

AGENDA

BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

TUESDAY, NOVEMBER 25, 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. COMMISSIONER 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 November 21, 2008.

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| • November 19, 2008 – January 19, 2009 | Asplundh Tree Expert Co. (PC #08/282) |
| • January 2, 2009 – November 17, 2010 | Department of Water and Power (PC #08/287) |
| • November 14, 2008 – May 20, 2009 | Amoroso Construction (PC #08/289) |
| • November 19, 2008 – January 19, 2009 | Asplundh Tree Expert Company (PC #08/290) |
| • November 19, 2008 – January 19, 2009 | Asplundh Tree Expert Company (PC #08/291) |
| • November 19, 2008 – January 19, 2009 | Asplundh Tree Expert Company (PC #08/294) |
| • November 19, 2008 – January 19, 2009 | Asplundh Tree Expert Company (PC #08/298) |
| • November 19, 2008 – January 19, 2009 | Asplundh Tree Expert Co. (PC #08/299) |
| • November 19, 2008 – January 19, 2009 | Asplundh Tree Expert Company (PC #08/310) |
| • November 19, 2008 – January 19, 2009 | Asplundh Tree Expert Co. (PC #08/311) |
| • November 25, 2008 – November 26, 2008 | Accurate Overhead Door Systems, Inc.
(PC #08/316) |

B. Special event permits on file, as submitted for the period ending November 21, 2008.

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|-------------------------------|---------------------------------------|
| • Saturday, November 22, 2008 | Rally for Sound Money |
| • Tuesday, November 25, 2008 | Santa Cecilia Festival and Procession |

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. EXECUTIVE DIRECTOR'S REPORT, dated October 30, 2008, relative to approval of a Firearms/Ammunition Sales Police Permit for Sergio Sanchez, as set forth. [BPC #08-0511]

Recommendation(s) for Board action:

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

- B. DEPARTMENT'S REPORT, dated November 17, 2008, relative to a Personal Expense Statement of Chief of Police William J. Bratton, in the amount of \$1,404.68, for expenses incurred on November 6 through November 10, 2008, while attending the Major Cities Chiefs Meeting and the International Association of Chiefs of Police Annual Conference in San Diego, California, as set forth. [BPC #08-0523]

Recommendation(s) for Board action:

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

8. REGULAR AGENDA ITEMS

- A. DEPARTMENT'S VERBAL PRESENTATION AND DISCUSSION relative to an overview of Detective Bureau functions.
- B. DEPARTMENT'S VERBAL PRESENTATION AND DISCUSSION relative to the status and priorities of the Scientific Investigation Division Task Force.
- C. DEPARTMENT'S REPORT, dated October 31, 2008, relative to Firearms Inventory Tracking Audit (AD No. 08-095), as set forth. [BPC #08-0512]

Recommendation(s) for Board action:

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

- D. DEPARTMENT'S REPORT, dated October 31, 2008, relative to the Semi-Annual Consent Decree Mental Illness Project Status Report – January through June 2008, as set forth. [BPC #08-0513]

Recommendation(s) for Board action:

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

- E. DEPARTMENT'S REPORT, dated November 2, 2008, relative to a Letter of Agreement between the Los Angeles Police Department and Police Management Advisor to implement the Patrol Planning System which will modify the 20th and 21st Patrol Areas and will run historical data files and simulations for the affected Geographic Areas, as set forth. [BPC #08-0514]

Recommendation(s) for Board action:

1. APPROVE the Department's report, Letter of Agreement, and TRANSMIT the entire matter to the Mayor's Office.

- F. DEPARTMENT'S REPORT, dated October 29, 2008, relative to the City Council Motion Relative to Hate Crimes, as set forth. [BPC #08-0515]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT the report to the City Council, Ad Hoc Committee on Gang Violence and Youth Development.

- G. DEPARTMENT'S REPORT, dated November 3, 2008, relative to Ethics Enforcement Section Quarterly Report, Third Quarter, 2008, as set forth. [BPC #08-0516]

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.

CONTINUED FROM OCTOBER 28, 2008

- H. DEPARTMENT'S REPORT, dated November 7, 2008, relative to the City Council action for the purchase and distribution of X-26 Tasers, as set forth. [BPC #08-0492A]

Recommendation(s) for Board action:

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

- I. DEPARTMENT'S REPORT, dated November 7, 2008, relative to the Supplemental Police Account Third Quarterly Report (July through September 2008), to comply with the provisions of Article 17, Section 5.115 of the Los Angeles Administrative Code, as set forth. [BPC #08-0518]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT to the Office of the City Controller.

- J. DEPARTMENT'S REPORT, dated November 14, 2008, relative to the Department's Quarterly Discipline Report, Third Quarter, 2008, as set forth. [BPC #08-0520]

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.

- K. DEPARTMENT'S REPORT, dated November 12, 2008, relative to the City Council motion providing gang related crime statistics in the area where expanded gang intervention services were provided between July 1, 2008 and September 30, 2008, as set forth. [BPC #08-0521]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT the report to the City Council, Ad Hoc Committee on Gang Violence and Youth Development.

- L. DEPARTMENT'S REPORT, dated November 4, 2008, relative to a Request for Permission to Enter Into Contract Negotiations for Police Composite Artist Services, as set forth. [BPC #08-0522]

Recommendation(s) for Board action:

1. APPROVE the Department's report and AUTHORIZE the Department to enter into contract negotiations with Marilyn Droz, Donna Cline and SketchCop Solutions Corporation.

- M. DEPARTMENT'S REPORT, dated November 18, 2008, relative to Proposed Addition to Council-Approved Records Retention Schedule for Original/Official Records for Information and Communications Services Bureau, as set forth. [BPC #08-0524]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT to the Office of the City Clerk, Records Management Officer.

- N. EXECUTIVE DIRECTOR'S REPORT, dated November 20, 2008, relative to the City's Official Police Garage rate changes for 2009, as set forth.

[BPC #08-0525]

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report.

- O. DEPARTMENT'S REPORT, dated November 20, 2008, relative to the Proposed Budget for Fiscal Year (FY) 2009/2010, as set forth. [BPC #08-0526]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT the entire matter to the Mayor's Office.

- P. DEPARTMENT'S REPORT, dated July 31, 2008, and INSPECTOR GENERAL'S REPORT, dated November 17, 2008, relative to the Ethics Enforcement Section's Quarterly Report, Second Quarter, 2008, as set forth. (Also Calendared as Item No. 10-C in Closed Session) [BPC #08-0324 and #08-0324A]

Recommendation(s) for Board action:

1. APPROVE the Department's report and the Inspector General'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), In-Custody Death (ICD), Animal Shootings (A-D), and Law Enforcement Related Injury-Head Strike (LERI-HS). Government Code Section 54957.

CONTINUED FROM NOVEMBER 18, 2008

1. ICD #014-07
One Sergeant I
Two Police Officer III
Two Police Officer II
Two Police Officer I

CONTINUED FROM NOVEMBER 18, 2008

2. A-D #002-08
One Reserve Police Officer I

CONTINUED FROM NOVEMBER 18, 2008

3. A-D #004-08
One Sergeant I
One Police Officer III
One Police Officer II
One Police Officer I

- 4. HS #009-08 Two Police Officer II
- 5. LERI #016-08 One Sergeant I
Two Police Officer II

CONTINUED FROM NOVEMBER 4, 2008

- B. PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/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 Second Quarter of 2008 and the Office of the Inspector General's analysis of this report. Government Code Section 54957.

CONTINUED FROM AUGUST 19, 2008

- C. PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/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, Second Quarter 2008 and the Office of the Inspector General's analysis of this report. Government Code Section 54957. (Also Calendared as Item No. 8-P in Open Session) [BPC #08-0324 and #08-0324A]
- D. 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).
- E. PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to investigation concerning Complaint File No. 07-006359. 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, November 21, 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.