

November 17, 2010

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 5:35 p.m., in a Regular Meeting.

PRESENT: Commissioners Mazzucco, Marshall, DeJesus, Chan, Kingsley, Hammer, Slaughter

(Commissioner Hammer arrived at 6:11 p.m. and was excused at 9:20 p.m.)

ADOPTION OF MINUTES

- **Regular Meetings of June 2, 2010 & October 20, 2010**

Motion by Commissioner Marshall, second by Commissioner Chan. Approved 6-0.

PUBLIC COMMENT

Christine Harris discussed concerns regarding Raj Naicher.

Doug Mallar discussed concerns regarding Raj Naicher and asked that he be arrested.

Ace Washington discussed concerns regarding officers accusing him of being a terrorist.

Deborah part of Board of Crime Stoppers in Florida asked why there is no crime stoppers program in the San Francisco.

Clyde talked about the good officers of the Department.

Hiroshi discussed concerns regarding officers not obeying the law.

Commissioner Mazzucco announced that tonight is Lieutenant Reilly's last Commission Meeting and that he will be moving on to a new position in the Chief's Office. Commissioners Mazzucco, DeJesus, Kingsley, Marshall, Chan, Slaughter thanked Lt. Reilly for his work with the Commission.

ROUTINE ADMINISTRATIVE BUSINESS

- a. **Assignment of disciplinary charges filed against Patrol Special Officer Robert Burns, File No. ALW C10-233, to an individual Commissioner for the taking of evidence on a date to be determined by the Commissioner.** *(Assigned to Commissioner Joe Marshall, Resolution No. 119-10)*
- b. **Scheduling of items identified for consideration at future Commission Meetings**

Commissioner Mazzucco asked that DGO 5.02, Shooting at Moving Vehicles, be calendared for the agenda of Dec. 8th.

Commissioner Chan gave a brief update on the hiring process of a court clerk and will probably have a proposed candidate by December 15th, hopefully to start by January or early February.

Commissioner Slaughter stated the discussion regarding DGO 5.02 should be in open session with exception if there is pending disciplinary cases.

Lieutenant Reilly announced that the Commission will not meet on Wednesday, November 24th.

PUBLIC COMMENT

Clyde discussed concerns regarding transparency.

PUBLIC COMMENT ON ALL MATTERS PERTAINING TO CLOSED SESSION

None

VOTE ON WHETHER TO HOLD CLOSED SESSION

Motion by Commissioner Marshall, second by Commissioner Slaughter.
Approved 6-0.

CLOSED SESSION (6:08 p.m. – 9:40 p.m.)

- a. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police
Review of findings and decision to return officer to duty following officer-
involved shooting (OIS Case No. 10-012)**

(PRESENT: Commissioners Mazzucco, Marshall, DeJesus, Chan, Kingsley, Hammer,
Slaughter, Chief Gascón, Assistant Chief Shawyer, Commander Mahoney, Sgt. Juarez,
Sgt. Jennifer Jackson, Lt. Reilly & Risa Tom)

- b. **PERSONNEL EXCEPTION: Discussion and possible action to accept or reject a
stipulated disposition of disciplinary charges filed in case no. JCT C05-190**

(PRESENT: Commissioners Mazzucco, Marshall, DeJesus, Chan, Kingsley, Hammer,
Slaughter, Chief Gascón, Assistant Chief Shawyer, Commander Mahoney, Lt. Reilly, Risa
Tom, Deputy City Attorney Blits, Attorney Fraenkel, Attorney Nicco, Mr. Steve Johnson,
& member involved) (*Resolution 120-10*)

- c. **PERSONNEL EXCEPTION: Hearing and taking of evidence on Disciplinary
Charges filed in Case Nos. IVF C09-087 and IVF C09-088**

(PRESENT: Commissioners Mazzucco, Marshall, DeJesus, Chan, Kingsley, Hammer,
Slaughter, Lt. Reilly, Risa Tom, Deputy City Attorney Blits, Attorney Fortes, Attorney
Fraenkel, Attorney Nicco & associate, Attorney Brass, Mr. Steve Johnson, & members
involved, Ms. Estellar Brewer, CSR.)

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

Motion by Commissioner Slaughter, second by Commissioner DeJesus for non
disclosure. Approved 5-0.

ADJOURNMENT

Motion by Commissioner Marshall, second by Commissioner Slaughter.
Approved 5-0.

Thereafter, the meeting was adjourned at 9:44 p.m.

Lieutenant Timothy Falvey
Secretary
San Francisco Police Department

1497/rct