



Police Review Commission (PRC)

POLICE REVIEW COMMISSION
REGULAR MEETING
MINUTES
(approved)

Wednesday, March 14, 2018
7:00 P.M.

South Berkeley Senior Center
2939 Ellis Street, Berkeley

1. CALL TO ORDER & ROLL CALL BY CHAIR MATTHEWS AT 7:07 P.M.

Present: Commissioner Sahana Matthews (Chair)
Commissioner George Lippman (Vice-Chair)
Commissioner Gwen Allamby
Commissioner George Perezvelez (arrived 7:15 p.m.)
Commissioner Andrea Prichett
Commissioner Terry Roberts
Commissioner Michael Sherman

Absent: Commissioner Ari Yampolsky

PRC Staff: Katherine J. Lee, PRC Officer

BPD Staff: Chief Andrew Greenwood, Sgt. Rashawn Cummings, Sgt. Sean Ross (BPA)

The meeting opened with a moment of silence for the 17 victims of the Parkland, FL shooting.

2. APPROVAL OF AGENDA

The agenda was approved by general consent.

3. PUBLIC COMMENT

There were 5 speakers.

4. APPROVAL OF MINUTES

With Commissioner Lippman's correction to Item #9.a., to reflect that Commissioner Allamby, not he, seconded the motion, the Commission approved the March 14, 2018 regular meeting minutes by general consent.

5. CHAIR'S REPORT

Packed agenda today and will need to go into closed session around 9:30 p.m.

6. PRC OFFICER'S REPORT

- PRC Officer provided additional information about Policy Complaint #2433 that the Commission accepted at its February 28 meeting.
- Surveillance Ordinance first reading passed by Council last night following robust discussion and several revisions made on the spot, including that all policies will be sent through the PRC, and not to other commissions.
- Fair & Impartial Policing Report, on Council's agenda for last night, was postponed to the April 24 meeting.
- Juneteenth Festival will be June 17 this year; think about whether PRC wants to have a table. To be agendized.
- Letter to City Manager re 120-day limit and standard of proof, and letter to Council re performance and financial audit, are in today's packet.
- Chief will be presenting crime report to the Council on March 20.

Prioritizing new agenda items: Commission will need to figure out how it wants to work in new items to the already-established list of priorities.

7. CHIEF OF POLICE'S REPORT

Chief Greenwood reported:

- Staffing still in crisis. Currently at 157 sworn officers, which is down 24 from 181 authorized. At executive level, making plans on how to hold everything together, including overtime and drawing down positions other than patrol.
- Recruitment and hiring continues; though 3 of 6 who recently started academy dropped out.
- Surveillance Ordinance and other matters have filled up time. Positive collaboration & discussion. Will have to shift resources to meet requirements in a month.
- Interviewing for promotions over the next 3 weeks.
- Mental health crisis calls are usually crisis plus a safety issue. Officers take care of the safety issue but the mental health part is broken, e.g., hours are spent waiting for an ambulance.
- Contract negotiations with BPA still under way.
- Outreach: Coffee with a Cop: Caffe Trieste on Saturday; Starbucks on Solano 3/20, 7 – 9:30 a.m. Dept's LGBTQ coordinator meeting with BHS LGBT group mid-April. Staffing Juneteenth for recruitment.

The Chief answered questions from the Commissioners.

8. SUBCOMMITTEE REPORTS (discussion & action)

a. General Orders C-64, etc. Subcommittee

-- Renew Subcommittee.

The General Orders C-64, etc. Subcommittee was renewed by general consent.

-- The PRC Officer will facilitate scheduling the next meeting.

b. Homeless Encampment Subcommittee.

PRC Officer to contact Homeless Commission Secretary to coordinate scheduling of a meeting of the two subcommittees.

9. OLD BUSINESS (discussion & action)

a. Continue discussion of review and consider next steps, including establishing a subcommittee, regarding City Council's November 14 referral on broader or longer-term changes to PRC structure and authority; review proposed ballot initiative filed by Berkeley Community United for Police Oversight.

Motion to create a subcommittee to review the ballot measure submitted by the Berkeley and the original PRC mandate; to make recommendations to the full Commission; and to develop possible alternative proposals. The subcommittee shall also meet with members of the community who worked on the ballot measure to further understand their intent.

Moved/Seconded (Matthews/Perezvelez) **Motion Carried**

Ayes: Allamby, Lippman, Matthews, Perezvelez, Roberts, Sherman

Noes: None

Abstain: Prichett

Absent: Yampolsky

The Chair appointed Commissioners Roberts, Allamby, Sherman, and Perezvelez to the subcommittee.

b. Ways to address BPD staffing shortage.

Discussion begun; to be continued at next meeting.

c. Decide how to address City Council referral regarding City's enrollment in the Department of Defense 1033 Program.

(Item postponed to the next meeting.)

d. Establish subcommittee or other means to review and make recommendations on Lexipol policies from BPD.

(Item postponed to the next meeting.)

e. Commendations of BPD personnel:

i) Establish process for review and communication back to BPD.

ii) Review commendations of BPD personnel for January to August 2017 and direct PRC Officer to communicate to BPD.

(Item postponed to the next meeting.)

10. NEW BUSINESS (discussion & action)

a. Process for requesting information from BPD.

(Item postponed to the next meeting.)

- b. Assess BPD's After-Action reporting and response to Public Records Act Request.
(Item postponed to the next meeting.)
- c. Review of General Order C-45, Police Chaplain Program
(Item postponed to the next meeting.)

11. ANNOUNCEMENTS, ATTACHMENTS & COMMUNICATIONS

Attached.

12. PUBLIC COMMENT

There were 5 speakers.

Closed Session

Pursuant to the Court's order in *Berkeley Police Association v. City of Berkeley, et al.*, Alameda County Superior Court Case No. 2002 057569, the PRC will recess into closed session to discuss and take action on the following matter(s):

13. RECOMMENDATION FOR ADMINISTRATIVE CLOSURE IN COMPLAINT #2432

Motion to approve Complaint #2432 for administrative closure.

Moved/Seconded (Lippman/Allamby) **Motion Carried**

Ayes: Allamby, Lippman, Matthews, Perezvelez, Roberts, Sherman

Noes: None

Abstain: Prichett

Absent: Yampolsky

14. RECOMMENDATION FOR ADMINISTRATIVE CLOSURE IN COMPLAINT #2417

Motion to approve Complaint #2417 for administrative closure.

Moved/Seconded (Sherman/Allamby) **Motion Carried**

Ayes: Allamby, Lippman, Matthews, Perezvelez, Prichett, Roberts, Sherman

Noes: None

Abstain: None

Absent: Yampolsky.

End of Closed Session

15. ANNOUNCEMENT OF CLOSED SESSION ACTIONS

The votes to administratively close Complaint #2432 and #2417 were announced.

16. ADJOURNMENT

By general consent, the meeting was adjourned at 10:00 p.m.