POLICE ACCOUNTABILITY BOARD
REGULAR MEETING MINUTES
WEDNESDAY, OCTOBER 21, 2026
6:30 P.M.

Board Members

Joshua Cayetano (Chair)
Joshua Buswell-Charkow
Patrick DeTemple
Anay Sharma
Leah Wilson (Vice-Chair)
Stephanie Allan
Jasmina Viteskic
Dwayne Phillips (Alternate)

MEETING LOCATION

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

MEETING MINUTES

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

Present:	Board Member Joshua Cayetano (Chair)
	Board Member Leah Wilson (Vice Chair)
	Board Member Stephanie Allan
	Board Member Patrick DeTemple
	Board Member Joshua Buswell-Charkow[1]
	Board Member Jasmina Viteskic
Absent:	Board Member Anay Sharma
ODPA Staff:	Mary Opler, Director of Police Accountability
	Jose Murillo, Policy Analyst
	Syed Mehdi, Data Analyst
	Daniel Weinberg, Investigator
BPD Staff:	Deputy Chief Jen Tate

[1] Board Member Buswell-Charkow arrived after roll call at 6:36 PM.

2. APPROVAL OF AGENDA

Motion to approve the agenda.
Moved/Second (Wilson/DeTemple) Motion carried.
Ayes: Cayetano, Wilson, Allan, DeTemple and Viteskic.
Noes: None. Abstain: None. Absent: Buswell-Charkow and Sharma.

3. PUBLIC COMMENT

0 Physically Present Speakers

1 Virtually Present Speaker

4. APPROVAL OF MINUTES

a. Minutes for the Regular Meeting of October 7, 2026.

Motion to approve the minutes for the Regular Meeting of October 7, 2026.
Moved/Second (Buswell-Charkow/Viteskic) Motion carried.
Ayes: Cayetano, Wilson, Viteskic, Allan, Buswell-Charkow and DeTemple.
Noes: None. Abstain: None. Absent: Sharma.

5. ODPA STAFF REPORT

Director Opler reported on her transition following Interim Director Lee's departure at the end of the previous week. She requested suggestions for community contacts and stakeholder groups, noted a meeting with the Mayor scheduled for the following day to discuss medium- and long-term goals, and planned further discussions with the Chair and Vice Chair regarding priorities. Board Member Allan offered to connect Director Opler with a group associated with Cesar Chavez Park concerning a recent incident. Director Opler agreed to follow up with Board Member Allan and BPD.

6. CHAIR AND BOARD MEMBERS' REPORTS

The Chair and Board Members had no reports on their activities since the last PAB meeting on October 7, 2026.

7. CHIEF OF POLICE'S REPORT

Deputy Chief Jen Tate reported on the Public Safety Building fire, recent incidents, community engagement, communications center funding, and staffing. She provided updates on the surveillance technology report, the Secure Justice inquiry, and the tentative postponement of the procurement package to January 19. She also addressed Board questions about emergency driving near schools, the Unity Week response, and an incident at Cesar Chavez Park.

8. SUBCOMMITTEE REPORTS

Subcommittees provided updates on their activities since the PAB's last meeting on October 7, 2026. Board Member Viteskic was assigned to the Policy Review

Subcommittee.

9. DISCUSSION AND ACTION ITEMS

a. Discussion and action on the acceptance or rejection of the following policy complaints (ODPA)

i. 2026-PR-0002

Motion to approve the recommendation of ODPA staff.
Moved/Second (Wilson/Viteskic) Motion carried.
Ayes: Viteskic, Cayetano, Buswell-Charkow, DeTemple, Allan and Wilson.
Noes: None. Abstain: None. Absent: Sharma

ii. 2026-PR-0003

Motion to approve the recommendation of ODPA staff.
Moved/Second (Buswell-Charkow/Viteskic) Motion carried.
Ayes: Viteskic, Cayetano, Buswell-Charkow, DeTemple, Allan and Wilson.
Noes: None. Abstain: None. Absent: Sharma.

iii. 2026-PR-0004

Motion to refer ODPA staff's recommendation to the Policy Review Subcommittee for review.
Moved/Second (Cayetano/Viteskic) Motion carried.
Ayes: Viteskic, Cayetano, Buswell-Charkow, DeTemple, Allan and Wilson.
Noes: None. Abstain: None. Absent: Sharma.

b. Update and discussion on the Berkeley Police Department's vendor RFP for surveillance technology, revised Surveillance Technology Use Policies, and Acquisition Reports (ODPA)

Policy Analyst Murillo provided the PAB with overview of the ODPA's preliminary review of the various surveillance technology policies and acquisition report. Chair Cayetano provided an update as to the PAB's intended review process through an ad hoc subcommittee that will present their recommendations at a following meeting.

10. PUBLIC COMMENT

0 Physically Present Speakers

1 Virtually Present Speaker

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. Conference With Labor Negotiators; Government Code § 54957.6 Designated representatives: Leah Wilson, Designated PAB Representative; Mary Opler, Director of Police Accountability Employee organization: Berkeley Police Association

No action taken.

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

2026-CI-0008

Motion to accept staff's recommendations for ODPA Complaint 2026-CI-0008.
Moved/Second (Buswell-Charkow/Viteskic) Motion carried.
Ayes: Viteskic, Cayetano, Allan, DeTemple, Buswell-Charkow and Wilson.
Noes: None. Abstain: None. Absent: Sharma.

2026-CI-0010

Motion to accept staff's recommendations for ODPA Complaint 2026-CI-0010.
Moved/Second (Allan/DeTemple) Motion failed.
Ayes: Wilson, Allan and DeTemple.
Noes: Buswell-Charkow, Cayetano and Viteskic. Abstain: None. Absent: Sharma.

Motion to accept staff's recommendations for Allegations 1-4 in ODPA Complaint 2026-CI-0010
Moved/Second (Cayetano/Buswell-Charkow) Motion carried.
Ayes: Wilson, Viteskic, Allan, Buswell-Charkow, Cayetano and DeTemple.
Noes: None. Abstain: None. Absent: Sharma.

Motion to modify staff's recommendation for Allegation 5 in ODPA Complaint 2026-CI-0010.
Moved/Second (Cayetano/Buswell-Charkow) Motion failed.
Ayes: Viteskic, Buswell-Charkow and Cayetano.
Noes: Allan, DeTemple and Wilson. Abstain: None. Absent: Sharma.

2026-CI-0012

Motion to accept staff's recommendations for ODPA Complaint 2026-CI-0012.
Moved/Second (Buswell-Charkow/Viteskic) Motion carried.
Ayes: Viteskic, Wilson, Allan, DeTemple, Cayetano and Buswell-Charkow.
Noes: None. Abstain: None. Absent: Sharma.

END OF CLOSED SESSION

12. ANNOUNCEMENT OF CLOSED SESSION ACTIONS

Chair Cayetano announced the closed session actions.

13. ADJOURNMENT AT 8:30 PM

Motion to adjourn. Moved/Second (Buswell-Charkow/DeTemple). The meeting was adjourned at 8:30 PM by unanimous consent.

Minutes Approved On: 11/4/2026

Jose Murillo, Commission Secretary