



Police Review Commission (PRC)

POLICE REVIEW COMMISSION REGULAR MEETING MINUTES

Wednesday, July 10, 2013
7:00 P.M.

South Berkeley Senior Center
2939 Ellis Street, Berkeley

1. CALL TO ORDER & ROLL CALL BY CHAIRPERSON SHENOY AT 7:05 P.M.

Present: Chairperson Kiran Shenoy
Commissioner Alison Bernstein
Commissioner John Cardoza
Commissioner Seth Morris
Commissioner George Perezvelez

Absent: Commissioners Barbara Allen, Ann Rogers, and Michael Sherman

PRC Staff: Lucinda Simpson, PRC Officer

BPD Staff: Captain Harris, Lieutenant Files, and Sgt. Smith

2. APPROVAL OF AGENDA

The agenda was approved.

3. PUBLIC COMMENT

There were 5 public comments.

4. APPROVAL OF MINUTES

Motion to approve minutes of Regular Meeting of June 26, 2013

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

Ayes: Bernstein, Morris, Perezvelez, and Shenoy.

Noes: none

Abstain: Cardoza

Absent: Allen, Rogers and Sherman

5. INTRODUCTION OF NEW PRC COMMISSIONER

New Commissioner John Cardoza appointed by City Council Member Gordon Wozniak was introduced and welcomed.

6. CHIEF OF POLICE'S REPORT

Budget, staffing, training, and crime updates.

Berkeley Police Department (BPD) is currently staffed with 169 sworn officers out of an authorized level of 176. The department received 31 applications for lateral officers and 500 for entry level officers. Physical agility tests will take place first with a written test to follow.



7. NEW BUSINESS (discussion and action)

- a. Referral from the Open Government Commission Regarding April 30, 2013 City Council Meeting – regarding possible violation of Berkeley Police Department Training and Information Bulletin 209.

The item was discussed and carried over to the next meeting for possible further consideration.

- b. Participation in National Night Out Tuesday August 6, 2013.

The Commissioners discussed participating in National Night Out Aug. 6, 2013. Staff will get additional information from BPD about planned locations to visit and the item will be considered further at the next meeting.

- c. Review of all current subcommittees, including possible changes to appointments.

The Chair appointed Commissioner Perezvelez to the 40th Anniversary subcommittee. Commissioner Bernstein was appointed to the Accreditation and Drones subcommittees. Commissioner Sherman was taken off the Drones subcommittee for the time being.

- d. Consider appointing William White as a civilian to 40th Anniversary subcommittee.

No action was taken.

8. SUBCOMMITTEE REPORTS & RECOMMENDATIONS

- a. Accreditation Subcommittee
Update / Schedule next meeting date.
Next meeting date is tentatively scheduled for July 24, 2013 at 5 p.m.
- b. PRC 40th Anniversary Subcommittee
Update / Schedule next meeting date.
Next meeting date is to be determined.
- c. Outreach Subcommittee
Update / Schedule next meeting date.
The subcommittee met and discussed the National Night Out event.
The next meeting date is to be determined.
- d. Mutual Aid Pact Subcommittee
Update / schedule next meeting date.
The subcommittee met and will continue with review of mutual aid agreements.
Next meeting date is to be determined.
- e. Drones Subcommittee (for review of proposed resolution from City Council on drones).
 1. Report back to full commission on subcommittee recommendation regarding the 12/18/12 City Council referral on the proposed resolution regarding drones.

The subcommittee is finalizing a recommendation and proposed legislative language which will likely be presented to the full commission at the next regular meeting.

2. Update / schedule next meeting date.
Next meeting date will be July 18, 2013 at 6 p.m.

9. OLD BUSINESS (discussion and action)

Discussion and possible action regarding the 12/18/12 City Council referral to the PRC regarding the proposed resolution drones.

This item was carried over to the next regular meeting in anticipation of a recommendation from the Drones subcommittee.

10. PRC OFFICER'S REPORT

Status of complaints.

There are 8 open complaint cases. 3 cases are in mediation.

11. ANNOUNCEMENTS, ATTACHMENTS & COMMUNICATIONS

Attached.

12. PUBLIC COMMENT

There were 2 public comments.

(Prior to the Commission retiring into closed session, Commissioner Cardoza recused himself from the item scheduled for closed session and departed the meeting.)

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 matters:

13. DISCUSSION AND ACTION ON FORMULATION OF ALLEGATIONS FOR INVESTIGATION OPENED MARCH 27, 2013 PURSUANT TO POLICE REVIEW COMMISSION REGULATIONS II.A.3.

Complaint #2327.

End of Closed Session

14. ANNOUNCEMENT OF VOTE RESULTS FROM CLOSED SESSION

The commissioners discussed the item in closed session and the item will be carried over to closed session of the next regular meeting.

15. ADJOURNMENT

Motion to adjourn this meeting.

Moved/Seconded (Bernstein / Morris) **Motion Carried**

Ayes: Bernstein, Morris, Perezvelez, and Shenoy.

Noes: none

Abstain: none

Absent: Allen, Rogers, and Sherman

Meeting was adjourned at 9:40 p.m.