



Police Review Commission (PRC)

**POLICE REVIEW COMMISSION**  
**REGULAR MEETING**  
**MINUTES**  
*(approved)*

**Wednesday, May 8, 2019**  
**7:00 P.M.**

South Berkeley Senior Center  
2939 Ellis Street, Berkeley

**1. CALL TO ORDER & ROLL CALL BY CHAIR PEREZVELEZ AT 7:04 P.M.**

Present: Commissioner George Perezvelez (Chair)  
Commissioner Gwen Allamby (Vice-Chair)  
Commissioner Kitty Calavita  
Commissioner LaMonte Earnest  
Commissioner Sahana Matthews (arrived 7:12 p.m.)  
Commissioner Elisa Mikiten (arrived 7:07 p.m.)  
Commissioner Ismail Ramsey  
Commissioner Terry Roberts

Absent: None.

PRC Staff: Byron Norris, PRC Investigator

BPD Staff: Lieutenant David Lindenau; Sergeant Cesar Melero; Sergeant  
Samantha Speelman

**2. APPROVAL OF AGENDA**

**Motion to postpone Agenda Items 10b and 10c to next meeting and approve remaining agenda as is.**

Moved/Second (Allamby/Roberts) **Motion Carried Unanimously**

Ayes: Allamby, Calavita, Earnest, Mikiten, Perezvelez, Ramsey, and Roberts.

Noes: None

Abstain: None

Absent: Matthews

**3. PUBLIC COMMENT**

There were 4 speakers.

#### 4. APPROVAL OF MINUTES

##### **Motion to approve Regular Meeting Minutes Draft of April 24, 2019.**

Moved/Second (Mikiten/Roberts) **Motion Carried Unanimously**

Ayes: Allamby, Calavita, Earnest, Matthews, Mikiten, Perezvelez, Ramsey, and Roberts.

Noes: None

Abstain: None

Absent: None

#### 5. CHAIR'S REPORT

Chair Perezvelez welcomed Commissioner Ernest to the commission.

The Chair thanked commissioners who attended the May 3 NACOLE regional conference and the conference planning committee comprised of PRC and BART staff. Both the Chair and Mr. Norris thanked Chief Greenwood for his participation and contributions at the event.

#### 6. PRC OFFICER'S REPORT

Status of complaints, other items:

No new complaints were filed since the last commission meeting.

A complaint (2445) was closed by staff following successful completion of mediation on April 30.

#### 7. CHIEF OF POLICE'S REPORT

Crime, budget, staffing, training updates, other items (by Lt. Lindenau):

BPD currently is staffed at 162 officers, including those in the academy and field training.

The marketing firm hired to help with BPD recruiting efforts will soon begin working to create a website to assist with the recruiting & hiring process.

Last week, BPD staff presented and discussed the departmental budget with the City Council's Budget & Finance Committee; more discussions and meetings to follow.

On April 30, the council referred to its Public Safety Committee the Update on Various Matters and Recommendations re: Stop Data Collection, etc.

As noted earlier, Chief Greenwood attended and participated in a NACOLE Regional Conference panel regarding impacts to BPD under the new transparency law, SB1421.

The BPD Jail may experience increased activity due to the Alameda Sheriff's Office closing of a jail in Oakland.

May 23: *Coffee with A Cop* at Peet's Coffee on Fourth Street; 4pm -6pm.

Any commissioner interested in completing a ride-along should get in touch with the Chief; Captain Reese will coordinate.

**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. Lexipol Policies Subcommittee  
Possible next meeting date May 22.
- b. MOU Compendium Subcommittee  
Possible next meeting prior to first commission meeting in June.
- c. Standard of Proof Subcommittee  
No meeting date set was set.

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

- a. Consider revising the charge of the Lexipol Subcommittee.  
No action taken. Commissioners were in agreement that the subcommittee has broad authority to review and make recommendations to Lexipol Policies as established by the commission's May 23, 2018 enabling motion that created the subcommittee.

- b. Lexipol Policies for review and approval

Lexipol #	G.O.	Title
208	R-18	Departmental Forms
317	E-11	Public Alerts

**Motion to accept Policies 208 and 317 and send recommendation to BPD.**  
Moved/Second (Allamby/Mikiten) **Motion Carried Unanimously**

Ayes: Allamby, Calavita, Earnest, Matthews, Mikiten, Perezvelez, Ramsey, and Roberts.

Noes: None

Abstain: None

Absent: None

- c. Whether to have a table at the Berkeley Juneteenth Festival on Sunday, June 16, 2019.

**By general consensus, Commissioners agreed to have a table at the Berkeley Juneteenth Festival.**

Commissioners Allamby and Earnest agreed to staff table; tentative staffing commitments from Commissioners Calavita, Mikiten, and Perezvelez.

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

- a. Consider recommending a policy regarding asking motorists in traffic violation stops if they are on parole or probation, and conducting subsequent searches.

**Motion to form a subcommittee to examine current best practices in the field with regard to probation and parole inquiries and related searches, in order that we may recommend possible changes to BPD procedures and potentially urge the City Manager to follow up on the City Council’s referral of one year ago.**

Moved/Second (Calavita/Ramsey) **Motion Carried Unanimously**

Ayes: Allamby, Calavita, Earnest, Matthews, Mikiten, Perezvelez, Ramsey, and Roberts.

Noes: None

Abstain: None

Absent: None

Chair Perezvelez appointed Commissioners Calavita, Allamby, Matthews, and Roberts to the subcommittee.

- b. Consider recommending to the City Council that it endorse Senate Bill 233, prohibiting the arrest of a person for certain sex crimes if that person is reporting sexual assault, human trafficking, or other violent crimes.

(Postponed to next meeting.)

- c. Review BPD’s Referral Response: Update on Various Referrals and Recommendations Regarding Stop Data Collection, Data Analysis and Community Engagement (On Council agenda April 30, 2019; referred to Council Public Safety Committee.)

(Postponed to next meeting.)

**11. ANNOUNCEMENTS, ATTACHMENTS & COMMUNICATIONS**

None.

**12. PUBLIC COMMENT**

There were 3 speakers.

**13. ADJOURNMENT**

**Motion to adjourn the meeting.**

Moved/Second (Mikiten/Calavita) **Motion Carried Unanimously**

Ayes: Allamby, Calavita, Earnest, Matthews, Mikiten, Perezvelez, Ramsey, and Roberts.

Noes: None

Abstain: None

Absent: None

The meeting adjourned at 8:54 p.m.