

July 21, 2019

To: City of Milwaukee Common Council

Re: Questions for Fire and Police Commission Executive Director Appointee, Griselda Aldrete

From: Paul Mozina

Review of the Duties of the Fire and Police Commission

[Wisconsin State Statutes §62.50\(1m\)](#) (1m) Policy review. “The board shall conduct at least once each year a policy review of **all aspects of the operations** of the police and fire departments of the city.”

Former FPC Executive Director La Keisha Butler declined to do this stating:

“First, note that §62.50(1m), Wis. Stats., not only requires this of the MPD but also the MFD. There is no definition, to my knowledge, of what an annual review of ALL ASPECTS of each department would entail. Clearly, if taken literally, this would be a practical impossibility. Even an attempt to review every single policy and procedure annually would result in great breadth but little depth and as such would be oversight “on paper only”.

Instead, what the FPC has implemented is a process which points more towards the spirit of the law and is a continuous review process of all proposed *changes* to MPD and MFD policies and procedures (see FPC Rule IV Section 3). And in cases in which the Board or Executive Director wishes to initiate a specific review of a policy or procedure regardless of proposed changes they do so.”

Questions for Griselda Aldrete

What do you think it means to conduct an annual policy review of all aspects of the operations of the police and fire departments of the city?

Should the FPC obey state law which mandates that an annual policy review of **all aspects of the operations** of the police and fire departments be performed?

Who decides whether or not the FPC should obey state laws: the Mayor?, the FPC Board of Commissioners?, the FPC Executive Director?, the Common Council?

In light of the [2017 DOJ Report](#) and the 2018 ACLU Settlement Agreement and Court Order, of which the FPC is a defendant, how would you evaluate the effectiveness of the FPC in performing its obligation to provide oversight over the MPD’s operations?

The [ACLU Settlement Agreement](#) requires the FPC to Audit Stops, Searches & Complaints Every 6 Months (Reference paragraphs IV.E.1 and IV.E.2).

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Former FPC Executive Director La Keisha Butler explained to the Judiciary and Legislation Committee that: “The consultant (Crime and Justice Institute) has informed the community that the FPC does not have sufficient staff or training to begin this requirement. The FPC is considering ways to solve this issue.”

How will you address the FPC’s inability, as currently organized, to meet its obligations under the Court Orders of the ACLU Settlement Agreement?

The [2006 Police Assessment Resource Center \(PARC\) Report](#) recommended that “the Fire and Police Commission reorganize its staffing and structure to institute a monitor model of oversight that will review citizen complaint and internal Police Department investigations and issue public reports on the quality and fairness of those investigations.” Rather than implement a “monitor model”, the FPC chose to assign these duties to the Executive Director. How do you think that has worked out? Should the FPC revisit the “monitor model” of oversight recommended by PARC?

[Chapter 314 of the City of Milwaukee Ordinances](#) says regarding the Executive Director: “Under the direction of the board, the executive director shall act as the principal staff of the board in exercising the board’s functions and powers provided in §62.50(1m), Wis. Stats., and described under s. 314-3.” If appointed as FPC Executive Director, who would you answer to: the Mayor who appointed you, or the FPC Board of Commissioners?

What are the biggest challenges facing the FPC now?

Every year since 2009, the FPC’s Use of Force report for the MPD has documented that 75% of the MPD’s Use of Force has been against Black people. Will you commit to investigating this if appointed to the Executive Director of the FPC?

At a July 2018 meeting of the Judiciary and Legislation Committee, FPC Operations Manager, Clifton Crump, committed the FPC to responding to public comments made at their regular meetings. This has not happened. If you are appointed to the Executive Director of the FPC, will you commit to providing a response from the FPC to public comments?

With the deaths of 3 MPD members in the last 18 months, do you think the MPD should establish a Standard Operating Procedure that requires that an investigation by an outside law enforcement entity be conducted whenever a member is killed or seriously injured on the job?

If appointed, would you commit to publishing in the FPC’s regular agendas or on the FPC’s website, any MPD SOP changes that have been administratively approved and not brought before the board for review?

Do you think the compensation of FPC Commissioners should be increased?

Do you think there should be 9 commissioners on the FPC Board?