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 5:39 p.m., in a Regular Meeting.

PRESENT: Commissioners DeJesus, Lee, Mazzucco, Onek

ABSENT: Commissioners Sparks, Marshall

#### **ADOPTION OF MINUTES**

- Regular meetings of January 14th and 21, 2009

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

### **PUBLIC COMMENT**

Frank Martin Del Campo, SEIU, discussed concerns regarding dispute with the Department and the Payroll Unit.

Theresa Lang, Payroll Clerk, discussed concerns regarding unpaid overtime work due to staff shortages.

David Gonzalez, Payroll Clerk, discussed concerns regarding unpaid overtime work.

Fionnuala Campbell, Payroll Clerk, discussed concerns regarding unpaid overtime work.

Petra Diao, Sr. Payroll Clerk, discussed concerns about bringing work home to finish the work by the end of the pay period.

Leticia Hutchinson, Payroll Clerk, discussed concerns regarding unpaid overtime work.

So-Fong Yip, Payroll Clerk, discussed concerns regarding unpaid overtime work.

Reuben Goodman announced a vigil for Anita Gaye.

Deputy Chief Keohane responded in regards to issues brought by the Payroll Clerks. Chief Keohane stated that he met with the payroll clerks and discussed that in order to pay claims for past work, documentation is needed. He also stated that he will meet with Director Villagomez and will work with the Union in order to resolved this matter.

Commissioner DeJesus asked about shortage in staffing. Deputy Chief Keohane stated that the Department is short of a Payroll Manager, a Supervisor, and one clerk.

Commissioner Lee asked about better technology. Deputy Chief Keohane stated that the department is in the process of having a new human resources management system and hopefully this new system will streamline the payroll process.

Mr. Del Campo discussed concerns regarding the accuracy of presentation made by the Deputy Chief. Commissioner DeJesus asked that this item be calendared for a status report maybe next week.

#### **CONSENT CALENDAR**

- Police commission's 4<sup>th</sup> Quarter Report of Closed Session Disciplinary Actions (Veronese Resolution)

Received and filed.

## **REPORTS TO THE COMMISSION**

- a. Chief's Report
- Update on significant policing efforts by Department members

- Department's Budget Update
- Presentation of the 3<sup>rd</sup> and 4<sup>th</sup> Quarter FDRB Findings & Recommendations
- Presentation of the Officer-Involved Shooting Investigation Status Summary

Chief Fong stated that next week the Department will be presenting a report on the implementation of the zone strategy.

Commissioner Onek requested that a copy of the report be sent to the Commission prior to the presentation next week.

Mr. Ken Bukowski, Chief Financial Officer, presented the budget update. Mr. Bukowski presented the following budget timeline:

February 11 - Commission budget presentation

February 18 - Commission final review and approval of budget

February 20 - Budget due to Mayor's Office and Controller

March/April - Possible initial budget hearings by the Board

June 1 - Mayor's Office submits budget to the Board

Approximately June 15 to June 30 - Board hearings on budget

July - Adoption of final budget by the Board

Sergeant Mike Nevin, MCD, presented the 3<sup>rd</sup> and 4<sup>th</sup> Quarter FDRB Findings and Recommendations and the OIS Investigation and Status Summary.

- b. OCC Director's Report
- Review of recent activities
- OCC's Budget Update

Director Hicks presented the OCC's Budget Update. Direction Hicks also talked about the success of the Mediation Program. She stated that the success is due to three factors: (1) 92 percent eligible officer cooperation rate; (2) A dedicated group of volunteer mediators; and (3) the dedicated attorney position for mediation.

Commissioner DeJesus discussed concerns regarding the budget cuts for the OCC.

Commissioner Mazzucco expressed the same concern that the budget cuts will affect the mediation program.

Commissioner Onek also expressed the same concern and expressed his strong support for the mediation program and that it should be expanded and not cut back. Commissioner Onek also asked for a presentation on the mediation program as soon a possible so that the more people can be aware of it.

Director Hicks stated that she would like the budget approved next week and that she will present the OCC's Annual Report along with the presentation on the mediation program on March 11th.

Director Hicks also reported on cases closed. She stated that there were 116 cases closed this year; 385 cases pending, 289 from 2008 and 96 from 2009. She stated that there is an average of 23 case load per investigators.

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

- Chief of Police executive search
- Organizational and other contemporary studies
- Rules and procedures for Patrol Specials
- Commission Office staffing
- Subcommittee on Violent Crime

Commissioner Lee reported on the executive search for Chief of Police. She stated that she met with various police employee groups today and will have a follow-up meeting in mid March. She also announced that the Commission will have various community meetings in regards to the search and the first one will be on the 19<sup>th</sup> of February to be held at So. Beach Harbor, in Pier 40.

Commissioner Onek reported on implementation of recommendations from the PERF study.

Commissioner Mazzucco reported on the patrol specials rules and procedures. Commissioner Mazzucco also sent his regards to the Cesari Family.

Commissioner DeJesus reported in regards to Commission Office staffing and stated she would like to meet with the Department, Ken Bukowski, and the Mayor's Office in regards to funding of staff for the Commission office.

- Presentation of the Quarterly Report by the Department and the Office of Citizen Complaints regarding Policy Proposals (Sparks Resolution)

Captain Gonzalez, Planning Division, presented the report regarding Policy Proposals.

Ms. Elise Nicholson, OCC Attorney, commented on DGO 7.01, Juvenile and will report back to the Commission on March 18<sup>th</sup>, and talked about DGO 5.20, Language Access.

Officer Lisa Torres updated the Commission in regards to DGO 5.20, Language Access.

Ms. Nicholson, OCC, updated the Commission in regards to DGO 5.20, Language Access.

Ms. Carol Mo commented in regards to DGO 5.20.

Ms. Wendy Ling commented in regards to the Language Access brochure.

Ms. Angela Chan, Asian Law Caucus, commented in regards to the Language Access DGO.

Commissioner Lee asked about cell phones and suggested going through the private sector to access cell phones. Captain Gonzalez explained that it is not the cell phones but the getting the service for the cell phones and getting the money for funding.

Commissioner Onek commended the Department, the OCC, and the community groups involved with this project and that this is a great accomplishment.

Received and filed.

PUBLIC COMMENT

None

# UPDATE PRESENTATION BY DR. LORIE FRIDELL ON THE WORK OF THE FAIR AND IMPARTIAL POLICING ADVISORY GROUP

Dr. Lorie Fridell presented the update on the work of the Fair and Impartial Policing Advisory Group.

Commissioner Onek stated that he had met with Dr. Fridell earlier today and stated that these types of cases would be perfect for mediation.

### PUBLIC COMMENT

Angela Chan stated that she'll be happy to invite the community members that were present at the Board of Supervisors' meeting to come and voice their concerns in front of the Commission.

Reuben Goodman discussed concerns regarding racial profiling around the city.

### **ROUTINE ADMINISTRATIVE BUSINESS**

- a. Commission Announcements
- Assignment of Disciplinary Charges filed in Case No. C08-203
  ALW to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner
  (Resolution No. 14-09, Assigned to Commissioner DeJesus)

# b. Scheduling of items identified for consideration at future Commission Meetings

Community Meetings for this week in regards to the executive search for Chief of Police:

February 19th, Harbor Master's Community Room, 6 p.m.

February 23<sup>rd</sup>, Richmond Recreation Center, 6 p.m.

February 24th, Southeast Community Facility, 6 p.m.

February 25<sup>th</sup>, Normal community meeting, St. Mary's Cathedral, 6 p.m

### 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 Onek. Approved 4-0.

#### **CLOSED SESSION** (8:15 p.m. to 8:29 p.m.)

a. Discussion and possible action to accept or reject Stipulated
Disposition of disciplinary charges filed in Case No. C08-203 ALW
(Resolution No. 15-09)

(Present Commissioners DeJesus, Lee, Mazzucco, Onek, Deputy City Attorney Stump, Lieutenant Reilly, Attorney Worsham, Mr. Steve Johnson)

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

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

### **ADJOURNMENT**

Motion by Commissioner Mazzucco to adjourn the meeting in honor of former SF Police Officer Ralph Cesari who passed away recently, second by Commissioner Lee. Approved 4-0.

Thereafter, the meeting was adjourned in memory of Officer Ralph Cesari at 8:32 p.m.

Lieutenant Joseph Reilly Secretary San Francisco Police Commission

1497/rct