



Police Review Commission (PRC)

POLICE REVIEW COMMISSION REGULAR MEETING AGENDA

**April 9, 2014
7:00 P.M.**

South Berkeley Senior Center
2939 Ellis Street, Berkeley

1. CALL TO ORDER & ROLL CALL

2. APPROVAL OF AGENDA

3. PUBLIC COMMENT

(Speakers are generally allotted up to three minutes, but may be allotted less time if there are many speakers; they may comment on items on the agenda or any matter within the PRC's jurisdiction at this time.)

4. APPROVAL OF MINUTES

Regular Meeting of March 26, 2014.

5. CHIEF OF POLICE'S REPORT

Budget, Staffing, Training and Crime Updates.

6. OLD BUSINESS (discussion and action)

a. Recommendations (as further described in attached memo) to:

- 1) Review BPD's policy regarding referral of cases to the Alameda County District Attorney for prosecution.
- 2) Discuss possible responses by PRC to granting of petition for factual innocence.
- 3) Review staff determination that a PRC complaint is beyond the one-year statute of limitations and possible redress by the public.
- 4) Review role of the City attorney in precluding matters from being agendized because of concerns regarding potential liability.

From: Commissioner Bernstein



- b. Recommendation to request additional information from the BPD related to reporting requirement under Berkeley Municipal Code section 12.24.070 on enforcement of marijuana laws in the City of Berkeley. (Memo, BMC Ch. 12.74, and reports attached.)
From: Commissioner Bernstein
- c. Recommendations on proposed revisions to the PRC's Regulations. (TO BE DELIVERED.)
From: Regulations Subcommittee
- d. Rescheduling of presentations by City Mental Health Division and BPD Crisis Intervention from April 23, 2014, to May 14, 2014 meeting.
From: PRC Officer
- e. Correction of clerical error in General Order B-4 (Fair and Impartial Policing), which Commission voted to recommend to the City Manager at its March 26, 2014 meeting. (The reference to Calif. Penal Code section 13519.4(e) is wrong, and should be 13519.4(f).)
From: PRC Officer
- f. Consider dissolution of Fair and Impartial Policing Subcommittee.

7. NEW BUSINESS (discussion and action)

- a. Obtaining more complete and timely cooperation from the BPD in providing PRC investigators with copies of reports and interviews; and PRC's right to receive unredacted materials from the BPD.
From: Commissioner Bernstein
- b. Wearable video cameras for police officers: how to proceed on City Council's request to the PRC to investigate and report back on the usage of wearable video cameras (referral attached).

8. SUBCOMMITTEE REPORTS & RECOMMENDATIONS (discussion and action)

- a. Accreditation Subcommittee
Update/Schedule next meeting date.
- b. Drone Subcommittee
Update/Schedule next meeting date.
- c. Regulations Subcommittee
Update/Schedule next meeting date.
- d. Fair and Impartial Policing Subcommittee
Update, if needed.

9. PRC OFFICER'S REPORT

Status of Complaints; announcements.

10. ANNOUNCEMENTS, ATTACHMENTS & COMMUNICATIONS

Attached.

11. PUBLIC COMMENT

(Speakers are generally allotted up to three minutes, but may be allotted less time if there are many speakers; they may comment on items on the agenda at this time.)

Closed Session

12. VOTE ON WHETHER TO ACCEPT LATE-FILED COMPLAINT.

Complaint # 2348 (continued from March 12 and March 26, 2014 meetings).

End of Closed Session

13. ANNOUNCEMENT OF VOTE RESULTS FROM CLOSED SESSION

14. ADJOURNMENT

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SB 343 Disclaimer

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Contact the Police Review Commission at (510) 981-4950 or prc@cityofberkeley.info.