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# AGENDA

## BOARD OF POLICE COMMISSIONERS

### REGULAR MEETING

**TUESDAY, NOVEMBER 30, 2004**

**10:30 A.M.**

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

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Commissioners: David S. Cunningham, III, President  
Alan J. Skobin, Vice President  
Corina Alarcon  
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 THE MINUTES FOR:**

? Regular Meeting October 26, 2004

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

? Significant Incidents

? Crime Statistics

? Recruitment/Reinstatement/Reassignment of Officers

**3. REPORT OF THE EXECUTIVE DIRECTOR**

? Status of Future Agenda Items/Pending Projects

? Update on Routine Administrative Matters

**4. REPORT OF THE INSPECTOR GENERAL**

? Status of Future Agenda Items/Pending Projects

? Significant Incidents

**5. COMMISSION BUSINESS**

? Meetings/Events Attended

? Consideration of Future Agenda Items/Pending Projects

**6. INFORMATION – FILED ITEMS**

A. Information items on file, as submitted for the period ending November 26, 2004.

**7. 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. Formally APPROVE the Police Commission President's Commission Liaison and Task Force Assignments, as set forth.

B. RECEIVE and FILE the Chief's Activity Report for the month of September 2004, as set forth. [BPC #04-0721]

- C. APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from Southwest Pipeline and Trenchless Corporation for nighttime construction beginning on Wednesday, December 1, 2004 from 9:00 p.m. to 5:00 a.m., and is scheduled for completion by Friday, April 15, 2005 for the work site located on Mission Road between Cesar E. Chavez and 4<sup>th</sup> Street, as set forth. [BPC #04-0713]
- D. Retroactively APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from Southern California Gas Company for nighttime construction which began on Tuesday, November 9, 2004 from 7:00 p.m. to 3:30 a.m. and was completed on Saturday, November 13, 2004 for the work site located at the intersection of Figueroa Street and 11<sup>th</sup> Street, as set forth. [BPC #04-0714]

## 8. REGULAR AGENDA ITEMS

- A. DEPARTMENT'S REPORTS and OFFICE OF THE INSPECTOR GENERAL'S REPORT relative to Gang Enforcement Detail Work Product Audit, Supplemental, and, Revision, First Quarter Fiscal Year 2003/2004, which is being reported during the Fourth Quarter, Fiscal Year 2003/2004, pursuant to Paragraph 131 of the Consent Decree, as set forth. [BPC #04-0437, #04-0437A and #04-0437B]

Recommendations for Board action:

- 1. REVIEW and APPROVE the Department's Audit, Supplemental Audit, and Revised Audit.
- 2. REVIEW and APPROVE the Office of the Inspector General's review of the Department's Audits.

- B. DEPARTMENT'S REPORT and OFFICE OF THE INSPECTOR GENERAL'S REPORT relative to Complaint Investigations Audit, Third Quarter, Fiscal Year 2003/2004, pursuant to Paragraph 129 of the Consent Decree, as set forth. [BPC #04-0143, #04-0143A and #04-0143B]

Recommendations for Board action:

- 1. REVIEW and APPROVE the Department's audit.
- 2. REVIEW and APPROVE the Office of the Inspector General's review of the Department's Audit.

- C. DEPARTMENT'S REPORT and OFFICE OF THE INSPECTOR GENERAL'S REPORT relative to Gang Enforcement Detail Non-Categorical Use of Force Reports Audit – Supplemental, Fourth Quarter 2003/2004 and OFFICE OF THE INSEPCTOR GENERAL'S Summaries of Transcribed Statements Follow-up report, as set forth. [BPC #04-0439 and #04-0439A]

Recommendations for Board action:

- 1. REVIEW and APPROVE the Department's audit - supplemental.
- 2. REVIEW and APPROVE the Office of the Inspector General's review of the Department's Audit – Supplemental and Summaries of Transcribed Statements Follow-up report.



- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Discussion with legal counsel relative to case entitled, Keyser Towing Corp. vs. City of Los Angeles, Los Angeles Superior Court Case No. BC320038. Government Code Section 54956.9(a).
- C. CONTINUED FROM 11/09/04  
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.

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

## **11. 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., Monday, November 29, 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.