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# AGENDA



## BOARD OF POLICE COMMISSIONERS

### REGULAR MEETING

**TUESDAY, JANUARY 6, 2004**

**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  
Rick J. Caruso  
Rose Ochi  
Silvia Saucedo

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 one (1) minute per individual for each item addressed, unless this limitation is 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 – NONE.**

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

- ? Significant Incidents
- ? Crime Statistics
- ? Recruitment/Reinstatement/Reassignment of Officers

**3. COMMISSION BUSINESS**

- ? Meetings/Events Attended
- ? Consideration of Future Agenda Items/Pending Projects

**4. INFORMATION – FILED ITEMS**

- A. Information items on file, as submitted for the period ending January 2, 2004.

**5. CONSENT AGENDA ITEMS**

**COMMISSION RECOMMENDS FOR BOARD REVIEW/ACTION**

- A. Department PRESENTATION and Board DISCUSSION regarding the Department's current process for handling variance permit requests.

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.

**CHIEF OF POLICE RECOMMENDS FOR BOARD ACTION**

- B. Retroactively APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from Rheeline, Inc. to permit nighttime construction from 7:00 p.m. to 4:00 a.m., Tuesday through Friday, which began on November 18, 2003 and was completed on December 19, 2003 for work located at the intersection of East Olympic Boulevard and Lorena Street down to Emery Street, as set forth. [BPC #03-0571]

**EXECUTIVE DIRECTOR RECOMMENDS FOR BOARD ACTION**

- C. APPROVE an application for a Firearms/Ammunition Sales Police Permit from Mr. Atsushi Miyaji, as set forth. [BPC #03-0565]

**6. REGULAR AGENDA ITEMS**

**COMMISSION SUBMITS FOR INFORMATION/ACTION**

CONTINUED FROM 12/16/03

- A. SEMI-ANNUAL REVIEW of the Police Commission's Vision Statement and Goals, as set forth.

**CHIEF OF POLICE SUBMITS FOR BOARD INFORMATION/ACTION**

- B. DISCUSS and APPROVE the Department's report relative to removing the out-of-county travel restriction for emergency response vehicles and to allocate sufficient emergency response vehicles to supply each homicide detective with a vehicle assigned to that detective position, as set forth. [BPC #03-0563]

- C. APPROVE and TRANSMIT to the Mayor and City Council, the acceptance of a grant in the amount of \$100,000.00, which has been awarded to the Department from the State of California for the creation of a new program called the Specialized Domestic Abuse Response Team (SDART) and AUTHORIZE the Chief of Police to negotiate, execute, and submit the necessary documents relative to this grant award, as set forth. [BPC #03-0567]

- D. APPROVE and TRANSMIT to the Mayor and City Council, the acceptance of a grant in the amount of \$45,000.00, which has been awarded to the Department's Scientific Investigation Division from the State of California, Office of Emergency Services for the Coverdell Forensic Science Improvement Act-Training Program Grant and AUTHORIZE the Chief of Police to negotiate, execute and submit the necessary documents relative to this grant award, as set forth. [BPC #03-0570]

- E. RECEIVE AND FILE the Chief's Activity report for the month of October 2003, as set forth. [BPC #03-0564]

- F. REVIEW and APPROVE the Department's report of Criminal Cases Submitted to Prosecutors for Review, Second Quarter 2003, as set forth. (Also Calendared as Item No. 8-B in Closed Session) [BPC #03-0410]

CONTINUED FROM 12/16/03

- G. DISCUSS and DIRECT the Department regarding public assemblages including seeking a draft ordinance to prohibit the carrying and/or possession of certain items and other related matters.

CONTINUED FROM 12/16/03

- H. DISCUSS and TRANSMIT a request for approval to the Mayor and City Council, of a legislative proposal to be included in the City's 2004-2005 Legislative Program regarding an amendment to the vehicle registration procedures to mirror that of New York's, which requires a new owner to appear at the DMV within two business days of purchasing the vehicle, complete the paperwork, and receive the license plates. [BPC #03-0542]

**INSPECTOR GENERAL SUBMITS FOR BOARD INFORMATION/ACTION**

- I. REVIEW and APPROVE the Inspector General's report regarding Complaint Form 1.28 Investigations Audit, in compliance with Paragraph 136 of the Consent Decree, as set forth. [BPC #03-0566]

**7. PUBLIC COMMENT PERIOD**

**8. CLOSED SESSION ITEMS**

- A. 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.

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|----|------------------|--|
| 1. | OIS #003-03      | One Police Officer II  |
| 2. | OIS #004-03      | Two Police Officers III<br>Two Police Officers II                  |
| 3. | OIS #005-03      | Eight Detective II   |
| 4. | LERI #A002-03    | One Police Officer III   |
| 5. | LERI-HS #A003-03 | One Sergeant I<br>One Police Officer III<br>Six Police Officers II |
| 6. | OIS #008-03      | Two Police Officers II   |

- B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion regarding the Commission's assessment of the appropriateness of the Chief of Police's actions on the Department's report of Criminal Cases Submitted to Prosecutors for Review, Second Quarter 2003, and the Inspector General's analysis of this report. Government Code Section 54957. (Also Calendared as Item No. 6-F in Open Session)

[BPC #03-0410 and 03-0410A]

- C. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of personnel complaint investigations and other personnel matters. Government Code Section 54957.

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|----|-------------|---|
| 1. | CF #02-2150 | (CONTINUED FROM 10/14/02)<br>One Captain III<br>One Lieutenant II                   |
| 2. | CF #01-5638 | One Sergeant I<br>Two Police Officers III<br>Four Police Officers II<br>One Unknown |

3. CF #02-0155                      One Lieutenant I
4. CF #02-3480                      Two Police Officers II
5. CF #02-4326                      One Unknown
6. CF #02-4551                      One Police Officer II
7. CF #02-4287                      Two Police Officers II

D.     **PUBLIC EMPLOYEE PERFORMANCE EVALUATION.** Government Code Section 54957.

1.     Chief of Police
2.     Executive Director
3.     Inspector General

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

**9.     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 2, 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.