# <u>JULY 7, 2010</u>

#### **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 5:42 p.m., in a Regular Meeting.

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

(Commissioner DeJesus arrived at 5:43 p.m.)

Lieutenant Reilly announced that the item under the Chief's Report in regards to Civil Immigration Warrants will be continued at a future date.

## **APPROVAL OF MINUTES**

### Regular Meeting of March 17, 2010

Motion by Commissioner Mazzucco, second by Commissioner Hammer. Approved 5-0.

#### APPROVAL OF CONSENT CALENDAR

Request of Officer Darwin Naval for approval to accept gifts of a couch, coffee table, and rug, from Sarah Finley, High Noon Entertainment, valued at \$2,000.00

Chief Gascón asked that the officer does this in his own time and not in uniform.

Motion by Commissioner Mazzucco, second by Commissioner Hammer to continue this item as per request by the Deputy City Attorney Ross. Approved 5-0.

## PUBLIC COMMENT

Unidentified discussed concerns with the officer appearing in uniform.

## **PUBLIC COMMENT**

Ernestine White discussed concerns regarding pit bulls and vicious breeds be banned from parks and that the Commission should ask the Supervisors to pass an ordinance. She went on to ask for foot patrol officers.

Robert Adler, retired longshoreman, discussed concerns regarding part of his pension being withheld.

Mr. Wright discussed concerns regarding crimes being committed by undocumented individuals.

Unidentified discussed energy weapons.

Unidentified read a passage from the bible.

Raj Naicker discussed energy weapons.

Barbara Groth discussed concerns.

## **REPORTS TO THE COMMISSION**

## a. Chief's Report

- Review of recent activities
- Status report regarding DNA Backlog
- Status report regarding development of Brady Policy
- Report on best practices for prioritization of forensic evidence processing analysis
- Report on SFPD's processing of Civil Immigration Warrants

Chief Gascón explained the continuance of the item in regards to Civil Immigration Warrants.

PUBLIC COMMENT (re: Civil Immigration Warrants)

Michelle Young, Chinese for Affirmative Action, talked about Language Access and community safety.

The Chief then went on with his report starting with a brief update on crime statistics.

Captain Meixner, Forensic Services, presented the status report regarding DNA backlog.

Assistant Chief Tabak presented the status report regarding development of the Brady Policy.

Commissioner Hammer suggested continuing the report regarding best practices for prioritization of forensic evidence for a later date.

## **OCC DIRECTOR'S REPORT**

- Review of recent activities

Director Hicks gave a brief report on case statistics and mediation.

#### **COMMISSION REPORTS**

- Commission President's Report
- Commissioners' Reports

#### **Status Report**

- Commissioners' Disciplinary Case Docket
- Commission Staffing

Commissioner Hammer talked about the disciplinary case docket and made some suggestions as to how to handle the disciplinary case docket.

Commissioner Mazzucco suggested having the 10 oldest cases with no set hearing dates to have the parties present next week for setting of hearing dates.

Commissioner Mazzucco reported in regards to Commission staffing and that the Commission interviewed four candidates for Commission Secretary and have forwarded two names to the Chief.

## PUBLIC COMMENT

Steve Johnson, POA, asked if he can attend the closed session in regards to discussion about disciplinary cases because he can help update the Commissioners as to status of the cases.

## **ROUTINE ADMINISTRATIVE BUSINESS**

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

Lieutenant Reilly announced that there will be no community meeting this month.

Commissioner Chan announced that next week will be the discussion in regards to S-Comm and Civil Immigration Warrants.

Commissioner DeJesus announced that she will be out of town next week.

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 5-0.

CLOSED SESSION (7:30 p.m. to 8:30 p.m.)

a. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police** (PRESENT: Commissioners Marshall, Mazzucco, DeJesus, Chan, Hammer, Lt. Reilly, Deputy City Attorney Ross, Chief Gascón)

# b. PERSONNEL EXCEPTION: Status and calendaring of pending disciplinary cases

(PRESENT: Commissioners Marshall, Mazzucco, DeJesus, Chan, Hammer, Lt. Reilly, Deputy City Attorney Ross, Chief Gascón)

# c. CONFERENCE WITH LEGAL COUNSEL: Anticipated Litigation City as Defendant; Number of Potential Cases: One

(PRESENT: Commissioners Marshall, Mazzucco, DeJesus, Chan, Hammer, Lt. Reilly, Deputy City Attorney Ross, Chief Gascón)

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

Motion by Commissioner Mazzucco, second by Commissioner DeJesus for non disclosure. Approved 5-0.

## **ADJOURNMENT**

Motion by Commissioner Mazzucco, second by Commissioner Chan. Approved 5-0.

Thereafter, the meeting was adjourned at 8:32 p.m.

Lieutenant Joseph Reilly Secretary San Francisco Police Commission

/rct