

NOVEMBER 20, 2024

REGULAR MEETING, CITY HALL

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 5:36 p.m.

PRESENT: Commissioners Clay, Yanez (remotely), Yee, Walker, Benedicto, Vice President Carter-Oberstone (arrived: 5:39 p.m.) and President Elias

1. Weekly Officer Recognition Certificate
Presentation of an Officer who has gone above and beyond in the performance of their duties.
 - Officer Cristina Cistaro, Star No. 2154, Taraval Station

Item pulled from agenda, rescheduled.

PUBLIC COMMENT

GENERAL PUBLIC COMMENT

Douglas Styles: from Huckleberry House Youth Program, provided opinion regarding Juvenile DGO 7.01 and asks for a Juvenile DGO to be adopted soon.

3. Consent Calendar (RECEIVE & FILE; ACTION)
 - Safe Streets for All, 3rd Quarter 2024 Update
 - SFPD Family Code 6228 Quarterly Report Update on Incident Report Releases during the 3rd Quarter 2024
 - Donation from the San Francisco Police Officers Association Service Fund and Hyatt Regency Hotel, to be given to the recipients of the "Officer of the Month" awards for July, August and September of 2024, valued at \$750 for each officer, total value of \$4,500
 - SFPD and DPA SB 1421 and SB 16 Monthly Report (*Pursuant to the request of the Police Commission, the Department provides this monthly update on the status of Public Record Act Requests received relating to Senate Bill 1421, Peace Officers: release of records. This report is a cumulative record of all requests and the production of documents since SB 1421 became effective on January 1, 2019 and is calculated for a month-over-month comparison*)

Item pulled from consent:

- Donation from the San Francisco Police Officers Association Service Fund and Hyatt Regency Hotel, to be given to the recipients of the "Officer of the Month" awards for July, August and September of 2024, valued at \$750 for each officer, total value of \$4,500

Motion: Commissioner Benedicto. 2nd: Commissioner Clay. Vote: 7-0.

AYES: Commissioners Clay, Yanez (remotely), Yee, Walker, Benedicto, Vice President Carter-Oberstone and President Elias

PUBLIC COMMENT

None

Chief's Report

- **Weekly crime trends**
- **Major/Significant Incidents**

Assistant Chief David Lazar, on behalf of Chief Scott, reported on crime trends YTD: Violent Crime down 14 percent; homicide down 34 percent; rape down 9 percent; robbery down 22 percent; assault down 5 percent; human trafficking down 41 percent. Property Crimes down 32 percent; burglary down 11 percent; motor vehicle theft down 20 percent; arson down 12 percent; larceny theft down 38 percent. Gun violence is down 26 percent compared to 2023; No non-fatal shooting incidents this week; total 118 fire-arm related incidents resulting in 132 victims YTD. No homicides for the week; there are a total of 31 homicides YTD with 21 resulting from a firearm; 83% overall clearance.

Significant Incident: One homicide on 11/13/24 05:36, Market and Main Street, victim located in the middle of the street, San Francisco Fire Department and SFPD on scene, despite attempts at life saving measures victim succumbed to injuries at scene, no arrest, investigation ongoing. One non-fatal shooting, 11/19/24, 1100 block of Hollister, suspect fired at a woman inside a window, woman is pregnant, hit in stomach area, bullet missed fetus, both mom and baby are in stable condition, no arrests made. Officer involved discharge, 11/15/24 10:50, Ellis and Fillmore, Officers responded to three dogs fighting, observed one dog actively attacking a pedestrian, less lethal attempts were used, shortly there after an Officer involved discharge occurred where one of the attacking dogs was fatally struck, within vicinity a second dog was corralled and taken into custody with assistance of Animal Care and Control, a foot pursuit ensued for several blocks attempting to obtain the third dog, during interaction an Officer discharge occurred, Animal Care and Control was able to place the dog into custody, pedestrian was transported with non-life threatening injuries, the dog owner transported their dog to the vet.

Significant arrest: Commercial burglary, 10/11/24 02:42, Union Square, suspects drove in and drove off in a high rate of speed, Officers in area observed incident as suspects leaving store, suspects fled scene and were lost in area, based on investigation on 11/1/24 SFPD had probable cause to arrest a 24-year-old suspect on multiple cases. Arrest of a burglary crew, 15th and Vermont, 11/7/24 03:00, Bayview Officers responded to a liquor store based on a burglary in progress, broke front gate, stole merchandise and cash then fled, believe vehicle was involved in an earlier burglary in the Mission, Officers attempted to stop vehicle, vehicle drove off at a high rate of speed, vehicle crashed on highway 101 near the 7th Street exit, Officers observed the suspect jump off the freeway overpass and land 40 feet down, a firearm and magazine were located near suspect, suspect arrested, linked to other burglaries. In October had a multi-agency effort on Narcotics, included SFPD, Sheriff, DEA, National Guard, conducted investigation on a Narcotics Trafficker selling narcotics in the Tenderloin, had probable cause for search warrant for suspect and vehicle in Oakland, on 11/13/24 observed suspect in Nob Hill area, had foot pursuit, took suspect into custody and executed search warrant in Oakland, seized over 400 grams of narcotics and about \$6,000 in US currency.

Strategies: On a monthly basis, SFPD has a Crime Communities Strategies Meeting in Operations, similar to COMPSTAT, all operations command staff and captains discuss strategies regarding overnight vehicles driving into businesses. DMACC (Drug Market Agency Coordination Center) effort in Tenderloin, as of 11/3-11/17/24, have made 54 arrests in Tenderloin, seized 864 grams of narcotics, less overdose deaths reported.

PUBLIC COMMENT:

Paulette Brown: Spoke about son, Aubrey Abrakasa's, murder. Provided photo of the new street sign, with her son's name, to be placed on the 1500 Block of Grove Street. Invited the Commission to the unveiling.

DPA Director’s Report

- Report on recent DPA activities, and announcement

Attorney Jermain Jones, on behalf of Executive Director Henderson, reported the following: In the year 2024: 655 cases opened; 751 closed; 112 pending; 40 cases sustained; 20 cases past 270-day; 17 cases mediated. SFPD Cases received in the past **weeks (since the last Commission Meeting)**: 24. Central, 1. Southern, 5. Bayview, 1. Mission, 2. Northern, 2. Park, 1. Richmond, 2. Ingleside, 1. Taraval, 2. Tenderloin, 2. Airport, 0. Not Applicable, 4. Out of Jurisdiction, 1. Pending, 0. Allegation Summary: Use of Force-The officer used unnecessary or excessive force-13%. Conduct Unbecoming an Officer-The officer behaved or spoke inappropriately-13%. Neglect of Duty-The officer failed to properly investigate-12%. Neglect of Duty-The officer failed to properly care for, process, or book property-8%. Unwarranted Action-The officer detained a person without reasonable suspicion-4%.

Audits: DPA’s Audit Division provided SFPD with a copy of the stop data audit for review and response. They have requested a response for December 10th.

Outstanding Issues: N/A

Outreach: DPA’s Investigations and Legal Divisions visited the new CIT location at Park Station and met with the newly assigned Captain.
Can contact DPA at 415-241-7711. Can be found on community calendar on the DPA’s website and posted on Twitter, Facebook, Instagram and on DPA’s website.

PUBLIC COMMENT:

None

- 7. Presentation and overview of the Healthy Street Operation Center (HSOC), at the request of the Commission (DISCUSSION)

Item pulled from agenda, to be rescheduled.

- 8. Presentation and discussion on SFPD and DPA Sparks Reports 3rd Quarter 2024 (DISCUSSION)
Quarterly reports to the Commission regarding policy proposals under consideration.
 - SFPD
 - DPA

Captain Del Gandio presented for SFPD.
Attorney Jermain Jones presented for DPA.

PUBLIC COMMENT:

None

Commission Reports

- **Commission President’s Report**
- **Commissioners’ Reports**
- **Commission announcements and scheduling of items identified for consideration at future Commission Meetings**

President Elias: Advised of Commission’s recess. Advised Commissioners of requesting agenda items.

Commissioner Benedicto: Attended anniversary memorial of Ofc. James Guelff, spoke of Ofc. Guelff's brother advocating for legislation to better protect Officers. Asked to agendize topic of SFPD's collaborations with the federal government.

PUBLIC COMMENT:

None

9. Public comment on all matters pertaining to Item 11 below, Closed Session, including public comment on Item 10, vote whether to hold Item 11 in closed session.

None

10. Vote on whether to hold Item 11 in Closed Session (San Francisco Administrative Code Section 67.10(d)) (ACTION)

Motion: Commissioner Benedicto. 2nd: Commissioner Clay. Vote: 7-0.

AYES: Commissioners Clay, Yanez (remotely), Yee, Walker, Benedicto, Vice President Carter-Oberstone and President Elias

1st Open Session ended: 6:13 pm

Closed Session: (6:16 pm – 6:52 pm)

11. **Closed Session**
Roll Call;

a. Code Section 67.10(b) and Penal Code Section 832.7:

Discussion and possible action to decide guilt and penalty, if needed, or take other action, if necessary, on the discipline charges filed in Case No. IAD 2019-0165 (DISCUSSION & POSSIBLE ACTION)

(Present: Commissioners Clay, Benedicto, Yee, Walker, Yanez (remotely), Vice President Carter-Oberstone, President Elias, Chief Scott, Assistant Chief Peter Walsh, Deputy City Attorney Kate Kimberlin, Sergeant Stacy Youngblood, Sergeant Sondra Reynolds, Kristine Singh)

b. PERSONNEL EXCEPTION. Pursuant to Government Code section 54957(b)(1) and San Francisco Administrative Code Section 67.10(b) and Penal Code Section 832.7:

Discussion and possible action to take off calendar the disciplinary charges filed in Case No. IAD 2023-0181B/EEO File No. 4172 (DISCUSSION AND POSSIBLE ACTION)

(Present: Commissioners Clay, Benedicto, Yee, Walker, Yanez (remotely), Vice President Carter-Oberstone, President Elias, Chief Scott, Assistant Chief Peter Walsh, Deputy City Attorney Kate Kimberlin, IAD Attorney, Sergeant Stacy Youngblood, Sergeant Sondra Reynolds, Kristine Singh)

c. PERSONNEL EXCEPTION. Pursuant to Government Code section 54957(b)(1) and San Francisco Administrative Code Section 67.10(b) and Penal Code Section 832.7:

Discussion and possible action to take off calendar the appeal of Chief's suspension filed in IAD Case No. 2021-0058 and remand back to the Chief of Police (DISCUSSION AND POSSIBLE ACTION)

(Present: Commissioners Clay, Benedicto, Yee, Walker, Yanez (remotely), Vice President Carter-Oberstone, President Elias, Chief Scott, Assistant Chief Peter Walsh, Deputy City Attorney Kate Kimberlin, Sergeant Stacy Youngblood, Sergeant Sondra Reynolds, Kristine Singh)

d. PERSONNEL EXCEPTION. Pursuant to Government Code section 54957(b)(1) and San Francisco Administrative Code Section 67.10(b) and Penal Code Section 832.7:

Discussion and possible action to take off calendar the appeal of Chief's suspension filed in DPA Case No. 50167-22 and remand back to the Chief of Police (DISCUSSION AND POSSIBLE ACTION)

(Present: Commissioners Clay, Benedicto, Yee, Walker, Yanez (remotely), Vice President Carter-Oberstone, President Elias, Chief Scott, Assistant Chief Peter Walsh, Deputy City Attorney Kate Kimberlin, Sergeant Stacy Youngblood, Sergeant Sondra Reynolds, Kristine Singh)

Closed Session Ended: 6:52 p.m.

2nd Open Session (6:52 pm – 6:53 pm)

- 12.** Vote to elect whether to disclose any or all discussion on Item 11 held in closed session (San Francisco Administrative Code Section 67.12(a)) (ACTION)

Commissioner Benedicto motioned to not disclose item 11 held in closed session. Commissioner Walker Seconded. 7-0.

AYES: Commissioners Clay, Yanez (remotely), Yee, Walker, Benedicto, Vice President Carter-Oberstone and President Elias

PUBLIC COMMENT:

None

ADJOURNMENT

Thereafter, the meeting was adjourned at 6:53 p.m.

Sergeant Stacy Youngblood
Secretary
San Francisco Police Commission