

JANUARY 10, 2007

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 5:10 p.m., in Regular Meeting.

PRESENT: Commissioners Renne, Campos, DeJesus, Lee, Marshall, Sparks, Veronese

(Commissioner Veronese was excused at 8:40 and returned at 8:47 p.m.)

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner DeJesus, second by Commissioner Marshall. Approved 7-0.

CLOSED SESSION

- a. CONFERENCE WITH LEGAL COUNSEL
Javed Malik et al. v. Michael Joseph Montero et al., Superior Court No. 438564
- b. PERSONNEL EXCEPTION: Discussion and possible action to accept stipulated dispositions in the matters of OCC File Nos. C04-121 JWF, C04-122 JWF, and C04-125 JWF
- c. PERSONNEL EXCEPTION: Discussion and possible action to accept stipulated dispositions in the matter of File No. C06-043 KMO
- d. PERSONNEL EXCEPTION: Discussion and possible action to accept stipulated dispositions in the matter of File No. C06-151 JCT
- e. PERSONNEL EXCEPTION: Status and calendaring of pending disciplinary matters
- f. PERSONNEL EXCEPTION: Discussion of possible candidates for Interim Director of the OCC

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

Motion by Commissioner Marshall, second by Commissioner DeJesus for non disclosure. Approved 7-0.

APPROVAL OF CONSENT CALENDAR

- a. Recommend that the Board of Supervisors approve settlement of the following case in accordance with the advice of the City Attorney:
Javed Malik et al. v. Michael Joseph Montero et al., Superior Court No. 438564

Motion by Commissioner DeJesus, second by Commissioner Marshall. Approved 7-0.

RESOLUTION NO. 7-07

JAVED MALIK et al. v. MICHAEL JOSEPH MONTERO et al.

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of “Javed Malik et. al. v. Michael Joseph Montero et al,” in San Francisco Superior Court No. 438564, be, and the same is hereby approved.

Date of Incident: February 15, 2004

AYES: Commissioners Renne, Campos, DeJesus, Lee, Marshall, Sparks, Veronese

CHIEF’S REPORT

b. Presentation of Certificates of Appreciation

Taken out of order.

Presentation of Certificate of Appreciation to Mr. Robert Tronnes and Ms. Jennifer Wang.

2006 HOMICIDE AND CRIME TRENDS OVERVIEW

Deputy Chief Tabak presented the 2006 homicide and crime trends overview.

Lieutenant John Loftus talked about the responsibilities of the Robbery Detail.

Lieutenant Leroy Lindo talked about the responsibilities of the General Work Detail.

Lieutenant Tom Buckley talked about the responsibilities of the Burglary/Fencing Unit.

Lieutenant Mike Biel talked about the responsibilities of the Auto Detail Unit.

Commissioner Veronese asked about felony arrests and why the number is down. Chief Tabak explained that it is due to staffing. Commissioner Veronese asked if the Department is looking at any other tools in going after specific targets. Chief Tabak stated that what the Department looks at is narcotics because it usually is the cause of the violence.

Commissioner Campos stated that the issue of the criminal justice system failing the City and County of San Francisco is a very complicated issue and one that can be discussed for days. Commissioner Campos stated that as a member of the SF Commission, he would like to focus on the Department and not go beyond the jurisdiction of the Commission. He asked about the reduction of the homicide rates and asked about the strategies. Chief Tabak explained that the key to the strategy is to focus on those individuals who have a high proportionality in committing crimes. He stated that narcotics is the red flag because where you have narcotics, you have guns, and when you have guns, you have homicides. Chief Tabak explained strategies used by the Department.

Commissioner Campos asked for the numbers of arrests and how it compare to other jurisdictions in terms of homicides.

Commissioner Campos asked if foot patrols will make a difference. Chief Tabak stated that any kind of patrol presence is a deterrence to crime. Chief Tabak also stated that the District Attorney’s Office and the Department has an excellent relationship.

Commissioner Lee asked about statistics nationally and working with CBOs. Chief Tabak stated that yes the Department does keep track of the stats and a presentation on domestic violence will be presented to the Commission in a few weeks. Commissioner Lee asked about crimes against youth. Chief Tabak stated that crimes in schools is reported by the school but outside of that environment, it is from the parents or the neighbors.

Commissioner DeJesus asked about data on recidivist crimes and stats on out-of-town arrests and how many are African-Americans. Chief Tabak stated that the Department response to behavior but he will try to come up with some data in regards to that.

Commissioner DeJesus stated that in the previous presentation, Chief Tabak had talked about the parents and the community's faults and with this presentation, the topic is the criminal justice system. Chief Tabak explained that everyone can do better and that everyone has room for improvement.

Commissioner Marshall asked about out-of-town arrests. Chief Tabak stated that the Department works with the San Mateo County and the Santa Clara County in dealing with gang issues, 290 registration and sexual registrant issue. Commissioner Marshall thanked the Chief for his presentation.

Commissioner Sparks asked about un-preventable homicides. Chief Tabak stated that there is almost an equal amount of those types of homicides in 2004, 2005, and 2006. Commissioner Sparks asked for some context to the homicide statistics as to how many shootings and how many violent crimes so that the Commission can get a clear picture.

Commissioner Sparks asked what kind of communications does the Department has with the courts and the judges. Chief Tabak stated that there's an ongoing relationship with the courts and the District Attorney. Commissioner Sparks asked how the judges would react to the statistics and what their involvement is in the process and in fixing the problem. Chief Tabak stated that the first step would be to get the courts and the public defender involved and get the felony cases moving forward. Chief Tabak also explained that meetings with city agencies regarding what the city can do to prevent violence is on going.

Commissioner Campos stated that he thinks it is important that the Department provides information and overview like this one to the public so that the people know that arrests are being made and that they are being made based on conduct and not based on racial characteristics.

Commissioner Marshall commended Deputy Chief Tabak for his presentation.

PUBLIC COMMENT

Meesha Monge Irizary discussed concerns regarding lack of balance.
Ace Washington discussed concerns.

PUBLIC COMMENT

Ace Washington asked that community be involved in the presentations.

CHIEF'S REPORT

a. Update on significant policing efforts by Department members

Chief Fong announced that on Monday, the 214th recruit class started at

the Academy with 49 recruits. Chief Fong also talked about the pre-academy program which is an overview of the test process. Chief Fong also announced that the sergeant's list has been posted and that the Department is kicking off its lateral hiring program and talked about the city employees' hiring program.

PUBLIC COMMENT

None

Commissioner Renne announced that due to the fact that the Commission has been in since 4:30 p.m. and due to the time, the rest of the calendar will be continued for next week.

ADJOURNMENT

Motion by Commissioner Campos, second by Commission Marshall.
Approved 7-0.

Thereafter, the meeting was adjourned at 10:18 p.m.

Sergeant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct