

Date: January 9, 2017
To: BART Board of Directors
From: BART Police Citizen Review Board
Cydia A. Garrett, Chairperson
Subject: Quarterly Report to Board of Directors

This quarterly report from the BART Police Citizen Review Board (BPCRB) to the BART Board of Directors covers the BPCRB's most significant activities for October, November and December 2016.

BART Police Citizen Review Board Members:

Benjamin L. Douglas	District 1
Catherine Freitas	District 2
William White	District 3
Darren White	District 4
Bob Maginnis*	District 5
Les Mensinger	District 6
Sharon Anne Kidd	District 7
David Rizk (Vice Chairperson)	District 8
George Perezvelez	District 9
Cydia A. Garrett (Chairperson)	Public-At-Large
Richard Knowles	BART Police Officers and Managers Associations

*Bob Maginnis was sworn in at the October 17, 2016 meeting

Meetings:

The BPCRB normally meets in the district boardroom at 4 pm on the second Monday of the month. Meeting agendas and minutes are posted on the district website and can be found at www.bart.gov/about/bod/meetings.aspx. The regular agenda items include monthly oral reports by BART Chief of Police Kenton Rainey and Independent Police Auditor Russell Bloom. Mr. Bloom also presents the BPCRB with a written monthly report, which can be found on the Auditor's webpage at www.bart.gov/policeauditor.

At the November 14, 2016 meeting, a motion was approved with 9 votes in favor and 1 abstention to make audio recordings available to the public effective January 1, 2017. The feasibility of audio recordings is still under review.

Primary Duties and Responsibilities

The Citizen Oversight Model lists several primary duties and responsibilities for the BPCRB. The general topic headings below describe the BPCRB activities related to these tasks:

Receiving complaints, reviewing investigative reports and making recommendations for corrective action.

The Independent Auditor has received a number of complaints, which are being investigated. During the quarter, the OIPA presented one case to the BPCRB.

At the regular meeting in November, the BPCRB met in closed session and voted 8 in favor, 2 against to accept the OIPA's recommendations regarding the findings in case #16-25.

Recommendations on Procedures, Practices and Training

At the December 12, 2016 meeting, the BPCRB had a very brief discussion regarding the BPD Use of Force Policy Revision.

Reporting

This is the twentieth formal written report to the Board of Directors.

Monitor Study Recommendations

N/A

COMMUNITY OUTREACH AND OTHER ACTIVITIES

Sharon Kidd attended the Willie Brown, Jr. Institute on Politics & Public Service Breakfast on October 31, 2016.

Sharon Kidd attended the Oakland Police Department Holiday Open House at the Eastmont Police Substation on December 1, 2016.

Sharon Kidd attended California Assembly Member Tony Thurmond's Forum to Address Hate Crimes, Intimidation and Harassment on December 10, 2016

Les Mensinger attended the Fremont City Council swearing in ceremony on December 13, 2016.

Cydia Garrett, Sharon Kidd and Les Mensinger attended Chief Rainey's Retirement Luncheon on December 15, 2016.

Les Mensinger attended BART PD's "Shop with a Cop" at the San Leandro Wal Mart on December 15, 2016.

Les Mensinger attended the BART Police Department Awards Ceremony on December 20, 2016.

Sharon Kidd and Russell Bloom attended a press conference on December 21, 2016 at the San Francisco Public Defender's Office

Training

During the quarter, the following trainings were received:

October – Officer-Involved Shootings and In-Custody Death Investigations

December– Bias-Based Policing/Racial Profiling

Participation in Oral Boards

Les Mensinger and Richard Knowles participated on the BART PD Dispatcher interview panels on November 17 and November 19, 2016, respectively.

David Rizk participated in interviews of BPD Deputy Chief candidates as part of the stakeholder panel.