



City of
SACRAMENTO

Office of Public Safety Accountability

Quarterly Report

Q2 – 2022

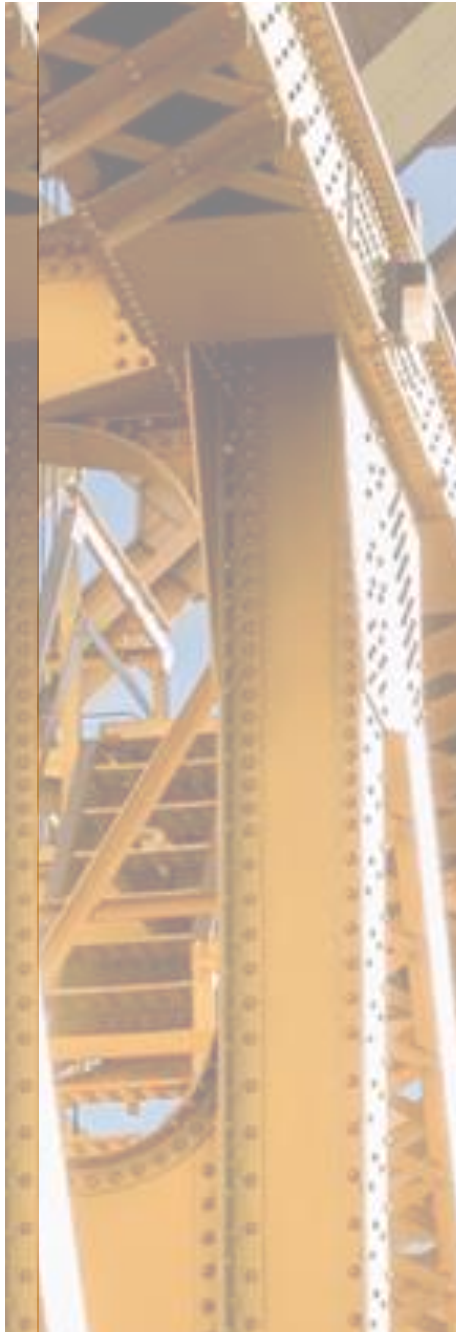
PRESENTED TO:

The City of Sacramento Mayor and City Council

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As required by City Code section 2.22.040, the director, at a minimum, shall prepare quarterly reports consistent with California Penal Code section 832.7(c), relating to the number, kind, and status of all citizen complaints filed against police department personnel for review by the Sacramento community police review commission and the city council.



SUMMARY

The City of Sacramento’s Office of Public Safety Accountability (OPSA) encompasses oversight practitioners responsible for the investigation, review, and audit of allegations of misconduct involving the Sacramento Police Department (SPD) and the Sacramento Fire Department (SFD) personnel. OPSA ensures that investigations have been completed fairly, thoroughly, and objectively.

The Office of Public Safety Accountability continues its efforts in the improvement of policing and better serving the interests of the public. The goals and objectives of the office involves creating meaningful opportunities for the community to influence decisions that impact them, incorporating innovative and progressive ideas to resolve issues, explaining challenges and limitations, and ensuring outcomes meet goals while remaining inclusive and accessible.

OPSA MISSION

The Mission of the Office of Public Safety Accountability is to improve the relationship between the City's public safety departments and the community they protect and serve. We promote trust, excellence, transparency, and accountability through independent and impartial oversight of complaints related to public safety employee misconduct.

SPOTLIGHT: COMPLAINTS

- Complainant alleged officers entered her home illegally without her permission. Complainant advised that the officers did not know who her husband was and did not know if her husband was on probation.
- Complainant alleged an officer pulled him over and searched his vehicle on two occasions within a two-day period illegally.
- Complainant alleged that an off-duty supervisor threw keys at his vehicle as he pulled out of the parking lot causing the window to shatter after they had a verbal altercation in the bathroom of the bar.
- An elderly complainant alleged that an officer forcibly pushed her down causing her to have a seizure after she was passively non-compliant with officers.
- Complainant alleged that he was stopped by an officer for tinted windows and believes that he was being harassed.

WAYS TO FILE A COMPLAINT



Call: (916) 808-7525



Online: <https://www.cityofsacramento.org/OPSA>



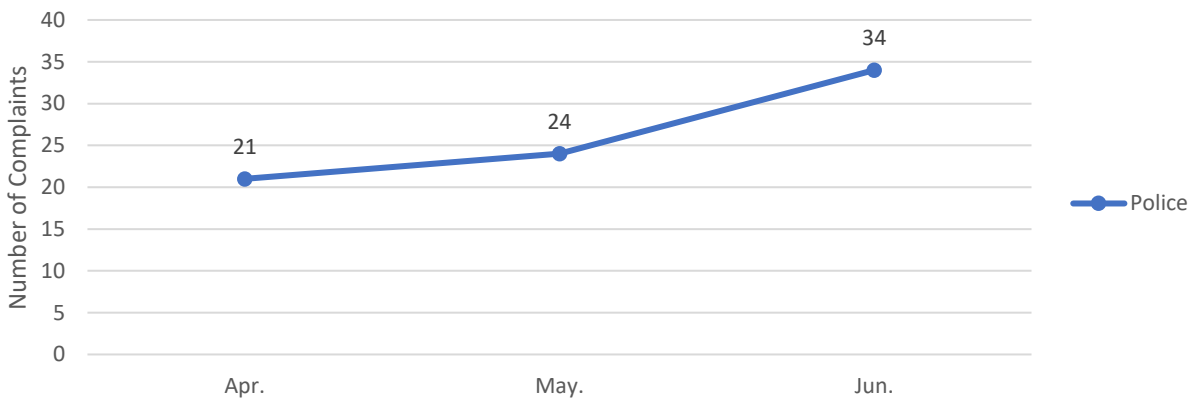
Mail: 915 I Street, Historic City Hall 3rd Floor
Sacramento, CA 95814

ALLEGATIONS/COMPLAINTS

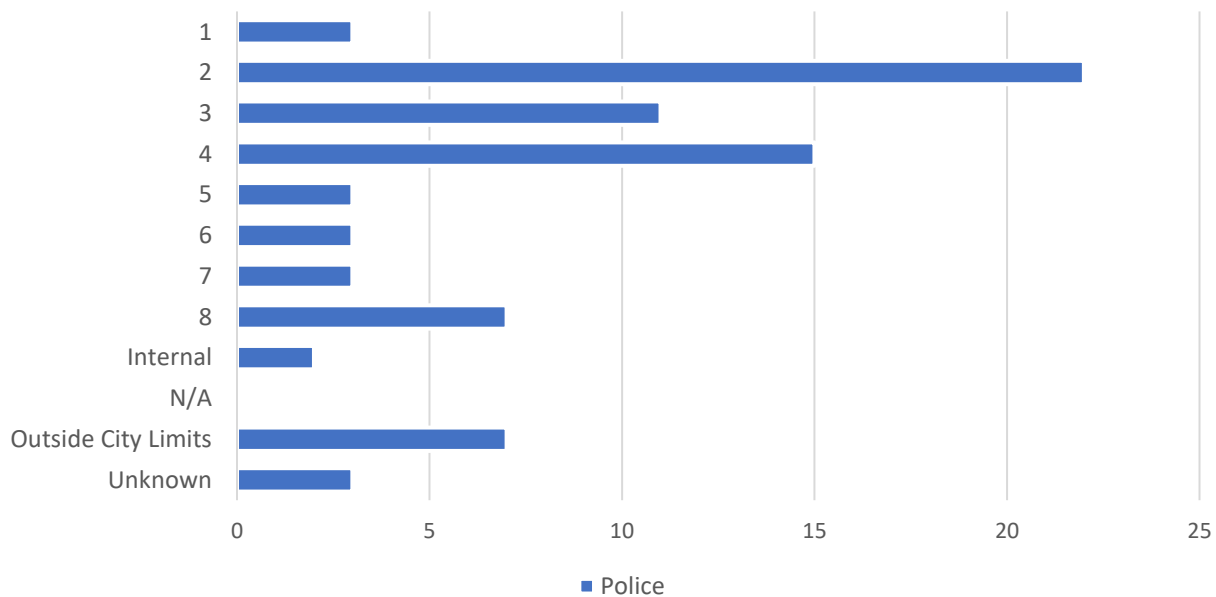
The Office of Public Safety Accountability received 79 complaints containing 259 allegations against police personnel during the second quarter of 2022.

There was one additional allegation of misconduct reported to the office that did not involve public safety employees in the City of Sacramento. The OPSA staff does its best to connect these complainants with the proper agency or provide further information to help them resolve their issue.

CASES OPENED



COMPLAINTS BY COUNCIL DISTRICT

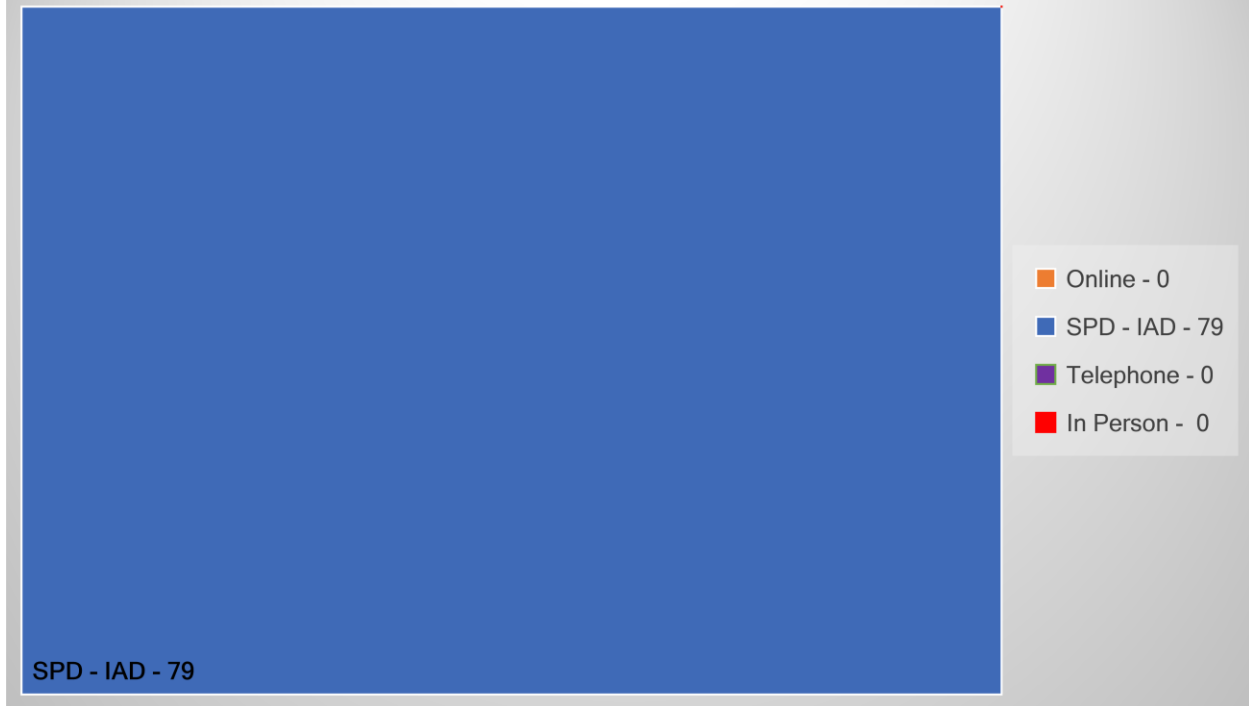


ALLEGATIONS BY TYPE

Allegation	Number of Allegations
	Police
City Equipment	19
Conduct Unbecoming	0
Discourtesy	15
Discrimination	2
Dishonesty	9
False Arrest	3
Force	25
Harassment	26
Improper Search & Seizure	50
Improper Tactics	20
Insubordination	0
Missing Property	0
Neglect of Duty	26
Profiling	13
Service	50
Traffic	1
Unknown	0
Total	259

Note: One complaint can include multiple allegations.

COMPLAINT FILING METHOD

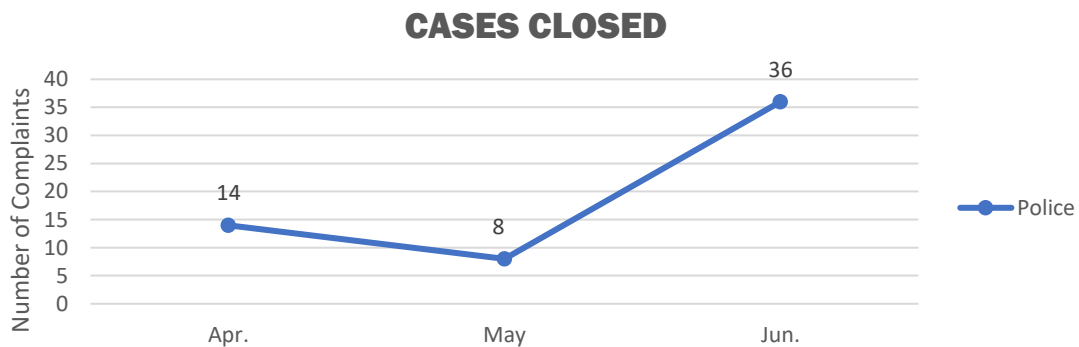


Note: Internal Affairs Division (IAD)

FINDINGS

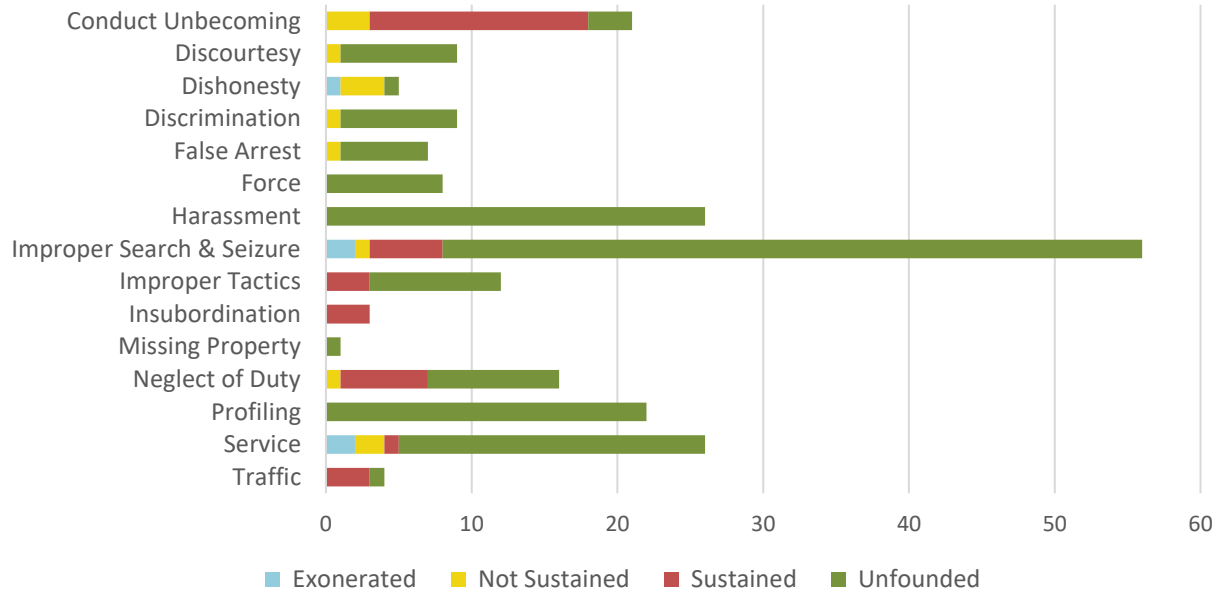
Police

There were 58 police complaints containing 225 allegations that were closed during the second quarter of 2022. 36 of the allegations were closed with a disposition of Sustained, which is a 16% Sustained rate. The remaining 189 allegations did not yield any policy violations.

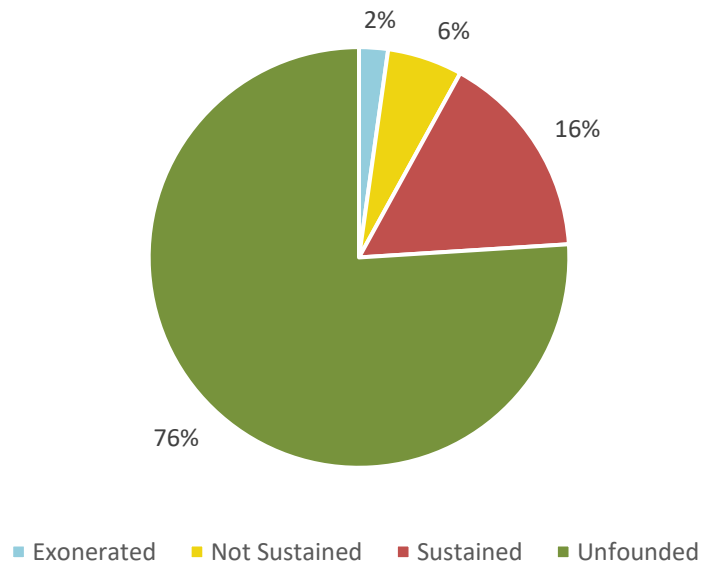


Police

DISPOSITIONS BY ALLEGATION



ALLEGATION DISPOSITIONS



COMPLAINANT DEMOGRAPHICS

The OPSA does its best to collect demographic information from complainants and through information provided by SPD for complaints filed directly with each department. Departmental complaints that are internally generated without a specific complainant are not included in the data below.

Complainant	Police	
	Number	Percent
Age		
18 and under	1	1%
19-30	13	18%
31-40	20	28%
41-50	13	18%
51-60	6	8%
61-70	9	13%
Over 70	1	1%
Did Not Disclose	0	0%
Unknown	9	13%
Total	72	100%

Gender	Number	Percent
Female	37	50%
Male	35	47%
Unknown	2	3%
Total	74	100%

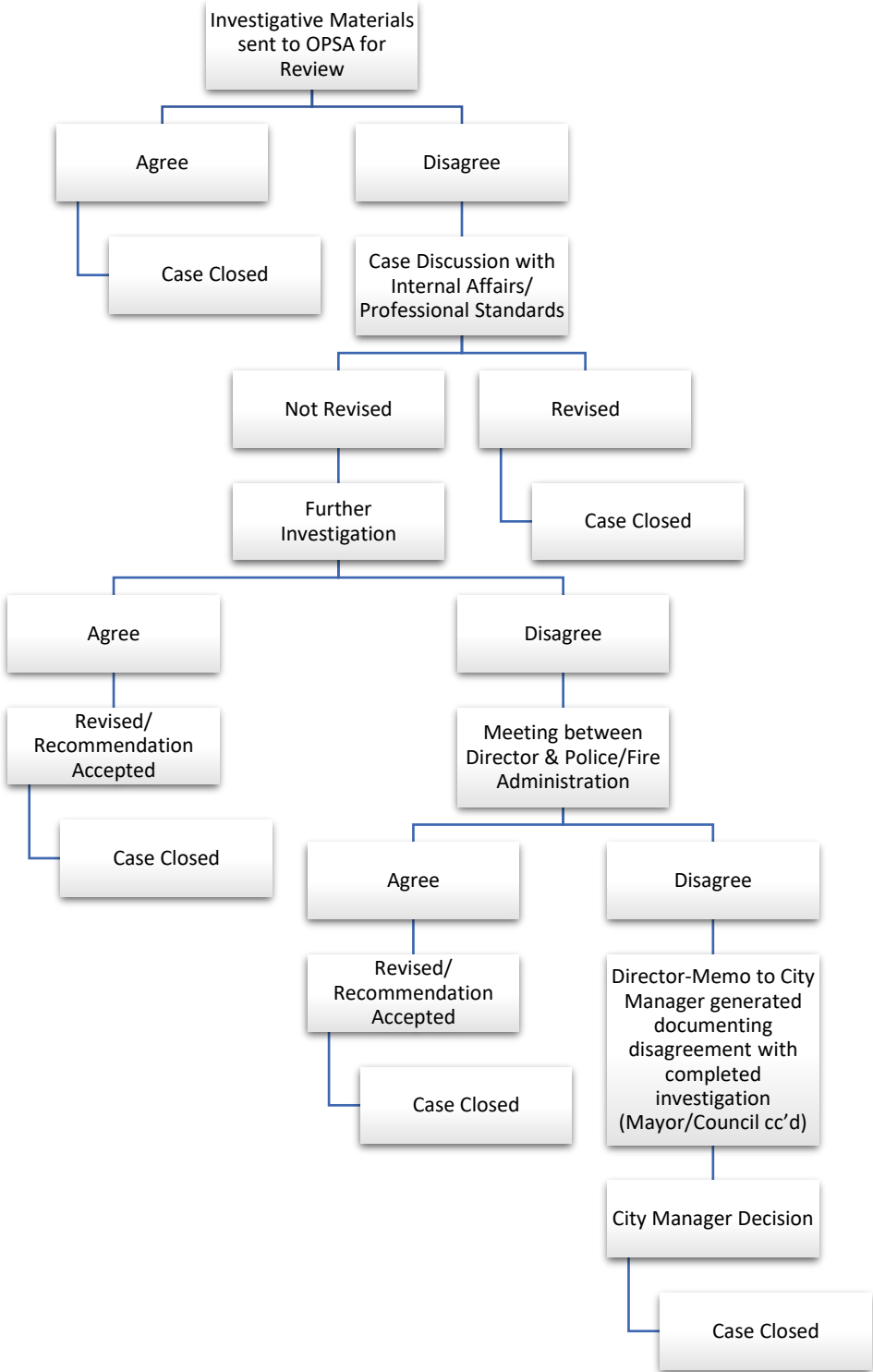
Race/Ethnicity	Number	Percent
Asian	2	3%
Black/African American	34	46%
Hispanic/Latino	10	13%
White/Caucasian	23	31%
Did Not Disclose	0	0%
Unknown	5	7%
Total	74	100%

Note: Percentages may not add up due to rounding. Internal cases are not included in this data set. OPSA tracks additional Gender/Race/Ethnicity categories, but only includes reportable quarterly data.

REVIEWS

An overview of the OPSA review process can be found in the chart below.

Review Process Chart



REVIEWS

Under the direction, control, and supervision of the City of Sacramento Mayor and City of Sacramento City Council, the Office of Public Safety Accountability tracks and monitors any internal investigation, reviews completed investigations, and advises the Sacramento Police Chief and the Sacramento Fire Chief of deficient investigations involving misconduct allegations against public safety personnel.

OPSA receives all police and fire complaints, regardless of where the complaints are filed. After OPSA conducts a preliminary review of each alleged complaint, a determination is made as to whether the case will or will not be reviewed. OPSA documents the determination by sending a review form to the Sacramento Police Department Internal Affairs Division and Sacramento Fire Department Professional Standards Division indicating whether the case will be reviewed or not reviewed. For all cases selected for oversight review, OPSA receives access to all investigative materials utilized to render a finding prior to discipline being imposed.

During Q2 of 2022, OPSA 81% of the completed investigations filed against the Sacramento Police Department. Of the completed investigations reviewed by OPSA, five investigations required further review.

Review Finding Options

- Agree
- Discussed – Revised
- Discussed – Not Revised, Memo Sent
- Discussed – Further Investigation, Agree/Recommendation Accepted
- Discussed – Further Investigation, Disagree/Memo Sent

Further Review Results

Month	Case Type	Recommendation/Disagreement	Outcome
May	Police	Disposition Incorrect	Discussed – Revised
May	Police	Allegation Should Be Sustained	Discussed – Further Investigation, Disagree/Recommendation Under Consideration
June	Police	Disposition Incorrect	Discussed – Revised
June	Police	Disposition Incorrect	Discussed – Revised
June	Police	Disposition Incorrect	Discussed-Further Investigation, Agree/Recommendation Accepted

CRITICAL INCIDENTS

Officer Involved Shooting – 44th Street & 23rd Avenue

On April 14, 2022, at approximately 6:42 p.m., Sacramento Police Department officers attempted to stop a vehicle driving recklessly in the area of 44th Street and 14th Avenue. The vehicle failed to stop and led officers on a vehicle pursuit. As officers were pursuing the vehicle, the suspect exited his vehicle and fired a handgun at the officers' vehicle, striking it at least two times.

One officer exited the patrol vehicle and returned fire at the suspect. The suspect re-entered his vehicle and once again fled from the officers. The suspect was not struck by gunfire during the shooting. One officer sustained a minor injury during the shooting, but no officers were struck by gunfire.

Officers pursued the suspect and numerous outside agencies and resources, including the Sacramento Sheriff's Office helicopter (STAR), responded to assist. Officers followed the suspect throughout the City and County of Sacramento before officers lost sight of the suspect. A short time later, officers located the suspect vehicle abandoned in the City of Folsom. A large area search was conducted by officers from multiple agencies including the Folsom Police Department, Sacramento County Sheriff's Office, and Sacramento Police Department.

During the area search, officers located the suspect near the Natomas Light Rail Station in the City of Folsom where he was taken into custody. During the arrest, the suspect was found to be in possession of a handgun and ammunition.

The suspect was identified as 34-year-old Jose Borrego.

Borrego will be booked for related charges at the Sacramento County Main Jail.

This incident is being investigated by the Sacramento County Sheriff's Office Homicide Unit, the Sacramento Police Department's Internal Affairs Division and Professional Standards Unit. A response and investigation into the incident will also be conducted by the Sacramento Police Department's Force Investigation Team which will focus on policy, tactics, and training as it relates to the use of force.

This incident falls under the City Council's policy on Police Use of Force as well as SB 1421. As a result, the video and audio associated with this incident will be released to the public within 30 days. Detectives are in the process of identifying and retrieving video associated with this incident. The Office of Public Safety Accountability and the Sacramento County District Attorney's Office are providing oversight by monitoring the investigation.

OUTREACH & ENGAGEMENT

None