



Police Review Commission (PRC)

## **POLICE REVIEW COMMISSION REGULAR MEETING AGENDA**

**Wednesday, December 12, 2018  
7:00 P.M.**

South Berkeley Senior Center  
2939 Ellis Street, Berkeley

- 1. CALL TO ORDER & ROLL CALL**
- 2. APPROVAL OF AGENDA**
- 3. PUBLIC COMMENT**

*(Speakers are generally allotted up to three minutes, but may be allotted less time if there are many speakers. They may comment on items on the agenda or any matter within the PRC's jurisdiction at this time.)*

- 4. APPROVAL OF MINUTES**

Regular Meeting of November 14, 2018

- 5. CHAIR'S REPORT**

Report from Vice-Chair on Regional NACOLE Conference; other items

- 6. PRC OFFICER'S REPORT**

- a. Status of complaints; other items.
- b. Prioritizing tasks – survey results (**discussion & action**)  
*(To be delivered.)*

- 7. CHIEF OF POLICE'S REPORT**

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

- 8. 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. Homeless Encampment Subcommittee
- b. Prioritizing Safety for Sex Workers Subcommittee  
Next meeting Thurs., Dec. 13, 2018 at 6:30 p.m.
- c. Lexipol Policies Subcommittee

**9. OLD BUSINESS (discussion & action)**

- a. Amendment to Standing Rules to require that a commissioner must be present to be eligible to run for Chairperson or Vice-chairperson.  
From: Commissioner Allamby
- b. Amendment to Standing Rules prohibiting a commissioner from nominating him or herself to run for Chair or Vice-Chair, due to conflict with Commissioners' Manual.  
From: PRC Officer
- c. Continue review of Lexipol Policy 425 on use of body-worn cameras, including sufficiency of provisions on use of associated iPhone and outstanding concerns from April 2017.  
From: Commissioner Prichett  
*(See materials on pp. 15 – 78 of Oct. 24, 2018 agenda packet, and handouts from that date.)*
- d. Lexipol Policies for review and approval:  
From: Lexipol Subcommittee

<b>Lexipol #</b>	<b>G.O.</b>	<b>Title</b>
<b>312</b>	I-15 (part), J-18 (part)	Temporary Custody of Juveniles
<b>313</b>	none	Adult Abuse
<b>314</b>	H-07	Discriminatory Harassment
<b>315</b>	C-08	Child Abuse

*(See materials in "Lexipol" packet of Oct. 10, 2018)*

- e. Examination of issues surrounding the BPD Response to Protests on August 5, 2018, including:
  - i) Pre-emptive confiscation of sound truck near Ohlone Park, and other "de-escalation" strategies used.  
From: Commissioner Prichett
- f. Whether any BPD policies or laws govern the BPD's audio recording of their interactions with civilians without their knowledge.  
From: Commissioner Prichett
- g. Issues surrounding Commissioners' communications using personal devices and accounts being subject to Public Records Act requests, including whether

Commissioners may be assigned City email addresses for Commission business.

From: Commissioner Ramsey

*(See materials on pp. 33 – 37 of Oct. 10, 2018 agenda packet.)*

- h. Review requirements surrounding the preparation of After-Action Reports and whether release (or withholding) of such reports or parts thereof are compliant with the Public Records Act.

From: Commissioner Prichett

- i. October 2, 2018 referral from City Council regarding extending the time limit for investigations and notification of discipline from the current limit to one calendar year.

- j. Responsiveness of BPD management to PRC requests.

From: Commissioner Prichett

- k. The need for PRC to do outreach and what outreach efforts the PRC might undertake.

From: Commissioner Matthews

- l. October 2, 2018 referral from City Council regarding the creation of training requirements for Police Review Commissioners.

#### **10. NEW BUSINESS (discussion & action)**

- a. Establish regular PRC meeting schedule for calendar year 2019.

From: PRC Officer

- b. Letter to City Manager/City Council or other action regarding follow-up on CPE recommendations.

From Commissioner Calavita

#### **11. ANNOUNCEMENTS, ATTACHMENTS & COMMUNICATIONS**

Attached

#### **12. PUBLIC COMMENT**

*(Speakers are generally allotted up to three minutes, but may be allotted less time if there are many speakers; they may comment on items on the agenda at this time.)*

### ***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 FOR ADMINISTRATIVE CLOSURE IN COMPLAINT #2441**

**End of Closed Session**

**14. ANNOUNCEMENT OF CLOSED SESSION ACTION**

**15. ADJOURNMENT**

**Communications Disclaimer**

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** Communication Access Information (A.R.1.12)**

This meeting is being held in a wheelchair accessible location. To request a disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact the Disability Services specialist at 981-6418 (V) or 981-6347 (TDD) at least three business days before the meeting date. Please refrain from wearing scented products to this meeting.

**SB 343 Disclaimer**

Any writings or documents provided to a majority of the Commission regarding any item on this agenda will be made available for public inspection at the Police Review Commission, located at 1947 Center Street, 1st floor, during regular business hours.

Contact the Police Review Commission at (510) 981-4950 or [prc@cityofberkeley.info](mailto:prc@cityofberkeley.info).