

JUNE 21, 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 5:50 p.m., in a Regular Meeting.

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

PUBLIC COMMENT

Mr. Stipman discussed concerns regarding jaywalking tickets.

Mr. Sullivan, brother of Asa Sullivan, discussed concerns that no one from the Department has contacted the family and that they would like to know more about the investigation.

Ana Sullivan, cousin of Asa Sullivan, discussed concerns that are not being addressed.

Unidentified discussed concerns regarding shooting of Asa Sullivan.

Marietta Ramirez came to show support for the family of Asa Sullivan.

Meesha Irizarry discussed concerns regarding Asa Sullivan.

Unidentified discussed concerns regarding the shooting of Asa Sullivan.

Dawn Edwards, Bay Area Police Watch, discussed concerns regarding statements made in regards to the incident.

Mark Schlossberg, ACLU, discussed concerns regarding the Department's response and the OCC recommendations.

Elizabeth, ACLU, thanked the Commission for attending the budget meeting.

Tammy Bryant discussed concerns regarding the shooting of Asa Sullivan.

Barbara Growth discussed support for the police.

Greg Kamen discussed concerns regarding officer-involved shooting.

DEPARTMENT PROGRESS REPORT FOR THE EARLY INTERVENTION SYSTEM

Deputy Chief Parra, Administration, introduced Captain Keohane, Risk Management.

Captain Keohane presented the update for the Early Intervention System.

Commissioner Campos asked about associated factors (Criminal cases not filed or dismissed due to documented concerns with a member's conduct; charges of resisting or obstructing a police officer; and, charges of assault on a police officer) as opposed to indicators. Captain Keohane explained that with the other agencies there was a pattern of practice of misconduct and that SFPD do not have it. Commissioner Campos stated that this system should be in place to provide assistance/service to the officers and, if that is the case, the more indicators the better.

Commissioner DeJesus explained that the #12 associated factor (Criminal cases not filed or dismissed due to documented concerns with a member's conduct) is out of the Department's control and that it is a District Attorney's statistic. Commissioner DeJesus requested to set something up with the DA's office to see if data can be captured and after a year see whether or not it is going to be an effective way to incorporate and make an analysis of it. Commissioner DeJesus stated that the three indicators mentioned above are very important and that the Department is asking a year to establish a baseline but the Department has to come back in exactly a year because this is important.

Commissioner Veronese asked what is the time table. Captain Keohane stated that Deputy Chief Parra will address that. Captain Keohane stated that he would like to continue meeting with the concerned parties and that he would like to have the policy segment finished during the month of July. Captain Keohane also explained that the software that he has looked at, besides just having a general category, there is a place where comments can be written so that it will be more descriptive of what the actual complaint actually was. Commissioner Veronese asked if that software will be able to track the specificity of that complaint. Captain Keohane stated no. Commissioner Veronese stated that the categories are so general that it makes it impossible to track, for example, use of force issues. Commissioner DeJesus stated that the software that is being put together is much more sophisticated than the written report. The software will have more information so that the Department can start making their record.

Commissioner Veronese asked about egregious complaints. Captain Keohane stated that it will necessitate a performance review on every situation and stated that every single complaint has to be looked at and judged upon its merits. Captain Keohane explained that what the Department is looking at patterns of behavior to see if the Department can take measures to improve performance before they become detrimental to the individual.

Commissioner Veronese asked about training for the supervisors to deal with the evaluations. Captain Keohane stated that the whole department will be trained.

Deputy Chief Parra stated that the RFP (Request for Proposal) process will be from mid June to August. The second step is the Elaboration process will be from August to September. This consists of meetings with parties involved; consultant is fully on board; vendor on board and looking at putting together a project plan. The next process is the Verification & Validation process. The construction phase will probably take from September 2006 to January of 2007. This is building data interface. Then the transition phase which is installation, acceptance testing, and once again, verification and validation. The final phase is the operations and maintenance. This is getting into the training phase, developing a training plan. Chief Parra stated that the Department is looking at December 2006 for completion.

Commissioner Veronese asked if the training will be budgeted. Chief Parra stated that the \$575,000 is a lined item on the budget specifically for EIS with an additional \$240,000 for 2007/2008.

Commissioner DeJesus asked about staffing. Deputy Chief Parra explained that there are two phases to that staffing. The EIS Unit should be staffed with a lieutenant, two sergeants, three analysts, and a secretary to begin with. The second phase is the need for systems administrators, I.T. staffing.

PUBLIC COMMENT

Meesha Irizarry discussed concerns regarding complaints against officers and officer-involved shootings.

Mark Schlossberg, ACLU, discussed concerns regarding the three factors and stated that they should be indicators.

Donna Edwards, Bay Area Police Watch, discussed concerns regarding funding for the training.

CHIEF'S REPORT

a. Update on significant policing efforts by Department members

Deputy Chief Parra, for Chief Fong who is at the Budget meetings.

Commissioner Sparks asked about the Sullivan case. Commissioner Sparks asked about a policy passed by the Commission in August of 2004 regarding release of information in the case. Commissioner Sparks asked Chief Parra as to when information can be release and would like the Chief to have a date certain as to when materials can be released. Chief Parra stated that the names of officers were released. He stated that the incident is under investigation and would like to defer to Captain Keohane as to an update.

Mr. Mark Schlossberg talked about recommendations of the OCC which was passed in August 2004. The first item was a liaison to the family and the second item dealt with press releases that appeared to predetermine the outcome of the investigation. Mr. Schlossberg stated that the Department agreed to these two items and were incorporated in the same motion.

Captain Keohane talked about the appointment of a liaison. He stated that at the time, in discussions with the investigation, it was felt that the Homicide inspector handling the case should be the liaison as they had the most knowledge. Captain Keohane stated that Investigations ran into some problems with having the inspector act as a liaison to the family when issues arose regarding complaints and attorneys became involved in civil suits regarding those issues. Captain Keohane stated that he is not sure as to who is the liaison, either the Homicide Inspector or the Homicide Lieutenant, but the Homicide Unit has developed a brochure that provides the information and contact information.

Captain Keohane stated that the Department did meet with the OCC a number of times to resolve issues in regards to DGO 3.16 and 8.19. The Department has drafted those orders and will be included in the Sparks Resolution for presentation to the Commission.

Commissioners Marshall and Veronese expressed concerns as to why procedures were not followed.

Deputy Chief Parra explained that the Inspector and the Lieutenant have been the liaison with the family. Chief Parra stated that the police report and other information to be released has already been reviewed by Legal and is going through the process. Chief Parra stated that he will report back to the Commission as far as time lines, schedules, and responsibilities as to the remainder of the process.

Commissioner Sparks asked the Commission Secretary to locate documents and forward information to the Chief and include the information in the Commissioners' packets.

Commissioner Campos stated that the presentation is a little confusing as to having a liaison to the family and stated that the Department, irrespective of what the investigation concludes, owes an apology to the family.

PUBLIC COMMENT

Meesha Irizarry stated an officer liaison does not work and that it should be a civilian that is a liaison to the family.

Mark Schlossberg, ACLU, discussed concerns regarding liaison procedures and training for the liaison.

APPROVAL OF THE CONSENT CALENDAR

- a. Authorization for a commendation to be issued to retired Officer Elliott Blackstone in recognition of his pioneering work in the area of police community relations**

Motion by Commissioner Veronese, second by Commissioner Marshall

to issue a Commission Commendation. Approved 5-0.

COMMISSION ANNOUNCEMENTS

- a. **Assignment of disciplinary charges filed in CaseNo. C06-069 JCT to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner (Resolution No. 44-06)**

SCHEDULING OF ITEMS IDENTIFIED FOR CONSIDERATION AT FUTURE COMMISSION MEETINGS

None

The Commission will not meet on Wednesday, June 28th. The next meeting will be on July 5th at City Hall.

UPDATE ON THE STATUS OF MEMORANDUM OF UNDERSTANDING (MOU) NEGOTIATIONS FOR EMPLOYEE BARGAINING UNITS THAT COVER EMPLOYEES OF THE OFFICE OF CITIZEN'S COMPLAINTS; DISCUSSION AND POSSIBLE ACTION TO MAKE RECOMMENDATIONS TO THE BOARD OF SUPERVISORS

Continued to July 5th meeting.

OCC DIRECTOR'S REPORT

- a. **Review of Recent Activities**

None

Motion by Commissioner Veronese to adjourn the meeting, second by Commissioner Marshall. Approved 5-0.

Thereafter, the meeting was adjourned at 7:45 p.m.

Sergeant Joseph Reilly
Secretary
San Francisco Police Commission