



**POLICE ACCOUNTABILITY BOARD
SPECIAL MEETING MINUTES
WEDNESDAY, DECEMBER 17, 2025
6:30 P.M.**

Board Members

Joshua Cayetano (Chair)	Leah Wilson (Vice-Chair)
Kitty Calavita	Juliet Leftwich
Randy Wells	Joshua Buswell-Charkow

MEETING LOCATION

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

Minutes

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

Present: Board Member Joshua Cayetano (Chair)
Board Member Kitty Calavita
Board Member Juliet Leftwich
Board Member Randy Wells
Board Member Buswell-Charkow¹

Absent: Board Member Leah Wilson (Vice Chair)²

ODPA Staff: Hansel Aguilar, Director of Police Accountability
Syed Mehdi, Data Analyst
Jose Murillo, Policy Analyst
Daniel Weinberg, Investigative Clerk

BPD Staff: Deputy Chief Tate
Lt. Coats

¹ Board Member Buswell-Charkow arrived late and joined the meeting at 6:35 PM.

² Vice Chair Wilson was granted a Leave of Absence for the December 17th, 2025 PAB Special Meeting.

2. APPROVAL OF AGENDA

Motion to Approve the Agenda with an amendment removing Item 9D and postponing it to a later meeting date.

Moved/Second (Cayetano/Wells) Motion carried.

Ayes: Cayetano, Calavita, Leftwich, Wells.

Noes: None. Abstain: None. Absent: Wilson, Buswell-Charkow.

3. PUBLIC COMMENT

0 Physically Present Speakers

1 Virtually Present Speakers

4. APPROVAL OF MINUTES

a. Minutes for the Special Meeting of December 3, 2025

Motion to approve the minutes for the Special Meeting of December 3, 2025

Moved/Second (Leftwich/Calavita) Motion carried.

Ayes: Cayetano, Calavita, Leftwich, Wells, and Buswell-Charkow.

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

5. ODDPA STAFF REPORT

Director Aguilar gave an update on the City's ongoing budget development process, noting that for the current budget cycle, the Mayor has directed Councilmember offices and Charter Officers to review their budgets and identify potential reductions of up to ten percent.

6. CHAIR AND BOARD MEMBERS' REPORTS

No activities have been reported since the last PAB meeting on December 3, 2025.

7. CHIEF OF POLICE'S REPORT

Deputy Chief Tate updates the PAB on recent incidents, community engagement activities, and staffing. DC Tate reported on a recent fatal traffic collision and an assault incident, noted the department's participation in Heroes and Helpers and upcoming holiday events, and shared that two police sergeants would be retiring. DC Tate also responded to Board Member questions.

8. SUBCOMMITTEE REPORTS

Subcommittees report on their activities since the last PAB Special Meeting on December 3, 2025.

9. DISCUSSION AND ACTION ITEMS

- a. Presentation by Hans Johnson, Chair of the Los Angeles County Civilian Oversight Commission, on California Assembly Bill 847. (ODPA)

The PAB received a presentation by Hans Johnson, Chair of the Los Angeles County Civilian Oversight Commission, on California Assembly Bill 847, and the PAB engaged in a discussion. No formal action was taken.

- b. Discussion and action on the annual review of the Use of Force Policy to reflect developing practices and procedures per SB 230 and BPD Policy 300.13 “Policy Review and Updates” (ODPA)

BPD presented a working draft of proposed updates to Policy 300 on use of force,³ intended to reflect SB 230, Government Code § 7286,⁴ and evolving practices. BPD indicated that further substantive review would occur through a Policy Subcommittee. Board Members discussed the proposed revisions, noted limited subcommittee capacity, and agreed that no action would be taken at this time.

- c. Discussion and action on the proposed 2026 Police Accountability Board Regular Meeting schedule (ODPA)

Motion to approve the 2026 Police Accountability Board regular meeting calendar, with amendments rescheduling the January meetings to January 7 and January 21, the July meetings to July 8 and July 22, and the December meeting from December 2 to December 9.

Moved/Second (Cayetano/Leftwich) Motion carried.

Ayes: Cayetano, Calavita, Leftwich, Wells, Buswell-Charkow.

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

10. PUBLIC COMMENT

0 Physically Present Speakers

0 Virtually Present Speakers

11. CLOSED SESSION (1 HOUR)

CLOSED SESSION ITEMS

³ BPD Policy 300 – Use of Force Presentation: <https://berkeleyca.gov/sites/default/files/legislative-body-meeting-attachments/BPD%20Policy%20300%20Use%20of%20Force%20Revision%20Slides.pdf>

⁴ GC §7286:
https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?sectionNum=7286&lawCode=GOV

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: Hansel Aguilar, Director of Police Accountability; Kitty Calavita and Julie Leftwich, Members, Police Accountability Board Regulations Subcommittee

Employee organization: Berkeley Police Association

The PAB received updates on the status of their permanent regulations for investigating complaints.

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

Motion to accept the ODPa's recommendations in ODPa Complaint 2025-CI-0019.

Moved/Second (Cayetano/Leftwich) Motion carried.

Ayes: Cayetano, Calavita, Leftwich, Wells, Buswell-Charkow

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

Motion to authorize the PAB to join as a party of interest and to seek enforcement of the Director of Police Accountability's subpoena in order to provide the PAB with the information necessary to affirm, modify, or reject the Director's findings in ODPa 2025-CI-0020.

Moved/Second (Cayetano/Wells) Motion carried.

Ayes: Cayetano, Calavita, Leftwich, Wells, Buswell-Charkow

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

END OF CLOSED SESSION

12. ANNOUNCEMENT OF CLOSED SESSION ACTIONS

Chair Cayetano announced the closed session actions.

13. ADJOURNMENT

Motion to adjourn. Moved/Second (Leftwich/Cayetano). The meeting was adjourned at 8:57 PM by unanimous consent.

Minutes Approved On: 01/07/2026

Hansel A. Aguilar, Commission Secretary

