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# AGENDA



## BOARD OF POLICE COMMISSIONERS

### REGULAR MEETING

**TUESDAY, JUNE 7, 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 27, 2004
- Regular Meeting April 6, 2004
- Regular Meeting November 16, 2004
- Regular Meeting May 17, 2005
- Regular Meeting May 24, 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
- **Police Commission Distinguished Service Medal Award to Kerry Morrison**

**6. INFORMATION – FILED ITEMS**

- A. Information items on file, as submitted for the period ending June 3, 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, dated June 7, 2005, relative to various donations totaling \$54,276.08, which will be distributed throughout the Department, as set forth.

[BPC #05-0175]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report and various donations as indicated in this report.
- B. DEPARTMENT'S REPORT, dated June 7, 2005, relative to various donations from the Los Angeles Police Foundation totaling \$120,286.71, which will be distributed throughout the Department, as set forth. [BPC #05-0174]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report and various donations as indicated in this report.
  2. MOTION to TRANSMIT this report to the Mayor and City Council.
- C. DEPARTMENT'S REPORT, dated June 7, 2005, relative to the acceptance of various donations totaling \$287,000, which will be distributed throughout the Department, as set forth. [BPC #05-0176]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report and various donations as indicated in this report.
  2. MOTION to TRANSMIT this report to the Mayor and City Council.
- D. DEPARTMENT'S REPORT, dated June 7, 2005, relative to the acceptance of a 2005 GMC Yukon donation valued at \$41,425 from Martin Cadillac, Pontiac, and GMC to be utilized by the West Los Angeles Area, as set forth. [BPC #05-0177]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report and donation.
  2. MOTION to TRANSMIT this report to the Mayor and City Council.
- E. DEPARTMENT'S REPORT, dated June 7, 2005, relative to the acceptance of three All Terrain Vehicles and trailer valued at \$30,000 from the Department of Neighborhood Empowerment to be utilized by the Harbor Area, as set forth. [BPC #05-0178]

Recommendation(s) for Board action:

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

## **8. REGULAR AGENDA ITEMS**

- A. POLICE DEPARTMENT AND DEPARTMENT OF TRANSPORTATION'S JOINT REPORT, relative to Photo Red Light Contracts, as set forth:

Recommendation(s) for Board action:

- 1-A. MOTION to APPROVE proposed Fourth Amendment to Contract No. C-100595 between ACS State & Local Solutions, Inc. and the Department, which would extend the existing agreement to June 14, 2006, or until a new contract resulting from the Request for Proposals process for the Automated Photo Red Light Enforcement Program becomes effective.
  - 1-B. MOTION to TRANSMIT to City Council, the Police Commission's action approving the Fourth Amendment to extend the Agreement with ACS State & Local Solutions, Inc. FORTHWITH. (Public Safety Committee).
  2. STATUS report regarding negotiations for Nestor Photo Red Light Contract. (Request to discuss matter in Closed Session – 10-A) Government Code Section 54956.9
- B. DEPARTMENT UPDATE regarding the New Police Headquarters Facility and current health and safety issues relative to the Police Administration Building.
- C. DEPARTMENT'S REPORT, dated May 18, 2005, relative to a request for payment of reward for assistance leading to the arrest and conviction of home invasion robbery/sexual assault suspect Gary Johnson – Council File No. 02-0010-S37, as set forth. [BPC #05-0168]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.
  2. MOTION to TRANSMIT this report to the Mayor and City Council.
  3. MOTION to REQUEST that City Council transfer \$25,000 from Special Reward Trust Fund No. 436, City Clerk's Office, to the Police Department Fund 100, Department 70, Secret Service Account 4310.
- D. DEPARTMENT'S REPORT, dated May 24, 2005, in response to Personnel and Public Safety Committees request relative to a revision of Los Angeles Police Department Policy – Extended Light Duty Assignments, as set forth. [BPC #05-0169]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.
  2. MOTION to TRANSMIT this report to the Personnel and Public Safety Committees.
- E. DEPARTMENT'S REPORT, dated June 7, 2005, regarding the timetable for implementation of "Shooting at or from a Moving Vehicle Policy", as set forth. [BPC #05-0170]

Recommendation(s) for Board action:

1. MOTION to ACCEPT the Department's report.

- F. DEPARTMENT'S REPORTS, dated May 19, 2005, regarding a status report on Consent Decree compliance by the Gang Enforcement Details and warrants authored and recapitulation of firearms seized by the Gang Impact Teams for the month of April 2005, as set forth. [BPC #05-0171 and #05-0171A]

Recommendation(s) for Board action:

1. MOTION to ACCEPT the Department's Consent Decree/Gang Enforcement Detail Status Report.
2. MOTION to ACCEPT the Department's Warrants Authored and Recapitulation of Firearms Seized by Gang Impact Teams Report.

- G. DEPARTMENT'S REPORT, dated May 13, 2005, relative to the Annual Audit Plan for Fiscal Year 2005/2006, as set forth. [BPC #05-0167]

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.

- H. DEPARTMENT'S REPORT, dated May 25, 2005, EXECUTIVE DIRECTOR'S REPORT, dated June 2, 2005, and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated May 31, 2005, regarding the Consent Decree Status report for June 2005, as set forth. [BPC #05-0172, #05-0172A, and #05-0172B]

Recommendation(s) for Board action:

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

- I. OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated May 26, 2005, regarding the Activity Report for the month of April 2005, as set forth. [BPC #05-0173]

Recommendation(s) for Board action:

1. MOTION to RECEIVE AND FILE the Office of the Inspector General's report.

CONTINUED FROM 03/08/05

- J. DEPARTMENT'S REPORTS dated February 10, 2005 and May 25, 2005, and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated May 27, 2005, relative to the Warrant Applications and Supporting Affidavits Audit, the Review of the Department's Warrant Applications and Supporting Affidavits Audit, an amendment of the Warrant Applications and Supporting Affidavits Audit, and Amended Executive Summary thereto, as set forth. [BPC #05-0063, #05-0063A, and #05-0063B]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's original report.
2. MOTION to APPROVE the Department's amendment and amended executive summary.
3. MOTION to APPROVE the Office of the Inspector General' report.

**9. PUBLIC COMMENT PERIOD**

**10. CLOSED SESSION ITEMS**

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Relative to negotiations and award of contract to Nestor Photo Red Light Contract. (See also Item No. 8-A in Open Session) Government Code Section 54956.9(b).
- B. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to investigation concerning Complaint File No. 04-3075. Government Code Section 54957.6.
  1. Chief of Police
- C. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer Involved Shootings (OIS), Law Enforcement Related Injuries (LERI), Law Enforcement Activity Related Death (LEARD), and other personnel matters. Government Code Section 54957.

(Law Enforcement Related Injury - LERI)

1. LERI #060-04  
One Lieutenant I  
Two Sergeants II  
One Police Officer III  
Five Police Officers II  
One Police Officer I

(Officer Involved Shooting - OIS)

2. OIS #065-04  
Three Police Officers II

(Law Enforcement Activity Related Death – LEARD)

3. LEARD #067-04  
One Lieutenant I  
Three Police Officers III  
One Police Officer 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, June 3, 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.0