# Memorandum of Understanding

ALEXANDRIA POLICE DEPARTMENT •

INDEPENDENT COMMUNITY POLICE REVIEW BOARD

• INDEPENDENT POLICING AUDITOR

Required under City Code § 2-4-221



Establishes framework for collaboration between Police, Board, and Auditor



Defines roles, responsibilities, and communication processes



Ensures transparent, accountable, and impartial oversight

## Purpose

### Implementation

Compliance responsibility: Chief of Police & Board Chair

Collaboration with Auditor, City Manager, and City Attorney

Ongoing training and updates for all Parties



Updates must be in writing

#### Modifications



Require agreement of all Parties

## Key Definitions (Examples)

- Administrative Complaint misconduct allegation investigated internally
- Misconduct violations undermining public trust
- Severe Misconduct serious violations (e.g., excessive force, dishonesty, bias)
- Use of Force actions involving physical force or weapons
- Garrity v. New Jersey protects compelled admin investigation statements

Investigations (Auditor & OPR) Complaints may be filed with Auditor, Board, or Police OPR

Auditor notifies OPR & Board within 3 business days

Auditor may monitor or initiate independent investigations

Independent cases: Death, Use of Force, Discriminatory Bias, Severe Misconduct

## Roles & Responsibilities

- Auditor monitor, conduct investigations, issue reports
- Board receive concerns, hold hearings, approve/disapprove findings
- Police retain investigation role, ensure cooperation & evidence access

Board reviews Auditor and OPR investigations

Board Review Process

May concur, recommend policy changes, request more investigation, refer to Commonwealth's Attorney

Chief of Police must provide written response within 30 days

Board reviews directives, reports, data, and budget

May recommend reforms to Council, City Manager, and Police

Recommendations publicly reported

## Policy Review

## Cooperation & Access

Auditor access to all unredacted reports, files, footage

Police ensure timely cooperation

Auditor may escalate noncompliance to City Manager or Council

Subpoena authority available

## Confidentiality & FOIA





BOARD AND AUDITOR MUST COMPLY WITH ETHICS AND FOIA LAWS

CONFIDENTIALITY COVERS
DISCIPLINARY ACTIONS, TESTIMONY,
INVESTIGATIVE FILES

Commendations may be submitted in writing, meetings, online, or anonymously

Commendations

Auditor forwards commendations to Chief of Police & OPR

## **Board Meetings & Reports**

Findings: Sustained, Not Sustained, Exonerated, Unfounded, Policy Review, or Dismissal

Public hearings required for Auditor reports

Recommendations shared with Police, Council, City Manager

1

Initial: ride-alongs, NACOLE training, legal/ethical obligations 2

Annual: ride-alongs, oversight training, CJIS compliance

3

Additional: traumainformed policing, civil rights, investigations

## Training



Board & Auditor may submit legislative/policy recommendations



Police must inform Board of proposed legislation impacting responsibilities

## Legislative Impact

#### Review & Termination



ANNUAL REVIEW AFTER FIRST YEAR, THEN BI-ANNUAL



AUDITOR PROVIDES UPDATE TO COUNCIL



DISPUTES: GOOD FAITH NEGOTIATION, CITY COUNCIL FACILITATION



TERMINATION: MUTUAL AGREEMENT WITH 60 DAYS' NOTICE