

**LOS ANGELES POLICE DEPARTMENT
BOARD OF POLICE COMMISSIONERS
REGULAR MEETING
AGENDA**

150 North Los Angeles Street
Room 146, Parker Center

Tuesday, 9:30 A.M.
September 26, 2000

Commissioners: Gerald L. Chaleff, President
 Raquelle de la Rocha, Vice-President
 Herbert F. Boeckmann, II
 Dean Hansell
 T. Warren Jackson

Members of the public are invited to address the Board of Police Commissioners on any item of the agenda prior to action by the Board on that specific item. Public comment on matters appearing on the printed agenda will be limited to one (1) minute per individual for each item addressed, unless this limitation is waived by the President of the Board. 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.

Members of the public may also address the Board on any matter within the subject matter jurisdiction of the Board. The Board as the last item of regular business will entertain such comments. If a member of the public has not previously addressed the Board during the meeting on another item of business, public comment will be limited to three (3) minutes per individual. If a member has already spoken to items on the printed agenda, public comment will be limited to two (2) minutes per individual, unless the President of the Board waives this limitation.

Members of the public are urged to complete a Request to Address the Board of Police Commissioners form and submit it to the Board Secretary prior to commencement of the public meeting. The request forms 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 request form 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.

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 DE ANTICIPO.

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

1. **MINUTES - NONE**
2. **COMMISSION BUSINESS**
3. **REPORT OF THE CHIEF OF THE POLICE**
 - **SIGNIFICANT INCIDENTS**
 - **CRIME STATISTICS**
4. **CHIEF OF POLICE RECOMMENDS FOR BOARD ACTION**
 - A. Approval of the athletic event permit application of the Los Angeles Marathon, Incorporated (LAMI) to be held Saturday, March 3, 2001, which will take place in the Central, South and West Operations Bureau Areas, subject to conditions set forth.
 - B. Retroactive approval of the permit application of the Qwest Network Construction Services for a variance to Los Angeles Municipal Code Section 41.40 for nighttime construction from 9:00 p.m. to 5:00 a.m., Monday through Friday; 7:00 p.m. to Midnight on Saturday, and 6:00 p.m. to Midnight on Sunday, which began July 19, 2000 and is scheduled to end July 31, 2000 at various worksite locations, as set forth.
 - C. Retroactive approval of the permit application of the Insituform Technologies, Inc. for a variance to Los Angeles Municipal Code Section 41.40 for nighttime construction from 9:00 p.m. to 7:00 a.m., Monday through Friday, which began July 27, 2000 and is scheduled to end August 25, 2000 at worksite located on Larchmont Boulevard from Beverly Boulevard north one-half block, as set forth.
 - D. Retroactive approval of the permit application of the Lambco Engineering, Inc. for a variance to Los Angeles Municipal Code Section 41.40 for nighttime construction from 9:00 p.m. to 7:00 a.m., Monday through Friday, which began August 31, 2000 and is scheduled to end October 27, 2000 at various worksite locations, as set forth.
 - E. DENY the permit application of The Whiting-Turner Contracting Company for a variance to Los Angeles Municipal Code Section 41.40 for nighttime construction from 9:00 p.m. to 7:00 a.m., Sunday, August 20 and Sunday, August 27, 2000, for reasons set forth.
 - F. DENY the permit application of ACCO, Inc. for a variance to Los Angeles Municipal Code Section 41.40 for nighttime construction, for reasons set forth.
 - G. DENY the permit application of Moore Electrical Contracting, Inc. to Los

Angeles Municipal Code section 41.40 for nighttime construction, for reasons set forth.

- H. Retroactive approval of the permit application of the E-Entertainment Television, Inc. for a variance to Los Angeles Municipal Code Section 41.40 for nighttime construction from 12:01 a.m. to 4:00 a.m., on any one weekday as soon as the variance is granted at the worksite located on Wilshire Boulevard, as set forth.
- I. Retroactive approval of the permit application of the Hussmann Corporation for a variance to Los Angeles Municipal Code Section 41.40 for nighttime construction from 9:00 p.m. to 7:00 a.m., for one weeknight starting as soon as the variance is granted at the worksite located at 12689 Glenoaks Boulevard, as set forth.
- J. Approval of acceptance for a cash donation in the amount of \$42,863 to the Department from the World Championship Los Angeles Lakers and Dr. Jerry Buss to be used by the Department, as set forth.
- K. Approval of acceptance of a donation for a one-year supply of dog food valued at \$8,750 from Hills Pet Nutrition for use by the K-9 Unit of the Metropolitan Division, as set forth.
- L. Approval of acceptance for a donated typewriter valued at \$250 from Mr. John Zoeger for the use of all employees at the West Valley Community Police Station, as set forth.
- M. Approval of acceptance for three donated computer color printers valued at \$1,620.50 from Business Law Enforcement Northeast Division for use by the Crime Analysis Detail of the Northeast Community Police Station, as set forth.
- N. Approval of acceptance for a donation of a computer printer valued at \$250 from West Traffic Division Community Safety Enhancement Association for use by West Traffic Division, as set forth.
- O. Approval of acceptance for a donation of office furniture valued at \$22,165 from Litton Data Systems for use by the Department, as set forth.
- P. Approval of acceptance for a donation of video equipment valued at \$325 from Hollywood Police Support Association for use by the Hollywood Operations Support Division, as set forth.
- Q. Approval of acceptance for a donation of a quarter horse valued at \$2,200 from the Los Angeles Police Equestrian Foundation for use by the Metropolitan Division's Mounted Unit, as set forth.

- R. Approval of acceptance for a donation of a quarter horse valued at \$1,800 from the Los Angeles Police Equestrian Foundation for use by the Metropolitan Division's Mounted Unit, as set forth.
- S. Approval of acceptance for a donation of a quarter horse valued at \$3,500 from the Los Angeles Police Equestrian Foundation for use by the Metropolitan Division's Mounted Unit, as set forth.
- T. Approval of acceptance for a donation of a quarter horse valued at \$2,500 from the Los Angeles Police Equestrian Foundation for use by the Metropolitan Division's Mounted Unit, as set forth.
- U. Approval of acceptance for a donation of weight training equipment valued at \$10,000 from Police Officers Steven Weaver and Mary Grace Weaver for use by the Mounted Unit of Metropolitan Division, as set forth.
- V. Approval of authorizing Ms. Laura R. Filatoff to sign as Chief Accounting Employee in the absence of Mr. Wray E. Hollemon under the provisions of Section 84 of the old City Charter and Section 505 of the new City Charter, as set forth.
- W. Approval and transmittal to the Office of the City Attorney of the annual Hunter La-Ley Consent Decree Report for Fiscal Year 1999/2000.
- X. Approval and transmittal to the City Council of the status report on cases involving rewards offered by the City of Los Angeles, City Council File 97-0791, as set forth.
- Y. Retroactive approval of the absence of the Chief of Police from the City from Sunday, September 17, 2000 through Monday, September 18, 2000 to meet with the Department of Justice in Washington, D.C.; and if approved, designating Deputy Chief Martin Pomeroy as Acting Chief of Police during this period, as set forth.

5. MICELLANEOUS

- A. Discussion and ratification of motion to designate Gerald L. Chaleff, President, Board of Police Commissioners to review and execute personal service contracts.
- B. Status on the Quarterly Reports for Use of Force penalties.

6. INSPECTOR GENERAL SUBMITS FOR BOARD INFORMATON

- A. Activity Report for July and August 2000.

7. SECRETARY SUBMITS FOR BOARD INFORMATION

- A. Personnel items on file, as submitted on reports for the period ending September 22, 2000.

8. PUBLIC COMMENT PERIOD

Comments from the public on non-agenda items that is of public interest within the Board's subject matter jurisdiction.

9. CLOSED SESSION

- A. Public Employee Performance Evaluations – Review of Officer-Involved Shootings and other personnel matters pursuant to Government Code Section 54957.

- 1. OIS 74-99 - one Police Officer II

- B. Discussion with legal counsel on pending litigation which consist of the following cases: Craig v. City BC 203249; Betty Jones v. Willians, CV 95-3695 CBM; Novaplex v. City, BC 136766; Johnneen Jones v. City, BC 235705; Abner Thomas v. Coppock, BC 222753; Tipton-Whittingham v. City, CV 94-3240 TJH; Grobeson v. City, CV 96-0373; Watson v. Cato, BC 198992; Mitchell v. City, et al, CV 99-07891CAS ex). Government Code Section 54956.9(a).

- C. Discussion with legal counsel on Rampart related litigation, which consist of the following: Alfaro v. City, CV 00-4436 LGB; Bailey v. City, CV 00-02362 R (CTx); Robert Bentancourt v. City, CV 00-07937; Blumberg v. Gates, CV 00-5607; Canales v. Gates, CV 00-07224 DT; Cuentas v. City, CV 00-06734 RSWL (RNBx); Davalos v. City, CV 00-04685 ABC (MANx); Davis v. City, CV 00-06390; Diaz v. Gates, CV 00-00451 AHM (AIJx); Fitzpatrick v. Gates, CV 00-4191 ABC; Garcia v. City, CV 00-1995 MMM; Godinez v. City, BC 228989; L. Guerrero v. Gates, CV 00-07165 DDP; Carlos Guevara v. City, CV 00-08567 DT; J. Gutierrez v. LAPD, CV 00-06735 CAS; U. Gutierrez v. City, CV 00-01360 NM (Mex); Harris v. LAPD, CV 00-006261; Hasan v. City, CV 00-01263 FMC (CTx); G. Hernandez v. Gates, CV 00-07163 ER; J. Hernandez v. City, CV 00-04479 ABC (Ctx); M. Hernandez v. Gates, CV 99-11696 GAF (AJWx); Hunter v. Gates, CV 99-12811 GAF (AJWx); Irving v. City, CV 00-01385 FMC (Cwx); J. Jones v. City, CV 00-02360 LGB (Shx); LaFarga v. Perez, CV 00-4097 MMM; LaFarga v. City, CV 00-07382 CM (RNBx); Lara v. City, CV 00-05612 ABC; Lobos v. City, CV 00-2529 CBM; Lozano v. City, CV 00-2128 ABC; J. Madrid v. City, CV

00-04688; R. Madrid v. City, CV 00-04478 CM (RNBx); Montes v. City, CV 00-04338 SVW; S. Moss v. Gates, CV 00-07164 ABC; Newman v. City, CV 00-06903 HOH; D. Ovando v. City, CV 99-11835 GAF (AJWx); J. Ovando v. City, CV 99-11629 GAF (AJWx); Peralta/Iraheta v. City, CV 00-00018 R(RNBx); Pointer v. City, CV 00-2009 MMM (JWJx); Ponce de Leon v. City, BC 230481; Price v. City, CV 00-04171 FMC; M. Quintana v. Gates, CV 00-07166 DT (AJWx); M. Quintana v. Gates, CV 00-07167 AHM (CTx); Render v. Gates, CV 99-13080 DT (Ex); Rivas v. City, CV 00-2531 CAS (RZx); A. Rivas v. Gates, CV 00-07207, RSWL; Rodriguez v. Gates, CV 99-13190 GAF (AJWx); Rodriguez v. Gates, CV 00-07427; Rojas v. City, CV 99-12054 GAF (AIJx); Romero v. City, CV 00-06057 FMC; Ruesga v. City, CV 00-06968; Sahagun v. City, CV 00-04477 LGB (MANx); Salcido v. City, CV 00-06308 NM; Saldana v. City, CV 99-12130 (RNBx); Tapia v. City, CV 00-05308; Tejeda-Delgado v. City, CV 00-02043 MMM; Tenorio v. City, CV 00-00065 DDP (JWJx); Tenorio v. City, CV 00-06177 HLH; Thompson v. City, CV 00-01625 SVW; Toscano v. Gates, CV 00-04662 AHM (Rcx); Vicencio-Aguirre v. City, CV 00-02798 HM (MANx); Yanez v. City, CV 00-06058 GAF; Zambrano v. City, CV 00-2550 TJH (RNBx); Zetino v. City, CV 00-3676 CAS. Government Code Section 54956.9(a).

- D. CONTINUED FROM 8/12/00
Anticipated Litigation (Department of Justice – 42 USC 14141)
Government Code Section 54956.9(b).
- E. Public Employee Performance Evaluation - Discussion and consideration regarding Complaint No. 00-1423. Government Code Section 54957.
 - 1. Former Chief of Police
- F. Public Employee Performance Evaluation - Discussion and consideration regarding Complaint No. 00-1232. Government Code Section 54957.
 - 1. Two Police Officers
- G. Discussion of Public Employee Performance Evaluation pursuant to Section 54957 of the Government Code.
 - 1. Chief of Police.
 - 2. Inspector General
 - 3. Executive Director

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

10. 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 maybe obtained by calling the Office of the Secretary, Police Commission, at (213) 485-3531
(TDD 213/485-9818), after 9:30 a.m., Friday, September 22, 2000.