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# AGENDA



## BOARD OF POLICE COMMISSIONERS

### REGULAR MEETING

**TUESDAY, APRIL 18, 2006**

**9:30 A.M.**

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

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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.**

**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

**5. INFORMATION – FILED ITEMS**

A. Special event permits on file, as submitted for the period ending April 14, 2006.

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| • Monday, April 10, 2006   | Candle Light Vigil for Immigrant Rights (Van Nuys)           |
| • Monday, April 10, 2006   | Candle Light Vigil for Immigrant Rights (Central)            |
| • Tuesday, April 11, 2006  | Nurses Clean Wild Beast of Politics, Ballot Initiative       |
| • Friday, April 14, 2006   | Good Friday Procession                                       |
| • Friday, April 14, 2006   | Procession Via Crucis  |
| • Friday, April 14, 2006   | 7 <sup>th</sup> Annual Community Festival Via Crucis         |
| • Friday, April 14, 2006   | Way of the Cross Procession                                  |
| • Friday, April 14, 2006   | Asking for Peace in the Neighborhood                         |
| • Saturday, April 15, 2006 | Student March Against HR 4437 and in Support of Legalization |
| • Sunday, April 16, 2006   | Baisakhi Parade  |

**6. PRESENTATIONS**

## 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. COMMISSION INVESTIGATION DIVISION'S REPORT, dated April 11, 2006, regarding a request for variance to Los Angeles Municipal Code Section 41.40 from the Bali Construction, Inc. for nighttime and early morning construction, for the work site located at 10201 West Pico Boulevard, as set forth. [BPC #06-0146]

Recommendation(s) for Board action:

1. APPROVE the Commission Investigation Division's report and DENY the variance request.

- B. COMMISSION INVESTIGATION DIVISION'S REPORT, dated April 11, 2006, regarding a request for variance to Los Angeles Municipal Code Section 41.40 from the Department of Public Works, for nighttime and early morning construction, beginning on April 24, 2006, from 10:00 p.m. to 6:00 a.m. and will be completed on December 31, 2006, for the work site located at the intersection of Van Ness Avenue and Slauson Avenue, as set forth. [BPC #06-0148]

Recommendation(s) for Board action:

1. APPROVE the Commission Investigation Division's report and the variance request.

- C. COMMISSION INVESTIGATION DIVISION'S REPORT, dated April 11, 2006, regarding a request for variance to Los Angeles Municipal Code Section 41.40 from the Matt Construction Corporation, for nighttime and early morning construction, for the work site located at 6067 Wilshire Boulevard, as set forth. [BPC #06-0147]

Recommendation(s) for Board action:

1. APPROVE the Commission Investigation Division's report and DENY the variance request.

- D. DEPARTMENT'S REPORT, dated April 5, 2006, relative to the Department's donation of three used hand held radar devices, Road Runner Model K, to the Sun Police Department, in Louisiana, as set forth. [BPC #06-0145]

Recommendation(s) for Board action:

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

- E. DEPARTMENT'S REPORT, dated April 7, 2006, relative to a request for Travel Authority for the Chief of Police from April 19 through April 22, 2006, to San Francisco, California, to attend the 2006 Annual Police Executive Research Forum meeting, as set forth. [BPC #06-0143]

Recommendation(s) for Board action:

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

## 8. REGULAR AGENDA ITEMS

- A. PRESENTATION and DISCUSSION relative to the Los Angeles Police Foundation fundraising and process for awarding grants.

CONTINUED FROM APRIL 11, 2006

- B. PRESENTATION and DEMONSTRATION relative to the Portable Officer Data Device System, which automates pedestrian and motor vehicle stop and field interview data collection.
- C. PRESENTATION and UPDATE from the Community Police Advisory Board (C-PAB) regarding community initiated problem solving, crime strategies, and other programs and goals within the West Valley Area.
- D. DEPARTMENT'S REPORT, dated March 21, 2006, relative to the Consent Decree, Mental Illness Project Status Report, Fourth Quarter 2005, in accordance with Paragraph 112 of the Consent Decree, as set forth. [BPC #06-0142]

Recommendation(s) for Board action:

1. APPROVE the Department's report and TRANSMIT to the Public Safety Committee.
- E. DEPARTMENT'S REPORT, dated March 22, 2006, relative to the Secret Service Funds Audit, conducted by Vice Division, pursuant to the Annual Audit Plan for Fiscal Year 2005/2006, as set forth. [BPC #06-0127]

Recommendation(s) for Board action:

1. APPROVE the Department's report.

- F. DEPARTMENT'S REPORT, dated March 30, 2006, relative to the 2005/2006 Memorandum of Understanding between the Los Angeles Police Department and the Los Angeles County Probation Department for the Juvenile Justice Crime Prevention Act (JJCPA) Program and request to accept grant funding, as set forth. [BPC #06-0141]

Recommendation(s) for Board action:

1. APPROVE the Department's report, ACCEPT the grant, and TRANSMIT this report and grant application to the Mayor and City Council.

2. REQUEST the Mayor and City Council to:
  - a. AUTHORIZE the Chief of Police to ACCEPT the grant award of \$480,000 in Juvenile Justice Crime Prevention Act funds from the Los Angeles County Probation Department for the period of July 1, 2005 through June 30, 2006;
  - b. AUTHORIZE the Chief of Police, subject to the review of the City Attorney,
    - 1) To negotiate and execute the Fiscal Year 2005-2006 Memorandum of Agreement for the JJCPA Program on behalf of the City and submit all necessary documents relative to the grant award;
    - 2) To negotiate and execute any contracts and/or agreements that may be necessary to meet the requirements set forth in the grant; and
    - 3) To purchase any necessary equipment and services required in meeting the mandates of the grant.
  - c. AUTHORIZE the Chief of Police to accept additional funds when they become available this fiscal year, and to submit a report to the City Administrative Officer for financial reporting, accounting, and monitoring purposes.
  - d. AUTHORIZE the Chief of Police to negotiate and execute any subsequent agreements associated with the award of additional funds.
  - e. AUTHORIZE the Department to establish Account Y202 in Fund 45D for the purpose of making expenditures and depositing revenue.
  - f. AUTHORIZE the Controller to transfer, as a reimbursable advance, \$120,000 from the Reserve Fund to the Unappropriated Balance and appropriate therefrom as an advance to Department No. 70, Fund 45D, Account No. Y202;
  - g. AUTHORIZE the Department to deposit the revenue to Fund 45D, Revenue Source Code 3410.
  - h. AUTHORIZE the Department to receive and expend the current grant funds for grant program purposes, consistent with the grant award and grant budget, and deposit those funds in the grant trust fund for expenditure or reimbursement to the General Fund; and,
  - i. AUTHORIZE the Department to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

- G. DEPARTMENT'S REPORT, dated April 4, 2006, relative to the Consent Decree, Gang Enforcement Status Report, First Quarter 2006, in accordance with the Annual Audit Plan, as set forth. [BPC #06-0144]

Recommendation(s) for Board action:

1. ACCEPT the Department's report.

CONTINUED FROM MARCH 7, 2006

- H. DEPARTMENT'S REPORT, dated February 22, 2006, and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated April 10, 2006, relative to an amendment of the Warrant Applications and Supporting Affidavits Audit and Inspector General's review of this Audit, as set forth. [BPC #06-0021A and #06-0021B]

Recommendation(s) for Board action:

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

CONTINUED FROM MARCH 7, 2006

- I. DISCUSSION and possible Board action relative to a California Public Records Act request for the Los Angeles Times regarding Officer Involved Shooting Investigation #012-05 and the transmittal of the Chief of Police recommendations for that incident, as set forth.

Recommendation for Board action:

1. PROVIDE direction to the Department and Executive Director.

## **9. PUBLIC COMMENT PERIOD**

## **10. 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. #026-05  
One Sergeant I  
One Police Officer III  
Nine Police Officers II

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Lanette Smith v. City of Los Angeles, et al., BC323568. Government Code Section 54956.9(a).

- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Luis Lopez v. City of Los Angeles, et al., CV 03-05124 CMW. 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, April 14, 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.