

POLICE ACCOUNTABILITY BOARD
REGULAR MEETING MINUTES
WEDNESDAY, FEBRUARY 7, 2024
6:30 P.M.

Board Members

John Moore (Chair)
Kitty Calavita
Julie Leftwich
Joshua Cayetano

Leah Wilson (Vice-Chair)
Regina Harris
Brent Blackaby
Alexander Mozes

MEETING LOCATION

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

Minutes

1. CALL TO ORDER AND ROLL CALL

Present: Board Member Leah Wilson (Vice-Chair)
Board Member Regina Harris
Board Member Kitty Calavita
Board Member Juliet Leftwich
Board Member Brent Blackaby
Board Member Joshua Cayetano
Board Member Alexander Mozes¹

Absent: Board Member John Moore (Chair).

ODPA Staff: Hansel Aguilar, Director of Police Accountability
Jayson Wechter, Investigator
Jose Murillo, Program Analyst
Keegan Horton, Investigator

¹ Board Member Mozes joined the meeting after roll call.

BPD Staff: Michelle Verger, Policy Analyst
Chief Louis
Lt. Montgomery

CAO Staff: Stephen Hylas, Deputy City Attorney

CMO Staff: Dr. Carianna Arredondo, Assistant to the City Manager
Rex Brown, DEI Officer

2. APPROVAL OF AGENDA

Motion to approve the agenda with Item 9 and Item 11.d. tabled to the next regular meeting.

Moved/Second (Leftwich/Blackaby) Approved by unanimous consent.
Ayes: Blackaby, Calavita, Cayetano, Harris, Leftwich, Mozes and Wilson.
Noes: None. Abstain: None. Absent: Moore.

3. PUBLIC COMMENT

0 Physically Present Speakers
0 Virtually Present Speakers

4. APPROVAL OF MINUTES

Motion to approve the meeting minutes for the regular meeting of January 24, 2024

Moved/Second (Leftwich/ Blackaby) Motion Carries.
Ayes: Blackaby, Calavita, Cayetano, Harris, Leftwich, Mozes, and Wilson.
Noes: None. Abstain: None. Absent: Moore.

5. ODPA STAFF REPORT

Presentation by Tony Rice II, CEO/Co-Founder of Sivil, on Oversight by Sivil, the ODPA's new case management software. Director Aguilar provides a report on the receipt of Internal Affairs Reports for 2023.

6. CHAIR AND BOARD MEMBERS' REPORTS

No reports were provided.

7. CHIEF OF POLICE'S REPORT

Chief Louis provides updates on current BPD workloads, notable crimes/cases, and upcoming reports for review by the PAB.

8. SUBCOMMITTEE REPORTS

Subcommittees offer updates on the progress of their ongoing activities.

9. LEGISLATIVE AND POLICY UPDATES

Discussion on this item was postponed to the next PAB Regular Meeting.

10. OLD BUSINESS (Discussion and Action)

- a. Presentation of new ODPa Policy Complaint No. 2024-PR-0001

Motion to accept Policy Complaint Number 2023-PR-0001 and integrate it into the Use of Force Annual Review.

Moved/Second (Calavita / Wilson) Motion Carries.

Ayes: Blackaby, Calavita, Cayetano, Harris, Leftwich, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Moore.

11. NEW BUSINESS (Discussion and Action)

- a. Presentation of new ODPa Policy Complaint No. 2024-PR-0002 (ODPA)

Motion to reject ODPa Policy Complaint Number 2024-PR-0002.

Moved/Second (Cayetano / Leftwich) Motion Carries.

Ayes: Blackaby, Calavita, Cayetano, Harris, Leftwich, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Moore.

- b. Discussion and action regarding the City Council's directive to the City Manager to engage with the PAB on the proposal for additional security cameras, seeking feedback²

Motion to request that the DPA draft a response to the City Council's directive to the City Manager regarding engaging with the PAB on the proposal for additional security cameras, to be reviewed by the PAB at their next meeting.

Moved/Second (Blackaby, Cayetano) Motion Carries.

Ayes: Blackaby, Calavita, Cayetano, Harris, Leftwich, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Moore.

- c. Review and Approval of BPD Officer Commendations (Blackaby)

Motion to approve the recommendations made by the Commendation Subcommittee.

Moved/Second (Blackaby, Harris) Motion Carries.

Ayes: Blackaby, Calavita, Cayetano, Harris, Leftwich, Mozes, and Wilson.

Noes: None. Abstain: None. Absent: Moore.

² [2024-01-30 Annotated Agenda - Council.pdf \(berkeleyca.gov\)](#)

- d. Discussion regarding the City Manager's implementation of the City Council's directive to revise the Early Intervention System Policy of the Berkeley Police Department.(Cayetano)

Discussion on this item was postponed to the next PAB Regular Meeting.

12. PUBLIC COMMENT

0 Physically Present
0 Virtually Present

13. 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):

Case Updates Regarding Complaints Received by the ODPa

Regarding Items 13.a.1 – 13.a.13:

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

Motion to administratively close ODPa Complaint Number 2023-CI-0015.

Moved/Second (Wilson/ Leftwich) Motion Carries

Ayes: Blackaby, Calavita, Cayetano, Harris, Leftwich, Mozes, and Wilson.

Noes: *None*. Abstain: *None*. Absent: Moore.

Motion to administratively close ODPa Complaint Number 2024-CI-0002.

Moved/Second (Calavita/ Leftwich) Motion Carries

Ayes: Blackaby, Calavita, Cayetano, Harris, Leftwich, Mozes, and Wilson.

Noes: *None*. Abstain: *None*. Absent: Moore.

Motion to accept the DPA's findings in ODPa Case Number 2023-PR-0010 concerning allegations number 1, 2, 3, 4, 5, and 7.

Moved/Second (Cayetano/ Blackaby) Motion Carries.

Ayes: Blackaby, Calavita, Cayetano, Harris, Leftwich, Mozes, and Wilson.

Noes: *None*. Abstain: *None*. Absent: Moore.

Motion to accept the DPA's findings in ODPa Case Number 2023-PR-0010 concerning allegation number 6.

Moved/Second (Cayetano/ Blackaby) Motion Carries.

Ayes: Blackaby, Calavita, Cayetano, Harris, Leftwich, and Wilson.

Noes: Mozes Abstain: *None*. Absent: Moore.

END OF CLOSED SESSION

14. ANNOUNCEMENT OF CLOSED SESSION ACTIONS


Vice-Chair Wilson announces the closed-session actions.

15. ADJOURNMENT

Motion to adjourn.

(Blackaby/Leftwich) The meeting was adjourned at 9:45 P.M by unanimous consent.

Minutes Approved on: February 28, 2024

Hansel Aguilar, Commission Secretary:  _____