

From: [Winter Dellenbach](#)
To: [Council, City](#)
Subject: For Item #3 IPA study session City Council 11-14-22
Date: Saturday, November 12, 2022 2:14:08 PM
Attachments: [WD memo to CC 11-14-2022.docx](#)

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Please distribute to council members.
Thanks -
Winter Dellenbach

To: Palo Alto City Council Members

From: Winter Dellenbach

Date: 11-12-2022

RE: 11-14-2022, Item #3, City Council Meeting Study Session with IPA

In addition to the update of the hiring and recruitment performance review by the IPA and trends in law enforcement, please add the following:

PAPD Response to IPA Recommendations Need Council Discussion

At your March 2022 Council meeting, you unanimously required the Police Department to provide a written response to each recommendation made by the IPA in their Reports. Two written Response memos are available:

- 1) To the most recent IPA Report and shared as an Informational Item on the June 20, 2022 Council agenda, and,
- 2) Response to the IPA's previous February Report.

Jan.1 – June 30, 2022 IPA Report here:

<https://www.cityofpaloalto.org/files/assets/public/police-department/accountability/ipa-reports/june-2022-independent-police-auditors-report-and-papd-use-of-force-report.pdf>

Police Response to IPA Recommendations, submitted with IPA Report above for same time period, pg. 42 (as indicated in top bar), attachment "C"

June 20, 2022 City Council Informational Item #33 – Police Response to IPA Recommendations

<https://www.cityofpaloalto.org/files/assets/public/agendasminutes-reports/agendas-minutes/city-council-agendas-minutes/2022/20220620/20220620pccsm-amended-finalfinal.pdf>

The PAPD will now submit written responses to IPA Recommendations with each IPA report. These PAPD Responses are extremely valuable for improving police practices and accountability.

My Recommendation:

I encourage you establish a regular time for Council to review and discuss the Responses, keeping Council and the public informed as to how PAPD is evolving. Perhaps this could take place at the time Council meets with the IPA, along with the appropriate PAPD staff.

PAPD Twice-yearly Use of Force Reports Need Discussion by Council

When will these now twice-yearly Reports be reviewed by City Council, now that the IPA's oversight over Use of Force has been expanded? A Use of Force Report was issued on 2-14-22 and hasn't been reviewed or discussed by Council.

My Recommendation:

I encourage Council to establish when City Council and Chief Binder will discuss Use of Force Reports.

Use of Force Reports Need to Add Demographic Data:

There is no information as to race or ethnicity for each person subjected to the Use of Force reported here. While the incident number is relatively small in these two Reports, race and ethnicity should still be included for understanding, if over time, any demographic pattern is seen for those subjected to reportable force and what led to it – call for service, Officer led contact, etc.

My Recommendation: Race and ethnicity should be included in Use of Force Reports for each person subjected to reportable use of force.

Current PAPD Use of Force Report Jan.1-June 30, 2022, pg. 44-45 (as indicated in top box)

<https://www.cityofpaloalto.org/files/assets/public/police-department/accountability/ipa-reports/june-2022-independent-police-auditors-report-and-papd-use-of-force-report.pdf>

IPA Reports Need to Add Demographic Data:

There is no information as to the race or ethnicity of those who were subjected to the force of a baton, chemical agent, TASER, less-lethal projectile, canine, or a firearm is used or pointed, and all cases where the subject's injuries necessitate any treatment beyond minor medical treatment in the field.

While the incident number is not large in this most recent IPA Report, race and ethnicity should be included for better understanding of the demographics of those who are subject to the above categories, or file

Complaints with the PAPD.

My Recommendation: Race and ethnicity should be included for subject or Complainant of each case for which IPA provides oversight in their Reports.

IPA Report Jan 1 – June 30 2022

<https://www.cityofpaloalto.org/files/assets/public/police-department/accountability/ipa-reports/june-2022-independent-police-auditors-report-and-papd-use-of-force-report.pdf>

Additional Information for You

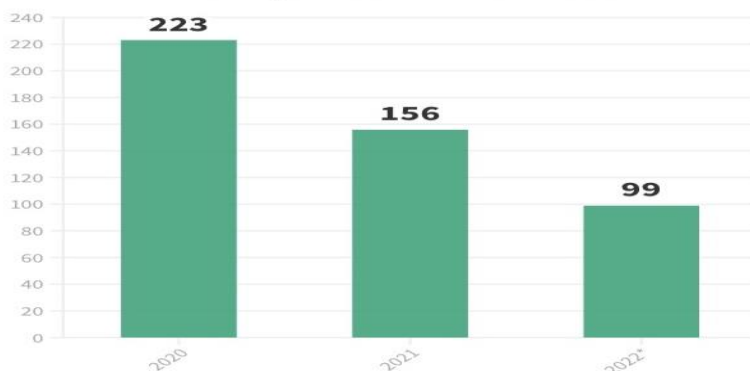
***Battling Bias in Policing*, by Gennady Sheyner**

Lastly, if you missed it, here is the link below to the extraordinary 9-page article, with many graphs, titled *Battling Bias in Policing* by Gennady Sheyner in paonline/Palo Alto Weekly (week of 11-4-2022).

It's based on Gennady's research and analysis of early Palo Alto Police Dept. RIPA data (2015 Racial Identity and Profiling Act that applies to all cities in CA). RIPA was designed to uncover profiling by law enforcement in big and small cities everywhere.

Palo Alto Crime Data I Shared Recently at a City Council Meeting

A look at catalytic converter thefts in Palo Alto
January 2020 to October 2022



Source: Palo Alto Police Department • *2022 Total captures year-to-date data. • Graphic by Jamey Padojino.

 **embarcadero media**

Crimes	2021	2020	2019	2018	2017	2016
Homicide	0	1	1	0	0	1
Rape	5	12	10	6	11	10
Robbery*	41	39	46	30	39	28
Assault**	29	30	29	38	40	35
Burglary Total	179	243	179	234	215	221
Larceny - Theft	1,356	1,571	1,724	1,197	1,477	1,161
Stolen Vehicles	98	112	83	83	92	65
Arson*	30	22	8	9	6	8
Totals	1,738	2,030	2,080	1,597	1,880	1,529

**Includes attempts*

***Does not include simple assaults*

From: Palo Alto Free Press
To: Michael Gennaco
Cc: Binder, Andrew; Council, City; Shikada, Ed; Burt, Patrick; Reifschneider, James
Subject: Re: Complaint of Unnecessary Search and Discourtesy #C 2009-001
Date: Friday, November 11, 2022 7:43:10 AM

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Mr. Gennaco, We look forward to your detailed community response on November 14th all of your recommended policy changes that were implemented by the PA PD past ten years that have benefited community.



Sent from my iPhone

On Nov 4, 2022, at 7:04 AM, Palo Alto Free Press <paloaltofreepress@gmail.com> wrote:

Mr. Gennaco,

It was only after a years passing the PAPD changed it's "Pat Down" policy only after I point this out and I have retained the emails to prove it sir.....

You're up and coming November 14 review with city council please point out what other policy changes you have suggested and were implemented by the PAPD since that time.

This should determine your net worth or ROI... Sir!

<https://www.cityofpaloalto.org/files/assets/public/agendas-minutes-reports/agendas-minutes/city-council-agendas-minutes/2022/20221114/20221114pccsm-linked.pdf>

Palo Alto Free Press