

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

**THURSDAY, MARCH 14, 2019
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER, 5:30 PM**

Desmond Fletcher, Chair
Leonard Adams Jr., Commissioner
Dana Buchanan, Commissioner
Christian Cooper, Commissioner



Veronica Garcia, Commissioner
Richard Lindemann, Commissioner
Dianne McNinch, Commissioner
Maria Norvell, Commissioner
Joni Ricks-Oddie, Commissioner

Anitra Dempsey, Executive Director

CALL TO ORDER

ROLL CALL

REGULAR AGENDA

1. 19-013CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, February 14, 2019.

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

2. 19-015CP 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, FEBRUARY 14, 2019
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER, 5:30 PM**

Suely Saro, Chair
Desmond Fletcher, Vice Chair
Leonard Adams Jr., Commissioner
Dana Buchanan, Commissioner
Christian Cooper, Commissioner



Veronica Garcia, Commissioner
Richard Lindemann, Commissioner
Dianne McNinch, Commissioner
Maria Norvell, Commissioner
Joni Ricks-Oddie, Commissioner

Anitra Dempsey, Executive Director

FINISHED AGENDA & DRAFT MINUTES

CALL TO ORDER (5:34 PM)

At 5:34 PM, Chair Saro called the meeting to order.

ROLL CALL (5:34 PM)

Commissioners Leonard Adams Jr., Dana Buchanan, Christian Cooper, Veronica
Present: Garcia, Richard Lindemann, Dianne McNinch, Maria Norvell,
Desmond Fletcher and Suely Saro

Commissioners Joni Ricks-Oddie
Absent:

Also present: Anitra Dempsey, Executive Director; Lloyd Cox, Commander, Long Beach Police Department; Monica Kilaita, Deputy City Attorney; Taylor Anderson, Deputy City Attorney; Jonathan Nagayama, City Clerk Specialist.

Chair Saro announced Agenda Item No. 3 was withdrawn.

CONSENT CALENDAR (5:35 PM)

Passed the Consent Calendar

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

Yes: 7 - Dana Buchanan, Christian Cooper, Veronica Garcia, Dianne McNinch, Maria Norvell, Desmond Fletcher and Suely Saro

Abstain: 1 - Leonard Adams Jr.

Absent: 2 - Richard Lindemann and Joni Ricks-Oddie

1. 19-006CP 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>
18-049	Unbecoming Conduct
18-021	Failure to Care for Property & Unbecoming Conduct
18-045	Use of Force
18-036	Misuse of Authority
18-037	Unbecoming Conduct
18-138	Profanity
18-015	Unbecoming Conduct
18-032	Unbecoming Conduct & Failure to Take Report

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

REGULAR AGENDA (5:36 PM)

2. 19-007CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, January 10, 2019.

Commissioner Norvell spoke.

A motion was made by Commissioner McNinch, seconded by Vice Chair Fletcher, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Leonard Adams Jr., Dana Buchanan, Christian Cooper, Veronica Garcia, Dianne McNinch, Maria Norvell, Desmond Fletcher and Suely Saro

Absent: 2 - Richard Lindemann and Joni Ricks-Oddie

3. 19-008CP WITHDRAWN
~~Recommendation to receive and file City Manager's Report.~~

This CP-Agenda Item was withdrawn.

4. 19-009CP Recommendation to receive and file a presentation on Senate Bill 1421.

Anitra Dempsey, Executive Director, spoke; and introduced Taylor Anderson, Deputy City Attorney.

Taylor Anderson, Deputy City Attorney, provided a PowerPoint presentation.

Commissioner Cooper spoke.

Taylor Anderson, Deputy City Attorney, spoke.

A dialogue ensued between Commissioner Cooper and Taylor Anderson, Deputy City Attorney.

Monica Kilaita, Deputy City Attorney, spoke.

Anitra Dempsey, Executive Director, spoke.

Commissioner Cooper spoke.

A dialogue ensued among Commissioner Cooper, Anitra Dempsey, Executive Director, Taylor Anderson, Deputy City Attorney, and Monica Kilaita, Deputy City Attorney.

Commissioner Garcia spoke.

Taylor Anderson, Deputy City Attorney, spoke.

Commissioner Buchannan spoke.

Vice Chair Fletcher spoke.

Monica Kilaita, Deputy City Attorney, spoke.

Taylor Anderson, Deputy City Attorney, spoke.

Commissioner Cooper spoke.

Taylor Anderson, Deputy City Attorney, spoke.

A dialogue ensued between Commissioner Cooper and Taylor Anderson, Deputy City Attorney.

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

Yes: 8 - Leonard Adams Jr., Dana Buchanan, Christian Cooper, Veronica Garcia, Dianne McNinch, Maria Norvell, Desmond Fletcher and Suely Saro

Absent: 2 - Richard Lindemann and Joni Ricks-Oddie

5. 19-010CP Recommendation to receive and file a report on Community Engagement.

Chair Saro spoke.

Vice Chair Fletcher spoke.

Commissioner Cooper spoke.

Chair Saro spoke.

Commissioner Norvell spoke.

Chair Saro spoke.

Commissioner Cooper spoke.

Vice Chair Fletcher spoke.

Commissioner McNinch spoke.

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

Yes: 8 - Leonard Adams Jr., Dana Buchanan, Christian Cooper, Veronica Garcia, Dianne McNinch, Maria Norvell, Desmond Fletcher and Suely Saro

Absent: 2 - Richard Lindemann and Joni Ricks-Oddie

PUBLIC COMMENT (6:07 PM)

No members of the public addressed the commission.

EXECUTIVE DIRECTOR'S REPORT (6:07 PM)

Commissioner Lindemann joined the meeting.

Anitra Dempsey, Executive Director, thanked Taylor Anderson and Monica Kilaita for their presentation on SB 1421; announced the new part-time investigator will begin at the end of the month; announced Special Investigator Patrick Weithers and his wife, Liz, welcomed their son, Luca, on February 2nd; congratulated Commissioner Adams on his article in the Long Beach Post; thanked the Commissioners for attending the South Division Commander's Community Forum; updated the Commissioners on some other meetings in the past month, including the State of the City, Youth Leadership Long Beach Forum, Forgotten Images for Black History Month, and a meeting with the Interfaith Community Organization; and announced they are still working on a date for the Annual Retreat.

REMARKS FROM THE CHAIR AND COMMISSIONERS (6:12 PM)

Vice Chair Fletcher spoke.

Commissioner Lindemann spoke.

Commissioner McNinch spoke.

Commissioner Adams Jr. spoke.

Anitra Dempsey, Executive Director, spoke.

RECESS TO CLOSED SESSION (6:20 PM)

At 6:20 PM, there being no objection, Chair Saro recessed the meeting to Closed Session.

RECONVENE FROM CLOSED SESSION (10:52 PM)

At 10:52 PM, Chair Saro reconvened the meeting.

ROLL CALL (10:52 PM)

Commissioners Leonard Adams Jr., Dana Buchanan, Christian Cooper, Veronica

Present: Garcia, Richard Lindemann, Dianne McNinch, Maria Norvell,
Desmond Fletcher and Suely Saro

Commissioners Joni Ricks-Oddie

Absent:

6. 19-011CP Recommendation to receive Commission's vote and refer findings to the City Manager.

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

[1] Case No. 18-018 Commissioners voted 9-0 on Allegation No. 1 - Failure to Investigate for Officer accused;

[2] Case No. 18-024 Commissioners voted 8-1 on Allegation Nos. 1 - Use of Force for First and Second Officers accused, 2 - Use of Force for Officer accused and 3 - Dishonesty for First, Second and Third Officers accused, 5-4 on Allegation No. 4 - Use of Force for First, Second and Third Officers accused, and 9-0 on Allegation No. 5 - Unbecoming Conduct for First, Second, Third and Fourth Officers accused;

[3] Case No. 18-055 Commissioners voted 9-0 on Allegation No. 1 - Use of Force for First and Second Officers accused;

[4] Case No. 18-050 Commissioners voted 9-0 on Allegation Nos. 1 - Racial Remark and 3 - Unbecoming Conduct and 5-4 on Allegation No. 2 - Unbecoming Conduct for Officer accused;

[5] Case No. 18-023 Commissioners voted 7-1-1 on Allegation No. 1 - Use of Force for First and Second Officers accused, and 7-2 on Allegation No. 2 - Use of Force for Officer accused;

[6] Case No. 18-016 Commissioners voted 9-0 on Allegation No. 1 - Failure to Investigate for Officer accused;

[7] Case No. 18-034 Commissioners voted 9-0 on Allegation Nos. 1 - Failure to Investigate, 2 - Unbecoming Conduct, 3 - Unbecoming Conduct, 4 - Dishonesty and 5- Failure to Book Evidence for Officer accused;

[8] Case No. 18-030 Commissioners voted 5-4 on Allegation No. 1 - Failure to Investigate and 9-0 on Allegation No. 2 - Unbecoming Conduct for First and Second Officers accused;

[9] Case No. 18-031 Commissioners voted 9-0 on Allegation No. 1 - Unbecoming Conduct and 8-1 on Allegation No. 2 for First and Second Officers accused;

[10] Case No. 18-022 Commissioners voted 9-0 on Allegation No. 1 - Unbecoming Conduct for Officer accused;

[11] Case No. 18-035 Commissioners voted 8-1 on Allegation No. 1 - Improper Arrest for First and Second Officers accused; and

[12] Case No. 18-056 Commissioners voted 9-0 on Allegation No. 1 - Unbecoming Conduct and 8-1 on Allegation No. 2 - Unbecoming Conduct for Officer accused.

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

Yes: 9 - Leonard Adams Jr., Dana Buchanan, Christian Cooper, Veronica Garcia, Richard Lindemann, Dianne McNinch, Maria Norvell, Desmond Fletcher and Suely Saro

Absent: 1 - Joni Ricks-Oddie

PUBLIC COMMENT (10:57 PM)

No members of the public addressed the commission.

ADJOURNMENT (10:57 PM)

At 10:57 PM, there being no objection, Chair Saro declared the meeting adjourned.

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

**THURSDAY, MARCH 14, 2019
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER/LOUNGE, 5:30 PM**

Desmond Fletcher, Chair
Leonard Adams Jr., Commissioner
Dana Buchanan, Commissioner
Christian Cooper, Commissioner



Veronica Garcia, Commissioner
Richard Lindemann, Commissioner
Dianne McNinch, Commissioner
Maria Norvell, Commissioner
Joni Ricks-Oddie, 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. 19-016CP	<u>CPCC NO.</u>	<u>ALLEGATION(S)</u>
	18-024	Use of Force, Dishonesty, & Unbecoming Conduct
	18-047	Unbecoming Conduct
	18-027	Unbecoming Conduct
	18-059	Failure to Take Action, Bias Based Policing, & Failure to Take Report
	18-040	Unbecoming Conduct & Improper Search
	18-060	Use of Force
	18-057	Bias Based Policing & Unbecoming Conduct

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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