



Police Review Commission

POLICE REVIEW COMMISSION REGULAR MEETING

ACTION MINUTES

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

**Date: Wed., May 12, 2004
Time: 7:30 p.m.**

1. ROLL CALL

Commissioners Present: Chung, Radisch, Ritchie, Sanchez-Resnik, Sheen,
Sherman, Sternberg

Commissioners Absent: DeBose, White

PRC Staff: Barbara Attard

BPD Staff: Lt. Yuen

2. PUBLIC COMMENT—None

3. MINUTES OF THE APRIL 14, 2004 MEETING

Ritchie/Sherman (Moved/Seconded) to approve minutes. Passed with Chung, Sanchez-Resnik, Sheen abstaining.

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

- a) New Filings -- 3 new cases since last meeting
- b) Boards of Inquiry -- Upcoming Boards were discussed

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- c) Administrative Closure Recommendation, PRC Case #2018 filed by Jessica Davis and William Tellez

Sherman/Sanchez-Resnik (Moved/Seconded) to approve Administrative Closure recommendation. Passed unanimously.

5. BPD CHIEF'S REPORT

Lt. Yuen reported for Chief Meisner that BPD held its Annual Berkeley Safe Neighborhoods meeting at BPD and it went well.

In the upcoming budget several BPD positions will be eliminated to include: a BART Safety Escort, 2 Berkeley Guides, 2 community service officer, positions, 5 bike officers, and one Domestic Violence officer; the positions are presently vacant.

6. COMMITTEE REPORTS (For Discussion or Action)

Caloca ad hoc Committee— Nothing new to report at this time.

7. OLD BUSINESS (For Discussion or Action)

a) Caloca Update—Upcoming hearings were discussed

b) Council Items

- BPD Canine Proposal to Council 5/18—No further discussion
- Letter to Oren Hatch re: SB1277 in Packet—No further discussion

c) Glennel Givens Officer Involved Shooting Case—Update

Chair Sternberg reported that the shooting investigation committee has met with the City Manager and asked for documents needed for the investigation of this case as many documents had been withheld. Interview tapes and or/transcripts of interviews were requested and transcripts of interviews with officers involved with and present during the shooting were received on April 19.

The committee has made the following conclusions:

1. All interviews suffer from heavy redaction. In this case and for future cases it is important to clarify the redaction policy and the use of redactions in documents received.
2. The April 19 letter received from the City Manager contains a statement that there was not an agreement between BPD and OPD, but careful reading of transcripts implies some agreement or protocols in responding to bank robberies.
3. The committee has some forensic-specific concerns about the incident.
4. The committee is requesting a meeting with Chief Meisner to clarify some questions.
5. There is a discussion in the Ford Foundation/PARC report in the PRC packet for tonight's meeting regarding dangers involved in foot pursuits. The committee feels that some of the issues addressed are pertinent to this investigation.

Commissioner Radisch stated that the subcommittee is requesting meeting with Chief Meisner because of a pattern of redactions that makes it difficult to investigate cases.

Andrea Prichett stated that the PRC has the authority to follow up on the origins of the gun that was attributed to Mr. Givens.

8. **NEW BUSINESS** (For Discussion or Action)

a) March 29, 2004 In Custody Death of Tyrone Hughes

Ritchie/Radisich to open an investigation of the in-custody death of Tyrone Hughes. Passed unanimously.

b) Memo from Chief Meisner RE: Marijuana and Pepper Spray Reports

Letter from Chief Meisner noted in packet. Commissioner Chung requested a copy of the latest marijuana report.

c) March 2004 BPD Monthly Report —Noted in packet

9. **COMMUNICATIONS**

Email from Boalt Police Review Advocates—Noted in packet

BPD Commendations—Noted in packet

10. **ADIJOURNMENT**

Ritchie/Sheen (Moved/Seconded) to adjourn at approximately 8:30 P.M. Passed unanimously.