



Police Review Commission

POLICE REVIEW COMMISSION REGULAR MEETING SEPTEMBER 29, 2010 MINUTES

1. CALL TO ORDER BY CHAIRPERSON GEORGE PEREZVELEZ AT 7:00 P.M. ROLL CALL AND ATTENDANCE:

Present: Acting Chair Sherry Smith
Commissioner Vonnie Gurgin
Commissioner Kiran Shenoy
Commissioner Michael Sherman
Commissioner William White

Absent: Chairperson George Perezvelez, Vice Chair Russell Bloom

PRC Staff: Victoria Urbi, PRC Officer

BPD Staff: Lt. Files, Sgt. J. Wilson, Officer Bartalini

2. ORDER OF AGENDA

No changes.

3. PUBLIC COMMENT

None.

4. APPROVAL OF MINUTES

A. Regular Meeting: September 15, 2010

Motion to approve minutes. M/S/C (Shenoy/Gurgin) Motion carried.

Ayes: Gurgin, Shenoy, Sherman and White.

Noes: None. **Abstain:** Smith. **Absent:** Perezvelez, Bloom.

5. BERKELEY POLICE DEPARTMENT'S REPORT

A. Chief's report: Lt. Files stated that there was no report from Chief Meehan.

6. PRC CHAIR PEREZVELEZ'S REPORT

A. Update on Pacific Center's interest in training BPD officers on Lesbian Gay Bisexual and Transgender issues and sensitivity Training: This item was moved to the next Commission Meeting, because Chair Perezvelez was absent.



7. PRC OFFICER'S REPORT (For Discussion or Action)

- A. Status of complaints: 19 open cases. No new complaints filed since the last meeting.
- B. Update on National Association for Civilian Oversight of Law Enforcement Conference: Ms. Urbi handed out the Conference Schedule listing the various workshops she attended. If any of the commissioners wished to view handouts from a particular workshop, they could send her an email and she will provide the handouts. She also provided a "Reading List" for police oversight practitioners and the minutes from the NACOLE General Meeting.
- C. Comments: Commissioner Huang has missed the last three Commission Meetings (7/14, 7/28, and 9/15). Ms. Urbi has tried to call and email him to no avail. She advised that if Commissioners miss three consecutive meetings, they are automatically removed from the Commission. She will contact Councilmember Worthington's office to find out his status.

8. COMMITTEE REPORTS (For Discussion or Action)

- A. Search of Homes Subcommittee: review BPD's comments and determine next steps.

Motion to approve the Search of Homes Subcommittee's recommendations (Memorandum dated 9/9/09) and BPD's recommendations (Memorandum dated 7/26/10).

M/S/C (White/Gurgin) Motion carried.

Ayes: Gurgin, Shenoy, Sherman, Smith and White.

Noes: None. **Abstain:** None. **Absent:** Perezvelez, Bloom.

Motion to dissolve the Search of Homes Subcommittee.

M/S/C (White/Gurgin) Motion carried.

Ayes: Gurgin, Shenoy, Sherman, Smith and White.

Noes: None. **Abstain:** None. **Absent:** Perezvelez, Bloom.

Commissioner White asked if the final policy recommendations will be forwarded to City Council to which Ms. Urbi replied that it was not necessary. However, she will draft a memorandum to BPD with the final recommendations that incorporates BPD's comments. Also, she will follow up to find out when the revised policy will be implemented.

Closed Session

11. LATE FILE PETITION

- A. Case No. 2269 – Complainant Jonathan Lam

Motion to approve Late File as timely. (White/Sherman) Motion carried.

Ayes: Gurgin, Shenoy, Sherman, Smith and White.

Noes: None. **Abstain:** None. **Absent:** Perezvelez, Bloom.

12. RECOMMENDATION FOR CLOSURE

- A. Case No. 2251 – Complainant Zahide Atli

Motion to approve above referenced file for administrative closure. (Sherman/Gurgin) Motion carried.

Ayes: Gurgin, Shenoy, Sherman and White.

Noes: None. **Abstain:** Smith. **Absent:** Perezvelez, Bloom.

- B. Case No. 2252 – Complainant Michael Ward
Motion to administratively close Case No. 2252. (Sherman/Gurgin) Motion carried.
Ayes: Gurgin, Shenoy, Sherman and Smith.
Noes: None. **Abstain:** White. **Absent:** Perezvelez, Bloom.
- C. Case No. 2254 – Complainant Michael Ward
Motion to administratively close Case No. 2254. (Sherman/Gurgin) Motion carried.
Ayes: Gurgin, Shenoy, Sherman and Smith.
Noes: None. **Abstain:** White. **Absent:** Perezvelez, Bloom.
- D. Case No. 2255 – Complainant Michael Ward
Motion to administratively close Case No. 2255. (Sherman/Gurgin) Motion carried.
Ayes: Gurgin, Shenoy, Sherman and Smith.
Noes: None. **Abstain:** White. **Absent:** Perezvelez, Bloom.
- E. Case No. 2257 – Complainant Michael Ward
Motion to administratively close Case No. 2257. (Sherman/Gurgin) Motion carried.
Ayes: Gurgin, Shenoy, Sherman and Smith.
Noes: None. **Abstain:** White. **Absent:** Perezvelez, Bloom.
- F. Case No. 2260 – Complainant Michael Ward
Motion to administratively close Case No. 2260. (Sherman/Gurgin) Motion carried.
Ayes: Gurgin, Shenoy, Sherman and Smith.
Noes: None. **Abstain:** White. **Absent:** Perezvelez, Bloom.
- G. Case No. 2261 – Complainant Michael Ward
Motion to administratively close Case No. 2261. (Sherman/Gurgin) Motion carried.
Ayes: Gurgin, Shenoy, Sherman and Smith.
Noes: None. **Abstain:** White. **Absent:** Perezvelez, Bloom.
- H. Case No. 2264 – Complainant Yarman Smith
Motion to administratively close Case No. 2264. (Sherman/White) Motion carried.
Ayes: Gurgin, Shenoy, Sherman, Smith and White.
Noes: None. **Abstain:** None. **Absent:** Perezvelez, Bloom.

13. ADJOURNMENT

Meeting was adjourned at 7:45 p.m.