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# AGENDA



## BOARD OF POLICE COMMISSIONERS

### REGULAR MEETING

**TUESDAY, MAY 17, 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 May 3, 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 May 13, 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 the Los Angeles Unified School District for nighttime construction beginning on Monday, May 16, 2005 from 3:00 p.m. to 10:30 p.m. to be completed on Thursday, October 6, 2005 for work located at 2839 North Eastern Avenue, as set forth. [BPC #05-0151]

Recommendation(s) for Board action:

1. MOTION to retroactively APPROVE the Department’s report and variance request.

- B. DEPARTMENT'S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from Traffic Management, Inc. for nighttime construction beginning on Wednesday, May 25, 2005 from 9:00 p.m. to 7:00 a.m. to be completed on Thursday, May 26, 2005 for work located at 6801 Hollywood Boulevard, as set forth. [BPC #05-0152]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report and variance request.

- C. DEPARTMENT'S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from the Department of Water and Power for nighttime construction beginning on Monday, August 1, 2005 from 7:00 a.m. to 6:00 p.m. to be completed on Wednesday, August 31, 2005 for work located on Coldwater Canyon Avenue between Saticoy Street and Raymer Avenue, as set forth. [BPC #05-0153]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report and variance request.

- D. DEPARTMENT'S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from Los Angeles Unified School District for nighttime construction beginning on Monday, June 6, 2005 from 2:00 p.m. to 10:30 p.m. to be completed on Monday, August 1, 2005 for work located at 750 East 49<sup>th</sup> Street, as set forth [BPC #05-0154]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report and variance request.

- E. DEPARTMENT'S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from the Department of Water and Power for nighttime construction beginning on Thursday, September 1, 2005 from 9:00 p.m. to 7:00 a.m. to be completed on Friday, September 30, 2005 for work located on Cantara Street, as set forth [BPC #05-0155]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report and variance request.

## **8. REGULAR AGENDA ITEMS**

- A. PRESENTATION and UPDATE from the Community Police Advisory Board regarding community initiated problem solving, crime strategies, and other programs and goals within the Foothill Area.

- B. DEPARTMENT'S REPORT regarding a request to approve Kerry Morrison to receive the Police Commission Distinguished Service Medal, as set forth. [BPC #05-0127]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.

- C. DEPARTMENT'S REPORT, dated May 6, 2005, regarding the Discipline Report, First Quarter 2005, in accordance with Paragraph 88 of the Consent Decree, as set forth. [BPC #05-0146]

Recommendation(s) for Board action:

1. MOTION to RECEIVE the Department's report.
2. MOTION to DIRECT the Office of the Inspector General to submit an analysis of this report along with any appropriate recommendations to the Board.

- D. DEPARTMENT'S REPORT, dated May 6, 2005, regarding the Ethics Enforcement Section Quarterly Report, First Quarter 2005, in accordance with Paragraph 127 of the Consent Decree, as set forth. [BPC #05-0147]

Recommendation(s) for Board action:

1. MOTION to RECEIVE the Department's report.
2. MOTION to DIRECT the Office of the Inspector General to submit an analysis of this report along with any appropriate recommendations to the Board.

- E. DEPARTMENT'S REPORT, dated May 10, 2005, regarding the Status Report on the Implementation of the Americans with Disabilities Act Transition Plan, July 1 through December 31, 2003 (Council File No. 01-1022), as set forth. [BPC #05-0148]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.
2. MOTION to TRANSMIT to the Arts, Parks, Health, and Aging Committee.

- F. DEPARTMENT'S REPORT, dated May 12, 2005, approving Dodger's Stadium as an authorized venue for uniformed, off-duty employment for Department personnel, as set forth. [BPC #05-0159]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.

- G. DEPARTMENT'S REPORT, dated May 10, 2005, regarding the Report on Status of Nurse Practitioners at Jail Division, as set forth. [BPC #05-0149]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.

- H. DEPARTMENT'S REPORT, dated May 10, 2005, regarding Review of Medical Protocol for Handling Arrestees Under the Influence of Narcotics, as set forth. [BPC #05-0150]

Recommendation(s) for Board action:

1. MOTION to REVIEW and ACCEPT the Department's report.

CONTINUED FROM 05/10/05

- I. DEPARTMENT'S REPORT, dated April 28, 2005, regarding the Supplemental Police Account Expenditure Plan XIX for calendar year 2005, as set forth [BPC #05-0142]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.
2. MOTION to TRANSMIT to the Mayor and City Council.

## **9. PUBLIC COMMENT PERIOD**

## **10. CLOSED SESSION ITEMS**

- A. PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to investigation concerning Complaint File No. 02-1963. Government Code Section 54957.6.

1. Former Chief of Police

- B. PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to investigation concerning Complaint File No. 04-4620. Government Code Section 54957.6.

1. Chief of Police

- C. PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to investigation concerning Complaint File No. 04-5976. Government Code Section 54957.6.

1. Chief of Police

- D. PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to investigation concerning a personnel complaint re: retaliation (OIG File No. 2005-2344G) Government Code Section 54957.

1. Captain
2. Lieutenant

E. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer Involved Shootings (OIS), Animal Shootings (A-D), and other personnel matters. Government Code Section 54957.

- (Officer Involved Shootings - OIS)
1. OIS #056-04                      One Sergeant I  
   One Police Officer III  
   Three Police Officers II
  
  2. (Animal Shooting – A-D)  
A-D #057-04                      Two Police Officers II

*The Board will reconvene in Open Session to announce its decisions, 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, May 13, 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.