
AGENDA

BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

TUESDAY, FEBRUARY 17, 2009

9:30 A.M.

**PARKER CENTER, ROOM 146
150 NORTH LOS ANGELES STREET
LOS ANGELES, CA 90012**



Commissioners: Anthony Pacheco, President
John W. Mack, Vice President
Robert M. Saltzman
Andrea Sheridan Ordin
Alan J. Skobin

Members of the public are invited to address the Board of Police Commissioners on any item on the agenda prior to action by the Board on that specific item. Members of the public may also address the Board on any matter within the subject matter jurisdiction of the Board. The Board will entertain such comments during the Public Comment Period. Public comment will be limited to two (2) minutes per individual for each item addressed, unless there are more than ten (10) comment cards for each item, in which case the public comment will be limited to one (1) minute per individual. The aforementioned limitation may be waived by the President of the Board.

(NOTE: Pursuant to Government Code Section 54954.3(b) the legislative body of a local agency may adopt reasonable regulations, including, but not limited to, regulations limiting the total amount of time allocated for public testimony on particular issues and for each individual speaker.)

Members of the public who wish to address the Board are urged to complete a Speaker Card and submit it to the Board Secretary prior to commencement of the public meeting. The cards are available at the public counter, Room 150, Parker Center. However, should a member of the public feel the need to address a matter while the meeting is in progress, a card may be obtained from the Sergeant-At-Arms, who will submit the completed form to the Board Secretary prior to final consideration of the matter.

It is requested that individuals who require the services of a translator contact the Board Secretary no later than the day preceding the meeting. Whenever possible, a translator will be provided.

Sign language interpreters, assistive listening devices, or other auxiliary aids and/or services may be provided upon request. To ensure availability, you are advised to make your request at least 72 hours prior to the meeting you wish to attend.

SI REQUIERE SERVICIOS DE TRADUCCION, FAVOR DE NOTIFICAR LA OFICINA CON 24 HORAS POR ANTICIPADO.

NOTE: The meeting is tape-recorded and the tape is kept for 30 days.

1. COMMISSION COMMENTS

2. REPORT OF THE CHIEF OF POLICE

- Significant Incidents
- Crime Statistics
- Recruitment/Reinstatement/Reassignment of Officers

3. REPORT OF THE EXECUTIVE DIRECTOR

- Status of Future Agenda Items/Pending Projects
- Update on Routine Administrative Matters

4. REPORT OF THE INSPECTOR GENERAL

- Status of Future Agenda Items/Pending Projects
- Significant Incidents
- Update on office reorganization and staffing issues

5. INFORMATION – FILED ITEMS

[A. Noise variance](#) permits on file, as submitted for the period ending February 13, 2009.

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| • February 9, 2009 – May 30, 2009 | CH2M HILL (PC #09/5) |
| • February 5, 2009 – May 6, 2009 | Department of Public Works (PC #09/11) |
| • February 9, 2009 – May 30, 2009 | CH2M HILL (PC #09/12) |
| • February 9, 2009 – May 30, 2009 | CH2M HILL (PC #09/13) |
| • February 9, 2009 – May 30, 2009 | CH2M HILL (PC #09/15) |
| • February 9, 2009 – May 30, 2009 | CH2M HILL (PC #09/16) |
| • February 9, 2009 – May 30, 2009 | CH2M HILL (PC #09/17) |
| • February 11, 2009 – May 11, 2009 | Asplundh Tree Expert Co. (PC #09/18) |
| • February 11, 2009 – May 11, 2009 | Asplundh Tree Expert Co. (PC #09/19) |
| • February 11, 2009 – May 11, 2009 | Asplundh Tree Expert Co. (PC #09/20) |
| • February 11, 2009 – May 11, 2009 | Asplundh Tree Expert Co. (PC #09/21) |
| • February 11, 2009 – May 11, 2009 | Asplundh Tree Expert Co. (PC #09/22) |
| • February 11, 2009 – May 11, 2009 | Asplundh Tree Expert Co. (PC #09/23) |
| • February 11, 2009 – May 11, 2009 | Asplundh Tree Expert Co. (PC #09/24) |
| • February 11, 2009 – May 11, 2009 | Asplundh Tree Expert Co. (PC #09/25) |
| • February 11, 2009 – May 11, 2009 | Asplundh Tree Expert Co. (PC #09/26) |
| • February 11, 2009 – May 11, 2009 | Asplundh Tree Expert Co. (PC #09/27) |
| • February 10, 2009 – March 10, 2009 | Southern CA Gas Company (PC #09/28) |
| • February 12, 2009 – April 12, 2009 | Asplundh Tree Expert Co. (PC #09/30) |
| • February 12, 2009 – April 12, 2009 | Asplundh Tree Expert Co. (PC #09/31) |
| • February 12, 2009 – April 12, 2009 | Asplundh Tree Expert Co. (PC #09/32) |
| • February 12, 2009 – April 12, 2009 | Asplundh Tree Expert Co. (PC #09/33) |
| • February 17, 2009 – May 17, 2009 | Asplundh Tree Expert Co. (PC #09/35) |
| • February 17, 2009 – May 17, 2009 | Asplundh Tree Expert Co. (PC #09/38) |
| • February 9, 2009 – April 19, 2009 | Matt Construction (PC #09/44) |

[B. Special event permits](#) on file, as submitted for the period ending February 13, 2009.

- Saturday, March 7, 2009 International Women's Day 2009 March and Rally

6. PRESENTATIONS

7. CONSENT AGENDA ITEMS

The Consent Agenda items are considered to be routine and non-controversial upon which documentation provided to the Board is adequate to give sufficient information for approval without inquiry or discussion. It is designated to minimize the time required for the handling of routine matters in order to permit additional time to be spent on more significant matters. The President will call for ayes and nays on the Consent Agenda as a whole and the vote will be treated as a separate vote on each item. These items may be moved to the Regular Agenda at the order of the President or at the request of the other members of the Board or if a member of the general public has submitted a request to speak on the subject.

- A. DEPARTMENT'S REPORT, dated January 29, 2009, relative to a donation of rubber stamps, valued at \$54.10, from the Valley Traffic Advisory Council, for the benefit of Valley Traffic Division, as set forth. [\[BPC #09-0073\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- B. DEPARTMENT'S REPORT, dated January 29, 2009, relative to a monetary donation of \$100.00, from John Riordan Plumbing Inc., for the benefit of the Pacific Area Explorer Program, as set forth. [\[BPC #09-0074\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- C. DEPARTMENT'S REPORT, dated February 4, 2009, relative to a monetary donation of \$165.43, to the Office of Support Services, from the Los Angeles Police Foundation, for the 2008 Women's Leadership Conference, as set forth. [\[BPC #09-0075\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- D. DEPARTMENT'S REPORT, dated January 28, 2009, relative to the donation of repairs to the Life Fitness Elliptical Machine, valued at \$422.25, from the Los Angeles Police Foundation, for the benefit of the Los Angeles Police Department, as set forth. [\[BPC #09-0076\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- E. DEPARTMENT'S REPORT, dated January 28, 2009, relative to the donation of an emblem/logo protection plan for the Los Angeles Police Department's Honor Guard, valued at \$650.00, from the Los Angeles Police Foundation, as set forth.

[\[BPC #09-0077\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- F. DEPARTMENT'S REPORT, dated February 4, 2009, relative to the donation of two Q-See Closed Circuit Television (CCTV) Units, valued at \$1,000.00, from Ms. Barbara Sklar, for the benefit of West Los Angeles Area, as set forth.

[\[BPC #09-0078\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- G. DEPARTMENT'S REPORT, dated January 28, 2009, relative to the donation of a firewall protection plan for the Los Angeles Police Department's Online Website, valued at \$1,385.00, from the Los Angeles Police Foundation, for the benefit of the Public Information Office (PIO), as set forth.

[\[BPC #09-0079\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- H. DEPARTMENT'S REPORT, dated January 29, 2009, relative to a monetary donation of \$4,545.38, to the Special Investigation Section, Robbery-Homicide Division, from the Los Angeles Police Foundation, for the purchase of 21 Tom Tom Global Positioning Satellite (GPS) car navigation devices including up-to-date mapping software and taxes, as set forth.

[\[BPC #09-0080\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- I. DEPARTMENT'S REPORT, dated January 28, 2009, relative to a donation of staff, materials, and transportation for day trips for an "At Risk Juvenile" program, valued at \$7,905.06, from the Los Angeles Police Foundation, for the benefit of West Los Angeles Area "at risk" youth, as set forth.

[\[BPC #09-0081\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- J. DEPARTMENT'S REPORT, dated January 29, 2009, relative to a monetary donation of \$9,614.38, to the Major Crimes Division of the Los Angeles Police Department, from the Los Angeles Police Foundation, for airfare, lodging, food, taxes and fees, and vehicle rental for two officers to attend the Naval Special Warfare Group 2 (NSWG2) Basic Advanced Audio Video Intercept Course for six weeks in Virginia, as set forth. [\[BPC #09-0082\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- K. DEPARTMENT'S REPORT, dated January 29, 2009, relative to a monetary donation of \$14,070.00, for airfare, hotel, per diem, visas and shots for five employees to attend the Counter-Terrorism Training Exchange, from the Los Angeles Police Foundation, for the benefit of the Counter-Terrorism and Criminal Intelligence Bureau of the Los Angeles Police Department, as set forth. [\[BPC #09-0083\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and ACCEPT the donation.

- L. DEPARTMENT'S REPORT, dated February 3, 2009, relative to the donation of the production of a documentary film of the Los Angeles Police Department, valued at \$35,000.00, from the Los Angeles Police Foundation, for the benefit of community members and law enforcement personnel, as set forth. [\[BPC #09-0084\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT to the Mayor and City Council.

- M. EXECUTIVE DIRECTOR'S REPORT, dated February 5, 2009, relative to approval of a Firearms/Ammunition Sales Police permit for Jason Woolfork, as set forth. [\[BPC #09-0069\]](#)

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report and Firearms/Ammunition Sales Police Permit.

- N. EXECUTIVE DIRECTOR'S REPORT, dated February 9, 2009, relative to approval of a Firearms/Ammunition Sales Police permit for Felix Octavio Rodriguez, as set forth. [\[BPC #09-0085\]](#)

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report and Firearms/Ammunition Sales Police Permit.

- O. EXECUTIVE DIRECTOR'S REPORT, dated February 10, 2009, relative to approval of a Firearms/Ammunition Sales Police permit for Mindy Mckeddie, as set forth. [\[BPC #09-0086\]](#)

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report and Firearms/Ammunition Sales Police Permit.

8. REGULAR AGENDA ITEMS

- A. OFFICE OF THE MAYOR'S VERBAL PRESENTATION relative to Gang Strategy Initiatives for prevention, intervention, suppression, and re-entry.
- B. OFFICE OF THE CITY ATTORNEY'S VERBAL PRESENTATION relative to Gang prosecution.
- C. DEPARTMENT'S VERBAL PRESENTATION and UPDATE, in response to Board query, relative to the status of DNA processing backlog.
- D. DEPARTMENT'S VERBAL PRESENTATION and UPDATE, in response to Board query, relative to the status of the Latent Print Task Force.
- E. DEPARTMENT'S REPORT, dated January 30, 2009, relative to Ethics Enforcement Section Quarterly Report, Fourth Quarter, 2008, as set forth. [\[BPC #09-0070\]](#)

Recommendation(s) for Board action:

1. RECEIVE the Department's report and DIRECT the Office of the Inspector General to submit an analysis of this report along with any appropriate recommendations to the Board.
- F. DEPARTMENT'S REPORT, dated February 4, 2009, relative to Hunter-La Ley 1st Quarter Report – Covering Deployment Periods 7-9, Fiscal Year 2008-09, as set forth. [\[BPC#09-0071\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report.

- G. DEPARTMENT'S REPORT, dated February 4, 2009, relative to Hunter-La Ley 2nd Quarter Report – Covering Deployment Periods 10-13, Fiscal Year 2008-09, as set forth. [\[BPC#09-0072\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report.

- H. DEPARTMENT'S REPORT, dated February 3, 2009, relative to Supervisory Performance Evaluations Audit, Fourth Quarter, Fiscal Year 2007-08 (AD No. 07-023), as set forth. [\[BPC#09-0087\]](#)

Recommendation(s) for Board action:

1. RECEIVE and FILE the Department's report.

- I. DEPARTMENT'S REPORT, dated February 9, 2009, relative to the City Council Motion relative to Photo Red Light, Council file No. 07-1202-S4, as set forth. [\[BPC #09-0088\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT to the Public Safety and Transportation Committees.

- J. INSPECTOR GENERAL'S REPORT, dated February 5, 2009, relative to the Office of the Inspector General's Complaint Investigations Audit – Fiscal Year 2008/2009, as set forth. [\[BPC #09-0089\]](#)

Recommendation(s) for Board action:

1. APPROVE the Office of the Inspector General's report.

CONTINUED FROM NOVEMBER 25, 2008

- K. DEPARTMENT'S REPORT, dated November 3, 2008, and INSPECTOR GENERAL'S REPORT, dated February 5, 2009, relative to the Review of the Ethics Enforcement Section's Quarterly Report, Third Quarter, 2008, as set forth. (Also Calendared as Item No. 10-C in Closed Session) [\[BPC #08-0516 and #08-0516A\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and the Inspector General's report.

- L. DEPARTMENT'S REPORT, dated February 12, 2009, relative to Commission Request for Follow-Up Information Regarding TDD Devices and Video Phones for Hearing Impaired, as set forth. [\[BPC#09-0091\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report.

- M. DEPARTMENT'S REPORT, dated February 12, 2009, relative to the Cause and Corrective Action Report: Release of Confidential Information, as set forth. [\[BPC#09-0092\]](#)

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT to the Public Safety Committee.

- N. EXECUTIVE DIRECTOR'S REPORT, dated February 12, 2009, relative to Review and Transmittal of the Proposed Request for Proposal for the West Bureau and South Bureau Heavy Duty Towing & Storage Services Official Police Garage Contract RFP 07-980-003, as set forth. [\[BPC #09-0090\]](#)

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report and TRANSMIT to the Mayor and City Council.

9. PUBLIC COMMENT PERIOD

10. CLOSED SESSION ITEMS

- A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer Involved Shooting (OIS) Negligent Discharge (ND), and other personnel matters. Government Code Section 54957.

1. OIS #022-08 Three Police Officer III

2. ND #034-08 One Police Officer II

CONTINUED FROM FEBRUARY 10, 2009

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. United States of America vs. City of Los Angeles, Case No. CV00-11769, pursuant to the Federal Consent Decree. Government Code Section 54956.9(a).

CONTINUED FROM NOVEMBER 25, 2008

- C. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action regarding the Commission's assessment of the appropriateness of the Chief of Police's actions on the Ethics Enforcement Section's Quarterly Report, Third Quarter 2008 and the Office of the Inspector General's analysis of this report. Government Code Section 54957. (Also Calendared as Item No. 8-K in Open Session) [BPC #08-0516 and #08-0516A]

CONTINUED FROM FEBRUARY 10, 2009

- D. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to investigation concerning Complaint File No. 08-003540. Government Code Section 54957.6.

1. Chief of Police

The Board will reconvene in Open Session to announce its decisions, if any, regarding matters considered in Closed Session.

ADJOURNMENT

Support materials relative to Open Session agenda items are available for public inspection in Room 150, Parker Center. The Board may consider matters of an emergency nature not appearing on the published agenda. Information on supplemental agenda items may be obtained by calling the Office of the Board Secretary, Police Commission, at (213) 485-3531 (TDD 213/485-9818), after 9:30 a.m., Friday, February 13, 2009.

As a covered entity under Title II of the Americans with Disabilities Act, the City of Los Angeles does not discriminate on the basis of disability and, upon request, will provide reasonable accommodation to ensure equal access to its programs, services, and activities.