CITY OF LONG BEACH
CITIZEN POLICE COMPLAINT
COMMISSION AGENDA

Michael Soto, Chair
Michele Anderson, Vice Chair
Irma Archuleta, Commissioner
Michael L. Bates, Commissioner
Dana Buchanan, Commissioner

David Ochoa, Commissioner
Kenneth Shiozaki-Kawamoto, Commissioner
Merry Taheri, Commissioner
Brent Walmsley, Commissioner

Patrick Weithers, Manager of the CPCC

CITY OF LONG BEACH
CITIZEN POLICE COMPLAINT
COMMISSION MEETING IN-PERSON/VIRTUAL
HYBRID MEETING PURSUANT TO AB 361 (GOV. CODE SECTION 54953(e)(1)-(2))

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CALL TO ORDER

ROLL CALL

REGULAR AGENDA

1. 22-032CP

Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, July 14, 2022.

Suggested Action: Approve recommendation.

PUBLIC COMMENT

Opportunity to address the Commission (on non-agenda items). Each speaker is allowed three (3) minutes to make their comments unless that time is extended by the Chair.
MANAGER'S REPORT

REMARKS FROM THE CHAIR AND COMMISSIONERS

RECESS TO CLOSED SESSION
Recess to Closed Session, pursuant to Section 54957 of the California Government Code, for the purpose of consideration of personnel discipline matters.

RECONVENE FROM CLOSED SESSION

2. 22-033CP 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, Kyle Smith, City Clerk Specialist, certify that the agenda was posted not less than 72 hours prior to the meeting.

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NOTE:

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Kung nais ang interpretasyon ng sinasalitang wika para sa mga taong hindi nagsasalita ng Ingles o kung nais ang isang natatanging tulong ayon sa Americans with Disabilities Act, mangyaring isagawa ang iyong hiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 24 oras ng negosyo bago ang pagpupulong ng Charter Commission.

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Kung nais ang pagsasalin ng nakasulat na wika ng agenda ng Komisyon at ang minutes para sa mga taong hindi nagsasalita ng Ingles, mangyaring isagawa ang iyong hiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 72 oras ng negosyo bago ang pagpupulong ng Commission.

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FINISHED AGENDA & DRAFT MINUTES

CITIZEN POLICE COMPLAINT COMMISSION MEETING IN-PERSON/VIRTUAL HYBRID MEETING PURSUANT TO AB 361 (GOV. CODE SECTION 54953(e)(1)-(2))

CALL TO ORDER (5:30 PM)

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

ROLL CALL (5:30 PM)

Commissioners Michele Anderson, Irma Archuleta, Michael L. Bates, David Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana Buchanan

Present: Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana Buchanan

Commissioners Merry Taheri, Dianne McNinch and Michael Soto

Absent:

Also Present: Patrick Weithers, Manager of the CPCC; Terrance Pham, Special Investigator; Chris Crisostomo, Special Investigator; Anita Lakhani, Deputy City Attorney; Lee DeBrabander, Commander, Long Beach Police Department; Kyle Smith, City Clerk Specialist.

1. 22-027CP Recommendation to hold an election for the position of Chair and Vice Chair of the Citizen Police Complaint Commission for 2022 - 2023.

Chair Buchanan declared the nominations open for Chair.
Commissioner Bates nominated Commissioner Soto for Chair of the Citizen Police Complaint Commission.

There being no further nominations, Chair Buchanan declared the nominations closed for Chair.

A motion was made by Commissioner Bates, seconded by Walmsley, to approve recommendation to nominate Commissioner Soto for Chair of the Citizen Police Complaint Commission. The motion carried by the following vote:

Yes: 6 - Irma Archuleta, Michael L. Bates, David Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana Buchanan

Absent: 4 - Michele Anderson, Merry Taheri, Dianne McNinch and Michael Soto

Commissioner Buchanan declared the nominations open for Vice Chair.

Commissioner Buchanan nominated Commissioner Anderson for Vice Chair of the Citizen Police Complaint Commission.

There being no further nominations, Commissioner Buchanan declared the nominations closed for Vice Chair.

A motion was made by Commissioner Bates, seconded by Walmsley, to approve recommendation to nominate Commissioner Anderson for Vice Chair of the Citizen Police Complaint Commission. The motion carried by the following vote:

Yes: 6 - Irma Archuleta, Michael L. Bates, David Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana Buchanan

Absent: 4 - Michele Anderson, Merry Taheri, Dianne McNinch and Michael Soto

REGULAR AGENDA (5:35 PM)

2. 22-028CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, June 9, 2022.
A motion was made by Commissioner Archuleta, seconded by Commissioner Bates, to approve recommendation. The motion carried by the following vote:

Yes: 6 - Irma Archuleta, Michael L. Bates, David Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana Buchanan

Absent: 4 - Michele Anderson, Merry Taheri, Dianne McNinch and Michael Soto

PUBLIC COMMENT (5:36 PM)

No members of the public addressed the Commission.

MANAGER'S REPORT (5:36 PM)

Patrick Weithers, Manager of CPCC, spoke; and presented the Manager's Report.

Chris Crisostomo, Special Investigator, spoke.

REMARKS FROM THE CHAIR AND COMMISSIONERS (5:39 PM)

Commissioner Archuleta spoke.

Commissioner Buchanan spoke.

RECESS TO CLOSED SESSION (5:40 PM)

At 5:40 PM, there being no objection, Commissioner Buchanan recessed the meeting to Closed Session.

RECONVENE FROM CLOSED SESSION (9:51 PM)

At 9:51 PM, Vice Chair Anderson reconvened the meeting.

ROLL CALL (9:51 PM)
Recommendation to receive Commission's vote and refer findings to the City Manager.

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

[1] Case 21-080 Commissioners voted 5-2 on Allegation No. 1 - Failure to Take Report, 7-0 on Allegation Nos. 2 - Failure to Take Action for First, Second, and Third Officers accused; 4 - Unbecoming Conduct, 5 - Failure to Take Investigate, 6 - Unbecoming Conduct for Officer accused, and 6-1 on Allegation No. 3 - Unbecoming Conduct for First and Second Officers accused;

[2] Case No. 21-079 Commissioners voted 7-0 on Allegation Nos. 1 - Unbecoming Conduct, 2 - Improper Search for Officer accused, 3 - Unbecoming Conduct for First, Second, Third, Fourth, Fifth, Sixth, and Seventh Officers accused 4 - Improper Entry for First, Second, Third, and Fourth Officers accused, and 5 - Unbecoming Conduct for First and Second Officers accused;

[3] Case No. 21-092 Commissioners voted 7-0 on Allegation Nos. 1 - Vehicle Search, 2 - Improper Search, 3 - Improper Search, and 4 - Unbecoming Conduct for First, Second, and Third Officers accused;

[4] Case No. 21-114 Commissioners voted 7-0 on Allegation Nos. 1 - Unbecoming Conduct, 2 - Harassment, 3 - Use of Force for Officer, and 4 - Failure to Care for Property for the Long Beach Police Department;

[5] Case No. 21-124 Commissioners voted 6-0-1 on Allegation No. 1 - Dishonesty, 7-0 on Allegation Nos. 2 - Unbecoming Conduct, and 3 - Unbecoming Conduct for Officer accused;

[6] Case No. 21-083 Commissioners voted 7-0 on Allegation Nos. 1 - Failure to Take Action and 2 - Unbecoming Conduct for First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, and Ninth Officers accused;
[7] Case No. 21-074 Commissioners voted 7-0 on Allegation Nos. 1 - Unbecoming Conduct for First, Second, and Third Officers accused and 2 - Misuse of Authority for First and Second Officers accused;

[8] Case No. 21-112 Commissioners voted 7-0 on Allegation Nos. 1 - Failure to Take Report and 2 - Unbecoming Conduct for First and Second Officers accused;

[9] Case No. 21-126 Commissioners voted 7-0 on Allegation Nos. 1 - Unbecoming Conduct and 2 - Unbecoming Conduct for Officer accused;

[10] Case No. 21-076 Commissioners voted 7-0 on Allegation No. 1 - Harassment for Officer accused;

[11] Case No. 21-078 Commissioners voted 7-0 on Allegation No. 1 - Unbecoming Conduct for Officer accused; and

[12] Case No. 22-056 Commissioners voted 7-0 on Allegation No. 1 - Unbecoming Conduct for First and Second Officers accused.

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

Yes: 7 - Michele Anderson, Irma Archuleta, Michael L. Bates, David Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana Buchanan

Absent: 3 - Merry Taheri, Dianne McNinch and Michael Soto

4. 22-031CP  eComments received for the Citizen Police Complaint Commission meeting of Thursday, July 14, 2022.

This CP-Agenda Item was received and filed.

PUBLIC COMMENT  (9:58 PM)

No members of the Public addressed the Commission.

ADJOURNMENT  (9:58 PM)
At 9:58 PM, there being no objection, Vice Chair Anderson declared the meeting adjourned.

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CLOSED SESSION

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

1. 22-034CP  CPCC NO. ALLEGATION(S)
       21-102 Improper Detention, Improper Arrest, Unbecoming Conduct, Failure to Take Action, & Use of Force
       21-098 Unbecoming Conduct, Profanity, & Failure to Take Action
       21-097 Unbecoming Conduct, Vehicle Search, & Personal Search
       21-105 Use of Force & Unbecoming Conduct
       21-089 Unbecoming Conduct
       21-091 Profanity & Racial Bias

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21-099  Unbecoming Conduct
22-076  Unbecoming Conduct
21-100  Use of Force
21-085  Unbecoming Conduct
21-086  Unbecoming Conduct
21-088  Unbecoming Conduct
21-094  Use of Force
22-074  Unbecoming Conduct
21-082  Misuse of Authority
21-104  Unbecoming Conduct

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