



Police Review Commission (PRC)

POLICE REVIEW COMMISSION
REGULAR MEETING
MINUTES

Wednesday, May 8, 2013
7:00 P.M.

South Berkeley Senior Center
2939 Ellis Street, Berkeley

1. CALL TO ORDER & ROLL CALL BY VICE CHAIRPERSON ROGERS AT 7:10 P.M.

Present: Vice Chair Ann Rogers
Commissioner Barbara Allen
Commissioner Marco Amaral
Commissioner George Perezvelez
Commissioner Michael Sherman
Commissioner William White

Absent: Chairperson Kiran Shenoy, Commissioner Veena Dubal and
Commissioner Seth Morris

PRC Staff: Lucinda Simpson, PRC Officer

BPD Staff: Chief Meehan, Sgt. Ross, Sgt. Smith, Sgt. Stines, Officer Bartalini

2. APPROVAL OF AGENDA

The agenda was approved

3. PUBLIC COMMENT

2 public comments.

4. APPROVAL OF MINUTES

a. Motion to approve minutes of Regular Meeting of April 24, 2013

Moved/Seconded (Perezvelez/Allen) **Motion Carried**

Ayes: Allen, Amaral, Perezvelez, Rogers, Sherman and White.

Noes: none Abstain: none

Absent: Dubal, Morris and Shenoy

b. Motion to approve minutes of Special Meeting of May 1, 2013

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

Ayes: Amaral, Rogers, Sherman and White.

Noes: none Abstain: Allen and Perezvelez

Absent: Dubal, Morris and Shenoy

5. CHIEF OF POLICE'S REPORT

Budget, staffing, training, and crime updates.

Berkeley Police Department (BPD) is looking at a 1 million dollar budget reduction and is considering reducing parking enforcement officers. The department is staffed with 28 public safety officers, which is down by 4. Crime overall is up this year.

6. NEW BUSINESS (discussion and/or action)

- a. Adoption of 2012 statistical report.

Motion to postpone vote on item 6.a.

Moved/Seconded (White/Amaral) **Motion failed**

Ayes: Amaral and White

Noes: Allen, Perezvelez, Rogers and Sherman Abstain: none

Absent: Dubal, Morris and Shenoy

Motion to approve the 2012 statistical report as submitted.

Moved/Seconded (Allen/Perezvelez) **Motion Carried**

Ayes: Allen, Amaral, Perezvelez, Rogers, and Sherman.

Noes: White Abstain: none Absent: Dubal, Morris and Shenoy

- b. Review and possible changes to appointments for existing subcommittees.

Vice Chair Rogers accepted Commissioner Amaral's resignation from the 40th Anniversary subcommittee.

7. OLD BUSINESS (discussion and/or action)

- a. Consideration of whether to send a recommendation to the City Manager requesting meet and confer process in order to change the standard of review for Board of Inquiry hearings from "clear and convincing" to "preponderance."

By consensus the item was carried over given the absence of Commissioner Dubal.

- b. Consideration of incident specific policy review of 2/12/13 in-custody death case.

Motion to allow a member of the public to provide comments about Item 7.b.

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

Ayes: Amaral, Rogers, Sherman and White.

Noes: Perezvelez Abstain: Allen Absent: Dubal, Morris, and Shenoy

Motion to table the item.

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

Ayes: Allen, Amaral, Dubal, Morris, Perezvelez, Rogers, Sherman and White.

Noes: none Abstain: none Absent: Dubal, Morris, Perezvelez and Shenoy

- c. Consideration of whether to review BPD's policies on the use of wraps and spit hoods and whether such policy review can be case specific as to an incident on March 13, 2013.
From: Commissioner Morris

Motion to table the item.

Moved/Seconded (Allen/Amaral) **Motion Carried**

Ayes: Allen, Amaral, Rogers, Sherman and White.

Noes: none

Abstain: none

Absent: Dubal, Morris, Perezvelez
and Shenoy

Commissioner Amaral requested that staff place an item on the agenda for the next regular meeting for consideration of whether to review BPD policies regarding wraps and spit hoods.

- d. Berkeley Police Officer Association's recent survey on use of Tasers.
From: Commissioner Perezvelez

By consensus the matter was carried over given the absence of Commissioner Perezvelez.

8. SUBCOMMITTEE REPORTS & RECOMMENDATIONS

A. Accreditation Subcommittee

The subcommittee met and completed review of 4 policies. (322, 328, 330 and 332)
The next meeting date is to be determined.

B. PRC 40th Anniversary Subcommittee

The last meeting was cancelled and will tentatively be rescheduled for May 23rd at 6 p.m.

C. Outreach Subcommittee

The next meeting is scheduled for May 13, 2013

D. Drones Subcommittee (for review of proposed resolution from City Council on drones).

The last meeting was cancelled and the new meeting date is to be determined.

E. Mutual Aid Pact Subcommittee

First meeting scheduled for May 22, 2013

9. PRC OFFICER'S REPORT

There are 11 open complaint cases

10. ANNOUNCEMENTS, ATTACHMENTS & COMMUNICATIONS

Attached.

11. ADJOURNMENT

Meeting was adjourned at 9:25 p.m.

Commissioner Perezvelez departed at 8:45 p.m.

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