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# AGENDA

## BOARD OF POLICE COMMISSIONERS

### REGULAR MEETING

**TUESDAY, JULY 19, 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 MINUTES FOR:**

- Regular Meeting June 21, 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 – NONE.**

**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 Cable Engineering Services for nighttime construction beginning on Monday, August 1, 2005, from 9:00 p.m. to 7:00 a.m. and will be completed on Friday, August 12, 2005, for the work site located at 347 1<sup>st</sup> Street and San Pedro Street, as set forth. [BPC #05-0227]

Recommendation(s) for Board action:

1. MOTION to 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 RePipe-California for nighttime construction which began on Monday, July 18, 2005, from 9:00 p.m. to 11:00 p.m. and will be completed on Friday, September 30, 2005, for the work site located on Wilton Place between 4<sup>th</sup> Street and 6<sup>th</sup> Street, 6<sup>th</sup> Street between Mariposa Avenue and Alexander Street, and Catalina Street between 3<sup>rd</sup> Street and 4<sup>th</sup> Street, as set forth. [BPC #05-0229]

Recommendation(s) for Board action:

1. MOTION to retroactively 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 Southwest Pipeline and Trenchless Corp. for nighttime construction which began on Monday, July 18, 2005, from 9:00 p.m. to 7:00 a.m. and will be completed on Wednesday, March 1, 2006, for various work sites disclosed on the attached report, as set forth. [BPC #05-0230]

Recommendation(s) for Board action:

1. MOTION to retroactively 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 Right of Way Inc. for early morning construction beginning on Saturday, July 23, 2005, from 5:00 a.m. to 5:00 p.m. and will be completed on Saturday, July 30, 2005, for the work site located at 215 West 5<sup>th</sup> Street, as set forth. [BPC #05-0231]

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 ENSR International for nighttime construction beginning on Monday, July 25, 2005, and will operate 24 hours per day and be completed on Friday, August 12, 2005, for the work site located at 2101 West 8<sup>th</sup> Street, as set forth. [BPC #05-0232]

Recommendation(s) for Board action:

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

- F. DEPARTMENT'S REPORT regarding a denial of request for variance to Los Angeles Municipal Code Section 41.40 from Colich & Sons, LP for nighttime construction beginning on Monday, July 25, 2005, for approximately three weeks for the work site located on De Soto Avenue at Rinaldi Street, as set forth. [BPC #05-0228]

Recommendation(s) for Board action:

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

- G. DEPARTMENT'S REPORT, dated July 11, 2005, relative to a Travel Authority and Personal Expense Statement for the Chief of Police for expenses incurred in the amount of \$1,381.00 from February 28 through March 3, 2005, to attend the Department of Justice, U.S. Attorney, Roundtable Symposium on Sophisticated Gangs in New York, New York and Washington, D.C., as set forth. [BPC #05-0237]

Recommendation(s) for Board action:

1. MOTION to retroactively APPROVE the Travel Authority.
2. MOTION to APPROVE the Personal Expense Statement.

- H. DEPARTMENT'S REPORT, dated July 11, 2005, relative to a Travel Authority and Personal Expense Statement for the Chief of Police for expenses incurred in the amount of \$159.25 from March 11 through March 19, 2005, to attend the 2005 Australian Police Commissioners' Conference in Sydney and Brisbane, Australia, as set forth. [BPC #05-0238]

Recommendation(s) for Board action:

1. MOTION to retroactively APPROVE the Travel Authority.
2. MOTION to APPROVE the Personal Expense Statement.

- I. DEPARTMENT'S REPORT, dated July 11, 2005, relative to a Travel Authority and Personal Expense Statement for the Chief of Police for expenses incurred in the amount of \$1,971.13 from April 19 through April 24, 2005, to attend the Annual Police Executive Research Forum meeting and the Baker to Vegas Relay Race in New York, New York and Las Vegas, Nevada, as set forth. [BPC #05-0240]

Recommendation(s) for Board action:

1. MOTION to retroactively APPROVE the Travel Authority.
2. MOTION to APPROVE the Personal Expense Statement.

- J. DEPARTMENT'S REPORT, dated July 11, 2005, relative to a Travel Authority and Personal Expense Statement for the Chief of Police for expenses incurred in the amount of \$1,369.97 from May 22 through May 24, 2005 to attend the International Association of Chiefs of Police Organized Crime Committee meeting in Alexandria, Virginia, as set forth. [BPC #05-0241]

Recommendation(s) for Board action:

1. MOTION to retroactively APPROVE the Travel Authority.
2. MOTION to APPROVE the Personal Expense Statement.

- K. DEPARTMENT'S REPORT, dated July 11, 2005, relative to a Travel Authority for the Chief of Police to attend the Police Executive Research Forum "Taking Organizations from Good to Great" meeting and the Police Institute's Board of Advisory meeting from March 27 through March 30, 2005 in Newark, New Jersey and Washington, D.C., as set forth. [BPC #05-0239]

Recommendation(s) for Board action:

1. MOTION to retroactively APPROVE the Travel Authority.

## **8. REGULAR AGENDA ITEMS**

- A. DEPARTMENT PRESENTATION regarding Use of Force and Shooting Simulator Training update entitled, "End of Pursuit Tactics."
- B. DEPARTMENT'S REPORT, dated July 8, 2005, in response to Public Safety Committee request regarding an update of the switchover of 9-1-1 cellular telephone calls from the California Highway Patrol to the Los Angeles Police Department, as set forth. [BPC #05-0225]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.
2. MOTION to TRANSMIT this report to the Public Safety Committee.

- C. DEPARTMENT'S REPORT, dated July 5, 2005, relative to monthly update on the funding for sworn position in the Police Department, as set forth. [BPC #05-0234]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.
2. MOTION to TRANSMIT this report to the Budget and Finance and Public Safety Committees.

- D. DEPARTMENT'S REPORT, dated July 6, 2005, relative to the Discrimination Free Workplace Policy, as set forth. [BPC #05-0233]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.
2. MOTION to APPROVE the Discrimination Free Workplace Policy.

- E. DEPARTMENT'S REPORT, dated June 24, 2005, relative to the Performance Evaluation Inspection, Fourth Quarter Fiscal Year 2004/2005, as set forth. [BPC #05-0223]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.

- F. DEPARTMENT'S REPORT, dated July 7, 2005, relative to the Bureau Gang Coordinator Audits for Fiscal Year 2005/2006, as set forth. [BPC #05-0224]

Recommendation(s) for Board action:

1. MOTION to ACCEPT the Department's report.

CONTINUED FROM 07/12/05

- G. DEPARTMENT'S REPORT, dated May 13, 2005, and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated June 28, 2005, regarding the Annual Audit Plan for Fiscal Year 2005/2006, as set forth. [BPC #05-0167 and #05-0167A]

Recommendation(s) for Board action:

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

CONTINUED FROM 07/12/05

- H. DEPARTMENT'S REPORT, dated June 28, 2005, relative to negligent versus accidental firearms discharges, as set forth. [BPC #05-0212]

Recommendation(s) for Board action:

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

## **9. PUBLIC COMMENT PERIOD**

## **10. CLOSED SESSION ITEMS**

- A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to investigation concerning Complaint File No. 04-4561. Government Code Section 54957.6. [BPC #05-0226]

1. Chief of Police

B. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to investigation concerning Complaint File No. 04-3832. Government Code Section 54957.6.

1. Chief of Police
2. Deputy Chief

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

- (Law Enforcement Related Injury Head Strike – LERI-HS)

1. LERI-HS #079-04                      One Sergeant I  
    One Police Officer III  
    Two Police Officers II
- (Animal Shooting – A-D)

2. A-D #073-04                              One Detective II  
    Six Sergeants I  
    One Police Officer III  
    Five Police Officers II
3. A-D #076-04                              One Sergeant II  
    Three Sergeants I  
    Two Police Officers II

CONTINUED FROM 07/12/05

D. PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action of annual evaluation. Government Code Section 54957.

1. Executive Director
2. Inspector General
3. Commission Executive Assistant

*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, July 15, 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.