



Police Review Commission (PRC)

POLICE REVIEW COMMISSION
REGULAR MEETING
MINUTES
(approved)

Wednesday, July 11, 2018
7:00 P.M.

South Berkeley Senior Center
2939 Ellis Street, Berkeley

1. CALL TO ORDER & ROLL CALL BY VICE-CHAIR PEREZVELEZ AT 7:05 P.M.

- Present: Commissioner George Perezvelez (Vice Chair)
Commissioner Gwen Allamby
Commissioner Andrea Prichett
Commissioner Ismail Ramsey
Commissioner Terry Roberts
Commissioner Ari Yampolsky (left 9:18 p.m.)
Commissioner Cooper Price (*temporary*)
- Absent: Commissioners Kitty Calavita, Michael Sherman, Sahana Matthews (Chair)
- PRC Staff: Katherine J. Lee, PRC Officer
- BPD Staff: Chief Andy Greenwood*, Lt. Angela Hawk, Lt. Mike Durbin*, Sgt. Rashawn Cummings, Sgt. Samantha Speelman*, Ofc. Byron White (*left 9:20 p.m.)

2. APPROVAL OF AGENDA

Motion to approve the agenda as written, except to postpone Item 8.a., Guiding Principles, until Chairperson Matthews returns [September 2018].

Moved/Seconded (Ramsey/Prichett) **Motion Carried**

Ayes: Allamby, Perezvelez, Prichett, Ramsey, Roberts, Yampolsky, Price.

Noes: None Abstain: None Absent: Calavita, Matthews, Sherman

3. PUBLIC COMMENT

There were 3 speakers.

4. APPROVAL OF MINUTES

Motion to approve Regular Meeting Minutes of June 27, 2018

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

Ayes: Allamby, Perezvelez, Prichett, Ramsey, Roberts, Yampolsky, Price.

Noes: None Abstain: None Absent: Calavita, Matthews, Sherman

5. CHAIR'S REPORT

Thanks to the commissioners (Prichett, Roberts, Ramsey, in addition to Perezvelez) who attended the Council meeting last night [July 10], where Charter amendment was not taken up until 11:00 p.m.

6. PRC OFFICER'S REPORT

a. Status of complaints; other items.

-- At last night's meeting, Council voted to direct the City Manager to expeditiously commence meet-and-confer with the affected bargaining units on the version of the proposed Charter amendment found in Supplemental Packet 2.

-- Council is having a Special Meeting on July 23 at 4:00 p.m. in Council chambers on the MOU compendium from BPD and participation in Urban Shield exercises.

-- Deputy City Manager Jovan Grogan's last day is today; he will become the City Manager in San Bruno. The Interim DCM will be Paul Buddenhagen, Director of the Health, Housing & Community Services Dept.

-- PRC Officer attended a Personnel Board meeting on July 2 at the H.R. Director's request; introduced self and background, and answered questions about the Charter amendment.

-- No new complaints filed since the last PRC meeting.

-- Chief Greenwood's Feb. 12, 2018 memo on how the iPhones supporting body cameras will work is being re-distributed in hopes it will address commissioners' concerns on this topic at the last meeting.

b. Prioritizing new agenda items (**discussion & action**)

Not discussed.

7. CHIEF OF POLICE'S REPORT

Crime, budget, staffing, training updates, and other items.

-- Staffing still horrible. Currently 155 sworn, but 20 fewer available due to leave, injury, or training. Considering a proposal to increase the capacity to recruit and hire. Engagement and recruitment efforts continue, including staffing booths at S.F. Pride parade and Juneteenth.

-- Dispatch is working on major upgrade to its dispatch system, CAD Enterprise. Estimated done in late August.

-- Councilmember Worthington withdrew his item on establishing a voluntary security camera database because the BPD has already started this project.

-- Body-worn camera (BWC) policy is in final review; hope to complete meet-and-confer with BPA within a few days. When done, will send policy to PRC Officer for distribution. iPhones have been issued and IT Dept. is making sure the phones link properly to BWCs.

-- Use of Force policy revisions: will focus on them after BWC policy finalized.

-- June 20 report: City Attorney has concerns about what can be released due to ongoing litigation.

Chief Greenwood answered questions from Commissioners.

8. OLD BUSINESS (discussion & action)

- a. Proposed "Guiding Principles" for PRC adoption and other ideas related to addressing BPD staffing shortage.
(Item postponed until September 2018.)

9. NEW BUSINESS (discussion & action)

- a. Presentation by Chief Greenwood and other BPD staff regarding the BPD's development of Lexipol policies.

Chief Greenwood, Lt. Durbin, Sgt. Speelman, and Bill McAuliffe and Dan Fish of Lexipol described what services Lexipol provides generally and to the City of Berkeley specifically, the process BPD is using to convert its General Orders to Lexipol; and answered questions from the Commissioners.

- b. Whether to request information from the BPD regarding dismantling of homeless encampments that have occurred in the past six months.

Chief Greenwood agreed to see whether After-Action reports were generated following the removal of homeless encampments after February 2018 and, if they exist, whether they can be released to the PRC.

- c. How the PRC can request information from other City departments in the most efficient manner, and whether a standing item, "Requests for information," is sufficient under the Brown Act.

PRC Officer to request written opinion from City Attorney.

- d. Commendations of BPD personnel, August through December 2017; and of Ofc. Megan Jones.

By general consent, the Commission agreed to recognize the employees of the Berkeley Police Department whose names appear as Attachment A to these minutes, by including them in the minutes and by way of a letter to the Chief of Police from the PRC Officer.

Motion to send a letter of commendation to Chief Greenwood recognizing Ofc. Megan Jones for her outstanding work in making DUI arrests.

Moved/Seconded (Allamby/Prichett) Motion Carried

Ayes: Allamby, Perezvelez, Prichett, Ramsey, Roberts, Yampolsky, Price.
Noes: None Abstain: None Absent: Calavita, Matthews, Sherman

10. SUBCOMMITTEE REPORTS (discussion & action)

Report of activities and meeting scheduling for all Subcommittees, possible appointment of new members to all Subcommittees, and additional discussion and action as noted for specific Subcommittees:

- a. General Orders C-64, etc. Subcommittee – no report.
- b. Homeless Encampment Subcommittee – no report.
- c. Lexipol Policies Subcommittee – PRC Officer to schedule meeting and include representative from BPD.
- d. June 20, 2017 Subcommittee (Review of BPD Response at City Council meeting) – renew subcommittee.
No action taken.

11. ANNOUNCEMENTS, ATTACHMENTS & COMMUNICATIONS

Attached.

12. PUBLIC COMMENT

There was 1 speaker.

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. PRESENTATION OF ADMINISTRATIVE CLOSURE IN COMPLAINT #2440

Motion to accept staff’s recommendation to administratively close Complaint #2440.

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

Ayes: Allamby, Perezvelez, Prichett, Ramsey, Roberts, Yampolsky, Price.

Noes: None Abstain: None Absent: Calavita, Matthews, Sherman

End of Closed Session

14. ANNOUNCEMENT OF CLOSED SESSION ACTION

The vote to close Complaint #2440 was announced.

15. ADJOURNMENT

By general consent, the meeting was adjourned at 9:51 p.m.

Attachment A

BPD employees commended:

<u>Name</u>		<u>Badge #</u>	
Stephen	Burcham	138	
Anthony	Cerletti	144	
Spencer	Fomby	S-7	(twice)
Ed	Galvan	78	
Frank	Landrum	S-1	
Peter	Lee	24	
Jessee	Macapagal	25	
Matthew	McGee	S-8	
Anna Nia	Merte		
Semir	Muratovic	159	
Zachary	Nash	6	
Kathy	Navarrete	PEO	
Andrew	Rateaver	L-4	
Robert	Rittenhouse	S-9	
Rico	Rolleri	C-3	
Sean	Ross	S-25	
Eric	Ruff	45	
Christopher	Schulz	65	(twice)
Jennifer	Tate	S-14	
Brian	Waggonner	122	(twice)

Additionally, the Commission commends Brandon Smith (#3), Thomas Syto (#59), Emily Murphy (S-28), Randolph Files (L-8), and all other BPD officers who assisted residents of Sonoma County, including those on Gehricke Road, during the October 2017 fires.