DECEMBER 8, 2010 REGULAR MEETING

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 5:35 p.m., in a Regular Meeting.

PRESENT: Commissioners Mazzucco, Marshall, DeJesus, Chan, Hammer, Kingsley

ABSENT: Commissioner Slaughter

APPROVAL OF CONSENT CALENDAR

 Office of Citizen Complaints Monthly Comprehensive Statistical Report for the Period of January 1, 2010 through November 30, 2010 and January 1, 2009 through November 30, 2009

- Request of Officer Leon Sorhondo to accept an award for the 2010 Policeman of the Year of \$1,000.00 from the Nob Hill Association
- Police Commission Disciplinary Case Statistical Summary as of December 1,
 2010

PUBLIC COMMENT

None

Motion by Commissioner Marshall, second by Commissioner Hammer, received and filed. Approved 6-0.

PUBLIC COMMENT

Christine Harris handed the Commission a news release document regarding energy weapons.

Doug Millar discussed concerns regarding violent crimes against children covered up by the Police Department.

Clyde commended Commissioner Hammer for his work regarding DNA testing.

REPORTS TO THE COMMISSION

- a. Chief's Report
- Review of recent activities
- Discussion regarding Department Bulletin No. 10-156, "Revision to Department General Order 5.02 – Use of Firearms," issued 06/03/10

Assistant Chief Shawyer, for Chief Gascón who is on his way, gave a brief update on crime statistics.

Sergeant Michael Nevin, Internal Affairs, presented the update regarding Department Bulletin 10-156 and stated that DGO 5.02 is currently in the revision process.

Commissioner Hammer asked to have a date certain in January to consider, have public comment, and vote on this general order.

Commissioner DeJesus asked when can the Commission expect the DGO and is the department meeting and conferring with the OCC. Sgt. Nevin stated that he is working with the Written Directives Unit who will handle the meet-and-confer process.

Commissioner Chan asked that the Department meet and confer with the OCC regarding this DGO and asked for a date certain to calendar this item.

Ms. Porter asked that this be calendared for the first meeting in February.

b. OCC Director's Report

- Review of recent activities

Director Hicks reported that in November the OCC participated in 6 mediations and 3 in December. Director Hicks also talked about outreach by the OCC at the Project Homeless Connect at the Bill Graham Auditorium.

- c. Commission Reports
- Commission President's Report
- Commissioners' Reports

Commissioner Mazzucco reported on his recent ride along with Central Station officers and commended the officers for their actions in dealing with individuals with mental health issues and their actions with dealing with the community.

Commissioner Mazzucco asked that there be a meeting in regard to mental health issues and the training received by the officers and how to work with other agencies to get their participation.

Commissioner Kingsley stated that she will have a ride along in the Bayview sometime in January and talked about a town hall meeting held at the Bayview that she attended last night.

Director Hicks stated that the Chief will be sending three SFPD representatives to Memphis to do a ride along with their officers in regards to how officers interact with the mentally ill.

Commissioner Hammer talked about rape kits and getting DNA samples tested within 14 days and commended Assistant Chief Schmitt and Captain Meixner for their work and leadership in this area.

PUBLIC COMMENT

Clyde clarified homicide number.

ROUTINE ADMINISTRATIVE BUSINESS

- a. Commission Announcements
- b. Scheduling of items identified for consideration at future Commission Meetings

Lieutenant Falvey announced that next week will be a Medal of Valor Ceremony, at 5:00 p.m., at UCSF Mission Bay Conference Center, 1675 Owens Street.

Commissioner Marshall also announced that December 22nd and 29th the Commission will not meet.

Lieutenant Falvey also announced that on Wednesday, January 5th, will be a community meeting in the Northern.

Commissioner Mazzucco announced February 2nd for adoption of general order regarding discharging of firearms.

Commissioner Kingsley asked that the Commission priorities be calendared sometime in January. Commissioner Mazzucco suggested January 12th.

PUBLIC COMMENT

None

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Marshall, second by Commissioner Hammer. Approved 6-0.

CLOSED SESSION (6:25 p.m. to 7:16 p.m.)

a. PERSONNEL EXCEPTION: Assignment of disciplinary charges filed in disciplinary Case No. ALW C10-244 to an individual Commissioner for the

taking of evidence on a date to be determined by the Commissioner (Assigned to Commissioner DeJesus, Resolution No. 124-10))

(PRESENT: Commissioners Mazzucco, Marshall, DeJesus, Chan, Hammer, Kingsley, Assistant Chief Shawyer, Deputy City Attorney M. Blits, Lt. Falvey, Risa Tom, Attorney J. Alden, Mr. Steve Johnson, Sergeant R. Ezirim)

b. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police Review of findings and decision to return officer to duty following officer-involved shooting (OIS case No. 10-013)

(PRESENT: Commissioners Mazzucco, Marshall, DeJesus, Chan, Hammer, Kingsley, Chief Gascón, Assistant Chief Shawyer, Lt. Falvey, Risa Tom, Sgt. M. Juarez, and Sgt. J. Jackson)

c. PERSONNEL EXCEPTION: Selection of a Court Clerk, Classification 8113, for the Police Commission Office

(PRESENT: Commissioners Mazzucco, Marshall, DeJesus, Chan, Hammer, Kingsley, Chief Gascón, Assistant Chief Shawyer, Lt. Falvey, Risa Tom)

d. PERSONNEL EXCEPTION: Discussion and possible action to accept or reject stipulated agreement of disciplinary charges filed in Case No. JWA C10-187 (PRESENT: Commissioners Mazzucco, Marshall, DeJesus, Chan, Hammer, Kingsley, Assistant Chief Shawyer, Deputy City Attorney M. Blits, Lt. Falvey, Risa Tom, Attorney J. Alden, Mr. Steve Johnson) (Resolution No. 125-10)

VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION

Motion by Commissioner Marshall, second by Commissioner Chan for non disclosure. Approved 6-0.

PUBLIC COMMENT None

ADJOURNMENT

Commissioner Mazzucco adjourned the meeting in memory of Officer Gary Hazelhofer. Motion by Commissioner Hammer, second by Commissioner Marshall. Approved 6-0.

Thereafter, the meeting was adjourned at 7:17 p.m., in memory of Officer Gary Hazelhofer.

Lieutenant Timothy Falvey
Secretary
San Francisco Police Commission

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