

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

**THURSDAY, FEBRUARY 13, 2020
411 W. OCEAN BOULEVARD
MEDIA ROOM, 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 (5:32 PM)

At 5:32 PM, Chair Fletcher called the meeting to order.

ROLL CALL (5:32 PM)

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; Kyle Smith, City Clerk Specialist; Jonathan Nagayama, City Clerk Specialist.

Commissioners James Ahumada, Dana Buchanan, Veronica Garcia, Porter

Present: Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell,
Christian Cooper and Desmond Fletcher

Commissioners Leonard Adams Jr.

Absent:

CONSENT CALENDAR (5:33 PM)

Passed the Consent Calendar

**A motion was made by Commissioner McNinch, seconded by
Commissioner Norvell, to approve Consent Calendar Item. The
motion carried by the following vote:**

Yes: 5 - Dana Buchanan, Dianne McNinch, Justin Morgan, Maria Norvell and Desmond Fletcher

Abstain: 2 - James Ahumada and Porter Gilberg

Absent: 3 - Leonard Adams Jr., Veronica Garcia and Christian Cooper

1. [20-005CP](#) 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>
19-095	Use of Force
19-058	Unbecoming Conduct
19-076	Unbecoming Conduct
19-080	Use of Force & Unbecoming Conduct
19-042	Unbecoming Conduct
19-044	Improper Arrest
19-138	Unbecoming Conduct
19-047	Unbecoming Conduct

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

REGULAR AGENDA (5:33 PM)

2. [20-006CP](#) Recommendation to approve the minutes of the Citizen Police Complaint Commission Regular Meeting of Thursday, January 9, 2019.

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

Yes: 6 - James Ahumada, Dana Buchanan, Veronica Garcia, Dianne McNinch, Maria Norvell and Desmond Fletcher

Abstain: 2 - Porter Gilberg and Justin Morgan

Absent: 2 - Leonard Adams Jr. and Christian Cooper

3. [20-008CP](#) Recommendation to adopt the proposed Citizen Police Complaint

Commission Meeting Schedule for 2020.

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

Yes: 8 - James Ahumada, Dana Buchanan, Veronica Garcia, Porter Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell and Desmond Fletcher

Absent: 2 - Leonard Adams Jr. and Christian Cooper

PUBLIC COMMENT (5:36 PM)

[20-010CP](#)

Denise Watsom spoke; and submitted handouts.

This CP-Agenda Item was received and filed.

Chair Fletcher spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Sarah Green, Deputy City Attorney, spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Commissioner Norvell spoke.

Sarah Green, Deputy City Attorney, spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Chair Fletcher spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Chair Fletcher Commissioner Gilberg, and Patrick Weithers, Manager of the CPCC.

Sarah Green, Deputy City Attorney, spoke.

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Sarah Green, Deputy City Attorney, spoke.

MANAGER'S REPORT (6:00 PM)

Patrick Weithers, Manager of the CPCC, informed the Commissioners about changes to the December meeting date from Thursday, December 10, 2020 to Wednesday, December 9, 2020 and gave an update regarding the CPCC 2020 Annual Retreat on Friday, April 24, 2020.

REMARKS FROM THE CHAIR AND COMMISSIONERS (6:01 PM)

Commissioner Gilberg spoke.

Patrick Weithers, Manager of the CPCC, spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Sarah Green, Deputy City Attorney, spoke.

Patrick Weithers, Manager of the CPCC, spoke.

Commissioner Gilberg spoke.

A dialogue ensued between Commissioner Gilberg and Patrick Weithers, Manager of the CPCC.

Commissioner McNinch spoke.

Chair Fletcher spoke.

RECESS TO CLOSED SESSION (6:08 PM)

At 6:08 PM, there being no objection, Chair Fletcher recessed the meeting to Closed Session.

RECONVENE FROM CLOSED SESSION (10:46 PM)

At 10:46 PM, Chair Fletcher reconvened the meeting.

ROLL CALL (10:46 PM)

Commissioners James Ahumada, Dana Buchanan, Veronica Garcia, Porter

Present: Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell,
Christian Cooper and Desmond Fletcher

Commissioners Leonard Adams Jr.

Absent:

4. [20-007CP](#) 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. 19-067 Commissioners voted 9-0 on Allegation No. 1 - Use of Force for First, Second and Third Officers accused, 8-0-1 on Allegation No. 2 - Personal Search for First, Second, Third, Fourth and Fifth Officers accused, 7-2 on Allegation No. 3 - Sexual Misconduct for First, Second, Third, Fourth and Fifth Officers accused and 6-3 on Allegation No. 4 - Unbecoming Conduct for Officer accused;

[2] Case No. 19-053 Commissioners voted 9-0 on Allegation No. 1 - Failure to Investigate for First, Second and Third Officers accused, Allegation No. 2 - Bias Based Policing for First and Second Officers accused, Allegation Nos. 3 - Failure to Take Action and 4 - Failure to Investigate for Officer accused, and Allegation No. 5 - Unbecoming Conduct for the Long Beach Police Department;

[3] Case No. 19-005 Commissioners voted 9-0 on Allegation Nos. 1 Unbecoming Conduct and 2 - Unbecoming Conduct for Officer accused, and Allegation No. 3 - Unbecoming Conduct for First and Second Officers accused;

[4] Case No. 19-024 Commissioners voted 9-0 on Allegation No. 1 - Bias Based Policing and Allegation No. 2 - Improper Arrest for First, Second and Third Officers accused;

[5] Case No. 19-049 Commissioners voted 9-0 on Allegation No. 1 - Use of Force for First and Second Officers accused, Allegation Nos. 2 - Use of Force, 3 - Unbecoming Conduct, 4 - Improper Arrest and 5 - Improper Arrest for Officer Accused;

[6] Case No. 19-153 Commissioners voted 9-0 on Allegation Nos. 1 - Failure to Investigate, 2 - Unbecoming Conduct, 3 - Failure to Take Action and 4 - Unbecoming Conduct for Officer accused;

[7] Case No. 19-008 Commissioners voted 9-0 on Allegation Nos. 1 - Unbecoming Conduct and 2 - Failure to Take Action for Officer accused;

[8] Case No. 19-043 Commissioners voted 9-0 on Allegation Nos. 1 - Failure to Take Report and 2 - Failure to Take Report for First and Second Officers accused;

[9] Case No. 19-051 Commissioners voted 8-1 on Allegation No. 1 - Failure to Take Action for First and Second Officers accused;

[10] Case No. 19-063 Commissioners voted 9-0 on Allegation Nos. 1 - Improper Detention and 2 - Unbecoming Conduct for First and Second Officers accused;

[11] Case No. 19-066 Commissioners voted 9-0 on Allegation No. 1 - Unbecoming Conduct for Officer accused; and

[12] Case No. 19-086 Commissioners voted 9-0 on Allegation No. 1 - Use of Force for Officer accused.

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

Yes: 9 - James Ahumada, Dana Buchanan, Veronica Garcia, Porter Gilberg, Dianne McNinch, Justin Morgan, Maria Norvell, Christian Cooper and Desmond Fletcher

Absent: 1 - Leonard Adams Jr.

PUBLIC COMMENT (10:51 PM)

No members of the public addressed the commission.

ADJOURNMENT (10:51 PM)

At 10:51 PM, there being no objection, Chair Fletcher declared the meeting adjourned.

ks

NOTE:

If written language translation of the Commission agenda and minutes for non-English speaking persons is desired, please make your request by phone to the Office of the City Clerk at (562) 570-6101, 72 business hours prior to the Commission meeting.

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.

Si desea obtener la traducción escrita en otro idioma de la agenda y actas de la comisión para personas que no hablan inglés, haga su solicitud por teléfono a la Oficina de la Secretaría Municipal al (562) 570-6101, 72 horas hábiles antes de la reunión de la

បើមានការចង់បានឲ្យមានការបកប្រែឯកសារស្តីពីរបៀបរា: និងកំណត់ហេតុឲ្យ
អ្នកដែលមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើសំណើអ្នកតាមទូរស័ព្ទដោយហៅ
ការិយាល័យស្មៀនក្រុងតាមរយៈលេខ (562) 570-6101 (72 ម៉ោងធ្វើការមុននឹង
ចាប់ផ្តើមបើកកិច្ចប្រជុំគណកម្មការធម្មនុញ្ញ)។