

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

BART Police Citizen Review Board
Monday, August 14, 2017

A regular meeting of the BART Police Citizen Review Board (BPCRB) was held on Monday, August 14, 2017 convening at 4:00 p.m. in the BART Board Room, 344 20th Street, Oakland, California.

Members Present: Chairperson George Perezvelez, Vice Chairperson William White, Kenneth Loo, Cathryn Freitas, Bob Maginnis, Cydia Garrett, Les Mensinger, Aman Sebahtu, and David Rizk.

BART Staff: BART Police Department (BPD) Chief Carlos Rojas, BPD Deputy Chief Lance Haight, Lieutenant Paul Kwon, BPD Officer Shane Reiss, District Secretary Kenneth Duron, Independent Police Auditor Russell Bloom, Independent Police Investigator Patrick Caceres, and Senior Administrative Analyst Sarah Celso.

Others Present: Director Debora Allen, Director John McPartland, Director Robert Raburn, Director Lateefah Simon, Emeryville Chief of Police Jennifer Tejada, BJ Henry, Ben Douglas, Cephus Johnson, and Aaron Zisser.

Agenda items discussed:

Before the meeting was called to order, Kenneth Loo and Aman Sebahtu were officially sworn in as BPCRB Members by District Secretary Kenneth Duron.

- 1. Call to Order.**
The regular meeting was called to order at 4:08 p.m. by Chairperson George Perezvelez.
- 2. Call for Quorum.**
Chairperson George Perezvelez, Vice Chairperson William White, Kenneth Loo, Bob Maginnis, Les Mensinger, Cydia Garrett, Aman Sebahtu, and David Rizk 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. Maginnis and seconded by Mr. Mensinger. The motion passed with five in favor, three abstentions and zero against.

5. Introduction of New BPCRB Members Kenneth Loo and Aman Sebahtu and Oath of Office.

(The Oath of Office for Mr. Loo and Mr. Sebahtu was conducted before the meeting was called to order.)

(This item was formerly Item #6 on the Agenda.)

Chairperson Perezvelez welcomed Mr. Loo and Mr. Sebahtu to the BPCRB.

Mr. Loo gave a brief statement about himself.

Mr. Sebahtu gave a brief statement about himself.

6. Presentation of Certificate of Appreciation to Ben Douglas for Service as a BPCRB Member.

(This item was formerly Item #5 on the Agenda.)

Ms. Freitas entered the meeting.

Chairperson Perezvelez presented Mr. Douglas with a Certificate of Appreciation for his service as a BPCRB Member and expressed his appreciation to Mr. Douglas. Vice Chairperson Mr. W. White, Ms. Garrett, Mr. Mensinger, Mr. Rizk, and Ms. Freitas expressed their appreciation to Mr. Douglas for his service.

Mr. Douglas shared his thoughts and reflections.

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

Cephus Johnson addressed the BPCRB.

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

- a. Mindful Policing – Presentation by Emeryville Chief of Police, Jennifer Tejada. Chief Tejada and BJ Henry made a presentation about Mindful Policing and answered questions from the BPCRB.

9. Oversight System Evaluation Report. For Discussion and Action.

Aaron Zisser provided a review of the process for the Oversight System Evaluation Report and categorized the recommendations in the report. Mr. Zisser answered questions from the BPCRB.

The BPCRB discussed this item.

A motion to convene a special work session before the next month's BPCRB meeting, to include various stakeholders, so that they may discuss and prioritize the recommendations in the Oversight System Evaluation Report was made by

Mr. Mensinger and was seconded by Vice Chairperson W. White. After further discussion, no action was taken on this motion.

A motion to extend the meeting to 6:30 p.m. was made by Mr. Mensinger and it was seconded by Ms. Garrett. The motion passed unanimously.

Mr. Bloom addressed the BPCRB and answered questions from the BPCRB.

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

Director Allen addressed the BPCRB.

A motion to extend the meeting to 6:45 p.m. was made by Mr. Mensinger and it was seconded by Mr. Rizk. The motion passed with seven in favor, one abstention and one against.

This item will be agendized for the next month's meeting for further discussion.

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

(This item was skipped.)

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

Chief Rojas welcomed Mr. Loo and Mr. Sebahtu to the BPCRB. He thanked the members of the BPCRB and the staff from the Office of the Independent Police Auditor (OIPA) that attended National Night Out.

a. BPD Monthly Report.

The BPD Monthly Report for June 2017 was distributed to the BPCRB and Chief Rojas answered questions from the BPCRB.

b. Timeline and Implementation Steps for the New Use of Force General Order.

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

Ms. Garrett exited the meeting.

A motion to extend the meeting to 7:00 p.m. was made by Mr. Mensinger and was seconded by Mr. Rizk. The motion passed with six votes in favor and two against.

Ms. Freitas exited the meeting.

Mr. Rizk exited the meeting.

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

a. OIPA Monthly Report

The OIPA Monthly Report for June was not finished in time for this meeting. Mr. Bloom will distribute it to the BPCRB once it is completed.

b. National Night Out Attendance Report.

Mr. Caceres provided a National Night Out Attendance Report to the BPCRB.

13. Adjournment.

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

The meeting was adjourned at approximately 6:52 p.m.