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# AGENDA



## BOARD OF POLICE COMMISSIONERS

### REGULAR MEETING

**TUESDAY, FEBRUARY 1, 2005**

**9:30 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 January 11, 2005

**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
- Update on Office Reorganization

**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 January 28, 2005.

**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. DEPARTMENT'S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from PPR A rePipe Company to permit nighttime construction which began on Monday, January 17, 2005 from 10:00 p.m. to 5:00 a.m. and was completed on Monday, January 24, 2005 for the work site located on Figueroa Street near 60<sup>th</sup> Avenue, as set forth. [BPC #05-0023]

Recommendation for Board action:

1. Retroactively APPROVE the Department's report and request for variance.

- B. DEPARTMENT'S REPORT regarding a request filed by Nick Curl representing the Los Angeles Marathon, Inc.; for a Special Events Permit for the City of Los Angeles Marathon XX; Acura LA Bike Tour; Emerald Nuts 5K event on Sunday, March 6, 2005, as set forth. [BPC #05-0026]

Recommendations for Board action:

1. APPROVE the Department's report.
2. APPROVE the Special Events Permit for the City of Los Angeles Marathon XX; Acura LA Bike Tour; Emerald Nuts 5K event.

## 8. REGULAR AGENDA ITEMS

- A. DEPARTMENT'S REPORT regarding the Activity Report for the month of October 2004, as set forth. [BPC #05-0022]

Recommendation for Board action:

1. RECEIVE and FILE the Department's report.

- B. DEPARTMENT'S REPORT regarding the Department of Transportation Stolen Vehicle Recovery Pilot Program quarterly report, as set forth. [BPC #05-0025]

Recommendations for Board action:

1. REVIEW and APPROVE the Department's report.
2. TRANSMIT to the Audits and Governmental Efficiency Committee.
3. TRANSMIT to the Board of Transportation Commissioners.

- C. EXECUTIVE DIRECTOR'S REPORT regarding a request for exception to the handgun caliber restriction of private street patrol officers to allow the carrying of .40 caliber handguns and requesting City Council to direct the Office of the City Attorney to amend Los Angeles Municipal Code Section 52.34(d)(3), to authorize the carrying of the .40 caliber handgun by properly State licensed, and Police Commission permitted private street patrol officers operating in the City of Los Angeles, as set forth.

[BPC #05-0021 and #05-0021A]

Recommendations for Board action:

1. APPROVE the Executive Director's report.
2. TRANSMIT a request to the City Council directing the City Attorney's Office to draft an amendment to Los Angeles Municipal Code Section 52.35(d)(3).

- D. DEPARTMENT'S REPORT, OFFICE OF THE INSPECTOR GENERAL'S REPORT, and EXECUTIVE DIRECTOR'S REPORT regarding the monthly Consent Decree status report for the period ending January 31, 2005, as set forth.  
[BPC #05-0024, #05-0024A, and #05-0024B]

Recommendations for Board action:

1. REVIEW and APPROVE the Department's report
2. REVIEW and APPROVE the Office of the Inspector General's report.
3. REVIEW and APPROVE the Executive Director's report.

CONTINUED FROM 07/13/04

- E. DEPARTMENT'S REPORT and OFFICE OF THE INSPECTOR GENERAL'S REPORT regarding the Motor Vehicle and Pedestrian Stop Data Collection Audit, Fourth Quarter Fiscal Year 2003/2004, pursuant to Paragraph 128 and the Annual Audit Plan for Fiscal Year 2003/2004, as set forth. [BPC #04-0444 and #04-0444A]

Recommendations for Board action:

1. REVIEW and APPROVE the Department's report.
2. REVIEW and APPROVE the Office of the Inspector General's report.

## 9. PUBLIC COMMENT PERIOD

## 10. CLOSED SESSION ITEMS

CONTINUED FROM 01/25/05

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

CONTINUED FOR 01/25/05

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|----------------|--------------------------------------------------------------------------------------------------------------------|
| 1. OIS #025-04 | One Detective II<br>One Sergeant II<br>Three Police Officers III<br>Two Police Officers II<br>One Police Officer I |
| 2. ICD #016-04 | One Sergeant II<br>Two Police Officers II                                                                          |

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

## **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, January 28, 2005.

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.