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# AGENDA

## BOARD OF POLICE COMMISSIONERS

### REGULAR MEETING

**TUESDAY, MAY 10, 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 THE MINUTES FOR:**

- Regular Meeting May 4, 2004

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

- Significant Incidents
- Crime Statistics
- Recruitment/Reinstatement/Reassignment of Officers
- Update on discussions regarding Special Order 40

**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
- Status of Consent Decree Compliance

**5. COMMISSION BUSINESS**

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

**6. INFORMATION – FILED ITEMS**

- A. Information items on file, as submitted for the period ending May 6, 2005.

**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 Department of Water and Power for nighttime construction beginning on Thursday, April 28, 2005 from 9:00 p.m. to 5:30 a.m. to be completed on Friday, April 29, 2005 for work located at 1907 Highland Avenue, as set forth. [BPC #05-0129]

Recommendation(s) for Board action:

1. MOTION to retroactively 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 the Los Angeles Unified School District for nighttime construction which began on Monday, May 2, 2005 from 2:00 p.m. to 10:30 p.m. to be completed on Friday, July 15, 2005 for work located at 10625 Plainview Avenue, as set forth. [BPC #05-0139]

Recommendation(s) for Board action:

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

- C. EXECUTIVE DIRECTOR'S REPORT regarding a permit for firearms/ammunition sales for Ramon Martinez, as set forth. [BPC #05-0140]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Executive Director's report.
2. MOTION to APPROVE the firearms/ammunition sales permit for Ramon Martinez.

- D. EXECUTIVE DIRECTOR'S REPORT regarding a permit for firearms/ammunition sales for John Silva, as set forth. [BPC #05-0141]

1. MOTION to APPROVE the Executive Director's report.
2. MOTION to APPROVE the firearms/ammunition sales permit for John Silva.

## **8. REGULAR AGENDA ITEMS**

- A. PRESENTATION and UPDATE from Assemblymember Mark Ridley-Thomas and staff regarding Days of Dialogue.

- B. DEPARTMENT UPDATE regarding the New Police Headquarters Facility and current health and safety issues relative to the Police Administration Building.

- C. DEPARTMENT'S REPORT, dated April 14, 2005, regarding the Safe Parks Program 2004 Annual Report, as set forth. [BPC #05-0126]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.

- D. DEPARTMENT'S REPORT, dated May 4, 2005, regarding a quarterly report for the Department of Transportation Stolen Vehicle Recovery Pilot Program – First Quarter 2005, as set forth. [BPC #05-0143]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.
2. MOTION to TRANSMIT this report to the Audits and Governmental Efficiency Committee.
3. MOTION to TRANSMIT this report to the Board of Transportation Commissioners.

- E. DEPARTMENT'S REPORT and GRANT, dated April 22, 2005, entitled Coverdell Forensic Science Improvement Act, also referred to as the 2005 Coverdell Grant, as set forth. [BPC #05-0145]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.
2. MOTION to ACCEPT this grant.
3. MOTION to REQUEST the Mayor and City Council to:
  - a) AUTHORIZE the Chief of Police to ACCEPT funds in the amount of \$110,310 for the period March 1, 2005 through December 31, 2005;
  - b) AUTHORIZE the Chief of Police to execute this grant agreement on behalf of the City, subject to approval of the City Attorney as to form and legality;
  - c) AUTHORIZE the Controller to establish receivables in the amount of \$110,310 in Fund No. 339, Department 70 for the 2005 Coverdell Grant;
  - d) AUTHORIZE the Controller to establish new appropriations for Account No. Y402, in Fund No. 339, Department 70 for disbursement of the 2005 Coverdell Grant funds;
  - e) AUTHORIZE the Department to advance funds from the Narcotics Analysis Laboratory Trust Fund (NALTF) Fund No. 863, for purposes of the this grant;
  - f) AUTHORIZE the Department to transfer grant funds from Fund No. 339, Account No. Y402 to Fund No. 863 to reimburse the NALTF for expenditures related this grant program;
  - g) AUTHORIZE the Department to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and INSTRUCT the Controller to implement these instructions;
4. MOTION to TRANSMIT the Department's report and grant entitled, Coverdell Forensic Science Improvement Act to the Mayor and City Council.

- F. DEPARTMENT'S REPORT, dated April 28, 2005, regarding the Supplemental Police Account Expenditure Plan XIX for calendar year 2005, as set forth. [BPC #05-0142]

Recommendation(s) for Board action:

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

- G. DEPARTMENT'S REPORT, dated May 4, 2005, regarding the Bureau Gang Coordinator Inspection Assessment report – Third and Fourth Quarters 2004, as set forth. [BPC #05-0144]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.

CONTINUED FROM 08/17/04

- H. DEPARTMENT'S REPORTS, dated July 30, 2004 and April 29, 2005, EXECUTIVE DIRECTOR'S REPORT, dated May 5, 2005, regarding the evaluation and feasibility of assigning uniformed officers on overtime status to work at City and private venues, as set forth. [BPC #04-0535 and #05-0138 and #05-0138A]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report, dated April 29, 2005.
2. MOTION to APPROVE, in concept, private entities contracting with the Department to provide supplemental law enforcement services for venues, Business Improvement Districts, or occurrences that take place on an occasional basis as authorized by Government Code Section 54069.3.
3. MOTION to TRANSMIT this report to the Public Safety Committee.
4. MOTION to RECEIVE and FILE the Department's supplemental report, dated July 30, 2004.
5. MOTION to APPROVE the Executive Director's report.
6. DIRECT the Commission Investigation Division, to review simultaneously with the Department and other stakeholders, the current practice of off-duty and/or retired motor officers staffing City filming locations.

CONTINUED FROM 02/15/05

- I. DEPARTMENT'S REPORT, dated February 8, 2005, and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated May 3, 2005, regarding the Ethics Enforcement Section Quarterly Report, Fourth Quarter 2004, as set forth. (Also calendared as Item 10-A in Closed Session) [BPC #05-0039 and #05-0039A]

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 01/04/05

- J. DEPARTMENT'S REPORT, dated December 22, 2004, and OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated May 5, 2005, regarding review of the Department's Complaint Form 1.28, Investigations Audit, Second Quarter Fiscal Year 2004/2005 (Department's report approved at the Board meeting of January 4, 2005), as set forth. [BPC #04-0775 and #04-0775A]

Recommendation(s) for Board action:

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

**9. PUBLIC COMMENT PERIOD**

**10. CLOSED SESSION ITEMS**

- A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Commission’s assessment of the appropriateness of the actions of the Chief of Police concerning the Ethics Enforcement Section Quarterly Report, Fourth Quarter 2004 (Also calendared as Item No. 8-I in Open Session) Government Code Section 54957. [BPC #05-0039 and #05-0039A]
  
- B. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer Involved Shootings (OIS), Law Enforcement Related Injury (LERI), and other personnel matters. Government Code Section 54957.

(Officer Involved Shootings - OIS)

- 1. OIS #053-04  
Two Captains III  
Two Lieutenants II  
One Detective III  
Two Detectives II  
Six Sergeants II  
Nine Police Officers III + I  
31 Police Officers III  
One Police Officer II + VI  
One Police Officer II + I
  
- 2. OIS #054-04  
One Sergeant I  
Two Police Officers II
  
- 3. (Law Enforcement Related Injury – Head Strike – LERI-HS)  
LERI-HS #055-04  
One Police Officer III  
Three Police Officers II

*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, May 6, 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.