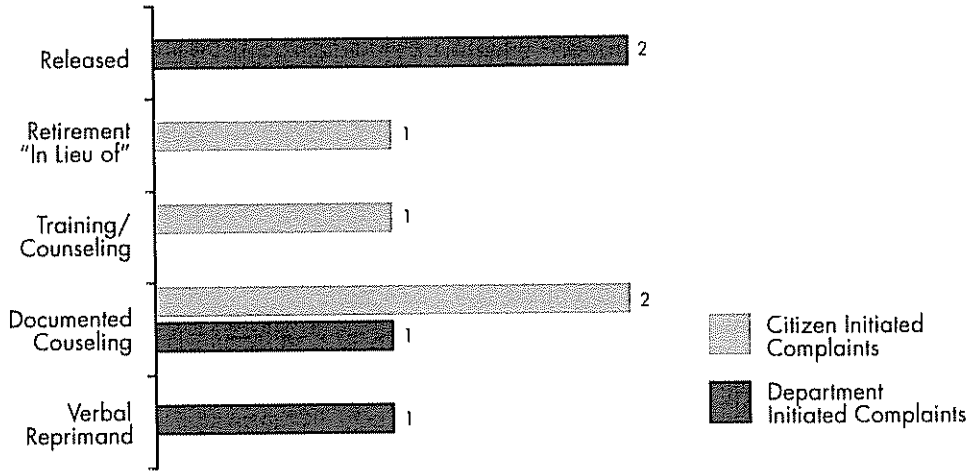
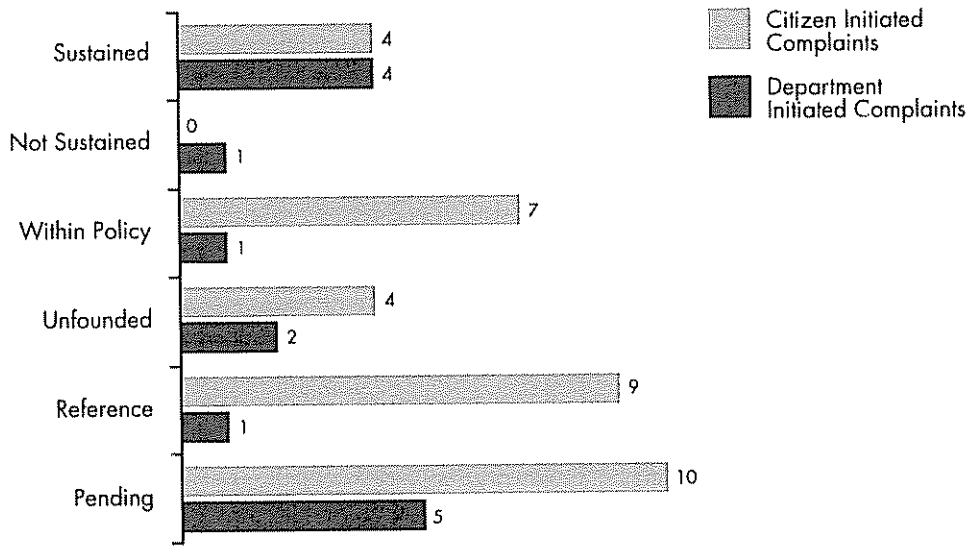


FIGURE 3 using SFD statistics shows the disposition of cases that were investigated in 2005. This is also shown between citizen-initiated complaints and department-initiated complaints.



SACRAMENTO CITY COUNCIL MEMBERS

MAYOR: HEATHER FARGO | City of Sacramento

District One
RAYMOND L. TRETHEWAY, III

District Two
SANDY SHEEDY

District Three
STEVE COHN

District Four
ROBERT KING FONG

District Five
LAUREN HAMMOND

District Six
KEVIN MCCARTY

District Seven
ROBBIE WATERS

District Eight
BONNIE PANNELL

City Manager
RAY KERRIDGE

Assistant City Managers
CASSANDRA H.B. JENNINGS
GUSTAVO F. VINA
MARTY HANNEMAN
JOHN DANGBERG

Interim Director
JERRY ENOMOTO,

Staff Aide
KATHY MCALLISTER