



Police Review Commission

POLICE REVIEW COMMISSION REGULAR MEETING

ACTION MINUTES

**South Berkeley Senior Center
2939 Ellis Street
Berkeley, California**

**Date: Wed., September 10, 2003
Time: 7:30 p.m.**

1. ROLL CALL: 7:40 PM
Commissioners Present: Radisch, Ritchie, Sanchez-Resnik Sheen, Sherman, Sternberg, White
Commissioners Absent: DeBose
PRC Staff: Barbara Attard
BPD Staff: Sgt. Morizono; Lt. Agnew

2. PUBLIC COMMENT—None.

3. MINUTES OF THE JULY 23, 2003 SPECIAL MEETING
Sherman/Radisch (Moved/Seconded) to approve minutes. Passed unanimously with Ritchie, Sanchez-Resnik abstaining.

MINUTES OF THE AUGUST 21, 2003 SPECIAL MEETING
Sanchez-Resnik/Radisch (Moved/Seconded) to approve minutes. Passed unanimously with Ritchie, Sheen, Sherman, Sternberg abstaining.

4. PRC OFFICER'S REPORT (For Discussion or Action)
 - a) New Filings—One since last Meeting
 - b) Boards of Inquiry—Upcoming boards were discussed.

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- c) Recommendation for Summary Dismissal, PRC Case #1979, filed by Bessie Mae Jones Ritchie/Sherman (Moved/Seconded) to approve Recommendation for Summary Dismissal. Passed unanimously.
- d) Recommendation for Summary Dismissal, PRC Case #1982, filed by Theodore Bolton Radisch/Sanchez-Resnik (Moved/Seconded) to approve Recommendation for Summary Dismissal. Ayes: Radisch, Sanchez-Resnik. No: Sternberg, Ritchie. Abstain: White, Sherman, Sheen. Motion failed.
- e) Recommendation for Administrative Closure, PRC Case#1983, filed by Steven Houston Ritchie/Sherman (Moved/Seconded) to approve Recommendation for Administrative Closure. Passed unanimously.
- f) Recommendation for Administrative Closure, PRC Case #1976 filed by Ann Panter Sherman/Ritchie (Moved/Seconded) to approve Recommendation for Administrative Closure. Passed unanimously.
- g) Late Filing Request, PRC Case #1984 filed by Rinda Wardle Sanchez/Resnik(Moved) to approve Late Filing Request. No second, no action. Sherman/Ritchie (Moved/Seconded) to deny Late Filing Request. Passed with Sanchez-Resnik voting no.

5. BPD CHIEF'S REPORT

Lt. Agnew reported that Chief Meisner will make a report to the PRC on developing a K-9 program for BPD. This was requested by Mayor Bates.
 BPD is undergoing a reorganization plan. A new Field Support division is being implemented under the leadership of Capt. Hambleton.

6. COMMITTEE REPORTS (For Discussion or Action)

Caloca ad hoc Committee

Chair White and Commissioner Sanchez-Resnik reported that the ad hoc committee met with the City Manager and the City Attorney. The City Attorney will be meeting in closed session with the PRC in the near future.

7. OLD BUSINESS (For Discussion or Action)

- a) Caloca Update—Upcoming hearings were discussed.
- b) PRC Council Items—Follow-up
 - Change to Berkeley Police Department General Order, “Detention and Arrest of Juveniles” – Passed as an Information item on September 9, 2003
 - Crowd Control Training for BPD— Passed as an Information item on September 9, 2003

Support for Assembly Bills

- AB 1331—Whistleblower Protection for Police Officers –To Council September 16
- AB 1119—Implementation of Early Warning System–To Council September 16
- AB 1077—Expanded Methods of Filing Complaints–To Council September 16

8. NEW BUSINESS (For Discussion or Action)

a) Significant BPD Incidents:

- Hit and Run Accident Involving Officer Cardoza

The PRC was given an update on Officer Cardoza's condition. The Commission expressed their concern and wished Officer Cardoza well.

- 10th Street Standoff, August 10-11, 2003

Sherman/Radisch (Moved/Seconded) to forward an item to Council to praise the work of BPD and Mental health for their excellent work during this incident. Passed with Sternberg abstaining.

- July 25, 2003 Shooting of Robbery Suspect on College

Sternberg/Sanchez-Resnik (Moved/Seconded) to obtain the police report and review the July 25, 2003 shooting. Passed unanimously.

9. COMMUNICATIONS

Chair White asked about the use of a helicopter during a recent incident. Lt. Agnew reported that it was used by Contra Costa County in the service of a warrant. Barbara Attard stated that the use of helicopters will be discussed in an upcoming meeting.

Commissioner Sherman discussed two items: He stated that he was extremely appreciative of BPD Officer Landrum's extremely helpful and sensitive handling of a recent incident in which his grandson's bicycle was stolen.

Commissioner Sherman recognized students from St. Mary's College Prep High School who were present at the meeting.

Barbara Attard:

- Announced the retirement of City Manager Weldon Rucker.
- She disseminated the PRC 2003 Statistical Report to the PRC.
- Informed the Commission that staff and two commissioners will be going to the NACOLE conference 9/21-24.
- A homeless report disseminated by several City departments will be on the agenda for the next meeting.

Commissioner Sheen reminded people to vote in the October election.

10. ADJOURNMENT

Sherman/Ritchie (Moved/Seconded) to adjourn at approximately 9:00 PM. Passed unanimously.