

**APRIL 3, 2019 CITY COUNCIL BRIEFING AGENDA  
CERTIFICATION**

This certification is given pursuant to Chapter XI, Section 9 of the City Charter for the City Council Briefing Agenda dated April 3, 2019. We hereby certify, as to those contracts, agreements, or other obligations on this Agenda authorized by the City Council for which expenditures of money by the City are required, that all of the money required for those contracts, agreements, and other obligations is in the City treasury to the credit of the fund or funds from which the money is to be drawn, as required and permitted by the City Charter, and that the money is not appropriated for any other purpose.



T.C. Broadnax  
City Manager

3/29/19  
Date

*Shevi Kowalski for Elizabeth Reich*  
Elizabeth Reich  
Chief Financial Officer

3/29/19  
Date

RECEIVED

2019 MAR 29 PM 6:31

CITY SECRETARY  
DALLAS, TEXAS

## City of Dallas

1500 Marilla Street  
Dallas, Texas 75201

## Public Notice

19 03 29

POSTED CITY SECRETARY  
DALLAS, TX



## COUNCIL BRIEFING AGENDA

April 3, 2019

(For General Information and Rules of Courtesy, Please See Opposite Side.)

(La Información General Y Reglas De Cortesía Que Deben Observarse

Durante Las Asambleas Del Consejo Municipal Aparecen En El Lado Opuesto, Favor De Leerlas.)

## General Information

The Dallas City Council regularly meets on Wednesdays beginning at 9:00 a.m. in the Council Chambers, 6th floor, City Hall, 1500 Marilla. Council agenda meetings are broadcast live on WRR-FM radio (101.1 FM) and on Time Warner City Cable Channel 16. Briefing meetings are held the first and third Wednesdays of each month. Council agenda (voting) meetings are held on the second and fourth Wednesdays. Anyone wishing to speak at a meeting should sign up with the City Secretary's Office by calling (214) 670-3738 by 5:00 p.m. of the last regular business day preceding the meeting. Citizens can find out the name of their representative and their voting district by calling the City Secretary's Office.

If you need interpretation in Spanish language, please contact the City Secretary's Office at 214-670-3738 with a 48 hour advance notice.

Sign interpreters are available upon request with a 48-hour advance notice by calling (214) 670-3738 V/TDD. The City of Dallas is committed to compliance with the Americans with Disabilities Act.

**The Council agenda is available in alternative formats upon request.**

If you have any questions about this agenda or comments or complaints about city services, call 311.

## Rules of Courtesy

City Council meetings bring together citizens of many varied interests and ideas. To insure fairness and orderly meetings, the Council has adopted rules of courtesy which apply to all members of the Council, administrative staff, news media, citizens and visitors. These procedures provide:

- That no one shall delay or interrupt the proceedings, or refuse to obey the orders of the presiding officer.
- All persons should refrain from private conversation, eating, drinking and smoking while in the Council Chamber.
- Posters or placards must remain outside the Council Chamber.
- No cellular phones or audible beepers allowed in Council Chamber while City Council is in session.

"Citizens and other visitors attending City Council meetings shall observe the same rules of propriety, decorum and good conduct applicable to members of the City Council. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing the City Council or while attending the City Council meeting shall be removed from the room if the sergeant-at-arms is so directed by the presiding officer, and the person shall be barred from further audience before the City Council during that session of the City Council. If the presiding officer fails to act, any member of the City Council may move to require enforcement of the rules, and the affirmative vote of a majority of the City Council shall require the presiding officer to act." Section 3.3(c) of the City Council Rules of Procedure.

## Información General

El Ayuntamiento de la Ciudad de Dallas se reúne regularmente los miércoles en la Cámara del Ayuntamiento en el sexto piso de la Alcaldía, 1500 Marilla, a las 9 de la mañana. Las reuniones informativas se llevan a cabo el primer y tercer miércoles del mes. Estas audiencias se transmiten en vivo por la estación de radio WRR-FM 101.1 y por cablevisión en la estación *Time Warner City Cable* Canal 16. El Ayuntamiento Municipal se reúne el segundo y cuarto miércoles del mes para tratar asuntos presentados de manera oficial en la agenda para su aprobación. Toda persona que desee hablar durante la asamblea del Ayuntamiento, debe inscribirse llamando a la Secretaría Municipal al teléfono (214) 670-3738, antes de las 5:00 pm del último día hábil anterior a la reunión. Para enterarse del nombre de su representante en el Ayuntamiento Municipal y el distrito donde usted puede votar, favor de llamar a la Secretaría Municipal.

Si necesita interpretación en idioma español, por favor comuníquese con la oficina de la Secretaría del Ayuntamiento al 214-670-3738 con notificación de 48 horas antes.

Intérpretes para personas con impedimentos auditivos están disponibles si lo solicita con 48 horas de anticipación llamando al (214) 670-3738 (aparato auditivo V/TDD). La Ciudad de Dallas está comprometida a cumplir con el decreto que protege a las personas con impedimentos, *Americans with Disabilities Act*. **La agenda del Ayuntamiento está disponible en formatos alternos si lo solicita.**

Si tiene preguntas sobre esta agenda, o si desea hacer comentarios o presentar quejas con respecto a servicios de la Ciudad, llame al 311.

## Reglas de Cortesía

Las asambleas del Ayuntamiento Municipal reúnen a ciudadanos de diversos intereses e ideologías. Para asegurar la imparcialidad y el orden durante las asambleas, el Ayuntamiento ha adoptado ciertas reglas de cortesía que aplican a todos los miembros del Ayuntamiento, al personal administrativo, personal de los medios de comunicación, a los ciudadanos, y a visitantes. Estos reglamentos establecen lo siguiente:

- Ninguna persona retrasará o interrumpirá los procedimientos, o se negará a obedecer las órdenes del oficial que preside la asamblea.
- Todas las personas deben abstenerse de entablar conversaciones, comer, beber y fumar dentro de la cámara del Ayuntamiento.
- Anuncios y pancartas deben permanecer fuera de la cámara del Ayuntamiento.
- No se permite usar teléfonos celulares o enlaces electrónicos (*paggers*) audibles en la cámara del Ayuntamiento durante audiencias del Ayuntamiento Municipal.

"Los ciudadanos y visitantes presentes durante las asambleas del Ayuntamiento Municipal deben obedecer las mismas reglas de comportamiento, decoro y buena conducta que se aplican a los miembros del Ayuntamiento Municipal. Cualquier persona que haga comentarios impertinentes, utilice vocabulario obsceno o difamatorio, o que al dirigirse al Ayuntamiento lo haga en forma escandalosa, o si causa disturbio durante la asamblea del Ayuntamiento Municipal, será expulsada de la cámara si el oficial que esté presidiendo la asamblea así lo ordena. Además, se le prohibirá continuar participando en la audiencia ante el Ayuntamiento Municipal. Si el oficial que preside la asamblea no toma acción, cualquier otro miembro del Ayuntamiento Municipal puede tomar medidas para hacer cumplir las reglas establecidas, y el voto afirmativo de la mayoría del Ayuntamiento Municipal precisará al oficial que esté presidiendo la sesión a tomar acción." Según la sección 3.3(c) de las reglas de procedimientos del Ayuntamiento.

## **Handgun Prohibition Notice for Meetings of Governmental Entities**

"Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun."

*"De acuerdo con la sección 30.06 del código penal (ingreso sin autorización de un titular de una licencia con una pistol oculta), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola oculta."*

"Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly."

*"De acuerdo con la sección 30.07 del código penal (ingreso sin autorización de un titular de una licencia con una pistola a la vista), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola a la vista."*

9:00 a.m. Invocation and Pledge of Allegiance 6ES

Special Presentations

Open Microphone Speakers

**VOTING AGENDA**

6ES

1. 19-431 Approval of Minutes of the February 20, 2019 City Council Retreat and the March 20, 2019 City Council Meeting
2. 19-432 Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

**BRIEFING**

6ES

A. Proposed recommendations and amendments to the Citizens Police Review Board

**PUBLIC HEARING**

**MISCELLANEOUS HEARING**

**Mayor and City Council Office**

3. 19-529 A public hearing to receive comments regarding the proposed recommendations and amendments to the Citizens Police Review Board - Financing: No cost consideration to the City

Open Microphone Speakers

6ES

The above schedule represents an estimate of the order for the indicated briefings and is subject to change at any time. Current agenda information may be obtained by calling (214) 670-3100 during working hours.

Note: An expression of preference or a preliminary vote may be taken by the Council on any of the briefing items.

**EXECUTIVE SESSION NOTICE**

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. seeking the advice of its attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act. [Tex. Govt. Code §551.071]
2. deliberating the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.072]
3. deliberating a negotiated contract for a prospective gift or donation to the city if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.073]
4. deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing. [Tex. Govt. Code §551.074]
5. deliberating the deployment, or specific occasions for implementation, of security personnel or devices. [Tex. Govt. Code §551.076]
6. discussing or deliberating commercial or financial information that the city has received from a business prospect that the city seeks to have locate, stay or expand in or near the city and with which the city is conducting economic development negotiations; or deliberating the offer of a financial or other incentive to a business prospect. [Tex Govt. Code §551.087]
7. deliberating security assessments or deployments relating to information resources technology, network security information, or the deployment or specific occasions for implementations of security personnel, critical infrastructure, or security devices. [Tex Govt. Code §551.089]



# City of Dallas

1500 Marilla Street  
Dallas, Texas 75201

## Agenda Information Sheet

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**File #:** 19-431

**Item #:** 1.

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**SUBJECT**

Approval of Minutes of the February 20, 2019 City Council Retreat and the March 20, 2019 City Council Meeting





Agenda Information Sheet

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**File #:** 19-432

**Item #:** 2.

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**AGENDA DATE:** April 3, 2019

**DEPARTMENT:** City Secretary

**COUNCIL DISTRICT(S):** N/A

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**SUBJECT**

Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)



Agenda Information Sheet

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**File #:** 19-529

**Item #:** 3.

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**STRATEGIC PRIORITY:** Public Safety  
**AGENDA DATE:** April 3, 2019  
**COUNCIL DISTRICT(S):** All  
**DEPARTMENT:** Mayor and City Council Office  
**EXECUTIVE:** T.C. Broadnax

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**SUBJECT**

A public hearing to receive comments regarding the proposed recommendations and amendments to the Citizens Police Review Board - Financing: No cost consideration to the City

**BACKGROUND**

The Dallas Police Department is scheduled to provide a City Council Briefing on April 3, 2019 to discuss proposed recommendations and amendments to the Citizen Police Review Board. The Briefing materials have been attached for reference.

This public hearing has been scheduled to allow public comment on the proposal prior to City Council taking any further action.

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

Information about this item was provided to the Public Safety and Criminal Justice Committee on February 11, 2019.

**FISCAL INFORMATION**

No cost consideration to the City.

# Memorandum



CITY OF DALLAS

DATE March 29, 2019

TO Honorable Members of the City Council

SUBJECT **Citizens Police Review Board**

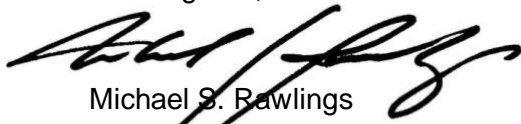
At the February 11, 2019, Public Safety & Criminal Justice Committee meeting, the Committee recommended bringing the proposed recommendations and amendments to the Citizens Police Review Board forward for a full City Council briefing, initially scheduled for March 20. The briefing is now scheduled for the April 3 briefing meeting agenda and will be posted later today. During this briefing, the city manager will update us on the process and recommendations for reform.

As you can see in the attached email, PSCJ Committee Chair Adam McGough believes we should have further public input because this issue is so important. I agree with Chair McGough and am therefore asking that a public hearing be added to next week's agenda to give people an opportunity to speak about the proposed recommendations and amendments to the Citizens Police Review Board.

We will hold the briefing in the morning, followed by comments from City Councilmembers. We will then hold a public hearing beginning no earlier than 12:30 p.m. and lasting no longer than two hours in the City Council Chambers. At the conclusion of that public hearing, I will take one round of closing comments from councilmembers. Those who wish to speak at the public hearing should sign up with the City Secretary's Office until 5 p.m. on Tuesday, April 2, 2019.

I appreciate the work of Assistant City Manager Jon Fortune, Police Chief Renee Hall, as well as Chairman McGough and his PSCJ Committee members. We will listen to councilmembers and the public and take this matter up for a vote expeditiously.

Best regards,



Michael S. Rawlings  
Mayor

c: Chris Caso, City Attorney (Interim)  
Carol A. Smith, City Auditor (Interim)  
Biliera Johnson, City Secretary  
Preston Robinson, Administrative Judge  
Kimberly Bizer Tolbert, Chief of Staff to the City Manager  
Majed A. Al-Ghafry, Assistant City Manager

Jon Fortune, Assistant City Manager  
Joey Zapata, Assistant City Manager  
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer  
M. Elizabeth Reich, Chief Financial Officer  
Laila Alequresh, Chief Innovation Officer  
Directors and Assistant Directors

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**From:** McGough, Adam  
**Sent:** Friday, March 29, 2019 2:04 PM  
**To:** Rawlings, Mike  
**Cc:** Fortune, Jon E; Goldstein, Scott  
**Subject:** Citizen Police Review/Oversight Board

Mayor Rawlings:

As you are aware, Chief Hall has lead numerous discussions around changes and improvements to the Citizen Police Review Board. This entire process is about building trust and transparency. There were several public meetings where presentations were made across the city, and we have had multiple briefings at the Public Safety and Criminal Justice Committee. At the February 11, 2019, public safety briefing, it was clear that there were still some key areas where issues were unresolved. We have spent the last several weeks listening to the community and working with stakeholders to collaborate on potential options to address these issues.

Even though efforts have been made to include every voice, there are still stakeholders who do not feel like they have had a voice in this process. For this reason, I am asking you to hold a public meeting to give interested people the opportunity to voice their concerns and interests in this process that will impact all of us. It is my hope that constructive comments can have an impact on the proposal that ends up being presented to council for vote.

I do not think we can overstate the importance of this issue for the future of Dallas, and I believe this process will help make sure we get this right for all citizens of Dallas and for the men and women serving in our Dallas Police Department.

Respectfully,  
Adam McGough  
Chair of Public Safety & Criminal Justice

# Memorandum



CITY OF DALLAS

DATE March 29, 2019

TO Honorable Mayor and Members of the City Council

SUBJECT **Proposed recommendations and amendments to the Citizens Police Review Board**

On Wednesday, April 3, 2019, Dallas Police Chief U. Renee Hall, will brief the City Council on the Citizens Police Review Board and highlight the Dallas Police Department's recommended changes and amendments to the Board structure.

Throughout the course of the last few months, many groups, associations, and citizens have provided input on possible changes to the Board. This input and research guided the Police Department in the development of their recommendations that coincide with a 21<sup>st</sup> Century Policing Philosophy. The Department hopes that these changes will facilitate integrity-driven policing and strengthen community relationships. This presentation also includes updates from the initial proposal presented to the Public Safety and Criminal Justice Committee on February 11, 2019.

The following details will be presented about the board:

- Board Structure and Staffing
- Complaint Handling Process
- Critical Incidents
- Engagement and Transparency

The briefing materials are attached for your review.

A handwritten signature in black ink that reads "Jon Fortune".

Jon Fortune  
Assistant City Manager

c: T.C. Broadnax, City Manager  
Chris Caso, City Attorney (Interim)  
Carol A. Smith, City Auditor (Interim)  
Billerae Johnson, City Secretary  
Preston Robinson, Administrative Judge  
Kimberly Bizzor Tolbert, Chief of Staff to the City Manager

Majed A. Al-Ghafry, Assistant City Manager  
Joey Zapata, Assistant City Manager  
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer  
M. Elizabeth Reich, Chief Financial Officer  
Laila Alequresh, Chief Innovation Officer  
Directors and Assistant Directors

# **Proposed recommendations and amendments to the Citizens Police Review Board**

**City Council Briefing**

**April 3, 2019**

**U. Reneè Hall  
Chief of Police  
Dallas Police Department**



# Presentation Overview

- Purpose
- Background History
- Revised Proposal
- Next Steps

# Purpose

- The Dallas Police Department (DPD) continues to seek community focused engagement by implementing best practices consistent with 21<sup>st</sup> Century Policing.
  - Integrity-driven policing that is focused on building trust, strengthening relationships, and community collaboration
- The purpose of this briefing is to present and discuss recommendations on improvements to the CPRB, and how these modifications can help DPD achieve the goals listed above.
  - Includes updates from the initial proposal presented to the Public Safety & Criminal Justice Committee on February 11, 2019



# Background/History

- In October of 2017 the Dallas Police Department began meeting with community groups over concerns with police operations, transparency, and conduct.
- A coalition of community groups felt the Citizens Police Review Board (CPRB) was an ineffective tool for fulfilling the goals of:
  - Building trust
  - Strengthening accountability
  - Improving police/community relations
- Input sought at 7 community meetings in 2019 held throughout the City
- Input also sought from police associations
- DPD presented recommendations to the Public Safety & Criminal Justice Committee (PSCJC) on February 11, 2019
- Based on feedback from PSCJC, residents, and stakeholders, DPD has modified its recommendations

# Revised Proposal – Board Structure & Staffing

- Name changed to Community Police Oversight Board (CPOB)
- Board size to remain at 15 members appointed by City Council
- Creation of the Office of Community Police Oversight (OPO) within the City Manager's Office
- OPO would include a staff of three
- OPO Director/Monitor would report to the City Manager and functionally support CPOB
- Maintain the current Technical Advisory Committee

# Revised Proposal - External Admin. Complaint Handling Process

- Complaints received by OPO or DPD are centrally logged at OPO (central intake point)
- OPO may recommend:
  - Mediation, Internal Affairs Division (IAD) Investigation or Division Supervisor Investigation
  - Chief Maintains discretion on investigation track and timing
- DPD conducts IAD and Division Supervisor investigations
- OPO will coordinate mediation between complainant and DPD
- For referred Division Supervisor Investigations: OPO will be notified of completed cases
- OPO may monitor external administrative investigations conducted by IAD
  - Most common external complaints involve rudeness, unprofessionalism, and procedural violations
  - Will not be physically present in interview process, but may observe from separate room
  - OPO may request information, submit questions, and provide feedback

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# Revised Proposal – External Admin. Complaint Handling Process

- Chief retains authority of final case disposition and discipline
- Chief will provide written report to CPOB regarding case conclusions
- CPOB may provide report to the PSCJ Committee
- CPOB retains ability to conduct independent investigations and recommend improvements to DPD procedures
  - During Independent Investigations
    - CPOB will retain current subpoena power for non-police officer witnesses
    - Statements from employees and officers who are subject of the investigation may only be provided to OPO under Garrity notice issued by the Chief in accordance with DPD procedures
    - Chief retains authority of final disposition and discipline

# Revised Proposal – Critical Incidents

- DPD will provide notice of critical incidents to OPO/CPOB
- OPO Monitor
  - Has monitoring ability to observe interviews, receive briefing on case details, request information, and provide feedback
  - Must possess minimum qualifications and experience as established by the City Manager
  - Must sign confidentiality agreement
- OPO Monitor may provide update to CPOB
  - At conclusion of administrative and criminal investigations
  - Report may only address the completeness of the investigation
- Chief retains authority of final case disposition and discipline

# Revised Proposal – Engagement & Transparency

- CPOB, OPO, and DPD will establish metrics for transparency
- CPOB will provide annual report to Public Safety and Criminal Justice Committee
- CPOB will engage in community outreach
  - Creating community awareness about complaint process
  - Generating discussion about community & police relationships

# Next Steps

- Based on feedback from City Council on April 3, 2019 Prepare Draft Ordinance for City Council consideration on April 24, 2019.

# **Proposed recommendations and amendments to the Citizens Police Review Board**

**City Council Briefing  
April 3, 2019**

**U. Reneè Hall  
Chief of Police  
Dallas Police Department**





# Appendix Information



# Board Structure and Staffing

	Current	Proposed
<b>Name</b>	Citizen Police Review Board	Community Police Oversight Board (CPOB)
<b>Board Size</b>	15	15
<b>Selection Process</b>	Appointed by City Council	Appointed by City Council
<b>Office of Community Police Oversight (OPO)</b>	No	Created within the City Manager's office to support the operations of the CPOB
<b>Staff</b>	No	Yes, 3 FTEs
<b>Director/Monitor</b>	No	Yes, Reports to the City Manager and functionally supports the CPOB.  Hired by City Manager. Board Chair included in interviews.
<b>Technical Advisory</b>	Yes	Yes

# External Administrative Complaint Process

	Current	Proposed
External Administrative Complaints	Complaints Received and Forwarded to DPD	Complaints received by OPO or DPD and Centrally logged at OPO
Mediation	No	Yes
Investigating Entity	DPD Internal Affairs/Division Supervisor	DPD Internal Affairs/Division Supervisor
Review of Complaints	Yes	Yes
Monitoring During External Administrative Investigations	No	Yes
Determination of Final Disposition and Discipline	Police Chief	Police Chief
Reporting of Case Conclusions	Required to Complainant Only	Complainant and OPO/CPOB
Ability to Conduct Independent Investigations	Yes	Yes, after Chief reports findings of IAD investigation
Ability to Recommend Improvement to DPD Procedures	Yes	Yes
During an independent Investigation, ability to require employees, including involved officer, to provide statement	No	Yes, to the independent investigator (OPO), not the CPOB, under Garrity issued by the Chief using guidelines established by DPD
Able to Subpoena Witnesses	Yes, but not the involved officer	Yes, but not the involved officer

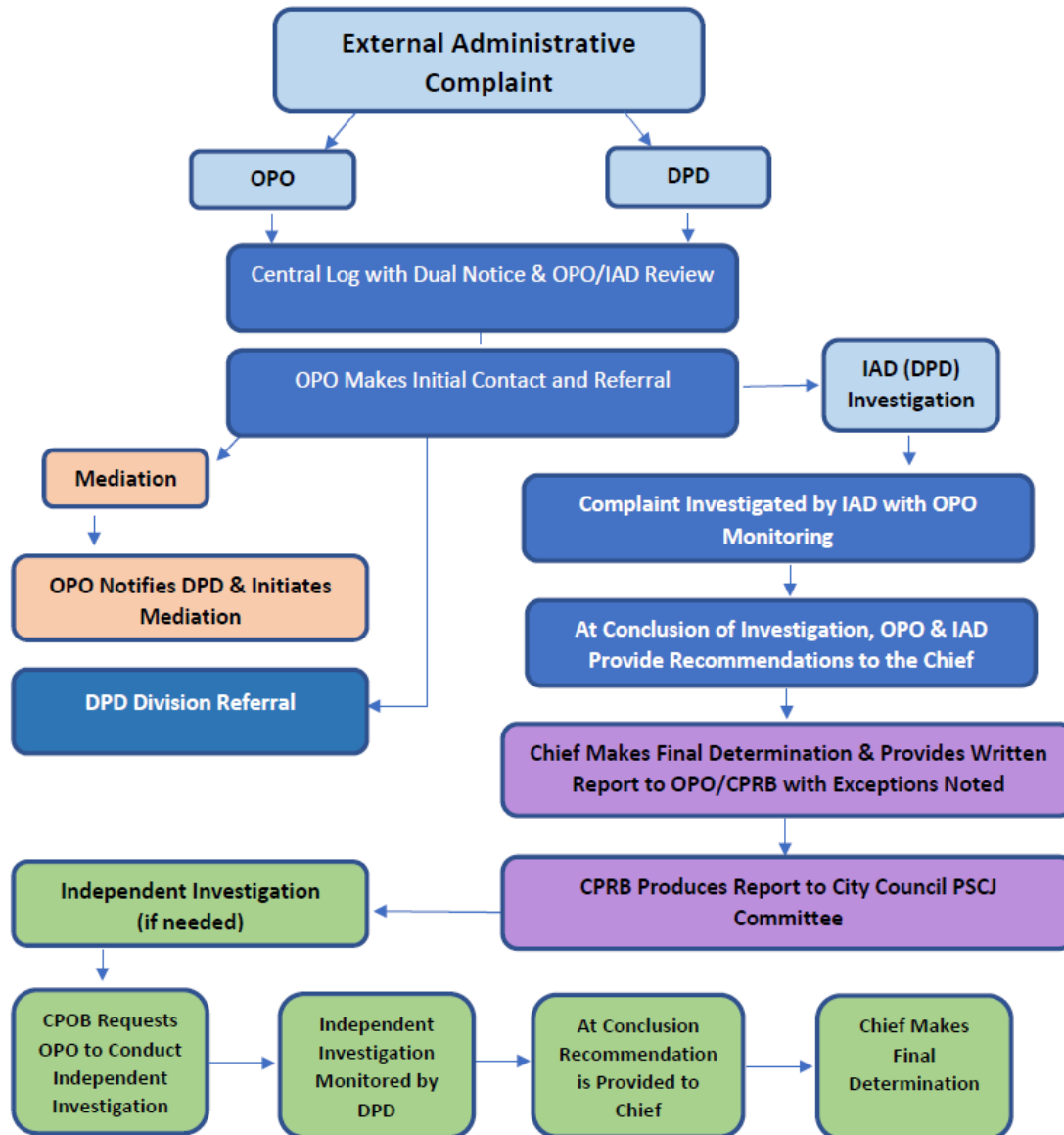
# Critical Incidents

	Current	Proposed
Notice of Critical Incidents	No	Yes
Monitoring of Investigations	No	Yes, by Monitor within the OPO who must possess minimum qualifications and experience as established by the City Manager
Confidentiality Agreement of Monitor	N/A	Yes, prior to reviewing any case details
Updates to CPOB	N/A	At the conclusion of administrative and criminal investigations
Determination of Final Disposition and Discipline	Police Chief	Police Chief

# Community Engagement & Transparency

	Current	Proposed
Regular Reporting to City Council	Not Required	Yes, to the Public Safety and Criminal Justice Committee
Community Engagement	Allowed	Allowed/Encouraged

# Revised Proposal – External Administrative Complaint Handling Process



# Revised Proposal - Critical Incident Process

