

AGENDA

BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

TUESDAY, JUNE 12, 2007

9:30 A.M.

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

Commissioners: John W. Mack, President
Alan J. Skobin, Vice President
Shelley Freeman
Andrea Sheridan Ordin
Anthony Pacheco

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 BUSINESS

- Commission Business
- Consideration of Future Agenda Items/Pending Projects

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 requests on file, as submitted for the period ending June 8, 2007

- June 4, 2007 thru October 26, 2007 Southern California Gas Company

6. PRESENTATIONS

7. CONSENT AGENDA ITEMS

The remaining 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 REPORT, dated May 24, 2007, relative to a monetary donation from the Los Angeles Police Foundation in the amount of \$185,431.00, to be used by Pacific Area, for the purchase and installation of security video camera systems, ongoing maintenance, and related expenses, as set forth. [BPC #07-0220]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT to the Mayor and City Council for acceptance of donation.

- B. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$300.70, to be used by West Valley Area, to purchase shirts for the Horse Mounted Detail, as set forth. [BPC #07-0226]

Recommendation(s) for Board action:

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

- C. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$95.00, to be used by West Valley Area, for the maintenance of their gym equipment, as set forth. [BPC #07-0225]

Recommendation(s) for Board action:

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

- D. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$360.00, to be used by West Valley Area, for a Gang Conference registration, as set forth. [BPC #07-0224]

Recommendation(s) for Board action:

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

- E. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$12.19, to be used by West Valley Area, to purchase supplies for a Police Officer I rating Board, as set forth. [BPC #07-0223]

Recommendation(s) for Board action:

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

- F. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$1,125.00, to be used by West Valley Area, for Gang Unit officers to attend a Gang Conference, as set forth. [BPC #07-0233]

Recommendation(s) for Board action:

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

- G. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$240.00, to be used by West Valley Area, for the repair of their gym treadmill, as set forth. [BPC #07-0221]

Recommendation(s) for Board action:

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

- H. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$212.17, to be used by West Valley Area, to purchase custom magnet signs for the Hummer vehicle, as set forth. [BPC #07-0236]

Recommendation(s) for Board action:

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

- I. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$414.85, to be used by West Valley Area, to purchase nameplates for the Boosters donation board, as set forth. [BPC #07-0227]

Recommendation(s) for Board action:

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

- J. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$164.29, to be used by West Valley Area, to purchase supplies for the Gang Intelligence Board, as set forth. [BPC #07-0228]

Recommendation(s) for Board action:

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

- K. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$42.03, to be used by West Valley Area, to purchase Ident-a-Drug Book, as set forth. [BPC #07-0230]

Recommendation(s) for Board action:

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

- L. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from West Valley Boosters in the amount of \$21.54, to be used by West Valley Area, to purchase batteries for a Gang Unit camera, as set forth. [BPC #07-0232]

Recommendation(s) for Board action:

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

- M. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from Universal Protection Service in the amount of \$250.00, to be used by Central Area, to host an annual luncheon for the Business Improvement District Officers, as set forth. [BPC #07-0222]

Recommendation(s) for Board action:

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

- N. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a donation of a quarter horse, from Los Angeles Police Equestrian Fund, valued at \$5,000.00, to be used by Metropolitan Division Mounted Platoon, as set forth. [BPC #07-0235]

Recommendation(s) for Board action:

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

- O. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a donation of a horse, from Los Angeles Police Equestrian Fund, in the amount of \$4,000.00, to be used by Metropolitan Division Mounted Platoon, as set forth. [BPC #07-0234]

Recommendation(s) for Board action:

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

- P. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from Securitas, in the amount of \$250.00, to be used by Central Area, to host an annual luncheon for the Business Improvement District Officers, as set forth. [BPC #07-0231]

Recommendation(s) for Board action:

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

- Q. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from Downtown LA Property Owners Association, in the amount of \$250.00, to be used by Central Area, to host an annual luncheon for the Business Improvement District Officers, as set forth. [BPC #07-0229]

Recommendation(s) for Board action:

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

- R. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from Central City Association East, in the amount of \$67.50, to be used by Central Area, to host an annual luncheon for the Business Improvement District Officers, as set forth. [BPC #07-0243]

Recommendation(s) for Board action:

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

- S. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from Central City Association East, in the amount of \$182.50, to be used by Central Area, to host an annual luncheon for the Business Improvement District Officers, as set forth. [BPC #07-0242]

Recommendation(s) for Board action:

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

- T. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from Central City Police Booster Inc., in the amount of \$250.00, to be used by Central Area, to host an annual luncheon for the Business Improvement District Officers, as set forth. [BPC #07-0241]

Recommendation(s) for Board action:

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

- U. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a donation of tables and chairs from Mid-Valley Community Police Council, Inc., in the amount of \$1,916.00, to be used by Van Nuys Area for their Community Room, as set forth. [BPC #07-0240]

Recommendation(s) for Board action:

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

- V. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from Los Angeles Chinatown Business Council, in the amount of \$250.00, to be used by Central Area, to host an annual luncheon for the Business Improvement District Officers, as set forth. [BPC #07-0239]

Recommendation(s) for Board action:

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

- W. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from Sam's Club Membership Warehouse, in the amount of \$500.00, to be used by 77th Street Area Explorer Program for various training activities, as set forth. [BPC #07-0238]

Recommendation(s) for Board action:

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

- X. DEPARTMENT'S REPORT, dated May 24, 2007, relative to a monetary donation from Downtown Center BID, in the amount of \$750.00, to be used by Central Area, to host an annual luncheon for the Business Improvement District Officers, as set forth. [BPC #07-0237]

Recommendation(s) for Board action:

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

- Y. DEPARTMENT'S REPORT, dated June 7, 2007, relative to the revised Personal Expense Statement for the Chief of Police for expenses incurred on May 1, 2007, in the amount of \$265.00, as a penalty fee for the cancellation of a trip to El Salvador and Mexico, as set forth. [BPC #07-0181A]

Recommendation(s) for Board action:

1. APPROVE the Department's report and Personal Expense Statement.

8. REGULAR AGENDA ITEMS

- A. DEPARTMENT'S REPORT, dated June 5, 2007, relative to an analysis conducted by Gang and Operations Support Division (GOSD), of the Gang Abatement and Prevention Act of 2007, Senate Bill 456 (Feinstein), as set forth. [BPC #07-0244]

Recommendation(s) for Board action:

1. APPROVE the Department's report, and TRANSMIT the entire matter to the City Council.
- B. DEPARTMENT'S REPORT, dated June 1, 2007, relative to a Grant Application for the 2007 California Seat Belt Compliance Campaign, also known as "Click it or Ticket", with the California Office of Traffic Safety, in the amount of \$86,500 for the period beginning May 14, 2007 through June 3, 2007, as set forth. [BPC #07-0245]

Recommendation(s) for Board action:

1. APPROVE the Department's report, and TRANSMIT the entire matter to the Mayor and City Council concurrently.
- C. DEPARTMENT'S REPORT, dated May 29, 2007, relative to an Amendment for the 2006-2007 Paul Coverdell Forensic Sciences Grant Program for additional funding in the amount of \$106,474, from the California Office of Emergency Services, for the period beginning December 31, 2006 through October 31, 2007, as set forth. [BPC #06-0177A]

Recommendation(s) for Board action:

1. APPROVE the Department's report and recommendations, and TRANSMIT the entire matter to the Mayor and City Council concurrently.
- D. DEPARTMENT'S REPORT, dated May 31, 2007, relative to implementing photo-sharing software which would enable 9-1-1 operators to receive digital images from cell phone callers when reporting emergency situations, as set forth. [BPC #07-0247]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT to the Public Safety Committee.
- E. DEPARTMENT'S REPORT, dated May 22, 2007, relative to the Supplemental Police Account Quarterly Report (January through March 2007), as set forth. [BPC #07-0246]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT this report to the City Council and the Office of the City Controller concurrently.
- F. DEPARTMENT'S REPORT, dated June 7, 2007, relative to implementation of the Recall (Bounce) Program, which allows retired sworn personnel to be recalled for a period of up to 12 consecutive months, as set forth. [BPC #07-0230]

Recommendation (s) for Board action:

1. APPROVE the Department's report and TRANSMIT to Budget and Finance Committee.
- G. DEPARTMENT'S REPORT, dated May 15, 2007, relative to the Criminal Cases Submitted to Prosecutors for Review, First Quarter 2007, as set forth. [Also calendared as Item No. 10-B in Closed Session] [BPC #07-0249]

Recommendation(s) for Board action:

1. APPROVE the Department's report.
- H. DEPARTMENT'S REPORT, dated June 1, 2007, relative to a monthly status report on the successful completion of directed training on the final adjudication of Categorical Use of Force incidents, as set forth. [BPC #07-0248]

Recommendation(s) for the Board action:

1. APPROVE the Department's report.
- I. DEPARTMENT'S REPORT, dated June 4, 2007, relative to amending Department Manual Sections 1/668.02 and 1/668.06 – proposed SPECIAL ORDER entitled "Access Control Policy for TEAMS II Information," as set forth. [BPC #07-0250]

Recommendation(s) for Board action:

1. APPROVE the Department's report and Special Order.
- J. DEPARTMENT'S REPORT, dated June 4, 2007, relative to amending Department Manual Sections 1/668, 3/156.20, 3/760, 3/760.12, 3/760.15, 3/760.20, 3/760.25, 3/760.30, 3/760.40, 3/760.70, 3/760.75, and 3/760.90 – proposed SPECIAL ORDER entitled "Duty to Conduct and Document Individual Performance Assessments," as set forth. [BPC #07-0251]

Recommendation(s) for Board action:

1. APPROVE the Department's report and Special Order.

- K. DEPARTMENT'S REPORT, DEPARTMENT'S REPORT, dated May 29, 2007, relative to amending Department Manual Section 3/820.20 – SPECIAL ORDER entitled, "Other Judicial Review as an Adjudication – Revised", as set forth.
[BPC #07-0252]

Recommendation(s) for Board action:

1. APPROVE the Department's report and Special Order.

CONTINUED FROM MAY 15, 2007

- L. EXECUTIVE DIRECTOR'S REPORTS, dated June 7, 2007, March 8, 2007, and May 11, 2007, relative to a proposed fee structure for special services provided by the Los Angeles Police Department, as set forth. [BPC #07-0098 and BPC #07-0098A]

Recommendation(s) for the Board action:

1. APPROVE the Executive Director's report dated June 7, 2007, proposed Special Services Fee Schedule, and TRANSMIT entire matter to Mayor.
2. RECEIVE and FILE the Executive Director's report dated March 8, 2007 and May 11, 2007.

9. PUBLIC COMMENT PERIOD

10. CLOSED SESSION ITEMS

- A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer Involved Shootings (OIS), Canine Bite, In Custody Death (ICD), and other personnel matters. Government Code Section 54957.

1. (Officer-Involved Shooting – OIS)
OIS #061-06
One Sergeant I
Three Police Officers II
2. (Canine Bite)
#064-06
One Sergeant II
One Detective II
Two Police Officers III
One Police Officer II
3. (In-Custody Death – ICD)
ICD #066-06
One Captain III
Two Lieutenants I
One Sergeant II
Two Sergeants I
Three Police Officers III
Three Police Officers I

- B. 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 report of Criminal Cases Submitted to Prosecutors for Review, First Quarter, 2007. Government Code Section 54957. [Also calendared as Item No. 8-G in Open Session]
[BPC #07-0249]

CONTINUED FROM JUNE 5, 2007

- C. 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).

DISCUSSION WITH AND UPDATE FROM JANUARY 16, 2007

- D. CONFERENCE WITH LABOR NEGOTIATOR. Discussion and update with the Employee Relations Administrator regarding the meet and confer process for the modification of the Department's policy on off-duty work permits/employment of police officers. Government Code Section 54957.6.

- E. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and evaluation of performance of the Chief of Police concerning actions taken by the Chief in response to the May 1, 2007, incident in MacArthur Park. Government Code Section 54957.

CONTINUED FROM MAY 29, 2007

- F. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and evaluation of performance of Chief of Police for purposes of re-appointment. Government Code Section 54957.

1. Chief of Police

CONTINUED FROM JUNE 5, 2007

- G. PUBLIC EMPLOYEE DISCIPLINE/DIMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion, evaluation of performance and possible Board action for purposes of annual evaluation. Government Code Section 54957.

1. Executive Director
2. Inspector General

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 Secretary, Police Commission, at (213) 485-3531 (TDD 213/485-9818), after 9:30 a.m., Friday, June 8, 2007.

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.