

MAY 26, 2004

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in Room 400, City Hall, #1 Dr. Carlton Goodlett Place, San Francisco, at 5:35 p.m., in a Regular Meeting.

PRESENT: Commissioners Renne, Orr-Smith, Chan, Keane, Marshall, Sparks, Veronese

(Commissioner Marshall arrived at 5:40 p.m.)

Commissioner Renne requested that the Election of Officers be put over until the arrival of Commissioner Marshall.

DISCUSSION AND POSSIBLE ACTION TO ADOPT THE FISCAL YEAR 2004-05 BUDGET FOR THE POLICE DEPARTMENT

Commissioner Renne stated the Department is still waiting for word from the Mayor=s Office regarding the budget, therefore, no action will be taken. The Department will just give highlights of the budget.

Deputy Chief Parra stated that the budget has been submitted but it is still a working document. He introduced Captain James Lynch of the Fiscal Division to highlight points of the budget.

Captain Lynch gave an overview of the proposed budget for 2004/2005. He stated that the proposed budget for the current fiscal year is approximately \$295 million. The proposed budget for fiscal year 2004/2005 is approximately \$309 million. The proposal includes the following: Approximately \$17M relates to fixed costs increases determined by collective bargaining agreements and projections from other city departments. The proposed budget includes \$15M in grant funding in the areas of salary and equipment. The proposed budget is \$28.2 M below the current operating budget.

Captain Lynch stated that the Department has worked with the Mayor=s office and other city entities to reduce the Department=s proposed fiscal year 2004/2005 budget to an amount that is approximately 5.5 percent below the current fiscal year operating budget. Funding reductions in command staff positions, reduction in overtime budget, accelerated expenditure of grant funding as allowed, increase inter-departmental work order agreements for certain dedicated services, and civilianization of certain functions. In spite of these funding reductions, the Department is proposing the hiring of an academy class in the latter part of the year in order to properly staff the city=s growing policing needs and to address attrition projections.

The budget also addresses the civilianization of numerous positions within the police department as mandated in the passage of Proposition C. The Department proposes to convert approximately 38 positions currently staffed by sworn members to more appropriate non-sworn classifications.

Captain Lynch stated that funding for the Crime Mapping and Records Management System is based on a combination of grant and general fund support. Many of the new non-sworn positions will be dedicated to the management of these systems. It is the goal of the Department to transition from a paper and pen organization to one that supports officers with modern technological systems.

Captain Lynch stated that, through funding agreements with the Housing Authority and with proposed federal grant funding support, the Department will dedicate specific officers to various housing authority sites. The mission of these officers will be to enhance community policing concepts and community-based partnerships to reduce criminal activity and enhance the quality of life in these communities.

Captain Lynch stated that this budget proposal includes approximately \$100,000 in funding specifically earmarked for the Department's witness protection program.

In 2004/2005 fiscal year, the Department will implement provisions of the a federal homeland security grant that will include \$2M in funding to implement a comprehensive two-day training course for all patrol officers to deal with potential incidents involving chemical and other hazardous agents. This grant will also include approximately \$5.3M in related safety equipment that will be deployed throughout the department.

Captain Lynch stated that in light of the current economic situation, this budget proposal represents a calculated evaluation of community service needs and the determination of minimal funding required to provide these services. It is the continued goal of the Department to require strict accountability by all members of this Department to insure that services are provided effectively and efficiently. It is anticipated that the members of this fine organization will rise to this challenge and will accomplish this goal.

Commissioner Chan asked several questions regarding the budget. Captain Lynch stated close to 5.5 percent are from federal contributions. He stated that there are three personnel working in the Grant Unit. Captain Lynch also stated the projected attrition rate was based on retirement packages and stated there's about 60 members in that classification.

Commissioner Orr-Smith asked several questions regarding the budget specifically about the Office of Emergency Services and the Sr. Escort Program which are no longer under SFPD. Commissioner Orr-Smith asked about Program SAFE. Captain Lynch stated that the proposal is approximately a 25 percent reduction of the current SAFE funding and will have an impact but Captain Lynch also stated that all entities within the city are facing the same situation and the Department will just have to do more with less. Captain Lynch also stated that SAFE will continue to be the Department's most active partner in providing community policing and supplemental support.

Commissioner Sparks asked about Homeland Security and asked if there are any federal or state Homeland Security mandates that are unfunded within the budget that comes from general funding rather than a grant or funding from the federal government. Captain Lynch deferred to Sgt. Collins, Grant Unit, to answer the questions. Sergeant Collins stated there is nothing mandated and stated that the Department of Homeland Securities are providing funds for every city in the United States and those cover the programs instituted in San Francisco.

Commissioner Veronese asked questions regarding the budget. Captain Lynch stated that the numbers for the budget are determined by the Controller's Office. Captain Lynch also talked about the academy class currently in place and will graduate on September 10th.

Commissioner Orr-Smith asked about funding of the Witness Protection Program. Captain Lynch stated that there is \$85,000 in funding, in cooperation with the Mayor=s office, on top of what was currently in there. Captain Lynch stated there is \$15,000 currently in for the Witness Protection Program.

In response to the question by Commissioner Chan regarding relocation of the Academy, Captain Lynch stated the facility at Diamond Heights will be the facility that the Department will stay with and he explained that the Academy is a Regional Training Facility.

Commissioner Sparks asked about the 38 sworn positions that will go from sworn to non sworn. Captain Lynch stated positions that does not required sworn members will be converted to non sworn position.

PUBLIC COMMENT:

None

Commissioner Renne stated there will be no action taken at this time since budget is awaiting word from the Mayor=s office.

No action taken.

DISCUSSION AND POSSIBLE ACTION TO ADOPT THE FISCAL YEAR 2004-05 BUDGET FOR THE OFFICE OF CITIZEN COMPLAINTS

Director Allen presented the budget and stated that the OCC budget is intertwined with the Police Department=s budget and will not submit the budget for approval tonight. Director Allen stated the OCC budget is about \$3M. He stated that \$2.4M are for salary, fringe benefits, and overtime. Director Allen stated that most of the budget is based on salary. He stated that they have received a \$29,000 reduction in their rent. He also stated that are 15 full time investigators at this time. He stated that there should be one investigation per 100 officers in the force. With the new academy class coming in, the numbers will be very close. There is a 16th investigator=s position not filled. He also stated that the absence of policy recommendations analyst is creating a backload of policies pending.

Commissioner Sparks asked about the concerns of Director Allen regarding the OCC budget and asked if Director Allen can fulfill his mandate with the current OCC budget. Director Allen stated that the OCC is dangerously close but stated that the OCC is very dedicated to fulfilling its mandate charges to investigate complaints and write policies but stated that the OCC is falling behind on the policy but the investigators will continue to investigate every case that comes in and the office is working hard to get cases that are sustained to the department within nine months.

Commissioner Sparks asked how much additional money will be required to fully fund the budget. Director Allen stated that to bring the 16th investigator in would help and to take the attorneys back up to full time would help. Director Allen stated that it would take approximately \$150,000 to \$200,000 just to get the OCC to where its supposed to be.

Commissioner Keane asked several questions regarding the budgetary process for the OCC. Director Allen stated that the budget is determined by the OCC. He further stated that the OCC sends paperwork directly to mayor=s office. Commissioner Keane asked if

Director Allen has the direct access to the Mayor=s office to be able to lobby for funds. Director Allen stated that=s That=s correct.

Commissioner Keane stated that the credibility of the OCC and the power of it depends on the perception of the public as to OCC being objective and not part of the Police Department. Commissioner Keane stated that in order for Director Allen to advocate on behalf of the OCC is to have the OCC to have an independent status as a department outside of the Police Department. Director Allen agreed to that.

Commissioner Orr-Smith asked about the mediation program. Director Allen stated that the OCC mediates about 12 to 15 cases last year and stated that staff personnel to set up the mediation is needed. He explained that mediations are done by independent volunteer mediators and this is done by an attorney who is working half time and at the same time working on all the sustained cases that are recommended to the Chief=s office which makes it difficult. Director Allen stated that the OCC should be able to mediate 60 to 80 cases a year under the current system and stated that the OCC have been working with the Department to set up a mediation program. Director Allen stated that if the OCC can bring the number of investigators up to 16 and bring in another support person to handle just mediation in order to get mediation program to work.

Commissioner Chan asked about the mediation program and asking the BAR association for support. Director Allen stated the State Bar Association has helped in providing the OCC with a list of mediators but unfortunately so much of the work done is confidential and a lot of the work has to be handled within the office.

Commissioner Marshall discussed concerns regarding the OCC=s budget. Director Allen stated that the OCC does need more money but if the OCC is its own department, it will give him the opportunity to lobby for its own funding.

Commissioner Orr-Smith asked the City Attorney about the budgets of the OCC and the SFPD being intertwined. City Attorney Morley explained that there is no impediment for the OCC to meet with the Budget Analyst or the Mayor or meeting with the Board of Supervisors to discuss additional funds. She further explained that the situation with the OCC and the SFPD being under one Commission is an unusual situation where you have two department heads working independently but both report to the same commission.

Commissioner Keane stated that the OCC should submit its budget directly to the Mayor=s Office and to be able to meet and lobby for funds with the Supervisors as an independent department.

Commissioner Renne asked Director Allen regarding preparation of the OCC=s budget. Director Allen said that he prepares the budget and he submits the budget to the Mayor=s Office.

Deputy Chief Parra stated that funding for OCC is separate from the Police Department. It comes from a general fund and not from the Police Department=s budget and submission of that budget is separate from the Police Department and is not dependant upon the Police Department. The Chief is not counseled by the Mayor=s office, or anyone from the Controller=s Office, regarding the OCC budget. Once it is approved it falls under the Police Commission and that=s why it is attached to the Police Department=s budget so that the Commission can maintain its jurisdiction over the Police and the OCC=s budget. Deputy Chief Parra explained that the OCC=s budget is mandated by

the City Charter 4.127, to fully, fairly, and impartially investigate all civilian complaints of police misconduct against SFPD sworn members; to reach and confidentially report factual conclusions in such cases, and to present statistical reports and policy recommendations on a regular basis to the Police Commission, and that is why the OCC's budget is attached to the Police Department's budget as a special program, but the request for any funding for that budget or any particular needs for that budget has to go through the Controller's Office and the Mayor's Office from OCC without any direction from the Chief of Police, and the funding for this budget is from the general fund and not the police budget.

Deputy Chief Parra further explained that Director Allen can go to the Mayor's Office, the Controller's Office and lobby for additional funding.

Commissioner Orr-Smith stated that if it is appropriate to direct Director Allen to advocate for the OCC for what is needed to get the job done and if he runs into any problems to let the Police Commission know. Commissioner Orr-Smith also suggested that Director Allen submits a supplemental budget request.

PUBLIC COMMENT:

Mark Schlosberg, ACLU, discussed how important the OCC Director be a strong advocate for the agency.

Commissioner Chan stated that, based on materials submitted to the Commission, the current proposed authorization for OCC is placed the complete discharge of his mission at risk and that his mission faces imminent prospect of being compromised as a result of what the Commission find to be inadequate funding in order for Director Allen and his staff to fulfil their charter mandated responsibilities and that the Commission, in exercise of its authority granted under Charter Section 4.127, to reorganize and manage the Office of Citizen Complaints would authorize and instruct Director Allen to take the actions that have been stated by the Commission, and that the Commission continue approval of the OCC's budget pending the completion of that process.

Commissioner Renne stated that Director Allen review and determine whether or not it is sufficient to have him do his job and to the extent that it is not, make a supplemental request to the Mayor's office for the resources that are needed in order for office to complete and do its job this year and then report back to the Commission.

Commissioner Chan stated that the Commission continue approval of the OCC budget pending completion.

Therefore, the Commission authorize the Director of the OCC to execute any and all documents reasonably necessary to effectuate the purposes of the afore going resolutions.

Commissioner Orr-Smith second that motion.

AYES: Commissioners Renne, Orr-Smith, Chan, Keane, Marshall, Sparks, Veronese

Approved 7-0.

ELECTION OF PRESIDENT AND VICE-PRESIDENT OF THE COMMISSION

PUBLIC COMMENT

None

Commissioner Keane nominated Commissioner Renne as President and Commissioner Orr-smith as Vice-President. Second by Commissioner Veronese. Approved 7-0.

RESOLUTION NO. 47-04

ELECTION OF PRESIDENT AND VICE PRESIDENT OF THE POLICE COMMISSION

RESOLVED, that Commissioner Louise Renne shall serve as President, and Commissioner Gayle Orr-Smith shall serve as Vice President of the San Francisco Police Commission.

AYES:Commissioners Renne, Orr-Smith, Chan, Keane, Marshall, Sparks, Veronese

DISCUSSION AND POSSIBLE ACTION TO APPROVE THE RECOMMENDATION OF THE WALL OF HONOR COMMITTEE TO PLACE THE NAME OF OFFICER ISAAC ESPINOZA ON THE HALL OF JUSTICE WALL OF HONOR

Deputy Chief Suhr presented the request for approval for the placement of Officer Isaac Espinoza=s name on the Hall of Justice Wall of Honor. Deputy Chief Suhr stated that Officer Espinoza was killed in the line of duty on April 10, 2004 while attempting to take a suspect in custody for possession of an AK-47 assault rifle. He further stated that the Wall of Honor Screening Committee unanimously recommends and endorsed by Chief Fong that Officer Espinoza=s name be placed on the Wall of Honor at the Thomas J. Cahill Hall of Justice.

PUBLIC COMMENT

None.

Commissioner Veronese stated that he hopes that the department is doing more to recruit more officers like Officer Espinoza that actually get involve in the community and well-known by the community.

Commissioner Chan stated that Officer Espinoza has fulfilled the highest tradition of service.

Commissioner Orr Smith entered the motion to approve the recommendation of the Wall of Honor Screening Committee to place Officer Espinoza=s name on the Hall of Justice Wall of Honor. Second by Commissioner Chan. Approved 7-0.

RESOLUTION NO. 49-04

APPROVAL OF THE WALL OF HONOR COMMITTEE=S RECOMMENDATION TO PLACE THE NAME OF OFFICER ISAAC ESPINOZA ON THE HALL OF JUSTICE WALL OF HONOR

RESOLVED, that the Police Commission hereby approves the recommendation of the Wall of Honor Committee to place the name of Officer Isaac Espinoza on the Hall of Justice Wall of Honor.

AYES:Commissioners Renne, Orr-Smith, Chan, Keane, Marshall, Sparks, Veronese

CHIEF'S REPORT

- a. Presentation of a Citizen's Award**
- b. Presentation of Quarterly Report of Provision of Documents to the Office of Citizen Complaints (January - March 2004)**
- c. Presentation re: Firearms Policy**
- d. Presentation re: Extended Range Impact Weapon**

Chief Fong stated that the first presentation of a citizen's commendation award will be by Deputy Chief Greg Suhr. The presentation of the quarterly report will be by Lieutenant Charles Keohane, Legal Division. The presentation on Firearms Policy will be by Lieutenant David Lazar, the Department Training Manager, and Sgt. Dennis Quinn, Force Options Coordinator, and the final presentation on the Extended Range Impact Weapon will be by the Department's Range Master, Sgt. Rod Nakanishi.

Deputy Chief Suhr presented the Citizens Appreciation Award to Mr. Larry Russell Zellers for his assistance of an officer under attacked by a violent suspect. The officer stated the he believes that if Mr. Zellers had not intervened in the fashion in which he did, he may not have survived the encounter. Mr. Zellers actions are nothing short of heroic. Without regard to his own personal safety, he immediately went to the aid of a San Francisco Police Officer who was battling to survive a vicious attack from a much larger man.

Commissioner Renne, on behalf of the Commission, thanked Mr. Zellers and expressed the Commission's appreciation for his actions.

Commissioner Marshall thanked Mr. Zellers for getting involved and not turning his head

Lieutenant Keohane, Legal Division, presented the quarterly report of provision of documents to the OCC. Lieutenant Keohane stated that the total number of written requests received by the Department for the first quarter of 2004 was 49. 47 requests were provided by the mandated time frame. On two requests, OCC was notified in a timely manner that there would be a delay in the provision. Lieutenant Keohane stated that during this quarter there were no instances for which there was an untimely notification nor was there a denial of material. At the time the report was made, two requests remained open. One request is an MCD investigation which has not yet been completed but will be provided to OCC next week. The other case is an officer-involved shooting report where OCC has requested the final report of the MCD investigation. This investigation has not been completed and cannot be provided. As soon as the investigation is completed, it will be delivered. Lieutenant Keohane stated that all material inside that investigation, from Homicide and other sources, has been presented to OCC. It is just the final analysis and summary that has not been provided.

Commissioner Keane asked about the request regarding officer-involved shooting. Lieutenant Keohane stated that the request was made on November 6, 2003 and all the information inside that investigation has been delivered to OCC and only the analysis and conclusion of the investigation at MCD, who's investigating the policy issues, that has not been delivered.

Commissioner Sparks commended the Department for a timely response to this information.

Lieutenant Lazar presented the report regarding Firearms Policy and introduced Sergeant Dennis Quinn, Force Options Instructor. Sergeant Quinn discussed Department General Order 5.02, Firearms Policy. Sgt. Quinn gave a brief summary of firearms policy 5.02. It's a summary policy that officers are expected to exhaust all other reasonable means of apprehension control before resorting to use of force. Sgt. Quinn discussed five reasons where officers are allowed to shoot in the line of duty. They are allowed to shoot in defense of their own life, necessary defense of others from threat of death or serious bodily injury; to affect an arrest in serious felony cases; to shoot a wounded or dangerous animal; and as a last resort as a means of signal or alarm shot. Sgt. Quinn gave a brief background on his role as a Force Options Coordinator. Officers are put through a brief policy review then officers are put through interactive video scenarios in regards to use of force. Officers are trained to use verbal responses. It is not meant to take the place of range training.

Commissioner Orr Smith asked about training in handling mentally or disabled persons. Sergeant Quinn stated that Sgt. Sullivan, ADA Coordinator, puts on a 40-hour course for officers in mental health issues. Lt. Lazar explained that in the basic academy class there is a segment in disability awareness as part of the overall basic class.

Commissioner Chan asked regarding scenarios involving persons speaking in another language. Sergeant Quinn stated that officers are trained to be reasonable in dealing with persons speaking another.

Orr Smith in training, are there scenarios where officers are trained to handle situations where they are with officers and some of the other officers start shooting, how do they handle that. Sergeant Quinn stated that the officers are trained about individual accountability. Sergeant Quinn also stated that the threat to officers are from vehicles where people are using vehicles in assault situations.

Commissioner Sparks asked if officers are taught about what would constitute reasonable cause. Sergeant Quinn stated yes, officers are trained specifically by examples and officers are also taught that when in doubt do not fire.

Sergeant Quinn invited the Commissioners to come and sit in training.

Lt. Lazar stated that every officer is required every two years to take and participate in Force Options Training and Simulators.

Sergeant Nakanishi, Range Master, explained his duties as the Range Master. He stated that Sgt. Quinn teaches decision making and he teaches more of the mechanics of actual shooting. He gave a brief background regarding the extended range impact weapon program. The program started in November of last year. Since that time, the range has trained 1188 officers in patrol. He stated that the extended range impact weapon is a high visibility orange stock Remington pump shotgun with beanbag rounds. It is designed as a pain compliance weapon and designed to deliver the equal amount of force as a baton strike but at a much farther distance. All officers go through a 4-hour training block and basic scenario training and a live fire qualification in which they have to complete every six months. Sergeant Nakanishi explained the effectiveness of this program and explained that specialist unit has gone out 52 times and 41 times the subject has complied without the officers having fired a shot so 78 percent of the time, the officers didn't have to pull the trigger. In patrol there has been 20

incident, 8 times the subject has complied so 40 percent officers did not have to pull trigger for the subject to be taken into custody without any further resistance.

Commissioner Chan asked several questions regarding the extended range weapon. Sergeant Nakanishi explained that the weapon have been used 20 times and 8 times the officers did not have to fire. He also stated the optimal range for the weapon is 15 to 60 feet. Sergeant Nakanishi explained that before the officers leave the station, the officers double check and triple check that each and every round going into the weapon is a beanbag round. When the officers are called into the scene, the officers will go as a team as an extended range weapon gunner and a lethal cover officer. The gunners responsibility is to take command at that point when they see the subject, only the gunner or the lethal cover officer next to him should fire. All the other officers are supposed to hold fire. Accountability is also stressed to officers. If a subject cannot communicate in English, officers are trained to combine verbal challenge with basic hand gestures.

Lieutenant Lazar stated that the staff at the academy reviews the use of force log and a comprehensive report is compiled that addresses whether force options were effective or not effective based on the circumstances.

Sergeant Nakanishi stated that from the reports he has seen, he feels that the extended range impact weapon is a great tool because it=s another option that the officers can use on the street in dealing with difficult situations.

Commissioner Chan asked about the process where a new weapon is presented for consideration for adoption by the department. Sergeant Nakanishi stated that everything will have to go through the chain of command and the time frame varies and depends on how new the technology is.

Commissioner Chan asked how are new non lethal technology brought to the attention of the department. Deputy Chief Parra explained that the department is constantly looking for new technology. When deployed the department looks at the results and talks to the officers in patrol. The department also talks to Legal if any resulted in a lawsuit. It is examined through all aspects. The Department looks at how expensive it is because the department have to stay within the budget. Deputy Chief Parra also explained that when a weapon is deployed, there is a debriefing and follow-up interviews with the range master. Once reports and reviews are done they are then sent to the chain of command and decided if weapons can be deployed department wide.

Commissioner Chan asked if the ERW has ever been used for crowd control. Deputy Chief Suhr stated that it has not been used in crowd control. Most of the time, just breaking out of the orange shot gun, the officers have been getting compliance without having to discharge the weapon. Deputy Chief Suhr stated that the impact is similar to being hit with a major league fast ball.

Commissioner Sparks asked if every unit is not equipped with the ERW weapon. Sergeant Nakanishi explained that each station has 10 extended range weapons. Deputy Chief Suhr stated that the specialist are assigned their own weapon and 10 at the stations. Deputy Chief Suhr stated that if there wasn=t one in every single car one will be readily available and responding at scene. Deputy Chief

Suhr explained that the ERW weapon is stored in the trunk of police cars.

PUBLIC COMMENT:

Mark Schlosberg, ACLU, stated that, with regard to bean bag round, he is glad to hear that it is not used in crowd control.

(The Commission took a break at 8:15 p.m. and reconvened at 8:20 p.m.)

COMMISSION ANNOUNCEMENTS

- b. Announcement of Police Commission training on May 27, 2004, at 4:30 p.m., in Room B34, City Hall. This training on the state and local laws and the Police Department policies pertaining to public safety officer discipline as required by San Francisco Administrative Code Section 96.8 is open to the public.**

Taken out of order.

Commissioner Renne announced the training on May 27, 2004, at 4:30 p.m., in Room B34, City Hall.

- c. Discussion and possible Police Commission training in addition to that required by Administrative Code Section 96.8**

Taken out of order.

Commissioner Renne asked Ms. Morley if additional training will be discussed.

Commissioner Sparks stated that there is a one day training that=s being developed and, if possible, can be discussed at tomorrow=s training.

OCC DIRECTOR=S REPORT

- a. Review of Recent Activities**
b. Discussion of OCC Police Recommendation concerning timely disclosure of information in police matters of public concern

Director Allen reported regarding policy recommendation and stated the OCC and the Department have been working on policy recommendation. He also stated that there is a second policy that expands on the current policy and he stated that it is a work in progress. He stated that this policy is not submitted to be adopted but just for the Commission to see what brought this policy about. There is also a second policy in the hands of the city attorney and the Chief has a preliminary copy and should have this policy for future.

Commissioner Sparks stated that she appreciates Director Allen giving the Commission this policy and stated that the San Jose policy seems to be exactly what the Commission was talking about two weeks ago about timely disclosure particularly to the family of victims. She asked Director Allen to get a more detailed policy to the Commission and put it on agenda as quickly as possible. Director Allen stated that he has spoken to the Chief and they are looking to meet and confer within the week to discuss the policy.

PUBLIC COMMENT

None.

COMMISSION ANNOUNCEMENTS

a. Scheduling of those items identified for consideration at future Commission meetings.

Commissioner Keane asked that two items be put on the calendar. One is a report to the Commission from Police Legal as to functions of Police Legal are. In particular what the dynamics are in regarding to Police Legal guiding the Department in such matters as making the call about whether something should be confidential or not confidential and whether or not there is some kind of liaison with City Attorney=s office or need for liaison with the City Attorney=s office for proper guidance, if necessary, in regards to things like the exercise of discretion and the weighing of discretionary factors and whether or not there are particular legal questions that Police Legal should be either deferring to the City Attorney=s office on or getting the views of the City Attorney=s office. Commissioner Keane would like the Commission to get a handle on what it is that Police Legal does in advising the Police Department and whether or not they have taken away function that might be best for the City Attorney to be involved in.

Commissioner Keane stated that he has been contacted by owners of various adult movie houses on Market Street. Commissioner Keane asked that a representative or the head of Vice Division to come and talk about the priorities relating to Vice matters and whether or not they are overdoing it.

Commissioner Chan asked how the Department documents the effectiveness of community policing efforts. Commissioner Chan asked as to what extent to which non aggressive contacts with the public are being made. How often are advisories sent out, what are the extent to which officers appear in rec centers so as to give the Commission an idea of the efforts being made by department to demonstrate an involvement in lives of citizens not just in arrest situations. Commissioner Chan would also like to look at the manner data is compiled. Commissioner Chan commended the Chief for department bulletin 04-127 with respect to a reminder to members about obtaining translation services.

Commissioner Marshall referred to an article comparing San Francisco and Oakland=s investigative units. Commissioner Marshall would like the Commission to look at that matter.

Commissioner Orr Smith is interested in learning about the Permit Bureau and the licensing of certain businesses in the city and asked what is the scope of the Permit Bureau in licensing of liquor stores in Bayview and how enforcement is handled.

Commissioner Veronese would like a report regarding increase in violence and how it is related to juvenile activities, who gives out those licenses or would it be better for the Police Department to give it out rather than the Entertainment Commission.

Commissioner Sparks stated that in the Vice presentation asked for by Commissioner Keane, if the Department can talk about policies on enforcement of prostitution ordinances and how those ordinances are enforced, what type of discretion the department uses on those type of enforcement.

Commissioner Sparks would like to have a discussion as to how the Department is involving the community in solving some of these problems of violence in the Bayview and in the other areas in the city.

Commissioner Veronese asked about the hiring practice and promotion practice in the Investigations Bureau.

Commissioner Orr-Smith asked how the Department can educate public and make people alert about circumstances that goes on in their environment.

What can the department do to educate the public to be safe.

RESOLUTION NO. 50-04

ASSIGNMENT OF COMMISSIONER AND SETTING OF DATE FOR HEARING ON DISCIPLINARY CHARGES IN CASE NO. C04-082 JWA)

(Assigned to Commissioner Joe Marshall, Resolution No. 50-04)

AYES: Commissioners Renne, Orr-Smith, Chan, Keane, Marshall, Sparks, Veronese

PUBLIC COMMENT

None

APPROVAL OF MINUTES OF THE POLICE COMMISSION MEETING OF MAY 12, 2004

Commissioner Sparks asked that the minutes be amended to read Aquestions asked by the Commissioners. @

PUBLIC COMMENT

None

Motion by Commissioner Sparks to approve the minutes as amended. Second by Commissioner Marshall. Approved 7-0.

PUBLIC COMMENTS

Elizabeth Frantez discussed concerns regarding medical marijuana.

Mr. Palega commended the Chief and Command Staff for working with the people in the community. He stated that they are seeing police in the Southeast Community but needs more staffing and appreciates the fact that the police is coming to the community to bring closure to some issues.

Mary wanted to present an idea regarding attending community meetings at the Tenderloin District Station and gave the Commission postcards announcing Community Meetings at the Tenderloin and stated that 5,000 cards were presented to the Tenderloin and paid for by the POA. She thanked Gary Delagnes, POA President.

Thereafter, the meeting was adjourned 9:00 p.m.

Lieutenant Edward Geeter
Secretary
San Francisco Police Commission

1273/rct