



OFFICE OF THE DIRECTOR  
OF POLICE ACCOUNTABILITY

**POLICE ACCOUNTABILITY BOARD**  
SPECIAL MEETING  
**MINUTES**  
(approved)

**Wednesday, July 20, 2022, 7:00 P.M.**

**No physical location; meeting held exclusively through videoconference and teleconference.**

**1. CALL TO ORDER & ROLL CALL BY CHAIR CHANG AT 7:03 P.M.**

Present: Board Member Michael Chang (Chair)  
Board Member Nathan Mizell (Vice-Chair)  
Board Member Kitty Calavita  
Board Member Juliet Leftwich  
Board Member Deborah Levine  
Board Member John Moore  
Board Member Cheryl Owens  
Board Member Ismail Ramsey

Absent: Board Member Regina Harris

ODPA Staff: Katherine J. Lee, Interim Director of Police Accountability  
Beneba Thomas, DPA Investigator

BPD Staff: Capt. Rico Rolleri, Lt. Dan Montgomery, Sgt. Joe LeDoux

**2. PUBLIC COMMENT**

3 speakers.

**3. OLD BUSINESS (discussion and action)**

- a. Continue consideration of recommendations of Controlled Equipment Subcommittee regarding Policy 709, Military Equipment, and related policies for transmittal to City Council.

**Motion to promote John Lindsay-Poland to panelist.**

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

By general consent, a majority the Board agreed to convey to the Council that they believe that further study of the restrictions on the use of OC canisters, and whether they should be treated in similar fashion to tear gas, is warranted; and that the Board plans to revisit this topic in the future. Abstain: Moore, Owens, and Ramsey

**Motion to add, to Section 709.2: "Consistent with Section 7071(a)(1)(E), uses of military equipment for purposes, in a manner, or by a person not authorized in this policy are prohibited. For the purposes of this provision, "uses" does not include activities such as those associated with maintenance, transportation, or training."**

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

Ayes: Calavita, Chang, Leftwich, Levine, Mizell.

Noes: Moore, Owens, Ramsey Abstain: None Absent: Harris

**Motion to revise the language regarding Authorized Uses for all rifles to state, "An officer considering the use of this firearm in a non-planned incident should consider the factors set forth in the Risk Assessment section of Policy 607, Operations, Planning, and Deconfliction."**

Moved/Second (Ramsey/Moore) **Motion Carried**

Ayes: Chang, Leftwich, Moore, Owens, and Ramsey.

Noes: Levine Abstain: Calavita, Mizell Absent: Harris

**Motion to recommend that the Council approve Policy 709, Military Equipment, as amended.**

Moved/Second (Ramsey/Leftwich) **Motion Carried**

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

Noes: None Abstain: None Absent: Harris

- b. Continue reviewing draft of proposed permanent Regulations for Handling Investigations and Complaints.

Preliminary legal opinions given by Deputy City Attorney James Chang.

Discussed; continued to the next meeting.

#### **4. NEW BUSINESS**

Response to Councilmember claims regarding the PAB's statements about the operation of BPD Policy 311.6, regarding warrantless searches of probationers and parolees.

Postponed.

#### **5. PUBLIC COMMENT**

1 speaker.

#### **6. ADJOURNMENT**

**Motion to adjourn the meeting.**

Moved/Second (Leftwich/Ramsey) **By general consent, the meeting was adjourned at 10:35 p.m.**