Page numbers for this agenda packet are marked in **BLUE** to distinguish them from the numbering within individual documents.

PUBLIC MEETING MATERIAL

POLICE ACCOUNTABILITY BOARD
REGULAR MEETING AGENDA PACKET
November 4, 2026
6:30 PM

Board Members

Joshua Cayetano (Chair)
Leah Wilson (Vice-Chair)
Joshua Buswell-Charkow
Stephanie Allan
Patrick DeTemple
Jasmina Viteskic
Anay Sharma
Dwayne Phillips (Alternate)

MEETING LOCATION

Office of the Director of Police Accountability
1900 Addison Street, Floor 3
Berkeley, CA 94704

Agenda Item Materials

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9.b.	Berkeley Police Department's memorandum titled "Flock ALPR Audit"	**16**
9.c.	Proposed 2027 Police Accountability Board Regular Meeting Schedule	**20**

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Item 2

November 4, 2026 PAB Regular Meeting Agenda

POLICE ACCOUNTABILITY BOARD
REGULAR MEETING AGENDA
WEDNESDAY, NOVEMBER 4, 2026
6:30 P.M.

Board Members

Joshua Cayetano (Chair)
Joshua Buswell-Charkow
Patrick DeTemple
Anay Sharma
Leah Wilson (Vice-Chair)
Stephanie Allan
Jasmina Viteskic
Dwayne Phillips (Alternate)

MEETING LOCATION

Office of the Director of Police Accountability
1900 Addison Street, Floor 3
Berkeley, CA 94704

PUBLIC NOTICE

To access the meeting remotely: join from a PC, Mac, iPad, iPhone, or Android device using this URL: https://us02web.zoom.us/j/89007838093. If you do not wish for your name to appear on the screen, use the drop-down menu and click on “rename” to rename yourself to be anonymous. To request to speak, use the “raise hand” icon on the screen. To join by phone: Dial **1 669 900 6833** and enter Meeting ID **890 0783 8093**. If you wish to comment during the public comment portion of the agenda, press *9 and wait to be recognized.

LAND ACKNOWLEDGMENT

The City of Berkeley recognizes that the community we live in was built on the territory of xučyun (Huchiun (Hooch-yoon)), the ancestral and unceded land of the Chochenyo (Chochen-yo)-speaking Ohlone (Oh-low-nee) people, the ancestors and descendants of the sovereign Verona Band of Alameda County. This land was and continues to be of great importance to all of the Ohlone Tribes and descendants of the Verona Band. As we begin our meeting tonight, we acknowledge and honor the original inhabitants of Berkeley, the documented 5,000-year history of a vibrant community at the West Berkeley Shellmound, and the Ohlone people who continue to reside in the East Bay. We recognize that Berkeley's residents have and continue to benefit from the use and occupation of this unceded stolen land since the City of Berkeley's incorporation in 1878. As stewards of the laws regulating the City of Berkeley, it is not only vital that we recognize the history of this land, but also recognize that the Ohlone people are present members of Berkeley and other East Bay communities today.

AGENDA

1. **CALL TO ORDER AND ROLL CALL** (2 MINUTES)

2. **APPROVAL OF AGENDA** (2 MINUTES)

3. **PUBLIC COMMENT** (TBD)

Speakers are generally allotted up to three minutes but may be allotted less time if there are many speakers; they may comment on any matter within the Board's jurisdiction at this time, except confidential personnel matters.

4. **APPROVAL OF MINUTES** (5 MINUTES)
    a. Minutes for the Regular Meeting of October 21, 2026.

5. **ODPA STAFF REPORT** (10 MINUTES)

Announcements, updates, and other items.

6. **CHAIR AND BOARD MEMBERS' REPORTS** (10 MINUTES)

The Chair and Board Members report on their activities.

7. **CHIEF OF POLICE'S REPORT** (10 MINUTES)

Crime/cases of interest, community engagement/department events, staffing, training, and other items of interest.

8. **SUBCOMMITTEE REPORTS** (10 MINUTES)

Report of activities and meeting schedule for all subcommittees, possible appointment or reassignment of members to subcommittees, and additional discussion and action as warranted for the subcommittees listed on the PAB's Subcommittee List included in the agenda packet.

9. DISCUSSION AND ACTION ITEMS (ESTIMATED TIME: 40 MINUTES**)**

The PAB will discuss and may act on the following items, including providing feedback, recommendations, or other directions, as appropriate.

a. Discussion and action on the BPD's 2026 Annual Surveillance Technology Report pursuant to Chapter 2.99 of the Berkeley Municipal Code (Cayetano) – (15 Minutes)

b. Discussion and action regarding the Berkeley Police Department's memorandum titled "Flock ALPR Audit" (ODPA) – (15 Minutes)

c. Discussion and action on the proposed 2027 Police Accountability Board Regular Meeting Schedule (ODPA) – (10 Minutes)

10. PUBLIC COMMENT (TBD)

Speakers are generally allotted up to three minutes but may be allotted less time if there are many speakers; they may comment on any matter within the Board's jurisdiction at this time, except confidential personnel matters.

11. CLOSED SESSION

CLOSED SESSION ITEMS

Pursuant to the Court's order in *Berkeley Police Association v. City of Berkeley, et al., Alameda County Superior Court Case No. 2002-057569*, the Board will recess into closed session to discuss and act on the following matter(s):

a. Conference With Labor Negotiators; Government Code § 54957.6
Designated representatives: Leah Wilson, Designated PAB Representative; Mary Opler, Director of Police Accountability
Employee organization: Berkeley Police Association

b. Case Updates and Recommendations Regarding Complaints Received by the ODPA:

Received in 2023	2023-CI-0016
Received in 2025	2025-CI-0018, 2025-CI-0030, and 2025-CI-0037.
Received in 2026	2026-CI-0002, 2026-CI-0005, 2026-CI-0007, 2026-CI-0008, 2026-CI-0010, 2026-CI-0011, 2026-CI-0012, 2026-CI-0015, 2026-CI-0016, 2026-CI-0018, 2026-CI-0019, 2026-CI-0020, 2026-CI-0021, 2026-CI-0022, 2026-CI-0023, 2026-CI-0024, 2026-CI-0025, 2026-CI-0026, 2026-CI-0027, 2026-CI-0028, 2026-CI-0029, 2026-CI-0030, 2026-CI-0031, 2026-CI-0032, 2026-CI-0033, 2026-CI-0034, 2026-CI-0035, 2026-CI-0036, 2026-CI-0037, and 2026-CI-0038.

END OF CLOSED SESSION

12. ANNOUNCEMENT OF CLOSED SESSION ACTIONS (1 MINUTE)

13. ADJOURNMENT (1 MINUTE)

Off Agenda Reports

1. Policy, Practice, and Procedure Review Status Report
2. Legislative Updates Relevant to the PAB's Work
3. 2026 PAB Meeting Calendar

Communications Disclaimer

Communications to the Police Accountability Board, like all communications to Berkeley boards, commissions, or committees, are public records and will become part of the City's electronic records, which are accessible through the City's website. Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to a City board, commission, or committee, will become part of the public record. If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service or in person to the Board Secretary. If you do not want your contact information included in the public record, do not include that information in your communication. Please contact the Board Secretary for further information.

 Communication Access Information (A.R. 1.12)

To request a disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact the Disability Services specialist at 981-6418 (V) or 981-6347 (TDD) at least three business days before the meeting date.

SB 343 Disclaimer

Any writings or documents provided to a majority of the Board regarding any item on this agenda will be made available for public inspection at the Office of the Director of Police Accountability, located at 1900 Addison Street, Floor 3, Berkeley, CA 94704

Contact the Director of Police Accountability (Board Secretary) at:

1900 Addison Street, Floor 3, Berkeley, CA 94704

TEL: 510-981-4950 TDD: 510-981-6903 FAX: 510-981-4955

Website: https://berkeleyca.gov/dpa
Email: dpa@berkeleyca.gov

Item 4

Minutes for the Regular Meeting of October 21, 2026

POLICE ACCOUNTABILITY BOARD
REGULAR MEETING MINUTES
WEDNESDAY, OCTOBER 21, 2026
6:30 P.M.

Board Members

Joshua Cayetano (Chair)
Joshua Buswell-Charkow
Patrick DeTemple
Anay Sharma
Leah Wilson (Vice-Chair)
Stephanie Allan
Jasmina Viteskic
Dwayne Phillips (Alternate)

MEETING LOCATION

Office of the Director of Police Accountability
1900 Addison Street, Floor 3
Berkeley, CA 94704

MEETING MINUTES

1. CALL TO ORDER AND ROLL CALL AT 6:30 PM

Present:	Board Member Joshua Cayetano (Chair)
	Board Member Leah Wilson (Vice Chair)
	Board Member Stephanie Allan
	Board Member Patrick DeTemple
	Board Member Joshua Buswell-Charkow[1]
	Board Member Jasmina Viteskic
Absent:	Board Member Anay Sharma
ODPA Staff:	Mary Opler, Director of Police Accountability
	Jose Murillo, Policy Analyst
	Syed Mehdi, Data Analyst
	Daniel Weinberg, Investigator
BPD Staff:	Deputy Chief Jen Tate

[1] Board Member Buswell-Charkow arrived after roll call at 6:36 PM.

2. APPROVAL OF AGENDA

Motion to approve the agenda.
Moved/Second (Wilson/DeTemple) Motion carried.
Ayes: Cayetano, Wilson, Allan, DeTemple and Viteskic.
Noes: None. Abstain: None. Absent: Buswell-Charkow and Sharma.

3. PUBLIC COMMENT

0 Physically Present Speakers

1 Virtually Present Speaker

4. APPROVAL OF MINUTES

a. Minutes for the Regular Meeting of October 7, 2026.

Motion to approve the minutes for the Regular Meeting of October 7, 2026.
Moved/Second (Buswell-Charkow/Viteskic) Motion carried.
Ayes: Cayetano, Wilson, Viteskic, Allan, Buswell-Charkow and DeTemple.
Noes: None. Abstain: None. Absent: Sharma.

5. ODPA STAFF REPORT

Director Opler reported on her transition following Interim Director Lee's departure at the end of the previous week. She requested suggestions for community contacts and stakeholder groups, noted a meeting with the Mayor scheduled for the following day to discuss medium- and long-term goals, and planned further discussions with the Chair and Vice Chair regarding priorities. Board Member Allan offered to connect Director Opler with a group associated with Cesar Chavez Park concerning a recent incident. Director Opler agreed to follow up with Board Member Allan and BPD.

6. CHAIR AND BOARD MEMBERS' REPORTS

The Chair and Board Members had no reports on their activities since the last PAB meeting on October 7, 2026.

7. CHIEF OF POLICE'S REPORT

Deputy Chief Jen Tate reported on the Public Safety Building fire, recent incidents, community engagement, communications center funding, and staffing. She provided updates on the surveillance technology report, the Secure Justice inquiry, and the tentative postponement of the procurement package to January 19. She also addressed Board questions about emergency driving near schools, the Unity Week response, and an incident at Cesar Chavez Park.

8. SUBCOMMITTEE REPORTS

Subcommittees provided updates on their activities since the PAB's last meeting on October 7, 2026. Board Member Viteskic was assigned to the Policy Review

DRAFT

Subcommittee.

9. DISCUSSION AND ACTION ITEMS

a. Discussion and action on the acceptance or rejection of the following policy complaints (ODPA)

i. 2026-PR-0002

Motion to approve the recommendation of ODPA staff.
Moved/Second (Wilson/Viteskic) Motion carried.
Ayes: Viteskic, Cayetano, Buswell-Charkow, DeTemple, Allan and Wilson.
Noes: None. Abstain: None. Absent: Sharma

ii. 2026-PR-0003

Motion to approve the recommendation of ODPA staff.
Moved/Second (Buswell-Charkow/Viteskic) Motion carried.
Ayes: Viteskic, Cayetano, Buswell-Charkow, DeTemple, Allan and Wilson.
Noes: None. Abstain: None. Absent: Sharma.

iii. 2026-PR-0004

Motion to refer ODPA staff's recommendation to the Policy Review Subcommittee for review.
Moved/Second (Cayetano/Viteskic) Motion carried.
Ayes: Viteskic, Cayetano, Buswell-Charkow, DeTemple, Allan and Wilson.
Noes: None. Abstain: None. Absent: Sharma.

b. Update and discussion on the Berkeley Police Department's vendor RFP for surveillance technology, revised Surveillance Technology Use Policies, and Acquisition Reports (ODPA)

Policy Analyst Murillo provided the PAB with overview of the ODPA's preliminary review of the various surveillance technology policies and acquisition report. Chair Cayetano provided an update as to the PAB's intended review process through an ad hoc subcommittee that will present their recommendations at a following meeting.

10. PUBLIC COMMENT

0 Physically Present Speakers

1 Virtually Present Speaker

DRAFT

11. CLOSED SESSION

CLOSED SESSION ITEMS

Pursuant to the Court's order in *Berkeley Police Association v. City of Berkeley, et al., Alameda County Superior Court Case No. 2002-057569*, the Board will recess into closed session to discuss and act on the following matter(s):

a. Conference With Labor Negotiators; Government Code § 54957.6 Designated representatives: Leah Wilson, Designated PAB Representative; Mary Opler, Director of Police Accountability Employee organization: Berkeley Police Association

No action taken.

b. Case Updates and Recommendations Regarding Complaints Received by the ODPA:

2026-CI-0008

Motion to accept staff's recommendations for ODPA Complaint 2026-CI-0008.

Moved/Second (Buswell-Charkow/Viteskic) Motion carried.
Ayes: Viteskic, Cayetano, Allan, DeTemple, Buswell-Charkow and Wilson.
Noes: None. Abstain: None. Absent: Sharma.

2026-CI-0010

Motion to accept staff's recommendations for ODPA Complaint 2026-CI-0010.

Moved/Second (Allan/DeTemple) Motion failed.
Ayes: Wilson, Allan and DeTemple.
Noes: Buswell-Charkow, Cayetano and Viteskic. Abstain: None. Absent: Sharma.

Motion to accept staff's recommendations for Allegations 1-4 in ODPA Complaint 2026-CI-0010

Moved/Second (Cayetano/Buswell-Charkow) Motion carried.
Ayes: Wilson, Viteskic, Allan, Buswell-Charkow, Cayetano and DeTemple.
Noes: None. Abstain: None. Absent: Sharma.

Motion to modify staff's recommendation for Allegation 5 in ODPA Complaint 2026-CI-0010.

Moved/Second (Cayetano/Buswell-Charkow) Motion failed.
Ayes: Viteskic, Buswell-Charkow and Cayetano.
Noes: Allan, DeTemple and Wilson. Abstain: None. Absent: Sharma.

DRAFT

2026-CI-0012

Motion to accept staff's recommendations for ODPA Complaint 2026-CI-0012.
Moved/Second (Buswell-Charkow/Viteskic) Motion carried.
Ayes: Viteskic, Wilson, Allan, DeTemple, Cayetano and Buswell-Charkow.
Noes: None. Abstain: None. Absent: Sharma.

END OF CLOSED SESSION

12. ANNOUNCEMENT OF CLOSED SESSION ACTIONS

Chair Cayetano announced the closed session actions.

13. ADJOURNMENT AT 8:30 PM

Motion to adjourn. Moved/Second (Buswell-Charkow/DeTemple). The meeting was adjourned at 8:30 PM by unanimous consent.

DRAFT

Item 8

Subcommittee List

Updated on 10/30/2026

SUBCOMMITTEE LIST

Important Note: As of October 27, 2026, the PAB has 7 of its 9 seats filled, resulting in a quorum of 4 members. Subcommittees must be composed of fewer than a quorum and may not consist of a single member. Accordingly, vacancies must be filled or the subcommittee must be disbanded. If disbanded, its work can be reassigned to individual board members or formally paused or discontinued. For additional information on subcommittee requirements, please visit Chapter II Section 5 of the City of Berkeley's Commissioner's Manual:

https://berkeleyca.gov/sites/default/files/documents/Commissioners%27%20%26%20Board%20Members%27%20Manual%202025%20Edition.pdf#Page=30

Subcommittee	Board Members	Chair	BPD Reps
Policy Reviews Formed 11-08-2023 Scope Expanded 12-11-2024 to include BWC Policy Review Scope Expanded 09-09-2026 to include EIS Update Process	Cayetano DeTemple Viteskic	N/A	Deputy Chief Tate
Metrics & Operations Formed 02-05-2025 after the Budget & Metrics and Operations & Processes Subcommittees were consolidated into one	Wilson Allan	N/A	N/A
Outreach & Engagement Formed 11-08-2023 Scope Expanded 03-02-2024 Formerly "Commendations"	Cayetano Buswell-Charkow	N/A	N/A

Updated on 10/30/2026

Policies and Practices on Encampment Clearances Formed 6-25-2025	Wilson Sharma	TBD	TBD
Auditing Standards – Ad Hoc Formed 10-20-2026	Wilson Viteskic Sharma	N/A	TBD
Surveillance Technology Policy and Acquisition Report Review – Ad Hoc Formed 10-20-2026	Cayetano Wilson DeTemple	N/A	TBD

LIAISON LIST

Liaison Name	Assignment
Cayetano	Represent the PAB in the BPD UOF Policy Update Process
Wilson	Represent the PAB in the Regulations Negotiation Process
Wilson	Tier 1 Evaluator for Public Safety Technology Proposals
DeTemple	Tier 1 Evaluator for Public Safety Technology Proposals
Sharma	Tier 2 Evaluator for Public Safety Technology Proposals

POLICY COMPLAINTS ASSIGNED TO BOARD MEMBERS

Policy Review #	Assigned Board Member(s)	Description
2025-PR-0001	**Cayetano** **Sharma**	BPD Policy 1004 “Anti-Retaliation” & BPD Policy 1010 “Personnel Complaints"

Item 9.b.

Berkeley Police Department's memorandum titled "Flock ALPR Audit"

BERKELEY POLICE DEPARTMENT MEMORANDUM

To: Chair Cayetano and Director Opler

From: Chief Louis

Date: October 30, 2026

RE: Flock ALPR Audit

This memo responds to the request from the Police Accountability Board for more information on the Department's Flock ALPR audit for January through June 2026. It covers how we design and conduct the audit, what our review of BPD searches involved, how the Department responded to the NCRIC data-sharing concerns reported in June 2026, and how we handle outside agency searches that raise questions.

BPD recognizes the public safety value of ALPR technology and the responsibility that comes with it to use the system carefully and audit it rigorously. Pursuant to City Council direction and Department policy, we conduct regular audits of the Flock ALPR system and share the results with the PAB and the City Council through the annual Surveillance Technology Report. When concerns about ALPR use come up during the year, whether in Berkeley or in the media, we check our policies and practices for gaps and, to support transparency and provide information in as timely a manner as possible and appropriate, report what we find to the PAB and Council.

How the audit is designed

The audit is built around Policy 1305, which defines authorized and prohibited uses of the ALPR system and requires biannual audits. Each audit objective corresponds to a specific provision of that policy, and for each one the memorandum states the policy criteria, the inspection procedure, and the findings. The structure follows a standard compliance audit format: for each objective, the memorandum identifies the policy requirement being tested, describes how it was tested, and reports what was found.

The Department's most recent audit followed the same methodology as the audits of the past several years. Each of those audits was submitted to the PAB, and ultimately Council, and tested compliance with Policy 1305. That consistency has let the Board compare results from one period to the next, and it has let us improve the process as Flock's tools have developed and our understanding of the risks has grown. As we explore other vendors and as auditing systems improve, we are open to further changes and welcome the Board's feedback on how to strengthen the audit. The Board's input helped shape the current format of our military equipment reporting, and we would welcome a similar collaboration on the ALPR audit.

Review of BPD searches

BERKELEY POLICE DEPARTMENT MEMORANDUM

Flock recently introduced an audit assistance tool, and this audit period was the first time the Department included it in its audit. The tool reviewed every search conducted by BPD users during the audit period, not a sample. It identified 35 search patterns for further review, and we checked each one against the underlying incident documentation. In every case, the search was found to match an authorized use within policy. In addition to that full review, we completed a check of 100 randomly selected searches and verified that each one reflected an authorized use within policy.

NCRIC data-sharing concerns

In June 2026, NCRIC notified Bay Area law enforcement partners that an audit by the San Francisco Police Department had found Western States Information Network (WSIN) analysts searching SFPD's ALPR data for federal and out-of-state investigations. When we learned of this, the Department reviewed its network and confirmed that no WSIN searches appeared on Berkeley's network. That result reflects a change the Department made in July 2025, when we turned off Flock's statewide lookup setting and limited sharing to Bay Area agencies. The WSIN activity occurred after that change. We shared these findings with the PAB and Council at the time this issue was identified.

Questions have also been raised about NCRIC searches of Berkeley data. That activity appears to predate the July 2025 change, when NCRIC could reach Berkeley data through the statewide lookup setting. NCRIC did not search Berkeley's network during the January to June 2026 audit period, and under our current settings it no longer has access to Berkeley's data.

Outside agency searches

Policy 1305 limits sharing of ALPR data to law enforcement and prosecutorial agencies, and each agency must sign an acknowledgment letter agreeing to use Berkeley's data only for legitimate California law enforcement purposes and not for immigration enforcement. The audit confirmed that no federal or out-of-state agency searched Berkeley's network during the audit period.

Policy 1305 also prohibits sharing ALPR data for federal immigration enforcement, consistent with the California Values Act (SB 54). The audit reviewed search reasons from outside agencies for references to ICE and CBP and found none. If a search reason from any agency we share with were to appear to reference immigration enforcement, we would immediately pause that agency's access and contact the agency to investigate.

SB 34 prohibits sharing ALPR data with out-of-state and federal agencies. The audit confirms those agencies do not have direct access, but access records cannot show whether an authorized partner later shares its results. A search reason that mentions a federal agency does not by itself indicate a violation. For example, a California agency may

BERKELEY POLICE DEPARTMENT MEMORANDUM

note that the FBI is also involved in a case it is investigating. Because the search reason alone does not show whether results were shared, we contact the searching agency to confirm that it understands SB 34's restrictions, confirm that its officers are trained on them, and request information about the specific search. If we are not satisfied with the response, we would pause the agency's access until the issue is resolved or potentially revoke it altogether.

BPD's audit practice and reporting will keep evolving as the vendor's capabilities and our understanding of ways to reduce risk grow. We appreciate the Board's attention to this work and its willingness to partner with us on stronger audit parameters.

Item 9.c.

Proposed 2027 Police Accountability Board Regular Meeting Schedule

MEMORANDUM

Date: October 30, 2026

To: Honorable Members of the Police Accountability Board (PAB)

From: Mary Opler, Director of Police Accountability (DPA)
Jose D. Murillo, ODPA Policy Analyst

Subject: 2027 PAB Meeting Schedule

The purpose of this memorandum is to present the PAB with a proposed 2027 meeting schedule that meets the requirements of Berkeley City Charter Section 125(13)(a).

Background

Berkeley City Charter Section 125(13)(a) requires the PAB to "establish a regular meeting schedule consisting of at least eighteen (18) meetings."[1] Historically, the PAB has met two times each month on the second and fourth Wednesday, except in August, which is observed as a summer recess, and in November and December, when only one meeting is scheduled to avoid seasonal holidays. In developing the proposed calendar, ODPA staff also considers City-observed holidays as well as other religious and cultural holidays celebrated by community members but not formally observed by the City of Berkeley.[2]

Additionally, under the PAB's current Policy Manual,[3] elections are held during the first two meetings of the month. At the first meeting in January, members are nominated for the positions of Chair and Vice-Chair, and the vote takes place at the second meeting.

Recommendation

It is recommended that the PAB approve the meeting calendar prepared by the ODPA. The proposed schedule integrates City-observed holidays and also accounts for significant religious and cultural holidays observed by community members but not formally recognized by the City of Berkeley.

---

[1] Berkeley City Charter Section 125(13)(a): https://berkeley.municipal.codes/Charter/125(13)(a)

[2] Pursuant to Resolution No. 70,066-N.S., it is the policy of the City of Berkeley to avoid scheduling meetings of City Legislative Bodies (City Council, Policy Committees, Commissions, Task Forces) on religious holidays that incorporate significant work restrictions for common observance in the United States.

[3] PAB Policy Manual : https://berkeleyca.gov/sites/default/files/2026-07/PABPolicyManual-FINAL%20%281%29.pdf#Page=9

Alternatively, the PAB may elect to modify the proposed schedule, provided that any revisions maintain a minimum of eighteen meetings per year, avoid City-observed holidays, and continue to honor the identified religious and cultural holidays.

Attachments:

1. Proposed Meeting Schedule for 2027
2. Berkeley City Council Regular Meeting Calendar for 2027
3. 2027 City Holiday Calendar
4. 2027 Cultural and Religious Holiday Calendar

Attachment 1

Proposed Meeting Schedule for 2027

BERKELEY POLICE ACCOUNTABILITY BOARD

2027 Proposed Meeting Schedule | 18 Wednesday Meetings

#	PAB MEETING (WEDNESDAY)	NEXT CITY COUNCIL MEETING	DAYS UNTIL COUNCIL
1	January 13, 2027	January 26, 2027	13
2	January 27, 2027	February 09, 2027	13
3	February 10, 2027	February 23, 2027	13
4	February 24, 2027	March 02, 2027	6
5	March 17, 2027	March 23, 2027	6
6	April 07, 2027	April 20, 2027	13
7	May 05, 2027	May 11, 2027	6
8	May 19, 2027	May 25, 2027	6
9	June 02, 2027	June 15, 2027	13
10	June 16, 2027	June 29, 2027	13
11	July 07, 2027	September 14, 2027	69
12	September 01, 2027	September 14, 2027	13
13	September 15, 2027	September 28, 2027	13
14	September 29, 2027	October 05, 2027	6
15	October 13, 2027	October 19, 2027	6
16	October 27, 2027	November 02, 2027	6
17	November 10, 2027	November 16, 2027	6
18	December 08, 2027	December 14, 2027	6

Attachment 2

Berkeley City Council Regular Meeting Calendar for 2027

Upcoming Berkeley City Council Meetings

Subject to change. Information will be updated as it becomes available.
Access agendas and agenda reports at berkeleyca.gov/council-agendas.

Meeting Location:

Unless noticed otherwise in an agenda, the City Council meets in person at:
Berkeley Unified School District Boardroom
1231 Addison Street
Berkeley, CA 94702

Once posted, the meeting agenda will include a link for virtual public participation using Zoom.

Upcoming Council Recesses:

Winter Recess: December 16, 2026 through January 25, 2027
Spring Recess: March 24 through April 5, 2027
Summer Recess: July 7 through September 13, 2027
Winter Recess: December 15, 2027 through January 24, 2028

2026 Upcoming Meetings:

Date	Meeting Type	Start Time
Oct 13	Regular	6:00 p.m.
Oct 27	Regular	6:00 p.m.
Nov 12	Special – Land Use Appeals: 2700 Shattuck (ZAB) & Elmwood District (LPC)	6:00 p.m.
Nov 17	Special – Encampment Policy	4:00 p.m.
Nov 17	Regular	6:00 p.m.
Dec 1	Regular	6:00 p.m.
Dec 15	Regular	6:00 p.m.

2027 Upcoming Meetings:

Date	Meeting Type	Start Time
Jan 26	Regular	6:00 p.m.
Feb 9	Regular	6:00 p.m.
Feb 23	Regular	6:00 p.m.
Mar 2	Regular	6:00 p.m.
Mar 16	Regular	6:00 p.m.
Mar 23	Regular	6:00 p.m.
Apr 6	Regular	6:00 p.m.
Apr 20	Regular	6:00 p.m.
May 4	Regular	6:00 p.m.
May 11	Regular	6:00 p.m.

Updated: 10/22/26

May 25	Regular	6:00 p.m.
Jun 1	Regular	6:00 p.m.
Jun 15	Regular	6:00 p.m.
Jun 29	Regular	6:00 p.m.
Jul 6	Regular	6:00 p.m.
Sep 14	Regular	6:00 p.m.
Sep 28	Regular	6:00 p.m.
Oct 5	Regular	6:00 p.m.
Oct 19	Regular	6:00 p.m.
Nov 2	Regular	6:00 p.m.
Nov 16	Regular	6:00 p.m.
Nov 30	Regular	6:00 p.m.
Dec 14	Regular	6:00 p.m.

City of Berkeley City Clerk Department - 2180 Milvia Street, Berkeley, CA 94704
Tel: (510) 981-6900 ● TTY: (510) 981-6903 ● Fax: (510) 981-6901 ● E-Mail: clerk@berkeleyca.gov
Website: https://berkeleyca.gov/your-government/about-us/departments/city-clerk-department

Attachment 3

2027 City Holiday Calendar

2027 City Holiday Calendar

City of Berkeley holidays and reduced service days

Date	Holiday or service status
January 1, 2027	New Year's Day
January 8, 2027	Reduced Service Day
January 18, 2027	Martin Luther King Jr.'s Birthday Observed
February 11, 2027	Reduced Service Day
February 12, 2027	Lincoln's Birthday
February 15, 2027	Washington's Birthday Observed
March 12, 2027	Reduced Service Day
March 29, 2027	Farmer Workers Day Observed
March 30-April 2, 2027	Reduced Service Days
April 9, 2027	Reduced Service Day
May 14, 2027	Reduced Service Day
May 17, 2027	Malcolm X's Birthday Observed
May 31, 2027	Memorial Day
June 11, 2027	Reduced Service Day
June 18, 2027	Juneteenth Observed
July 5, 2027	Independence Day Observed
September 6, 2027	Labor Day
October 11, 2027	Indigenous People's Day
November 11, 2027	Veteran's Day
November 25, 2027	Thanksgiving Day
November 26, 2027	Thanksgiving Holiday
December 24, 2027	Christmas Observed

Source: City of Berkeley, City Holidays. Accessed October 26, 2026. https://berkeleyca.gov/your-government/city-holidays

City offices and facilities close on holidays. Certain non-essential services close on reduced service days. This calendar reproduces the 2027 entries currently published by the City; additional reduced service days may be announced.

Attachment 4

2027 Cultural and Religious Holiday Calendar

Attachment 2

City Policy Regarding the Scheduling of City Meetings on All Significant Religious Holidays

Pursuant to Resolution No. 70,066-N.S., it is the policy of the City to avoid scheduling meetings of City Legislative Bodies (City Council, Policy Committees, Commissions, Task Forces) on religious holidays that incorporate significant work restrictions for common observance in the United States. City legislative bodies must avoid scheduling meetings on the religious holidays listed below.

Religion	Holiday	2027 Date(s)
Shinto	New Year	1/1/2027 thru 1/3/2027
Hindu	Makara Sankranti	1/14/2027
Cultural	Chinese New Year (Eve, Day, Lantern Festival)	2/5, 2/6, 2/20
Islam	Ramadan (Eve & First Night)	2/7/2027 thru 2/8/2027
Islam	Eid al-Fitr	3/9/2027 thru 3/10/2027
Cultural	Nowruz*	3/21/2027
Hindu	Holi	3/22/2027
Christian	Good Friday	3/26/2027
Christian	Easter Sunday	3/28/2027
Jewish	Passover Nights 1 & 2 (7*, 8*)	4/21 - 4/22 (4/28, 4/29)
Islam	Eid al-Adha	5/16/2027 thru 5/17/2027
Buddhist	Vesak	5/20/2027
Jewish	Shavuot*	6/10/2027 thru 6/12/2027
Shinto	Obon Ceremony*	8/13/2027 thru 8/15/2027
Jewish	Rosh Hashanah	10/1/2027 thru 10/3/2027
Hindu	Dussehra	10/9/2027
Jewish	Yom Kippur	10/10/2027 thru 10/11/2027
Jewish	Sukkot (1st Day)*	10/15/2027 thru 10/16/2027
Jewish	Shmini Atzeret/ Simchat Torah*	10/22/2027 thru 10/24/2027
Hindu	Diwali	10/29/2027
Baha'i Faith	Birth of Bab	10/30/2027
Baha'i Faith	Birth of Baha'u'llah	10/31/2027
Jewish	Chanukah (1st night)	12/24/2027
Christian	Christmas	12/25/2027
Cultural	Kwanzaa	12/26/2027 thru 1/1/2027
Jewish	Shabbat (Friday sunset to Saturday sunset)*	Weekly

** Meetings not prohibited, but avoid scheduling meetings if possible*

Off-Agenda 1

Policy Review Status Updates

Updated October 27, 2026

POLICY REVIEW STATUS REPORT

Guiding Authority

Section 125(3)(a)(1) and Section 125(17)(a) of the Berkeley City Charter[1]

Case Load Overview

As of October 27, 2026, the Police Accountability Board (PAB) has two (2) active policy reviews and one (1) policy complaint referred to the Policy Reviews Subcommittee for preliminary assessment

Policy Review Number	2025-PR-0001
Policy Topic	Contact Between Complaint Subject Officer and Complainant During Calls for Service
Relevant Policy	BPD Policy 1004 "Anti-Retaliation" BPD Policy 1010 "Personnel Complaints"
Status	Open
Date Presented to the PAB	02/19/2025
Anticipated Completion	The review is currently being evaluated to determine the appropriate next steps and timeline for completion.
Assigned To	Chair Cayetano & Board Member Sharma
Summary	
The Complainant reported two interactions with BPD in January 2025, involving officers who were either subjects of their prior complaints to the PAB or involved in other litigation. They expressed concerns about potential retaliation or bias, believing they should not interact with officers they had previously filed complaints against.	
Activity Report	
On September 9, 2026, this policy review was reassigned to Chair Cayetano and Board Member Sharma. ODPA staff has transmitted the material relevant to the review.	

[1] Berkeley City Charter: https://berkeley.municipal.codes/Charter/125

Updated October 27, 2026

Policy Review Number	2025-PR-0004
Policy Topic	Public Recording of Police Activity
Relevant Policy	BPD Policy 426 "Public Recording of Police Activity
Status	Open
Date Presented to the PAB	6/25/2025
Anticipated Completion	The review is currently being evaluated to determine the appropriate next steps and timeline for completion.
Assigned To	ODPA
Summary	
The Complainant expressed concerns with the Berkeley Police Department's General Order D-2, "Public Recording of Police Activity," (now BPD Policy 426) following an incident on June 4, 2025, in which they allege they were physically prevented by three officers from observing and documenting police activity at 8th and Harrison Street. The Complainant argues that the policy fails to clearly affirm the First Amendment rights of onlookers and does not adequately direct officers to limit the use of "police lines" to situations where such restrictions are necessary for officer safety or to protect the integrity of an investigation.	
Activity Report	
On September 23, 2026, the policy complaint was reassigned to ODPA staff after the scope of the review was reevaluated. The PAB requested that ODPA complete the review within the next six months per the guidance in its policy manual.	

Policy Review Number	2026-PR-0004
Policy Topic	Emergency Response Routes Near Schools and Traffic Control at Collision Scenes
Relevant Policy	BPD Policy 309 "Officer Response to Calls" BPD Policy 501 "Motor Vehicle Collision Investigations"
Status	Pending preliminary assessment by the Policy Review Subcommittee
Date Presented to the PAB	10/21/2026
Anticipated Completion	TBD following the Subcommittee's assessment and subsequent PAB action.
Assigned To	Policy Review Subcommittee
Summary	
The complainant raised safety concerns about police vehicles responding to a September 21, 2026 collision through an active school drop-off area near Sylvia Mendez Elementary School and the absence of officer-directed traffic control at the collision scene at Ashby Avenue and Fulton Street. The complainant requested that	

Updated October 27, 2026

BPD avoid school-adjacent emergency response routes when reasonably feasible and provide active traffic control where collisions or closures divert traffic.
Activity Report
On October 21, 2026, the PAB approved ODPA's recommendation to refer the complaint to the Policy Reviews Subcommittee for further research and assessment of whether to accept it for policy review. The Subcommittee will return to the PAB with its recommendation and, if further review is recommended, a proposed scope and assignment.

Off-Agenda 2

Legislative Updates Relevant to the PAB's Work

MEMORANDUM

Date: October 30, 2026
To: Honorable Members of the Police Accountability Board
From: Mary Opler, Director of Police Accountability
Jose Murillo, ODPA Policy Analyst
Subject: Legislative Updates

The purpose of this memorandum is to provide a legislative update to the PAB, enabling them to stay informed about changes in local, state, and federal law.

State Legislative Updates[1]

The following bills are being proposed in the state of California regarding peace officers:

NAME OF LEGISLATION	STATUS	SUMMARY/PURPOSE
AB 1537 (Bryan) – Peace Officers: Secondary Employment	*09/30/26 - Vetoed by Governor.*	Prohibits peace officers from engaging in part-time or any other form of secondary employment for the United States (U.S.) Department of Homeland Security (DHS) or any other entity that engages in immigration enforcement
AB 1544 (Krell) – Court proceedings: media access	*09/27/26 – Approved by the Governor. Chaptered by Secretary of State - Chapter 520, Statutes of 2026.*	Clarifies and strengthens public access rights to court proceedings by prohibiting officials from restricting entry to open court settings—except as necessary to maintain order—makes violations enforceable under the Bane Act, and affirms that existing access rights are not limited or reduced.

[1] https://post.ca.gov/Status-of-Current-Legislation

AB 1627 (Avila Farias) - Public employment: disqualifications	09/29/26 - *Approved by the Governor. Chaptered by Secretary of State - Chapter 739, Statutes of 2026.*	Disqualifies a person previously employed by the United States Immigration and Customs Enforcement (ICE) or specified out-of-state corrections departments, during specified time periods, from being employed as a peace officer
AB 1896 (Gonzalez) – Public employment: disqualifications	*09/30/26 - Vetoed by Governor.*	Amends various existing laws relating to disqualification from public employment, minimum standards relating to peace officers, and adds certain criteria for an individual employed by an entity that engaged in immigration enforcement on or after January 20, 2025, to January 20, 2029, except as provided, among other provisions.
AB 2347 (Ahrens) – Commission on Peace Officer Standards and Training: hate crime training and guidelines	*05/14/2026 - In committee: Held under submission.*	Requires the Peace Officer Standards and Training Commission (POST) to conduct a comprehensive review of hate crimes training programs and adopt evidence-based training requirements to fill any gaps in the handling of hate crimes, as specified.
SB 691 (Wahab) – Body-worn cameras: policies	*09/20/26 - Approved by the Governor. Chaptered by Secretary of State. Chapter 416, Statutes of 2026.*	This bill requires, on or before July 1, 2027, each law enforcement agency that has a body-worn camera policy to update that policy to include a procedure for emergency service personnel to request, prior to any public release, the redaction of evidentiary and nonevidentiary recordings of a patient undergoing medical or psychological evaluation, procedure, or treatment by emergency service personnel.
SB 1105 (Perez) – Law Enforcement	*09/30/26 - Vetoed by the Governor. In Senate. Consideration of Governor's veto pending.*	Current law grants limited arrest authority—and in some cases peace officer status—to federal law enforcement under specific conditions. This bill removes those authorities and prohibits California agencies from participating in joint task forces involving profiling, while requiring

		Attorney General approval and compliance standards for interagency agreements.

Additional legislation pertaining to public safety in the state of California may be monitored here: https://legiscan.com/CA/legislation. ODPA staff will continuously monitor new legislation and update the PAB throughout the year.

The BPD's Policy and Training Bureau issues an annual legislative update that summarizes legal changes impacting law enforcement. Unless stated otherwise, the changes outlined in the updates took effect in January of the corresponding year. The following BPD Policies include the legislative updates for 2026.

SOURCE	LINK
BPD Policy 1507 "2026 Legislative & Case Law Update"	https://berkeleyca.gov/sites/default/files/2026-02/RELEASE_20260127_T171031_Berkeley%20PD%20Policy%20Manual.pdf#Page=1061
The California Peace Officers Association also provides a yearly California Legislative and Legal Digest.	https://cpoa.org/wp-content/uploads/2024/11/2025-Legislative-Legal-Digest.pdf

Lexipol Policy Updates

The following Lexipol policies have been updated since the PAB's October 21, 2026 meeting:

BPD POLICY	DESCRIPTION OF CHANGES
1010 "Personnel Complaints"	Revises pronoun usage and corrects punctuation and duplicate wording in administrative investigation procedures, disciplinary appeal rights, and POST reporting provisions. Deletes several references to "officer" in the Brady-list paragraph.
704 "Cash Handling, Security and Management"	Removes "Special Investigations Bureau" from the routine cash-handling provision, referring generally to supervisor duties.
339 "Community Relations"	Adds Crime Prevention Through Environmental Design (CPTED) as an example within the existing Neighborhood Watch and crime prevention programs provision.
1000 "Recruitment and Selection"	Removes "records of police misconduct" as a separate screening item and the specific

	reference to the National Decertification Index, while retaining other personnel-record and decertification checks. Removes the Labor Code § 980 citation but retains restrictions on accessing password-protected social media accounts. Adds periodic review of employment standards and statutory citations for fingerprint checks. Makes minor wording corrections.
1003 “Grievance Procedure”	Revises the purpose statement and adds explicit protections against discrimination, coercion, restraint, or retaliation for employees submitting or participating in grievances. Assigns coordination of the grievance process to the Chief of Police or designee. Updates pronouns, punctuation, and section numbering.
603 “Informants”	Adds guidance requiring use of informant information to follow investigative procedures and the Investigation and Prosecution Policy. Changes the file classification from “unreliable” to “unsuitable.” Prohibits telling informants an exact payment amount or percentage in advance and adds payment recommendations by the Detective Bureau Lieutenant, in consultation with the Investigations Division Captain, subject to Chief approval. Makes minor editorial corrections.
413 “Rapid Response and Deployment”	Adds public communication protocols, incident command and unified command structures, coordination with emergency medical and fire services, tactical and medical equipment provision and maintenance, and post-incident recovery, including victim support and after-action review, to critical incident planning considerations. Makes minor wording corrections.
406 “Hazardous Material Response”	Adds a policy statement emphasizing public and responder safety. Expands guidance for identifying hazardous materials from a safe distance using observation devices, including binoculars, spotting scopes, and unmanned aerial systems, and lists additional

	identification sources. Adds access to the North American Emergency Response Guidebook and states that the Policy & Training Unit should ensure annual hazardous materials training for all officers. Renumbers affected sections.
326 "Reserve Officers"	Reorganizes and renumbers existing provisions. Adds reserve officer badge and identification standards, uniform and equipment requirements, mandatory meeting attendance, and performance evaluations during field training and annually afterward.

Berkeley City Council & Council Committee Meeting Updates

The following items are under consideration by the City Council or its committees and are relevant to the PAB:

November 2, 2026 Agenda and Rules Committee (Considering Draft Agenda for November 17, 2026)

Item #	Item Description	Recommendation
27	Pursuant to Chapter 2.99 of the Berkeley Municipal Code – Annual Surveillance Technology Report for Body Worn Cameras, Parking Enforcement Officer Automated License Plate Readers, the Street Level Imagery Project, Unmanned Aerial Systems, and Fixed Automated License Plate Readers.	Pursuant to Chapter 2.99 of the Berkeley Municipal Code, adopt a Resolution accepting the Surveillance Technology Report.

Off-Agenda 3

List of Remaining 2026 PAB Meetings

Remaining 2026 Police Accountability Board Meetings

City of Berkeley – Police Accountability Board

The following are the remaining scheduled Police Accountability Board meetings for calendar year 2026, based on the 2026 PAB Meeting Calendar.

Meeting Date
November 4, 2026
December 9, 2026