

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

**REGULAR MEETING – TUESDAY, JANUARY 13, 2004**

The Board of Police Commissioners of the City of Los Angeles convened in regular session Tuesday, January 13, 2004, at 9:53 a.m., in Room 146, Parker Center, Los Angeles. On calling the roll, the following members were present: Commissioners Cunningham III, Skobin, Caruso, Ochi, and Saucedo. President Cunningham presiding. Commissioner Caruso arrived late.

PRESENT: William J. Bratton, Chief of Police  
Daniel R. Koenig, Executive Director  
Mark Burton, Senior Assistant City Attorney  
Julie Valenzuela, Commission Executive Assistant  
Denise Herft, Hearing Reporter  
Officer Deborah Nichols, Sergeant-at-Arms  
Detective Kimberly Brunson, Sergeant-at-Arms

**1. APPROVAL OF MINUTES – NONE.**

**2. REPORT OF CHIEF OF POLICE**

Chief Bratton gave the Department's "weekly crimes year to date" statistical report for the period ending January 10, 2004

Chief Bratton announced that at a community event tomorrow, the Department and the Mayor would announce projected crime reduction targets for 2004.

Chief Bratton reported that he had attended a two day National Gang Conference, which was jointly sponsored with the FBI at the Marriott Hotel.

Chief Bratton announced that there will be two additional Community Oriented Policing Services (COPS) funded gang conferences, which he is hoping that City Council will give funding authorization for.

President Cunningham inquired about another conference that would be held in November. Chief Bratton stated that the conference in question would be the annual International Association of Chiefs of Police which he anticipates would bring anywhere from 20,000 to 25,000 people to Los Angeles.

Chief Bratton stated that because of the hard freeze status, there were currently no promotions and that the Department was only authorized attrition hiring.

Chief Bratton also stated that the terrorist alert is nationally at "yellow" level. However, the City is currently at a "bright yellow" level with significant security at the Los Angeles International Airport as well as selected critical incident sites throughout the City.

### **3. COMMISSION BUSINESS**

President Cunningham acknowledged the Robert Jimenez, President, Dr. Jordan, Gloria Jordan, and Martha Cisneros representing Boyle Heights Neighborhood Council who presented Commissioner Saucedo with a plaque for her outstanding service to the community.

President Cunningham stated that he had attended the first graduating class of 2004 at the police academy. He also stated that five of the graduates were female.

Commissioner Ochi requested placement of the Hate Crimes Unit on the agenda for the next Commission meeting.

Commissioner Saucedo requested the placement of charitable giving (ethical and non-ethical) to be placed on the agenda for the next Commission meeting.

### **4. INFORMATION – FILED ITEMS**

Information items on file, submitted for the period ending January 9, 2004.

RECEIVED and FILED.

### **5. CONSENT AGENDA ITEMS**

#### CHIEF OF POLICE RECOMMENDS FOR BOARD ACTION

Commissioner Caruso moved, seconded by Commissioner Skobin, to APPROVE Item Nos. 5-A through 5-F. Unanimously APPROVED.

#### **5-A. – VARIANCE – RETROACTIVELY APPROVED**

Retroactively APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from Renkow Mechanical, Inc., to permit nighttime construction on Thursday, December 4, 2003, from 9:00 p.m. to 11:00 p.m. only, at 12100 West Olympic Boulevard, as set forth.

[BPC #04-0003]

#### **5-B. VARIANCE – RETROACTIVELY APPROVED**

Retroactively APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from Right of Way Inc. to permit nighttime construction on Thursday, December 4, 2003, from 9:00 p.m. to 5:00 a.m. only, at 12100 West Olympic Boulevard, as set forth. [BPC #04-0004]

**5-C. VARIANCE – RETROACTIVELY APPROVED**

Retroactively APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from the Department of Water and Power to permit nighttime construction from 9:00 p.m. to 5:30 a.m., Monday through Thursday, which began on November 24, 2003 and was completed on November 27, 2003 for the work site located at 844 South Broadway, as set forth.

[BPC #04-0005]

EXCECUTIVE DIRECTOR RECOMMENDS FOR BOARD ACTION

**5-D. APPROVED – TRANSMIT TO MAYOR AND CITY COUNCIL**

DISCUSS and APPROVE staff's report regarding the need for issuance of badges to members of Boards and Commissions and TRANSMIT this report to the Mayor and City Council, as set forth.

[BPC #03-0581]

**5-E. FIREARMS/AMMUNITION SALES POLICE PERMIT - APPROVED**

APPROVE an application for a Firearms/Ammunition Sales Police Permit from Mr. Henry Song, as set forth.

**5-F. FIREARMS/AMMUNITION SALES POLICE PERMIT – APPROVED**

APPROVE an application for a Firearms/Ammunition Sales Police Permit from Mr. Victor Arriola, as set forth.

**6. REGULAR AGENDA ITEMS**

COMMISSION SUBMITS FOR INFORMATION/ACTION

**6-A. DISCUSSED**

DISCUSSION of Mayor's Executive Directive No. MO-1, "Commissioners Participation in Contract Evaluation," as set forth.

The above matter was DISCUSSED with Saul Romo, Police Commission, Policy Group.

At this time, the Board recessed its Regular Meeting to go into the Special Meeting.

The Board resumed its Regular Meeting at 10:18 a.m.

**6-B. APPROVED – TRANSMIT TO MAYOR AND CITY COUNCIL**

REVIEW and APPROVE in substance the Prototype Contract for Official Police Garages (OPG), TRANSMIT the Prototype Contract to the Mayor and City Council for their approval, REQUEST that the President of the Board of Police Commissioners be AUTHORIZED to execute individual OPG contracts, as set forth.

The above matter was REVIEWED with Detective Dan Debellis, Official Police Garage Coordinator, Mr. Romo, Police Commission, Policy Group, Ms. Gonzales-Kimbrough, Deputy City Attorney, and David Michaelson, City Attorney's Office.

The following persons addressed the Board:

Robert Ring, Eric Nishizawa, and Jim Curry.

The public hearing was closed.

Commissioner Caruso moved, seconded by Commissioner Saucedo, to APPROVE and TRANSMIT the Prototype Contract for Official Police Garages to the Mayor and City Council. Unanimously APPROVED.

**6-C. ENTIRE MATTER CONTINUED TO JANUARY 27, 2004**

VERBAL PRESENTATION by the Department and Office of the Inspector General on its handling of Out-of-State Personnel Complaint Investigations.

CHIEF OF POLICE SUBMITS FOR BOARD INFORMATION/ACTION

**6-D. APPROVED – TRANSMIT TO MAYOR AND CITY COUNCIL**

APPROVE and TRANSMIT to the Mayor and City Council, a request to approve the Training portion of the Narcotics Analysis Laboratory Trust Fund Expenditure Plan No. 11, which would reflect budgetary allocations made for Fiscal Year 2002/2003 totaling \$150,000.00 for training of personnel assigned to Scientific Investigation Division, as set forth. [BPC #03-0572]

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

**6-E. APPROVED – TRANSMIT TO MAYOR AND CITY COUNCIL – AUTHORIZE CHIEF OF POLICE**

APPROVE and TRANSMIT to the Mayor and City Council, a sole source professional services contract with TLC Veterinary Centers, Inc., dba TLC Pet Medical Centers to provide canine veterinary services and AUTHORIZE the Chief of Police to execute this contract, as set forth.

[BPC #03-0573]

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

**6-F. REVIEWED - APPROVED**

REVIEW and APPROVE the Department's report regarding the Mobile Digital Terminal Audit, as set forth.

[BPC #03-0577]

Commissioner Caruso moved, seconded by Commissioner Saucedo, to APPROVE the above matter. Unanimously APPROVED.

At this time, Item Nos. 6-G and 6-I were taken up.

**6-G. REVIEWED – APPROVED IN OPEN SESSION – (SEE DETAILED MINUTES FOLLOWING)**

CONTINUED FROM 01/06/04

REVIEW and APPROVE the Department's report of Criminal Cases Submitted to Prosecutors for Review, Second Quarter 2003, as set forth. (Also Calendared as Item No. 8-B in Closed Session)

[BPC #03-0410]

**6-I. REVIEWED – APPROVED IN OPEN SESSION – (SEE DETAILED MINUTES FOLLOWING)**

CONTINUED FROM 01/06/04

REVIEW and APPROVE the Inspector General's report of Criminal Cases Submitted to Prosecutors for Review, Second Quarter 2003, as set forth. (Also Calendared as Item No. 8-B in Closed Session)

[BPC #03-0410]

The above matters were discussed with Inspector General Birotte and Deputy Chief Berkow, Professional Standards Bureau.

Commissioner Caruso moved, seconded by Commissioner Ochi, to APPROVE Item Nos. 6-G and 6-I. Unanimously APPROVED.

**6-H. DISCUSSED – TRANSMIT TO MAYOR AND CITY COUNCIL**

CONTINUED FROM 01/06/04

DISCUSS and TRANSMIT a request for approval to the Mayor and City Council, of a legislative proposal to be included in the City's 2004-2005 Legislative Program regarding an amendment to the vehicle registration procedures to mirror that of New York's, which requires a new owner to appear at the DMV within two business days of purchasing the vehicle, complete the paperwork, and receive the license plates. [BPC #03-0542]

The above matter was DISCUSSED with Captain McCarthy, Special Operations Support Division.

Commissioner Caruso moved, seconded by Commissioner Skobin, to TRANSMIT the above matter to the Mayor and City Council for their approval. Unanimously APPROVED.

INSPECTOR GENERAL SUBMITS FOR BOARD INFORMATION/ACTION

**6-J. PRESENTATION GIVEN**

VERBAL PRESENTATION on Status of the Rampart Blue Ribbon Panel.

A verbal presentation regarding the above matter was given by Inspector General Birotte.

The Board INSTRUCTED Inspector General Birotte, to report back after the Public Safety Committee meeting.

**7. PUBLIC COMMENT PERIOD**

None. The public hearing was closed.

At this time, Ms. Valenzuela announced that the Board would recess to Closed Session to discuss Item Nos. 8-A through 8-C, pursuant to the appropriate Government Code Sections.

**8. CLOSED SESSION ITEMS**

8-A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer Involved Shootings, Law Enforcement Related Injuries, and other personnel matters. Government Code Section 54957.

**8A-1. DISCUSSED - ADOPTED**

- |    |                |  |
|----|----------------|--|
| 1. | LEARD #A004-03 | One Police Officer III<br>Three Police Officers II<br>One Police Officer I |
|----|----------------|--|

**8-B. DISCUSSED – ADOPTED IN OPEN SESSION**

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION.** Discussion regarding the Commission's assessment of the appropriateness of the Chief of Police's actions on the Department's report of Criminal Cases Submitted to Prosecutors for Review, Second Quarter 2003, and the Inspector General's analysis of this report. Government Code Section 54957. (Also Calendared as Item Nos. 6-G and 6-I in Open Session) [BPC #03-0410 and 03-0410A]

**8-C. DISCUSSED**

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION.** Government Code Section 54957.

1. Chief of Police
2. Executive Director
3. Inspector General

**9. ADJOURNMENT**

The Board reconvened in Open Session to announce its decision regarding matters considered in Closed Session.

A motion of adjournment at 11:15 a.m. was made by Commissioner Caruso, seconded by Commissioner Skobin. Unanimously ADOPTED.

ATTEST:

\_\_\_\_\_  
President

\_\_\_\_\_  
Board Secretary

NOTE: For more detailed information, a certified transcript of this meeting is included as part of the permanent record of these proceedings.