
AGENDA



BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

TUESDAY, JANUARY 10, 2006

9:30 A.M.

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

Commissioners: John W. Mack, President
Alan J. Skobin, Vice President
Shelley Freeman
Andrea Sheridan Ordin
Anthony Pacheco

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.

Recommendation(s) for Board action:

1. Retroactively APPROVE the Department's report and variance request.
- B. DEPARTMENT'S REPORT, dated January 3, 2006, regarding a request for variance to Los Angeles Municipal Code Section 41.40 from Coury Enterprises, for early morning construction beginning on Friday, February 10, 2006, at 4:00 a.m. and will be completed on Monday, February 20, 2006, for the work site located at 1602 North Ivar Avenue, as set forth. [BPC #06-0012]

Recommendation(s) for Board action:

1. APPROVE the Department's report and DENY the variance request.
- C. DEPARTMENT'S REPORT, dated December 30, 2005, regarding a request for variance to Los Angeles Municipal Code Section 41.40 from Department of Public Works, Wastewater Conveyance Construction Division, for nighttime and early morning construction beginning on Monday, December 19, 2005, from 6:00 a.m. to 1:00 a.m. and will be completed on Thursday, January 27, 2006, for the work site located at the intersection of Eagle Rock and York Boulevard, as set forth. [BPC #06-0011]

Recommendation(s) for Board action:

1. Retroactively APPROVE the Department's report and DENY the variance request.
- D. DEPARTMENT'S REPORT, dated December 20, 2005, regarding a request for Travel Authority for the Chief of Police from January 7 through January 14, 2006, to London, England to participate in the Police Executive Research Forum Conference and British Transport Police Executive Session regarding terrorism, as set forth. [BPC #06-0008]

Recommendation(s) for Board action:

1. APPROVE the Department's report and request for Travel Authority.

7. REGULAR AGENDA ITEMS

- A. DEPARTMENT PRESENTATION regarding the responsibilities of the Counter Terrorism Criminal Intelligence Bureau.
- B. DEPARTMENT'S REPORT, dated December 19, 2005, relative to modifying the processing of home-garaging applications from an annual process to one that is conducted every three years, as set forth. [BPC #06-0006]

Recommendation(s) for Board action:

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

- C. DEPARTMENT'S REPORT, dated December 19, 2005, relative to the proposed home-garaging authorities for Fiscal Year 2005/2006, as set forth. [BPC #06-0005]
- Recommendation(s) for Board action:
1. APPROVE the Department's report and proposed home-garaging authorities for Fiscal Year 2005/2006.
- D. DEPARTMENT'S REPORT, dated December 16, 2005, relative to an update detailing the management of vehicle inventory and steps taken to protect vehicles from vandalism, as set forth. [BPC #06-0007]
- Recommendation(s) for Board action:
1. APPROVE the Department's report and TRANSMIT to the Audits and Governmental Efficiency Committee.
- E. DEPARTMENT'S REPORT, dated December 5, 2005, relative to the Supplemental Police Account Quarterly Report (July through September 2005), in compliance with the provisions of Article 17, Section 5.115 of the Los Angeles Administrative Code, as set forth. [BPC #05-0448]
- Recommendation(s) for Board action:
1. APPROVE the Department's report and TRANSMIT this report concurrently to the City Council and Office of the City Controller.
- F. DEPARTMENT'S REVISED REPORT, dated December 8, 2005, relative to coordinating reserve officers to assist with Hurricane Katrina, to reflect the Los Angeles County Sheriff Department's dispatching of approximately 16 employees to assist in the relief effort, as set forth. [BPC #05-0393A]
- Recommendation(s) for Board action:
1. APPROVE and TRANSMIT the Department's revised report to the City Council.
- G. DEPARTMENT'S REPORT dated December 16, 2005, in response to the Ad Hoc Committee on Gang Violence and Youth Development request, regarding the Department's youth gang prevention, intervention and suppression programs, as set forth. [BPC #05-0447]
- Recommendation(s) for Board action:
1. APPROVE the Department's report and TRANSMIT to the Ad Hoc Committee on Gang Violence and Youth Development.
- H. DEPARTMENT'S REPORT, dated December 21, 2005, relative to reimbursement by Los Angeles World Airports for Department resources at Los Angeles International Airport, as set forth. [BPC #06-0010]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT to the City Council, Public Safety and Personnel Committees.
- I. DEPARTMENT'S REPORT, dated December 27, 2005 relative to the Complaint Form 1.28, Investigations Audit, Phase I Second Quarter, Fiscal Year 2005/06, in accordance with the Annual Audit Plan, as set forth. [BPC #06-0014]

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 27, 2005 relative to the Use of TEAMS Data Audit, pursuant to the Annual Audit Plan for Fiscal Year 2005/06, as set forth. [BPC #06-0020]

Recommendation(s) for Board action:

1. RECEIVE the Department's report.
- K. DEPARTMENT'S REPORT, dated December 6, 2005, relative to the Audit Division Charter which would establish the Audit Division's role within the Department, declare its organizational independence and authority, and outline the responsibilities and scope of work necessary to carry out this role, as set forth. [BPC #06-0009]

Recommendation(s) for Board action:

1. APPROVE the Department's report.
- L. DEPARTMENT'S REPORT, dated December 14, 2005, relative to amending the Annual Audit Plan for Fiscal Year 2005/06, to adjust the completion of the Gang Enforcement Detail Selection Criteria Audit from the Third Quarter Fiscal Year 2005/06 to the Fourth Quarter of the same fiscal year, as set forth. [BPC #06-0016]

Recommendation(s) for Board action:

1. RECEIVE the Department's report.
- M. DEPARTMENT'S REPORT, dated December 30, 2005, relative to amending the Annual Audit Plan for Fiscal Year 2005/06, to adjust the completion of the Supervisory Performance Evaluations Audit from the Second Quarter Fiscal Year 2005/06 to the Third Quarter of the same fiscal year, as set forth. [BPC #06-0017]

Recommendation(s) for Board action:

1. RECEIVE the Department's report.

- N. DEPARTMENT'S REPORT, dated December 7, 2005, relative to a request for approval of Special Order to activate forms for the Gang Enforcement Detail Selection, as set forth. [BPC #06-0002]

Recommendation(s) for Board action:

1. RECEIVE the Department's report and APPROVE the Special Order to activate forms for the Gang Enforcement Detail Selection.

- O. DEPARTMENT'S REPORT, dated December 23, 2005, relative to changing the submission date for the Secret Service Fund Audit, from the Second Quarter to the Third Quarter for Fiscal Year 2005/06, as set forth. [BPC #06-0018]

Recommendation(s) for Board action:

1. NOTE AND FILE the Department's report.

- P. DEPARTMENT'S REPORT, dated December 29, 2005, relative to changing the submission date for the Performance Evaluations of Supervisors Audit, from the Second Quarter to the Third Quarter, Fiscal Year 2005/06, as set forth. [BPC #06-0015]

Recommendation(s) for Board action:

1. NOTE AND FILE the Department's report.

- Q. DEPARTMENT'S REPORT, dated December 2, 2005, relative to the Southwest Area Gang Enforcement Detail Command Accountability Performance Audit, as set forth. [BPC #06-0004]

Recommendation(s) for Board action:

1. APPROVE the Department's report.

- R. DEPARTMENT'S REPORT, dated December 19, 2005, in response to Board query, relative to coordination with the Los Angeles Fire Department at major incidents, as set forth. [BPC #05-0436A]

Recommendation(s) for Board action:

1. RECEIVE the Department's report.

CONTINUED FROM OCTOBER 11, 2005

- S. DEPARTMENT'S REPORT dated September 27, 2005 and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated December 28, 2005, relative to the Arrest, Booking, and Charging Reports Audit, First Quarter, Fiscal Year 2005/2006, in accordance with Paragraphs 70(a,b), 73, 106e(i,vii), 128(2), and 131(a,c,e) of the Consent Decree, as set forth. (Also Calendared as Item No. 9-B in Closed Session) [BPC #05-0329 and #05-0329A]

Recommendation(s) for Board action:

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

CONTINUED FROM OCTOBER 25, 2005

- T. DEPARTMENT'S REPORT dated September 29, 2005 and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated December 28, 2005, relative to the Gang Enforcement Detail Work Product Assessment Summary, First Quarter, Fiscal Year 2005/2006, in accordance with Paragraph 131(f,g) of the Consent Decree, as set forth. (Also Calendared as Item No. 9-C in Closed Session)

[BPC #05-0331 and #05-0331A]

Recommendation(s) for Board action:

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

CONTINUED FROM OCTOBER 11, 2005

- U. DEPARTMENT'S REPORT dated September 29, 2005, and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated December 28, 2005, relative to the Categorical Use of Force Investigation Audit, First Quarter, Fiscal Year, 2005/2006, in accordance with Paragraphs 57, 80, 82, 128 and 129 of the Consent Decree, as set forth. (Also Calendared as Item No. 9-D in Closed Session)

[BPC #05-0332 and #05-0332A]

Recommendation(s) for Board action:

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

- V. OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated December 28, 2005, relative to the Complaint Investigations Audit for Fiscal Year 2005/2006, as set forth.

[BPC #06-0013]

Recommendation(s) for Board action:

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

8. PUBLIC COMMENT PERIOD

9. CLOSED SESSION ITEMS

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

(Officer Involved Shooting - OIS)

1. OIS #004-05
One Sergeant II
One Police Officer III+1
Three Police Officer III
Eight Police Officer II

2. OIS #005-05 One Police Officer III
Five Police Officer II
One Police Officer I/Police Specialist

3. OIS #007-05 Six Police Officer 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 audit regarding the Arrest, Booking, and Charging Reports Audit, First Quarter, Fiscal Year 2005/2006 and the Office of the Inspector General's analysis of this report. Government Code Section 54957. (Also Calendared as Item No. 7-S in Open Session) [BPC #05-0329 and #05-0329A]

- 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 on the Department's audit regarding the Gang Enforcement Detail Work Product Assessment Summary, First Quarter, Fiscal Year 2005/2006 and the Office of the Inspector General's analysis of this report. Government Code Section 54957. (Also Calendared as Item No. 7-T in Open Session) [BPC #05-0331 and #05-0331A]

- 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 Department's audit regarding the Categorical Use of Force Investigation Audit, First Quarter, Fiscal Year 2005/2006 and the Office of the Inspector General's analysis of this report. Government Code Section 54957. (Also Calendared as Item No. 7-U in Open Session) [BPC #05-0332 and #05-0332A]

- E. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Martha DeFoe v. City of Los Angeles, et al., BC328823, Susan Hayes v. City of Los Angeles, et.al., BC330303, and Laura Cook v. City of Los Angeles, et al., BC330602. Government Code Section 54956.9(a).

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, January 6, 2006.

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.