



Police Review Commission (PRC)

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

**Monday, June 29, 2020
7:00 P.M.**

1. CALL TO ORDER & ROLL CALL BY CHAIR CALAVITA AT 7:03 P.M.

Present: Commissioner Kitty Calavita (Chair)
Commissioner Nathan Mizell (Vice-Chair)
Commissioner Gwen Allamby
Commissioner Michael Chang
Commissioner Juliet Leftwich
Commissioner Elisa Mikiten
Commissioner George Perezvelez
Commissioner Ismail Ramsey

PRC Staff: Katherine J. Lee, PRC Officer

BPD Staff: Chief Andy Greenwood, Capt. Rico Rolleri, Lt. Joe Okies, Lt. Spencer Fomby, Sgt. Jen Tate, Sgt. Joseph Ledoux

2. PUBLIC COMMENT

There were 4 speakers.

**3. PROPOSED BERKELEY POLICE DEPARTMENT POLICY 300, USE OF FORCE
(discussion and action)**

- a. Review recommended policy from the Use of Force Policy Subcommittee and formulate recommendation to the BPD and City Council.

Motion to accept ground rules (of procedure) for tonight's meeting agreed upon by general consent.

Motion to strike the language, "which the officer reasonably believes, based on the totality of information actually known to the officer, to be a violation of this policy," from Section 300.2.1, Duty to Intercede/Intervene and Duty to Report."

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

Ayes: Allamby, Calavita, Chang, Leftwich, Mikiten, Mizell, Perezvelez, and Ramsey.

Noes: None

Abstain: None

Absent: None

Motion to strike references to Penal Code section 835a from Section 300.3, Factors Used to Determine the Reasonableness, Necessity, and Proportionality of Force, and from all other sections of the policy.

Moved/Second (Calavita/Perezvelez) **Motion Carried**

Ayes: Allamby, Calavita, Chang, Leftwich, Mikiten, Mizell, Perezvelez, and Ramsey.

Noes: None

Abstain: None

Absent: None

Motion to delete “without compromising law enforcement objectives and priorities” from the second sentence of Section 300.3.5, De-escalation Tactics.

Moved/Second (Perezvelez/Ramsey) **Motion Carried**

Ayes: Allamby, Calavita, Chang, Leftwich, Mikiten, Mizell, Perezvelez, and Ramsey.

Noes: None

Abstain: None

Absent: None

Motion to delete, “when feasible and appropriate” from paragraph f) of Section 300.3.5, De-escalation Tactics.

Moved/Second (Mizell/Chang) **Motion Failed**

Ayes: Chang, Mizell

Noes: Allamby, Leftwich, Mikiten, Ramsey

Abstain: Calavita, Perezvelez Absent: None

Motion to revise, in Section 300.6.2, Use of Force Reporting Levels, Level 2, (d) [should be (b)] 1. to read, “Firearm drawn in an interaction with an individual and/or pointed at an individual.”

Moved/Second (Calavita/Allamby) **Motion Carried**

Ayes: Allamby, Calavita, Chang, Leftwich, Mikiten, Mizell, Perezvelez, and Ramsey.

Noes: None

Abstain: None

Absent: None

Motion to endorse all items discussed at this meeting.

Moved/Second (Calavita/Perezvelez) **Motion Carried**

Ayes: Allamby, Calavita, Chang, Leftwich, Mikiten, Mizell, Perezvelez, and Ramsey.

Noes: None

Abstain: None

Absent: None

- b. Authorize Commission member(s) to: 1) work with the PRC Officer to prepare the written report to Council; and 2) represent the PRC at the City Council meeting on July 14, 2020, or other date this matter is considered.

(Item postponed to the next meeting.)

4. PUBLIC COMMENT

There was 1 speaker.

5. ADJOURNMENT

By general consent, the meeting was adjourned at 10:03 p.m.