

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



Veronica Garcia, Commissioner
Porter Gilberg, Commissioner
Dianne McNinch, Commissioner
Justin Morgan, Commissioner
Maria Norvell, Commissioner

Patrick Weithers, Manager of the CPCC

CALL TO ORDER

ROLL CALL

CONSENT CALENDAR

1. 20-011CP 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> |
|-----------------|---|
| 19-126 | Failure to Take Report, Unbecoming Conduct & Failure to Take Action |
| 19-071 | Unbecoming Conduct |
| 19-052 | Failure to Take Action |
| 19-112 | Unbecoming Conduct |

Suggested Action: Approve recommendation.

REGULAR AGENDA

2. 20-012CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, February 13, 2020.

Suggested Action: Approve recommendation.

PUBLIC COMMENT: OBTAIN SPEAKER 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 & 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

3. 20-013CP 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.

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 13, 2020
411 W. OCEAN BOULEVARD
MEDIA ROOM, 5:30 PM**

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



Veronica Garcia, Commissioner
Porter Gilberg, Commissioner
Dianne McNinch, Commissioner
Justin Morgan, Commissioner
Maria Norvell, Commissioner

Patrick Weithers, Manager of the CPCC

FINISHED AGENDA & DRAFT MINUTES

CALL TO ORDER (5:32 PM)

At 5:32 PM, Chair Fletcher called the meeting to order.

ROLL CALL (5:32 PM)

Also present: Patrick Weithers, Manager of the CPCC; Terrance Pham, Special Investigator; Chris Crisostomo, Special Investigator; Sarah Green, Deputy City Attorney; Dina Zapalski, Commander, Long Beach Police Department; Kyle Smith, City Clerk Specialist; Jonathan Nagayama, City Clerk Specialist.

Commissioners James Ahumada, Dana Buchanan, Veronica Garcia, Porter

Present: Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell,
Christian Cooper and Desmond Fletcher

Commissioners Leonard Adams Jr.

Absent:

CONSENT CALENDAR (5:33 PM)

Passed the Consent Calendar

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

Yes: 5 - Dana Buchanan, Dianne McNinch, Justin Morgan, Maria Norvell and Desmond Fletcher

Abstain: 2 - James Ahumada and Porter Gilberg

Absent: 3 - Leonard Adams Jr., Veronica Garcia and Christian Cooper

1. 20-005CP 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> |
|-----------------|-----------------------------------|
| 19-095 | Use of Force |
| 19-058 | Unbecoming Conduct |
| 19-076 | Unbecoming Conduct |
| 19-080 | Use of Force & Unbecoming Conduct |
| 19-042 | Unbecoming Conduct |
| 19-044 | Improper Arrest |
| 19-138 | Unbecoming Conduct |
| 19-047 | Unbecoming Conduct |

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

REGULAR AGENDA (5:33 PM)

2. 20-006CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, January 9, 2019.

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

Yes: 6 - James Ahumada, Dana Buchanan, Veronica Garcia, Dianne McNinch, Maria Norvell and Desmond Fletcher

Abstain: 2 - Porter Gilberg and Justin Morgan

Absent: 2 - Leonard Adams Jr. and Christian Cooper

3. 20-008CP Recommendation to adopt the proposed Citizen Police Complaint Commission Meeting Schedule for 2020.

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

Yes: 8 - James Ahumada, Dana Buchanan, Veronica Garcia, Porter Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell and Desmond Fletcher

Absent: 2 - Leonard Adams Jr. and Christian Cooper

PUBLIC COMMENT (5:36 PM)

20-010CP Denise Watsom spoke; and submitted handouts.

This CP-Agenda Item was received and filed.

Chair Fletcher spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Sarah Green, Deputy City Attorney, spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Commissioner Norvell spoke.

Sarah Green, Deputy City Attorney, spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Chair Fletcher spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Chair Fletcher Commissioner Gilberg, and Patrick Weithers, Manager of the CPCC.

Sarah Green, Deputy City Attorney, spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Sarah Green, Deputy City Attorney, spoke.

MANAGER'S REPORT (6:00 PM)

Patrick Weithers, Manager of the CPCC, informed the Commissioners about changes to the December meeting date from Thursday, December 10, 2020 to Wednesday, December 9, 2020 and gave an update regarding the CPCC 2020 Annual Retreat on Friday, April 24, 2020.

REMARKS FROM THE CHAIR AND COMMISSIONERS (6:01 PM)

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Sarah Green, Deputy City Attorney, spoke.

Patrick Weithers, Manager of the CPCC, spoke.

Commissioner Gilberg spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Commissioner McNinch spoke.

Chair Fletcher spoke.

RECESS TO CLOSED SESSION (6:08 PM)

At 6:08 PM, there being no objection, Chair Fletcher recessed the meeting to Closed Session.

RECONVENE FROM CLOSED SESSION (10:46 PM)

At 10:46 PM, Chair Fletcher reconvened the meeting.

ROLL CALL (10:46 PM)

Commissioners James Ahumada, Dana Buchanan, Veronica Garcia, Porter

Present: Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell,
Christian Cooper and Desmond Fletcher

Commissioners Leonard Adams Jr.

Absent:

4. 20-007CP 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. 19-067 Commissioners voted 9-0 on Allegation No. 1 - Use of Force for First, Second and Third Officers accused, 8-0-1 on Allegation No. 2 - Personal Search for First, Second, Third, Fourth and Fifth Officers accused, 7-2 on Allegation No. 3 - Sexual Misconduct for First, Second, Third, Fourth and Fifth Officers accused and 6-3 on Allegation No. 4 - Unbecoming Conduct for Officer accused;

[2] Case No. 19-053 Commissioners voted 9-0 on Allegation No. 1 - Failure to Investigate for First, Second and Third Officers accused, Allegation No. 2 - Bias Based Policing for First and Second Officers accused, Allegation Nos. 3 - Failure to Take Action and 4 - Failure to Investigate for Officer accused, and Allegation No. 5 - Unbecoming Conduct for the Long Beach Police Department;

[3] Case No. 19-005 Commissioners voted 9-0 on Allegation Nos. 1 Unbecoming Conduct and 2 - Unbecoming Conduct for Officer accused, and Allegation No. 3 - Unbecoming Conduct for First and Second Officers accused;

[4] Case No. 19-024 Commissioners voted 9-0 on Allegation No. 1 - Bias Based Policing and Allegation No. 2 - Improper Arrest for First, Second and Third Officers accused;

[5] Case No. 19-049 Commissioners voted 9-0 on Allegation No. 1 - Use of Force for First and Second Officers accused, Allegation Nos. 2 - Use of Force, 3 - Unbecoming Conduct, 4 - Improper Arrest and 5 - Improper Arrest for Officer Accused;

[6] Case No. 19-153 Commissioners voted 9-0 on Allegation Nos. 1 - Failure to Investigate, 2 - Unbecoming Conduct, 3 - Failure to Take Action and 4 - Unbecoming Conduct for Officer accused;

[7] Case No. 19-008 Commissioners voted 9-0 on Allegation Nos. 1 - Unbecoming Conduct and 2 - Failure to Take Action for Officer accused;

[8] Case No. 19-043 Commissioners voted 9-0 on Allegation Nos. 1 - Failure to Take Report and 2 - Failure to Take Report for First and Second Officers accused;

[9] Case No. 19-051 Commissioners voted 8-1 on Allegation No. 1 - Failure to Take Action for First and Second Officers accused;

[10] Case No. 19-063 Commissioners voted 9-0 on Allegation Nos. 1 - Improper Detention and 2 - Unbecoming Conduct for First and Second Officers accused;

[11] Case No. 19-066 Commissioners voted 9-0 on Allegation No. 1 - Unbecoming Conduct for Officer accused; and

[12] Case No. 19-086 Commissioners voted 9-0 on Allegation No. 1 - Use of Force for Officer accused.

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

Yes: 9 - James Ahumada, Dana Buchanan, Veronica Garcia, Porter Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell, Christian Cooper and Desmond Fletcher

Absent: 1 - Leonard Adams Jr.

PUBLIC COMMENT (10:51 PM)

No members of the public addressed the commission.

ADJOURNMENT (10:51 PM)

At 10:51 PM, there being no objection, Chair Fletcher declared the meeting adjourned.

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

**THURSDAY, MARCH 12, 2020
411 W. OCEAN BOULEVARD
CIVIC CHAMBERS/LOUNGE, 5:30 PM**

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



Veronica Garcia, Commissioner
Porter Gilberg, Commissioner
Dianne McNinch, Commissioner
Justin Morgan, Commissioner
Maria Norvell, Commissioner

Patrick Weithers, Manager of the CPCC

CLOSED SESSION

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

| 1. 20-014CP | <u>CPCC NO.</u> | <u>ALLEGATION(S)</u> |
|-------------|-----------------|--|
| | 19-056 | Unbecoming Conduct |
| | 19-060 | Improper Arrest, Unbecoming Conduct, Improper Entry & Misappropriation of Property |
| | 19-070 | Unbecoming Conduct & Misappropriation of Property |
| | 19-101 | Failure to Investigate |
| | 19-061 | Use of Force & Unbecoming Conduct |
| | 19-064 | Unbecoming Conduct |
| | 19-075 | Failure to Take Report & Unbecoming Conduct |
| | 19-068 | Use of Force |
| | 19-055 | Bias Based Policing & Unbecoming Conduct |
| | 19-057 | Unbecoming Conduct |
| | 19-046 | Unbecoming Conduct |
| | 19-079 | Unbecoming Conduct & Misuse of Authority |
| | 19-078 | Use of Force |
| | 19-054 | Failure to Take Action & Unbecoming Conduct |
| | 19-090 | Unbecoming Conduct |

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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