



**POLICE ACCOUNTABILITY BOARD
REGULAR MEETING AGENDA
Wednesday, October 25, 2023
6:30 P.M.**

Board Members

John Moore III (Chair)
Kitty Calavita
Leah Wilson
Joshua Cayetano

Regina Harris (Vice-Chair)
Julie Leftwich
Brent Blackaby

MEETING LOCATION

North Berkeley Senior Center
1901 Hearst Avenue
Berkeley, CA 94709
([Click here for Directions](#))

Meeting Recording: <https://youtu.be/GoULIx9j1c>

Minutes

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

Present: Board Member John Moore (Chair)¹
Board Member Kitty Calavita²
Board Member Juliet Leftwich
Board Member Brent Blackaby
Board Member Joshua Cayetano
Board Member Leah Wilson³

Absent: Board Member Regina Harris (Vice-Chair)

ODPA Staff: Hansel Aguilar, Director of Police Accountability
Jose Murillo, Program Analyst

¹ Chair Moore participated remotely on a just cause provision per [AB 2449](#).

² Board member Calavita participated remotely on a just cause provision per [AB 2449](#).

³ Board member Wilson arrived at 6:40 PM

BPD Staff: Jayson Wechter, Investigator
Captain Durbin
Lieutenant Reece

CAO Staff: Iris Mattes, Deputy City Attorney

CMO Staff: Carianna Arredondo, Assistant to the City Manager

2. APPROVAL OF AGENDA

Motion to approve the agenda.

Moved/Second (Calavita/Leftwich) Approved by unanimous consent.

Ayes: Blackaby, Calavita, Cayetano, Leftwich, and Moore. **Noes:** None.

Absent: Harris, Wilson⁴

3. PUBLIC COMMENT

2 Physically Present

0 Virtually Present

4. APPROVAL OF MINUTES

Motion to approve the meeting minutes for the regular meeting of October 11, 2023.

Moved/Second (Leftwich/Blackaby) Motion carried.

Ayes: Blackaby, Calavita, Cayetano, Leftwich, and Moore **Noes:** None.

Abstain: Wilson **Absent:** Harris

5. ODPa STAFF REPORT

Director Aguilar provides updates on training opportunities for Board members and introduces new staff.

6. CHAIR AND BOARD MEMBERS' REPORTS

Chair Moore notes his participation in the 2023 NACOLE conference. Board member Cayetano provides a status update on his policy review and participation in a ride-along with BPD.

7. CHIEF OF POLICE'S REPORT

Captain Durbin reports on community-relevant cases, provides staffing updates, offers updates on new BPD training, and addresses updates related to PAB requests.

⁴ Board member Wilson arrived at 6:40 PM

8. SUBCOMMITTEE REPORTS⁵

- a. Policy and Practices relating to the Downtown Task Force and Bike Unit Allegations (Chair: Calavita)
No additional updates were provided.

- b. Fair and Impartial Policing (Chair: Calavita)
No additional updates were provided.

9. NEW BUSINESS

a. Discussion and Action on the PAB-ODPA Annual Report

The Board discusses the draft report presented by ODPa staff which covers data from 2021-2022. The Board provides feedback to staff and decides on the next actions related to the report.

Motion to postpone the approval of the 2021-2022 PAB-ODPA report until the first quarter of 2024, to incorporate 2023 data and cover the first three years of operation. Additionally, to request the Director to send a memo to the council explaining the reason for the report delay.

Moved/Second (Wilson/Leftwich) Motion carried.

Ayes: Blackaby, Calavita, Cayetano, Leftwich, Moore and Wilson. **Noes:** None.

Absent: Harris

10. PUBLIC COMMENT (TBD)

2 Physically present speakers.

1 Virtually present speakers.

11. CLOSED SESSION at 8:00 PM

CLOSED SESSION ITEMS

⁵ Board member Wilson was erroneously listed as a member of the Conflict of Interest subcommittee.

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):

Case Updates Regarding Complaints Received by the ODPa

Regarding Items 11.a. – 11.i.:

Director Aguilar provides case updates to the Board including the presentation of findings and newly accepted complaints.

Motion to accept the Director's findings and recommendations for ODPa Case No. 2023-CI-0001.

Moved/Second (Blackaby/Cayetano) Motion carried.

Ayes: Blackaby, Calavita, Cayetano, Leftwich, Moore and Wilson. **Noes:** None.

Absent: Harris

END OF CLOSED SESSION

12. ANNOUNCEMENT OF CLOSED SESSION ACTIONS

Chair Moore announces the closed-session actions.

13. ADJOURNMENT

Motion to adjourn.

Moved/Second (Wilson/Leftwich) The meeting was adjourned at 8:54 P.M by unanimous consent.

Minutes Approved on: 11/08/2023

Hansel Aguilar, Commission Secretary: _____

