

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT
300 Lakeside Drive, P.O. Box 12688, Oakland, CA 94604-2688

BART Police Citizen Review Board Meeting Minutes
Monday, November 18, 2019

A regular meeting of the BART Police Citizen Review Board (BPCRB) was held Monday, November 18, 2019, at 4:00 p.m. in the BART Board Room, 2040 Webster Street, Oakland, California. The meeting was called to order by Chairperson David Rizk; Mag Tatum, Recording Secretary.

1. Call to Order.

The regular meeting was convened at 4:00 p.m. by Chairperson Rizk.

Members Present: Members Erin Armstrong, Zachary Bruno, George Perezvelez, Pete Longmire, Kenneth Loo, Les Mensinger, Robert Pirone, William White and David Rizk.

Absent: Member Darren White.

Member Christina Gomez entered the meeting later.

The Pledge of Allegiance was recited.

2. Approval of Minutes of the Meeting of October 21, 2019.

Member Mensinger moved that the Minutes of the Meeting of October 21, 2019 be approved; Chairperson Rizk seconded the motion, which carried by unanimous voice vote. Ayes – 8: Members Armstrong, Bruno, Longmire, Mensinger, Perezvelez, Pirone, W. White and Rizk. Noes – 0. Abstain – 1: Loo. Absent – 2: Members Gomez and D. White.

3. Lexipol Policy System Training

Lieutenant Chris Vogan presented information regarding Lexipol Policy System Training. The item was discussed.

Member Gomez entered the meeting.

Chair Rizk requested Item No. 4 be called in the following order: Item 4a, 4c and 4b.

4. Chief of Police's Report.

a. BART Police Department's Monthly Report for September 2019.

Interim Police Chief Ed Alvarez presented the BART Police Department's Monthly Report. The report was discussed.

c. Lexipol Manual Updates - Memo

Interim Police Chief Ed Alvarez presented the Lexipol Manual Updates. The memo and various policy updates were discussed.

Member Perezvelez suggested a Standing Committee on Lexipol Updates.
The item will be come back to a future BPCR meeting.

b. Use of Force / De-escalation Training Materials

Lieutenant Neil Rafanan, Sergeant Scott Stance, and Officer Steven Dexheimer presented information regarding the Use of Force / De-escalation Training Materials. The item was discussed.

5. Independent Police Auditor's Reports.

a. Office of the Independent Police Auditor (OIPA) Monthly Report for October 2019.

Independent Police Auditor Russell Bloom presented the OIPA Monthly Report. The report was discussed.

b. National Association for Civilian Oversight of Law Enforcement (NACOLE) Annual Conference Report-back.

Independent Police Auditor Russell Bloom presented the National Association for Civilian Oversight of Law Enforcement (NACOLE) Annual Conference Report. The report was discussed.

c. OIPA BART Rider Survey Findings.

Independent Police Auditor Russell Bloom presented the BART Rider Survey Findings. The item was discussed.

6. Public Comment.

Chairperson Rizk called for Public Comment. No comments received.

Chairperson Rizk announced that the Board would enter closed session under Item 7-A (Public Employee Discipline/Dismissal/Release in OIPA Case #19-10) 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 5:54 p.m.

The Meeting reconvened in Closed Session at 6:00 p.m.

7. Closed Session.

- a. To consider Public Employee Discipline/Dismissal/Release in OIPA Case #19-10.
Govt. Code §54957.

Board Members present:

Members Erin Armstrong, Zachary Bruno, Christina Gomez, Kenneth Loo, Les Mensinger, George Perezvelez, Pete Longmire, Robert Pirone, William White and David Rizk.

Board Member absent:

Member Darren White.

Member Bruno excused the meeting

The Meeting reconvened in Open Session at 6:34 p.m.

Chairperson Rizk announced that the Board had concluded its closed session, and that the Board voted on three chargers to accept the findings in OIPA Case #19-10.

Chairperson Rizk announced that the Board voted to accept the findings of Charge Number 1 in OIPA Case #19-10. Ayes – 7. Noes – 2: Members Armstrong and Rizk. Abstain – 1: Member W. White. Absent – 1: Member D. White.

Chairperson Rizk announced that the Board voted to accept the findings of Charge Number 2 in OIPA Case #19-10. Ayes – 7. Noes – 2: Members Armstrong and Rizk. Abstain – 1: Member C. Gomez. Absent – 1: Member D. White.

Chairperson Rizk announced that the Board voted unanimously to accept the findings of Charge Number 3 OIPA Case #19-10.

8. Adjournment.

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