

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 5:38 p.m., in a Regular Meeting.

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

(Commissioner Onek arrived at 5:42 p.m. and Commissioner Lee arrived at 5:51 p.m.)

PUBLIC COMMENT

None

CONSENT CALENDAR

- **Police Commission's 2nd Quarter 2009 Report of Closed Session Disciplinary Actions (Veronese Resolution)**
- **OCC's 2nd Quarter 2009 Statistical Report**

Motion by Commissioner Pan, second by Commissioner Mazzucco to accept and receive consent calendar items. Approved 5-0.

REPORT TO THE COMMISSION

- a. **Chief's Report**
- **Update on significant policing efforts by Department members**
- **Presentation of the 2nd Quarter 2009 FDRB Findings & Recommendations**
- **Presentation of the Officer-Involved Shooting Investigation Status Summary**
- **2009 Midyear Crime Trends & Homicide Overview**

Chief Fong introduced Sergeants Mike Nevin and Jennifer Jackson to present the 2nd Quarter 2009 FDRB Findings & Recommendations and the OIS Investigation Status Summary.

Sergeant Mike Nevin presented the 2nd Quarter 2009 FDRB Findings and Recommendations report and the OIS Investigation Status Summary report.

Deputy Chief Cashman presented part of the 2009 midyear crime trends and homicide overview. Chief Cashman stated that homicides for the first month of this year as compared to the last year are down 52 percent; rape is down 10 percent; robbery is down 15 percent; aggravated assault is down six percent; burglary is even from last year; larceny is down 13 percent; motor vehicle theft is down 17 percent; and arson down seven percent.

Commander Murphy presented part of the 6-month review of the violence reduction plan. Commander Murphy stated that as staffing goes up, the number of violent crimes go down.

Deputy Chief Shinn presented the homicide statistics. Chief Shinn stated that is a 52 percent decrease for the first six months as compared to 2007.

Commissioner Onek commended the Department for the decrease in violence. Commissioner Onek also talked about the increase in clearance rate and asked if the increase in clearance rate is documented and is one of the reason for the increase in clearance rate due to better cooperation from the community. Chief Cashman stated that he does not know if it is documented

but it can be done. Commissioner Onek suggested that maybe there are additional ways to look at clearance rates that may offer additional guidance on what actually is happening.

Commissioner Lee asked about juveniles and what the department is doing to provide intervention. Deputy Chief Cashman stated the Department is working with the Juvenile Probation Department. Chief Cashman also talked about the School Resource Officers Program to build a relationship between the officers and the juveniles.

Commissioner Sparks asked about statistics on investigations like the number of investigative hours from time it occurred to the time it is cleared. Deputy Chief Cashman stated that he does not know if statistics like the number of investigative hours is kept but he does know that investigation are kept active until the number of leads are exhausted. He also stated that there is an oversight with the unit lieutenant and it is the OICs call whether or not to continue with the investigation.

Commissioner Marshall asked what is the Department doing differently now to come up with lower crime rates. Chief Cashman stated what's different is the staffing levels have allowed the Department to do this along with the study by Dr. Bragga has helped with the violence reduction.

Commissioner Sparks talked about the budget reduction and the reduction in staffing. She asked how is the Department monitoring the impact of the reduction in staffing. Chief Fong stated that the key is continuity of officers in areas of violence and not to deplete that foundation and the challenge will be is to move staff around without depleting other areas for staffing.

Commissioner Pan commended the Department in the reduction of violent crimes. He also asked about access to guns. Deputy Chief Cashman stated that gun possession and gun violence is a top priority for the Department.

b. OCC Director's Report
- Review of Recent Activities

Director Hicks reported on cases received and mediation. Director Hicks stated that the OCC opened 547 cases from January 1st and closed 533 cases; sustained 25 to date. There are 404 pending cases, 68 from 2008 and 337 from 2009. As far as mediation, the OCC mediated three cases this month and 42 cases for the year.

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

Commissioner Sparks reported that she and Commissioner Marshall attended the Rinconn Hill Neighborhood Association meeting last week to talk about the Chief search process and stated that she has received a number of inquiries about the process.

Commissioner Mazzucco reported that he had a meeting this week in regards to discipline and stated that they are getting closer to getting new ideas as to how to clear cases much sooner to benefit the public and the officers. Commissioner Mazzucco also talked about setting a status conference within 15 days of filing of charges so that they can meet with the assigned

Commissioner and he encouraged both the OCC and MCD to have offers made at that time. Commissioner Mazzucco also talked about setting a “master calendar” night to have officers with charges pending to be present with their counsels to set dates for hearings and/or settlements.

Commissioner Onek expressed support of the ideas mentioned by Commissioner Mazzucco and agreed that these cases need to be moved as quickly as possible.

Commissioner Pan also agreed that discipline needs to be top priority.

Commissioner Lee also announced that she and Commissioner DeJesus will be attending a conference sponsored by PERF in Arizona in regards to immigrant rights.

Commissioner Marshall asked Director Hicks if there is an increased in complaints as a result of increased policing. Director Hicks stated that she has not seen an increase in complaints that resulted increased or aggressive policing.

PUBLIC COMMENT

Jeff Gustavson discussed concerns regarding actions by police from the Northern Station.

PRESENTATION OF THE QUARTERLY REPORT BY THE DEPARTMENT AND THE OFFICE OF CITIZEN COMPLAINTS REGARDING POLICY PROPOSALS (SPARKS RESOLUTION)

Lieutenant Rob O’Sullivan, Planning, presented the quarterly report by the Department and the OCC regarding policy proposals.

Commissioner Sparks asked about bulletins that have been issued in regards to protocols for dealing with members of the transgender community and stated that out of all the bulletins that have been issued, only two were not incorporated into a general order. Commissioner Sparks asked if those two bulletins, instead of being reissued, if they can be included into a general order since they have been adopted as standard issues.

Ms. Elise Nicholson, OCC, highlighted some of the accomplishments by both the Department and the OCC.

PUBLIC COMMENT

None

ROUTINE ADMINISTRATIVE BUSINESS

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

Lieutenant Reilly announced that on the 29th of July the Commission will be meeting in the Ingleside District at the Paul Revere College Preparatory School, 555 Tompkins Street.

Commissioner Sparks would like a report from the Department in regards to the SPOT Program.

Commissioner Pan would like a report in regards to the use of Public Safety Cameras and would like a firm recommendation from the Department in regards to the use of the cameras.

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 6-0.

CLOSED SESSION (7:56 p.m. to 8:55 p.m.)

- a. **CONFERENCE WITH LEGAL COUNSEL: Pending Litigation Fonseca v. Fong, California Court of Appeal Case No. A120206; San Francisco Superior Court Case No. 507-227.**

(Present: Commissioners Marshall, Mazzucco, Lee, Onek, Pan, Sparks, City Attorney Stump, Lt. Reilly)

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

Motion by Commissioner Mazzucco, second by Commissioner Onek for non disclosure. Approved 6-0.

ADJOURNMENT

Motion by Commissioner Mazzucco, second by Commissioner Pan. Approved 6-0.

Thereafter, the meeting was adjourned at 8:56 p.m.

Lieutenant Joseph Reilly
Secretary
San Francisco Police Commission

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