

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

**THURSDAY, JANUARY 12, 2023
411 W. OCEAN BOULEVARD
CIVIC CHAMBERS, 5:30 PM**

Michael Soto, Chair
Michele Anderson, Vice Chair
Irma Archuleta, Commissioner
Michael L. Bates, Commissioner
Dana Buchanan, Commissioner



David Ochoa, Commissioner
Kenneth Shiozaki-Kawamoto, Commissioner
Merry Taheri, Commissioner
Rocio Torres, Commissioner
Brent Walmsley, Commissioner

Patrick Weithers, Manager of the CPCC

**CITIZEN POLICE COMPLAINT COMMISSION MEETING IN-PERSON/VIRTUAL
HYBRID MEETING PURSUANT TO AB 361 (GOV. CODE SECTION 54953(e)(1)-(2))**

**JOIN VIA ZOOM, PLEASE DIAL: (213) 338-8477 / MEETING ID: 989 2201 7866
<https://longbeach-gov.zoom.us/j/98922017866>**

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**MEMBERS OF THE PUBLIC 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](mailto: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

REGULAR AGENDA

1. 23-001CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, December 8, 2022.

Suggested Action: Approve recommendation.

PUBLIC COMMENT:

Opportunity to address the Commission (on non-agenda items). 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 OR 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

2. 23-002CP Recommendation to receive Commission's vote and refer findings to the City Manager.

Suggested Action: Approve recommendation.

PUBLIC COMMENT:

Opportunity to address the Commission (on non-agenda items). Each speaker is allowed three (3) minutes to make their comments unless that time is 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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NOTE:

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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)។

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

**THURSDAY, DECEMBER 8, 2022
411 W. OCEAN BOULEVARD
CIVIC CHAMBERS, 5:30 PM**

Michael Soto, Chair
Michele Anderson, Vice Chair
Irma Archuleta, Commissioner
Michael L. Bates, Commissioner
Dana Buchanan, Commissioner



David Ochoa, Commissioner
Kenneth Shiozaki-Kawamoto, Commissioner
Merry Taheri, Commissioner
Rocio Torres, Commissioner
Brent Walmsley, Commissioner

Patrick Weithers, Manager of the CPCC

FINISHED AGENDA & DRAFT MINUTES

**CITIZEN POLICE COMPLAINT COMMISSION MEETING IN-PERSON/VIRTUAL
HYBRID MEETING PURSUANT TO AB 361 (GOV. CODE SECTION 54953(e)(1)-(2))**

CALL TO ORDER (5:30 PM)

At 5:30 PM, Chair Soto called the meeting to order.

ROLL CALL (5:30 PM)

Commissioners Michael L. Bates, Dana Buchanan, David Ochoa, Rocio Torres,
Present: Merry Taheri, Brent Walmsley, Michele Anderson and Michael
Soto

Commissioners Irma Archuleta and Kenneth Shiozaki-Kawamoto
Absent:

Also Present: Patrick Weithers, Manager of the CPCC; Terrance Pham, Special Investigator; Anita Lakhani, Deputy City Attorney; Alyssa Campos, City Clerk Specialist; Allison Bunma, Assistant City Clerk.

REGULAR AGENDA (5:31 PM)

1. 22-055CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, November 10, 2022.

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

Yes: 7 - Michael L. Bates, Dana Buchanan, David Ochoa, Rocio Torres, Merry Taheri, Brent Walmsley and Michael Soto

Absent: 3 - Irma Archuleta, Kenneth Shiozaki-Kawamoto and Michele Anderson

2. 22-056CP Recommendation to rescind the action taken on November 10, 2022, regarding CPCC Case No. 22-141.

Chair Soto spoke.

Commissioner Buchanan spoke.

A dialogue ensued between Chair Soto and Commissioner Buchanan.

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

Yes: 7 - Michael L. Bates, Dana Buchanan, David Ochoa, Rocio Torres, Merry Taheri, Brent Walmsley and Michael Soto

Absent: 3 - Irma Archuleta, Kenneth Shiozaki-Kawamoto and Michele Anderson

PUBLIC COMMENT (5:35 PM)

No members of the public addressed the Commission.

MANAGER'S REPORT (5:35 PM)

Patrick Weithers, Manager of the CPCC, spoke.

Linda Tatum, Assistant City Manager, spoke; and provided the Manager's report.

Chair Soto spoke.

Commissioner Buchanan spoke.

Linda Tatum, Assistant City Manager, spoke.

A dialogue ensued between Commissioner Buchanan and Linda Tatum, Assistant City Manager.

Commissioner Bates spoke.

Linda Tatum, Assistant City Manager, spoke.

Commissioner Buchanan spoke.

Linda Tatum, Assistant City Manger, spoke.

Chair Soto spoke.

Vice Chair Anderson spoke.

Commissioner Taheri spoke.

Linda Tatum, Assistant City Manager, spoke.

A dialogue ensued between Commissioner Taheri and Linda Tatum, Assistant City Manager.

REMARKS FROM THE CHAIR AND COMMISSIONERS (5:51 PM)

Chair Soto spoke.

RECESS TO CLOSED SESSION (5:52 PM)

At 5:51 PM, there being no objection, Chair Soto recessed the meeting to Closed Session.

RECONVENE FROM CLOSED SESSION (8:39 PM)

At 8:39 PM, Chair Soto reconvened the meeting.

ROLL CALL

Commissioners Michael L. Bates, Dana Buchanan, David Ochoa, Rocio Torres,
Present: Merry Taheri, Brent Walmsley, Michele Anderson and Michael
Soto

Commissioners Irma Archuleta and Kenneth Shiozaki-Kawamoto
Absent:

3. 22-057CP Recommendation to receive Commission's vote and refer findings to the City Manager.

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

[1] Case 22-141 Commissioners voted 8-0 on Allegation Nos. 1 - Failure to Investigate and 2 - Unbecoming Conduct for Officer accused;

[2] Case No. 22-004 Commissioners voted 8-0 on Allegation Nos. 1 - Failure to Investigate for First and Second Officers accused, 2 - Unbecoming Conduct, and 3 - Unbecoming Conduct, 4 - Failure to Investigate, and 5 - Unbecoming Conduct for Officer accused;

[3] Case No. 22-010 Commissioners voted 8-0 on Allegation Nos. 1 - Use of Force, 2 - Improper Arrest, 4 - Failure to Investigate for First and Second Officers accused and 3 - Improper Entry for Officer accused;

[4] Case No. 22-023 Commissioners voted 8-0 on Allegation Nos. 1 - Use of Force, 2 - Use of Force, 3 - Use of Force, and 4 - Use of Force for Officer accused;

[5] Case No. 22-009 Commissioners voted 8-0 on Allegation Nos. 1 - Unbecoming Conduct, 2 - Unbecoming Conduct, and 3 - Unbecoming Conduct for the Long Beach Police Department;

[6] Case No. 22-013 Commissioners voted 8-0 on Allegation Nos. 1 - Use of Force for First and Second Officers accused and 2 - Misuse of Authority for Officer accused;

[7] Case No. 22-002 Commissioners voted 7-1 on Allegation No. 1 - Unbecoming Conduct for Officer accused; and

[8] Case No. 22-001 Commissioners voted 8-0 on Allegation No. 1 - Failure to Investigate for Officer accused.

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

Yes: 8 - Michael L. Bates, Dana Buchanan, David Ochoa, Rocio Torres, Merry Taheri, Brent Walmsley, Michele Anderson and Michael Soto

Absent: 2 - Irma Archuleta and Kenneth Shiozaki-Kawamoto

4. 22-059CP eComments received for the Citizen Police Complaint Commission meeting of Thursday, December 8, 2022.

This CP-Agenda Item was received and filed.

PUBLIC COMMENT (8:44 PM)

No members of the public addressed the Commission.

ADJOURNMENT (8:44 PM)

At 8:44 PM, there being no objection, Chair Soto declared the meeting adjourned.

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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.

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

**THURSDAY, JANUARY 12, 2023
411 W. OCEAN BOULEVARD
CIVIC CHAMBERS/LOUNGE, 5:30 PM**

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Michele Anderson, Vice Chair
Irma Archuleta, Commissioner
Michael L. Bates, Commissioner
Dana Buchanan, Commissioner



David Ochoa, Commissioner
Kenneth Shiozaki-Kawamoto, Commissioner
Merry Taheri, Commissioner
Rocio Torres, Commissioner
Brent Walmsley, Commissioner

Patrick Weithers, Manager of the CPCC

CLOSED SESSION

**CITIZEN POLICE COMPLAINT COMMISSION MEETING IN-PERSON/VIRTUAL
HYBRID MEETING PURSUANT TO AB 361 (GOV. CODE SECTION 54953(e)(1)-(2))**

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

1. 23-003CP	<u>CPCC NO.</u>	<u>ALLEGATION(S)</u>
	22-038	Failure to Investigate & Unbecoming Conduct
	22-011	Unbecoming Conduct, Dishonesty, & Failure to Investigate
	22-015	Unbecoming Conduct
	22-018	Failure to Investigate
	22-020	Unbecoming Conduct
	22-026	Use of Force
	22-044	Failure to Take Report

ADJOURNMENT

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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