
AGENDA



BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

TUESDAY, MAY 18, 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 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. APPROVAL OF MINUTES FOR:

- ? Regular Meeting October 7, 2003
- ? Regular Meeting November 18, 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

4. INFORMATION – FILED ITEMS

- A. Information items on file, as submitted for the period ending May 14, 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. Retroactively APPROVE a request for variance to Los Angeles Municipal Code 41.40 from George C. Hopkins Construction Co., Inc. to permit early morning construction which began on Thursday, April 1, 2004 from 5:00 a.m. to 6:00 p.m. and was completion on Wednesday, April 7, 2004 for the work located at 330 North Harvard Boulevard, as set forth. [BPC #04-0201]
- B. APPROVE a request for variance to Los Angeles Municipal Code 41.40 from TRC Solutions, Inc. to permit nighttime construction which began on Monday, May 3, 2004 from 9:00 p.m. to 3:00 a.m., and will be completed on Friday, May 21, 2004 at the work site located at 4000 West Sixth Street, as set forth. [BPC #04-0202]
- C. Retroactively APPROVE a request for variance to Los Angeles Municipal Code 41.40 from Transwestern Commercial Services to permit early morning construction, which began on Saturday April 3, 2004, from 8:00 a.m. to 12:00 p.m. and was completed on Sunday, April 4, 2004 at the work site located at 707 Wilshire Boulevard, as set forth. [BPC #04-0203]

- D. Retroactively APPROVE a request for variance to Los Angeles Municipal Code 41.40 from Department of Water and Power to permit nighttime construction, which began on Tuesday, April 6, 2004, from 8:00 p.m. to 6:00 a.m. and was completed on Wednesday, April 7, 2004 at the work site located at 312 West Fifth Street, as set forth. [BPC #04-0216]
- E. Retroactively APPROVE a request for variance to Los Angeles Municipal Code 41.40 from Colich and Sons to permit nighttime construction which began on Wednesday, April 28, 2004, from 9:00 p.m. to 7:00 a.m. and was completed on Friday, April 30, 2004 at the work site located at 333 South La Cienega, as set forth. [BPC #04-0284]
- F. APPROVE a request for variance to Los Angeles Municipal Code 41.40 from Latham and Watkins LLP to permit early morning construction beginning on Saturday, June 12, 2004, from 7:00 a.m. to 3:30 p.m. and will be completed on Sunday, July 4, 2004 at the work site located at 8700 Beverly Boulevard, as set forth. [BPC #04-0311]
- G. Retroactively APPROVE a request for variance to Los Angeles Municipal Code 41.40 from Department of Water and Power to permit nighttime construction which began on Friday, April 30, 2004 from 9:00 p.m. to 7:00 a.m. and will be completed by Friday, May 28, 2004 at the work site located along Topanga Boulevard, as set forth. [BPC #04-0312]
- H. APPROVE a monetary donation from Helene and Gary Kalyn in the amount of \$100.00 to the Devonshire Explorer Post 660, as set forth. [BPC #04-0200]
- I. APPROVE a monetary donation from the Northridge West Neighborhood Council, in the amount of \$100.00 to the Devonshire Explorer Post 660, as set forth. [BPC #04-0204]
- J. Retroactively APPROVE a monetary donation from the Arizona Polygraph Association in the amount of \$380.00 to the Police Applicant Pre-Employment Testing Techniques Training for travel expenses, as set forth. [BPC #04-0205]
- K. APPROVE a donation of two (2) treadmills, valued at \$2,400.00 from The Fitness Store, to the Ahmanson Recruit Training Center, as set forth. [BPC #04-0206]
- L. APPROVE a donation of two (2) office desks, valued at \$560.00 from Mr. and Mrs. Michael Moll to Devonshire Area, as set forth. [BPC #04-0209]
- M. APPROVE a monetary donation in the amount of \$300.00 from Mr. Issachar Shabtay to North Hollywood Area Station Fund, as set forth. [BPC #04-0210]
- N. APPROVE a donation of surveillance equipment, valued at \$1,019.03 from Central City Police Boosters, Inc. to Central Area's Gang Impact Team, as set forth. [BPC #04-0211]
- O. APPROVE a donation of two (2) Panasonic VCRs, valued at \$123.40 from Central City Police Boosters, Inc. to Central Area's Training Unit, as set forth. [BPC #04-0212]

- P. APPROVE a donation of a Hewlett Packard Color Laser Jet printer and paper tray, valued at \$2,530.00 from Mid-Valley Community Police Council, Inc. to Van Nuys Area, as set forth. [BPC #04-0213]
- Q. APPROVE and TRANSMIT to the Mayor and City Council, a monetary donation in the amount of \$10,000.00 from GGP Limited Partnership (Northridge Fashion Center) to the Devonshire Explorer Post 660, as set forth. [BPC #04-0214]
- R. Retroactively APPROVE a monetary donation in the amount of \$180.00 from Fototeka Gallery to assist with Department employee travel expenses, as set forth. [BPC #04-0215]
- S. APPROVE and TRANSMIT to the Mayor and City Council, a monetary donation in the amount of \$250,000.00 from the Los Angeles Police Foundation to Air Support Division to purchase and install a two-story classroom/meeting room, as set forth. [BPC #04-0217]
- T. APPROVE a monetary donation in the amount of \$6,000.00 from The Kleiner Cohen Foundation to the Los Angeles Police Department Youth Programs Unit, as set forth. [BPC #04-0282]
- U. APPROVE a donation of a Quarter Horse, valued at \$5,000.00 from the Los Angeles Police Equestrian Fund to the Department's Mounted Platoon, as set forth. [BPC #04-0283]
- V. APPROVE a donation of one (1) Apex 27-inch color television, valued at \$184.01 from Mid-Valley Community Police Council, Inc., to the Van Nuys Patrol Division, as set forth. [BPC #04-0294]
- W. APPROVE a donation of a registered Quarter Horse, valued at \$4,000.00 from the Los Angeles Police Equestrian Fund to the Department's Mounted Platoon, as set forth. [BPC #04-0320]
- X. APPROVE a donation of surveillance and printing equipment, valued at \$1,885.66 from West Valley B.O.O.S.T.E.R.S. to the West Valley Area Detectives, as set forth. [BPC #04-0321]
- Y. APPROVE a donation of office furniture and miscellaneous office supplies, valued at \$700.00 from Teradyne Incorporated to Continuing Education Division, as set forth. [BPC #04-0322]
- Z. REVIEW and APPROVE an application for a Firearms/Ammunition Sales Police Permit from Miss. Julie D. Burmester, as set forth. [BPC #04-0314]
- AA. REVIEW and APPROVE an application for a Firearms/Ammunition Sales Police Permit from Mr. Darel A. Dincau, as set forth. [BPC #04-0315]

- BB. REVIEW and APPROVE an application for a Firearms/Ammunition Sales Police Permit from Mr. Jessy M. Farias, as set forth. [BPC #04-0316]
- CC. REVIEW and APPROVE an application for a Firearms/Ammunition Sales Police Permit from Mr. Christopher G. Harper, as set forth. [BPC #04-0317]
- DD. DENY an application for a Firearms/Ammunition Sales Police Permit from Mr. Raymond L. Kinsner, as set forth. [BPC #04-0318]

6. REGULAR AGENDA ITEMS

CONTINUED FROM 05/04/04

- A. DISCUSSION and UPDATE regarding the New Police Headquarters Facility and the move to temporary quarters including PRESENTATIONS by the Bureau of Engineering, Fire Department, and Department of Building and Safety regarding health and safety conditions of the current Police Administration Building.
- B. RECEIVE and FILE the Inspector General's Activity Report for the month of March 2004, as set forth. [BPC #04-0286]
- C. REVIEW and APPROVE the Department's Hunter-LaLey report, Deployment Periods 10 through 13, Fiscal Year 2003/2004 and Police Commission Personnel Group's analysis of this report, as set forth. [BPC #04-0182 and #04-0182A]
- D. REVIEW of the Department's annual report of the 2003 Safe Parks Program, as set forth. [BPC #04-0208]
- E. APPROVE and TRANSMIT to the Mayor and City Council, an Affiliation Agreement between the Department and the Santa Clarita Community College District, College of the Canyons, and upon approval by the Mayor and City Council, AUTHORIZE the Chief of Police to execute this Agreement, as set forth. [BPC #04-0295]
- F. APPROVE and TRANSMIT to the Mayor and City Council, the two Second Amendment Contracts to the Weed and Seed Professional Services Agreement between the Department and Central American Resource Center (C-103686) and Gwen Bolden Youth Foundation (C-103687), and upon approval by the Mayor and City Council, AUTHORIZE the Chief of Police to execute both Amendments, as set forth. [BPC #04-0296]
- G. APPROVE and TRANSMIT to the Mayor, the Third Amendment to Agreement No. C-100595 between the City and ACS State and Local Solutions, Inc. to extend the contract for the Automated Photo Red Light Program, and upon approval by the Mayor, AUTHORIZE the Chief of Police to execute this Amendment, as set forth. (Note: On May 11, 2004, City Council conditionally approved this Third Amendment upon subsequent approval by the Mayor's Office) [BPC #04-0330]

H. APPROVE and TRANSMIT to the Mayor and City Council, an Official Police Garage Contract extension for Absolute Towing to provide continued service in Hollenbeck Area, and upon approval by the Mayor and City Council, AUTHORIZE the President of the Board of Police Commissioners to execute this contract, as set forth.

[BPC #04-0324]

I. REVIEW and APPROVE the Department's Ethics Enforcement Section Quarterly Report, Fourth Quarter Fiscal Year 2003/2004 and the Inspector General's analysis of this report, pursuant to Paragraphs 97, 127, and 135 of the Consent Decree, as set forth. (Also Calendared as Item No. 8-B in Closed Session) [BPC #04-0078 and #04-0078A]

J. REVIEW and APPROVE the Department's Analysis of Bureau Gang Coordinator Inspections, Fourth Quarter Fiscal Year 2003/2004 and the Inspector General's analysis of this report, pursuant to Paragraph 106h of the Consent Decree, as set forth.

[BPC #04-0178 and #04-0178A]

CONTINUED FROM 03/02/04

K. UPDATE from Commanding Officer, Commission Investigation Division regarding the status report of the Revised Burglar Alarm Dispatch Policy (Two-Alarm Dispatch), as set forth.

[BPC #03-0481A]

L. REVIEW and APPROVE the Memorandum of Agreement between the Los Angeles County Commission on Human Relations and the Police Department to establish the responsibilities of each agency regarding the receipt of police reports for the purpose of analyzing hate crimes and hate incidents that occur in the City, as set forth.

[BPC #04-0327]

M. UPDATE and DISCUSSION by the Department regarding the Fiscal Year 2003/2004 Budget and development of the Fiscal Year 2004/2005 Budget:

? Unfreeze requests for Office of the Inspector General, as set forth.

CONTINUED FROM 04/20/04

N. Verbal UPDATE from the Department regarding jail procedures.

CONTINUED FROM 05/04/04

O. REVIEW and APPROVE the Department's monthly Consent Decree Status report, Third Quarter, Fiscal Year 2003/2004, subject to modifications of Paragraph 62b, 81 Part I, and 106d, as set forth.

[BPC #04-0199]

CONTINUED FROM 05/04/04

P. REVIEW and APPROVE the Department's supplemental report regarding the Flexible Work Schedule, RECEIVE AND FILE the staff analysis, and forward the Department's report to the Mayor and City Council for their information, as set forth.

[BPC #03-0568 and #03-0568A]

CONTINUED FROM 02/17/04

- Q. REVIEW and APPROVE the Department's report regarding recruitment and staffing of police personnel due to the current hiring freeze, as set forth. [BPC #04-0297]
- R. REVIEW and APPROVE the Department's status report regarding the Consent Decree Mental Illness Program, pursuant to Paragraphs 111, 112, and 113, of the Consent Decree, as set forth. [BPC #04-0186]
- S. RECEIVE the Department's Discipline Report, First Quarter 2004, pursuant to Paragraph 88 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 #04-0325]
- T. Verbal UPDATE from the Department, Inspector General, and Commission staff regarding the Independent Monitor's update regarding the quarterly report for the period ending March 2004 and the status report before the Court.
- U. DISCUSSION and POSSIBLE BOARD ACTION regarding the City Council Motion (Weiss), presented on May 11, 2004, relative to an after action report on the Singapore Airlines incident at Los Angeles World Airport (LAWA) and the merger, unification, and consolidation of the airport security activities of the LAPD and the LAWA police, as set forth. (Council File No. 02-1484-S1)

CONTINUED FROM 04/20/04

- V. REVIEW and DISCUSSION regarding a report from the Personnel Department regarding a proposal to remove physicians from the City Jails and replacing these physicians with Physician Assistants and/or Nurse Practitioners.

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. OIS #030-03 One Sergeant I
Three Police Officers III
 - 2. LEARD #A018-03 One Police Officer III
One Police Officer II
 - 3. OIS #033-03 Two Police Officers II
 - 4. OIS #036-03 One Police Officer II
 - 5. OIS #037-03 Two 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 Ethics Enforcement Section Quarterly Report, Fourth Quarter FY 2003/2004 and the Inspector General's analysis of this report. Government Code Section 54957. (Also Calendared as Item No. 6-I in Open Session)
[BPC #04-0078 and #04-0078A]

CONTINUED FROM 05/04/04

- 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.

CONTINUED FROM 05/04/04

- 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(a).

- E. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion, possible Board action, and presentation by the Inspector General regarding Complaint File No. 04-1371. Government Code Section 54957.

- F. PUBLIC EMPLOYEE EMPLOYMENT. Discussion with Personnel Department and possible Board action regarding the appointment of an interim/permanent Executive Director. Government Code Section 54957.

CONTINUED FROM 05/04/04

- G. PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Annual Performance Evaluation for Executive Director and Inspector General. Government Code Section 54957.

- H. PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code Section 54957.

1. Chief of Police

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, May 14, 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.