

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

Citizen Review Board
Minutes of the 49th Meeting
Monday, May 11, 2015

A regular meeting of the Citizen Review Board (CRB) was held on Monday, May 11, 2015, convening at 4:00 p.m. in the BART Board Room, 344 20th Street, Oakland, California.

Members Present: Chairperson Sharon Kidd, Vice Chairperson Les Mensinger, Ken Jones, Douglas Hambleton, William White, George Perezvelez, Sukari Beshears, Richard Knowles, Cydia Garrett and Benjamin Douglas

Members Absent: Darren White

BART Staff: BART Police Department (BPD) Deputy Chief Janeith Glenn-Davis, BPD Lieutenant Lance Haight, Independent Police Auditor Mark P. Smith, Independent Police Investigator Russell Bloom and Independent Police Senior Administrative Analyst Anita Grayson

Agenda items discussed:

- 1. Call to Order.**
The regular meeting was called to order at 4:07 p.m. by Ms. Kidd.
- 2. Call for Quorum.**
Sharon Kidd, Les Mensinger, Doug Hambleton, Ken Jones, Cydia Garrett, Richard Knowles, George Perezvelez, Benjamin Douglas, and Sukari Beshears were present, amounting to a quorum.
- 3. Pledge of Allegiance Recital.**
The pledge of allegiance was recited.
- 4. Public Comment on Items 5 through 11 Only.**
No public comment.
- 5. Approval of Minutes of Prior Board Meeting. For Discussion and Action.**
A motion to approve the minutes of the previous board meeting was made by Mr. Hambleton and seconded by Ms. Beshears. The motion passed with 8 votes in favor and 1 abstention.

6. Review of Draft 2015 Quarter 1 Citizen Review Board Report to the BART Board of Directors. For Discussion and Action.

A motion to approve the draft quarterly report from the CRB to the BART Board of Directors was made by Mr. Mensinger and seconded by Mr. Douglas. The motion passed unanimously.

7. Chairperson's Report. For Discussion and Action.

Ms. Kidd introduced an upcoming outreach event and discussed some recent emails addressed to the CRB. Mr. Jones requested that a representative from the American Civil Liberties Union be invited to address the CRB at a future meeting.

Mr. W. White entered the meeting.

No action taken.

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

Deputy Chief Glenn-Davis introduced upcoming outreach events and encouraged the CRB to attend. Mr. Perezvelez requested an update on the policy recommendation to BPD addressing interactions with transgender individuals.

No action taken.

9. Production of an Informational Pamphlet to Guide Youth on Interactions with Police (Continued from March 9, 2015 meeting). For Discussion and Action.

Ms. Garrett distributed a draft handout and requested any comments on the draft be sent to her via email. Ms. Kidd indicated that the matter would be discussed further at the next CRB meeting.

No action taken.

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

a. Policy Recommendation for BART Police Department Policy 1053 – Business Cards and Trading Cards (Continued from April 13, 2015 meeting).

Mr. Bloom provided an update on the policy recommendation, received comments from the CRB, and answered questions from the CRB. Deputy Chief Glenn-Davis commented on the recommendation as well.

b. Office of the Independent Police Auditor's Monthly Report.

Mr. Smith presented the Office of the Independent Police Auditor's (OIPA's) monthly report and answered questions from the CRB.

The CRB recessed at 4:45 p.m. and then convened in closed session at 4:50 p.m. to address the next agenda item.

11. Closed Session.

a. To Consider Public Employee Discipline/Dismissal/Release in Office of the Independent Police Auditor Case #14-53.

Govt. Code §54957

A motion to agree with the findings reached by OIPA was made by Mr. W. White and seconded by Mr. Mensinger. The motion passed unanimously.

b. To Consider Public Employee Discipline/Dismissal/Release in Office of the Independent Police Auditor Case #14-67.

Govt. Code §54957

A motion to table this item was made by Mr. Hambleton and seconded by Mr. Mensinger. The motion passed unanimously.

c. To Consider Public Employee Discipline/Dismissal/Release in Office of the Independent Police Auditor Case #14-73.

Govt. Code §54957

A motion to agree with the findings reached by OIPA was made by Mr. Douglas and seconded by Mr. Perezvelez. The motion passed with 6 votes in favor and 4 abstentions.

During the closed session, a motion to extend the meeting by 15 minutes was made by Mr. Douglas and seconded by Mr. Knowles. The motion passed unanimously.

The CRB reconvened in open session at approximately 6:10 p.m. Ms. Kidd announced the votes that were taken during the closed session. Mr. Douglas, Mr. Hambleton, and Mr. Perezvelez requested information from BPD regarding its policies and practices on the use of mobile video recorders. Mr. Douglas asked about a recent law enforcement action involving BPD that was reported on in the media.

A motion to extend the meeting by 15 minutes was made by Mr. Mensinger and seconded by Mr. Douglas. The motion passed unanimously.

Ms. Garrett requested information from BPD regarding the progress of a study on fare evasion at BART.

12. General Discussion and Public Comment. Limited to 3 minutes per speaker.

13. Adjournment.

A motion to adjourn the meeting was made by Mr. Perezvelez and seconded by Mr. Mensinger. The motion passed unanimously. The meeting was adjourned at approximately 6:16 p.m.