



**POLICE ACCOUNTABILITY BOARD**  
REGULAR MEETING MINUTES  
**WEDNESDAY, SEPTEMBER 11, 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  
David Williams

**MEETING LOCATION**

2020 Milvia Street, Suite 250  
Berkeley, CA 94704

Meeting Recording: <https://youtu.be/NvJujekeygLw?si=H5pKLTm3sDXqwzdo>

**MINUTES**

**1. CALL TO ORDER AND ROLL CALL**

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

**Absent:** None.

**ODPA Staff:** Hansel Aguilar, Director of Police Accountability  
Jose Murillo, Policy Analyst  
Jayson Wechter, Investigator  
Keegan Horton, Investigator  
Dr. Dela Morris, Administrative Analyst

**BPD Staff:** Deputy Chief Tate  
Lt. Montgomery  
**CAO Staff:** DCA Hylas  
**CMO Staff:** Dr. Carianna Arredondo, Assistant to the City Manager  
Rex Brown, DEI Officer

## 2. APPROVAL OF AGENDA

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

Moved/Second (Calavita/Blackaby) Motion carried.

Ayes: Blackaby, Calavita, Cayetano, Leftwich, Mozes, Moore, Wilson, and Williams

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

## 3. PUBLIC COMMENT

*0 Physical Present Speaker(s)*

*0 Virtually Present Speaker(s)*

## 4. APPROVAL OF MINUTES

- a. Minutes for the Regular Meeting of July 24, 2024

### **Motion to approve the Regular Meeting of July 24, 2024**

Moved/Second (Leftwich/Calavita) Motion carried.

Ayes: Blackaby, Calavita, Cayetano, Leftwich, Mozes, Moore, Wilson, and Williams

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

## 5. ODPa STAFF REPORT

Director Aguilar provided updates on staffing, the ODPa's new office location, Use of Force Community input sessions, participation at the NOBLE conference, and upcoming reports to the City Council. He also brings to the PAB's attention the BART Office of the Independent Police Auditor's (OIPA) efforts for greater independence and their call for community support.<sup>1</sup>

Dr. Arredondo updated the PAB on the Fall 2024 Reimagine Safety Report, set for October 29 at a special meeting. She also noted the SCU assessment won't be complete until Spring 2025. Community members can now review Task Force archives<sup>2</sup>.

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<sup>1</sup> Sample letter provided by BART OIPA: <https://berkeleyca.gov/sites/default/files/legislative-body-meeting-attachments/Support%20of%20OIPA%20Motion%20Letter%20Final.pdf>

<sup>2</sup> Reimagining Public Safety Task Force Reports: <https://berkeleyca.gov/your-government/boards-commissions/reimagining-public-safety-task-force>

DEI Officer Brown will meet with the new city manager next week, and the DEI webpage is being updated with liaison contacts.

## **6. CHAIR AND BOARD MEMBERS' REPORTS**

Chair Moore informed the Board that he and Director Aguilar attended the NOBLE Conference, gaining valuable insights and meeting the creators of ABLE. He committed to keeping the Board informed about ABLE and ensuring Berkeley's representation at future conferences.

## **7. CHIEF OF POLICE'S REPORT**

Deputy Chief Tate reports on notable crimes, cases, and other items of interest to the PAB, and addresses their questions.

## **8. SUBCOMMITTEE REPORTS**

Subcommittees report on their activities, including updates from the Fair and Impartial Policing, Policies and Practices, Policy Review, and Budget and Metrics subcommittees.

## **9. NEW BUSINESS**

- a. Discussion and action on the status of the PAB and ODPa Regulations for Handling Investigations and Complaints (Calavita)

**Motion to consider alternates for conflict of interest complaints during a hearing or immediately following a hearing for Board members that may have financial or personal connections to a complainant.**

Moved/Second (Calavita/Blackaby) **Motion Withdrawn after deliberation.**

- b. Discussion and action on the Operation and Processes Subcommittee's recommendations for changes in the PAB's Policy Review Process (Wilson)

No action taken.

- c. Discussion and action regarding the 2025 PAB Strategic Planning Session (ODPA)

No action taken.

- d. Discussion and action regarding Citygate Associates, LLC Workload Organizational Study of the Berkeley Police Department<sup>3</sup> (ODPA)

No action taken. ODPa staff to provide additional analysis.

- e. Discussion and action regarding the City Manager’s Off-Agenda Reports to City Council<sup>4</sup>:
  - i. City Manager Report: Specialized Care Unit (SCU) Program Update (ODPA)

No action taken.

- ii. City Manager Report: Fixed Automated License Plate Reader Deployment Plan (ODPA)

No action taken.

### 10. PUBLIC COMMENT

0 Physical Present Speaker(s)

0 Virtually Present Speaker(s)

### 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. Case Updates and Recommendations Regarding Complaints Received by the ODPa:
  - i. 2023-CI-0012
  - ii. 2023-CI-0014
  - iii. 2023-CI-0016
  - iv. 2024-CI-0003
  - v. 2024-CI-0004
  - vi. 2024-CI-0009
  - vii. 2024-CI-0011
  - viii. 2024-CI-0012

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<sup>3</sup> To read the full report, please visit:  
<https://berkeleyca.gov/sites/default/files/documents/Berkeley%20Workload%20Organizational%20Study%20of%20the%20Police%20Department%20%2809-04-24%29.pdf>

<sup>4</sup> This item is submitted for the full Board's consideration, should they decide to convey their position to the Council via a letter, in accordance with [Section VI.C.1. of the Berkeley Commissioner’s Manual](#). These reports discuss matters that are relevant to the Board and directly connected to ongoing discussions or previous recommendations.

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**Motion to accept staff recommendations in ODPa Case 2024-CI-0011.**

Moved/Second (Wilson/Mozes) Motion carried.

Ayes: Blackaby, Calavita, Cayetano, Leftwich, Mozes, Moore, Wilson, and Williams

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

**END OF CLOSED SESSION**

**12. ANNOUNCEMENT OF CLOSED SESSION ACTIONS**

Chair Moore announces the closed session actions.

**13. ADJOURNMENT**

Motion to adjourn. Moved/Second (Wilson/Leftwich) The meeting was adjourned at 9:16 PM by unanimous consent.

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Minutes Approved on: September 25, 2024

Hansel Aguilar, Commission Secretary:  Hansel Aguilar (Oct 1, 2024 10:27 PDT)

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# 2024-09-11 Regular Meeting Minutes

Final Audit Report

2024-10-01

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