

**LOS ANGELES POLICE DEPARTMENT  
BOARD OF POLICE COMMISSIONERS  
CITY OF LOS ANGELES  
MINUTES**

**REGULAR MEETING – TUESDAY, FEBRUARY 1, 2005**

The Board of Police Commissioners of the City of Los Angeles convened in regular session Tuesday, February 1, 2005, at 9:46 a.m., in Room 146, Parker Center, Los Angeles. On calling the roll, the following members were present: Commissioners Cunningham III, Skobin, and Alarcon. President Cunningham presiding. Commissioner Ochi arrived late. Commissioner Caruso was absent.

PRESENT: William J. Bratton, Chief of Police  
Richard Tefank, Executive Director  
Mark Burton, Senior Assistant City Attorney  
Julie Valenzuela, Commission Executive Assistant  
Jill Bogle, Hearing Reporter  
Officer Troy Abordo, Sergeant-at-Arms

**1. APPROVAL OF THE MINUTES FOR:**

- Regular Meeting January 11, 2005

Commissioner Alarcon moved, seconded by Commissioner Skobin, to APPROVE the above matter. Unanimously APPROVED.

**2. REPORT OF THE CHIEF OF POLICE**

Chief Bratton gave the Department's "weekly crimes year to date" statistical report for the period ending January 29, 2005.

Chief Bratton stated that he had met individually with 14 of the Councilmembers to discuss recruitment and crime reduction issues.

**3. REPORT OF THE EXECUTIVE DIRECTOR**

Executive Director Tefank stated that the first Community Police Advisory Board (C-PAB) update would be given by Newton Area at the next Commission meeting. The second update would be given by the C-PAB from Rampart area at the Commission meeting of March 1, 2005.

Executive Director Tefank announced that he had selected Lieutenant Andre Dawson as the new commanding officer of Commission Investigation Division (CID). Lieutenant Dawson will begin working at CID, the next Deployment Period, March 6, 2005.

Executive Director Tefank also reported that the Commission staff is currently working with the Office of the City Administrative Officer and the Mayor's Office in reviewing recommendations that the Board has made on establishment of special event permit fees. Executive Director Tefank hopes to have a final report to the City Council by March 1, 2005.

In regards to community meetings relative to the Stop Data Analysis Methodology, Executive Director Tefank stated that the first meeting would be held in the West Los Angeles area and that there will be three more meetings in various areas throughout the City.

#### **4. REPORT OF THE INSPECTOR GENERAL**

Inspector General Birotte thanked the Commission, the Department, and his staff for all well wishes regarding the birth of his son.

Inspector General Birotte stated that he would be providing the Commission with monthly updates regarding his department's reorganization and staffing issues.

#### **5. COMMISSION BUSINESS**

Commissioner Alarcon thanked the Department for their quick response and smooth collaboration in working with the Glendale Police Department regarding the Metrolink disaster.

Commissioner Ochi stated that she had attended Captain Hillman's retirement dinner.

Commissioner Ochi asked that a meeting be scheduled between the Department, Office of the Mayor, and community representatives to clarify misunderstandings regarding the recreation center and the new Police Headquarters Facility.

The following person addressed the Board:

Tut Hayes.

The public hearing was closed.

#### **6. INFORMATION – FILED ITEMS**

Information items on file, submitted for the period ending January 28, 2005.

RECEIVED and FILED.

#### **7. CONSENT AGENDA ITEMS**

##### **7-A. VARIANCE – RETROACTIVELY APPROVED**

DEPARTMENT'S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from PPR A rePipe Company to permit nighttime construction which began on Monday, January 17, 2005 from 10:00 p.m. to 5:00 a.m. and was completed on Monday, January 24, 2005 for the work site located on Figueroa Street near 60<sup>th</sup> Avenue, as set forth.

[BPC #05-0023]

Recommendation for Board action:

1. Retroactively APPROVE the Department's report and request for variance.

Commissioner Alarcon moved, seconded by Commissioner Skobin, to APPROVE the above matter. Unanimously APPROVED.

**7-B. ENTIRE MATTER CONTINUED FOR TWO WEEKS TO FEBRUARY 15, 2005**

DEPARTMENT'S REPORT regarding a request filed by Nick Curl representing the Los Angeles Marathon, Inc.; for a Special Events Permit for the City of Los Angeles Marathon XX; Acura LA Bike Tour; Emerald Nuts 5K event on Sunday, March 6, 2005, as set forth.

[BPC #05-0026]

Recommendations for Board action:

1. APPROVE the Department's report.
2. APPROVE the Special Events Permit for the City of Los Angeles Marathon XX; Acura LA Bike Tour; Emerald Nuts 5K event.

**8. REGULAR AGENDA ITEMS**

**8-A. RECEIVED AND FILED**

DEPARTMENT'S REPORT regarding the Activity Report for the month of October 2004, as set forth.

[BPC #05-0022]

Recommendation for Board action:

1. RECEIVE and FILE the Department's report.

**8-B. REVIEWED – DEPARTMENT'S REPORT APPROVED – TRANSMIT TO AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE AND BOARD OF TRANSPORTATION COMMISSIONERS**

DEPARTMENT'S REPORT regarding the Department of Transportation Stolen Vehicle Recovery Pilot Program quarterly report, as set forth.

[BPC #05-0025]

Recommendations for Board action:

1. REVIEW and APPROVE the Department's report.
2. TRANSMIT to the Audits and Governmental Efficiency Committee.
3. TRANSMIT to the Board of Transportation Commissioners.

The above matter was REVIEWED with Commander Ward, Detective Bureau and Lieutenant Ranshaw, Commercial Crimes Division.

Commissioner Skobin moved, seconded by Commissioner Ochi, to APPROVE and TRANSMIT the above matter. Unanimously APPROVED.

**8-C. EXECUTIVE DIRECTOR'S REPORT APPROVED – TRANSMIT TO CITY COUNCIL**

EXECUTIVE DIRECTOR'S REPORT regarding a request for exception to the handgun caliber restriction of private street patrol officers to allow the carrying of .40 caliber handguns and requesting City Council to direct the Office of the City Attorney to amend Los Angeles Municipal Code Section 52.34(d)(3), to authorize the carrying of the .40 caliber handgun by properly State licensed, and Police Commission permitted private street patrol officers operating in the City of Los Angeles, as set forth. [BPC #05-0021 and #05-0021A]

Recommendations for Board action:

1. APPROVE the Executive Director's report.
2. TRANSMIT a request to the City Council directing the City Attorney's Office to draft an amendment to Los Angeles Municipal Code Section 52.35(d)(3).

The above matter was REVIEWED with Executive Director Tefank and Detective Jones, Commission Investigation Division.

The following persons addressed the Board:

J. Chapin and Tut Hayes.

The public hearing was closed.

Commissioner Skobin moved, seconded by Commissioner Ochi, to APPROVE and TRANSMIT the above matter. Unanimously APPROVED.

**8-D. REVIEWED – DEPARTMENT'S REPORT, OFFICE OF THE INSPECTOR GENERAL'S REPORT, AND EXECUTIVE DIRECTOR'S REPORT APPROVED**

DEPARTMENT'S REPORT, OFFICE OF THE INSPECTOR GENERAL'S REPORT, and EXECUTIVE DIRECTOR'S REPORT regarding the monthly Consent Decree status report for the period ending January 31, 2005, as set forth. [BPC #05-0024, #05-0024A, and #05-0024B]

Recommendations for Board action:

1. REVIEW and APPROVE the Department's report
2. REVIEW and APPROVE the Office of the Inspector General's report.
3. REVIEW and APPROVE the Executive Director's report.

The above matter was REVIEWED with Mr. Chaleff, Consent Decree Bureau.

Commissioner Alarcon moved, seconded by Commissioner Ochi, to APPROVE the above matter. Unanimously APPROVED.

**8-E. REVIEWED – DEPARTMENT’S REPORT AND OFFICE OF THE INSPECTOR GENERAL’S REPORT APPROVED**

CONTINUED FROM 07/13/04

DEPARTMENT’S REPORT and OFFICE OF THE INSPECTOR GENERAL’S REPORT regarding the Motor Vehicle and Pedestrian Stop Data Collection Audit, Fourth Quarter Fiscal Year 2003/2004, pursuant to Paragraph 128 and the Annual Audit Plan for Fiscal Year 2003/2004, as set forth. [BPC #04-0444 and #04-0444A]

Recommendations for Board action:

1. REVIEW and APPROVE the Department’s report.
2. REVIEW and APPROVE the Office of the Inspector General’s report.

The above matter was REVIEWED with Mr. Chaleff, Consent Decree Bureau.

Commissioner Alarcon moved, seconded by Commissioner Skobin, to APPROVE the above matter. Unanimously APPROVED.

**9. PUBLIC COMMENT PERIOD**

The following person addressed the Board on general issues:

Tut Hayes.

The public hearing was closed.

**10. CLOSED SESSION ITEMS**

The following person addressed the Board:

Tut Hayes.

The public hearing was closed.

At this time, Ms. Valenzuela announced that the Board would recess to Closed Session to discuss Item Nos. 10-A and 10-B, pursuant to Government Code Section 54957.

**10-A. NOT DISCUSSED – ENTIRE MATTER CONTINUED TO FEBRUARY 8, 2005**

CONTINUED FROM 01/25/05

CONFERENCE WITH LABOR NEGOTIATOR. Discussion and bargaining instructions to the Employee Relations Administrator regarding Meet and Confer procedure for Financial Disclosure, pursuant to Paragraph 132 of the Consent Decree. Government Code Section 54957.6.

**10-B. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION.** Review of Officer Involved Shootings, Law Enforcement Related Injuries, and other personnel matters. Government Code Section 54957.

**10B-1. REVIEWED – ADOPTED WITH MODIFICATIONS**

CONTINUED FOR 01/25/05

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|----|-------------|--|
| 1. | OIS #025-04 | One Detective II<br>One Sergeant II<br>Three Police Officers III<br>Two Police Officers II<br>One Police Officer I |
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**10B-2. REVIEWED - ADOPTED**

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|----|-------------|---|
| 2. | ICD #016-04 | One Sergeant II<br>Two Police Officers II |
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**ADJOURNMENT**

The Board reconvened in Open Session to announce its decision regarding matters considered in Closed Session.

A motion of adjournment at 10:43 a.m. was made by Commissioner Alarcon, seconded by Commissioner Skobin. Unanimously ADOPTED.

ATTEST:

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President

\_\_\_\_\_  
Board Secretary

NOTE: For more detailed information, a certified transcript of this meeting is included as part of the permanent record of these proceedings.

