
AGENDA



BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

TUESDAY, MARCH 16, 2004

9:30 A.M.

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

Commissioners: David S. Cunningham, III, President
Alan J. Skobin, Vice President
Rick J. Caruso
Rose Ochi
Silvia Saucedo

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 one (1) minute per individual for each item addressed, unless this limitation is 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 MINUTES FOR:.

- Continuation Meeting March 25, 2002

2. REPORT OF THE CHIEF OF POLICE

- Significant Incidents
- Crime Statistics
- Recruitment/Reinstatement/Reassignment of Officers

3. COMMISSION BUSINESS

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

4. INFORMATION – FILED ITEMS

- A. Information items on file, as submitted for the period ending March 12, 2004.

5. 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. DENY a request for variance to Los Angeles Municipal Code Section 41.40 from Tait and Associates, Inc., for nighttime construction at the proposed work site of 1636 West 25th Street, as set forth. [BPC #04-0064]
- B. APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from the Bureau of Street Services for nighttime construction beginning on Monday, February 23, 2004 from 9:00 p.m. to 6:00 a.m., and will be completed on February 27, 2004 for the work located on Hope Street from Temple Street to First Street; and Los Angeles Street from Eight Street to Olympic Boulevard, as set forth. [BPC #04-0072]
- C. Retroactively APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from Atlas Underground, Inc., for a nighttime construction permit which began on Wednesday, January 28, 2004 from 9:00 p.m. to 5:00 a.m., and is scheduled for completion on Saturday, February 28, 2004 for the work site located at 700 South Los Angeles Street, as set forth. [BPC #04-0073]

- D. Retroactively APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from Rheeline, Inc. for a nighttime construction permit from 7:00 p.m. to 4:00 a.m. which began on March 1, 2004 and was completed on Friday, March 5, 2004 at the intersection of East Olympic Boulevard and Lorena Street south to Emery Street, as set forth. [BPC #04-0084]
- E. Retroactively APPROVE a request for variance to Los Angeles Municipal Code Section 41.40 from Steiny and Company, Inc. for a nighttime construction permit from 9:00 p.m. to 5:00 a.m., which began on Tuesday, February 17, 2004 and is scheduled to be completed by Friday, April 23, 2004 for the work site located on Hollywood Boulevard from Sycamore Avenue to Gower Street, and Vine Street from Sunset Boulevard to Yucca Street, as set forth. [BPC #04-0085]

6. REGULAR AGENDA ITEMS

- A. RECEIVE AND FILE the Chief's Activity Report for the month of December 2003, as set forth. [BPC #04-0081]
 - B. RECEIVE AND FILE the Inspector General's Activity Report for the month of January 2004, as set forth. [BPC #04-0080]
 - C. APPROVE and TRANSMIT to the City Council and City Controller, the Department's Supplemental Police Account Quarterly report (October through December 2003), as set forth. [BPC #04-0075]
 - D. REVIEW and APPROVE the Department's Foreign Language Audit, Third Quarter, Fiscal Year 2003/04, in compliance with Paragraph 124 of the Consent Decree, as set forth. [BPC #04-0074]
 - E. REVIEW and APPROVE a Department report recommending the acceptance of donations and expenditure of those donations for Police Dispatchers Week (April 11 to 17, 2004) and TRANSMIT this report to the Mayor and City Council for their approval.
- CONTINUED FROM 03/02/04
- F. Board DISCUSSION regarding strategies and options to fund additional police officers and a PRESENTATION by Sheriff Lee Baca on the Los Angeles County Public Safety and Homeland Security Sales Tax Initiative.
- CONTINUED FROM 03/02/04
- G. Board DISCUSSION and PRESENTATION on pension, compensation, and other benefits for the family of an officer who is killed or permanently disabled on duty or off duty, including a presentation from Mr. Ed Griffiths, Assistant General Manager, Police and Fire Pensions Department.

CONTINUED FROM 08/26/03

- H. REVIEW and APPROVE the Department's Ethics Enforcement Section Quarterly report, Second Quarter 2003 and the Inspector General's analysis of this report, in compliance with Paragraphs 127, 135, and 143 of the Consent Decree, as set forth. (Also Calendared as Item No. 8-E in Closed Session) [BPC #03-0341 and #03-0341A]
- I. REVIEW and APPROVE the Department's Ethics Enforcement Section Quarterly Report, Third Quarter 2003, and the Inspector General's analysis of this report, in compliance with Paragraphs 127, 135, and 143 of the Consent Decree, as set forth. (Also Calendared as Item No. 8-F in Closed Session) [BPC #03-0511 and #03-0511A]
- J. REVIEW and APPROVE the Department's Motor Vehicle and Pedestrian Stop Data Collection Audit, Fourth Quarter, Fiscal Year 2002/03 and the Inspector General's analysis of this report, pursuant to Paragraph 135 of the Consent Decree, as set forth. [BPC #03-0379 and #03-0379A]
- K. APPROVE and TRANSMIT to the Mayor and City Council, the Department's request for City Council to enact an ordinance(s) that would allow Police Officers, at their own expense, to be issued a flat badge and to purchase their old badge upon promotion, as set forth. [BPC #04-0086]
- L. APPROVE and TRANSMIT to the Mayor and Public Safety Committee, the Department's progress report regarding review of the retaliation investigation process, as set forth. [BPC #04-0089]
- M. REVIEW and APPROVE a Commission staff report on implementation of the new Adult Entertainment Ordinance, CONTINUE to delegate Adult Entertainment Permit matters to the Police Permit Review Panel; and, FORWARD this report to the Mayor and City Council, as set forth.

CONTINUED FROM 03/02/04

- N. Verbal report from Commission staff on whether or not the Chief Legislative Analyst obtained subscriber lists from the alarm industry.

CONTINUED FROM 03/02/04

- O. Verbal report from Commission staff on the Police Department moving into temporary quarters and the location of the new Police Headquarters Facility.

7. PUBLIC COMMENT PERIOD

8. CLOSED SESSION ITEMS

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

- 1. K-9 #A007-03 One Police Officer III
- 2. ICD #A008-03

3. OIS #016-03 One Police Officer III
One Police Officer II
4. K-9 #A010-03 One Police Officer III
5. OIS #021-03 One Police Officer II
6. OIS #022-03 Two Police Officers II
7. A-D #017-03 Three Police Officers III
One Police Officer I
8. A-D #018-03 One Sergeant I
One Police Officer III
Four Police Officers II

B. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – 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. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Review of Officer Involved Shootings and other personnel matters, in compliance with Paragraph 67 of the Consent Decree. Government Code Section 54957

1. OIS #019-03 One Police Officer II

D. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE - PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Discussion and possible Board action regarding Complaint File No. 03-0957, in compliance with Paragraph 67 of the Consent Decree. Government Code Section 54957.

1. Police Officer II

CONTINUED FROM 08/26/03

E. PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Commission’s assessment of the appropriateness of the actions of the Chief of Police concerning the Department’s Ethics Enforcement Section Quarterly Report, Second Quarter 2003 and the Inspector General’s review of this report, in compliance with Paragraphs 127, 135, and 143 of the Consent Decree. (Also Calendared as Item No. 6-H) [BPC #03-0341 and #03-0341A]

F. PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Commission’s assessment of the appropriateness of the actions of the Chief of Police concerning the Department’s Ethics Enforcement Section Quarterly Report, Third Quarter 2003 and the Inspector General’s review of this report, in compliance with Paragraphs 127, 135, and 143 of the Consent Decree. (Also Calendared as Item No. 6-I) [BPC #03-0511 and #03-0511A]

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

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

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

9. 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, March 12, 2004.

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.