JANUARY 26, 2011 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.

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

ABSENT: Commissioners DeJesus, Slaughter

(Commissioner Marshall arrived at 5:50 p.m.)

PUBLIC COMMENT

Ace Washington congratulated the Department in the apprehension of a homicide suspect and commended the Captain and the officers of Northern Station. He went on to talk about his application process for a press pass.

Clyde discussed concerns regarding nonprofit organizations commenting in the press regarding shooting of an individual on a wheelchair.

REPORTS TO THE COMMISSION

- a. Chief's Report
- Review of recent activities

Assistant Chief Shawyer gave a brief statistical crime update.

Commissioner Hammer asked about increase in homicides.

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

Director Hicks reported on the OCC's phone and that they are operational again. The phones were off on Monday and Tuesday due to an ATT operational problem.

- c. Commission Reports
- Commission President's Report
- Commissioners' Reports
 - **Status Report:**
- Search for Chief of Police

Commissioner Mazzucco reported on meetings in regards to Mental Health issues and discussed the Memphis Model and stated that the meetings were very productive.

Commissioner Hammer thanked Commissioners Mazzucco and Chan for their time and for reaching out to the mental health advocates.

Commissioner Chan thanked Commissioners Mazzucco and Hammer for their commitment and then talked about the Memphis Model.

Commissioner Kingsley thanked Commissioners Mazzucco, Hammer, and Chan for their work and commitment on this issue.

Commissioner Mazzucco announced that the search for the Chief of Police announcement is up and posted on Monday with a due date for February 8^{th} , at 5:00 p.m.

Commissioner Mazzucco suggested three community meetings at the LGBT Center, Bayview, and Taraval.

Commissioner Chan stated that she will do some outreach with the Asian POA.

Commissioner Mazzucco would also like to set a date to meet with law enforcement officers, go to district and community meetings.

Commissioner Hammer would like to hear from the members of the Department and the community and stakeholders.

Commissioner Chan suggested Thursdays, February 10th, 17th, and 24th for non quorum community meetings.

Commissioner Hammer suggested a Monday night to meet with the members of the Department. Mr. Steve Johnson will make the POA office available on a Monday for a non quorum meeting with the rank and file.

Commissioner Hammer suggested also the posting dates and meeting locations on the Department's website.

PUBLIC COMMENT

Steve Pitocchi, SEIU Representative, suggested some characteristics needed for Chief of Police and requested that a date be set aside to have a meeting with the civilian employees of the Department to give their input.

Al Sandoval commended Captain Greg Suhr and recommended him to be Chief of Police and invited the Commission to come to the Bayview District.

Emil Lawrence suggested picking a Chief from inside the Department that has the respect of the rank and file.

Clyde stated that he talked to 40 to 50 officers regarding Greg Suhr and what a great officer he is.

Barbara Growth discussed concerns regarding former Chief.

ROUTINE ADMINISTRATIVE BUSINESS

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

None.

PUBLIC COMMENT

None

DISCUSSION AND POSSIBLE ACTION TO ADOPT A RESOLUTION URGING THE BOARD OF SUPERVISORS TO AUTHORIZE THE POLICE DEPARTMENT TO CONDUCT CRIMINAL BACKGROUND CHECKS PURSUANT TO STATE LAW FOR THE PURPOSE OF INVESTIGATING APPLICATIONS FOR CERTAIN PERMITS AND LICENSES ISSUED BY THE CHIEF OF POLICE

Taken off calendar to be scheduled for a later date.

DISCUSSION AND POSSIBLE ACTION TO ADOPT PROPOSED OBJECTIVES AND CRITERIA FOR SETTING PRIORITIES AND LIST OF COMMISSION PRIORITIES

Commissioner Kingsley presented the Commission's objectives and criteria for setting priorities and to address the priorities.

Motion to adopt proposed objectives and criteria for setting priorities, second by Commissioner Mazzucco. Approved 5-0.

Motion to add proposed objective and criteria to website, second by Commissioner Hammer. Approved 5-0.

Commissioner Chan suggested that priorities be discussed when the full commission is present.

Commissioner Hammer suggested February 16th for discussion regarding Patrol Specials.

Commissioner Marshall stated the discipline should be the priority.

PUBLIC COMMENT

Emil Lawrence asked about document discussed and discussed concerns regarding posting of meeting schedules. Commissioner Kingsley explained how the priorities were developed.

Commissioner Kingsley suggested talking with the Commission and the Department and the OCC to talk about priorities.

Commissioner Hammer suggested putting this back on at the end of February for further discussion.

RESOLUTION NO. 11-11

ADOPTION OF PROPOSED OBJECTIVES AND CRITERIA FOR SETTING PRIORITIES AND LIST OF COMMISSION PRIORITIES AND APPROVAL TO POST ON THE COMMISSION WEBPAGE

RESOLVED, that the Commission hereby adopts the following Objectives and Criteria for Setting Priorities and list of Commission priorities:

OBJECTIVES (Not in order of any priority):

- 1. To schedule, hear and decide discipline cases with maximum efficiency and fairness.
- 2. To systematically review the primary areas of the Police Department, including Department General Orders, to make sure they are running well and in compliance with current law and best practices for training.
- 3. To address the particular needs of special populations that may have challenges impacting public safety due to culture or language differences, disability or age to insure accessibility to and protection of the police system.
- 4. To support the Chief of Police and the Director of Office of Citizen Complaints.
- 5. To foster confidence, trust and respect in the Police Department, peace officers, the Office of Citizen Complaints, and the Police Commission.

CRITERIA FOR SETTING PRIORITIES (Not in order of any priority):

- 1. Does the matter address one or more commission objectives, stated above?
- 2. How urgent is the matter?
- 3. How long is the commission meeting agenda proposed for discussion of the matter and how long would the matter require for presentation, discussion, and/or action?
- 4. How long ago was the matter planned for presentation, discussion and/or action?
- 5. How high a priority is the matter for the San Francisco Public, Chief of Police, or Director of Office of Citizen Complaints?
- 6. To what degree does the matter impact public safety?

SUMMARY OF PRIORITIES:

TOP TIER "RED":

Language Access Mental Health Issues Patrol Special Officers Nightclub Violence Undocumented Crime Victims SECOND TIER "BLUE":

Brady II

DNA & Sexual Assault Cases

Domestic Violence

THIRD TIER:

Breach of Confidentiality
Chief of Police & OCC Director Reviews
Surveillance, Racial Profiling
Commission Staffing
Domestic Violence
DGO on Shooting Moving Vehicles
Cannabis

RESOLVED, that this resolution be posted on the Police Commission webpage.

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

ABSENT: Commissioners DeJesus, Slaughter

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Kingsley, second by Commissioner Marshall. Approved 5-0

CLOSED SESSION (6:35 p.m. to 6:45 p.m.)

PERSONNEL EXCEPTION: Assignment of Disciplinary Charges filed in Case No.
 ALW C11-015 to a Commissioner for taking of evidence on a date to be determined by the Commissioner (Assigned to Commissioner DeJesus, Resolution No. 11-12)

(PRESENT: Commissioners Mazzucco, Chan, Kingsley, Hammer, Lieutenant Falvey, Risa Tom, Assistant Chief Shawyer, Commander Mahoney, Mr. Steve Johnson)

PERSONNEL EXCEPTION: Assignment of Disciplinary Charges filed in Case No.
 JWA C11-011 to a Commissioner for taking of evidence on a date to be
 determined by the Commissioner (Assigned to Commissioner Hammer,
 Resolution No. 11-13)

(PRESENT: Commissioners Mazzucco, Chan, Kingsley, Hammer, Lieutenant Falvey, Risa Tom, Assistant Chief Shawyer, Commander Mahoney, Attorney Alden, Mr. Steve Johnson)

c. PERSONNEL EXCEPTION: Discussion and possible action to issue Commission subpoenas in the Appeal of the Chief's Suspension in Case No. KMO D10-188 (PRESENT: Commissioners Mazzucco, Chan, Kingsley, Hammer, Lieutenant Falvey, Risa Tom, Assistant Chief Shawyer, Commander Mahoney, Attorney Fraenkel, Mr. Steve Johnson, Deputy City Attorney Porter) Motion by Commissioner Hammer, second by Commissioner Marshall. Approved 5-0

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

 $\label{lem:motion_motion} \mbox{Motion by Commissioner Hammer, second by Commissioner Marshall for non disclosure. Approved 5-0}$

ADJOURNMENT

 $\label{eq:Motion by Commissioner Hammer, second by Commissioner Marshall.} Approved 5-0.$

Thereafter, the meeting was adjourned at 6:45 p.m.

Lieutenant Timothy Falvey
Secretary
San Francisco Police Commission

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