

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

300 Lakeside Drive, P.O. Box 12688, Oakland, CA 94604-2888

Citizen Review Board Minutes of the 9th Meeting Monday, January 9, 2012

A regular meeting of the Citizen Review Board was held on Monday, January 9, 2012, convening at 9:04 a.m. in the Board Room, 344 20th Street, Oakland, California.

Members Present: Sue Angeli, George Perezvelez, Sharon Kidd, Les Mensinger, Douglas Hambleton, Peter Barnett, Benjamin Douglas, Sukari Beshears and William White

Members Absent: Jennifer Scaife and Ken Jones

BART Staff: Independent Police Auditor Mark P. Smith, BART Police Chief Kenton Rainey, BART Deputy Police Chief, Jan Glenn-Davis, BART Police Lt. Andy Alkire, BART Police Officer Carolyn Perea and Senior Staff Assistant, Anita Grayson

Agenda Items discussed:

- 1. Call to Order.**
The regular meeting was called to order at 9:04 a.m. by George Perezvelez, Board Chairperson.
- 2. Call for Quorum.**
Sue Angeli, Sharon Kidd, Les Mensinger, Douglas Hambleton, Peter Barnett, Sukari Beshears, Benjamin Douglas and George Perezvelez were present, amounting to a quorum. William White joined the meeting at a later point in time.
- 3. Recital of Pledge of Allegiance.**
The pledge of allegiance was recited.
- 4. Public Comment on Items 5 through 9 only.**
There were no public comments. Ms. Angeli made a request to adjourn today's meeting in honor of BART Police Sgt. Dan O'Connor, who passed away on December 31, 2011.
- 5. Approval of Minutes of Prior Board Meetings. For Action.**
Motion was made by Mr. Douglas and seconded by Ms. Kidd to approve the minutes of the December 12th meeting. 7 yes, 1 abstention. Motion passed.

- 6. Independent Police Auditor Report. For Discussion and Action.**
Mark Smith discussed the recent participation of the OIPA in a “meet and greet” at a BART station to introduce patrons to the OIPA. He then updated the Citizen Review Board members on his monthly report for December 2011. After discussion, the Citizen Review Board expressed concerns, made suggestions and comments.
- 7. Chief of Police Report. For Discussion and Action.**
Chief Rainey introduced Lt. Andy Alkire of the BART Police Department who presented an update on the department’s Policies and Procedures provided by Lexipol. Officer Carolyn Perea of BART’s Police Personnel Training Unit presented an update on training. Chief Rainey presented the department’s discipline philosophy and practices. After discussion, the Citizen Review Board made a few comments.

Mr. Douglas made a motion to extend the meeting for 30 minutes and was seconded by Mr. Mensinger. 8 yes, 1 abstention. Motion passed.
- 8. Discussion of Potential Amendment to CRB Bylaws. For Discussion and Action.**
Chairperson Perezvelez introduced a proposal to amend *Article III Members, Section 2 Vacancies* of the CRB Bylaws by deleting the sentence, “A newly appointed member shall serve for the remainder of the term of the member whose position was vacant.” Ms. Angeli made a motion to approve the amendment and was seconded by Ms. Kidd. The CRB discussed their concerns and Chairperson Perezvelez brought the matter to vote. 8 yes, 1 abstention. Motion passed.
- 9. (Continued from the December 12, 2011 meeting) Review of Revisions to BART Police Department Policies. For Discussion and Action.**
Mr. Barnett made a motion to reflect the CRB’s acknowledgment of its receipt of revisions to the BART Police Department policies and procedures, and he was seconded by Mr. Hambleton. 9 yes, motion passed.
- 10. General Discussion and Public Comment. Limited to 3 Minutes per Speaker.**
BART Board President John McPartland introduced himself to the CRB members. He spoke briefly and expressed his gratitude to the members for serving on the Board. Mr. Hambleton suggested that a future meeting should be reserved for discussion of the NOBLE report and the Police Department’s implementation matrix. Chairperson Perezvelez suggested a presentation on Internal Affairs’ and OIPA’s policies and procedures. Mr. Smith will send all CRB members both electronic and hard copies of the NOBLE Report and the latest version of the Department’s Matrix for future discussion.

11. Adjournment.

Ms. Angeli made a motion to adjourn the meeting in honor of BART's Police Sgt. O'Connor who passed away on December 31, 2011 and Mr. Hambleton seconded. 9 yes, motion passed. Meeting adjourned at 11:29 a.m.