
AGENDA

BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

TUESDAY, AUGUST 19, 2008

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
Andrea Sheridan Ordin
Robert M. Saltzman
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 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 permits on file, as submitted for the period ending August 15, 2008.

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|--------------------------------------|---|
| • August 11, 2008 – October 11, 2008 | Asplundh Tree Expert Company (PC #08/195) |
| • August 15, 1008 – October 15, 2008 | Asplundh Tree Expert Company (PC #08/196) |
| • August 15, 2008 – October 15, 2008 | Asplundh Tree Expert Company (PC #08/197) |
| • August 7, 2008 – August 8, 2008 | Hirex Corporation (PC #08/199) |

B. Special event permits on file, as submitted for the period ending August 15, 2008.

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|------------------------------|---|
| • Tuesday, August 12, 2008 | Welcome President Ma of Republic of China |
| • Sunday, August 17, 2008 | 68 th Annual Nisei Week Grand Parade |
| • Wednesday, August 27, 2008 | Recovery Works |
| • Monday, September 1, 2008 | Annual Labor Day Parade |

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 July 11, 2008, relative to a donation of a JVC Navigation system, valued at \$125.00, from Mr. Rajasekhar Nalluri, for the benefit of Commercial Auto Theft Section (CATS), Commercial Crimes Division, as set forth. [BPC #08-0317]
- Recommendation(s) for Board action:
1. APPROVE the Department's report and ACCEPT the donation.
- B. DEPARTMENT'S REPORT, dated August 5, 2008, relative to a monetary donation from the Los Angeles Police Foundation, in the amount of \$738.38, for the benefit of Deputy Chief Michael R. Hillmann, Commanding Officer, Incident Management and Training Bureau, to utilize for travel expenses to Felker Army Airfield, Fort Eustis, Virginia, to view current Department of Defense classified military communications and media transfer technology, as set forth. [BPC #08-0318]
- Recommendation(s) for Board action:
1. APPROVE the Department's report and ACCEPT the donation.
- C. DEPARTMENT'S REPORT, dated August 5, 2008, relative to a donation of five Dictaphone Digital Recorders, valued at \$2,161.00, from the Los Angeles Police Foundation, for the benefit of Force Investigation Division (FID), as set forth. [BPC #08-0319]
- Recommendation(s) for Board action:
1. APPROVE the Department's report and ACCEPT the donation.
- D. DEPARTMENT'S REPORT, dated August 6, 2008, relative to a monetary donation From Westside Pavilion, in the amount of \$3,150.00, for the benefit of the Foothill Area Explorer Program, as set forth. [BPC #08-0320]
- Recommendation(s) for Board action:
1. APPROVE the Department's report and ACCEPT the donation.
- E. DEPARTMENT'S REPORT, dated August 6, 2008, relative to a monetary donation from the Los Angeles Police Foundation, in the amount of \$3,820.00, for the benefit of Force Investigation Division (FID), to be utilized for registration and travel expenses for four FID personnel to attend the Lethal and Less Lethal Force Seminar, as set forth. [BPC #08-0321]
- Recommendation(s) for Board action:
1. APPROVE the Department's report and ACCEPT the donation.
- F. DEPARTMENT'S REPORT, dated August 5, 2008, relative to a donation of a SMART Board Computer, valued at \$10,000.00, from the Wilshire Center Koreatown

Neighborhood Council, for the benefit of the Wilshire Area, as set forth.

[BPC #08-0322]

Recommendation(s) for Board action:

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

- G. DEPARTMENT'S REPORT, dated August 5, 2008, relative to a monetary donation from the Newton Boosters Association, in the amount of \$120.00, for the benefit of the Newton Area Explorer Program, as set forth. [BPC #08-0333]

Recommendation(s) for Board action:

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

- H. DEPARTMENT'S REPORT, dated August 7, 2008, relative to a monetary donation from United Nappa Imports, in the amount of \$1,000.00, for the benefit of the Newton Area Explorer Program, as set forth. [BPC #08-0334]

Recommendation(s) for Board action:

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

- I. DEPARTMENT'S REPORT, dated August 7, 2008, relative to a monetary donation from the Central City Police Boosters, in the amount of \$2,725.00, for the benefit of the Central Area Deputy Auxiliary Police program, as set forth. [BPC #08-0335]

Recommendation(s) for Board action:

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

- J. DEPARTMENT'S REPORT, dated August 7, 2008, relative to a monetary donation from the Los Angeles Police Foundation, in the amount of \$12,500.00, for the benefit of the Office of the Chief of Police to be used to purchase gifts for visiting dignitaries and promotion items, as set forth. [BPC #08-0336]

Recommendation(s) for Board action:

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

8. REGULAR AGENDA ITEMS

- A. EXECUTIVE DIRECTOR'S REPORT, dated August 11, 2008, relative to the Response to City Council Motion No. 07-0461 Regarding the Follow-Up Findings of the Firearms Warning Ordinance, No. 178996, as set forth. [BPC #08-0316]

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report and TRANSMIT the report to the City Council, Public Safety Committee.
- B. DEPARTMENT'S REPORT, dated August 1, 2008, relative to Transmittal of the Grant Award for the Driving under the Influence Enforcement and Awareness Program (DEAP) Grant from the California Office of Traffic Safety Grant, as set forth.

[BPC #08-0323]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT the report concurrently to the Mayor and City Council.
- C. DEPARTMENT'S REPORT, dated July 31, 2008, relative to the Ethics Enforcement Section Quarterly Report, First Quarter, 2008, as set forth.

[BPC #08-0324]

Recommendation(s) for Board action:

1. APPROVE the Department's report.
- D. DEPARTMENT'S REPORT, dated July 28, 2008, relative to the Supplemental Police Account XXII (22), Fiscal Year 2008/2009 Expenditure Plan, as set forth.

[BPC #08-0325]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT the report to the Mayor and City Council.
- E. DEPARTMENT'S REPORT, dated August 8, 2008, relative to the Status of Civilianization Project of the Los Angeles Police Department, as set forth.

[BPC #08-0326]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT the report to the City Council, Public Safety Committee.
- F. DEPARTMENT'S REPORT, dated August 15, 2008, relative to the Supplemental Police Account Second Quarterly Report (April through June 2008), as set forth.

[BPC #08-0327]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT the report to the City Council and the Office of the City Controller.
- G. DEPARTMENT'S REPORT, dated August 6, 2008, relative to the Tour of Duty for Professional Standards Bureau Investigators Audit (AD No. 07-022), as set forth.

[BPC #08-0328]

Recommendation(s) for Board action:

1. RECEIVE and FILE the Department's report.

CONTINUED FROM JULY 1, 2008

- H. DEPARTMENT'S REPORT, dated March 28, 2008 and INSPECTOR GENERAL'S REPORT, dated June 19, 2008, relative to the Department's Complaint, Form 1.28, Investigations Audit, Phase II (Fiscal Year 2007/2008), as set forth.

[BPC #08-0139 and #08-0139A]

Recommendation(s) for Board action:

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

- I. DEPARTMENT'S REPORT, dated August 13, 2008, relative to the Board of Police Commissioners Request for Management Response to the Department's Complaint, Form 1.28, Investigation Audit, Phase II, Fiscal Year 2007/2008, as set forth.

[BPC #08-0139B]

Recommendation(s) for Board action:

1. APPROVE the Department's report.

- J. EXECUTIVE DIRECTOR'S REPORT, dated August 14, 2008, relative to Awarding of the Police Commission Distinguished Service Medal to Deputy Chief Michael R. Hillmann, as set forth.

[BPC #08-0329]

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report.

- K. DEPARTMENT'S REPORT, dated August 5, 2008, relative to the Confidential Informant Control Package Audit, Fourth Quarter, Fiscal Year 2007/08 (AD No. C07-006), as set forth.

[BPC #08-0332]

Recommendation(s) for Board action:

1. RECEIVE and FILE the Department's report.

- L. DEPARTMENT'S REPORT, dated August 12, 2008, relative to a request by the Board for additional information concerning the Department's evaluation of Racial Profiling complaint investigations; EXECUTIVE DIRECTOR'S REPORT, dated August 19, 2008, relative to Review of Procedures and Processes of Law Enforcement Agencies Relative to Allegations of Racial Profiling, Discrimination and Racial Bias Investigated/Adjudicated by a Civilian Oversight Body; and VERBAL and POWER POINT PRESENTATION by Dr. Lorie Fridell, PhD, relative to racial profiling, as set forth.

[BPC #08-0330 and 08-0331]

Recommendation(s) for Board action:

1. APPROVE the Department's report and the Executive Director's report.

9. PUBLIC COMMENT PERIOD

10. CLOSED SESSION ITEMS

A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer Involved Shootings (OIS) and other personnel matters. Government Code Section 54957.

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|---------------------------------------|--|
| 1. OIS #091-07 | One Police Officer III
One Police Officer I |
| 2. OIS #108-07
Negligent Discharge | Two Police Officer II |

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

CONTINUED FROM AUGUST 12, 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 Department's Quarterly Discipline Report for the First Quarter of 2008 and the Office of the Inspector General's analysis of this report. Government Code Section 54957.
- D. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to annual evaluation. Government Code Section 54957.

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, August 15, 2008.

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.