



Police Review Commission (PRC)

DRAFT

**POLICE REVIEW COMMISSION  
REGULAR MEETING  
MINUTES**

**Wednesday, September 18, 2019  
7:00 P.M.**

South Berkeley Senior Center  
2939 Ellis Street, Berkeley

**1. CALL TO ORDER & ROLL CALL BY VICE-CHAIR ALLAMBY AT 7:02 P.M.**

Present: Commissioner George Perezvelez (Chair) (arrived 7:10 p.m.)  
Commissioner Gwen Allamby (Vice-Chair)  
Commissioner Michael Chang  
Commissioner LaMonte Earnest  
Commissioner Juliet Leftwich  
Commissioner Nathan Mizell  
Commissioner Mary Kay Lacey (temporary)

Absent: Commissioners Kitty Calavita, Elisa Mikiten, Ismail Ramsey

PRC Staff: Katherine J. Lee, PRC Officer

BPD Staff: Lt. Dave Lindenau, Sgt. Cesar Melero, Ofc. Daniel Morales (BPA)

**2. APPROVAL OF AGENDA**

**Motion to approve the agenda.**

Moved/Second (Leftwich/Chang) **Motion Carried**

Ayes: Allamby, Chang, Earnest, Leftwich, Mizell, and Lacey.

Noes: None      Abstain: None      Absent: Calavita, Mikiten, Ramsey,  
Perezvelez

**3. PUBLIC COMMENT**

There was 1 speaker.

#### **4. APPROVAL OF MINUTES**

##### **Motion to approve Regular Meeting Minutes of September 4, 2019.**

Moved/Second (Leftwich/Mizell) **Motion Carried**

Ayes: Allamby, Chang, Earnest, Leftwich, and Mizell.

Noes: None            Abstain: Lacey            Absent: Calavita, Mikiten, Ramsey, Perezvelez

#### **5. CHAIR'S REPORT**

No report.

#### **6. PRC OFFICER'S REPORT**

PRC Officer reported:

-- Spoke to Ms. Williams, whose policy complaint was rejected last week. She was pleased with the information the Chief provided and with the new property manager, and not upset about the complaint closure.

-- The Council Public Safety Policy Subcommittee met on Sept. 16, and is recommending that the Council amend the Surveillance Ordinance essentially banning the acquisition and use of face recognition technology, with narrow exceptions. Expected to be placed on the Council's Oct. 15 agenda.

-- Comm. Mikiten had a family emergency so Comm. Mizell will attend the NACOLE Conference next week.

-- Next PRC meeting will be in 3 weeks, Oct. 9.

-- At the Oct. 23 PRC meeting, Sgt. Fomby and Lt. Okies will do a presentation on SRT (Special Response Team) training.

#### **7. CHIEF OF POLICE'S REPORT**

No report.

Lt. Lindenau answered questions from commissioners.

#### **8. SUBCOMMITTEE REPORTS (discussion & action)**

Report of activities and meeting scheduling for all Subcommittees, possible appointment of new members to all Subcommittees, and additional discussion and action as noted for specific Subcommittees:

- a. Lexipol Policies Subcommittee – possible next meeting in 3 weeks.
- b. Probation & Parole Questioning Subcommittee – next meeting Oct. 8, 11:00 a.m.
- c. MOU Compendium Subcommittee – waiting on Chief's answers.
- d. Standard of Proof Subcommittee -- awaiting outcome of meet-and-confer.
- e. Use of Force Subcommittee – awaiting revised policy from BPD.

**9. OLD BUSINESS (discussion & action)**

- a. Review and approve the following Surveillance Use Policies and related reports and policies under Surveillance Technology Use & Community Safety Ordinance.
  - i. 1301 – Global Positioning System (GPS) Tracking Devices (Use Policy) and Appendix A (Acquisition Report), as revised following July 24, 2019 meeting.  
*(Item postponed to the next meeting.)*
- b. Lexipol Policies for review and approval.

<b>Lexipol #</b>	<b>G.O. (if any)</b>	<b>Title</b>
<b>301</b>	R-03	Use of Force Review Board
<b>329</b>	A-49	Major Incident Notification
<b>341</b>	V-08	Volunteer Program
<b>342</b>		Service Animals
<b>343</b>		Gun Violence Restraining Orders
<b>344</b>		Off-Duty Law Enforcement Actions
<b>347</b>	F-05	Firearms and Tactics Unit
<b>351</b>	T&IB 249	Second Response
<b>407</b>	X-01	Hostage and Barricade Incidents
<b>412</b>		Foreign Diplomatic and Consular Representatives

**Motion to send back to the Lexipol Subcommittee policies 301, 343, 344, and 351 to address the questions raised, and to accept Lexipol policies 329, 341, 342, 347, 407, and 412.**

Moved/Second (Allamby/Leftwich) **Motion Carried**

Ayes: Allamby, Chang, Earnest, Leftwich, Mizell, Perezvelez, and Lacey.

Noes: None                      Abstain: None                      Absent: Calavita, Mikiten, Ramsey

**10. NEW BUSINESS (discussion & action)**

- a. Draft 2018 PRC Annual Report for review and approval.

**Motion to approve the 2018 PRC Annual Report with insertion of the Chair’s letter, as corrected, the map, and updated figures on p. 25 [of the packet] from BPD**

Moved/Second (Allamby/Chang) **Motion Carried**

Ayes: Allamby, Chang, Earnest, Leftwich, Mizell, Perezvelez, and Lacey.

Noes: None                      Abstain: None                      Absent: Calavita, Mikiten, Ramsey

**11. ANNOUNCEMENTS, ATTACHMENTS & COMMUNICATIONS**

Tomorrow night at 7:00 p.m. at the Sports Basement, the City Manager will be at forum sponsored by a local Democratic club.

**12. PUBLIC COMMENT**

No speakers.

**13. ADJOURNMENT**

**Motion to adjourn the meeting.**

Moved/Second (Allamby/Lacey) **Motion Carried**

Ayes: Allamby, Chang, Earnest, Leftwich, Mizell, Perezvelez, and Lacey.

Noes: None            Abstain: None            Absent: Calavita, Mikiten, Ramsey

**The meeting was adjourned at 8:56 p.m.**