



Police Review Commission (PRC)

**POLICE REVIEW COMMISSION**  
**REGULAR MEETING**  
**MINUTES**  
*(approved)*

**Wednesday, May 11, 2016**  
**7:00 P.M.**

South Berkeley Senior Center  
2939 Ellis Street, Berkeley

**1. CALL TO ORDER & ROLL CALL BY CHAIR PEREZVELEZ AT 7:11 P.M.**

Present: Commissioner George Perezvelez (Chair)  
Commissioner Terry Roberts (Vice Chair)  
Commissioner Alison Bernstein  
Commissioner Jerry Javier (left 9:30 p.m.)  
Commissioner George Lippman  
Commissioner Michael Sherman  
Commissioner Kad Smith  
Commissioner Ayelet Waldman (left 8:45 p.m.)  
Commissioner Ari Yampolsky

Absent: None

PRC Staff: Katherine J. Lee, PRC Officer

BPD Staff: Capt. Andy Greenwood (left 8:40 p.m.), Lt. Dan Montgomery, Sgt. Benjamin Cardoza, Sgt. Todd Sabins, Ofc. Marcus Dinkins

**2. APPROVAL OF AGENDA**

Commissioner Bernstein asked to withdraw Item 8.d. from the agenda.

**With the removal of Item 8.d., the agenda was approved by general consent.**

**3. PUBLIC COMMENT**

There were four speakers.

**4. APPROVAL OF MINUTES**

**Motion to approve Regular Meeting Minutes of April 27, 2016**

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

Ayes: Bernstein, Javier, Lippman, Perezvelez, Roberts, Sherman, Smith, Waldman,  
and Yampolsky.

Noes: None

Abstain: None

Absent: None

## 5. CHIEF OF POLICE'S REPORT

Capt. Greenwood reported on behalf of Chief Meehan:

- The budget is balanced this fiscal year but probably won't be the FY after that.
- Currently 169 sworn officers. Sending several to academy mid-summer.
- [Responding to a public commenter:] Pretty sure mobile crisis team has a number they give to consumers, so they can be reached directly. Re training: issue with CIT is access to spots in the 40-hour class. Ofc. Shannon always has a pool of officers ready to go to when spots open up. Shorter training in order to get everyone exposed. About 30% of dispatchers have attended a 2-day CIT training, and more will be sent as spots are available.

Questions/Remarks

- Thanks to the Chief for memo answering PRC's questions [4/4/16 memo; p. 23 of packet]. Also applaud BPD taking advantage of procedural justice training.
- [Responding to several comment/questions:] Yes, there has been a collapse in our mental health system; a huge issue for everyone, not just police. BPD is continuing to respond to calls and doing their part – making it safe. Trying to have as many officers as possible trained, so they can handle properly, but they are not care providers. City's Mental Health division will be adding staff, which will increase Mobile Crisis Team operating hours, but not sure it will be 24-hour coverage.

## 6. HEARING: BPD INVOLVEMENT IN OLD CITY HALL (LIBERTY CITY) ENCAMPMENT – DECEMBER 2015

- a. Presentation by Capt. Greenwood
- b. Statements by Liberty City participants and supporters
- c. Commissioner discussion and possible action

*Following a presentation by Capt. Greenwood and a statement from a Liberty City advocate, the rules were suspended by general consent for questions and answers. No Liberty City participants were present. No action taken.*

## 7. OLD BUSINESS (discussion & action)

- a. Letter to District Attorney regarding prosecution of Liberty City protesters.

**Motion to withdraw the letter to City Council, as the issue is moot.**

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

Ayes: Bernstein, Javier, Lippman, Perezvelez, Roberts, Sherman, Smith, Waldman, and Yampolsky.

Noes: None

Abstain: None

Absent: None

## 8. NEW BUSINESS (discussion & action)

- a. Proposed new General Order: Interactions With Individuals Identifying As Transgender

**Motion to accept the proposed General Order for the Berkeley Police Department regarding Interactions with Individuals Identifying as Transgender**

Moved/Seconded (Waldman/Smith) **Motion Carried**

Ayes: Bernstein, Javier, Lippman, Perezvelez, Roberts, Sherman, Smith, Waldman, and Yampolsky.

Noes: None

Abstain: None

Absent: None

- b. Proposed new General Order: Body-worn Cameras  
*(No proposal yet; see Subcommittee Report.)*
- c. Evaluation of "Protest 101" guide on BPD website.  
*The Commission discussed Commissioner Smith's evaluation and generally supported the protest guide; no formal action taken.*
- d. Formal designation of law enforcement and union representatives at PRC meetings.  
*(Item withdrawn.)*
- e. Prioritization of requests to BPD from PRC

**Motion to make the Right to Watch G.O. and the statistics from Internal Affairs in priority Group I, and the revisions to G.O. U-4 in priority Group II.**

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

Ayes: Bernstein, Javier, Lippman, Perezvelez, Roberts, Sherman, Smith, and Yampolsky.

Noes: None

Abstain: None

Absent: Waldman

## 9. CHAIR'S REPORT

Chair Perezvelez said the BART Citizen Police Review Board be funding his attendance at the NACOLE Conference Sept. 25 – 29 in Albuquerque, NM.

## 10. PRC OFFICER'S REPORT

- Screening of "Peace Officer" occurring now; former PRC Commissioner William White may be on the panel.
- Reminder: Juneteenth is Sunday, June 19<sup>th</sup>.
- Save the date: National Night out this year will be Tuesday, August 2<sup>nd</sup>.
- No new complaints filed since last meeting.

## 11. SUBCOMMITTEE REPORTS AND RECOMMENDATIONS (discussion & action)

- a. Body-Worn and Dash Cameras Subcommittee  
*(Heard following Item #11.d.)*  
  
Subcommittee close to wrapping up. Will meet May 16, and no need for full Commission meeting that date.
- b. General Orders C-64, etc. Subcommittee  
  
Subcommittee is moving along and may be done before the August break. Next meeting May 25 at 5:30 p.m.
- c. December 7 & 8 Investigation Subcommittee  
  
Today's meeting had to be canceled; need to reschedule. Will agendaize for full Commission how deeply it wants this Subcommittee to go.

- d. Transgender G.O. Subcommittee  
Consider dissolution of subcommittee  
(*Heard following Item #10.*)

**Motion to dissolve the Transgender General Order Subcommittee**

Moved/Seconded (Sherman/Roberts) **Motion Carried**

Ayes: Bernstein, Javier, Lippman, Perezvelez, Roberts, Sherman, Smith, and Yampolsky.

Noes: None

Abstain: None

Absent: Waldman

**12. ANNOUNCEMENTS, ATTACHMENTS & COMMUNICATIONS**

**13. PUBLIC COMMENT**

There were no speakers.

**14. ADJOURNMENT**

**The meeting was adjourned at 9:42 p.m. by general consent.**