

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

**CITIZENS 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**

CALL TO ORDER

ROLL CALL

CONSENT CALENDAR

1. 20-015CP 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>
19-069	Unbecoming Conduct
19-091	Unbecoming Conduct
19-111	Profanity, Use of Force
19-151	Misappropriation of Property
19-074	Unbecoming Conduct, Bias Based Policing, Improper Detention
19-087	Unbecoming Conduct

Suggested Action: Approve recommendation.

REGULAR AGENDA

2. 20-016CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, March 12, 2020.

Suggested Action: Approve recommendation.

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. 20-017CP 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.

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NOTE:

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CITY OF LONG BEACH
CITIZEN POLICE COMPLAINT
COMMISSION MINUTES

THURSDAY, MARCH 12, 2020
411 W. OCEAN BOULEVARD
CIVIC CHAMBERS, 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 (5:35 PM)

At 5:35 PM, Chair Fletcher called the meeting to order.

ROLL CALL (5:35 PM)

Commissioners Veronica Garcia, Dianne McNinch, Justin Morgan, Maria Norvell,
Present: Christian Cooper and Desmond Fletcher
Commissioners Leonard Adams Jr., James Ahumada, Dana Buchanan and
Absent: Porter Gilberg

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; Jonathan Nagayama, City Clerk Specialist; Karen Baldwin, City Clerk Specialist.

CONSENT CALENDAR (5:36 PM)

Passed the Consent Calendar

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

Yes: 6 - Veronica Garcia, Dianne McNinch, Justin Morgan, Maria Norvell, Christian Cooper and Desmond Fletcher

Absent: 4 - Leonard Adams Jr., James Ahumada, Dana Buchanan and Porter Gilberg

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>CPCO 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

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

REGULAR AGENDA (5:36 PM)

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

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

Yes: 6 - Veronica Garcia, Dianne McNinch, Justin Morgan, Maria Norvell, Christian Cooper and Desmond Fletcher

Absent: 4 - Leonard Adams Jr., James Ahumada, Dana Buchanan and Porter Gilberg

PUBLIC COMMENT (5:37 PM)

No members of the public addressed the commission.

MANAGER'S REPORT (5:38 PM)

Patrick Weithers, Manager of the CPCC, informed the Commissioners that the City Manager Report is available online; announced the CPCC 2019 annual report is still in progress; and reminded the Commissioners that the CPCC 2020 Annual Retreat will be on Friday, April 24, 2020, at the Billie Jean King Library.

REMARKS FROM THE CHAIR & COMMISSIONERS (5:38 PM)

There were no remarks from the Chair or Commissioners.

RECESS TO CLOSED SESSION (5:39 PM)

At 5:39 PM, there being no objection, Chair Fletcher recessed the meeting to Closed Session.

RECONVENE FROM CLOSED SESSION (9:09 PM)

At 9:09 PM, Chair Fletcher reconvened the meeting.

ROLL CALL (9:09 PM)

Commissioners Veronica Garcia, Dianne McNinch, Justin Morgan, Maria Norvell,
Present: Christian Cooper and Desmond Fletcher

Commissioners Leonard Adams Jr., James Ahumada, Dana Buchanan and
Absent: Porter Gilberg

3. 20-013CP 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. 19-056 Commissioners voted 3-2-1 on Allegation No. 1 - Unbecoming Conduct for First and Second Officers accused;

[2] Case No. 19-060 Commissioners voted 6-0 on Allegation Nos. 1 - Improper Arrest, 2 - Unbecoming Conduct, 3 - Unbecoming Conduct, 4 -

Unbecoming Conduct, 5 - Improper Entry, 6 - Misappropriation of Property, and 7 - Unbecoming Conduct for Officer accused;

[3] Case No. 19-070 Commissioners voted 6-0 on Allegation Nos. 1 - Unbecoming Conduct for First and Second Officers accused, 2 - Unbecoming Conduct, and 3 - Misappropriation of Property for Officer accused;

[4] Case No. 19-101 Commissioners voted 6-0 on Allegation No. 1 - Failure to Investigate for Officer accused;

[5] Case No. 19-061 Commissioners voted 5-0-1 on Allegation No. 1 - Use of Force and 6-0 on Allegation No. 2 - Unbecoming Conduct for Officer accused;

[6] Case No. 19-064 Commissioners voted 6-0 on Allegation Nos. 1 - Unbecoming Conduct and 2 - Unbecoming Conduct for Officer accused;

[7] Case No. 19-075 Commissioners voted 6-0 on Allegation Nos. 1 - Failure to Take Report and 2 - Unbecoming Conduct for Officer accused;

[8] Case No. 19-068 Commissioners voted 6-0 on Allegation No. 1 - Use of Force for Officer accused;

[9] Case No. 19-055 Commissioners voted 6-0 on Allegation Nos. 1 - Bias Based Policing and 2 - Unbecoming Conduct for Officer accused;

[10] Case No. 19-057 Commissioners voted 6-0 on Allegation No. 1 - Unbecoming Conduct for Officer accused;

[11] Case No. 19-046 Commissioners voted 5-1 on Allegation No. 1 - Unbecoming Conduct for Officer accused;

[12] Case No. 19-079 Commissioners voted 6-0 on Allegation Nos. 1 - Unbecoming Conduct, 2 - Misuse of Authority, and 3 - Misuse of Authority for Officer accused;

[13] Case No. 19-078 Commissioners voted 6-0 on Allegation No. 1 - Use of Force for Officer accused;

[14] Case No. 19-054 Commissioners voted 6-0 on Allegation Nos. 1 - Failure to Take Action for First and Second Officer accused and 2 - Unbecoming Conduct for Officer accused; and

[15] Case No. 19-090 Commissioners voted 5-0-1 on Allegation No. 1 - Unbecoming Conduct for Officer accused.

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

Yes: 6 - Veronica Garcia, Dianne McNinch, Justin Morgan, Maria Norvell, Christian Cooper and Desmond Fletcher

Absent: 4 - Leonard Adams Jr., James Ahumada, Dana Buchanan and Porter Gilberg

PUBLIC COMMENT (9:15 PM)

No members of the public addressed the commission.

ADJOURNMENT (9:15 PM)

At 9:15 PM, there being no objection, Chair Fletcher declared the meeting adjourned.

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CLOSED SESSION

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

1. 20-018CP	<u>CPCC NO.</u>	<u>ALLEGATION(S)</u>
	19-073	Unbecoming Conduct & Dishonesty
	19-089	Improper Arrest, Unbecoming Conduct & Bias Based Policing
	19-082	Improper Detention & Use of Force
	19-081	Misappropriation of Property & Use of Force
	19-094	Bias Based Policing
	19-092	Unbecoming Conduct
	20-012	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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