

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT
2150 Webster Street, P.O. Box 12688, Oakland, CA 94604-2688
BART Police Civilian Review Board Meeting Minutes
Monday, March 9, 2026

A regular meeting of the BART Police Civilian Review Board (BPCRB) was held on **March 9, 2026**, convening at 4:05 p.m. in the BART Board Room, 2150 Webster Street, 1st Floor, Oakland, California 94612.

The meeting was called to order by Chairperson Dana Lang; and Mag Tatum, Recording Secretary.

Chairperson Dana Lang gave instructions on the in-person meeting, with an option for public participation via teleconference, accessing the presentation materials online, Public comments, and Members' remarks.

1. Call to Order.

The regular meeting was convened at 4:05 p.m. by Chairperson Dana Lang.

Members Present in Oakland, CA: Members Torin Fischer, Dana Lang (Chair),
Lester Mensinger, George Perezvelez,
Jennifer Rakowski, Gabriel Rodrigues and
Sonja Shephard (Vice Chairperson).

Absent: None.

1a. Introduction of New BART Police Civilian Review Board Member.

Jennifer Rakowski (District 7) provided kind remarks and Bob Franklin, District Secretary, performed the Oath of Office.

1b. The Pledge of Allegiance was recited.

2. Approval of Minutes of the Meeting of Meeting of February 9, 2026.

Member Rodriques moved that the Minutes of the Meetings of Meeting of February 9, 2026, be approved. Member Fischer seconded the motion, which was carried by a roll call vote. Ayes – 7: Members Fischer, Lang, Mensinger, Perezvelez, Rakowski, Rodrigues, and Shephard. Noes – 0: Abstain – 0. Absent – 0.

Public Comment: No comments were received.

3. Public Comment.

Chairperson Lang called for Public Comments.

Public Comment: Aleta Dupree, John Lindsay-Poland, and Rashad, addressed the Board.

4. Chief of Police's Report(s). For Discussion.

- a. BART Police Department's Monthly Report(s) for January 2026.
- b. BART Police Department's Duty Handgun Replacement – Memo.
- c. Lexipol Policy Updates from the BART Police Department to the BPCRB – January 2026:
 - i. **Policy 311 Firearms** – Legislative Impact Update Senate Bill 53; Storage at Residence and Vehicles.
 - ii. **Policy 320 Domestic Violence** – Legislative Impact Update Senate Bill 899; Amended Law Requiring Service of Orders.
 - iii. **Policy 334 Public Alerts** – Updated Pursuant to Government Code 8594.15; Removing Yellow Alert and Procedures.
 - iv. **Policy 342 Information Technology Use** – Legislative Impact Update Senate Bill 524; Use of Artificial Intelligence in Preparation of Reports.
 - v. **Policy 344 Report Preparation** - Legislative Impact Update Senate Bill 524, Use of Artificial Intelligence in Preparation of Reports.
 - vi. **Policy 461 Defensive Tactics** – Updated Language.
 - vii. **Policy 474 Automated License Plate Readers** – Clarifying “Public Agency” per Department of Justice (DOJ) Bulletin.
 - viii. **Policy 602 Sexual Assault Investigations** – Legislative Impact Update Senate Bill 733; Non-testing of SAFE Kits.
 - ix. **Policy 804 Property and Evidence** – Legislative Impact Update Assembly Bill 383; Relinquished firearms PC § 29810.
 - x. **Policy 806 Records Division** – Legislative Impact Update Senate Bill (SB) 899; Requirements Entered to Automated Firearms System (AFS).
 - xi. **Policy 1020 Personnel Complaints** – Legislative Impact Update Senate Bill (SB) 734; Prohibits Punitive Action under CA Racial Justice Act of 2020 (PC § 745)
- d. Lexipol Policy Updates from the BART Police Department to the BPCRB – February 2026:
 - i. **Policy 1020 Personnel Complaints** – CA POST Adopts Regulation Defining “biased conduct,” Pursuant to Penal Code § 13510.6.
 - ii. **Policy 402 Bias-Based Policing** – CA POST Adopts Regulation Defining “biased conduct,” Pursuant to Penal Code § 13510.6, Defined.
 - iii. **Policy 806 Records Division** – Updated Records Bureau Responsibilities for AFS Entries and Validation per Department of Justice (DOJ).
 - iv. **Policy 344 Report Preparation** – Update Required Reporting of Firearm Recoveries, Juvenile Intake Forms and Probable Cause Declarations Procedures for Santa Clara County.
 - v. **Policy 1046 Uniform Regulations** – Updated for Consistency, Rename Sections, and Updated Uniform and Equipment Specifications Manual.

Chief Franklin presented Chief of Police's Reports, Duty Handgun Replacement – Memo, and Lexipol Policy Updates from the BART Police Department to the BPCRB – January 2026, before the Board. The item was discussed.

Public Comment: Director Raburn and Rashad addressed the Board.

5. Office of the Independent Police Auditor’s (OIPA) Report(s).

- a. OIPA Monthly Report(s) for January 2026.

Patrick Caceres, Independent Police Investigator, presented the OIPA Report(s) for December 2025, before the Board. The item was discussed.

Inez Gonzalez, Independent Police Auditor, distributed the 2025 OIPA Annual Report to the BPCRB.

Public Comment: No Public comments were received.

6. BART Police Civilian Review Board (BPCRB) Reports (Verbal Reports).

Chairperson Lang presented BPCRB verbal reports, before the Board. The item was discussed.

- a. Chairperson Lang’s Report.
- b. Individual Member Reports on Public Outreach and Other Activities.
- c. Subcommittees Reporting Out Announcements.

Public Comment: No Public comments were received.

7. BART Police Civilian Review Board (BPCRB) Second Quarterly Report (Chair Lang’s Request).

Chairperson Lang presented the Second Quarterly Report, before the Board. The item was discussed.

Member Perezvelez moved that the Second Quarterly Report, be approved, as amended (Add former BPCRB Members names). Member Shephard seconded the motion, which was carried by a roll call vote. Ayes – 7: Members Fischer, Lang, Mensinger, Perezvelez, Rakowski, Rodrigues, and Shephard. Noes – 0: Abstain – 0. Absent – 0.

Public Comment: Director Raburn addressed the Board.

8. Allocation and Disbursement of BPCRB Funding for Fiscal Years 2026-2027.

Chairperson Lang presented Allocation and Disbursement of BPCRB Funding for Fiscal Years 2026-2027, before the Board. The item was discussed.

Member Perezvelez moved that the Allocation and Disbursement of BPCRB Funding for Fiscal Years 2026-2027, be approved. Member Mensinger seconded the motion, which was carried by a roll call vote. Ayes – 6: Members Fischer, Lang, Mensinger, Perezvelez, Rakowski, and Rodrigues. Noes – 0: Abstain – 1: Member Shephard. Absent – 0.

Public Comment: No Public comments were received.

9. Future Agenda Items – New Business and Committee Member Comments. For Discussion (An opportunity for Committee Members to briefly introduce or suggest new business items for consideration on future BPCRB agendas.)

Chairperson Lang brought the matter of the Future Agenda Items – New Business and Committee Member Comments, before the Board. The item was discussed.

- a. Discussion regarding BPCRB Agenda Request Form for Future Agenda Items (Chair Lang’s Request).
- b. Restorative Justice Organization - Presentation (Vice Chairperson Shephard’s Request).
- c. Review of BPD Policy 436: Field Training Officer Program (Chair Lang’s Request).
- d. Review of the Proposed Amendments to the 2025 BPCRB Bylaws for the BART Board of Directors: a. Annual Funding and Expenditures. b. Annual Training Requirements. c. Closed Session Duties & Responsibilities (Dissenting Memo) (Chair Lang’s Request).
- e. Review of the Proposed Amendments to the 2025 BPCRB Bylaws: a. Article V. Meetings, Section 4 (Chair Lang’s Request).
- f. Member Mensinger stated a newly added request on March 9, 2026: Review of Station Cameras, Train Cameras, Parking Lot Cameras, etc. and a Report on their Current State as well as Plans for Upgrades and Repairs. The discussion should Focus on Upgrading the Old System and Ensuring they are Operational and Properly Maintained for Safety of the Public as well as our BART Police Officers. (Member Mensinger’s Request).

Public Comment: No comments were received.

Chairperson Lang announced that the Board would enter into a closed session under items 10-A, 10-B, and 10-C. To Consider Public Employee Discipline/Dismissal/Release in the Office of the Independent Police Auditor (OIPA) Case #25-43, Case #25-52, and Case #25-54, of the regular meeting agenda, that the Board would reconvene in open session at the conclusion of the closed session.

OIPA announced that Case# 25-52 has been continued to a future Closed Session meeting.

The Meeting recessed at 6:00 p.m.

The Meeting reconvened in Closed Session at 6:05 p.m.

10. Closed Session.

Members Present in Oakland, CA:

Members Torin Fischer, Dana Lang (Chair), Lester Mensinger, George Perezvelez, Jennifer Rakowski, Gabriel Rodrigues and Sonja Shephard (Vice Chairperson).

Absent:

None.

- a. To Consider Public Employee Discipline/Dismissal/Release in the Office of the Independent Police Auditor (OIPA) Case #25-43. Govt. Code §54957.

Chairperson Lang announced that the Board voted unanimously to accept the findings in OIPA Case# 25-43.

Public Comment: No comments were received.

- b. To Consider Public Employee Discipline/Dismissal/Release in the Office of the Independent Police Auditor (OIPA) Case #25-52. Govt. Code §54957.

Chairperson Lang announced that OIPA has continued Case# 25-52 to a future Closed Session meeting.

Public Comment: No comments were received.

- c. To Consider Public Employee Discipline/Dismissal/Release in the Office of the Independent Police Auditor (OIPA) Case #25-54. Govt. Code §54957.

Chairperson Lang announced that the Board voted unanimously to accept the findings in OIPA Case# 25-54.

Public Comment: No comments were received.

11. Adjournment.

The Meeting was adjourned at 6:21 p.m.