



OFFICE OF THE DIRECTOR
OF POLICE ACCOUNTABILITY

POLICE ACCOUNTABILITY BOARD
SPECIAL MEETING
MINUTES
(approved)

Tuesday, November 15, 2022, 2:00 P.M.

No physical location. The meeting was held exclusively through videoconference and teleconference.

1. CALL TO ORDER & ROLL CALL BY CHAIR MOORE AT 2:03 P.M.

Present: Board Member John Moore (Chair) (left at 3:30 p.m.)
Board Member Nathan Mizell (Vice-Chair)
Board Member Kitty Calavita
Board Member Juliet Leftwich
Board Member Deborah Levine
Board Member Cheryl Owens
Board Member Ismail Ramsey (left at 3:30 p.m.)

Absent: Board Member Regina Harris

ODPA Staff: Hansel Aguilar, Director of Police Accountability
Beneba Thomas, DPA Investigator

City Attorney: Farimah Brown (arrived at 2:44 p.m.)

2. APPROVAL OF AGENDA

Motion to approve the agenda.

Moved/Second (Calavita/Levine) **Motion Carried by general consent**

3. PUBLIC COMMENT

23 speakers.

4. RELEASE OF FORMER BPD OFFICER (COREY SHEDOUDY'S) ALLEGED EMAILS AND TEXT MESSAGES REGARDING BPD DOWNTOWN TASK FORCE BIKE PATROL

A. SECURE ANY AND ALL COMMUNICATIONS REGARDING THIS MATTER VIA:

I. PUBLIC RECORDS REQUEST

II. PAB ISSUED SUBPOENAS - DECIDE WHETHER THE POLICE ACCOUNTABILITY BOARD SHOULD ISSUE A SUBPOENA FOR RECORDS

Motion to initiate a policy review and establish a subcommittee to review BPD Policy 401 and any other applicable policies.

Moved/Second (Levine/Calavita) **Motion Carried**

Ayes: Calavita, Leftwich, Levine, Mizell, Moore, Owens, and Ramsey.

Noes: None

Abstain: None

Absent: Harris

The following PAB members requested to be on the BPD Policy 401 Subcommittee: Cheryl Owens, Kitty Calavita, John Moore

City Attorney Farimah Brown agreed to prepare a Legal Memorandum for the PAB answering the following questions: (1) What is the scope and breath of the PAB's power to investigate, and (2) Where in the Charter Amendment are those powers articulated? City Attorney Brown stated that preparing the requested memorandum is of her highest priority and it will take approximately 3 weeks to complete the memorandum.

Motion to formally request the preservation of all records that are in anyway applicable or related to the Downtown BPD Bike Unit or otherwise mentioned in the alleged text messages.

Moved/Second (Mizell/Calavita) **Motion Carried**

Ayes: Calavita, Leftwich, Levine, Mizell, Moore, Owens, and Ramsey.

Noes: None

Abstain: None

Absent: Harris

B. VOTE TO RECOMMEND POSTPONEMENT OF THE CITY COUNCIL'S CONFIRMATION OF INTERIM CHIEF JENNIFER LOUIS AS PERMANENT POLICE CHIEF UNTIL THE ALLEGATIONS ARE INVESTIGATED.

Motion for Chair Moore to draft a brief letter from the Police Accountability Board to the Berkeley City Council recommending that the City Council postpone the confirmation of Jennifer Louis as the Berkeley Police Chief until the allegations are investigated.

Moved/Second (Owen/Calavita) **Motion Carried**

Ayes: Calavita, Leftwich, Levine, Mizell, Moore, Owens, and Ramsey.

Noes: None

Abstain: None

Absent: Harris

5. PUBLIC COMMENT

10 Speakers.

6. ADJOURNMENT

Motion to adjourn the meeting.

Moved/Second (Owens/Calavita) **By general consent, the meeting was adjourned at 3:43 p.m.**