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Section 1150. - CREATION OF CITIZEN POLICE COMPLAINT COMMISSION.

There is hereby created a Citizen Police Complaint Commission.

Sec. 1151. - MEMBERSHIP AND TERMS OF CITIZEN POLICE COMPLAINT COMMISSION.

The Citizen Police Complaint Commission shall be composed of eleven (11) members who are broadly representative of the racial, ethnic, religious, labor, business, age, gender, sexual orientation, and disabled members of the general public, and who reside in the City of Long Beach. Each member shall be appointed by the Mayor, subject to confirmation by the City Council. There shall be one Commission member appointed to represent each of the nine City Council districts, and two members appointed at large. Each member of the City Council shall nominate an individual to the Mayor to represent each respective Council district.

The term of each member of the Commission shall be for two years; provided, however, that of the eleven members first appointed after the effective date of the Article, a drawing will be held at the first meeting to determine who serves for two years and three years; six shall serve for three years, and five shall serve for two years. No person shall serve more than two full terms. Serving any portion of an un-expired term shall not be counted as service of one term.

Sec. 1152. - INDEPENDENT INVESTIGATOR.

The City Manager shall appoint an Independent Investigator, as needed, who shall serve at the pleasure of the City Manager. The investigator shall have the authority to receive, administer and investigate, at the direction of the Commission, allegations of police misconduct, with emphasis on excessive force, false arrest and complaints with racial or sexual overtones. The investigator shall thereafter report the results of said investigations to the Commission.

The office of the investigator shall be located outside of the Public Safety Building.

Sec. 1153. - POWERS AND DUTIES OF THE COMMISSION.

The Commission shall have the following powers and duties:

- A.
To receive, and in its discretion to administer and investigate, through the Independent Investigator, allegations of police misconduct, with emphasis on excessive force, false arrest, and complaints with racial or sexual overtones.
- B.
To conduct a hearing into allegations of police misconduct, when such hearing, in the discretion of the Commission, will facilitate the fact-finding process.
- C.
To subpoena and require the attendance of witnesses, and the production of books and papers pertinent to the investigation and to administer oaths to such witnesses to the extent permissible by law.
- D.
To thereafter make recommendations concerning allegations of misconduct to the City Manager, who shall have final disciplinary authority.
- E.
To recommend to the City Council the provision of such staff as is necessary to carry out its powers and duties under this Article. Upon authorization by the City Council, the City Manager shall select staff members, who shall serve at the pleasure of the City Manager. The Commission shall advise the City Manager of the performance of said staff, and the City Manager shall thereafter take such steps as he deems necessary to assure their satisfactory performance.

Sec. 1154. - CONFIDENTIALITY.

The hearing process shall be open to the public to the extent legally possible and insofar as it does not conflict with state or federal law.

Sec. 1155. - REVIEW AND EVALUATION.

On or before July 1, 1992, the Charter Amendment Committee of the City Council shall meet and evaluate the operation of the amendments to the Charter adopted by this Proposition on the April 1990 ballot. On or before January 1, 1993, the Charter Amendment Committee shall report its findings, in writing, together with any recommendations it wishes to make to the City Council. Thereafter, the City Council shall receive said report, findings and recommendations and take such implementing action as it deems appropriate and necessary.