The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton B. Goodlett Place, San Francisco, at 5:47 p.m., in a Regular Meeting.

PRESENT: Commissioners Renne, Sparks, Chan, Marshall, Veronese

PUBLIC COMMENT

John Kelly discussed concerns regarding DNA rape unit of the Crime Scenes Investigations Unit.

Jeanette discussed concerns regarding not receiving emails from district captain.

OCC DIRECTOR'S REPORT

- a. Review of Recent Activities
- **b.** Status Report on pending Policy Recommendations
- c. Report on OCC Best Practices

Taken out of order.

Director Kevin Allen presented the status report on pending policy recommendations and the report on OCC Best Practices.

Commissioner Marshall asked about pending policy recommendations. Director Allen stated that some of the recommendations do not have a general order attached to it.

PUBLIC COMMENT

Barbara Growth discussed concerns.

David Villalobos asked that Arabic translation be provided and added to the translation order.

COMMISSION ANNOUNCEMENTS

- a. Assignment of an Appeal of the Chief's Suspension of Officer Mario Defina (File No. M-JCT-D05-089, OCC #0422-04) to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner
- b. Assignment of an Appeal of the Chief's Suspension of Officer Steven Maionchi (File No. DRA D05-029, MCD A160-05) to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner

Taken out of order.

RESOLUTION NO. 80-05

ASSIGNMENT OF COMMISSIONER AND SETTING OF DATE FOR HEARING ON THE APPEAL OF THE CHIEF'S SUSPENSION OF OFFICER MARIO DEFINA (FILE NO. M-JCT-D05-089, OCC #0422-04)

WHEREAS, the assignment of a Commissioner and setting of a date for hearing on the appeal of the Chief's Suspension of Officer Mario Defina, Star No. 2059, was called it having been set for this date; and

WHEREAS, Commissioner Joe Alioto Veronese is hereby assigned to conduct taking of evidence in the appeal of the Chief's Suspension of Officer Mario Defina; therefore be it

RESOLVED, that Commissioner Joe Alioto Veronese is hereby

assigned to conduct taking of evidence in the appeal of the Chief's Suspension of Officer Mario Defina, and is to be set at a later date.

AYES: Commissioners Renne, Chan, Marshall, Sparks, Veronese

RESOLUTION NO. 81-05

ASSIGNMENT OF COMMISSIONER AND SETTING OF DATE FOR HEARING ON THE APPEAL OF THE CHIEF'S SUSPENSION OF OFFICER STEVEN MAIONCHI (FILE NO. DRA D05-029, MCD A160-05)

WHEREAS, the assignment of a Commissioner and setting of a date for hearing on the appeal of the Chief's Suspension of Officer Steven Maionchi, Star No. 512, was called it having been set for this date; and

WHEREAS, Commissioner Douglas Chan is hereby assigned to conduct taking of evidence in the appeal of the Chief's Suspension of Officer Steven Maionchi; therefore be it

RESOLVED, that Commissioner Douglas Chan is hereby assigned to conduct taking of evidence in the appeal of the Chief's Suspension of Officer Steven Maionchi, and is to be set at a later date.

AYES: Commissioners Renne, Chan, Marshall, Sparks, Veronese

SCHEDULING OF ITEM IDENTIFIED FOR CONSIDERATION AT FUTURE COMMISSION MEETINGS

Taken out of order.

Commissioner Sparks requested a presentation on the 10B Program.

Commissioner Chan would like the Department to report if there is an officer assigned to work on the DGO regarding translations.

CONSIDERATION AND POSSIBLE ACTION REGARDING THE REQUEST OF THE CHIEF OF POLICE TO WITHDRAW DISCIPLINARY CHARGES FILED AGAINST SERGEANT LEANNA M. DAWYDIAK (FILE NO. C04-160 JWA) AND SERGEANT ROBERT R. BOHANAN (FILE NO. C04-161 JWA)

Motion by Commissioner Chan, second by Commissioner Marshall to continue this item. Approved 5-0

PUBLIC EMPLOYEE PERFORMANCE EVALUATION: CHIEF OF POLICE (REVIEW OF FINDINGS AND DECISION REGARDING RETURN OF OFFICER TO DUTY FOLLOWING OFFICER-INVOLVED SHOOTING, CASE NO. 05-07)

Motion by Commissioner Chan, second by Commissioner Marshall to continue this item. Approved 5-0.

CONFERENCE WITH LEGAL COUNSEL - Anticipated Litigation Initiation of litigation pursuant to subdivision (c) of Government Code section 54956.9 (Number of potential cases -1)

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO THE CLOSED SESSION

Barbara Growth discussed concerns

VOTE ON WHETHER TO CONVENE TO CLOSED SESSION

Motion by Commissioner Marshall, second by Commissioner Veronese to hold Closed Session. Approved 5-0.

CLOSED SESSION AT 6:40 p.m. to 8:40 p.m.

POSSIBLE REPORT ON ACTION TAKEN IN CLOSED SESSION

Commissioner Renne announced that the Commission took no action on items before the Commission.

VOTE WHETHER TO DISCLOSE ANY OR ALL OF THE DISCUSSIONS HELD IN CLOSED SESSION

Motion by Commissioner Marshall, second by Commissioner Chan for non disclosure. Approved 5-0.

CHIEF'S REPORT

a. Update on significant policing efforts by Department members

Chief Fong updated the Commission on videos made while officers were on duty. Chief Fong stated that due to the inappropriate, shameful activities that are depicted in these videos, she is suspending approximately 20 members of the Department pending further investigation of the situation. The Chief also stated that the Mayor will be issuing an executive order creating an independent Blue Ribbon Commission to review the Department's personnel policies, standards of conduct, as well as training and will make recommendations.

Commissioner Renne stated that the Commission respects the way that the Chief is moving forward on this and the Commission shares the Chief's deep concern and the statement that she has conveyed.

PUBLIC COMMENT

None

Motion by Commissioner Chan, second by Commissioner Marshall to adjourn the meeting. Approved 5-0.

Thereafter, the meeting was adjourned at 8:46 p.m.

Sergeant Joseph Reilly Secretary San Francisco Police Commission

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