

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

**THURSDAY, OCTOBER 13, 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: 927 5488 9795
<https://longbeach-gov.zoom.us/j/92754889795>**

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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. 22-048CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, September 8, 2022.

Suggested Action: Approve recommendation.

MANAGER'S REPORT

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.

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. 22-049CP 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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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

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 (5:35 PM)

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

ROLL CALL (5:35 PM)

Commissioners Michael L. Bates, Dana Buchanan, David Ochoa, Kenneth

Present: Shiozaki-Kawamoto, Merry Taheri, Brent Walmsley and Michael Soto

Commissioners Irma Archuleta and Michele Anderson

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; Jonathan Nagayama, City Clerk Analyst.

REGULAR AGENDA (5:35 PM)

1. 22-044CP Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, August 11, 2022.

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

Yes: 6 - Michael L. Bates, David Ochoa, Kenneth Shiozaki-Kawamoto, Merry Taheri, Brent Walmsley and Michael Soto

Absent: 3 - Irma Archuleta, Dana Buchanan and Michele Anderson

PUBLIC COMMENT (5:37 PM)

No members of the public addressed the Commission.

MANAGER'S REPORT (5:37 PM)

Patrick Weithers, Manager of the CPCC, spoke; and provided the Manager's report.

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

Chair Soto spoke.

RECESS TO CLOSED SESSION (5:39 PM)

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

RECONVENE FROM CLOSED SESSION (9:14 PM)

At 9:14 PM, Chair Soto reconvened the meeting.

ROLL CALL (9:14 PM)

Commissioners Michael L. Bates, Dana Buchanan, David Ochoa, Kenneth

Present: Shiozaki-Kawamoto, Merry Taheri, Brent Walmsley and Michael Soto

Commissioners Irma Archuleta and Michele Anderson

Absent:

2. 22-045CP 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 No. 21-080 Commissioners voted 7-0 on Allegation Nos. 1 - Harassment, 3 - Racial Profiling, and 6 - Harassment for First, Second, and Third Officers accused, Allegation Nos. 2 - Improper Arrest, 7 - Personal Search, 8 - Use of Force, and 9 - Improper Arrest for First and Second Officers accused, Allegation Nos. 4 - Improper Entry and 5 - Residence Search for First, Second, Third, Fourth, and Fifth Officers accused, and Allegation Nos. 10 - Harassment and 11 - Harassment for Officer accused;

[2] Case No. 21-093 Commissioners voted 5-2 on Allegation No. 1 - Unbecoming Conduct, 7-0 on Allegation Nos. 2 - Unbecoming Conduct and 4 - Unbecoming Conduct, 4-3 on Allegation No. 3 - Failure to Investigate, and 6-1 on Allegation No. 5 - Unbecoming Conduct for Officer accused;

[3] Case No. 21-123 Commissioners voted 7-0 on Allegation Nos. 1 - Misuse of Authority, 2 - Unbecoming Conduct, 3 - Unbecoming Conduct, and 4 - Failure to Take Action for First, Second, and Third Officers accused;

[4] Case No. 21-127 Commissioners voted 7-0 on Allegation Nos. 1 - Racial Profiling, 2 - Bias Based Policing, and 3 - Unbecoming Conduct for First and Second Officers accused;

[5] Case No. 21-128 Commissioners voted 7-0 on Allegation No. 1 - Failure to Take Report for the Long Beach Police Department;

[6] Case No. 21-125 Commissioners voted 6-0-1 on Allegation No. 1 - Failure to Take Report for Officer accused;

[7] Case No. 21-119 Commissioners voted 7-0 on Allegation No. 1 - Failure to Take Report for the Long Beach Police Department;

[8] Case No. 22-077 Commissioners voted 7-0 on Allegation No. 1 - Use of Force for First, Second, Third, and Fourth Officers accused;

[9] Case No. 22-043 Commissioners voted 7-0 on Allegation No. 1 - Unbecoming Conduct for Officer accused; and

[10] Case No. 22-082 Commissioners voted 7-0 on Allegation No. 1 - Unbecoming Conduct for Officer accused.

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

Yes: 7 - Michael L. Bates, Dana Buchanan, David Ochoa, Kenneth Shiozaki-Kawamoto, Merry Taheri, Brent Walmsley and Michael Soto

Absent: 2 - Irma Archuleta and Michele Anderson

3. 22-047CP eComments received for the Citizen Police Complaint Commission meeting of Thursday, September 8, 2022.

This CP-Agenda Item was received and filed.

PUBLIC COMMENT (9:20 PM)

No members of the public addressed the Commission.

ADJOURNMENT (9:20 PM)

At 9:20 PM, there being no objection, Chair Soto declared the meeting adjourned.

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CIVIC CHAMBERS/LOUNGE, 5:30 PM**

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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. 22-050CP	<u>CPCC NO.</u>	<u>ALLEGATION(S)</u>
	21-129	Improper Arrest
	21-131	Dishonesty, Vehicle Search, & Personal Search
	22-019	Unbecoming Conduct & Racial Profiling
	22-007	Misuse of Authority
	22-016	Failure to Take Action & Failure to Take Report
	21-130	Improper Entry & Unbecoming Conduct
	22-051	Unbecoming Conduct
	22-012	Unbecoming Conduct

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