

San Francisco Bay Area Rapid Transit District

2150 Webster Street, P. O. Box 12688, Oakland, CA 94604-2688



COMMITTEE MEETING AGENDA

Monday, July 8, 2024

4:00 PM

This Meeting will be held in-person and via simultaneous teleconference, with an option for public participation via teleconference.

BART Board Room, 2150 Webster Street, 1st Floor, Oakland, CA 94612. Zoom Link: <https://us06web.zoom.us/j/85179518861>

BART Police Citizen Review Board

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT
2150 Webster Street, P.O. Box 12688, Oakland, CA 94604-2688

NOTICE OF MEETING AND AGENDA
BART POLICE CITIZEN REVIEW BOARD

July 8, 2024

4:00 p.m.

A regular meeting of the BART Police Citizen Review Board (BPCRB) will be held on Monday, July 8, 2024, at 4:00 p.m., in the BART Board Room, 2150 Webster Street, 1st Floor, Oakland, California 94612. This meeting shall consist of a simultaneous teleconference at the following locations:

BART Board Room
2150 Webster Street, 1st Floor
Oakland, CA 94612

The Warner Library
Reserved Room (See Librarian for Room Location)
121 North Broadway
Tarrytown, NY 10591

Please note that this meeting will be held in person in the BART Board Room, 2150 Webster Street, 1st Floor, Oakland, California 94612, and via teleconference at the locations listed above.

Please refrain from wearing scented products (perfume, cologne, after-shave, etc.) to these meetings, as there may be people in attendance susceptible to environmental illnesses.

Presentation materials will be available at least 72 hours prior to the BPCRB Meeting at <https://bart.registar.com/Calendar.aspx> (click on "Agenda").

You may attend the BPCRB Meeting in person or join via Zoom by calling (833) 548-0282 (Toll Free) and entering access code 851 7951 8861; logging in to Zoom.com and entering access code 851 7951 8861; or typing the following Zoom link into your web browser:

<https://us06web.zoom.us/j/85179518861>

If you wish to make a public comment:

1) Submit written comments via email to CitizenReviewBoard@bart.gov, using "public comment" as the subject line. Your comment will be provided to the BPCRB and will become a permanent part of the file. Please submit your comments as far in advance as possible. Emailed comments must be received before 9:00 a.m., on July 8, 2024, in order to be included in the record.

2) Complete a “Request to Address the BART Police Citizen Review Board” form (available at the entrance to the Board Room) and give it to the District Secretary’s Office staff before the Item is considered by the BPCRB.

3) Call (833) 548-0282 (Toll Free), enter access code 851 7951 8861, dial *9 to raise your hand when you wish to speak, and dial *6 to unmute when you are requested to speak; log in to Zoom.com, enter access code 851 7951 8861, and use the raise hand feature; or join the BPCRB Meeting via the Zoom link (<https://us06web.zoom.us/j/85179518861>) and use the raise hand feature.

Public comment is limited to three (3) minutes per person.

AGENDA

1. Call to Order.
 - a. Roll Call.
 - b. Pledge of Allegiance.

2. Approval of Minutes of the Meeting of June 10, 2024. For Action.

Attachments: [Approval of Minutes of the Meeting of June 10, 2024](#)

3. Public Comment. (Limited to 3 minutes per speaker.) (An opportunity for members of the public to address the BPCRB on matters under their jurisdiction and not on the agenda.)

4. Reporting Out Announcement from BART Police Citizen Review Board (BPCRB) Subcommittees. For Discussion.

5. (Continued from the June 10, 2024, BPCRB meeting)
Review of the Draft 2024 BPCRB - BART Citizen Oversight Model
(Requested by BPCRB - Citizen Oversight Model - Ad Hoc Subcommittee
Members Perezvelez,
Rodrigues, and White). For Discussion and Action.

Attachments: [BART Citizen Oversight Model - 07.2024 Redlines](#)
[BART Citizen Oversight Model - Amended 07.12.18](#)

(Continued from the May 13, 2024, BPCRB meeting)

6. Review of Draft Language and Definitions for BART Police Department’s Lexipol Policy 300 - Use of Force (Chair Perezvelez’s Request). For Action.

Attachments: [Lexipol Policy 300 – Use of Force Redlines May 2024 - Memo](#)
[Lexipol Policy 300 – Use of Force April 2024](#)

7. Chief of Police's Report(s). For Discussion.
- a. BART Police Department's Monthly Report(s) for April 2024.
 - b. (Continued from the June 10, 2024, BPCRБ meeting)
BART Police Department's Use of Force Investigation Process Training (30 Minutes).
- Attachments: [2024-04 Monthly Chiefs Report CRB 06132024](#)
 [Use of Force Investigation Process - Training](#)
8. Independent Police Auditor's Report(s). For Discussion.
9. Annual Election of BPCRБ Officers. For Discussion and Action.
10. National Association for Civilian Oversight of Law Enforcement (NACOLE) 2024 Organizational Membership – Disposition of Proxy for Board Meetings. For Discussion and Action.
11. Participation of BPCRБ Member(s) in the 2024 Annual National Association for Civilian Oversight of Law Enforcement (NACOLE) Conference (October 13-17, 2024 in Tucson, Arizona). For Discussion and Action.
12. Closed Session.
- a. To Consider Public Employee Discipline/Dismissal/Release in Office of the Independent Police Auditor (OIPA) Case #23-36 and Case# 24-04. Govt. Code §54957.
 - b. To Consider BPCRБ Chair George Perezvelez's report on Chief of Police Kevin Franklin's Appeal to the General Manager per the BART Citizen Oversight Model Chapter 1-04 B, for Office of the Independent Police Auditor (OIPA) Case #23-16. Govt. Code §54957.
13. Open Session.
- a. Announcement(s) from Closed Session, if any.
14. Adjournment.

BART provides services/accommodations upon request to persons with disabilities and individuals who are limited English proficient and wish to address Board/Committee matters. A request must be made within one and five days in advance of Board/Committee meetings, depending on the service requested. Please contact the Office of the District Secretary at (510) 464-6083 for information.

Pursuant to Govt. Code §54953.5, the audio recording of the open session portions of this public meeting shall be subject to inspection pursuant to the California Public Records Act (CPRA). Requests for information under the CPRA should be filed with the BART Office of the District Secretary.

