

_____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 5:30 p.m.

PRESENT: Commissioners Sparks, Marshall, DeJesus, Lee, Mazzucco, Onek, Pan

PUBLIC COMMENT

Ace Washington discussed charges filed against him by the Department.

Theresa Lang, Payroll Unit SFPD, discussed concerns regarding grievance filed December 4, 2008.

Ms. Campbell, Payroll, discussed concerns regarding overtime requests and hostile work environment.

Petra Diao, Sr. Payroll Clerk, discussed concerns regarding not receiving replies to their memos.

Mabel Doug, Payroll Clerk, discussed concerns regarding treatment by new payroll manager.

Leticia Huttchinson, Payroll, discussed concerns regarding increased work load and stress caused by this.

So Fong Yee, Payroll, discussed concerns regarding increased work load and non ergonomic work stations and asked for more payroll clerks.

Unidentified discussed concerns regarding promotions made in the middle of a budget crises.

Frank Martin Del Campo, SEIU 1021, asked that this situation be looked at because there is retaliatory conduct for filing a complaint and discussed concerns regarding actions by an officer against him.

Commissioner Sparks asked about the grievance process and where is the grievance in the process. Commissioner Sparks explained that the Commission cannot intervene in the day-to-day operations of the Department but would like the Department to give a periodic update as to the process of the grievance.

Deputy Chief Keohane explained that the Department addressed this matter but the Department's offer was denied and that the Department of Human Resources will address this matter and it has been assigned to Ms. Christina Fong and the ERD Case No. Is 38-092021.

Commissioner Sparks asked regarding Payroll staffing. Chief Keohane explained that the Department has hired two Payroll personnel, a Payroll Manager and a Payroll Clerk.

Barbara Growth discussed concerns.

ANNUAL ELECTION OF COMMISSION OFFICERS

Commissioner Sparks thanked the Commissioners for their support while she was President of the Commission.

Commissioner Lee thanked Commissioner Sparks for her leadership and nominated Dr. Joe Marshall for President.

Motion by Commissioner Lee, second by Commissioner Mazzucco. Approved 7-0.

PUBLIC COMMENT

None

Motion by Commissioner Marshall, second by Commissioner Lee nominating Commissioner Mazzucco for Vice President.

Motion by Commissioner Sparks, second by Commissioner Pan nominating Commissioner DeJesus for Vice President.

PUBLIC COMMENT

None

Commissioner Pan stated that he has the utmost confidence in everyone on the Commission to serve in leadership roles. However, he thinks that it is good practice to have one officer appointed by the Board and another officer appointed by the Mayor.

Commissioner Sparks also stated that she nominated Commissioner DeJesus because she thinks that it is good practice and it is important to have an individual from both sides of the Legislative and Executive body of the City.

Motion by Commissioner Marshall, second by Commissioner Lee nominating Commissioner Mazzucco for Vice President. Approved 4-3.

AYES: Commissioners Onek, Marshall, Lee, Mazzucco

NAYS: Commissioners Sparks, DeJesus, Pan

RESOLUTION NO. 72-09

ELECTION OF PRESIDENT OF THE POLICE COMMISSION

____RESOLVED, that Commissioner Joe Marshall shall serve as President of the San Francisco Police Commission.

AYES: Commissioners Sparks, Marshall, DeJesus, Lee, Mazzucco, Onek, Pan

ELECTION OF VICE PRESIDENT OF THE POLICE COMMISSION

RESOLVED, that Commissioner Thomas Mazzucco shall serve as Vice President of the San Francisco Police Commission.

AYES: Commissioners Onek, Marshall, Lee, Mazzucco

NAYS: Commissioners Sparks, DeJesus, Pan

Commissioner Marshall thanked Commissioner Sparks for her leadership and commended her for her time-consuming work during her term as President.

Commissioner Mazzucco thanked the Commission for his nomination and commended Commissioner Sparks for her leadership.

REPORTS TO THE COMMISSION

a. Chief's Report

- **Update on significant policing efforts by Department members**
- **Department Budget update**

Chief Fong, on behalf of the Department and the Command Staff, thanked Commissioner Sparks for her leadership and her guidance during the past years.

Assistant Chief Lynch and Commander Murphy discussed a press

release in regards to the six-month crime summary. Chief Lynch stated that the Department will give a comprehensive report on violent crime at next week's Commission meeting.

Commander Murphy gave a brief summary of the press release on violent crimes.

Commissioner Onek phrased the Department and the community for stepping up and lowering the crime rates.

Commissioner Marshall stated he would really like to know why the downturn in the number of crimes because it is important to know. Commander Murphy stated that he thinks it is a consolidated effort on everybody's part.

Commissioner Lee would like a comparison to the national trend.

Commissioner Mazzucco would like feedback from the community as to what they are seeing out there.

Commissioner Sparks would like feedback from the community to see if the community feels more comfortable with the Department.

Commissioner Pan would like to know exactly what's being done differently that drove the numbers down.

Chief Fong introduced Director Ken Bukowski to give a brief overview on the department's budget. Director Bukowski discussed the changes made to the budget by the Board of Supervisor. He stated the budget was passed out of committee with the Department's \$5 million cut. He stated that the full Board has until the end of July to pass a final budget. Director Bukowski stated that there is no additional new uniformed staffing for the next fiscal year. He also stated there is no new civilian staffing budgeted for the next fiscal year.

Chief Fong talked about a press release in regards to the Traffic Company and commended the Traffic Company for tying first place with LAPD for traffic safety operations at the California Law Enforcement Challenge.

Chief Fong also announced that on-line reporting have been transferred to 311.

Commissioner Pan asked the Department to do spot checks on 311 because it is relatively new. Chief Fong explained that there is a sergeant overseeing and working with the 311 staff and that the Department did provide training but the Department will continue to monitor to make sure that it is an effective program.

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

Director Hicks thanked Commissioner Sparks for her support during her presidency and congratulated Commissioners Marshall and Mazzucco for their nominations.

Director Hicks reported that the OCC has 531 opened cases and closed 515 cases, sustained 25 cases to date. She stated that the OCC has 408 pending cases, 75 from 2008, 33 from 2009 and has resolved 98 percent of their 2008 cases. Director Hicks also reported that the OCC has mediated 39 cases as of June 30th.

PUBLIC COMMENT

None

- c. **Commission Reports**
- **Commission President's Report**
- **Commissioners' Reports**
- Status Reports:**
 - **Rules and procedures for Patrol Specials**
 - **Commission Office staffing**

Commissioner Mazzucco announced that, in an effort to speed up the disciplinary process, he met with Chief Fong, Assistant Chief Lynch, Jerry Tidwell, and Lt. Reilly and talked about trying to return some officers back on the street and that they have identified some potential cases that can be resolved by way of disposition. Commissioner Mazzucco asked the Chief and Director Hicks to look through their case dockets to see what case can be resolved within the next month or so.

Commissioner Mazzucco also talked about the passing of two officers, Officer Mike Walsh and Officer Lawrence Lynch. Commissioner Mazzucco asked that the meeting be adjourned in honor of Officer Walsh and Officer Lynch.

Commissioner DeJesus reported that she, along with Commissioners Marshall and Lee, met with the Immigrant Rights Defense Group and stated that they have a lot of creative ideas on how to resolve issues that's impacting the community in terms of taking driver's license away from people and impounding their cars for 30 days. Commissioner DeJesus stated that the group provided them with ideas that the Commission have passed on to the City Attorney. The City Attorney met with the Department and the Department has issued bulletins immediately to try, remind, and clarify how the officers will address individuals. The Commission will then work with the City Attorney on policies.

Commissioner Sparks asked if this issue can be calendared and discussed in public. Chief Fong stated that she would discuss materials with the City Attorney, put together a presentation, and then present it to the Commission.

PUBLIC COMMENT

None

DEPARTMENT'S QUARTERLY REPORT ON PROVISION OF DOCUMENTS TO THE OCC COVERING 4TH QUARTER 2008 AND 1ST QUARTER 2009

Lieutenant Mahoney, Legal Division, presented the department's quarterly report on Provision of Documents to the OCC for the 4th quarter 2008 and 1st quarter 2009.

Ms. Elise Nicholson, OCC, addressed the Commission in regards to the quarterly reports.

PUBLIC COMMENT

None

ROUTINE ADMINISTRATIVE BUSINESS

- a. **Commission Announcements**
- **Assignment of Disciplinary Charges filed in Case No. JWA C09-128 to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner (Resolution No. 69-09,**

Assigned to Commissioner Petra DeJesus)

b. Scheduling of items identified for consideration at future Commission meetings

Commissioner Sparks suggested having one or two meetings to hear disciplinary cases and that she would like to discuss this with Commissioner Marshall.

Commissioner Pan suggested giving the community groups address the new Chief of Police to give the new Chief a chance to get to know the different community groups.

PUBLIC COMMENT

None

ADJOURNMENT

_____ Motion by Commissioner Mazzucco, second by Commissioner Onek to adjourn the meeting in memory of Officer Michael Walsh, Officer Lawrence Lynch, and Community Member, Mr. Alan White. Approved 7-0.

Thereafter, the meeting was adjourned at 8:07 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

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