

The Police Commission of the City and County of San Francisco met in the Tenderloin District, at the Tenderloin Elementary School, 627 Turk Street, San Francisco, at 6:14 p.m., in a Regular Meeting.

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

ABSENT: Commissioner Lee

Commissioner Sparks welcomed the audience and asked the Commissioners to introduce themselves and give a brief bio.

**REPORTS TO THE COMMISSION**

**a. Chief's Report**

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

Chief Fong welcomed the audience and thanked them for their attendance. Chief Fong went on to introduce members of the command staff present. Present were Deputy Chief Cashman, Assistant Chief Lynch, Deputy Chief Keohane, Commander Murphy, Commander Harper, Deputy Chief Tabak, Commander Brown, Commander Tong, and Deputy Chief Shinn.

**b. OCC Director's Report**

**- Review of recent activities**

Ms. Ines Vargas Fraenkel, OCC Trial Attorney, for Director Hicks. Ms. Fraenkel described the duties and responsibilities of the Office of Citizen Complaints.

**CAPTAIN GARY JIMENEZ, COMMANDING OFFICER OF TENDERLOIN STATION, TO ADDRESS THE COMMISSION ON POLICE ACTIVITIES IN THE TENDERLOIN DISTRICT**

Captain Jimenez, Commanding Officer of Tenderloin Station, addressed the Commission on police activities in the Tenderloin and described the demographics of the district.

\_\_\_\_\_Commissioner DeJesus requested that in the statistical report that there be a separate category for domestic violence.

Commissioner Sparks expressed concern in the increase on sexual assault crimes and the number of assault on officers. Commissioner Sparks stated that maybe the Commission should have a joint meeting with the Commission on Status of Women in regards to sexual assault crimes.

Commissioner Onek asked about statistics of crime committed by people from out of town. Captain Jimenez stated that he thinks that a number of people who commit the crimes in the Tenderloin come from outside the city but he does not have that statistics available.

\_\_\_\_\_Commissioner Onek also asked about the four homicides, four arrests. Captain Jimenez stated that witnesses were involved in solving those homicides and most of the time, witnesses waited for officers that they knew on their beat to tell the officers what they saw.

**PUBLIC COMMENT**

Edward Evans commended Captain Jimenez and the officers of Tenderloin Station for their hard work. He also discussed concerns regarding DGO 5.03 which prevents the officers from dealing with a lot of the problems

related to loitering and asked for help from the Department for outreach to the neighborhood organizations. Mr. Evans also asked for more buy-bust operations and robbery abatement operations in the Tenderloin.

James Keys, member of Mental Health Board of San Francisco, discussed concerns regarding drug dealing in the Tenderloin and the lack of foot patrol in his neighborhood. Mr. Keys invited the Commission to attend a Mental Health Board meeting to talk about services provided and getting those services to other districts in need.

Cindy Brandon, Executive Director of SAFE, thanked Captain Jimenez and his staff for their involvement with Safe's neighborhood watch and personal safety presentations.

Pat Zamora, Director Tenderloin Clubhouse, thanked Captain Jimenez and his officers for their work in the community especially their work with young people.

Michael Nolte, Alliance for a Better District 6, discussed concerns about businesses closing and when businesses close, the cameras are not running to watch what goes on sidewalks. He also discussed concerns regarding a survey that 50 percent of residence in the Tenderloin do not feel safe on the block that they lived on. He also thanked Chief Fong for her work with the District 6 community.

Terrence Allen discussed concerns regarding loitering and stated that the Entertainment Commission is working with the Department to develop an anti-loitering legislation. He also went on to commend Captain Jimenez for his work with the community.

**DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE THE DEPARTMENT THROUGH THE CONTROLLER'S OFFICE TO ENTER INTO CONTRACT NEGOTIATIONS WITH A QUALIFIED EXECUTIVE SEARCH FIRM FOR THE RECRUITMENT OF CANDIDATES FOR CHIEF OF POLICE**

Motion by Commissioner Mazzucco, second by Commissioner DeJesus to select Bob Murray & Associates, along with PERF, for the recruitment of candidates for Chief of Police. Approved 5-0.

**PUBLIC COMMENT**

Terrence Allen suggested that the community be included in the selection process.

**RESOLUTION NO. 6-09**

**APPROVAL TO AUTHORIZE THE POLICE DEPARTMENT THROUGH THE CONTROLLER'S OFFICE TO ENTER INTO CONTRACT NEGOTIATIONS WITH THE SEARCH FIRM OF BOB MURRAY & ASSOCIATES FOR THE RECRUITMENT OF CANDIDATES FOR CHIEF OF POLICE**

RESOLVED, that the Police Commission hereby authorize the Police Department through the Controller's Office to enter into contract negotiations with the search firm of Bob Murray & Associates for the recruitment of candidates for Chief of Police.

AYES: Commissioners Sparks, Marshall, DeJesus, Mazzucco, Onek  
ABSENT: Commissioner Lee

**DISCUSSION AND POSSIBLE ACTION TO APPROVE THE OCC DIRECTOR'S RECOMMENDATION TO ELIMINATE THREE (3) VACANT STAFF POSITIONS IN THE 2009/2010 OCC BUDGET**

\_\_\_\_\_ Ms. Fraenkel, for Director Hicks, presented the proposal to the Commission.

Commissioner DeJesus discussed concerns that the OCC will be understaffed.

Motion by Commissioner Marshall, second by Commissioner Mazzucco to accept the recommendation of the OCC Director.

**PUBLIC COMMENT**

Unidentified wanted to know what positions were being cut.

Ms. Fraenkel stated that positions being cut are one investigator, one senior investigator, and one senior clerk typist.

**RESOLUTION NO. 7-09**

**APPROVAL OF THE OCC DIRECTOR'S RECOMMENDATION TO ELIMINATE THREE (3) VACANT STAFF POSITIONS IN THE 2009/2010 OCC BUDGET**

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RESOLVED, that the Police Commission hereby approves the OCC Director's recommendation to eliminate three (3) vacant staff positions in the 2009/2010 OCC Budget.

AYES: Commissioners Sparks, Marshall, Mazzucco, Onek  
NAYS: Commissioner DeJesus  
ABSENT: Commissioner Lee

**DISCUSSION AND POSSIBLE ACTION TO MODIFY THE TIME LINE FOR COMPLIANCE WITH THE INTERIM RULES AND PROCEDURES FOR PATROL SPECIAL OFFICERS AND THEIR ASSISTANTS ADOPTED IN POLICE COMMISSION RESOLUTION NO. 73-08**

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Commissioner Sparks explained that the interim rules adopted in December 2008 would go into effect January 30, 2009 and one of those rules is the change in uniforms.

Commander Tong stated that the request for time line change came from PSO Ortega and with that request, a letter from Galls Uniforms requesting the time line be extended to February 20<sup>th</sup> because they couldn't meet the deadline if all 40 patrol special officers would come in to have their uniforms revised.

Commissioner Sparks stated that she wants to make sure that if given the extension to February 15<sup>th</sup>, that the rules will be enforced by 0001 hours on February 16<sup>th</sup>.

Motion by Commissioner Sparks, second by Commissioner Marshall.

**PUBLIC COMMENT**

None

**RESOLUTION NO. 8-09**

**APPROVAL TO MODIFY THE TIME LINE FOR COMPLIANCE WITH THE INTERIM RULES AND PROCEDURES FOR PATROL SPECIAL OFFICERS AND THEIR ASSISTANTS ADOPTED IN POLICE COMMISSION RESOLUTION NO. 73-08 FROM JANUARY 30, 2009 TO FEBRUARY 16, 2009**

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RESOLVED, that the Police Commission hereby approves to modify the time line for compliance with the Interim Rules and Procedures for Patrol

Special Officers and Their Assistants, adopted in Police Commission Resolution No. 73-08, from January 30, 2009 to February 16, 2009.

AYES: Commissioners Sparks, Marshall, DeJesus, Mazzucco, Onek  
ABSENT: Commissioner Lee

**REPORTS TO THE COMMISSION** (continued)

- c. **Commission Reports**
- **Commission President's Report**
- **Commissioners' Reports**
- Status Reports:**
  - **Organizational and other contemporary studies**
  - **Commission Office staffing**
  - **Subcommittee on Violent Crimes**

Organization & other contemporary studies:

Commissioner Sparks announced that she, along with Commissioner Onek, met with the steering committee for the organizational studies and that the committee came up with a plan to differentiate the recommendations for all 8 studies: (1) Procedural Recommendations, over 400 of the recommendations are procedural. (2) Commissioner Sparks also stated there are about 30 major policy studies to be had such as Tasers, the camera systems, reducing number of district stations, and putting the Chief of Police position on contract. (3) There are about 70 violence reduction recommendations. Commissioner Sparks also explained that there will be a phase implementation of various implementation in one or more police districts in the city to test the assumptions and the criteria under which these recommendations have been developed.

Commission Office staffing:

Commissioner DeJesus stated that she has a draft report of the job announcement for Department Liaison to the Commission position and is still working on the classification for Executive Director.

**PUBLIC COMMENT**

None

**ROUTINE ADMINISTRATIVE BUSINESS**

- a. **Commission Announcements**
- b. **Items identified for consideration at future Commission Meetings**

Commissioner Sparks announced that there is one unfilled position in the Commission and it is an appointment to be filled by the Board of Supervisors and that the Board will be advertising soon and anyone interested can go to the Clerk's Office of the Board of Supervisors for an application.

Commissioner DeJesus would like a presentation in regards to sexual assaults and domestic violence.

Commissioner Onek suggested that the Commission start to calendar some of the discussions in regards to policy implementation and also would like a presentation in regards to OCC's Mediation Program. Commissioner Onek also announced that next week PERF will be hosting a conference of Chiefs from around the country in Washington on the economic crisis and how that's affecting departments. He stated that he will attend along with Chief Fong.

Commissioner Sparks announced that at next week's meeting the hearing of the final officer involved in the fajita incident will be heard in open session.

**PUBLIC COMMENT**

None

**ADJOURNMENT**

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

Thereafter, the meeting was adjourned at 8:58 p.m.

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Lieutenant Joseph Reilly  
Secretary  
San Francisco Police Commission

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