

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



Porter Gilberg, Commissioner
Dianne McNinch, Commissioner
Justin Morgan, Commissioner
Maria Norvell, Commissioner
Joni Ricks-Oddie, Commissioner

Patrick Weithers, Acting Manager

CALL TO ORDER

ROLL CALL

CONSENT CALENDAR

1. 19-055CP 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>
18-159	Failure to Investigate & Unbecoming Conduct
18-176	Failure to Take Report
18-193	Misappropriation of Property
18-174	Unbecoming Conduct

Suggested Action: Approve recommendation.

REGULAR AGENDA

2. 19-056CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, August 8, 2019.

Suggested Action: Approve recommendation.

3. 19-057CP Recommendation to receive and file City Manager's Report.

Suggested Action: Approve recommendation.

4. 19-058CP Recommendation to receive and file update on Commissioners questions or recommendations.

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.

MANAGER'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

5. 19-059CP 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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NOTE:

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

**THURSDAY, AUGUST 8, 2019
411 W. OCEAN BOULEVARD
CIVIC CHAMBERS, 5:30 PM**

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



Porter Gilberg, Commissioner
Dianne McNinch, Commissioner
Justin Morgan, Commissioner
Maria Norvell, Commissioner
Joni Ricks-Oddie, Commissioner

Patrick Weithers, Acting Manager

FINISHED AGENDA & DRAFT MINUTES

CALL TO ORDER (5:34 PM)

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

ROLL CALL (5:34 PM)

Commissioners Leonard Adams Jr., Dana Buchanan, Veronica Garcia, Porter
Present: Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell, Joni
Ricks-Oddie, Christian Cooper and Desmond Fletcher

Also present: Patrick Weithers, Acting Manager; Terrance Pham, Special Investigator; Lloyd Cox, Commander, Long Beach Police Department; Jonathan Nagayama, City Clerk Specialist.

CONSENT CALENDAR (5:35 PM)

Passed the Consent Calendar

A motion was made by Commissioner Ricks-Oddie, seconded by Commissioner Adams Jr., to approve Consent Calendar Item. The motion carried by the following vote:

Yes: 9 - Leonard Adams Jr., Dana Buchanan, Veronica Garcia, Dianne McNinch, Justin Morgan, Maria Norvell, Joni Ricks-Oddie, Christian Cooper and Desmond Fletcher

Abstain: 1 - Porter Gilberg

1. 19-050CP 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>
18-144	Unbecoming Conduct
18-139	Harassment
18-147	Use of Force & Unbecoming Conduct
18-117	Unbecoming Conduct & Use of Force
17-192	Unbecoming Conduct
17-127	Harassment
17-117	Failure to Investigate & Unbecoming Conduct
16-147	Unbecoming Conduct
16-097	Improper Arrest & Dishonesty
14-116	Unbecoming Conduct
18-162	Improper Arrest
18-149	Failure to Investigate

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

REGULAR AGENDA (5:36 PM)

2. 19-051CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, July 11, 2019.

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

Yes: 10 - Leonard Adams Jr., Dana Buchanan, Veronica Garcia, Porter Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell, Joni Ricks-Oddie, Christian Cooper and Desmond Fletcher

3. 19-052CP Recommendation to receive and file City Manager's Report.

Patrick Weithers, Acting Manager, presented the staff report.

Chair Fletcher spoke.

Patrick Weithers, Acting Manager, spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Acting Manager, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Acting Manager.

Commissioner McNinch spoke.

Vice Chair Cooper spoke.

Patrick Weithers, Acting Manager, spoke.

Commissioner Buchannan spoke.

Chair Fletcher spoke.

Commissioner Gilberg spoke.

Commissioner Ricks-Oddie spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Acting Manager, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Acting Manager.

Vice Chair Cooper spoke.

Patrick Weithers, Acting Manager, spoke.

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

Yes: 10 - Leonard Adams Jr., Dana Buchanan, Veronica Garcia, Porter Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell, Joni Ricks-Oddie, Christian Cooper and Desmond Fletcher

PUBLIC COMMENT (5:48 PM)

Oshay Sisson spoke.

Commissioner Fletcher spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Acting Manager, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Acting Manager.

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

MANAGER'S REPORT (5:57 PM)

Patrick Weithers, Acting Manager, welcomed the Commissioners to the new Civic Chambers; announced he had met with Chair Fletcher and Vice Chair Cooper to discuss the upcoming year; and reminded the Commissioners about the Annual Training on October 25, 2019.

REMARKS FROM THE CHAIR AND COMMISSIONERS (5:58 PM)

Commissioner McNinch spoke.

Jonathan Nagayama, City Clerk Specialist, spoke.

A dialogue ensued between Commissioner McNinch and Jonathan Nagayama, City Clerk Specialist.

RECESS TO CLOSED SESSION (5:59 PM)

At 5:59 PM, there being no objection, Chair Fletcher recessed the meeting to Closed Session.

RECONVENE FROM CLOSED SESSION (10:35 PM)

4. 19-053CP Recommendation to receive Commission's vote and refer findings to the City Manager.

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

[1] Case No. 18-141 Commissioners voted 9-1 on Allegation No. 1 - Failure to Investigate for Officer accused;

[2] Case No. 18-145 Commissioners voted 7-2 on Allegation No. 1 - Bias Based Policing for Officer accused;

[3] Case No. 18-153 Commissioners voted 8-2 on Allegation No. 1 - Bias Based Policing and 6-4 on Allegation No. 2 - Unbecoming Conduct for First and Second Officers accused;

[4] Case No. 18-138 Commissioners voted 10-0 on Allegation No. 1 - Use of Force for First and Second Officers accused;

[5] Case No. 18-156 Commissioners voted 7-2-1 on Allegation No. 1 - Unbecoming Conduct for First and Second Officers accused;

[6] Case No. 18-143 Commissioners voted 10-0 on Allegation Nos. 1 - Use of Force, 2 - Profanity, and 3 - Unbecoming Conduct for Officer accused;

[7] Case No. 18-165 Commissioners voted 10-0 on Allegation Nos. 1 - Use of Force and 2 - Unbecoming Conduct for Officer accused;

[8] Case No. 18-157 Commissioners voted 9-1 on Allegation No. 1 - Use of Force for Officer accused;

[9] Case No. 18-186 Commissioners voted 10-0 on Allegation Nos. 1 - Use of Force, 2 - Use of Force, 3 - Unbecoming Conduct, and 4 - Unbecoming Conduct for First and Second Officers accused; and

[10] Case No. 18-152 Commissioners voted 9-0-1 on Allegation No. 1 - Unbecoming Conduct, 9-1 on Allegation Nos. 2 - Profanity, 3 - Profanity, and 8 - Unbecoming Conduct, 6-4 on Allegation No. 4 - Use of Force, and 8-2 on Allegation No. 7 - Unbecoming Conduct for Officer accused, and 9-0-1 on Allegation No. 5 - Bias Based Policing and 10-0 on Allegation No. 6 - Vehicle Search for First and Second Officers accused.

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

Yes: 10 - Leonard Adams Jr., Dana Buchanan, Veronica Garcia, Porter Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell, Joni Ricks-Oddie, Christian Cooper and Desmond Fletcher

PUBLIC COMMENT (10:40 PM)

No members of the public addressed the committee.

ADJOURNMENT (10:40 PM)

At 10:40 PM, there being no objection, Chair Fletcher declared the meeting adjourned.

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CITY OF
LONG BEACH
Citizen Police Complaint Commission
City Manager Report

Reported September 2019 Regarding the June 2019 Meeting

All peace officer personnel records, including information relating to specific deliberations of the Citizen Police Complaint Commission and findings by the City Manager, shall be kept confidential to the extent required by law. In order to comply with this requirement, certain information may have been withheld in this report.

After its **June 13, 2019** meeting, the Citizen Police Complaint Commission submitted recommendations to the City Manager.

The Commission's recommendations and the City Manager's findings for some allegations considered during the **June 13, 2019** meeting are:

COMMISSION

- Sustained – 8 allegations
- Other – 0 allegations
- Not Sustained – 5 allegations
- Exonerated - 5 allegations
- Unfounded – 16 allegations

CITY MANAGER

Sustained– 0 allegations
 Other – 9 allegations
 Not Sustained – 5 allegations
 Exonerated – 2 allegations
 Unfounded – 18 allegations

The Commission did not submit recommendations or questions to the City Manager regarding cases it reviewed during this meeting.

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

**THURSDAY, SEPTEMBER 12, 2019
411 W. OCEAN BOULEVARD
CIVIC CHAMBERS/LOUNGE, 5:30 PM**

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



Porter Gilberg, Commissioner
Dianne McNinch, Commissioner
Justin Morgan, Commissioner
Maria Norvell, Commissioner
Joni Ricks-Oddie, Commissioner

Patrick Weithers, Acting Manager

CLOSED SESSION

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

1. 19-060CP	<u>CPCC NO.</u>	<u>ALLEGATION(S)</u>
	18-191	Unbecoming Conduct & Bias Based Policing
	18-173	Use of Force
	18-150	Unbecoming Conduct
	18-175	Failure to Take Action
	18-172	Use of Force & Unbecoming Conduct
	18-167	Unbecoming Conduct & Improper Arrest
	18-170	Personal Search, Sexual Misconduct, & Bias Based Policing
	18-194	Use of Force & Unbecoming Conduct
	18-190	Unbecoming Conduct, Failure to Care for Property, & Use of Force
	18-151	Misuse of Authority & Unbecoming Conduct
	18-160	Use of Force
	18-200	Improper Arrest & Misappropriation of Property
	18-168	Bias Based Policing, Use of Force, & Unbecoming Conduct

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

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