

# Council Business Meeting

August 2, 2022

Agenda Item	Ashland Police Department Annual Report to Council (Formerly Use of Force)	
From	Tighe O'Meara	Police Chief
Contact	<a href="mailto:Tighe.omeara@ashland.or.us">Tighe.omeara@ashland.or.us</a> 541-552-2142	

## **SUMMARY**

Since 2008 the police department has come before Council to provide an annual use of force report. This presentation has grown in scope and now includes use of force, crime and clearance rates, an update on the enhanced law enforcement area (ELEA), as well as the most recent data from Statistical Transparency Of Policing (STOP).

## **POLICIES, PLANS & GOALS SUPPORTED**

47. Keep the Council informed of organizational activity and provide timely information for Council decision-making.

## **PREVIOUS COUNCIL ACTION**

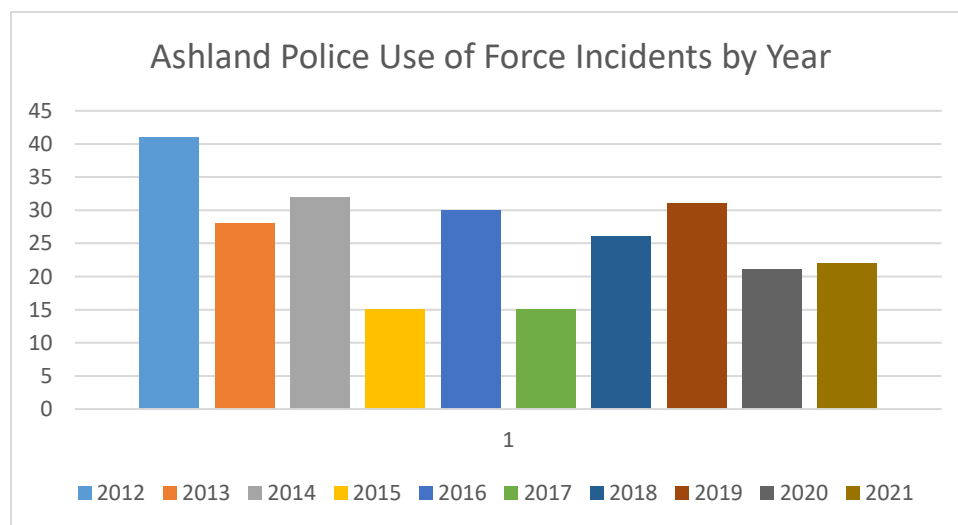
N/A

## **BACKGROUND AND ADDITIONAL INFORMATION**

### Use of Force Information

During 2021 the Police Department used force 22 times.

Number of Use of Force Incidents Since 2012



The department's use of force review board reviews all instances of use of force. All the incidents of use of force in 2021 were deemed to be within policy.

In 2021 all use of force incidents involved suspects who were identified as being white, 21 male and 1 female.

Of the 22 uses of force:

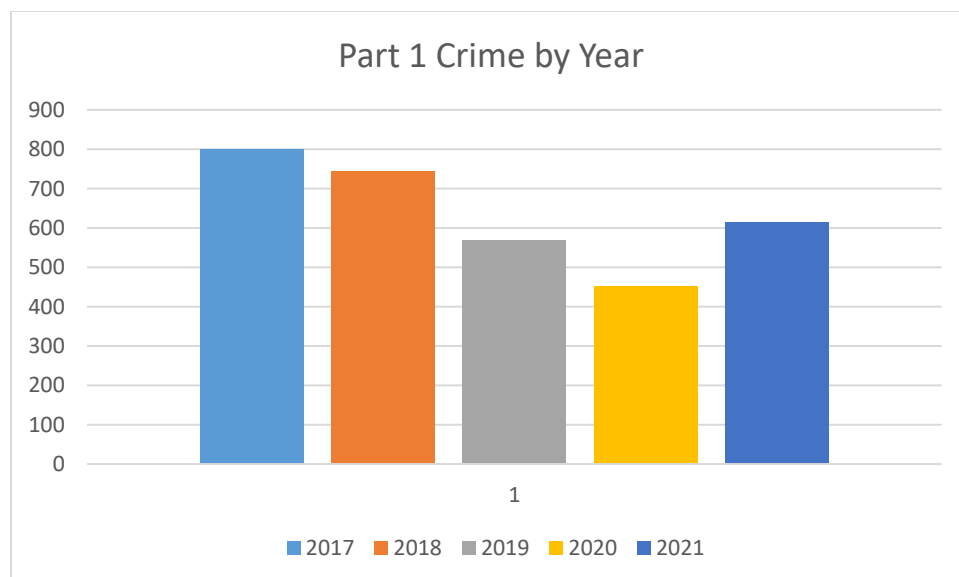
- the TASER was deployed but not used on 6 occasions
- the TASER was deployed and used on 2 occasions
- OC (pepper) spray was used 2 occasions
- the less lethal shotgun (which shoots a bean bag projectile to incapacitate a suspect) was not used in 2021
- an officer displayed a firearm on 1 occasion in 2021
- the rest of the incidents involved empty hand techniques such as take downs, joint locks, control holds and empty-handed strikes

During 2020 Ashland officers received a total of 1,367 hours of use of force training. This is a significant (74%) increase from the previous year.

The deputy chief's memo on annual use of force information has more detailed information and is attached.

### Crime Rates and Clearances

In previous years APD has brought info to Council on what had been termed "Part 1 Crimes." "Part 1 crimes" were those that were reported annually to the FBI for inclusion in the Uniform Crime Report. They were homicide, rape, robbery, aggravated assault, burglary, auto theft, arson and larceny. Nationally all law enforcement agencies have moved from Uniform Crime Reporting to a new system called National Incident Based Reporting System that has re-categorized reported crimes. However, for purposes of continuity APD is still reporting what were previously called "Part 1 crimes." In 2021 the city saw a total of 421 "Part 1 crimes." This is down from the 452 reported in 2020. Violent crime is defined as homicide, rape, robbery and aggravated assault. There were 31 violent crimes reported to the Ashland Police Department in 2021, up from 22 in 2020. Clearance rates for violent crime remains very high at 63%.



### Enhances Law Enforcement Area

The Enhanced Law Enforcement Area (ELEA) ordinance has been in effect since August of 2012. The ELEA is roughly defined as downtown. In this area we see a concentrated number of complaints and disorderly behavior as this is the focal gathering point for many members of the community. A conviction of three or more qualifying violations (or crimes) in Ashland Municipal Court within a six-month period may result in a person being expelled from the downtown area. The expulsion has judicial review, in that only the Municipal Court Judge can authorize it.

The qualifying violations are: scattering rubbish; unnecessary noise; dogs-control required; consumption of alcohol; open container of alcohol; dog license required; or use of marijuana in public. In 2021 there were 56 ELEA violation convictions in the municipal court. There were three people expelled from the downtown area and there were two people charged with persistent violator failure to appear under the city ordinance. The ELEA continues to be a valuable tool to address chronic negative behavior.

For several years we have used calls for service downtown for disorderly-type behavior as a metric for quality of life issues downtown. 2021 saw a continued decrease from the high in 2017. The metric tracks calls for service such as disorderly behavior, drinking in public, urinating in public as well as others.

**2014:** 199   **2015:** 322   **2016:** 335   **2017:** 360   **2018:** 216   **2019:** 198   **2020:** 126   **2021:** 137

### Statistical Transparency of Policing (STOP) Data

The Oregon legislature has mandated that all police officers in the state record certain demographic and enforcement data for officer-initiated enforcement stops. The most recent data that is available is for the period of July 1, 2020 through June 30, 2021. This data is available through the department's webpage under the "STOP Data" button.

For that period of time data for the Ashland Police Department indicates that officers initiated enforcement stops involving individuals identified as follows:

Asian or Pacific Islander	2.6%	Middle Eastern	1.2%
Black	5%	Native American	0.2%
Latinx	7.5%	White	83.5%

This data is dependent on officers' observations, not an inquiry, and seems to be consistent with Ashland's demographics.

The Ashland Police Department will always strive to equitably serve the entire community. With that in mind, we need to recognize that STOP data will never match up perfectly with demographic data for the community. Demographic data varies from source to source, so the exact representation of a specific race within the community cannot be perfectly known. Also, we need to recognize that STOP data is solely dependent on an officer's perception and is not derived from an inquiry into how the person identifies. STOP data does not allow for a person to be identified as multi-racial, which many people do. Demographic data does allow for this, and 3-4% of the Ashland population identifies as such. Ashland is a tourist town, a university town, and is on the I-5 corridor as well. All of this information skews the data on who is actually present in the community and how they might be perceived by the

officer. Again, this all comes together to create a situation that will never allow the STOP to perfectly match up with the demographic data.

Also, again, and most importantly, we will always work to make sure all members of the community are being treated equitably.

**FISCAL IMPACTS**

None

**STAFF RECOMMENDATION**

None

**ACTIONS, OPTIONS & POTENTIAL MOTIONS**

None

**REFERENCES & ATTACHMENTS**

Deputy Chief's Use of Force Memo