
AGENDA



BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

**TUESDAY, SEPTEMBER 23, 2003
9:30 A.M.**

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

Commissioners: David S. Cunningham, III, President
Alan J. Skobin, Vice President
Rick J. Caruso
Rose Ochi
Silvia Saucedo

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 one (1) minute per individual for each item addressed, unless this limitation is 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. APPROVAL OF MINUTES FOR:

- Regular Meeting February 26, 2002
- Regular Meeting August 5, 2003
- Regular Meeting August 12, 2003
- Regular Meeting August 26, 2003

2. REPORT OF THE CHIEF OF POLICE

- Significant Incidents
- Crime Statistics
- Recruitment/Reinstatement/Reassignment of Officers

3. COMMISSION BUSINESS

- Meetings/Events Attended
- Consideration of Future Agenda Items/Pending Projects
- Continued Discussion and Presentation Regarding Parker Center Facility

4. INFORMATION – FILED ITEMS

- A. Information items on file, as submitted for the period ending September 19, 2003.

5. 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.

CHIEF OF POLICE RECOMMENDS FOR BOARD ACTION

- A. Retroactively APPROVE a monetary donation in the amount of \$1,090.00 from DARE America to be used by Juvenile Division personnel for training expenses to participate in orientation for DARE Elementary and Middle School Curriculum Training, as set forth. [BPC #03-0386]
- B. Retroactively APPROVE and TRANSMIT to the Mayor and City Council, a monetary donation in the amount of \$10,448.00 from DARE America to be used by Juvenile Division personnel for training expenses to attend the California DARE Officers Association Training Conference, as set forth. [BPC #03-0407]
- C. APPROVE the unsolicited donation of a scanner, printer, and facsimile machine, valued at \$655.68, from Police Commission President David S. Cunningham, III, to be used by the Police Commission staff, as set forth. [BPC #03-0392]

- D. APPROVE a monetary donation in the amount of \$25.00 from Eran and Yerev Shabtay, to Juvenile Division for Drug Abuse Resistance Education (DARE) activities, as set forth. [BPC #03-0394]
- E. APPROVE the donation of a facsimile machine, valued at \$270.60, from Patrons of the Children, to be used by Juvenile Division, as set forth. [BPC #03-0395]
- F. Retroactively APPROVE a monetary donation in the amount of \$200.00 from Students Run L.A. to Newton Area for department personnel to attend Students Run LA Conference in Ventura, as set forth. [BPC #03-0401]
- G. APPROVE the donation of an HP Color Laser Printer, valued at \$2,444.50, from the Mid-Valley Community Police Council, Inc., to be used by the Van Nuys Area Crime Analysis Detail, as set forth. [BPC #03-0400]
- H. APPROVE and TRANSMIT to the Mayor and City Council, a donation of surplus military equipment, valued at \$136,734.83, from the California Counter-Drug Procurement Program, Office of Criminal Justice Planning, as set forth. [BPC #03-0412]
- I. APPROVE and TRANSMIT to the Mayor and City Council, a donation of surplus military equipment, valued at \$18,281.39, from the California Counter-Drug Procurement Program, Office of Criminal Justice Planning, as set forth. [BPC #03-0413]
- J. Retroactively APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from Sprint Communication Company LP to permit nighttime construction from 7:00 p.m. to 3:30 a.m., Monday through Friday, which began on August 25, 2003 and is scheduled for completion by December 3, 2003 for the worksite located between 611 West 6th Street and Hope Street, as set forth. [BPC #03-0393]

EXECUTIVE DIRECTOR RECOMMENDS FOR BOARD ACTION

- K. APPROVE an application for a Firearms/Ammunition Sales Police Permit from Mr. Charles A. Morrow, as set forth.

6. REGULAR AGENDA ITEMS

- A. REVIEW of the Chief Legislative Analyst's report regarding the implementation of the status of the Consent Decree (Council File No. 00-0211-S19), as set forth.

CHIEF OF POLICE SUBMITS FOR BOARD INFORMATION/ACTION

- B. Verbal presentation from the Department regarding awarding of a grant for \$414,000.00 from the United States Department of Justice, Community Oriented Policing Services Office to facilitate the development of best practices in anti-corruption and police misconduct.
- C. Verbal update from the Department regarding the monthly meeting with the Independent Monitor and updated Consent Decree matrix with a list of project managers by paragraph and percentage of substantial compliance by paragraph for the Consent Decree.

- D. REVIEW and APPROVE the Department's Performance Evaluation Report for Lieutenants and below, as set forth. [BPC #03-0402]
- E. APPROVE and TRANSMIT to City Council Public Safety Committee, the Department's report relative to Motion (Weiss – Perry) regarding DNA Testing, and contingencies for meeting the DNA testing needs after the California Cold Hit Program grant funding is no longer available, as set forth. [BPC #03-0404]
- F. APPROVE and TRANSMIT to City Council Public Safety Committee, the Department's report regarding training and educational opportunities provided to sworn and civilian Board of Rights' members prior to or during their service on the Board, as set forth. [BPC #03-0405]
- G. RECEIVE the Department's Second Quarter Report on cases submitted to Prosecutors for Review and DIRECT the Inspector General to submit an analysis and evaluation of the report within 30 days, as set forth. (Also calendared as Item No. 8-B in Closed Session) [BPC #03-0410]
- H. APPROVE and TRANSMIT to City Council's Public Safety Committee, the Department's report regarding alternative procedures for document requests, as set forth. [BPC #03-0411]
- I. APPROVE the Department's report to reduce the number of hybrid vehicles by 50% and replace them with unmarked cars, as set forth. [BPC #03-0414]
- J. REVIEW and ACCEPT the Department's Activity Report for the months of July, 2003, as set forth. [BPC #03-0416]

INSPECTOR GENERAL SUBMITS FOR BOARD INFORMATION/ACTION

- K. REVIEW and ACCEPT the Office of the Inspector General's Activity Reports for the months of April and July, 2003, as set forth. [BPC #03-0403]

7. PUBLIC COMMENT PERIOD

8. CLOSED SESSION ITEMS

- A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer-Involved Shootings, and other personnel matters. Government Code Section 54957.

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| 1. | OIS #056-02 | One Police Officer III
One Police Officer II |
| 2. | OIS #057-02 | Two Police Officers III
Two Police Officers II |
| 3. | OIS #058-02 | One Police Officer III
One Police Officer II |

- B. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE. Discussion of Department's Second Quarter 2003 report on Cases Submitted to Prosecutors for Review, as set forth. (Also calendared as Item No. 6-G in Open Session) Government Code Section 54957. [BPC #03-0410]
 - C. CONFERENCE WITH LABOR NEGOTIATOR. Discussion and update by Employee Relations Group on the Financial Disclosure proposal that will be subject to labor negotiations as set forth in Paragraph 132 of the Consent Decree. Government Code Section 54957.6.
 - D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Discussion with legal counsel pertaining to the Consent Decree, Case No. CV 00-11796 GAF (RcX). Government Code Section 54956.9(a).
- CONTINUED FROM 09/09/03
- E. PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code Section 54957.
 - 1. Chief of Police
 - 2. Executive Director
 - 3. Inspector General

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

9. 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, September 19, 2003.

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.