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 5:40 p.m., in a Regular Meeting.

PRESENT: Commissioners Marshall, Mazzucco, Chan, Hammer

ABSENT: Commissioner DeJesus

PUBLIC COMMENT

Christine Harris spoke in regards to being stalked by Sgt. Raymond Beazley after filing a police report.

Unidentified discussed concerns.

Raj Naicher discussed concern about mind control weapons

Clyde thanked Commissioner Hammer and the Chief.

REPORTS TO THE COMMISSION

- a. Chief's Report
- Report on the SFPD's Processing of Civil Immigration Warrants

Captain David Lazar presented the report on the SFPD's processing of Civil Immigration Warrants.

PRESENTATION OF THE DEPARTMENT'S BI-MONTHLY REPORT REGARDING THE AUDIT OF THE SECURE COMMUNITIES PROGRAM UNDER COMMISSION RESOLUTION 73-10, ADOPTED 6/23/10

Taken out of order.

Mr. Gordon Brussow, ID Manager, presented the audit of the secure communities program under Commission Resolution 73-10.

PUBLIC COMMENT (for Civil Immigration & Secure Communities)

Francis Duarte thanked the Commission for the S-Comm audit and for producing data but more must be done.

Veronica (through interpreter) discussed how secure communities can promote racial profiling and criminalize people who come to these country. She went on to talk about how this program can affect women.

Ariana thanked the Commission for the availability of translation and then discussed concerns about actions of police and building trust between the communities and the police.

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

Taken out of order.

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Taken out of order

Motion by Commissioner Mazzucco, second by Commissioner Hammer. Approved 4-0.

Closed session (6:59 p.m. – 7:56 p.m.)

PERSONNEL EXCEPTION: Status and calendaring of the following pending disciplinary cases:

File No. ALW C08-181

- File No. JCT C05-190
- File No. JWA C09-191
- File No. KMO D07-070 (Appeal of the Chief's Suspension)
- File No. JCT D06-180 (Appeal of the Chief's Suspension)
- File No. JCT D06-173 (Appeal of the Chief's Suspension)
- File No. JWA C09-220 & ALW C10-094
- File No. KMO C09-157

(PRESENT: Commissioners Marshall, Mazzucco, Chan, Hammer, Lt. Reilly, Deputy City Attorney Blits, Chief Gascon)

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

Motion by Commissioner Mazzucco, second by Commissioner Hammer for non disclosure. Approved 4-0.

DISCUSSION AND POSSIBLE ACTION TO ISSUE POLICE COMMISSION SUBPOENAS IN THE MATTER OF CASE NOS. C09-128 & C10-046 FOR HEARINGS SCHEDULED TO BEGIN ON AUGUST 23, 2010

Motion by Commissioner Hammer, second by Commissioner Mazzucco. Approved 4-0.

PUBLIC COMMENT

None

RESOLUTION NO. 78-10

APPROVAL TO ISSUE POLICE COMMISSION SUBPOENAS IN THE MATTER OF CASE NOS. JWA C09-128 & JWA C10-046 SCHEDULED TO BEGIN ON AUGUST 23, 2010

RESOLVED, that the Police Commission hereby approves request of Defense Counsel to issue Police Commission subpoenas for the disciplinary hearings in the matter of JWA C09-228 and JWA C10-046 scheduled to begin on August 23, 2010.

AYES: Commissioners Marshall, Mazzucco, Hammer, Chan

ABSENT: Commissioner DeJesus

REPORTS TO THE COMMISSION continued:

- a. Chief's Report
- Review of recent activities
- Status report regarding development of Brady Policy

Chief Gascon gave a brief update on crime statistics.

Director Jerry Tidwell presented the status report regarding development of the Brady Policy.

Commissioner Hammer requested a brief update on the crime lab situation.

OCC DIRECTOR'S REPORT

- Review of recent activities

Director Hicks have no report this week.

COMMISSION REPORTS

- Commission President's Report
- Commissioners' Reports

Commissioner Marshall spoke in regards to the Meserhle verdict and how dialogue with the community made a big difference and went on to thank Commissioner DeJesus for participating in his radio program

PUBLIC COMMENT

None

ROUTINE ADMINISTRATIVE BUSINESS

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

Lt. Reilly announced that the next community meeting will be in the Northern.

PUBLIC COMMENT

None

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Mazzucco, second by Commissioner Hammer. Approved 4-0.

Closed session: continued: (8:20 p.m. – 9:50 p.m.)

PUBLIC EMPLOYEE PEFORMANCE EVALUATION: Chief of Police Review of findings and decision to return officer to duty following an officerinvolved shooting (OIS Case No. 10-005)

(PRESENT: Commissioners Marshall, Mazzucco, Chan, Hammer, Lt. Reilly, Deputy City Attorney Blits, Chief Gascon, Sgt. Nevin)

PERSONNEL EXCEPTION: Discussion and possible action to adopt Findings of Fact supporting the Commission's Decision given March 17, 2010 in Case Nos. KMO D08-013 & JWF C08-014

(PRESENT: Commissioners Marshall, Mazzucco, Chan, Hammer, Lt. Reilly, Deputy City Attorney Blits, Chief Gascon)

Put over to July 21st.

PERSONNEL EXCEPTION: Discussion and possible action to decide disciplinary charges filed in Case No. ALW C09-190

(PRESENT: Commissioners Marshall, Mazzucco, Chan, Hammer, Lt. Reilly, Deputy City Attorney Blits, Chief Gascon, Attorney Worsham, Attorney Stiglich, member involved)

PERSONNEL EXCEPTION: Discussion and possible action to grant or deny an appeal of disciplinary action imposed by the Chief of Police in Case No. ALW D08-165 (Resolution No. 77-10)

(PRESENT: Commissioners Marshall, Mazzucco, Chan, Hammer, Lt. Reilly, Deputy City Attorney Blits, Chief Gascon, Attorney Worsham, Attorney Stiglich, member involved)

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

Motion by Commissioner Mazzucco, second by Commissioner Hammer for non disclosure. Approved 4-0.

ADJOURNMENT

Motion by Commissioner Mazzucco, second by Commissioner Hammer. Approved 4-0.

Thereafter, the meeting was adjourned at 9:57 p.m.

Lieutenant Joseph Reilly Secretary San Francisco Police Commission

1497/rct