

**LOS ANGELES POLICE DEPARTMENT  
BOARD OF POLICE COMMISSIONERS  
CITY OF LOS ANGELES  
MINUTES**

**REGULAR MEETING – TUESDAY, JUNE 14, 2005**

The Board of Police Commissioners of the City of Los Angeles convened in regular session Tuesday, June 14, 2005, at 9:35 a.m., in Room 146, Parker Center, Los Angeles. On calling the roll, the following members were present: Commissioners Cunningham III, Skobin, Alarcon, and Ochi. President Cunningham presiding. Commissioner Caruso was absent.

PRESENT:     Jim McDonnell, Acting Chief of Police  
                  Richard M. Tefank, Executive Director  
                  Donna Weisz-Jones, Assistant City Attorney  
                  Julie Valenzuela, Commission Executive Assistant  
                  Jill Bogle, Hearing Reporter  
                  Officer Troy Abordo, Sergeant-at-Arms  
                  Officer Jose Ceja, Sergeant-at-Arms  
                  Office Deborah Nichols, Sergeant-at-Arms

**1. APPROVAL OF MINUTES**

NONE.

**2. REPORT OF CHIEF OF POLICE**

Assistant Chief McDonnell also reported on the Department's "weekly crimes year to date" statistical report for the period ending June 11, 2005.

Assistant Chief McDonnell stated that there were six restorations year to date and 273 recruits currently in the Academy, and five retirements last week.

**3. REPORT OF THE EXECUTIVE DIRECTOR**

Executive Director Tefank stated that the Public Safety Committee requested a status report on the Rampart Blue Ribbon Panel along with a list of donations that have been made to the panel by various law firms with the specific amount of each donation.

Executive Director Tefank also reported that the Public Safety Committee had asked for additional information on the donations made for consulting services by the Police Foundation.

**4. REPORT OF THE INSPECTOR GENERAL**

Inspector General Birotte reported that two more Special Investigators would be joining the Office of the Inspector General shortly.

Inspector General Birotte also reported attending a tribute dinner for Bishop Charles Blake with Commissioner Skobin.

## **5. COMMISSION BUSINESS**

Commissioner Ochi stated that she had attended the Go For Broke Monument Ceremony and the grand opening of the Monument's Visitors Center on Saturday. She also attended a dedication at Roosevelt High School for a Japanese garden that was actually designed in the 1930's, and the reopening of the Koreatown Police Substation.

Commissioner Skobin stated that he had attended a dinner honoring Bishop Blake and his wife, Mae. He also attended a meeting of the Los Angeles County Police Officers Association.

Commissioner Skobin instructed Commission Investigation Division staff to provide a report on the enforcement capabilities regarding "bandit tows". This report will be presented on July 12, 2005.

The following person addressed the Board:

Tut Hayes.

The public hearing was closed.

## **6. INFORMATION – FILED ITEMS**

Information items on file, submitted for the period ending June 10, 2005.

RECEIVED and FILED.

## **7. CONSENT AGENDA ITEMS**

Commissioner Alarcon moved, seconded by Commissioner Ochi, to APPROVE Item Nos. 7-A through 7-G. Unanimously APPROVED.

### **7-A. VARIANCE APPROVED – DEPARTMENT'S REPORT APPROVED**

DEPARTMENT'S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from Hill Contracting Group for nighttime construction beginning on Thursday, June 24, 2005, from 2:00 a.m. to 2:00 p.m., and will be completed on Thursday, June 24, 2005, for the work site located at 11136 Chandler Boulevard, as set forth. [BPC #05-0179]

Recommendation(s) for Board action:

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

**7-B. VARIANCE APPROVED – DEPARTMENT’S REPORT APPROVED**

DEPARTMENT’S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from Hill Contracting Group for nighttime construction beginning on Thursday, June 24, 2005, from 2:00 a.m. to 2:00 p.m., and will be completed on Thursday, June 24, 2005, for the work site located at 11135 Weddington Street, as set forth. [BPC #05-0180]

Recommendation(s) for Board action:

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

**7-C. VARIANCE RETROACTIVELY APPROVED – DEPARTMENT’S REPORT APPROVED**

DEPARTMENT’S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from ENSR International for nighttime construction which began on Monday, June 6, 2005, with equipment in operation 24 hours each day, and will be completed on Friday, June 17, 2005, for the work site located at 4005 West Third Street, as set forth. [BPC #05-0181]

Recommendation(s) for Board action:

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

**7-D. VARIANCE APPROVED – DEPARTMENT’S REPORT APPROVED**

DEPARTMENT’S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from Department of Water and Power for nighttime construction beginning on Monday, June 20, 2005, from 9:00 p.m. to 7:00 a.m., and will be completed on Friday, July 29, 2005, for the work site located on La Cienega Boulevard between Aladdin Street and Blackwelder Street, as set forth. [BPC #05-0182]

Recommendation(s) for Board action:

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

**7-E. VARIANCE RETROACTIVELY APPROVED – DEPARTMENT’S REPORT APPROVED**

DEPARTMENT’S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from Los Angeles Unified School District for nighttime construction which began on Tuesday, May 31, 2005, from 3:00 p.m. to 11:30 p.m., and will be completed on Friday, July 29, 2005, for the work site located at 6535 Cedros Avenue, as set forth. [BPC #05-0183]

Recommendation(s) for Board action:

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

**7-F. VARIANCE RETROACTIVELY APPROVED – DEPARTMENT’S REPORT APPROVED**

DEPARTMENT’S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from Los Angeles Unified School District for nighttime construction which began on Wednesday, June 1, 2005, from 3:00 p.m. to 11:30 p.m., and will be completed on Friday, July 15, 2005, for the work site located at 215 South Commonwealth Avenue, as set forth.

[BPC #05-0184]

Recommendation(s) for Board action:

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

**7-G. VARIANCE RETROACTIVELY APPROVED – DEPARTMENT’S REPORT APPROVED**

DEPARTMENT’S REPORT regarding a request for variance to Los Angeles Municipal Code Section 41.40 from Steiny and Company, Inc. for nighttime construction which began on Monday, June 6, 2005, from 9:00 p.m. to 5:00 a.m., and will be completed on Monday, August 15, 2005, for the work site located on Hollywood Boulevard from Sycamore Avenue to Gower Street and on Vine Street from Sunset Boulevard to Yucca Street, as set forth. [BPC #05-0185]

Recommendation(s) for Board action:

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

**8. REGULAR AGENDA ITEMS**

**8-A. DEPARTMENT’S REPORT APPROVED AS AMENDED – (SEE DETAILED MINUTES FOLLOWING)**

DEPARTMENT’S REPORT, dated May 26, 2005, relative to awarding the Police Commission Distinguished Services Medal to Eleanor Montano and awarding the Police Commission Unit Citation to 14 Department employees, as set forth. [BPC #05-0191]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department’s report.

The above matter was DISCUSSED with Commander Hansohn, Personnel Group.

Commissioner Skobin moved, seconded by Commissioner Ochi, to AMEND the Department’s report by including Commander Robert Hansohn for the Police Commission Unit Citation Award. Unanimously APPROVED AS AMENDED.

**8-B. DEPARTMENT'S REPORT APPROVED – TRANSMIT TO MAYOR AND CITY COUNCIL**

DEPARTMENT'S REPORT, dated June 1, 2005, relative to a request for payment of reward for assistance leading to the arrest and conviction of hit and run driver suspect Christopher Johnson, whose actions resulted in the death of Maria De Los Angeles Munoz – Council File No. 04-0010, as set forth. [BPC #05-0189]

Recommendation(s) for Board action:

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

Commissioner Alarcon moved, seconded by Commissioner Ochi, to APPROVE and TRANSMIT the above matter. Unanimously APPROVED.

**8-C. DEPARTMENT'S REPORT APPROVED – TRANSMIT TO BUDGET AND FINANCE AND PUBLIC SAFETY COMMITTEES**

DEPARTMENT'S REPORT, dated June 7, 2005, in response to Council File No. 04-1942 relative to a monthly progress report detailing the backfill and funding of sworn positions assigned to the Police Department, as set forth. [BPC #05-0188]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.
2. MOTION to TRANSMIT to the Budget and Finance and Public Safety Committees.

The above matter was DISCUSSED with Mr. Brennan, Personnel Division.

Commissioner Skobin moved, seconded by Commissioner Alarcon, to APPROVE and TRANSMIT the above matter. Unanimously APPROVED.

**8-D. DEPARTMENT'S REPORT APPROVED**

DEPARTMENT'S REPORT, dated June 1, 2005, relative to a request for \$10,000 in additional funding for the continuance of the facilitator's contract for the Regional Crime Laboratory Facility project, as set forth. [BPC #05-0186]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Department's report.

The above matter was DISCUSSED with Mr. Matheson, Scientific Investigation Division.

Commissioner Ochi moved, seconded by Commissioner Skobin, to APPROVE the above matter. Unanimously APPROVED.

**8-E. DEPARTMENT'S REPORT ACCEPTED**

DEPARTMENT'S REPORT, dated May 31, 2005, relative to an 18-month evaluation of all available ammunition which was completed by the Firearms Training Unit - authorized handgun ammunition for the Los Angeles Police Department, as set forth. [BPC #05-0194]

Recommendation(s) for Board action:

1. MOTION to ACCEPT the Department's report.

Commissioner Alarcon moved, seconded by Commissioner Ochi, to ACCEPT the above matter. Unanimously APPROVED.

**8-F. DEPARTMENT'S REPORT ADOPTED**

DEPARTMENT'S REPORT, dated June 9, 2005, relative to adopting the District Attorney's Protocol for Referral of Allegations of Criminal Misconduct in cases of alleged police misconduct, as set forth. [BPC #05-0195]

Recommendation(s) for Board action:

1. MOTION to REVIEW and ADOPT the Department's report.

The above matter was REVIEWED with Commander Lillo, Internal Affairs Group and Robert Doyle and Dominick Rivetti from the District Attorney's Office.

The following person addressed the Board:

Tut Hayes.

The public hearing was closed.

Commissioner Skobin moved, seconded by Commissioner Alarcon, to ADOPT the above matter. Unanimously APPROVED.

**8-G. OFFICE OF THE INSPECTOR GENERAL'S REPORT APPROVED – TRANSMIT TO PUBLIC SAFETY COMMITTEE**

OFFICE OF THE INSPECTOR GENERAL'S REPORT, dated June 8, 2005, relative to Consent Decree Compliance and Remedial Efforts to attain compliance within the Office of the Inspector General, as set forth. [BPC #05-0187]

Recommendation(s) for Board action:

1. MOTION to APPROVE the Office of the Inspector General's Report.
2. MOTION to TRANSMIT to the Public Safety Committee.

The above matter was DISCUSSED with Inspector General Birotte.

Commissioner Ochi moved, seconded by Commissioner Alarcon, to APPROVE and TRANSMIT the above matter. Unanimously APPROVED.

#### **8-H. DEPARTMENT'S REPORT ACCEPTED**

DEPARTMENT'S REPORT, dated June 3, 2005, relative to the Grobeson, et al., v. City of Los Angeles – Fiscal Year 2003/2004 Compliance report, as set forth. [BPC #05-0192]

Recommendation(s) for Board action:

1. MOTION to ACCEPT the Department's report.

The above matter was DISCUSSED with Mr. Chaleff, Consent Decree Bureau.

The Board INSTRUCTED the Department to notify the Gay and Lesbian Law Enforcement Association and Hunter-LaLey whenever a compliance report regarding the above matter is aegendized and to forward a copy of the pertinent report to the entities listed above.

Commissioner Alarcon moved, seconded by Commissioner Ochi, to ACCEPT the above matter. Unanimously APPROVED.

### **9. PUBLIC COMMENT PERIOD**

The following persons addressed the Board on general issues:

Frances Bloom, Tut Hayes, and Sandra Munz.

The public hearing was closed.

At this time, Ms. Valenzuela announced that the Board would recess to Closed Session to discuss Item Nos. 10-A and 10-D, in accordance with the appropriate Government Code Sections.

### **10. CLOSED SESSION ITEMS**

#### **10-A. REVIEWED – UPDATE GIVEN**

PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/RELEASE/PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action relative to investigation concerning Complaint File No. 03-2439. Government Code Section 54957.6.

1. Lieutenant II





