

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

BART Police Citizen Review Board
Monday, June 12, 2017

A regular meeting of the BART Police Citizen Review Board (BPCRB) was held on Monday, June 12, 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, Les Mensinger, Sharon Kidd, George Perezvelez, and Richard Knowles.

BART Staff: BART Police Department (BPD) Chief Carlos Rojas, BPD Deputy Chief Lance Haight, BPD Acting Lieutenant Chris Vogan, BPD Officer Shane Reiss, Independent Police Auditor Russell Bloom, Independent Police Investigator Patrick Caceres, and Senior Administrative Analyst Sarah Celso.

Others Present: Director Robert Raburn, Director John McPartland, Jennifer Friedenbach, Courtney Brown, Dale Smith, David Elliott Lewis, Alex Post, Lia Salaverry, Cephus Johnson, and Gilbert Bernstein.

Agenda items discussed:

- 1. Call to Order.**
The regular meeting was called to order at 4:05 p.m. by Chairperson Cydia Garrett.
- 2. Call for Quorum.**
Chairperson Cydia Garrett, Vice Chairperson David Rizk, Benjamin Douglas, Cathryn Freitas, Les Mensinger, Sharon Kidd, George Perezvelez, Richard Knowles, and William White 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 was seconded by Mr. Mensinger. The motion passed unanimously.
- 5. General Discussion and Public Comment. Limited to 3 minutes per speaker.**
No general discussion. No public comment.
- 6. Chairperson's Report. For Discussion and Action.**
 - a. BPCRB Election in July**

Chairperson Garrett reminded the BPCRB about the upcoming election for Chair and Vice Chair at next month's BPCRB meeting.

b. 2017 Quarter 2 BPCRB Board of Directors Report Submissions

Chairperson Garrett reminded the BPCRB to make their submissions for the 2017 Quarter 2 BPCRB Board of Directors Report by June 30, 2017.

c. August National Night Out

Chairperson Garrett reminded the BPCRB about National Night Out on August 7, 2017 and encouraged their participation.

d. National Association for Civilian Oversight of Law Enforcement (NACOLE) Annual Conference Attendance

Chairperson Garrett announced that Ms. Kidd, Mr. Mensinger and Mr. Perezvelez will attend the NACOLE Annual Conference in September.

7. BPCRB Training Program. (The curriculum to be addressed will not satisfy AB 1234 training requirements for legislative body members.)

a. BPD Policy 467 – Homeless Persons (Coalition on Homelessness)

Jennifer Friedenbach, Executive Director from the Coalition on Homelessness and the San Francisco Police Department (SFPD) Mental Health Working Group, made a presentation about the Crisis Intervention Team (CIT) in San Francisco, and answered questions from the BPCRB.

Courtney Brown, Hotline Director from San Francisco Suicide Prevention, spoke to the BPCRB about their involvement with the Crisis Intervention Team.

Mr. D. White entered the meeting.

David Elliott Lewis, Board Member of the San Francisco Mental Health Board, Board Member of the National Alliance on Mental Illness San Francisco, Member of the San Francisco Community Housing Partnership, CIT Trainer and part of the SFPD Mental Health Working Group that designs the CIT Training, discussed the CIT training and he touched upon the planning and various components that are involved in the training.

Mr. Caceres addressed the BPCRB.

8. California Assembly Bill 748. For Discussion and Action.

Mr. Mensinger introduced this item. The BPCRB discussed this item.

Chief Rojas addressed the BPCRB.

No action was taken.

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

a. BPD Monthly Report

Chief Rojas presented the BPD Monthly Report for April 2017 and Chief Rojas and Deputy Chief Haight answered questions from the BPCRB.

b. Update Regarding BPD Policy 300 – Use of Force Policy Revision

Chief Rojas provided an update regarding this item.

The BPCRB discussed this item.

Cephus Johnson addressed the BPCRB.

Gilbert Bernstein addressed the BPCRB.

Alex Post addressed the BPCRB.

c. Update Regarding Safe Transit Policy

Chief Rojas provided an update regarding this item and answered questions from the BPCRB.

Deputy Chief Haight answered a question from the BPCRB.

d. Update Regarding Memorandum of Understanding with the Joint Terrorism Task Force

Chief Rojas provided an update regarding this item.

e. Update Regarding Measures to Combat Fare Evasion

This item was tabled and will be put on the agenda at a future meeting.

f. Update Regarding BPD Policy 453 – Aggressive Panhandling

Mr. Bloom provided background and an update regarding this item.

Chief Rojas discussed this item.

Director Raburn addressed the BPCRB.

A motion to accept revisions to BPD Policy 453 – Aggressive Panhandling to conform with any prohibition of solicitation within 30 feet of ticket vending machines as proposed by Director Raburn was made by Mr. Perezvelez and seconded by Mr. D. White. The motion passed unanimously.

Director McPartland addressed the BPCRB.

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

a. OIPA Monthly Report

Mr. Bloom presented the OIPA's May 2017 Monthly Report.

b. Update on BPCRБ member appointments for ratification by the BART Board of Directors

Mr. Bloom stated that the BPCRБ member appointments for the even numbered districts and the BPOA/BPMA were ratified by the BART Board of Directors at their last meeting.

11. Closed Session.

a. To Consider Public Employee Discipline/Dismissal/Release in Office of the Independent Police Auditor Case #17-06. Govt. Code §54957

The BPCRБ reconvened in open session at 5:50 p.m., and Chairperson Garrett announced the votes taken during the closed session with regards to items #17-06. The BPCRБ voted unanimously to accept the findings reached by OIPA.

Mr. Douglas exited the meeting.

12. Adjournment.

A motion to adjourn the meeting was made by Mr. Mensinger and was seconded by Ms. Kidd. The motion passed unanimously.

The meeting was adjourned at approximately 5:52 p.m.