

**CITY OF LONG BEACH
CITIZEN POLICE COMPLAINT
COMMISSION AGENDA**

**THURSDAY, OCTOBER 12, 2017
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER, 5:30 PM**

Miles Nevin, Chair
Suely Saro, Vice Chair
Leonard Adams Jr., Commissioner
Raúl A. Añorve, Commissioner
B. Terhune (Terry) Beebe, Commissioner



Christian Cooper, Commissioner
Desmond Fletcher, Commissioner
Rianne Howard, Commissioner
Richard Lindemann, Commissioner

Anitra Dempsey, Executive Director

CALL TO ORDER

ROLL CALL

CONSENT CALENDAR

1. 17-064CP Recommendation to receive, file and close the following cases due to lack of evidence and/or witness cooperation or staff recommendation:

<u>CPCC NO.</u>	<u>ALLEGATION(S)</u>
16-221	Use of Force
16-182	Use of Force
16-202	Harassment
16-229	Failure to Take Action
16-247	Unbecoming Conduct
16-245	Unbecoming Conduct
16-197	Failure to Care for Property
16-237	Unbecoming Conduct
16-206	Dishonesty
15-248	Unbecoming Conduct
16-211	Use of Force
15-132	Use of Force & Failure to Care for Property
16-249	Use of Force
16-212	Profanity
16-193	Unbecoming Conduct, Failure to Care for Property, Failure to Take Action & Use of Force

(Agenda Item No. 1 Continued on Page 2.)

<u>CPCC NO.</u>	<u>ALLEGATION(S)</u>
16-186	Unbecoming Conduct
16-217	Unbecoming Conduct
17-081	Unbecoming Conduct
16-226	Unbecoming Conduct & Profanity

Suggested Action: Approve recommendation.

REGULAR AGENDA

2. 17-065CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting held Thursday, September 14, 2017.

Suggested Action: Approve recommendation.

3. 17-066CP Recommendation to receive and file City Manager's Report.

Suggested Action: Approve recommendation.

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK

Opportunity to address the Commission (on non-agenda items) is given to the first 10 persons who submit Speaker Cards to the City Clerk prior to 5:30 p.m. Each speaker is allowed three (3) minutes to make their comments unless that time is extended by the Chair.

EXECUTIVE DIRECTOR'S REPORT

REMARKS FROM THE CHAIR AND COMMISSIONERS

RECESS TO CLOSED SESSION

Recess to Closed Session in the Council Lounge, pursuant to Section 54957 of the California Government Code, for the purpose of consideration of personnel discipline matters.

RECONVENE FROM CLOSED SESSION

4. 17-067CP Recommendation to receive Commission's vote and refer findings to the City Manager.

Suggested Action: Approve recommendation.

PUBLIC COMMENT

Opportunity is given to those members of the public who have not addressed the Commission on non-agenda items. Each speaker is limited to three (3) minutes unless extended by the Chair.

ADJOURNMENT

I, Jonathan Nagayama, City Clerk Specialist, certify that the agenda was posted not less than 72 hours prior to the meeting.

NOTE: The Citizen Police Complaint Commission agenda, supporting documents and a video recording of the meeting are available on the Internet at longbeach.legistar.com. Agenda items may also be reviewed in the Office of the City Clerk. Persons interested in obtaining an agenda via-email should subscribe to the City of Long Beach LinkLB System at www.longbeach.gov/linklb.

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**CITY OF LONG BEACH
CITIZEN POLICE COMPLAINT
COMMISSION MINUTES**

**THURSDAY, SEPTEMBER 14, 2017
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER, 5:30 PM**

Miles Nevin, Chair
Suely Saro, Vice Chair
Leonard Adams Jr., Commissioner
Raúl A. Añorve, Commissioner
B. Terhune (Terry) Beebe, Commissioner



Christian Cooper, Commissioner
Desmond Fletcher, Commissioner
Rianne Howard, Commissioner
Richard Lindemann, Commissioner

Anitra Dempsey, Executive Director

FINISHED AGENDA & DRAFT MINUTES

CALL TO ORDER (5:30 PM)

At 5:30 PM, Vice Chair Saro called the meeting to order.

ROLL CALL (5:31 PM)

Commissioners Leonard Adams Jr., Raúl Añorve, Beekman "Terry" Beebe,
Present: Christian Cooper, Desmond Fletcher, Rianne Howard, Richard
Lindemann and Suely Saro

Commissioners Miles Nevin

Absent:

Also present: Anitra Dempsey, Executive Director; Celenia Perez, Special Investigator;
Patrick Weithers, Special Investigator; Monica Kilaita, Deputy City Attorney; Steve Lauricella,
Commander, Long Beach Police Department; Lloyd Cox, Commander, Long Beach Police
Department; Allison Bunma, Sr. City Clerk Analyst.

CONSENT CALENDAR (5:31 PM)

Passed the Consent Calendar

**A motion was made by Commissioner Añorve, seconded by
Commissioner Fletcher, to approve Consent Calendar Item.
The motion carried by the following vote:**

Yes: 8 - Leonard Adams Jr., Raúl Añorve, Beekman "Terry" Beebe, Christian Cooper, Desmond Fletcher, Rianne Howard, Richard Lindemann and Suely Saro

Absent: 1 - Miles Nevin

1. 17-058CP Recommendation to receive, file and close the following cases due to lack of evidence and/or witness cooperation or staff recommendation:

<u>CPCO NO.</u>	<u>ALLEGATION(S)</u>
16-158	Failure to Take Report.
16-200	Use of Force.
17-010	Improper Arrest & Detention.
16-238	Unbecoming Conduct.
16-172	Unbecoming Conduct & Improper Detention.
17-034	Use of Force.
16-222	Use of Force & Profanity.
16-199	Use of Force & Improper Arrest.
16-175	Use of Force.
16-184	Improper Entry & Failure to Care for Property.
17-020	Unbecoming Conduct.
17-045	Unbecoming Conduct.
17-015	Unbecoming Conduct.
17-012	Unbecoming Conduct.
16-174	Improper Arrest.
16-246	Use of Force.
16-196	Unbecoming Conduct.
16-205	Improper Arrest.
15-159	Unbecoming Conduct.
15-152	Use of Force.
15-165	Unbecoming Conduct.
15-162	Unbecoming Conduct.
15-153	Failure to Care for Property.
15-126	Use of Force.
15-141	Use of Force.
16-122	Unbecoming Conduct.
16-209	Unbecoming Conduct & Use of Force.
15-237	Unbecoming Conduct.
16-208	Unbecoming Conduct.
15-164	Unbecoming Conduct.
17-070	Unbecoming Conduct.
16-215	Unbecoming Conduct.

15-115	Harassment.
16-213	Unbecoming Conduct & Use of Force.
15-246	Improper Search.
16-190	Unbecoming Conduct.
16-094	Unbecoming Conduct.
15-100	Misuse of Authority.
15-049	Failure to Take Action.
14-073	Unbecoming Conduct.
15-149	Unbecoming Conduct.
15-160	Improper Search & Unbecoming Conduct.
15-154	Failure to Care for Property.
15-211	Use of Force & Misuse of Authority.
15-005	Failure to Investigate & Unbecoming Conduct.
15-155	Use of Force.
15-156	Unbecoming Conduct.
15-151	Unbecoming Conduct.

A motion was made to approve recommendation on the Consent Calendar.

REGULAR AGENDA (5:33 PM)

2. 17-059CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting held Thursday, August 10, 2017.

A motion was made by Commissioner Beebe, seconded by Commissioner Cooper, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Leonard Adams Jr., Raúl Añorve, Beekman "Terry" Beebe, Christian Cooper, Desmond Fletcher, Rianne Howard, Richard Lindemann and Suely Saro

Absent: 1 - Miles Nevin

3. 17-060CP Recommendation to receive and file City Manager's Report.

Anitra Dempsey, Executive Director, spoke; and introduced Celenia Perez, Special Investigator.

Celenia Perez, Special Investigator, presented the staff report.

A motion was made by Commissioner Cooper, seconded by Commissioner Lindemann, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Leonard Adams Jr., Raúl Añorve, Beekman "Terry" Beebe, Christian Cooper, Desmond Fletcher, Rianne Howard, Richard Lindemann and Suely Saro

Absent: 1 - Miles Nevin

4. 17-063CP Recommendation to receive and file report on CPCC hearings and subpoenas.

Anitra Dempsey, Executive Director, spoke; and introduced Monica Kilaita, Deputy City Attorney.

Monica Kilaita, Deputy City Attorney, presented the staff report.

A motion was made by Commissioner Beebe, seconded by Commissioner Cooper, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Leonard Adams Jr., Raúl Añorve, Beekman "Terry" Beebe, Christian Cooper, Desmond Fletcher, Rianne Howard, Richard Lindemann and Suely Saro

Absent: 1 - Miles Nevin

PUBLIC COMMENT (5:45 PM)

Paulette Morales spoke.

Douglas Dwight Mitchell spoke.

Larry Goodhue spoke.

Maria Hernandez spoke.

Anitra Dempsey, Executive Director, spoke.

EXECUTIVE DIRECTOR'S REPORT (6:00 PM)

Anitra Dempsey, Executive Director, reported on her meeting with Chair Nevin and Vice Chair Saro regarding the priorities of the Commission; announced Commander Lauricella would become the North Division Commander and Commander Cox would be taking over; and announced the location of the November 2017 meeting would be changed.

Vice Chair Saro spoke.

Commissioner Beebe spoke.

Steve Lauricella, Commander, Long Beach Police Department, spoke.

Lloyd Cox, Commander, Long Beach Police Department, spoke.

REMARKS FROM THE CHAIR AND COMMISSIONERS (6:05 PM)

There were no remarks from the Chair or Commissioners.

RECESS TO CLOSED SESSION (6:06 PM)

At 6:05 PM, there being no objection, Vice Chair Saro recessed the meeting to Closed Session.

RECONVENE FROM CLOSED SESSION (9:37 PM)

At 9:37 PM, Vice Chair Saro reconvened the meeting.

ROLL CALL (9:37 PM)

Commissioners Leonard Adams Jr., Raúl Añorve, Christian Cooper, Desmond

Present: Fletcher, Rianne Howard, Richard Lindemann and Suely Saro

Commissioners Beekman "Terry" Beebe and Miles Nevin

Absent:

5. 17-061CP Recommendation to receive Commission's vote and refer findings to

the City Manager.

Vice Chair Saro reported out from Closed Session the following actions taken:

[1] Case No. 16-216 Commissioners voted 8-0 on Allegation No. 1 - Dishonesty for First Officer accused and 7-1 for Second Officer accused;

[2] Case No. 16-235 Commissioners voted 8-0 on Allegation No. 1 - Failure to Care for Property for First, Second and Third Officers accused, and 6-2 on Allegation No. 2 Use of Force for Officer accused;

[3] Case No. 16-194 Commissioners voted 8-0 on Allegation Nos. 1 - Unbecoming Conduct and 2 - Misuse of Authority for Officer accused;

[4] Case No. 16-203 Commissioners voted 8-0 on Allegation No. 1 - Improper Arrest, 7-1 on Allegation No. 2 - Unbecoming Conduct, 8-0 on Allegation Nos. 3 - Unbecoming Conduct and 4 Bias Based Policing for Officer accused;

[5] Case No. 16-198 Commissioners voted 8-0 on Allegation Nos. 1 - Unbecoming Conduct and 2 Unbecoming Conduct for Officer accused;

[6] Case No. 17-059 Commissioners voted 7-1 on Allegation Nos. 1 - Use of Force and 2 Harassment for First and Second Officers accused;

[7] Case No. 17-065 Commissioners voted 6-1-1 on Allegation No. 1 - Failure to Care for Property for First and Second Officers accused;

[8] Case No. 16-248 Commissioners voted 8-0 on Allegation Nos. 1 - Failure to Take Action and 2 Failure to Take Report for First and Second Officers accused; and

[9] Case No. 16-207 Commissioners voted 5-3 on Allegation No. 1 - Failure to Take Action for First Officer accused.

A motion was made by Commissioner Añorve, seconded by Commissioner Cooper, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Leonard Adams Jr., Raúl Añorve, Christian Cooper, Desmond Fletcher, Rianne Howard, Richard Lindemann and Suely Saro

Absent: 2 - Beekman "Terry" Beebe and Miles Nevin

PUBLIC COMMENT (9:45 PM)

Mr. Beck spoke.

Anitra Dempsey, Executive Director, spoke.

A dialogue ensued between Mr. Beck and Anitra Dempsey, Executive Director.

Commissioner Saro spoke.

Mr. Beck spoke.

ADJOURNMENT (9:50 PM)

At 9:50 PM, there being no objection, Vice Chair Saro declared the meeting adjourned.

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**CITY OF LONG BEACH
CITIZEN POLICE COMPLAINT
COMMISSION AGENDA**

**THURSDAY, OCTOBER 12, 2017
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER/LOUNGE, 5:30 PM**

Miles Nevin, Chair
Suely Saro, Vice Chair
Leonard Adams Jr., Commissioner
Raúl A. Añorve, Commissioner
B. Terhune (Terry) Beebe, Commissioner



Christian Cooper, Commissioner
Desmond Fletcher, Commissioner
Rianne Howard, Commissioner
Richard Lindemann, Commissioner

Anitra Dempsey, Executive Director

CLOSED SESSION

Closed Session pursuant to Section 54957 of the California Government Code for the purpose of consideration of personnel discipline matters.

1. 17-068CP	<u>CPC NO.</u>	<u>ALLEGATION(S)</u>
	17-084	Failure to Take Action, Dishonesty & Misuse of Authority.
	16-225	Use of Force & Vehicle Search.
	16-228	Failure to Take Report & Failure to Take Action.
	16-201	Use of Force.
	16-194	Misuse of Authority.

I, Jonathan Nagayama, City Clerk Specialist, certify that the agenda was posted not less than 72 hours prior to the meeting.

jn

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