



POLICE ACCOUNTABILITY BOARD
REGULAR MEETING MINUTES
WEDNESDAY, DECEMBER 11, 2024
6:30 P.M.

Board Members

John Moore III (Chair)
Kitty Calavita
Joshua Cayetano
David Williams

Leah Wilson (Vice-Chair)
Juliet Leftwich
Alexander Mozes

MEETING LOCATION

Office of the Director of Police Accountability
1900 Addison Street, Floor 3
Berkeley, CA 94704
([Click here for Directions](#))

Video Recording: https://youtu.be/Nt_YPFOJ60Q?si=Zk5MBW5eTKftJHwm

MINUTES

1. CALL TO ORDER AND ROLL CALL AT 6:34 PM

Present: Board Member John Moore (Chair)
Board Member Kitty Calavita
Board Member Juliet Leftwich
Board Member Joshua Cayetano
Board Member David Williams

Absent: Board Member Leah Wilson (Vice Chair)
Board Member Alexander Mozes

ODPA Staff: Hansel Aguilar, Director of Police Accountability
Jayson Wechter, Investigator
Syed Mehdi, Data Analyst

BPD Staff: Captain Schofield

Lt. Rego
CAO Staff: DCA Stephen Hylas
CMO Staff: Dr. Carianna Arredondo, Assistant to the City Manager

2. APPROVAL OF AGENDA (2 MINUTES)

Motion to approve the agenda with the amendment to table item 9A under Old Business to the next meeting.

Moved/Second (Leftwich/Calavita) Motion carried.

Ayes: Calavita, Cayetano, Leftwich, Moore, and Williams.

Noes: None. Abstain: None. Absent: Mozes, and Wilson.

3. PUBLIC COMMENT (TBD)

0 Physically Present Speaker(s)

0 Virtually Present Speaker(s)

4. APPROVAL OF MINUTES (5 MINUTES)

- a. Minutes for the Regular Meeting of November 13, 2024

Motion to approve the minutes for the Regular Meeting on November 13, 2024.

Moved/Second (Calavita/Leftwich) Motion carried.

Ayes: Calavita, Cayetano, Leftwich, Moore, and Williams.

Noes: None. Abstain: None. Absent: Mozes, and Wilson.

5. OPDA STAFF REPORT (10 MINUTES)

Director Aguilar provides updates on the new office space, NOBLE¹ membership, and the ASC conference², as well as a summary of recent NACOLE webinars³. Dr. Arredondo shares insights from the Community Violence Intervention Forum, highlighting their discussion on gun violence reduction strategies.

¹ National Organization of Black Law Enforcement Executives: <https://noblenational.org/>

² American Society of Criminology 2024 Annual Conference: <https://asc41.org/2024-asc-annual-meeting/>

³ National Association Civilian Oversight of Law Enforcement: <https://www.nacole.org/webinars>

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

Chair Moore expresses gratitude to everyone for their dedication and service. Board Member Cayetano thanks Chair Moore for their leadership and service and shares the update that he was sworn into the California Bar. Board Member Williams provides an update on his training and expresses appreciation for the members of the Board.

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

Deputy Chief Schofield (who is filling in for Deputy Chief Tate) shares updates on staffing, training of AEDs⁴ and ALPR⁵ cameras, crime trends, tsunami warnings, and other relevant topics. Board Member Calavita asks for clarification about pepper spray incident. Director Aguilar asks question about time frame investigation regarding pepper spray investigation.

8. SUBCOMMITTEE REPORTS (10 MINUTES)

Subcommittees report on their activities.

Motion to fold in the Body Worn Camera Subcommittee into Policy Subcommittee.
Moved/Second (Cayetano/Calavita) Motion carried.
Ayes: Calavita, Cayetano, Leftwich, Moore, and Williams.
Noes: None. Abstain: None. Absent: Mozes, and Wilson.

9. OLD BUSINESS

- a. Discussion and action on the Operation & Processes Subcommittee's proposed PAB Policy Review Process (Wilson & Mozes) – (15 Minutes)

Tabled to the next meeting.

10. NEW BUSINESS (1 HOUR AND 10 MINUTES)

- a. Discussion and action on new Policy Complaint 2024-PR-0007 in accordance with Section G. "Policy Complaints and Reviews" of the PAB's Standing Rules (ODPA) – (15 Minutes)

Motion to reject Policy Complaint 2024-PR-0007.
Moved/Second (Leftwich/Cayetano) Motion carried.

⁴ Automated External Defibrillator: <https://www.redcross.org/take-a-class/aed/using-an-aed/what-is-aed>

⁵ Automated License Plate Reader: <https://berkeleyca.gov/community-recreation/news/berkeley-police-department-now-utilizing-alpr-cameras-berkeley>

Ayes: Calavita, Cayetano, Leftwich, Moore, and Williams.

Noes: None. Abstain: None. Absent: Mozes, and Wilson.

- b. Discussion and action regarding the status update on ODPa Policy Review 2023-PR-0007 (ODPA) – (15 Minutes)

Motion to split Policy Review 2023-PR-0007 and review within next couple weeks.

Moved/Second (Cayetano/Leftwich) Motion carried.

Ayes: Calavita, Cayetano, Leftwich, Moore, and Williams.

Noes: None. Abstain: None. Absent: Mozes, and Wilson.

- c. Discussion and possible action on the status update regarding the outstanding request to BPD for Vehicle Pursuit Forms (Cayetano) – (5 Minutes)

No action taken.

- d. Discussion and Action on the PAB's Strategic Planning Session for 2025 (ODPA) – (15 Minutes)

- i. Proposed date of the session

No action taken.

- ii. Development of the PAB's 2025 Workplan in accordance with Chapter I, Section E, "Development of a Work Plan," in the City of Berkeley Commissioner's Manual

No action taken.

- e. Discussion and action on the proposed presentation of the PAB's reports to Council (Calavita) – (5 Minutes):

- i. "Berkeley Police Department Texting Offenses: An Independent Investigation by the Police Accountability Board"
 - ii. "2024 Police Accountability Board Report: Fair and Impartial Policing Implementation"

Motion to resubmit "Berkeley Police Department Texting Offenses: An Independent Investigation by the Police Accountability Board" and "2024 Police Accountability Board Report: Fair and Impartial Policing Implementation" reports to council.

Moved/Second (Calavita/Leftwich) Motion carried.

Ayes: Calavita, Cayetano, Leftwich, Moore, and Williams.

Noes: None. Abstain: None. Absent: Mozes, and Wilson.

- f. ODPa Updates for 2025 (ODPA) – (15 Minutes)
 - i. Budget Updates
 - ii. Programmatic Updates

No action taken. Director Aguilar provides updates on the budget, efforts to enhance social media presence, thematic programs, and public safety poll surveys.

11. PUBLIC COMMENT (TBD)

0 Physically Present Speaker(s)

0 Virtually Present Speaker(s)

12. 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.

Motion to administratively close ODPa Complaint No. 2024-CI-0030.

Moved/Second (Calavita/Leftwich) Motion carried.

Ayes: Calavita, Cayetano, Leftwich, Moore, and Williams.

Noes: None. Abstain: None. Absent: Mozes, and Wilson.

Motion to administratively close ODPa Complaint No. 2024-CI-0016 – 2024-CI-0024, 2024-CI-0026 – 2024-CI-0029, 2024-CI-0032 – 2024-CI-0044, 2024-CI-0047, and 2024-CI-0048.

Motion to administratively close ODPa Complaint No. 2024-CI-0030.

Moved/Second (Calavita/Leftwich) Motion carried.

Ayes: Calavita, Leftwich, Moore, and Williams.

Noes: None. Abstain: Cayetano. Absent: Mozes, and Wilson.

END OF CLOSED SESSION

13. ANNOUNCEMENT OF CLOSED SESSION ACTIONS

Chair Moore announces the PAB's closed session actions.

14. ADJOURNMENT (1 MINUTE)

Motion to adjourn. Moved/Second (Calavita/Leftwich). The meeting was adjourned at 9:00 pm by unanimous consent.

Minutes Approved on: 01/08/2024

Hansel Aguilar, Commission Secretary:  _____