



POLICE ACCOUNTABILITY BOARD
REGULAR MEETING AGENDA
WEDNESDAY, JANUARY 8, 2025
6:30 P.M.

Board Members

John Moore III (Chair)
Kitty Calavita
Joshua Cayetano

Leah Wilson (Vice-Chair)
Juliet Leftwich
Alexander Mozes

David Williams

MEETING LOCATION

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

Meeting Recording: https://youtu.be/56WiTDQB_jo?si=R0-MX6gg0B5noCht

Minutes

1. CALL TO ORDER AND ROLL CALL

Present: Board Member John Moore (Chair)
Board Member Kitty Calavita
Board Member Juliet Leftwich
Board Member Joshua Cayetano
Board Member Leah Wilson (Vice Chair)
Board Member Alexander Mozes

Absent: Board Member David Williams¹

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

¹ Board Member Williams was granted a leave of absence.

Nyia Grissam, Administrative Analyst

BPD Staff: Chief Louis
Lieutenant Rego
CAO Staff: DCA Carter
CMO Staff: Dr. Carianna Arredondo, Assistant to the City Manager

2. APPROVAL OF AGENDA

Motion to approve the agenda.

Moved/Second (Moore/Leftwich) Motion carried.

Ayes: Calavita, Cayetano, Mozes, and Wilson.

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

3. PUBLIC COMMENT

0 Physically Present Speaker(s)

0 Virtually Present Speaker(s)

4. APPROVAL OF MINUTES

- a. Minutes for the Regular Meeting of December 11, 2024

Motion to approve the minutes with revisions² for the Regular Meeting of December 11, 2024

Moved/Second (Leftwich/Calavita) Motion carried.

Ayes: Cayetano, Moore, Mozes, and Wilson.

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

5. ODPa STAFF REPORT

Director Aguilar updates on ODPa annual report, social media outreach program, preliminary program of calendars, upcoming meetings, and SFPD Department of Police Accountability audit report.³ Investigator Wechter informs PAB members that there are

² Board Member Leftwich pointed out correction of changing “Body Guard Camera Committee” to “Body Worn Camera Committee” under Subcommittee Reports

³ Report by the San Francisco Department of Police Accountability Titled “San Francisco Police Department: Action is Needed to Ensure the Completeness and Accuracy of Stop Data”: <https://www.sf.gov/sites/default/files/2024-12/FINAL%20-%20ODPA%20Audit%20of%20SFPD%20Stop%20Data.pdf>

currently no upcoming webinars but that on Tuesday, January 21st Lexipol will be hosting a training session on the duty to intervene.⁴ No updates from City Manager's office.

6. CHAIR AND BOARD MEMBERS' REPORTS

Board thanks Chair Moore for his service.

7. CHIEF OF POLICE'S REPORT

Chief Louis shares legislative changes, new statewide parking laws, and gun violence data and intervention programs.

8. SUBCOMMITTEE REPORTS

Subcommittees report on their activities.

9. NEW BUSINESS

- a. Discussion and action on new Policy Complaint 2024-PR-0008 in accordance with Section G. "Policy Complaints and Reviews" of the PAB's Standing Rules (ODPA)

Motion to accept Policy Complaint 2024-PR-0008 and direct ODPa staff to carry out the review

Moved/Second (Calavita/Leftwich) Motion carried.

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

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

- b. Discussion and action regarding the presentation of Policy Review 2023-PR-0007 Part I "Enforcement of Restraining Orders" (ODPA)

Motion to explore the establishing of a webpage with public information regarding Restraining Orders and other resources.

Moved/Second (Cayetano/Calavita) Motion carried.

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

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

⁴ Lexipol Webinar Titled "The Duty to Intervene: What We Have Learned Since George Floyd": <https://info.lexipol.com/webinar-duty-to-intervene-update>

- c. Designation of a presented for the PAB's reports to City Council (ODPA)
 - i. "Berkeley Police Department Texting Offenses: An Independent Investigation by the Police Accountability Board"⁵
 - ii. "2024 Police Accountability Board Report: Fair and Impartial Policing Implementation"⁶

Motion to table the discussion of Fair and Impartial Policing Implementation report until next PAB meeting.

Moved/Second (Calavita/Wilson) Motion carried.

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

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

Motion to designate Board Member Calavita, Chair Moore and Director Aguilar to present the "Berkeley Police Department Texting Offenses: An Independent Investigation by the Police Accountability Board" to the City Council.

Moved/Second (Calavita/Moore) Motion carried.

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

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

- d. ODPa presentation of the proposed outline for the PAB and ODPa's 2024 Annual Report (ODPA)

No action taken.

- e. ODPa Presentation of the Preliminary 2025 Calendar of Events (ODPA)

No action taken.

⁵ The full PAB report can be accessed at the following link:

https://berkeleyca.gov/sites/default/files/documents/2024-08-29%20BPD%20Texting%20Offenses_PAB%20Investigation%20Report_Final.pdf

⁶ The full PAB report can be accessed at the following link:

https://berkeleyca.gov/sites/default/files/documents/2024%20PAB%20Report_FIP%20Implementation_Final.pdf

- f. Discussion and action on establishing a Mutual Aid Agreement Subcommittee, as required by Section K, "Mutual Aid Agreements," of the PAB's Standing Rules (ODPA)

Motion to reissue the request for Berkeley Police Department's MOUs related to Section K and to schedule an amendment of Section K to allow discussion by the full board instead of the subcommittee.

Moved/Second (Wilson/Cayetano) Motion carried.

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

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

- g. Nomination of candidates for the positions of Chair and Vice-Chair for the 2025 Calendar Year as outlined in Section 1(a) to Section 1(c) of the Standing Rules of the Police Accountability Board (ODPA)

The following nominations were made:

Nominee	Role	Nominated by	Nomination Seconded By
Cayetano	Chair	Calavita	Mozes
Wilson	Vice-Chair	Cayetano	Leftwich

10. PUBLIC COMMENT

0 Physically Present Speaker(s)

1 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 ODP:

Director Aguilar provides the PAB with case updates on matters presented to the ODP.

END OF CLOSED SESSION

12. ANNOUNCEMENT OF CLOSED SESSION ACTIONS (1 MINUTE)

Chair Moore announces the PAB's closed session actions.

13. ADJOURNMENT (1 MINUTE)

Motion to adjourn. Moved/Second (Leftwich/Cayetano). The meeting was adjourned at 9:39 pm by unanimous consent.

Minutes Approved on: 1/22/2025

Hansel A. Aguilar, Commission Secretary:


