

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, SEPTEMBER 25, 2001

Location of Meeting: Board of Public Works Hearing Room
Room 350, City Hall

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

- A. Report on recruitment efforts - advertising strategies.

3. INFORMATION - FILED ITEMS

- A. Information items on file, as submitted for the period ending September 21, 2001.

4. CONSENT AGENDA

The Consent Agenda consists of items 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. Deny the permit application of The McCarty Company LLC for variance to Los Angeles Municipal Code 41.40 to permit nighttime construction at the work site located on Hollywood Boulevard, west of Highland Avenue, as set forth.
- B. Retroactively approve request from Cable Engineering Services for a variance to Los Angeles Municipal Code 41.40 to permit nighttime construction from 8:00 p.m. to 7:00 a.m., Monday through Friday, which began August 20, 2001, and scheduled to complete by September 30, 2001, at the work site located on Wilshire Boulevard, from Western Avenue to Hobart Boulevard, as set forth.

2. MINUTES - None.

REGULAR AGENDA

5. CHIEF OF POLICE RECOMMENDS FOR BOARD ACTION

- A. Approval and transmittal to the City Council of a Request for Payment of Reward Offer on City Council File No. 98-0010-S34, as set forth.
- B. Approval and transmittal to the Office of the Mayor of a Second-Year of the 911/877 ASK-LAPD Public Education Campaign.
- C. Approval of report regarding compliance with Consent Decree Paragraphs 80, 81, 84, 86 and 87 implementation, as set forth.
- D. Approval of report regarding compliance with Consent Decree Paragraph 109 implementation, as set forth.
- E. Approval of report regarding compliance with Consent Decree Paragraphs 65, 66, 68, 69, and 136 implementation, as set forth.
- F. Discussion and report from the Department regarding the implementation of the Senior Lead Officer program.
- G. CONTINUED FROM 09/18/01
Report from the Department on language policy implementation and presentation by individual members of the Asian Pacific Islander Police Advisory Council concerning language policies and results of a survey conducted by members of the community on the response of the Los Angeles Police Department station calls to persons speaking Asian language

6. MISCELLANEOUS

- A. Discussion and approval of the concept of having a flexible work schedule for LAPD as presented by Office of the Mayor on September 18, 2001.
- B. CONTINUED FROM 09/18/01
Discussion and report from the Department regarding Department policy, the Hollywood incident, and recommendation from the Rampart Independent Review Panel relative to Special Order No. 40.

- C. Discussion and consideration of the recommendations to change the Chief of Police's annual evaluation form to conform to the new requirements mandated by the Consent Decree.
- D. Discussion regarding the recordation of disagreement relative to Categorical Use of Force decisions.

7. INSPECTOR GENERAL SUBMITS FOR BOARD INFORMATION

- A. Report on the Monthly Activity Report - August 2001.
- B. Review of Department's Quarterly Discipline Report.

Establish a practice and procedure that the Commission, no later than 45 days after receipt of the Discipline Report, following consultation with the Chief of Police and review of the Inspector General report, to review the Discipline Report and document the Commission's assessment of the appropriateness of the actions of the Chief of Police described in the Discipline Report. With respect to Categorical Uses of Force (as defined in the Consent Agreement), such assessment and documentation shall be made for each officer whose conduct was determined to be out of policy by the Commission. Such assessment and documentation shall be considered as part of the Chief's annual evaluation. (Consent Decree paragraph. 89)

Discussion and action of the Inspector General's recommendations regarding the Review of Department's Quarterly Discipline Report for the second quarter.

1. The report's focus on disciplinary cases closed and input into the Department's computer database rather than on discipline imposed during the quarter;
2. The level of detail included in the monthly report on the administration of internal discipline;
3. The accessibility or degree to which the Commission meaningfully can evaluate the Chief's exercise of discretion with respect to discipline decisions from the data provided. In other words, does the report facilitate the Commission making an evaluation whether the Chief's discipline decisions reflect the values and priorities of the Commission; and

4. Whether the Commission will document in some formal fashion that it has in fact assessed and evaluated the report and consulted with the Chief on the appropriateness of his actions.

The Board may continue this in Closed Session. (Ref. Item 9-D)

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 of Public Employee Performance Evaluation - Review of Officer-Involved Shootings and other personnel matters. Government Code Section 54957.

1. OIS #066-00 Two Police Officer II's
2. OIS #073-00 One Police Officer III

- B. CONTINUED FROM 09/18/01
Discussion of Public Employee Performance Evaluation/Public Employee Discipline, Dismissal, or Release/Complaint or Charges Against Public Employee pursuant to Government Code Section 54957.

1. Chief of Police

- C. CONTINUED FROM 09/18/01
Discussion of Public Employee Performance Evaluation/Public Employee Discipline, Dismissal or Release regarding report of the Office of Inspector General relative to OIS #49-00. Government Code Section 54957.

1. Inspector General

- D. Discussion of Public Employee Performance Evaluation regarding the Commission's assessment of the appropriateness of the actions of the Chief of Police on the Quarterly Report for the second quarter. Government Code Section 54957. (Ref: Item 7B - Open Session)

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, September 21, 2001.

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