

**RESOLUTION NO. 100-18**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA,  
HONORING KISHANA HARLEY AND CALLING ON THE STATE LEGISLATURE  
TO INTRODUCE LEGISLATION TO VALUE HUMAN LIFE AND TO CONDEMN  
RACIAL INJUSTICE AND POLICE BRUTALITY**

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**WHEREAS**, the Richmond City Council is in support of the State Legislature introducing legislation to support and value human life, and to condemn racial injustice and police brutality; and

**WHEREAS**, Ms. Kishana Harley brought forward policy recommendations to Councilmembers Beckles and Martinez to address police officer-involved shootings; and

**WHEREAS**, tension between police and communities throughout the United States has increased over the last couple of years after a series of high profile cases of police brutality and racial profiling; and

**WHEREAS**, police officers can occasionally make poor choices that result in implementing harsh enforcement policies, often in extremely stressful and dangerous situations; and

**WHEREAS**, the Richmond City Council envisions a future where violent encounters between police and civilians are extremely rare; and

**WHEREAS**, an alarming number of people are killed by police every year, the majority of those victims were unarmed or were killed for behaviors due to issues that have included mental health that should not have resulted in death; and

**WHEREAS**, Black and Latino teenage males are more likely to be killed by police than white teenage males and unarmed Black and Latino men are more likely to be killed by police than unarmed white men; and

**WHEREAS**, aggressive policing and lack of community representation on police forces, often negatively impact people of color, leading to the use of racial profiling and disproportionate number of deaths of people of color at the hands of the police; and

**WHEREAS**, police departments cannot investigate themselves, and there is a long list of no conviction cases; and

**WHEREAS**, there are too many cases where charges are not filed by top officials despite physical evidence and eyewitness testimony, contradicting the police department's statement of events; and

**WHEREAS**, in honor of Ms. Kishana Harley's advocacy for human rights, the City Council supports human rights and the improvement of interactions between the police officers and members of the community; and

**WHEREAS**, this action is the first step meant to restore integrity in policing and promote accountability for the public.

**NOW, THEREFORE, BE IT RESOLVED** that the Richmond City Council honors Kishana Harley and her tireless work for better accountability in police departments, and requests the State Legislature to introduce legislation that includes the following policy recommendations brought forward by Kishana Harley:

1. Condemn racial injustice, limit the use of force such as AB 931 (revises the standard for use of force by peace officers) and change the approach to law enforcement so that it serves and protects all Americans, regardless of race or ethnicity;

2. Establish protection against profiling, and offer alternatives to mental health crises so that they do not have a fatal end;
3. Establish stronger civilian oversight boards that have disciplinary power, so that law enforcement officers are accountable to the communities in which they serve;
4. Reduce the historically high levels of the prison population, through the implementation of community-based policing, smarter sentencing, and better post-incarceration programs for those returning to society, as well as training law enforcement, to better identify mental illness and reducing over forced approach to all Americans;
5. Ensure that the investigation process includes an immediate toxicology exam on all parties involved, including the officers, and unedited civilian video recordings should be considered evidence;
6. Police unions should bear the cost of the paid administrative leave in the form of malpractice insurance;
7. Legislators should allocate funding to train police to better identify and confront these problems using de-escalation tactics, and keep track of results through frequent data collection and analysis;
8. Citizens that surrender certain freedoms for the benefit of society, i.e for the privilege--- not "right"---to operate a motor vehicle, police officers likewise surrender certain freedoms upon taking the oath to "protect and serve," e.g. regarding any personnel records (such as SB1421) that can be used in said investigation;
9. All officers of the law receive training to reduce excessive force, and training to assist with interaction with the mentally ill;
10. Train law enforcement officials to appropriately identify and address mental issues and those with addiction, with the aim of guiding members of the said population to treatment programs instead of jail when applicable;

**BE IT FURTHER RESOLVED** that the City Council encourages the Legislature to consider the following statements made by Kishana Harley:

1. An officer should be placed on administrative leave without pay during the investigation process;
2. An officer that is under investigation would not be eligible for CalPERS Disability Insurance as its pre-funded by tax dollars;
3. Tax dollars should not cover the cost of an officer's legal defense when they fire upon an unarmed civilian, who is not in the act of committing a felony offense;
4. Police unions should cover the cost of legal defense, malpractice insurance (similar to a doctor);
5. Police officers who fire upon an unarmed civilian, who is not in the act of committing a felony offense should be reprimanded and prosecuted;

**BE IT FURTHER RESOLVED** that Richmond City Council directs the City Manager or designee to send this resolution to Assemblymember Wicks and Senator Skinner.

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I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held December 18, 2018, by the following vote:

AYES: Councilmembers Beckles, Martinez, Myrick, Recinos, and Vice Mayor Willis.  
NOES: None.  
ABSTENTIONS: None.  
ABSENT: Councilmember Choi and Mayor Butt.

PAMELA CHRISTIAN  
CLERK OF THE CITY OF RICHMOND  
(SEAL)

Approved:

TOM BUTT  
Mayor

Approved as to form:

BRUCE GOODMILLER  
City Attorney

State of California }  
County of Contra Costa : ss.  
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 100-18**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on December 18, 2018.

  
Pamela Christian, Clerk of the City of Richmond