

# AGENDA

## BOARD OF POLICE COMMISSIONERS

### REGULAR MEETING

**TUESDAY, JANUARY 8, 2008**

**9:30 A.M.**

**PARKER CENTER, ROOM 146  
150 NORTH LOS ANGELES STREET  
LOS ANGELES, CA 90012**

Commissioners: Anthony Pacheco, President  
John W. Mack, Vice President  
Robert M. Saltzman  
Andrea Sheridan Ordin  
Alan J. Skobin

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. COMMISSION BUSINESS**

- Commission Business
- Consideration of Future Agenda Items/Pending Projects

**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 and staffing issues

**5. INFORMATION – FILED ITEMS**

A. Special event permits on file, as submitted for the period ending January 4, 2008.

- |                                |   |
|--------------------------------|---|
| • Wednesday, December 26, 2007 | 31 <sup>st</sup> Annual Kwanzaa Gwaride                   |
| • Friday, December 28, 2007    | Nuestros Angeles Marching Band Practice                   |
| • Saturday, December 29, 2007  | El Salvador-Byzantine Latino Quarter New Year Parade 2007 |
| • Saturday, December 29, 2007  | Kwanzaa Heritage Festival & Parade                        |
| • Friday, January 4, 2008      | Obama for America Rally                                   |
| • Saturday, January 12, 2008   | Cristo de Esquipulas Procession                           |
| • Sunday, January 13, 2008     | Celebracion 15 de Enero                                   |
| • Sunday, January 13, 2008     | Peace Rally   |
| • Sunday, January 13, 2008     | Sefer Torah Procession                                    |
| • Tuesday, January 15, 2008    | Procession Senor de Esquipulas                            |

B. Noise variance requests on file, as submitted for the period ending January 4, 2008

- |   |   |
|---|---|
| • December 26, 2007 – December 27, 2007 | Precision Environmental, Inc.             |
| • December 26, 2007 – February 25, 2008 | Asplundh Tree Expert Company (PC #07/114) |
| • December 26, 2007 – February 25, 2008 | Asplundh Tree Expert Company (PC #07/115) |
| • December 26, 2007 – February 25, 2008 | Asplundh Tree Expert Company (PC #07/116) |
| • January 2, 2008 – October 30, 2008    | Mike Prlich and Sons, Inc.                |
| • January 7, 2008 – February 9, 2008    | M.G. Construction                         |

**6. PRESENTATIONS**

## 7. CONSENT AGENDA ITEMS

The 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 December 13, 2007, relative to a donation in the amount of \$3,802.62 from the Los Angeles Police Foundation to be used by Firearms and Tactics Section for a refrigerator and scale, as set forth. [BPC #07-0517]

Recommendation(s) for Board action:

1. APPROVE the Department's report and accept the donation.

- B. DEPARTMENT'S REPORT, dated December 13, 2007, relative to a donation in the amount of \$3,074.94 from the Los Angeles Police Foundation to be used by West Traffic Division to pay for two officers to attend a Traffic Collision Reconstruction Course, as set forth. [BPC #07-0518]

Recommendation(s) for Board action:

1. APPROVE the Department's report and accept the donation.

- C. DEPARTMENT'S REPORT, dated December 13, 2007, relative to a donation in the amount of \$4,800.00 from the Los Angeles Police Foundation to be used by the Office of the Chief of Police for promotional ceremony receptions, as set forth. [BPC #07-0519]

Recommendation(s) for Board action:

1. APPROVE the Department's report and accept the donation.

- D. DEPARTMENT'S REPORT, dated December 17, 2007, relative to a donation in the amount of \$100.00 from Mr. John E. Riordan to be used by Pacific Area Explorer program, to purchase clothing, meals and equipment, as set forth. [BPC #07-0520]

Recommendation(s) for Board action:

1. APPROVE the Department's report and accept the donation.

- E. DEPARTMENT'S REPORT, dated December 17, 2007, relative to a donation in the amount of \$250.00 from the Latin American Law Enforcement Association to be used by the Northeast Area Explorer program for food, equipment, and explorer competition expenses, as set forth. [BPC #07-0521]

Recommendation(s) for Board action:

1. APPROVE the Department's report and accept the donation.
- F. DEPARTMENT'S REPORT, dated December 17, 2007, relative to a donation in the amount of \$1,584.00 from Event Staffing Professionals Inc. to be used by Newton Area Explorer program for the purchase of food, equipment and explorer competition expenses, as set forth. [BPC #07-0522]

Recommendation(s) for Board action:

1. APPROVE the Department's report and accept the donation.
- G. DEPARTMENT'S REPORT, dated December 17, 2007, relative to a donation in the amount of \$100.00 from Mr. Mitchel Fox to be used by Pacific Area Explorer program, to purchase clothing, meals and equipment, as set forth. [BPC #07-0530]

Recommendation(s) for Board action:

1. APPROVE the Department's report and accept the donation
- H. DEPARTMENT'S REPORT, dated December 17, 2007, relative to a donation in the amount of \$100.00 from Ms. Mary Albright to be used by Pacific Area Explorer program, to purchase clothing, meals and equipment, as set forth. [BPC #07-0531]

Recommendation(s) for Board action:

1. APPROVE the Department's report and accept the donation
- I. DEPARTMENT'S REPORT, dated December 17, 2007, relative to a donation in the amount of \$2,250.00 from the Los Angeles Dodgers LLC, to be used for Newton Area Explorer program to purchase clothing, meals and equipment, as set forth. [BPC #07-0532]

Recommendation(s) for Board action:

1. APPROVE the Department's report and accept the donation.
- J. EXECUTIVE DIRECTOR'S REPORT, dated December 18, 2007, relative to approval of a Firearms/Ammunition Sales Police Permit for Lawrence Michael Duran, as set forth. [BPC #07-0534]

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report and Firearms/Ammunition Sales Police Permit.
- K. EXECUTIVE DIRECTOR'S REPORT, dated December 20, 2007, relative to approval of a Firearms/Ammunition Sales Police Permit for Reynold C. Cindrigh, as set forth. [BPC #07-0541]

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report and Firearms/Ammunition Sales Police Permit.

- L. EXECUTIVE DIRECTOR'S REPORT, dated December 20, 2007, relative to approval of a Firearms/Ammunition Sales Police Permit for Zachary M. Plocich, as set forth.  
[BPC #07-0540]

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report and Firearms/Ammunition Sales Police Permit.

- M. EXECUTIVE DIRECTOR'S REPORT, dated January 3, 2008, relative to approval of a Firearms/Ammunition Sales Police Permit for Georgina Garcia, as set forth.  
[BPC #08-0001]

Recommendation(s) for Board action:

1. APPROVE the Executive Director's report and Firearms/Ammunition Sales Police Permit.

## **8. REGULAR AGENDA ITEMS**

- A. VERBAL REPORT from the Department, as requested by the Board on the current status of the personnel complaint investigations relative to the MacArthur Park incident occurring on May 1, 2007.

- B. DEPARTMENT'S REPORT, dated December 12, 2007, in response to City Council motion (CF #07-2083), relative to the Graffiti Tracker program and the Department's graffiti abatement initiatives, as set forth.  
[BPC #07-0436A]

Recommendation(s) for Board action:

1. APPROVE the Department's report, and TRANSMIT the entire matter to the City Council.

- C. DEPARTMENT'S REPORT, dated December 28, 2007, in response to City Controller's request, relative to status update and a basis for Status of Recommendations – Audit of Fiscal Operations of the Los Angeles Police Department, as set forth.  
[BPC #07-0219B]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT to the City Controller.

- D. DEPARTMENT'S REPORT, dated December 17, 2007, in response to Board query, relative to the strategies to staff Mental Evaluation Unit/Systemwide Mental Assessment Response Teams with seven-day a week coverage, as set forth.

[BPC #07-0371A]

Recommendation(s) for Board action:

1. APPROVE the Department's report.

- E. DEPARTMENT'S REPORT, dated December 14, 2007, relative to Audiotapes Used in Non-Categorical Use of Force Investigation and Complaint Investigations Audit, Second Quarter, Fiscal Year 2007/2008, in accordance with the Annual Audit Plan, as set forth. [BPC #07-0535]

Recommendation(s) for Board action:

1. APPROVE the Department's report.

- F. DEPARTMENT'S REPORT, dated December 18, 2007, relative to the Quarterly Status Report, First Quarter, Fiscal Year 2007/08, conducted by Audit Division, pursuant to the Annual Audit Plan, as set forth. [BPC #07-0536]

Recommendation(s) for Board action:

1. APPROVE the Department's report.

- G. DEPARTMENT'S REPORT, dated December 20, 2007, relative to Hunter-La Ley Quarterly Report covering deployment periods 7 through 9, for Fiscal Year 2007/2008, as set forth. [BPC #07-0533]

Recommendation(s) for Board action:

1. RECEIVE and FILE the Department's report.

- H. DEPARTMENT'S REPORT, dated December 20, 2007, relative to Complaint Form 1.28, Investigations Audit, Phase I Second Quarter, Fiscal Year 2007/08, in accordance with the Annual Audit Plan, as set forth. [BPC #07-0537]

Recommendation(s) for Board action:

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

- I. DEPARTMENT'S REPORT, dated December 28, 2007, relative to the Warrant Applications and Supporting Affidavits Audit, Second Quarter, Fiscal Year 2007/2008, in accordance with the Annual Audit Plan, as set forth. [BPC #07-0542]

Recommendation(s) for Board action:

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

- J. DEPARTMENT'S REPORT, dated December 21, 2007, relative to the Supervisor and Field Training Officer Audit, in accordance with the Annual Audit Plan for Fiscal Year 2007/2008, as set forth. [BPC #07-0538]

Recommendation for Board action:

1. APPROVE the Department's report.

- K. DEPARTMENT'S REPORT, dated December 18, 2007, relative to the Secret Service Funds Audit, conducted by Detective Support and Vice Division, pursuant to the Annual Audit Plan for Fiscal Year 2007/2008, as set forth. [BPC #07-0539]

Recommendation(s) for Board action:

1. APPROVE the Department's report.

- L. OFFICE OF INSPECTOR GENERAL'S REPORT, dated December 18, 2007, relative to discipline imposed on Categorical Uses of Force adjudicated as administrative disapproval/out of policy by the Board of Police Commissioners, as set forth. (Also Calendared as Item No. 10-B in Closed Session) [BPC #07-0085B]

Recommendation(s) for Board action:

1. APPROVE the Office of Inspector General's report.

- M. DEPARTMENT'S REPORT, dated December 18, 2007, relative to the Supplemental Audit of Arrest, Booking, and Charging Reports, First Quarter of Fiscal Year 2007/2008, pursuant to Consent Decree Paragraphs 70 (b), as set forth. [BPC #07-0417A]

Recommendation(s) for Board action:

1. APPROVE the Department's report.

CONTINUED FROM OCTOBER 23, 2007

- N. DEPARTMENT'S REPORT dated September 28, 2007 and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated December 27, 2007, relative to the Arrest, Booking, and Charging Reports Audit, First Quarter, Fiscal Year 2007/2008, in accordance with Paragraphs 70(a and b), 73, 106e(I and vii), 128, and 131(a,c, and e) of the Consent Decree, as set forth. (Also Calendared as Item No. 10-D in Closed Session) [BPC #07-0417 and #07-0417B]

CONTINUED FROM OCTOBER 2, 2007

- O. DEPARTMENT'S REPORT, dated September 25, 2007, and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated December 27, 2007, relative to the Confidential Informant Control Package Audit, First Quarter 2007/2008, pursuant to the Annual Audit Plan, as set forth. (Also Calendared as Item No.10-C in Closed Session) [BPC #07-0409 and #07-0409A]

Recommendation(s) for Board action:

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

CONTINUED FROM NOVEMBER 20, 2007

- P. DEPARTMENT'S REPORTS, dated August 8, 2007 and December 13, 2007, relative to the ordinance, policy, and procedures respecting the acceptance of donations for the Police Department, as set forth. [BPC #07-0325 and BPC #07-0325A]

Recommendation(s) for Board action:

1. APPROVE the Department's reports.

## 9. PUBLIC COMMENT PERIOD

## 10. CLOSED SESSION ITEMS

- A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer Involved Shooting (OIS), Law Enforcement Related Injury – Head Strike (LERI-HS) and other personnel matters. Government Code Section 54957.

1. OIS #016-07  
One Sergeant II  
Two Police Officers III
2. LERI-HS #021-07  
One Sergeant II  
Two Police Officers II

- B. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action regarding the Commission's assessment of the appropriateness of the Chief of Police's actions on the Department's discipline imposed on categorical uses of force adjudicated as administrative disapproval/out of policy by the Board of Police Commissioners. Government Code Section 54957. (Also Calendared as Item No. 8-L in Open Session) [BPC #07-0085B]

- C. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action regarding the Commission's assessment of the appropriateness of the Chief of Police's actions relative to the Confidential Informant Control Package Audit. Government Code Section 54957. (Also Calendared as Item No. 8-O in Open Session) [BPC #07-0409 and #07-0409A]

- D. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action regarding the Commission's assessment of the appropriateness of the Chief of Police's actions on the Department's audit regarding the Arrest, Booking, and Charging Reports Audit, First Quarter, Fiscal Year 2007/2008 and the Office of the Inspector General's analysis of this report. Government Code Section 54957. (Also Calendared as Item No. 8-N in Open Session) [BPC #07-0417 and #07-0417B]



CONTINUED FROM DECEMBER 20, 2007

- E. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. United States of America vs. City of Los Angeles, Case No. CV00-11769, pursuant to the Federal Consent Decree. Government Code Section 54956.9.

*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 Board Secretary, Police Commission, at (213) 485-3531 (TDD 213/485-9818), after 9:30 a.m., Friday, January 4, 2008.

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.