

JUNE 12, 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 5:40 p.m.

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

President Elias welcomed new Commissioner Clay and welcomed back re-appointed Commissioner Walker.

1. Weekly Officer Recognition Certificate
Presentation of an Officer who has gone above and beyond in the performance of their duties.
- Officer Deniz Akmese, Star No. 1339, Traffic Company

A/Captain Dave O'Connor, Traffic Company, spoke about Officer Akmese and his work.

PUBLIC COMMENT

None

GENERAL PUBLIC COMMENT

Name not stated: Provided opinion regarding Pride flag/colors.

H. Brown: Spoke about former Patrol Special Jane Warner, continued to speak about Patrol Specials.

Chris W. Klein: Handed out and referenced a draft Resolution that was presented to the Board of Supervisors. Spoke about access to technology systems, continued to provide information and opinion.

Paulette Brown: Advised that she made a complaint to DPA regarding an SFPD Police Report she made, continued to speak about concerns and handling of case.

3. Consent Calendar (RECEIVE & FILE; ACTION)
- SFPD 1421 and SB 16 Monthly Report (May 30, 2024)
- DPA 1421 and SB 16 Monthly Report (June 5, 2024)

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

Motion: Commissioner Yee. 2nd: Vice President Carter-Oberstone. Vote: 6-0.

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

PUBLIC COMMENT

None

Chief's Report

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

Chief Scott reported on crime trends YTD: Violent Crime down 13 percent; homicide down 36 percent; rape down 10 percent; robbery down 17 percent; assault down 7 percent; human trafficking down 33 percent. Property Crimes down 33 percent; burglary down 17 percent; motor vehicle theft down 18 percent; arson down 11 percent; larceny theft down 38 percent. Gun violence is down 36 percent compared to 2023; 1 non-fatal shooting causing injuries and one fatal (self-inflicted) shooting; total 48 fire-arm related incidents resulting in 56 victims YTD. One homicide for the week; there are a total of 14 homicides YTD with 9 resulting from a firearm; 93% overall clearance.

Significant Incident: One homicide, 500 block of Dolores Street, Dolores Park, 6/5/24 22:04, victim and witnesses were sitting on park bench when two unknown subjects approached the victim and began arguing with the victim, one subject pulled out a fire arm and shot the victim, subjects fled the scene, investigation ongoing, no arrests. Non-fatal criminal shooting, 6/3/24 00:17, 100 block of Howard, Taraval, victim exited car and hit by gun shots, victim self-transported to hospital, investigation ongoing. Shooting, suicide, Burnett and Twin Peaks, 6/7/24 14:28, victim committed suicide in parked vehicle, investigation determined suicide. Over weekend, number of stunt driving events, sideshows, one began Saturday with motorcycles in the Bayview District, other three were Saturday night into Sunday morning, in a span of about 40-45 minutes there were four separate incidents, first started at 01:15, SFPD A/Night Captain was monitoring the CHP radio dispatch frequency and heard that a sideshow was forming at the base of the Bay Bridge in Oakland, that Captain then mobilized SFPD Stunt Driving Response Officers across the city, they deployed in places that they believe drivers would go as they crossed the bridge, SFPD was able to prevent this sideshow when they assembled at 13th and South Van Ness, around 200 cars, sideshow prevented, cars when in different directions, around 02:08, SF Park Rangers called and advised that about 150 cars were forming on Embarcadero at Washington, lighting fires, doing donuts, in middle of intersection, one vehicle set on fire, as SFPD Officers arrived they were assaulted with objects and had lasers and explosives pointed at them, very dangerous situation, Fire had responded to car fire and had trouble getting in, then trapped in middle of chaos, Officers assisted Firefighters, by standing by as a protective force, as they put out the car fire, crowd continued to be hostile, Officer broke up crowd, cars fled in multiple directions, car on fire was completely destroyed no one claimed ownership and was seized for evidence, at 02:50 DEM broadcast that multiple cars had gone to the area of Alemany and Geneva, same type of activity, Officers responded and broke up that group, cars fled in different directions as they continued to throw objects at Officers, at 03:01 Mission Station Officers observed that a side show was forming at Valencia and Cesar Chavez, they called for assistance from additional units who quickly responded, cut off traffic, prevented the event from growing larger, broke crowd up, dispersed the sideshow, one vehicle seized, occupants ran away on foot, investigators following up on these three events. Sideshow/Stunt Driving Response protocol, primary focus is to break it up as quickly as possible. Stabbing at unknown location, Officers flagged down by individuals regarding stabbing, said they were in a fight, non-life threatening, ongoing investigation. Significant armed robbery at 5200 Block of Diamond, Ingleside, security guard at Safeway witnessed three subjects come in to the store and attempt to take a cart full of merchandise, security guard attempted to detain subject, one subject brandished a firearm, assaulted security guard, fled from store, investigation ongoing.

Significant arrest: N/A

Strategies: Sideshow/Stunt Driving Response protocol, primary focus is to break it up as quickly as possible. Will keep Commission posted, communicating and working with other agencies to break

these events up. Retail theft and blitz operations, arrested well over 400 people this year alone, Retail Theft Grant that city received funds the operations, website for public – if you have a business and would like to see if blitz operation would be helpful, can email sfpd.retailtheft@sfgov.org, Burglary Unit will evaluate and contact.

PUBLIC COMMENT:

Paulette Brown: Spoke about son, Aubrey Abrakasa’s, murder. Referenced an article regarding the case. Named individuals associated with case. Spoke about unsolved homicides, asked about monetary rewards to pay witnesses.

Any member of the public that has information regarding the murder of Aubrey Abrakasa, you can call the 24/7 anonymous tip line at 415-575-4444.

DPA Director’s Report

- **Report on recent DPA activities, and announcement**

A/Executive Director Diana Rosenstein, on behalf of Executive Director Paul Henderson, reported the following: In the year 2024: 315 cases opened; 391 closed; 140 pending; 33 cases sustained; 22 cases past 270-day; 7 cases mediated. SFPD Cases received in the past **weeks (since the last Commission Meeting)**: 25. Southern, 2. Mission, 2. Northern, 1. Park, 2. Richmond, 1. Ingleside, 1. Pending, 3. Allegation Summary: N/A-Pending further investigation-15%. Neglect of Duty-The officer failed to take required action-10%. Conduct Unbecoming-The officer behaved or spoke Inappropriately-10%. Neglect of Duty-The officer failed to properly investigate-5%. Unwarranted Action-The officer made an arrest without cause-5%.

Audits: DPA’s Audit Division and the Controller followed up on SFPD’s implementation of recommendations from the 2020 Use of Force audit. As of May 28, 4 of 37 recommendations from the 2020 Use of Force Audit remain open. The recommendations relate to incident report writing, use of force data testing, and publishing use of force data on the Department’s open data portal.

Outstanding Issues: Attended the Emergency Vehicle Operation Course and met with the EVOC team as part of DGO 5.05 revisions.

Outreach: DPA’s Outreach will be participating in Juneteenth and Pride events during the month. DPA Outreach and interns participated in the Juneteenth parade and will be present as several Juneteenth and Pride events throughout the month. DPA Interns will be updating “Know Your Rights” pamphlets as their summer project.

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

Commission Reports

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

President Elias: President Elias and Commissioner Benedicto meeting with Strategic Management Bureau, which is led by Executive Director McGuire, regarding SFPD District Boundaries, coming up for review, lead Analyst Maria Cownan and team were put together to facilitate a study to make recommendations, information is available on Commission Website. President Elias referred to Chief Scott who elaborated on topic District Boundaries.

Vice President Carter-Oberstone: Acknowledged former Commissioner Byrne, thanked him for his service and provided well wishes. Welcomed Commissioner Walker back. Welcomed retired Judge – Commissioner Clay. Requested to agendize, reagendaize, SF Safe issue.

Commissioner Walker: Acknowledged Pride Month and showed appreciation for SFPD Pride Patches. Having ongoing meetings regarding 30x30 Pledge, conversations around child card for members. Working with several agencies, trying to secure support from local programs as a pilot and long term for stations.

Commissioner Yee: Congratulated retired Judge- Commissioner Clay for appointment to Commission. Thanked Commissioner Walker for reappointment.

PUBLIC COMMENT:

Paul Allen: Provided opinion regarding District Boundaries. Referenced and provided opinion regarding Chief's report. Spoke about the drug market areas in the city.

7. Discussion on the Collaborative Reform Initiative which will discuss implementation updates for 3rd Quarter 2023 (DISCUSSION)

Sergeant Gabriel Rivera presented. Executive Director Catherine McGuire available for Department.

PUBLIC COMMENT:

None

8. Discussion on the Proposed 2024 DGO Working Group List for 2024 that will require community feedback (DISCUSSION & POSSIBLE ACTION)
Per DGO 3.01.03(C), the Police Commission solicits input from the Department and DPA before making this determination.

Community Policy Working Group Analyst Hitesh Bussie presented for SFPD.

DPA Attorney Diana Rosenstein presented for DPA.

Motion to move the Sexual Assault and LEP working groups forward: President Elias. 2nd: Commissioner Walker. Vote: 6-0.

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

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 Yanez. 2nd: Commissioner Walker. Vote: 6-0.

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

1st Open Session ended: 8:28 pm

Closed Session: (8:35 pm – 9:00 pm)

**11. Closed Session
Roll Call;**

a. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Chief of Police. Pursuant to Government Code Section 67.10(b) and Penal Code Section 832.7:

Review of findings and Chief's decision to return or not return officers to duty following officer-involved shooting (OIS 24-001) (DISCUSSION)

(Present: Commissioners Clay, Yanez, Walker, Yee, Vice President Carter-Oberstone, President Elias, Chief Scott, Assistant Chief Peter Walsh, Deputy City Attorney Jon Givner, IAD Sergeant, 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 adopt Findings of Fact regarding Commission's decisions on 3/20/24 on the appeal of Chief's suspension filed in DPA Case No. 43112B (DISCUSSION & POSSIBLE ACTION)

(Present: Commissioners Yanez, Walker, Yee, Vice President Carter-Oberstone, President Elias, Chief Scott, Assistant Chief Peter Walsh, Deputy City Attorney Jon Givner, 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 adopt Findings of Fact regarding Commission's decisions on 4/17/24 on the non-disciplinary separation filed in IAD Case No. 2022-0157 (DISCUSSION & POSSIBLE ACTION)

(Present: Commissioners Yanez, Walker, Yee, Vice President Carter-Oberstone, President Elias, Chief Scott, Assistant Chief Peter Walsh, Deputy City Attorney Jon Givner, 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 IAD Case No. 2021-0369 (DISCUSSION AND POSSIBLE ACTION)

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

Closed Session Ended: 9:00 p.m.
2nd Open Session (9:01 pm – 9:01 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 Walker motioned to not disclose item 11 held in closed session. Commissioner Carter-Oberstone Seconded. 5-0.

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

PUBLIC COMMENT

None

ADJOURNMENT

Thereafter, the meeting was adjourned at 9:01 p.m.



Sergeant Stacy Youngblood
Secretary
San Francisco Police Commission