



**APPROVED**  
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**POLICE ACCOUNTABILITY BOARD  
REGULAR MEETING  
MINUTES**

**Wednesday, January 11, 2023, 6:30 P.M.**

*Virtual Meeting*

**No physical location; meeting held exclusively through videoconference and teleconference.**

**1. CALL TO ORDER & ROLL CALL BY CHAIR MOORE AT 6:43 P.M.**

Present: Board Member John Moore (Chair)  
Board Member Kitty Calavita  
Board Member Regina Harris  
Board Member Juliet Leftwich  
Board Member Deborah Levine  
Board Member Cheryl Owens  
Board Member Ismail Ramsey

Absent: None.

ODPA Staff: Hansel Aguilar, Director of Police Accountability  
Beneba Thomas, DPA Investigator  
Jose Murillo, Associate Management Analyst

BPD Staff: Interim Chief Louis  
Lt. Reece

**2. APPROVAL OF AGENDA (5 MINUTES)**

**Motion to approve the agenda.**

Moved/Second (Leftwich & Levine) – MOTION CARRIED

Ayes: Calavita, Harris, Leftwich, Levine, Moore, Owens, and Ramsey.

Noes: None Abstain: None Absent: None

3. **PUBLIC COMMENT**

- 3 Speakers

4. **APPROVAL OF MINUTES (5 MINUTES)**

(Regular meeting of December 9, 2022.)

**Motion to approve the regular meeting minutes for December 9, 2022**

Moved/Second (Owens & Leftwich) – MOTION CARRIED

Ayes: Calavita, Harris, Leftwich, Levine, Moore, Owens, and Ramsey.

Noes: None      Abstain: None      Absent: None

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

(Announcements, updates, and other items.)

- Director Aguilar provides an update on the current work of the Office of the Director of Police Accountability (ODPA). He also provided additional information regarding the status of PAB and staff vacancies.
- Director Aguilar and ODPA staff answer questions from the PAB member.

6. **CHAIR AND BOARD MEMBERS' REPORTS (5 MINUTES)**

- No announcements or updates were made by the Chair or Board members.

7. **Chief of police's report (10 minutes)**

- Interim Chief Louis provided updates on staffing, cases of interest, and policy being worked on by BPD. As it relates to policy, she informs the PAB that BPD is working on a surveillance technology acquisition report and drone policy that will be presented to the PAB for review and recommendation. The policy is being reviewed by the City Attorney's office.

8. **SUBCOMMITTEE REPORTS (discussion and action) (10 min)**

- a. Controlled Equipment Subcommittee. (Welcome more Board members to join.) (Chair: Moore)
- Chair Moore invites additional board members to join the subcommittee.
- b. Policy and Practices relating to the Downtown Task Force and Bike Unit Allegations (Chair: Owens)

- Subcommittee Chair Owens provides an update on the progress of the subcommittee's policy investigation.

**9. OLD BUSINESS (discussion and action) (15 min)**

- a. Discussion regarding future access to BPD Internal Affairs Bureau Reports and information (Calavita)

**Motion to write a letter to the Interim Chief requesting the continuous production of complaints filed with the Berkeley Police Department's Internal Affairs Bureau (External and Internal Complaints).**

Moved/Second (Calavita & Leftwich) - MOTION CARRIED

Ayes: Calavita, Harris, Leftwich, Levine, Moore, Owens, and Ramsey.

Noes: None

Abstain: None

Absent: None

**10. NEW BUSINESS (discussion and action) (45 min)**

- a. Nomination of PAB Chairperson and Vice-Chairperson (10 min) – (ODPA Staff)

- Chair Moore was nominated for Chair by Board member Calavita and the nomination was seconded by Board member Leftwich.
- Board member Owens was nominated for Vice Chair by Board member Leftwich and the nominated was seconded by Chair Moore. Board member Owens declined the nomination.
- No further nominations were made. The nomination process and vote will continue at the next regular meeting (January 31, 2023).

- b. Discussion regarding a potential reoccurring agenda item for the review of updated Lexipol policies (10 min) - (Owens)

- Board members express that this item is important but they must defer it until the PAB's vacancies are filled.

- c. Discussion regarding recent LA Times article (10 min.) – (Moore)

- This item was brought to the attention of the Board for situational awareness.

- d. Presentation of Findings and Recommendation(s) for Policy Complaint #31 – Drone Usage Policy (15 minutes) – (ODPA Staff)

**Motion to close Policy Complaint #31**

(See page 22 of the agenda packet for more information.)

Moved/Second (Leftwich & Owens) Motion Carried.

Ayes: Calavita, Harris, Leftwich, Levine, Moore, Owens, and Ramsey.

Noes: None

Abstain: None

Absent: None

**11. PUBLIC COMMENT (TBD)**

- 1 speaker.

**CLOSED SESSION**

*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 take action on the following matter(s):*

**12. PRESENTATION OF RECOMMENDATION(S) REGARDING COMPLAINT #21 (10 MIN)**

**Motion to administratively close complaint #21.**

Moved/Second (Owens & Leftwich) Motion Carried.

Ayes: Calavita, Harris, Leftwich, Levine, Moore, and Owens.

Noes: None

Abstain: Ramsey

Absent: None

**13. PRESENTATION OF RECOMMENDATION(S) REGARDING COMPLAINT #30 (10 MIN)**

**Motion to defer further action to the next regular meeting in order for the ODPa to gather requested information.**

Moved/Second (Owens & Harris) Motion Carried.

Ayes: Calavita, Harris, Leftwich, Levine, Moore, Owens, and Ramsey.

Noes: None

Abstain: None

Absent: None

**14. PENDING CASE UPDATES (5 MIN)**

- Item deferred to the next meeting

**END OF CLOSED SESSION**

**15. ANNOUNCEMENT OF CLOSED SESSION ACTION (1 minute)**

- Chair Moore reports the closed session actions.

**16. ADJOURNMENT (1 minute)**

- Meeting adjourned at 9:45 pm.