A regular meeting of the BART Police Citizen Review Board (BPCRB) was held Monday, May 11, 2020, convening at 4:01 p.m. via teleconference, pursuant to Governor Gavin Newsom’s Executive Order N-29-20 and the California Shelter-in-Place mandate. The meeting was called to order by Chairperson David Rizk; Mag Tatum, Recording Secretary.

Chairperson Rizk gave instructions on the virtual meeting, accessing presentation materials online, Public Comment, and Members’ remarks.

1. **Call to Order.**
   The regular meeting was convened at 4:01 p.m. by Chairperson Rizk.

   **Members Present:** Members Erin Armstrong, Zachary Bruno, Christina Gomez, Kenneth Loo, Les Mensinger, George Perezvelez, William White, and David Rizk.

   **Absent:** Members Pete Longmire, Robert Pirone, and Darren White.

   The Pledge of Allegiance was recited.

2. **Approval of Minutes of the Meeting of March 9, 2020.**

   Member Loo moved that the Minutes of the Meeting of March 9, 2020 be approved; Member Armstrong seconded the motion, which carried by a unanimous roll call vote. Ayes – 8: Members Armstrong, Bruno, Gomez, Loo, Mensinger, Perezvelez, W. White, and Rizk. Noes – 0. Abstain – 0. Absent – 3: Members Pirone, Longmire and D. White.

3. **Chief of Police’s Reports.**

   a. **BART Police Department’s Monthly Reports for February 2020 and March 2020.**
      Chief of Police Ed Alvarez presented the BART Police Department’s Monthly Reports. The reports were discussed.

   b. **Assembly Bill 392: Use of Force.**
      Chief of Police Ed Alvarez presented the Assembly Bill 392: Use of Force. The presentation was discussed.

4. **Independent Police Auditor’s Report.**

      Independent Police Auditor Russell Bloom presented the OIPA Monthly Report for March 2020. The March 2020 report was discussed. The April 2020 report will come back to a future meeting.
5. **Policy Standing Committee Updates.**

Chairperson Rizk gave a presentation on the Policy Standing Committee Updates for the following polices:

1. Lexipol Policy 208 – Training Policy
2. Lexipol Policy 312 – Firearms
3. Lexipol Policy 314 – Vehicle Pursuits
4. Lexipol Policy 336 – Victim and Witness Assistance
5. Lexipol Policy 344 – Report Preparation
7. Lexipol Policy 389 – Gun Violence Restraining Orders
8. Lexipol Policy 400 – Operations Functions
10. Lexipol Policy 428 – Immigration Violations
11. Lexipol Policy 432 – Patrol Rifle Operator Program
12. Lexipol Policy 436 – Field Training Officer Program
13. Lexipol Policy 448 – Mobile Data Computer Use
14. Lexipol Policy 451 – Body Worn Camera
16. Lexipol Policy 500 – Traffic Function and Responsibility
17. Lexipol Policy 521 – Parking Enforcement
18. Lexipol Policy 601 – Criminal Investigation Administration
19. Lexipol Policy 602 – Sexual Assault Investigations
20. Lexipol Policy 610 – Eyewitness Identification
21. Lexipol Policy 804 – Property and Evidence
22. Lexipol Policy 806 – Records Division
23. Lexipol Policy 810 – Records Maintenance and Release
24. Lexipol Policy 1035 – Lactation Break Policy
25. Lexipol Policy 1042 – Occupational Disease and Work-Related Injury Reporting
26. Lexipol Policy 1043 – Personnel Inspections
27. Lexipol Policy 1044 – Personal Appearance Standards

Lexipol Policy 602, Sexual Assault Investigations will come back to a future meeting.

Chairperson Rizk moved that the Policy Standing Committee Updates (total of twenty-seven Lexipol Policies) be approved; except Lexipol Policy No. 602, Sexual Assault Investigations. Member Mensinger seconded the motion, which carried by a unanimous roll call vote. Ayes – 8: Members Armstrong, Bruno, Gomez, Loo, Mensinger, Perezvelez, W. White, and Rizk. Noes – 0. Abstain – 0. Absent – 3: Members Pirone, Longmire and D. White.

Lexipol Policies listed in numerical order (twenty-seven policies were approved):

1. Lexipol Policy 208 – Training Policy
2. Lexipol Policy 312 – Firearms
3. Lexipol Policy 314 – Vehicle Pursuits
4. Lexipol Policy 336 – Victim and Witness Assistance
5. Lexipol Policy 344 – Report Preparation
7. Lexipol Policy 389 – Gun Violence Restraining Orders
8. Lexipol Policy 400 – Operations Functions
10. Lexipol Policy 428 – Immigration Violations
11. Lexipol Policy 432 – Patrol Rifle Operator Program
12. Lexipol Policy 436 – Field Training Officer Program
13. Lexipol Policy 448 – Mobile Data Computer Use
14. Lexipol Policy 451 – Body Worn Camera
16. Lexipol Policy 500 – Traffic Function and Responsibility
17. Lexipol Policy 521 – Parking Enforcement
18. Lexipol Policy 601 – Criminal Investigation Administration
19. Lexipol Policy 610 – Eyewitness Identification
20. Lexipol Policy 804 – Property and Evidence
21. Lexipol Policy 806 – Records Division
22. Lexipol Policy 810 – Records Maintenance and Release
23. Lexipol Policy 1035 – Lactation Break Policy
24. Lexipol Policy 1042 – Occupational Disease and Work-Related Injury Reporting
25. Lexipol Policy 1043 – Personnel Inspections
26. Lexipol Policy 1044 – Personal Appearance Standards
27. Lexipol Policy 1055 – Departure from Employment

6. Public Comment.

Chairperson Rizk called for Public Comment.

Mr. Robert Raburn addressed the Board.

Chairperson Rizk announced that the Board would enter closed session under Item 6-A (Public Employee Discipline/Dismissal/Release in OIPA Cases #19-19 and #19-40 of the regular meeting agenda, and that the Board would reconvene in open session at the conclusion of the closed session.

The Meeting recessed at 5:22 p.m.

The Meeting reconvened in Closed Session at 5:22 p.m.

7. Closed Session.

a. To reconsider Public Employee Discipline/Dismissal/Release in OIPA Cases #19-19 and #19-40

Govt. Code §54957.

Absent: Members Robert Pirone, Pete Longmire and Darren White.

Members Zachary Bruno and Christina Gomez left the meeting via teleconference.

Adjournment.

The Meeting reconvened in Open Session at 6:37 p.m.

Chairperson Rizk announced that the Board voted unanimously to accept the findings in OIPA Cases #19-19 and #19-40.

The Meeting was adjourned at 6:38 p.m.