

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

**THURSDAY, NOVEMBER 12, 2020
TELECONFERENCE, 5:30 PM**

Christian Cooper, Chair
Dana Buchanan, Vice Chair
Desmond Fletcher, Commissioner
Veronica Garcia, Commissioner
Nigel Lifsey, Commissioner



John Mathews II, Commissioner
Dianne McNinch, Commissioner
Justin Morgan, Commissioner
Maria Norvell, Commissioner
Brent Walmsley, Commissioner

Patrick Weithers, Manager of the CPCC

**CITIZEN POLICE COMPLAINT COMMISSION MEETING VIA TELECONFERENCE
PURSUANT TO EXECUTIVE ORDER N-29-20 ISSUED BY
GOVERNOR GAVIN NEWSOM**

THE CIVIC CHAMBERS WILL BE CLOSED TO THE PUBLIC

**PUBLIC WILL HAVE THE OPTION TO USE eCOMMENT TO PROVIDE COMMENTS ON
AGENDA ITEMS. WRITTEN COMMENTS MAY ALSO BE SUBMITTED BY EMAIL TO
PATRICK.WEITHERS@LONGBEACH.GOV**

**PLEASE VIEW THE MEETING FROM YOUR COMPUTER, TABLET, OR SMARTPHONE
VIA: https://longbeach.granicus.com/ViewPublisher.php?view_id=84**

CALL TO ORDER

ROLL CALL

INTRODUCTION OF NEW COMMISSIONERS

REGULAR AGENDA

1. 20-068CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, October 8, 2020.

Suggested Action: Approve recommendation.

2. 20-069CP Recommendation to appoint new member to the By-Laws and Policy Reform Committee.

Suggested Action: Approve recommendation.

3. 20-070CP Recommendation to receive and file City Manager's Report.

Suggested Action: Approve recommendation.

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

4. 20-071CP Recommendation to receive Commission's vote and refer findings to the City Manager.

Suggested Action: Approve recommendation.

ADJOURNMENT

I, Kyle Smith, 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.

ks

NOTE:

If oral language interpretation for non-English speaking persons is desired or if a special accommodation is desired pursuant to the Americans with Disabilities Act, please make your request by phone to the Office of the City Clerk at (562) 570-6101, 24 business hours prior to the Charter Commission meeting.

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.

Si desea interpretación oral en otro idioma para personas que no hablan inglés o si desea una adaptación especial en conformidad con la Ley de Estadounidenses con Discapacidades, haga su solicitud por teléfono a la Oficina de la Secretaría Municipal al (562) 570-6101, 24 horas hábiles antes de la reunión de la comisión de estatutos.

បើមានការចង់បានឲ្យមានការបកប្រែភាសាផ្ទាល់មាត់ឲ្យអ្នកមិនចេះនិយាយអង់គ្លេស ឬបើមានការចង់បានឲ្យមានដំណោះស្រាយពិសេសដោយយោងតាមមាត្រាច្បាប់ស្តីពី ជនពិការអាមេរិកាំង សូមមេត្តាធ្វើសំណើអ្នកតាមទូរស័ព្ទដោយហៅទៅការិយាល័យស្មៀន ក្រុងតាមរយៈលេខ (562) 570-6101 (24 ម៉ោងធ្វើការមុននឹងចាប់ផ្តើមបើកកិច្ចប្រជុំ គណៈកម្មការធម្មនុញ្ញ)។

If written language translation of the Commission agenda and minutes for non-English speaking persons is desired, please make your request by phone to the Office of the City Clerk at (562) 570-6101, 72 business hours prior to the Commission meeting.

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.

Si desea obtener la traducción escrita en otro idioma de la agenda y actas de la comisión para personas que no hablan inglés, haga su solicitud por teléfono a la Oficina de la

**បើមានការចង់បានឲ្យមានការបកប្រែឯកសារស្តីពីរបៀបរាវ និងកំណត់ហេតុឲ្យ
អ្នកដែលមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើសំណើអ្នកតាមទូរស័ព្ទដោយហៅ
ការិយាល័យស្មៀនក្រុងតាមរយៈលេខ (562) 570-6101 (72 ម៉ោងធ្វើការមុននឹង
ចាប់ផ្តើមបើកកិច្ចប្រជុំគណកម្មការធម្មនុញ្ញ)។**

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

**THURSDAY, OCTOBER 8, 2020
TELECONFERENCE, 5:30 PM**

Christian Cooper, Chair
Dana Buchanan, Vice Chair
James Ahumada, Commissioner
Desmond Fletcher, Commissioner
Veronica Garcia, Commissioner



Dianne McNinch, Commissioner
Justin Morgan, Commissioner
Maria Norvell, Commissioner

Patrick Weithers, Manager of the CPCC

FINISHED AGENDA & DRAFT MINUTES

**CITIZEN POLICE COMPLAINT COMMISSION MEETING VIA TELECONFERENCE
PURSUANT TO EXECUTIVE ORDER N-29-20 ISSUED BY
GOVERNOR GAVIN NEWSOM**

CALL TO ORDER (5:37 PM)

A 5:37 PM, Chair Cooper called the meeting to order.

ROLL CALL (5:37 PM)

Commissioners James Ahumada, Desmond Fletcher, Veronica Garcia, Dianne
Present: McNinch, Justin Morgan, Dana Buchanan and Christian Cooper
Commissioners Maria Norvell
Excused:

Also Present: Patrick Weithers, Manager of the CPCC; Terrance Pham, Special Investigator; Chris Crisostomo, Special Investigator; Sarah Green, Deputy City Attorney, Darren Lance, Lieutenant, Long Beach Police Department; Kyle Smith, City Clerk Specialist.

REGULAR AGENDA (5:39 PM)

1. 20-062CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, September 10, 2020 and Special Meeting of Friday, September 18, 2020.

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

Yes: 7 - James Ahumada, Desmond Fletcher, Veronica Garcia, Dianne McNinch, Justin Morgan, Dana Buchanan and Christian Cooper

Excused: 1 - Maria Norvell

2. 20-063CP Recommendation to receive and file City Manager's Report.

Patrick Weithers, Manager of the CPCC, spoke.

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

Yes: 7 - James Ahumada, Desmond Fletcher, Veronica Garcia, Dianne McNinch, Justin Morgan, Dana Buchanan and Christian Cooper

Excused: 1 - Maria Norvell

MANAGER'S REPORT (5:42 PM)

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

REMARKS FROM THE CHAIR AND COMMISSIONERS (5:42 PM)

Chair Fletcher spoke.

Patrick Weithers, Manager of the CPCC, spoke.

Vice Chair Buchanan spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Vice Chair Buchanan and Patrick Weithers, Manager of the CPCC.

RECESS TO CLOSED SESSION (5:45 PM)

At 5:45 PM, there being no objection, Chair Cooper recessed the meeting to Closed Session.

RECONVENE FROM CLOSED SESSION (11:43 PM)

At 11:43 PM, Chair Cooper reconvened the meeting.

ROLL CALL (11:43 PM)

Commissioners James Ahumada, Desmond Fletcher, Veronica Garcia, Dianne
Present: McNinch, Justin Morgan, Dana Buchanan and Christian Cooper

Commissioners Maria Norvell

Excused:

3. 20-064CP Recommendation to receive Commission's vote and refer findings to the City Manager.

Chair Cooper reported out from Closed Session the following actions taken:

[1] Case No. 20-004 Commissioners voted 6-1 on Allegation No. 1 - Failure to Investigate for Officer accused and 7-0 on Allegation Nos. 2 - Failure to Investigate, 3 - Failure to Investigate, 4 - Unbecoming Conduct, and 5 - Unbecoming Conduct for Officer accused;

[2] Case No. 19-166 Commissioners voted 7-0 on Allegation Nos. 1 - Unbecoming Conduct, 2 - Unbecoming Conduct, and 3 - Unbecoming Conduct for Officer accused;

[3] Case No. 20-007 Commissioners voted 7-0 on Allegation Nos. 1 - Use of Force, 2 - Use of Force, and 3 - Improper Remark, for First, Second, Third, and Fourth Officers accused;

[4] Case No. 20-008 Commissioners voted 7-0 on Allegation Nos. 1 - Sexual Misconduct, 2 - Sexual Misconduct, and 3 - Use of Force for Officer accused;

[5] Case No. 20-013 Commissioners voted 7-0 on Allegation No. 1 - Use of Force, 2 - Use of Force, and 3 - Failure to Care for Property for Officer accused;

[6] Case No. 20-006 Commissioners voted 7-0 on Allegation Nos. 1 - Failure to Investigate and 2 - Improper Detention for First and Second Officer accused and 3 - Use of Force for Officer accused;

[7] Case No. 19-162 Commissioners voted 7-0 on Allegation Now. 1 - Bias Based Policing and 2 - Improper Arrest for Officer accused;

[8] Case No. 19-192 Commissioners voted 6-0-1 on Allegation Nos. 1 - Unbecoming Conduct, 2 - Unbecoming Conduct, and 3 - Failure to Take Action for Officer accused;

[9] Case No. 19-193 Commissioners voted 7-0 on Allegation Nos. 1 - Racial Remark and 2 - Unbecoming Conduct for First and Second Officers accused;

[10] Case No. 20-001 Commissioners voted 5-2 on Allegation No. 1 - Unbecoming Conduct for Officer accused;

[11] Case No. 19-195 Commissioners voted 7-0 on Allegation No. 1 - Unbecoming Conduct for First and Second Officers accused;

[12] Case No. 19-077 Commissioners voted 7-0 on Allegation No. 1 - Unbecoming Conduct for First and Second Officers accused;

[13] Case No. 19-186 Commissioners voted 7-0 on Allegation No. 1 - Unbecoming Conduct for Officer accused;

[14] Case No. 19-174 Commissioners voted 7-0 on Allegation No. 1 - Domestic Violence for Officer accused; and

[15] Case No. 19-179 Commissioners voted 7-0 on Allegation Nos. 1 - Unbecoming Conduct and 2 - Unbecoming Conduct for Officer accused.

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

Yes: 7 - James Ahumada, Desmond Fletcher, Veronica Garcia, Dianne McNinch, Justin Morgan, Dana Buchanan and Christian Cooper

Excused: 1 - Maria Norvell

4. 20-067CP eComments received for the Citizen Police Complaint Commission meeting of Thursday, October 8, 2020.

This CP-Agenda Item was received and filed.

ADJOURNMENT (11:50 PM)

At 11:50 PM, there being no objection, Chair Cooper declared the meeting adjourned.

ks

NOTE:

If written language translation of the Commission agenda and minutes for non-English speaking persons is desired, please make your request by phone to the Office of the City Clerk at (562) 570-6101, 72 business hours prior to the Commission meeting.

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.

Si desea obtener la traducción escrita en otro idioma de la agenda y actas de la comisión para personas que no hablan inglés, haga su solicitud por teléfono a la Oficina de la Secretaría Municipal al (562) 570-6101, 72 horas hábiles antes de la reunión de la

បើមានការចង់បានឲ្យមានការបកប្រែឯកសារស្តីពីរបៀបរាជ្យ និងកំណត់ហេតុឲ្យ
អ្នកដែលមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើសំណើអ្នកតាមទូរស័ព្ទដោយហៅ
ការិយាល័យស្មៀនក្រុងតាមរយៈលេខ (562) 570-6101 (72 ម៉ោងធ្វើការមុននឹង
ចាប់ផ្តើមបើកកិច្ចប្រជុំគណកម្មការធម្មនុញ្ញ)។

Christian Cooper, Chair
Dana Buchanan, Vice Chair
Desmond Fletcher, Commissioner
Veronica Garcia, Commissioner
Nigel Lifsey, Commissioner



John Mathews II, Commissioner
Dianne McNinch, Commissioner
Justin Morgan, Commissioner
Maria Norvell, Commissioner
Brent Walmsley, Commissioner

Patrick Weithers, Manager of the CPCC

CLOSED SESSION

**CITIZEN POLICE COMPLAINT COMMISSION MEETING VIA TELECONFERENCE
PURSUANT TO EXECUTIVE ORDER N-29-20 ISSUED BY
GOVERNOR GAVIN NEWSOM**

THE CIVIC CHAMBERS WILL BE CLOSED TO THE PUBLIC

**PUBLIC WILL HAVE THE OPTION TO USE eCOMMENT TO PROVIDE COMMENTS ON
AGENDA ITEMS. WRITTEN COMMENTS MAY ALSO BE SUBMITTED BY EMAIL TO
PATRICK.WEITHERS@LONGBEACH.GOV**

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

1. 20-072CP	<u>CPCC NO.</u>	<u>ALLEGATION(S)</u>
	20-061	Unbecoming Conduct
	19-162	Improper Arrest
	19-187	Harassment, Use of Force, Sexual Misconduct, & Unbecoming Conduct
	19-176	Failure to Take Action & Unbecoming Conduct
	20-044	Use of Force
	20-027	Unbecoming Conduct
	19-175	Unbecoming Conduct
	20-038	Misappropriation of Property
	20-014	Unbecoming Conduct

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

NOTE:

If oral language interpretation for non-English speaking persons is desired or if a special accommodation is desired pursuant to the Americans with Disabilities Act, please make your request by phone to the Office of the City Clerk at (562) 570-6101, 24 business hours prior to the Charter Commission meeting.

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.

Si desea interpretación oral en otro idioma para personas que no hablan inglés o si desea una adaptación especial en conformidad con la Ley de Estadounidenses con Discapacidades, haga su solicitud por teléfono a la Oficina de la Secretaría Municipal al (562) 570-6101, 24 horas hábiles antes de la reunión de la comisión de estatutos.

បើមានការចង់បានឲ្យមានការបកប្រែភាសាផ្ទាល់មាត់ឲ្យអ្នកមិនចេះនិយាយអង់គ្លេស ឬបើមានការចង់បានឲ្យមានដំណោះស្រាយពិសេសដោយយោងតាមមាត្រាច្បាប់ស្តីពី ជនពិការអាមេរិកាំង សូមមេត្តាធ្វើសំណើអ្នកតាមទូរស័ព្ទដោយហៅទៅការិយាល័យស្មៀន ក្រុងតាមរយៈលេខ (562) 570-6101 (24 ម៉ោងធ្វើការមុននឹងចាប់ផ្តើមបើកកិច្ចប្រជុំ គណកម្មការធម្មនុញ្ញ)។

If written language translation of the Commission agenda and minutes for non-English speaking persons is desired, please make your request by phone to the Office of the City Clerk at (562) 570-6101, 72 business hours prior to the Commission meeting.

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.

Si desea obtener la traducción escrita en otro idioma de la agenda y actas de la comisión para personas que no hablan inglés, haga su solicitud por teléfono a la Oficina de la

**បើមានការចង់បានឲ្យមានការបកប្រែឯកសារស្តីពីរបៀបរាវ និងកំណត់ហេតុឲ្យ
អ្នកដែលមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើសំណើអ្នកតាមទូរស័ព្ទដោយហៅ
ការិយាល័យស្មៀនក្រុងតាមរយៈលេខ (562) 570-6101 (72 ម៉ោងធ្វើការមុននឹង
ចាប់ផ្តើមបើកកិច្ចប្រជុំគណកម្មការធម្មនុញ្ញ)។**