



## **POLICE REVIEW COMMISSION REGULAR MEETING MINUTES**

**Wednesday, March 14, 2007  
7:00 P.M.**

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

### **1. ROLL CALL BY CHAIRPERSON SHARON KIDD AT 7:07 P.M.**

#### **ROLL CALL AND ATTENDANCE**

**Present:** Chairperson Sharon Ann Kidd  
Vice Chairperson Michael Sherman  
Commissioner Kamau Edwards  
Commissioner Jonathan Huang  
Commissioner Sherry Smith  
Commissioner William White

**Absent:** Commissioner Jack Radisch

**PRC Staff:** Fred Vides, Acting PRC Officer  
Stephanie Ahn, UC Intern

**BPD Staff:** Sergeant David Reece, Lieutenant A. Hart

### **2. ORDER OF AGENDA**

No changes made.

### **3. PUBLIC COMMENT:**

Jake Gylander from Berkeley Copwatch said that a lot of his concerns about the closed hearing procedures have been covered in the amendments. He would like the PRC to consider some possible form of open hearings, and to see whether the PRC can recommend disciplinary action now that its work is more private.

### **4. CLOSED HEARING PROCEDURES**

A. Staff report on PRC Regulations: The PRC is in the process of collecting data from other jurisdictions, and working with the City Attorney to make certain that we are in compliance



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with the existing law.

- B. Assembly Bill No. 1648: Legislation to abrogate the decision of the California Supreme Court in Copley Press.

**APPROVED TO SUPPORT ASSEMBLY BILL NO. 1648.**

**M/S/C (Sherman/White) Ayes: Sherman, Edwards, Kidd, Smith and White. Noes: None. Abstain: None. Absent: Radisch, Huang (absent at time of vote).**

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

- A. Staffing update: PRC Officer Victoria Urbi is out of the office and will be back April 5, 2007. Beverly Powell has accepted a position with the Housing Department and has not been replaced.

**APPROVED PRC LETTER OF GRATITUDE FOR BEVERLY POWELL.**

**M/S/C (White/Smith) Ayes: Kidd, Sherman, Edwards, White and Smith. Noes: None.**

**Abstain: None. Absent: Radisch, Huang (absent at time of vote).**

- B. Status of complaints: There are 45 open complaints.
- C. Commission vacancies: There is one new commissioner, Jim Gleich, appointed by Mayor Tom Bates, and one commission vacancy under Councilmember Maio.

6. **BERKELEY POLICE DEPARTMENT CHIEF'S REPORT**

There was no report from Chief Hambleton.

7. **APPROVAL OF MINUTES**

- A. Regular Meeting: February 14, 2007

**APPROVED FEBRUARY 14, 2007 MINUTES.**

**M/S/C (Sherman, Edwards) Ayes: Edwards, Kidd, Sherman, Smith and White. Noes:**

**None. Abstain: Huang. Absent: Radisch.**

- B. Regular Meeting: February 28, 2007

**APPROVED FEBRUARY 29, 2007 MINUTES.**

**M/S/C (Sherman, Huang) Ayes: Edwards, Huang, Kidd, Sherman and White. Noes:**

**None. Abstain: Smith. Absent: Radisch.**

8. **COMMITTEE REPORTS** (For Discussion or Action)

- A. Subcommittee: Draft Regulation for Investigations of First Amendment Activities.

- a. Staff update: The subcommittee has not met since its last meeting. The subcommittee is waiting for Commissioner Radisch to return, and to coordinate with Mark Schlosberg.

- B. Subcommittee: Review of BPD's Evidence Theft Issues.

- a. Staff update: The subcommittee met on March 4, 2007. The subcommittee requested that a timeline be constructed so that the committee itself can view the timeline and come up with questions for the investigator to ask of key personnel who were involved. Also, the subcommittee is requesting that the City Auditor audit the Berkeley Police Department's funds for the purchase of drugs. The subcommittee's next meeting is on Monday, March 19, 2007 at 5:00 P.M. at the South Berkeley Senior Center.

- b. Discussion: PRC Investigator Vides stated that Chief Hambleton is waiting from the subcommittee to provide feedback or recommendations on the POST report. Commissioner Sherman says that a possible policy issue that could come out of the subcommittee is how to better train officers to recognize drug and alcohol use in fellow officers. Chairperson Kidd noted that this policy issue has already been discussed in the subcommittee's meetings.

9. **COMMUNICATIONS**

10. **ADJOURNMENT**

Meeting was adjourned at 7:40 p.m.

Anyone attending a Police Review Commission meeting is welcome to speak during the Public Comment section and may be invited to speak on agenda items during the course of the meeting. No action or discussion shall be taken on any items not appearing on the posted agenda, except that members of the Commission may briefly respond to statements made or questions posed by members of the public. Any member of the Commission may direct staff to place a matter of business on a future agenda.

Please refrain from wearing scented products to public meetings. Chapter IV, Section E(2) of the Commissioners Manual, Resolution 60,683-NS. **To request a meeting agenda in large print, Braille, or on cassette, or to request a sign language interpreter for the meeting,** call 981-6900 (voice) or 981-6903 (TDD); at least five working days notice will ensure availability.