

FEBRUARY 15, 2006

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 5:44 p.m., in a Regular Meeting.

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

Commissioner Renne arrived at 6:07 p.m., and Commissioner Marshall arrived at 5:51 p.m.

PUBLIC COMMENT

Unidentified discussed concerns regarding denial of press pass for Ace Washington. She discussed community policing and asked for pay increase and better training for officers.

Unidentified discussed concerns regarding SROs and invasion by police.

Francisco DeCosta, Director of Environmental Justice Advocacy, talked about community policing and quality of life issues.

Lorraine Altamirano discussed concerns regarding the Sheila Deto case and the reassignment of the case.

Patricia Tulloch, client advocate to police abuse victims, discussed concerns regarding Commissioner DeJesus having a family member in the Department.

Ace Washington discussed concerns regarding denial of his press pass and the transfer of Lieutenant Johnson.

Barbara Gross discussed concerns regarding picture on the Chronicle regarding Officer Nelson and asked that case against Officer Nelson be reopened.

Matt Leroy discussed concerns regarding three-minute time limit and asked that time limit be removed or extended to 10 minutes per person.

Marion Jackson spoke on behalf of the African American Community Relations Police Board and discussed concerns regarding the transfer of Lt. Con Johnson.

Steve Johnson, POA, discussed concerns regarding Commissioner Veronese's DGO recommendations and stated that most of them are illegal.

CHIEF'S REPORT

- a. Update on significant policing efforts by Department members**
- b. Budget update**
- c. Use of force issues**

Chief Fong stated that there will be a presentation on the budget. There will also be presentations by Captain Keohane and Sergeant Dennis Quinn in regards to use of force.

Commissioner Sparks stated that the Commission has just received information on the budget and asked the City Attorney about the process before it goes to the Mayor without the approval of the Commission. Deputy City Attorney Molly Stump stated that the Commission at some point, as early in this process as possible, schedule the budget for a vote and take a vote on the budget. If there is communication between the Department and the budget personnel in the Mayor's Office before that, she doesn't think that violates any city rules but she stated that the Commission should take a vote on the budget at some point.

Captain James Lynch, Fiscal Division, presented an update regarding the development of the fiscal year 2006/2007 budget for the Police Department. He presented to the Commission a one-page overview of the

2006/2007 preliminary budget.

Commissioner Renne asked whether the supplemental will be introduced at the Board of Supervisors next Tuesday or is it being heard next Tuesday. Captain Lynch stated that it was introduced yesterday and will be heard next week.

Commissioner Sparks asked if it was the \$8.2 million supplemental or the \$16 million plus supplemental that the Mayor's Office released the following day. Captain Lynch stated that it would be pretty consistent with the document that was given to the Commission last week. There may be some modifications from that to what was actually submitted to the Board. Captain Lynch stated that it was the Department's understanding that the impact of the Department's budget would be an appropriation of approximately .5 million.

Commissioner Renne commented that for the amount of \$397 million, this the sparsest detail she has ever seen of a budget. Captain Lynch commented that it was the intent of the Department, consistent with last week's presentation, that this meeting would be more for a public comment and further direction from the Commission regarding how to build the budget.

Commissioner Renne asked, in regards to civilian personnel, if they are new positions or positions already in the budget that are going to be civilianized. Captain Lynch explained that under the title civilian personnel the only ones that would actually be on the budget are the 30 civilian for fiscal year 05/06 annualized. There are 21 of those that are part of the civilianization, the total 72 that's in the budget is in that total number of \$352 million. The supplemental is asking for appropriation because the Department has been frozen as far as hiring bodies, so the Department is asking appropriation from the Board to allow the Department to hire 21 positions from that civilianization pool plus an additional nine that are not part of the civilianization.

Commissioner Renne asked about two attorneys, 8177 positions. Captain Lynch stated that one of the positions is part of a work order agreement with the District Attorney's Office so funds are transferred from the narcotic fund to the District Attorney's Office and the Department pays for that position. The Department is exploring putting position in the department and paying for that position not through a work order with the District Attorney but directly from Department funds. The Department needs the position in the annual salary ordinance in order to be able to hire a body against that position.

Commissioner Campos commented on the lack of detail that is presented to the Commission and asked if there is a budget book that outlines how many of the items are broken down. Captain Lynch explained that it is the Department's intent to have a supporting document for every number that is on the budget overview. Captain Lynch also stated that there are numerous budget forms that have to be completed which have not been completed as to date because, from a historical perspective, this presentation that is made tonight normally wouldn't be heard until late April or May and by that time the budget preparation entry would have been done to the Controller's and to the Mayor's Office and the Department would have provided the Commission with the documentation that would have been provided to both those offices generally around March 1st. The problem is that the Department has a work in progress and it was not the intent of the Department to bring this as a final document and Captain Lynch apologized. Captain Lynch stated that the intent was to work collaboratively with the Commission, with the Controller's Office, with the Mayor's Office to present a budget proposal that the Commission was happy and that the Department feels would meet their needs.

Commissioner Veronese stated that he shares the same frustrations as the other Commissioners. Commissioner Veronese stated that the budget is going in front of the Board of Supervisors next week and this Commission will not have an opportunity nor will the public will have an opportunity to vote on a \$397 million budget and stated that this is inexcusable.

Commissioner Renne clarified that what is going before the Board is a supplemental not this. This \$397 million figure is the budget that's going to the Mayor's Office and the Controller and that's when the date of the 21st comes in. Commissioner Renne also stated that Commissioner Sparks has been the liaison for the Commission and she has been included in some of the discussions.

Commissioner Veronese asked why isn't the civilianization done first so the officers that have been trained out to the streets so that the Department is not behind nine months in what it would take to train those officers. Captain Lynch responded stated it is due to multiple issues. First is that the funding was backed out of the budget over the last two fiscal years for those positions in order for the City to balance the budget. The Department needs approval in order for requisitions to be approved to hire bodies that requires approval of the Controller and the Mayor's Office. At this point, based on where the budget is, there is a freeze on hiring of additional personnel even though they are in the budget and that's why the Department is asking for a supplemental for approval and funding to hire 21 positions. Captain Lynch stated that the Department is committed to hire as many as it possibly can under civilianization. The \$352 million includes all 72 positions that were identified as part of civilianization. It is the Department's intent to hire all those positions plus what is listed here and try to release as many officers as possible.

Commissioner Veronese asked if the department could have as much as 300 new police officers by the end of the year. Captain Lynch explained that the Department could hire the 250 but there are other factors that come in related to attrition. There are people coming in but there are people going out. There are people that don't pass the program either at the training academy or at the FTO level so the actual impact of new personnel that come in, for 250, could actually result in approximately 100 new positions or additional positions.

Commissioner DeJesus asked if when the budget is present to the Mayor, are documentation behind it included. Captain Lynch explained that there are multiple forms that have to be completed. Some forms have a deadline to the Controller's Office on the 21st, others have a deadline to the Mayor's Office and the Controller's Office on March 1st. It will be roughly an inch worth of documents that will be coming. A presentation to the Board of the actual budget is actually presented by the Mayor in late May and then it goes to the Board and Department's have to respond to the Board regarding their recommendations during the month of June.

Commissioner DeJesus would like a special meeting on the 20th to have the proper documentation before it gets to the Controller's.

Commissioner Renne stated that she use to be the Chair of the Finance Committee and she knows how many pages there are and that's not what the Commission wants. What the Commission wants are the changes that the Department wants to see in this year's budget that is going to make a difference to the Department and to the goals of the Department. For example, what kind of technology changes are being planned; how many computer are going to be given so that homicide and investigators have computers. When the Department is talking about new or different personnel, what are those discreet changes that will impact how the Department is operating.

Commissioner Sparks asked about the overtime increase. Captain Lynch stated 10.5 million. Commissioner Sparks stated that five percent of the total budget would roughly be overtime. Captain Lynch explained that traditionally the Department is not budgeted overtime. The current fiscal year has approximately \$10.5 million for overtime. The expenditure in the previous fiscal year exceeded the budget by roughly \$2 million so the logic was to reduce the overtime by \$2 million knowing that the Department has over expended by \$2 million. This year there were unanticipated events and spike in violence. The Department has deployed resources to address that.

Commissioner Sparks would like more concepts and vision of where the Department want to go rather than six inches of detail. Commissioner Sparks suggested that rather than worry about the detail, that the Commission receives a narrative from the Captain Lynch, or the Chief, or from the Command Staff as to what does this budget give the Department and what does it give in addition to last year, and where the Department is going with this budget. Commissioner Sparks stated that she doesn't want the budget office to set the priorities for the Department. The budget office needs to set the priorities relative to the overall citywide but the Department needs to set its own priorities and the Commission will fight for it going in.

Commissioner Marshall stated that the Commission should make up their minds in what the Commission wants to do.

Commissioner Campos stated that he doesn't think the Commission should not get into the level of detail but he does think that the Commission should get a lot more details than presented.

Commissioner Veronese stated that the Department should look at the goals set last year and then proposed goals moving forward with the amount of money that is needed.

Commissioner Renne stated that in the presentation tell the Commission what the Department views to be the important and critical issues in this year's budget that need to be focused on by the Commission. Commissioner Renne would like to know what are the priorities of the Department, where are the needs, to what extent does this budget reflect an attempt to solve the needs, to what extent do the budget instructions not allow an addressing of those needs so that would give the Commission an overview of the critical issues. The second question is should the Commission have a special meeting before the 21st and if so when.

Commissioner Sparks stated that documents be available to the public so they can look at it and make comments.

Commissioner Renne suggested that a narrative of the important items be forwarded to the Commission before the March 1st meeting then the Commission will have more time to look at it. She suggested to get the budget to the Controller's office on February 21st and then try to call out the important things with highlights of important parts of the budget for a discussion on March 1st. Captain Lynch stated that the policy memo that will be included with the budget will be provided to the Commission.

Sergeant Dennis Quinn, Force Option Coordinator assigned to the Academy, gave a background on officers' training. Sergeant Quinn explained that he gets the recruits after they finished a 16-hour classroom use of force block. The recruits get an orientation on the Firearms Training System (FATS). FATS is a simulator setup with a large screen and equipment similar to what an officer would carry out on the street. It consists of scenarios where officers are required to make quick decisions on what level of force, if any, is

appropriate. The officers are put through a testing process that takes about an hour to an hour and a half. The officers get a total of six interactive video scenarios and two practice for warmups and the next four they are required to complete and pass. They are required to get an 80 percent to pass. If they don't pass, they are brought back and remediated. Towards the end of academy training, the recruits are also given a day simulating a patrol. They go out on academy property and deal with certain issues. One of those is another FATS scenario where they have to physically become involved in a foot chase, run over a fence, up some stairs, encounter an individual, arrest him, and immediately go into a FATS scenario. The idea is to prepare the officers to get their heart rate up, to simulate stress, and then to allow them to go through the FATS scenario to show that they can actually deal with the stress and successfully pass that course.

With the veteran officers, Sgt. Quinn does the Continuing Professional Training (CPT) which is POST mandate. Every officer, every two years, is required to come up and complete this course.

In addition, individual training is also available. It is an interactive video so they are expected to participate, give commands/warnings, talk to people as you would out on the street. The officers make the decisions to use that particular level of force and then they are asked about it and expected to explain and articulate the decision why they did what they did.

Commissioner Veronese asked what kind of training is used to de-escalate force. Sergeant Quinn stated officers are expected to listen to a review talking about the policy of use of force (DGO 5.01 & 5.02), they talk about case laws, Penal Code 835.A. The idea is that the officers are expected to know the policy and that they are held accountable for it. Officers are expected to be able to transition and to articulate why they did what they did.

Commissioner DeJesus asked how are trainers selected. Sergeant Quinn stated that currently he is the only trainer in the Academy and part time staff of veteran officers that come up on a part time basis. These officers go through an instructor development course within the academy for 40 hours. Once they are asked to become force option trainers, they are sent to an outside course, either San Jose Police Department or West Covina, to receive a 40-hour course to train the trainer. All of them have prior teaching experience.

Commissioner Campos asked, in terms of selecting a trainer, what weight is given to the history of that perspective trainer in terms of the use of force. Sergeant Quinn stated that he is the one that does about 100 percent of the training of the recruits. Most of the trainers, part time people, most of them tend to come up to help Sergeant Quinn with the veteran officers for the continuing professional training. Sergeant Quinn stated that the background in the use of force was never an issue in selecting instructors.

Commissioner Sparks asked when recruits come back after two years for the advance professional training, is there a difference on how they reacted during the academy training as opposed to when they come back after two years in the field. Sergeant Quinn stated that generally speaking, the officers seem to do better because they still have the memory of the academy training and they also have street experience as well. The officers seem to have a little bit more confidence in their decision-making abilities at that point.

Commissioner Sparks asked if there has been any comparison in the response of an officer in the training, particularly after two years, and to any possible use of force complaints that have been filed to see an officer might actually take the test a certain way and then on the field they react a different way. Sergeant Quinn stated that he is not aware of any comparison.

Commissioner Sparks asked if there has been a comparison in the training of use of force with other departments. Sergeant Quinn stated that the SFPD is comparable to a lot of the other departments. Sergeant Quinn stated the actual system was upgraded almost five years ago. They are constantly applying or getting new scenarios and that he is always looking for ways to upgrade to keep the officers alert and challenged and keep them interested in the training. Sergeant Quinn stated that he would like to see more of the training.

Commissioner Veronese asked if Sgt. Quinn reviews the applications of officers who want to become trainers at the academy. Sergeant Quinn stated that he only did that once when the Academy was short staffed and the Captain needed people and he had several applicants that had gone through the interview process but that was only one time.

Commissioner Veronese asked about the reasonable officer standard and the reasonable person standard. For example when somebody on the street sees somebody being arrested and they think that officer is being too aggressive, that officer may actually be working within the rules but the reasonable person may think differently. Commissioner Veronese asked how does the department resolve that conflict. Sergeant Quinn stated the OCC process is one way of handling it and the other way is the citizen academy where people do come up on their own time and go through the equivalent of the recruit academy class and learn about what officers do and don't do and all aspects of training as well.

Commissioner Veronese asked if there's any training on dialogue between the person arrested and the officer using the force. Sergeant Quinn stated that part of the training is the interactive aspect where people are expected to talk to people not so much with the aftermath but with how you treat people up to and including use of force at that point. They try to get the officers in a habit of identifying themselves as officers, to talk to people as you want to be talked, and make sure that commands, if they have to be given, are clear, concise, and to the point.

Commissioner Sparks asked about the FTO training process, is there additional training for them on how to teach use of force techniques in the field. Chief Fong explained that yes, they are.

Captain Keohane stated that the Department takes the role of field training officer (FTO) very seriously. Captain Keohane explained that the use of force entry on a log sheet is not a complaint nor is it a sustained complaint. All that is is a documentation of a use of force. To become an FTO, an officer must go through a selection process. Then an he/she receives continuous training and evaluation and for those FTOs that are not meeting the standards of the FTO program, they are removed from the program. The requirements to become an FTO are detailed in DGO 3.13. These were developed with the OCC and have been in effect since 1998. The selection process starts with an application stating that he/she wishes to become an FTO. Automatic disqualifiers to be an FTO is if the officer has any discipline action within the last five years for A or B misconducts. Also, an officer is automatically disqualified for two years if they received a suspension for C or D misconduct. The officer, before selection, the FTO office has to receive positive supervisory reports of that officer. Besides the supervisory recommendations, personnel records are reviewed, the legal history for suits and claims, the department's accident board of review records are checked for accidents, the EEO history is checked, and also complaint histories. The use of force feedback report is not listed in the general order, however, those are part of the personnel record. Once the application is accepted, the officer must go through a selection process. That selection process is comprised of written assessment. The written assessment asks questions regarding the officer's

knowledge or how they would apply use of force. The officer must also go through an oral interview where questions are asked regarding use of force, policy and also tough questions regarding ethics in reporting improper behavior of other officers. Once selected as an FTO, the officer goes to an FTO school consisting of a 40-hour training class which consists of training in the use of force and how to teach recruits the proper application of force. As an FTO, the officer must go through FTO updates every two or three years, and the Department also provides a POST certified use of force experiential class where the officers are trained, not only on the proper applications of force, how to trained the individuals in the use of force and it also covers leadership and ethics.

The FTO Program is the only program in the police department where the department incorporate 360 degree evaluations. The FTO is not only being evaluated by his/her sergeant at the district station level, they are also evaluated by the recruits. The FTOs are also judged by the supervisor's comments. Supervisors come and fill out evaluations where they feel the FTO may not be doing the job properly but they are also mentioned personally to the FTO coordinator. When this comes to the Department's attention, if the FTO cannot be put on the right track, they are removed from the program.

Commissioner Campos asked if having an early warning system affect the process of selecting FTOs. Captain Keohane stated that the entries on the use of force are not indicators of improper behaviors or practices. Captain Keohane stated that you have to look at the context of the use of force, where was the force used, was it proper or reasonable.

Commissioner Campos asked what information would the early warning system give the department that the department does not have today. Captain Keohane stated that would be looked at would be possible sick history or SP abuse and the FTO office would be able to make an assessment, with the help of the EIS system, for a total performance. The package would be readily available to make a determination on the totality of the officer's performance whether they would be a good role model.

Commissioner Veronese asked if the Department follows DGO 3.13. Captain Keohane stated yes, the Department follows it strictly. Commissioner Veronese asked if the same type of scrutiny is taken when promotion people to supervisory positions or training positions. Captain Keohane stated he could not speak to that. Chief Fong stated that there are criteria that the commanding officer of the training division will review. When someone is interested in being assigned at the academy, an application is filled out. There is an interview panel and a check of their record.

Commissioner DeJesus asked about evaluation of FTO and if it includes how officers performed within the community. Captain Keohane stated that that would come from the overall supervisory recommendation.

Commissioner Sparks asked about FTOs with prior use of force. Captain Keohane stated that the Department has to look at each use of force on an individual basis and see how it is applicable to the performance of the officer. Captain Keohane explained that with the early intervention system the chain of command will know if there is a problem with an individual officer. There will be more accountability.

Commissioner Sparks asked if there is a cross-reference, once a complaint is filed, to the use of force log to see if there is a five to one ratio of five uses of force to one complaint or anything along that line. Captain Keohane stated not at this time.

PUBLIC COMMENT

Valerie Toulter, Latino Steering Committee, discussed concerns regarding hiring of officers and training received by officers and community policing.

Marylon Boyd discussed concerns regarding use of force reporting.

Mark Schlosberg, ACLU, discussed concerns with issues raised by the Chronicle series.

Matt Leroy discussed concerns regarding training of officers.

Barbara Gross discussed concerns regarding vehicles with no license plates.

OCC DIRECTOR'S REPORT

- a. Review of Recent Activities**
- b. Budget update**
- c. Use of force issues**

Commissioner Renne asked Director Allen that, in light of the Commission's request to the Department, Director Allen highlight the changes and the priorities in the OCC's budget, if he wants to go through his budget tonight or wait until March 1st.

Director Allen stated that he can go briefly through the changes in the OCC budget. Director Allen stated that he has a proposed a new organizational chart: one is for an outreach person; \$11,000 increase for computer technology under equipment; two new investigators; one admin person.

Commissioner Veronese asked about tracking system. Director Allen explained that it takes several years to build this tracking system and costs up to \$96,000. Director Allen explained that the OCC tracks all the use of force complaints and the use of force entries are available to them and anytime a complaint is received, they will go and check if there is an entry on the use of force log.

Commissioner Campos asked where in the budget the community outreach proposal is at and if there is any money for that.

Commissioner Sparks asked about the vacancies. Director Allen explained that the lawyer vacancy is being filled where all lawyers will work as a litigation lawyer and as policy lawyers. The vacancy in the investigator's position was absorbed by the OCC but they do not have the money to pay for it.

Commissioner Sparks stated that she thinks that the OCC is under budget. Commissioner Sparks stated that there were concerns about cases being completed at a very late date, the Department not having the 60 days that is required to evaluate and the question is will this budget get the OCC to where it can function and fulfill its mandate under the charter. Director Allen stated that this would be the budget that would do that. He stated that two people coming in would close almost 100 cases.

Commissioner Sparks asked about the outreach plan and is there a plan in the new budget. Director Allen stated that until there is a change with the way the office is set up the staff pretty much work from 8 to 5. Director Allen stated that the new contract is open now for negotiations. Commissioner Sparks asked if flexible hours schedule can be put in the contract to allow investigators to work outreach. Director Allen stated that it can be considered suggested. Commissioner Sparks stated that this agency cannot work on 8 to 5. Director Allen also stated that there is a concern with people leaving the office at night because of the location.

Commissioner Campos asked if this budget will allow OCC to do

everything that is asked of the OCC and is there a file retention policy. Director Allen explained that files are kept for 20 years before they are destroyed.

Director Allen explained the OCC's case tracking system.

Commissioner Sparks stated that her fear is that if you hit eight months, people will start closing cases early because they are running out of time and not because the investigation is completed. Director Allen stated that he has instructed his supervisors that if they have identified three or four cases, those cases are prioritized and they pass through the investigator, the senior investigator, the Chief investigator, and the Director.

PUBLIC COMMENT

Mark Schlosberg, ACLU, discussed the annual report and brought copies of the annual report of a similar department.

Steve Johnson, POA, stated he agrees with the ACLU in regards to the annual report. He also discussed concerns regarding OCC's OU time and the 60-day review by the Chief that's not being followed. He also discussed concerns regarding who is making the complaints.

Marylon Boyd discussed concerns regarding incidents of use of force that are not reported.

DISCUSSION AND ACTION REGARDING BUDGET FOR THE POLICE COMMISSION

Chief Fong explained that the lined item of \$386,357 is the Fiscal Division put classifications to those positions requested by the Commission and came up with this number and this is additional to the current budget.

Commissioner Sparks asked for a breakdown with everything in it so that the Commission can see.

Commissioner Renne stated that if this is not put into the budget tonight, none of this will be included in the budget.

Commissioner Sparks stated that she came up with five additional staffing, including the current staff, she came up with a total number of \$550,000 or \$600,000 for Commission staff.

Commissioner Renne stated that right now there is Sgt. Reilly and an administrative assistant. If the Commission hires an executive director, what would they do and who will they direct. Commissioner Sparks stated that her thought would be that the Director would track policies that the Commission have been trying to look at to do best practices review but thinks that there would be a significant amount that that individual can do.

Commissioner Renne stated that she could see starting out at least with a policy analyst and that analyst would be able to track things, get it started, get the general orders up to date. Commissioner Renne also stated that a legislative analyst as modeled after the Board of Supervisors that would come back with useful reports. Commissioner Renne stated that starting with a policy analyst and an additional clerk typist to get it pass.

Commissioner Campos asked if a place holder can be in place so that the Commission can have further discussion on this issue.

Commissioner DeJesus stated that an executive director can take over a lot of things that are not moving forward.

Commissioner Veronese stated that there should be more discussion on this issue and agrees that there should be more staffing.

Commissioner Marshall stated that his concern is someone to help expedite the disciplinary cases.

Commissioner Renne stated that where the problem has been in expediting the cases is getting lawyers to do the cases now the Department has the lawyers and there are the cases that have been backlog at the Court of Appeals. Commissioner Renne explained that getting an administrative law judge will not expedite the cases but it will mean less time for an individual commissioner to hear the cases.

Commissioner Renne stated that her concern with this issue is that the Commission might get overly criticized for over-reaching with the budget and she wants the Commission to be realistic in its request starting out.

Commissioner Sparks stated that she has a different perspective and she thinks that the people of San Francisco have lost confidence with the San Francisco Police Department and that it's in everyone's best interest to try to change that perception. The people has expressed a desire for civilian oversight. Commissioner Sparks stated that the Police Commission is different from other commissions in this city in its responsibility that its charged with and due to that, she believes that this commission has a greater responsibility and that the Commission needs assistance to be able to discharge that.

Commissioner Sparks stated that she agrees with Commissioners Campos and DeJesus in putting a place holder so that the Commission can discuss the budget in greater detail.

Commissioner Renne suggested that the Commission needs to be very clear and transparent in what is asked for. What Commissioner Renne recommends is a legislative analyst and somebody to help with the transcribing, put provision for a senior clerk typist. If the Commission wants to put some money in for an administrative law judge, depending on whether the Commission can or not, put monies for those three as a place holder and then on March 1st talk about it in more detail.

PUBLIC COMMENT

Mark Schlosberg, ACLU, stated that the Commission should asked for more as far as the budget for staffing.

Matt Leroy stated that the Commission has a very important job and ask for what is needed.

Steve Johnson stated that an administrative law judge is a great idea to get discipline cases moving.

Barbara Moore asks who funds the ACLU.

Motion by Commissioner Marshall to have monies placed in the budget for the Commission to add a legislative analyst, a senior clerk typist, and sufficient funds for an administrative law judge to hear various cases, assuming it can be done. Second by Commissioner Campos with a caveat that this issue be discussed on March 1st.

Commissioner Renne explained that this will be a place holder in the budget to meet the 21st deadline and then further discussion on the March 1st.

Commissioner Veronese stated that he agrees with the ACLU and that the Commission is selling itself way short and that three positions will not help with what the Commission wants to achieve. Commissioner Veronese stated that he will not support a motion that has just three people.

Commissioner DeJesus asked why the Commission not put in the amount that Commissioner Sparks had asked for as a place holder and then go in and delete it later.

Commissioner DeJesus moved to amend the motion that the Commission submit the positions that Commissioner Sparks has laid out and then on March 1st have continued discussions on this issue.

Motion by Commissioner DeJesus to take the figure from Captain Lynch for the 21st and then have further discussion on March 1st. Second by Commissioner Campos. Approved 6-0.

APPROVAL OF MINUTES FOR THE MEETING OF FEBRUARY 1, 2006

Motion by Commissioner Marshall, second by Commissioner Sparks to approve the minutes. Approved 6-0.

COMMISSION ANNOUNCEMENTS

a. Notice of reassignment of pending disciplinary cases:

(File No. C06-019 SL)
(File NO. DRA D065-029 Appeal)

(File No. C05-056 SL)
(File No. C05-057 SL0)
(File No. C05-058 SL)
(File No. C05-059 SL)

(File No. C02-256 SCM)
(File No. C02-257 SCM)
(File No. C02-259 SCM)
(File No. C02-258 SCM)

RESOLUTION NO. 10-06

REASSIGNMENT OF PENDING DISCIPLINARY CASES

RESOLVED, that the following pending disciplinary cases are reassigned to the following Commissioners:

Commissioner David Campos
(File No. C06-019 SL)

Commissioner Petra DeJesus
(File No. DRA D05-029 Appeal of the Chief's Suspension)

Commissioner Theresa Sparks
(File No. C05-056 SL)
(File No. C05-057 SL)
(File No. C05-058 SL)
(File No. C05-059 SL)

Commissioner Louise Renne
(File No. C02-256 SCM)
(File No. C02-257 SCM)
(File No. C02-259 SCM)
(File No. C02-258 SCM)

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

SCHEDULING OF ITEMS IDENTIFIED FOR CONSIDERATION AT FUTURE COMMISSION MEETINGS

Commissioner Veronese discussed his proposed general order and would like input from the public, the POA, and the City Attorney.

Commissioner Campos would like a report on community policing in all of San Francisco.

Commissioner Sparks congratulated Deputy Chief Shinn for his promotion and Commander Tacchini for his promotion.

Motion by Commissioner Veronese, second by Commissioner DeJesus to adjourn the meeting. Approved 6-0.

Thereafter, the meeting was adjourned at 10:04 p.m.

Sergeant Joseph Reilly
Secretary
San Francisco Police Commission

1497/rct