
AGENDA



BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

TUESDAY, APRIL 20, 2004

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

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 – NONE.

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
- Approve time limit change during Public Comment Period from one minute to two minutes per speaker, provided that there are less than ten comment cards. If more than ten persons wish to address the Board, the time limit will become one minute for each speaker.

4. INFORMATION – FILED ITEMS

- A. Information items on file, as submitted for the period ending April 16, 2004.

5. CONSENT AGENDA ITEMS

The remaining 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. APPROVE a request for variance to Los Angeles Municipal Code 41.40 from Right of Way, Inc. to permit nighttime construction which began on Monday, April 5, 2004, from 9:00 p.m. to 3:00 a.m. and is scheduled for completion on Tuesday, April 6, 2004, at the work located at 4955 Van Nuys Boulevard, as set forth. [BPC #04-0132]
- B. Retroactively APPROVE a request for variance to Los Angeles Municipal Code 41.40 from Padre Associates, Inc. to permit early morning construction which began on Saturday, February 28, 2004 from 5:30 a.m. to 12:00 p.m., and was completed on Saturday, February 28, 2004 at the work which was located at 300 North La Cienega Boulevard, as set forth. [BPC #04-0155]
- C. APPROVE a request for variance to Los Angeles Municipal Code 41.40 from Bureau of Street Services to permit nighttime construction beginning on Monday, April 19, 2004 from 9:00 p.m. to 6:00 a.m. and is scheduled for completion on Friday, May 7, 2004 for street resurfacing at Sunset Boulevard, from Gower Street to Highland Avenue and Western Avenue from Melrose Avenue to Beverly Boulevard, as set forth. [BPC #04-0164]

- D. APPROVE and AUTHORIZE a donation from Safelite Glass Corp. in the amount of \$265.00 to the Devonshire Area Explorer Post to benefit various Explorer activities, as set forth. [BPC #04-0146]
- E. APPROVE and AUTHORIZE a donation from the Los Angeles Police Equestrian Fund of a Quarter Horse, valued at \$1,200.00 to the Department's Mounted Platoon, as set forth. [BPC #04-0147]
- F. APPROVE and AUTHORIZE a donation from Mr. Issachar Shabtay in the amount of \$300.00 to the North Hollywood Area Stations Fund, as set forth. [BPC #04-0156]
- G. APPROVE and AUTHORIZE a donation from Rydell Automotive Group in the amount of \$500.00 to the Devonshire Area Explorer Post 660, as set forth. [BPC #04-0157]
- H. APPROVE and AUTHORIZE a donation from Devonshire Police Activity League Supporters in the amount of \$1,090.00 to the Devonshire Area Explorer Post 660 for entry fees to the Central Coast Law Enforcement Explorer Competition, as set forth. [BPC #04-0158]
- I. APPROVE and AUTHORIZE a donation from Devonshire Open House in the amount of \$202.00 to the Devonshire Area Explorer Post 660, as set forth. [BPC #04-0169]
- J. REVIEW and APPROVE an application for a Firearms/Ammunition Sales Police Permit from Mr. Jaime Martinez, as set forth.
- K. REVIEW and APPROVE an application for a Firearms/Ammunition Sales Police Permit from Mr. Gregory P. Green, as set forth.
- L. REVIEW and APPROVE an application for a Firearms/Ammunition Sales Police Permit from Mr. Damon R. Louis, as set forth.
- M. REVIEW and APPROVE an application for a Firearms/Ammunition Sales Police Permit from Ms. Suzanne Garber, as set forth.

6. REGULAR AGENDA ITEMS

- A. APPROVE and TRANSMIT to the Mayor and City Council, the agreement between the City and Donna Cline for Police Composite Artist services and upon approval by the Board, Mayor's Office, and City Council, AUTHORIZE the Chief of Police to execute this contract, as set forth. [BPC #04-0159]
- B. APPROVE and TRANSMIT to the Mayor and City Council, the Eighteenth Amendment to Agreement No. C-94580 between the City and Northrop Grumman Commercial Systems, Inc. (former contractor was Northrop Grumman Space and Mission Systems Corp.) and AUTHORIZE the Chief of Police to execute this amendment, as set forth. [BPC #04-0022]

- C. APPROVE and TRANSMIT to the Mayor and City Council, the Department's report regarding contract selection and contract negotiations with JusticeTrax, Inc., for the Laboratory Information Management System program, and AUTHORIZE the Chief of Police to enter into contract negotiations, as set forth. [BPC #04-0166]
- D. APPROVE and TRANSMIT to the Mayor and City Council, the Department's Memorandum of Agreement between the Department and the City's Housing Authority to fund the Department overtime details with the goal of enhancing safety and reducing violent crime within the City's housing developments, as set forth. [BPC #04-0176]
- E. APPROVE and TRANSMIT to the Mayor and City Council, the Department's Memorandum of Agreement between the Harbor Department and the Police Department to provide aerial patrols due to increased Port security needs, as set forth. [BPC #04-0167]
- F. APPROVE and TRANSMIT to the Mayor and City Council, the Department's recommendation that a \$25,000.00 reward be paid to a witness who provided information which led to the conviction of Avery Hypolite for the murder of Soon Jae Baek, Council File No. 03-0010-S5, as set forth. [BPC #04-0152]
- G. RECEIVE the Department's Warrant Applications and Supporting Affidavits Audit, Third Quarter Fiscal Year 2003/2004, pursuant to Paragraph 128 of the Consent Decree and DIRECT the Office of the Inspector General to submit their analysis of this Audit along with any appropriate recommendations to the Board, pursuant to Paragraph 135 of the Consent Decree, as set forth. [BPC #04-0138]
- H. RECEIVE the Department's Officer-Involved Traffic Collisions Audit, Third Quarter Fiscal Year 2003/2004, pursuant to Paragraph 127 of the Consent Decree and DIRECT the Police Commission Policy Group to submit their analysis of this report along with any appropriate recommendations to the Board, as set forth. [BPC #04-0139]
- I. RECEIVE the Department's Area Liability Incident Response Training Audit, Third Quarter Fiscal Year 2003/2004, pursuant to Paragraph 128 of the Consent Decree and DIRECT the Office of the Inspector General to submit their analysis of this report along with any appropriate recommendations to the Board, pursuant to Paragraph 135 of the Consent Decree, as set forth. [BPC #04-0140]
- J. RECEIVE the Department's Arrest, Booking and Charging Reports Audit, Third Quarter Fiscal Year 2003/2004, pursuant to Paragraph 128 of the Consent Decree and DIRECT the Office of the Inspector General to submit their analysis of this report along with any appropriate recommendations to the Board, pursuant to Paragraph 135 of the Consent Decree, as set forth. [BPC #04-0141]
- K. RECEIVE the Department's Continuing Education Delivery Plan Audit, Third Quarter Fiscal Year 2003/2004, pursuant to Paragraph 117 of the Consent Decree and DIRECT the Police Commission Policy Group to submit their analysis of this report along with any appropriate recommendations to the Board, as set forth. [BPC #04-0142]

- L. RECEIVE the Department's Complaint Investigations Audit, Third Quarter Fiscal Year 2003/2004, pursuant to Paragraph 129 of the Consent Decree and DIRECT the Office of the Inspector General to submit their analysis of this report along with any appropriate recommendations to the Board, pursuant to Paragraph 135 of the Consent Decree, as set forth. [BPC #04-0143]
- M. RECEIVE the Department's Field Data Reports Audit Completed by Gang Enforcement Detail Officers, Third Quarter Fiscal Year 2003/2004, pursuant to Paragraph 131 of the Consent Decree and DIRECT the Office of the Inspector General to submit their analysis of this report along with any appropriate recommendations to the Board, pursuant to Paragraph 135 of the Consent Decree, as set forth. [BPC #04-0144]
- N. RECEIVE the Department's revised Gang Enforcement Detail Work Product Audit, Third Quarter Fiscal Year 2003/2004, pursuant to Paragraph 131(a) of the Consent Decree and DIRECT the Office of the Inspector General to submit their analysis of this report along with any appropriate recommendations to the Board, pursuant to Paragraph 135 of the Consent Decree, as set forth. [BPC #04-0145]
- O. REVIEW and APPROVE the Department's Audit of Front Desk Service provided to the deaf and hearing-impaired via Telecommunications Devices for the Deaf (TDD), Third Quarter Fiscal Year 2003/2004, pursuant to Paragraph 124 of the Consent Decree, as set forth. [BPC #04-0134]
- P. REVIEW and APPROVE the Department's Audit of Gang Enforcement Detail Work Product, Second Quarter Fiscal Year 2003/2004 and the Inspector General's analysis of this report, pursuant to Paragraph 135 of the Consent Decree, as set forth. [BPC #03-0576 and #03-0576A]
- Q. Verbal UPDATE from the Department regarding a Board of Inquiry into jail and booking procedures.
- R. Verbal PRESENTATION and DISCUSSION from the Department staff and Personnel Department regarding a proposal to remove physicians from the City Jails and replacing these physicians with Physician Assistants and/or Nurse Practitioners.
- S. Verbal report from the Department regarding the establishment of a Recruitment Advisory Committee to provide the Department with long-term assistance in its recruiting efforts.
- T. APPROVE and TRANSMIT to the United States Department of Justice via Consent Decree Work Group, the Department's report regarding TEAMS II, Risk Management Information System's individual performance assessments based upon specific performance thresholds, as set forth. [BPC #04-0135]
- U. APPROVE and TRANSMIT to the Public Safety Committee, the Department's second progress report regarding review of the retaliation investigation process, as set forth. [BPC #04-0173]

- V. UPDATE and DISCUSSION by the Department regarding the Fiscal Year 2003/2004 Budget and development of the Fiscal Year 2004/2005 Budget.
- W. REVIEW and APPROVE the Department's Discipline Report, Fourth Quarter 2003 and the Inspector General's analysis of this report, pursuant to Paragraphs 88 and 89 of the Consent Decree, as set forth. (Also Calendared as Item No. 8-B in Closed Session)
[BPC #04-0061 and #04-0061A]
- X. RECONSIDER the 77th Area Official Police Garage (OPG) contract in light of the City Council's action of April 13, 2004 as follows:
 - 1. Disapprove the Commission's recommendation that AI's Towing be awarded the 77th Area OPG contract; and
 - 2. Return the entire matter to the Commission requesting that the Board issue a new Request for Proposal for the 77th Area OPG Contract.

7. PUBLIC COMMENT PERIOD

8. CLOSED SESSION ITEMS

- A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer Involved Shootings, Law Enforcement Related Injury, and other personnel matters. Government Code Section 54957.
 - 1. LERI #A013-03 One Police Officer III
Two Police Officers II
Two Police Officers I
 - 2. OIS #024-03 One Police Officer III
One Police Officer I
 - 3. OIS #027-03 One Detective II
Four Detectives I
 - 4. OIS #028-03 One Detective II
Three Police Officers II
 - 5. OIS #032-03 Two Police Officers III
 - 6. OIS #029-03 Three Police Officers II
 - 7. LERI #A016-03 Four Police Officers III
Six Police Officers II

- B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion regarding the Commission's assessment of the appropriateness of the Chief of Police's action on the Department's Discipline Report for the Fourth Quarter of 2003 and the Inspector General's analysis of this report. Government Code Section 54957. (Also Calendared as Item No. 6-W in Open Session) [BPC #04-0061 and #04-0061A]

CONTINUED FROM 04/06/04

- C. 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.

- D. 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, April 16, 2004.

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.