

July 19, 2023,

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 5:37 p.m.

PRESENT: Commissioners Walker, Byrne, Yanez, Yee, Benedicto, President Elias
EXCUSED: Vice President Carter-Oberstone

President Elias addressed rearranging agenda line items. Addressed Line items 9 and 10.

1. Weekly Officer Recognition Certificate

Presentation of an Officer who has gone above and beyond in the performance of their duties.

- Officer Stephen Hampton, Star No. 1793, Airport Bureau

Deputy Chief Daniel Perea introduced Captain Jason Sawyer and Officer Hampton. Captain Jason Sawyer provided a summary of and recognized Ofc. Hampton's work.

PUBLIC COMMENT

Terry F. : Provided opinion on line item.

ITEMS 9 and 10 – Combined as one item.

9. Discussion on Supervisor Dean Preston's Letter to the Commission inquiring into the police response during Dolores Park skating event, at the request of the Commission (DISCUSSION)
10. Discussion on the Dolores Park Hill Bomb and SFPD's Fourth of July deployment, at the request of the Commission (DISCUSSION)

Chief Scott presented Dolores Park skating event item.

Deputy Chief Robert O'Sullivan presented SFPD's 4th of July Deployment item.

PUBLIC COMMENT:

Approximately 60+ members of the public provided their stories, opinions and stance on the Dolores Hill incident. Members of the public included parents of youth present at the event, community members, individuals present at the event, members that live in the Dolores neighborhood.

Members of the public were mixed with both supporters of the Police response and those opposed to the Police response.

3. Consent Calendar (RECEIVE & FILE; ACTION)

- Violence Reduction Initiative Gift Card Incentive Policy
- Three (3) Complimentary full access passes to attend Oracle CloudWorld, valued at \$3,897

Motion to receive and file: Commissioner Benedicto. Second: President Elias. Approval: 6-0.

AYES: Commissioners Walker, Byrne, Yanez, Yee, Benedicto, President Elias
EXCUSED: Vice President Carter-Oberstone

PUBLIC COMMENT:

None

Chief's Report

- Weekly crime trends
- Major/Significant Incidents

Chief Scott reported on crime trends YTD: Violent Crime up 2 percent; homicide up 12 percent; rape down 23 percent; robbery up 12 percent; assault down 5 percent; human trafficking down 42 percent. Property Crimes down 7 percent; burglary down 8 percent; motor vehicle theft up 9 percent; arson up 5 percent; larceny theft down 9 percent. Gun violence is up 11 percent compared to 2022; Three shooting incidents this week; total 103 incidents resulting in 123 victims YTD. No homicides for the week; there are a total of 29 homicides YTD with 19 resulting from a firearm; 88% overall clearance.

Significant Incident: Homicide occurred on 7/16, investigation ongoing. High value retail theft at Westfield Mall, value of property taken \$30,000-\$50,000, investigation ongoing.

Significant arrest: N/A

Strategies: Drug market, increased number of arrests for narcotic sales. Effect the supply on the streets. Since May 30th have seized 17,692 grams, 70% Fentanyl. Working with other city departments to address underlying issues.

PUBLIC COMMENT:

Gloria Barry: Spoke on the topic of drugs. Correlation between the drug epidemic and poverty. Asked for better education and housing. Would like to see a department report on if body camera footage is able to capture a subject urinating on themselves.

Paulette Brown: Spoke about son Aubrey Abrakasa. Spoke about tipsters and reward money for unsolved homicides. Would like to see solutions for unsolved cases.

Starchild: Libertarian party of SF. Spoke about war on drugs and criminalization of drugs. Provided opinion on decriminalization of certain drugs.

**For anyone with information on the murder of Aubrey Abrakasa, please call the anonymous tip line at 415-575-4444.

DPA Director's Report

- Report on recent DPA activities, and announcement

Executive Director Henderson reported the following: In the year 2023: 402 cases opened; 392 closed; 294 pending; 32 cases sustained; 20 cases past 270-day; 15 cases mediated. Cases received in the past week: 13 new cases; Central-4-Officers improperly parked their vehicle. Officers failed to respond to a complaint in a timely manner. Southern-2-Officers were disrespectful and rude. Officers pointed their guns and screamed at complainant. Mission-1-Officers responded excessively

and inappropriately to detain a group of minors. Park-1-The officer drove improperly and failed to check if the complainant was injured. Richmond-2-Officers did not respond to the complainant's call and failed to investigate. Taraval-3-The officer unlawfully detained complainant. Officers did not prevent the complainant's neighbors from repeatedly threatening the complainant. Officers seized complainant's vehicle.

Audits: N/A

Outstanding Issues: Commission requested a report from DPA by August, for the large investigation currently taking place.

Outreach: Investigator Carpenter was present at meeting. 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:

Gloria Barry- provided opinion on DPA report and DPA's case load for Dolores Hill incident. Provided opinion on DPA's approach for the complainants from Dolores Hill incident.

Commission Reports

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

Commissioner Yee: DGO 6.14, going over time limits, added language, asking for extension.

Commissioner Benedicto: DGO 10.11, Body Worn Camera, had final working group.

Commissioner Yanez: Pre-booking program, community assessment referral center provided data regarding juvenile statistics. Meeting to identify best mechanisms and systems to create an MOU with the department and a community partner. Met with Mission Merchants Association, recurring theme of interfacing with skater community is a big issue. Would like to agendize increase in disproportionate detention of African American community.

Commissioner Walker: Continuing to meet about Patrol Specials, private security issue. Would like a presentation to the Commission. Was contacted by leadership at Sutter Health, would like to speak to department and DPH around concerns of safety for their visiting nurses.

PUBLIC COMMENT:

None

7. Discussion and possible action to adopt a resolution urging the Board of Supervisors to retroactively authorize the Police Department to accept and expend a grant in the amount of \$70,549 from the California Governor's Office of Emergency Services for the Paul Coverdell Forensic Science Improvement Program to train and procure equipment for the Criminology Laboratory with the project period beginning on April 1, 2023, through June 30, 2024. (DISCUSSION & POSSIBLE ACTION)

Motion: Commissioner Walker. Second: Commissioner Benedicto. Approval: 6-0.

AYES: Commissioners Walker, Byrne, Yanez, Yee, Benedicto, President Elias
EXCUSED: Vice President Carter-Oberstone

PUBLIC COMMENT:

None

8. Discussion and possible action to adopt a resolution urging the Board of Supervisors to retroactively authorize the Police Department to accept and expend a grant in the amount of \$1,407,675.74 from the California Board of State and Community Corrections Officer Wellness and Mental Health Grant Program to improve officer wellness and expand mental health sources for our sworn members with the project period beginning on July 1, 2022, through December 1, 2025. (DISCUSSION & POSSIBLE ACTION)

Motion: Commissioner Walker. Second: Commissioner Benedicto. Approval: 6-0.

AYES: Commissioners Walker, Byrne, Yanez, Yee, Benedicto, President Elias
EXCUSED: Vice President Carter-Oberstone

PUBLIC COMMENT:

Starchild: Libertarian party of SF. Provided opinion regarding line item. Questioned Commission on grant distribution.

GENERAL PUBLIC COMMENT

Paulette Brown: Spoke about son, Aubrey Abrakasa's, murder. Provided names of subjects. Spoke about other cold cases.

Name not stated: Person in audience, not able to walk to podium, provided opinion on previous general public comment and opinion regarding crowd at Commission meeting.

Starchild: Provided opinion regarding the previous public comments before him. Provided opinion regarding sworn Officers and Chief at Commission meeting.

11. Sparks Reports: 2nd Quarter 2023 (DISCUSSION)
Quarterly report to the Commission regarding policy proposals under consideration.
 - SFPD
 - DPA

Item pulled, to be re-calendared

12. Discussion and presentation on Benchmark: First Sign, a case management system, at the request of the Commission (DISCUSSION)

Item pulled, to be re-calendared

- 13. Public comment on all matters pertaining to Item 15 below, Closed Session, including public comment on Item 14, vote whether to hold Item 15 in closed session.

None

- 14. Vote on whether to hold Item 15 in Closed Session including vote on whether to assert the attorney-client privilege with regards to 15b and 15c (San Francisco Administrative Code Section 67.10) (ACTION)

Motion: Commissioner Benedicto. Second: Commissioner Walker. Approval: 5-0.

AYES: Commissioners Walker, Byrne, Yanez, Yee, Benedicto, President Elias
EXCUSED: Vice President Carter-Oberstone

1st Open Session ended: 10:48 pm

Closed Session: (10:50 pm – 11:00 pm)

- 15. **Closed Session**
Roll Call;

- a. **THE COMMISSION IS NOT MEETING WITH THE SF POLICE OFFICERS ASSOCIATION IN CLOSED SESSION. CONFERENCE WITH LABOR NEGOTIATOR – COLLECTIVE BARGAINING. This item is for the Commission to meet in closed session with their labor negotiator and provide direction for bargaining with the San Francisco Police Officers Association (POA). The POA is not permitted to attend this closed session meeting. Pursuant to Government Code Section 54957.6 and San Francisco Administrative Code Section 67.10(e):**

City Negotiator: LaWanna Preston, SFPD Labor Relations Director

Organization representing Police Officers: SF Police Officers Association

Anticipated Issues Under Negotiation: Discussion on DGO 9.07 (DISCUSSION)

(Present: Commissioners Walker, Byrne, Yanez, Yee, Benedicto, President Elias, Deputy City Attorney Alicia Cabrera, SFPD Director LaWanna Preston, Chief Scott, Acting Assistant Chief Walsh, 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 decide penalty on sustained disciplinary charges in DPA Case No. 44475-20 (DISCUSSION & POSSIBLE ACTION)

To be re-scheduled

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 decide specifications and penalty on the disciplinary charges filed in DPA Case No. 00046148-21 (DISCUSSION & POSSIBLE ACTION)

To be re-scheduled

**Closed Session Ended: 11:00 p.m.
2nd Open Session (11:01 pm – 11:02 pm)**

16. Vote to elect whether to disclose any or all discussion on Item 15 held in closed session including vote on whether to assert the attorney-client privilege with regards to 15b and 15c (San Francisco Administrative Code Section 67.12(a)) (ACTION)

Commissioner Benedicto motioned to not disclose any or all discussion on item 15 held in Closed Session, except for factual information regarding 15a. Commissioner Walker Seconded.
Approval 6-0.

AYES: Commissioners Walker, Byrne, Yanez, Yee, Benedicto, President Elias
EXCUSED: Vice President Carter-Oberstone

Factual disclosures:

The Commission met with its labor negotiator, Dir. Preston. Director Preston provided an update on negotiations with the SFPOA regarding DGO 9.07. Director Preston provided and briefed the Commission on the third correspondence from the SFPOA, and the Commission provided direction for Director Preston to respond to the POA.

PUBLIC COMMENT

None

ADJOURNMENT

Thereafter, the meeting was adjourned at 11:02 p.m.

Sergeant Stacy Youngblood
Secretary
San Francisco Police Commission