



**POLICE ACCOUNTABILITY BOARD**  
REGULAR MEETING AGENDA  
**WEDNESDAY, April 17, 2024**  
**6:30 P.M.**

Board Members

John Moore III (Chair)  
Kitty Calavita  
Brent Blackaby  
Alexander Mozes

Leah Wilson (Vice-Chair)  
Juliet Leftwich  
Joshua Cayetano

**MEETING LOCATION**

North Berkeley Senior Center  
1901 Hearst Avenue  
Berkeley, CA 94709

Video Recording: <https://youtu.be/xlPdHy4WTY4?si=pFnEGX-EZqjbaNXN>

Minutes

**1. CALL TO ORDER AND ROLL CALL AT 6:33 PM**

**Present:** Board Member John Moore (Chair).  
Board Member Leah Wilson (Vice-Chair)  
Board Member Juliet Leftwich  
Board Member Brent Blackaby  
Board Member Joshua Cayetano  
Board Member Alexander Mozes

**Absent:** Board Member Calavita.

**ODPA Staff:** Hansel Aguilar, Director of Police Accountability  
Jayson Wechter, Investigator  
Jose Murillo, Program Analyst  
Keegan Horton, Investigator

**BPD Staff:** Deputy Chief Tate  
Lt. Montgomery

**CAO Staff:** Stephen Hylas, Deputy City Attorney

**CMO Staff:** Rex Brown, DEI Officer

## 2. APPROVAL OF AGENDA

### **Motion to approve the agenda.**

Moved/Second (Leftwich/Wilson)

Ayes: Blackaby, Cayetano, Leftwich, Moore, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Calavita.

## 3. PUBLIC COMMENT

2 Physical Present Speakers

0 Virtually Present Speakers

## 4. APPROVAL OF MINUTES

a. Minutes for the Regular Meeting of March 27, 2024

### **Motion to approve the Regular Meeting Minutes of March 27, 2024.**

Moved/Second (Blackaby/Leftwich)

Ayes: Blackaby, Cayetano, Leftwich, Moore, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Calavita.

## 5. ODPa STAFF REPORT

Director Aguilar acknowledges the 51<sup>st</sup> Anniversary of Civilian Oversight in Berkeley. He provides an update on upcoming trainings and ODPa's budget timelines. Investigator Horton provides a brief legislative update. Rex Brown provides operational updates and an update on the RFP submission process for EIS.

## 6. CHAIR AND BOARD MEMBERS' REPORTS

Board Member Cayetano provides an update on his conversations with the BPD regarding the request for proposals related to the BPD's Early Intervention System (EIS).

## 7. CHIEF OF POLICE'S REPORT

Deputy Chief Tate provides updates on staffing, training, and cases of interest.

## 8. SUBCOMMITTEE REPORTS

Subcommittees report on their activities.

## 9. NEW BUSINESS

a. Discussion and Action regarding the PAB-ODPA Triennial Report

### **Motion to approve the PAB-ODPA Triennial Report with the notes and edits presented by the Board.**

Moved/Second (Blackaby/Leftwich)

Ayes: Blackaby, Cayetano, Leftwich, Moore, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Calavita.

b. Discussion and Action on the BPD's 2023 Police Equipment and Community Safety Ordinance Annual Report (10 MINUTES)

i. Approval or denial of the 2023 Report.

**Motion to approve the BPD's 2023 Police Equipment and Community Safety Ordinance Annual Report with edits to the letter notifying the BPD.**

Moved/Second (Cayetano/Leftwich)

Ayes: Blackaby, Cayetano, Leftwich, Moore, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Calavita.

ii. Discussion of AB 481 Community Meeting Requirement for Military Equipment Reporting.

**Motion to amend the PAB's letter regarding the BPD's 2023 Police Equipment and Community Safety Ordinance Annual Report to clarify the understanding of the PAB that the presented report is intended to also satisfy the requirements of AB 481 and that the BPD is required to have a community meeting within 30 days of presenting it to the Berkeley City Council.**

Moved/Second (Wilson/Leftwich)

Ayes: Blackaby, Cayetano, Leftwich, Moore, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Calavita.

c. Discussion and Action on the ODPAs Budget Request Recommendations for the FY25-26 PAB-ODPA Operational Budget

**Motion to support the Director of Police Accountability in requesting additional resources.**

Moved/Second (Wilson/Leftwich)

Ayes: Blackaby, Cayetano, Leftwich, Moore, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Calavita.

**10. PUBLIC COMMENT**

0 Physical Present Speakers

1 Virtually Present Speakers

**11. CLOSED SESSION**

**CLOSED SESSION ITEMS**

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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. The ODPa provided case updates and the PAB made the following motions.

**Motion to accept the ODPa's findings and recommendations for ODPa Complaint Number 2023-CI-0012.**

Moved/Second (JC/AM)

Ayes: Blackaby, Cayetano, Leftwich, Moore, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Calavita.

**Motion to accept the ODPa's findings and recommendations for ODPa Complaint Number 2023-CI-0014.**

Moved/Second (AM/LW)

Ayes: Blackaby, Cayetano, Leftwich, Moore, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Calavita.

**Motion to accept the ODPa's recommendation to administratively close ODPa Complaint Number 2023-CI-0017.**

Moved/Second (LW/AM)

Ayes: Blackaby, Cayetano, Leftwich, Moore, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Calavita.

**Motion to accept the ODPa's recommendation to administratively close ODPa Complaint Number 2024-CI-0007.**

Moved/Second (LW/JL)

Ayes: Blackaby, Cayetano, Leftwich, Moore, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Calavita.

**END OF CLOSED SESSION**

**12. ANNOUNCEMENT OF CLOSED SESSION ACTIONS**

Chair Moore announces the closed session actions.

**13. ADJOURNMENT**

**Motion to adjourn.** Moved/Second (Blackaby/Mozes) The meeting was adjourned at 9:22 PM by unanimous consent.

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Minutes Approved on: May 8, 2024

Hansel Aguilar, Commission Secretary:   
[Hansel Aguilar \(Aug 13, 2024 13:43 CDT\)](#)

# 2024-04-17 Regular Meeting Minutes

Final Audit Report

2024-08-13

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