

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

**THURSDAY, AUGUST 11, 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
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: 960 9085 6334
<https://longbeach-gov.zoom.us/j/96090856334>**

**TO PROVIDE PUBLIC COMMENT IN THE ZOOM MEETING RAISE YOUR HAND BY
CLICKING THE HAND ICON WHILE THE ITEM IS BEING READ BY THE CITY CLERK.
FOR ADDITIONAL INFORMATION PLEASE VISIT
[HTTPS://WWW.LONGBEACH.GOV/CITYCLERK/](https://www.longbeach.gov/cityclerk/)**

**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. 22-032CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, July 14, 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 AND 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. 22-033CP 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.

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NOTE:

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

1
**THURSDAY, JULY 14, 2022
411 W. OCEAN BOULEVARD
CIVIC CHAMBERS, 5:30 PM**

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



Dianne McNinch, Commissioner
David Ochoa, Commissioner
Kenneth Shiozaki-Kawamoto, Commissioner
Michael Soto, Commissioner
Merry Taheri, 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 Buchanan called the meeting to order.

ROLL CALL (5:30 PM)

Commissioners Michele Anderson, Irma Archuleta, Michael L. Bates, David
Present: Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana
Buchanan

Commissioners Merry Taheri, Dianne McNinch and Michael Soto
Absent:

Also Present: Patrick Weithers, Manager of the CPCC; Terrance Pham, Special Investigator; Chris Crisostomo, Special Investigator; Anita Lakhani, Deputy City Attorney; Lee DeBrabander, Commander, Long Beach Police Department; Kyle Smith, City Clerk Specialist.

1. 22-027CP Recommendation to hold an election for the position of Chair and Vice Chair of the Citizen Police Complaint Commission for 2022 - 2023.

Chair Buchanan declared the nominations open for Chair.

Commissioner Bates nominated Commissioner Soto for Chair of the Citizen Police Complaint Commission.

There being no further nominations, Chair Buchanan declared the nominations closed for Chair.

A motion was made by Commissioner Bates, seconded by Walmsley, to approve recommendation to nominate Commissioner Soto for Chair of the Citizen Police Complaint Commission. The motion carried by the following vote:

Yes: 6 - Irma Archuleta, Michael L. Bates, David Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana Buchanan

Absent: 4 - Michele Anderson, Merry Taheri, Dianne McNinch and Michael Soto

Commissioner Buchanan declared the nominations open for Vice Chair.

Commissioner Buchanan nominated Commissioner Anderson for Vice Chair of the Citizen Police Complaint Commission.

There being no further nominations, Commissioner Buchanan declared the nominations closed for Vice Chair.

A motion was made by Commissioner Bates, seconded by Walmsley, to approve recommendation to nominate Commissioner Anderson for Vice Chair of the Citizen Police Complaint Commission. The motion carried by the following vote:

Yes: 6 - Irma Archuleta, Michael L. Bates, David Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana Buchanan

Absent: 4 - Michele Anderson, Merry Taheri, Dianne McNinch and Michael Soto

REGULAR AGENDA (5:35 PM)

2. 22-028CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, June 9, 2022.

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

Yes: 6 - Irma Archuleta, Michael L. Bates, David Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana Buchanan

Absent: 4 - Michele Anderson, Merry Taheri, Dianne McNinch and Michael Soto

PUBLIC COMMENT (5:36 PM)

No members of the public addressed the Commission.

MANAGER'S REPORT (5:36 PM)

Patrick Weithers, Manager of CPCC, spoke; and presented the Manager's Report.

Chris Crisostomo, Special Investigator, spoke.

REMARKS FROM THE CHAIR AND COMMISSIONERS (5:39 PM)

Commissioner Archuleta spoke.

Commissioner Buchanan spoke.

RECESS TO CLOSED SESSION (5:40 PM)

At 5:40 PM, there being no objection, Commissioner Buchanan recessed the meeting to Closed Session.

RECONVENE FROM CLOSED SESSION (9:51 PM)

At 9:51 PM, Vice Chair Anderson reconvened the meeting.

ROLL CALL (9:51 PM)

Commissioners Michele Anderson, Irma Archuleta, Michael L. Bates, David
Present: Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana
Buchanan

Commissioners Merry Taheri, Dianne McNinch and Michael Soto
Absent:

3. 22-029CP Recommendation to receive Commission's vote and refer findings to the City Manager.

Vice Chair Anderson reported out from Closed Session the following actions taken:

[1] Case 21-080 Commissioners voted 5-2 on Allegation No. 1 - Failure to Take Report, 7-0 on Allegation Nos. 2 - Failure to Take Action for First, Second, and Third Officers accused; 4 - Unbecoming Conduct, 5 - Failure to Take Investigate, 6 - Unbecoming Conduct for Officer accused, and 6-1 on Allegation No. 3 - Unbecoming Conduct for First and Second Officers accused;

[2] Case No. 21-079 Commissioners voted 7-0 on Allegation Nos. 1 - Unbecoming Conduct, 2 - Improper Search for Officer accused, 3 - Unbecoming Conduct for First, Second, Third, Fourth, Fifth, Sixth, and Seventh Officers accused 4 - Improper Entry for First, Second, Third, and Fourth Officers accused, and 5 - Unbecoming Conduct for First and Second Officers accused;

[3] Case No. 21-092 Commissioners voted 7-0 on Allegation Nos. 1 - Vehicle Search, 2 - Improper Search, 3 - Improper Search, and 4 - Unbecoming Conduct for First, Second, and Third Officers accused;

[4] Case No. 21-114 Commissioners voted 7-0 on Allegation Nos. 1 - Unbecoming Conduct, 2 - Harassment, 3 - Use of Force for Officer, and 4 - Failure to Care for Property for the Long Beach Police Department;

[5] Case No. 21-124 Commissioners voted 6-0-1 on Allegation No. 1 - Dishonesty, 7-0 on Allegation Nos. 2 - Unbecoming Conduct, and 3 - Unbecoming Conduct for Officer accused;

[6] Case No. 21-083 Commissioners voted 7-0 on Allegation Nos. 1 - Failure to Take Action and 2 - Unbecoming Conduct for First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, and Ninth Officers accused;

[7] Case No. 21-074 Commissioners voted 7-0 on Allegation Nos. 1 - Unbecoming Conduct for First, Second, and Third Officers accused and 2 - Misuse of Authority for First and Second Officers accused;

[8] Case No. 21-112 Commissioners voted 7-0 on Allegation Nos. 1 - Failure to Take Report and 2 - Unbecoming Conduct for First and Second Officers accused;

[9] Case No. 21-126 Commissioners voted 7-0 on Allegation Nos. 1 - Unbecoming Conduct and 2 - Unbecoming Conduct for Officer accused;

[10] Case No. 21-076 Commissioners voted 7-0 on Allegation No. 1 - Harassment for Officer accused;

[11] Case No. 21-078 Commissioners voted 7-0 on Allegation No. 1 - Unbecoming Conduct for Officer accused; and

[12] Case No. 22-056 Commissioners voted 7-0 on Allegation No. 1 - Unbecoming Conduct for First and Second Officers accused.

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

Yes: 7 - Michele Anderson, Irma Archuleta, Michael L. Bates, David Ochoa, Kenneth Shiozaki-Kawamoto, Brent Walmsley and Dana Buchanan

Absent: 3 - Merry Taheri, Dianne McNinch and Michael Soto

4. 22-031CP eComments received for the Citizen Police Complaint Commission meeting of Thursday, July 14, 2022.

This CP-Agenda Item was received and filed.

PUBLIC COMMENT (9:58 PM)

No members of the Public addressed the Commission.

ADJOURNMENT (9:58 PM)

At 9:58 PM, there being no objection, Vice Chair Anderson declared the meeting adjourned.

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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
Brent Walmsley, Commissioner

Patrick Weithers, Manager of the CPCC

CLOSED SESSION

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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. 22-034CP	<u>CPCC NO.</u>	<u>ALLEGATION(S)</u>
	21-102	Improper Detention, Improper Arrest, Unbecoming Conduct, Failure to Take Action, & Use of Force
	21-098	Unbecoming Conduct, Profanity, & Failure to Take Action
	21-097	Unbecoming Conduct, Vehicle Search, & Personal Search
	21-105	Use of Force & Unbecoming Conduct
	21-089	Unbecoming Conduct
	21-091	Profanity & Racial Bias

(Agenda Item No. 1 continues on page 2)

21-099	Unbecoming Conduct
22-076	Unbecoming Conduct
21-100	Use of Force
21-085	Unbecoming Conduct
21-086	Unbecoming Conduct
21-088	Unbecoming Conduct
21-094	Use of Force
22-074	Unbecoming Conduct
21-082	Misuse of Authority
21-104	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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