

LOS ANGELES POLICE DEPARTMENT
150 N. Los Angeles Street, Room 150, Parker Center

AGENDA

BOARD OF POLICE COMMISSIONERS
REGULAR MEETING

9:30 A.M., TUESDAY, FEBRUARY 5, 2002

Location of Meeting: Board of Police Commissioners Boardroom
Parker Center, Room 146

Commissioners: Rick J. Caruso, President
Rose Ochi, Vice-President
Herbert F. Boeckmann, II
David Cunningham, III
Silvia Saucedo

Members of the public are invited to address the Board of Police Commissioners on any item of the agenda prior to action by the Board on that specific item. Public comment on matters appearing on the printed agenda will be limited to one (1) minute per individual for each item addressed, unless this limitation is waived by the President of the Board. 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.

Members of the public may also address the Board on any matter within the subject matter jurisdiction of the Board. The Board as the last item of regular business will entertain such comments. If a member of the public has not previously addressed the Board during the meeting on another item of business, public comment will be limited to three (3) minutes per individual. If a member has already spoken to items on the printed agenda, public comment will be limited to two (2) minutes per individual, unless the President of the Board waives this limitation.

Members of the public are urged to complete a Request to Address the Board of Police Commissioners form and submit it to the Board Secretary prior to commencement of the public meeting. The request forms 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 request form 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.

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. REPORT OF THE CHIEF OF POLICE

- **SIGNIFICANT INCIDENTS**
- **CRIME STATISTICS**

2. COMMISSION BUSINESS

- **MEETINGS/EVENTS ATTENDED**
- **CONSIDERATION OF FUTURE AGENDA ITEMS**

3. INFORMATION - FILED ITEMS

- A. Information items on file, as submitted for the period ending February 1, 2002.

4. CONSENT AGENDA ITEMS

The 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 designed 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.

1. CHIEF OF POLICE RECOMMENDS FOR BOARD ACTION

- A. Retroactive approval of a permit application from Keller Builders for a variance to Los Angeles Municipal Code 41.40 to permit nighttime construction from 2:00 a.m. to 10:30 a.m., Monday through Thursday, which began December 12, 2001, and completed on December 27, 2001, at the work site located on 92nd Street, as set forth.
- B. Retroactive approval of a permit application from Metropolitan Transportation Authority for a variance to Los Angeles Municipal Code 41.40 to permit nighttime construction from 9:00 p.m. to 5:00 a.m., Monday through Sunday, which began December 17, 2001, and completed on December 22, 2001, at the work site located on First Street, between Cummings Street and Breed Street, and Second Street between Cummings Street and Breed Street, as set forth.
- C. Retroactive approval of a permit application from Bureau of Street Lighting for a variance to Los Angeles Municipal Code 41.40 to permit nighttime construction from 8:00 p.m. to 4:00 a.m., Monday through Thursday, which began December

26, 2001, and completed on January 17, 2002, at the work site located on Broadway between 11th Street and Aliso Street, as set forth.

- D. Retroactive approval of a permit application from Traffic Management, Inc. for a variance to Los Angeles Municipal Code 41.40 to permit nighttime construction from 9:00 p.m. to 7:00 a.m., Monday through Friday, which began February 2, 2002, and scheduled to complete by April 2, 2002, at the work site located at 4650 W. Sunset Boulevard between North Vermont Avenue and Rodney Drive, as set forth.
- E. Approval and acceptance of the solicited donation of a facsimile machine valued at \$299.58 from the Los Angeles Police Reserve Foundation for use by the Reserve Coordination Section, as set forth.

REGULAR AGENDA ITEMS

5. CHIEF OF POLICE SUBMITS FOR BOARD INFORMATION/ACTION

- A. Approval and transmittal to the Mayor and City Administrative Officer of the Department Goals for Fiscal Year 2002/2003, as set forth.
- B. Approval of the Chief of Police's travel request and absence from the City from February 10 through February 14, 2002, to participate in the Major Cities Chiefs Winter Conference in San Antonio, Texas and the designation of Deputy Chief J. I. Davis as acting Chief of Police in his absence.
- C. CONTINUED FROM 12/11/01
Discussion and possible Board action regarding the Confidential Informant Manual, as set forth in Paragraphs 110 and 108 of the Consent Decree.
- D. CONTINUED FROM 12/11/01
Discussion and possible Board action on the process in which the Board ultimately reviews Categorical Use of Force incidents, which were handled as criminal or misconduct cases in compliance with Consent Decree Paragraphs 67 and 142.

6. MISCELLANEOUS ITEMS FOR BOARD INFORMATION

- A. Discussion of the City Attorney's Opinion regarding City Charter Section 575 – Appointment and Removal of the Chief of Police – and the reappointment process.
- B. Discussion of the City's status report on the implementation of the Consent Decree.

7. INSPECTOR GENERAL SUBMITS FOR BOARD INFORMATION/ACTION

- A. Report on the Monthly Activity Report – December 2001.

- B. Discussion and approval of proposed modification on the Police Commission policy concerning the submission timelines for Categorical Use of Force Reports.
- C. Discussion and approval of the Office of the Inspector General Categorical Use of Force Rollout Protocol as set forth in the Police Commission policy and the Consent Decree.
- D. Discussion and approval of the Revised Office of the Inspector General Consent Decree Implementation Plan.

8. PUBLIC COMMENT PERIOD

Comments from the public on non-agenda items that is of public interest within the Board's subject matter jurisdiction.

9. CLOSED SESSION

- A. Discussion and possible Board action on Public Employee Performance Evaluation - Review of Officer-Involved Shootings and other personnel matters. Government Code Section 54957.

- 1. OIS #008-01 One Detective I
- 2. LERI #A005-01 One Police Officer III
- 3. OIS #013-01 Three Police Officers III
Two Police Officers II
- 4. LERI #A009-01 Two Police Officers II
- 5. LERI #A011-01 One Sergeant I
One Police Officer III
Three Police Officers II

- B. CONTINUED FROM 01/22/02
Discussion and reconsideration of Public Employee Performance Evaluation – Review of Officer-Involved Shootings and other personnel matters. Government Code Section 54957.

- 1. OIS #014-99 Two Police Officers II

- C. Discussion of additional information regarding investigation of a Public Employee Performance Evaluation – Review of Officer-Involved Shootings and other personnel matters. Government Code Section 54957.

- 1. OIS #36-98 One Police Officer II

- D. Discussion and possible Board action on a request for the Board to reconsider its decision concerning a Public Employee Performance Evaluation – Review of Officer-Involved Shootings. Government Code Section 54957.
1. OIS #00-074 One Police Officer III
- E. CONTINUED FROM 01/22/02
Discussion and possible Board action on Public Employee Performance Evaluation/Public Employee Discipline, Dismissal or Release/Complaint or Charges regarding retaliation investigation. Government Code Section 54957.
1. Commander
 2. Sergeant II
- F. CONTINUED FROM 01/08/02
Discussion of Public Employee Performance Evaluation regarding the Commission's assessment of the appropriateness of the actions of the Chief of Police concerning Sting Audits as set forth in Paragraphs 97 and 127 of the Consent Decree.
1. Chief of Police
- G. CONTINUED FROM 01/08/02
Discussion of Public Employee Performance Evaluation and other personnel matter. Government Code Section 54957.
1. Chief of Police

The Board will reconvene in Open Session to announce its decision, if any, regarding matters considered in Closed Session.

10. 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 maybe obtained by calling the Office of the Secretary, Police Commission, at (213) 485-3531 (TDD 213/485-9818), after 9:30 a.m., Friday, February 1, 2002.

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.