

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT
300 Lakeside Drive, P.O. Box 12688, Oakland, CA 94604-2888

BART Police Citizen Review Board
Monday, February 13, 2017

A regular meeting of the BART Police Citizen Review Board (BPCRB) was held on Monday, February 13, 2017 convening at 4:00 p.m. in the BART Board Room, 344 20th Street, Oakland, California.

Members Present: Chairperson Cydia Garrett, Vice Chairperson David Rizk, Benjamin Douglas, Cathryn Freitas, William White, Darren White, Bob Maginnis, Les Mensinger, Sharon Kidd, George Perezvelez, and Richard Knowles.

BART Staff: BART Police Department (BPD) Acting Chief Jeffrey Jennings, Deputy Chief Lance Haight, BPD Acting Deputy Chief Ed Alvarez, BPD Lieutenant Paul Kwon, BPD Acting Lieutenant Chris Vogan, BPD Sergeant Carolyn Perea, BPD Officer Shaunte Barnes, BPD Officer Shane Reiss, BPD Employee Matthew Cromer, Independent Police Auditor Russell Bloom, Independent Police Investigator Patrick Caceres, Senior Administrative Analyst Sarah Celso.

Others Present: Director Robert Raburn, Aaron Zisser, Kelley Cutler, Gilda Baker, Oscar Salinas, Deana Abello, Tiny, Tibu Garcia, Amir, Tristen, Ziair, Jennifer Friedenbach, Dayton Andrews, Leigh Davenport, and Reginald Moore.

Agenda items discussed:

- 1. Call to Order.**
The regular meeting was called to order at 4:08 p.m. by Chairperson Cydia Garrett.
- 2. Call for Quorum.**
Cydia Garrett, Benjamin Douglas, Cathryn Freitas, William White, Darren White, Bob Maginnis, Les Mensinger, Sharon Kidd, George Perezvelez and Richard Knowles were present, amounting to a quorum.
- 3. Pledge of Allegiance Recital.**
The pledge of allegiance was recited.
- 4. Approval of Minutes of Prior Board Meeting. For Discussion and Action.**
A motion to approve the minutes of the prior BPCRB meeting was made by Mr. Perezvelez and seconded by Ms. Kidd. The motion passed with nine votes in favor and one abstention.
- 5. General Discussion and Public Comment. Limited to 3 minutes per speaker.**
A motion to adjourn the meeting in honor of the late retired Berkeley Police Department Chief of Police and former Interim BPD Chief of Police Daschel Butler was made by

Mr. W. White and seconded by Mr. Perezvelez. The motion passed unanimously.

No public comment.

Mr. Rizk entered the meeting.

6. BPCR B Training Program.

(This was originally Item #7 on the Agenda.)

a. Bias-Based Policing

Sergeant Perea and Officer Barnes presented BPD's Bias-Based Policing training and they answered questions from the BPCR B.

Acting Chief Jennings and Deputy Chief Haight discussed this item and they answered questions from the BPCR B.

7. BPD Use of Force Policy Revision Subcommittee Update. For Discussion and Action.

(This was originally Item #6 on the Agenda.)

Vice Chairperson Rizk provided an update of the subcommittee's progress on the BPD Use of Force Policy Revision.

Mr. Bloom addressed the BPCR B.

Matthew Cromer addressed the BPCR B.

Jennifer Friedenbach addressed the BPCR B.

Deana Abello addressed the BPCR B.

A representative from Poor Magazine addressed the BPCR B.

Tibu Garcia addressed the BPCR B.

Oscar Salinas addressed the BPCR B.

Leigh Davenport addressed the BPCR B.

Kelley Cutler addressed the BPCR B.

The BPCR B endeavors to have the BPD Use of Force Policy Revision available for review at the next BPCR B meeting.

No action was taken.

8. Chief of Police's Report. For Discussion and Action.

a. BPD Monthly Report

BPD Monthly Reports for November 2016 and December 2016 were distributed to the BPCRB. Acting Chief Jennings and Deputy Chief Haight answered questions from the BPCRB.

Acting Chief Jennings stated that he will continue to work with the BPCRB Subcommittee on the BPD Use of Force Policy Revision. He mentioned the most recent COPS Unit community outreach events at Old Man's Park in Oakland on January 28th, and most recently on February 13th at Oakland's Elizabeth House, STAND! For Families Free of Violence in Richmond, and Ruby's Place in Hayward. Acting Chief Jennings also encouraged the BPCRB and interested groups to attend BPD trainings.

A motion to extend the meeting to 6:20 p.m. was made by Mr. Mensinger and seconded by Ms. Kidd. The motion passed unanimously.

9. Independent Police Auditor's Report. For Discussion and Action.

a. Policy Recommendation of BPD Policy 453 – Aggressive Panhandling
(This was originally Item #9b on the Agenda.)

Mr. Bloom discussed this item and answered questions from the BPCRB.

Dayton Andrews addressed the BPCRB.

Deputy Chief Haight discussed this item and answered questions from the BPCRB.

Acting Chief Jennings discussed this item.

A motion to extend the meeting to 6:30 p.m. was made by Mr. Rizk and seconded by Mr. Mensinger. The motion passed with 10 votes in favor and one opposed.

Mr. D. White exited the meeting.

A motion to accept the Policy Recommendation of BPD Policy 453 – Aggressive Panhandling as presented by OIPA was made by Mr. Rizk and seconded by Mr. Perezvelez. The motion passed unanimously.

A motion to extend the meeting to 6:40 p.m. was made by Mr. Mensinger and seconded by Ms. Kidd. The motion passed unanimously.

b. Office of the Independent Police Auditor's (OIPA) Monthly Report
(This was originally Item #9a on the Agenda.)

Mr. Bloom presented OIPA's January 2017 Monthly Report. Mr. Bloom and Deputy Chief Haight answered questions from the BPCRB.

10. Adjournment.

Chairperson Garrett called for the meeting to be adjourned in honor of the late retired Berkeley Police Department Chief of Police and former Interim BART Police Department Chief of Police Daschel Butler.

The meeting was adjourned at approximately 6:34 p.m.