



# City and County of San Francisco

## Meeting Agenda

### Public Safety Committee

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

*Members: David Chiu, Ross Mirkarimi, Sean Elsbernd*

*Clerk: Gail Johnson (415) 554-4445*

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**Monday, December 6, 2010**

**10:00 AM**

**City Hall, Legislative Chamber, Room 250**

**Regular Meeting**

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*Note: Each item on the Consent or Regular agenda may include the following documents:*

- 1) Legislation*
- 2) Budget and Legislative Analyst report*
- 3) Department or Agency cover letter and/or report*
- 4) Public correspondence*

*These items will be available for review at City Hall, Room 244, Reception Desk.*

*Each member of the public will be allotted the same maximum number of minutes to speak as set by the Chair at the beginning of each item, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

## **AGENDA CHANGES**

## **REGULAR AGENDA**

**1. 090313 [San Francisco's Public Safety Conditions on Citywide Crime Levels]****Sponsor: Chiu**

Hearing on San Francisco's public safety conditions, including a discussion of citywide crime levels and crime levels by police district station and/or neighborhood. The hearing shall include a presentation from the Mayor's Office of Criminal Justice and/or the San Francisco Police Department, which shall provide all information relevant to the discussion. The information provided shall include, without limitation: (1) update on crime statistics citywide and broken down by police district station and/or neighborhood; (2) data and plans on the progress of crime fighting strategies and crime prevention programs; (3) reports on arrests, charges, and prosecutions made; and (4) any other relevant information. To the extent possible, data shall be broken down by ethnicity, gender, age, or any other relevant category.

3/17/09; RECEIVED AND ASSIGNED to the Public Safety Committee. 09/16/09 - Supervisor Campos was removed and Supervisor Chiu was added as the sponsor.

4/6/09; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Kevin Ryan, Director, Mayor's Office of Criminal Justice; Captain David Lazar, SFPD Investigations Bureau; Francisco Da Costa; Thomas Merkarello; Walter Paulson; Douglas Yep.

6/15/09; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Captain Albert Paradini, Police Department; Francisco Da Costa; female speaker.

8/17/09; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Police Chief George Gascon; Captain Albert Pardini, Investigation Division, Police Department; Arthur Evans; Ronnie Wilbon, Bay Area Prove, Inc.; Walter; Patricia Freland; Beverly Hampton; Joshua Arce; Francisco Da Costa; Douglas Yep.

9/21/09; CONTINUED TO CALL OF THE CHAIR.

10/19/09; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Commander John Murphy, SF Police Department; Francisco Da Costa.

11/16/09; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Captain Michael Biel, SFPD; Douglas Yep.

1/4/10; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Captain Michael Biel, San Francisco Police Department; Francisco Da Costa.

2/1/10; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Captain Michael Biel, San Francisco Police Department; Douglas Yep.

3/15/10; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Captain Michael Biel, San Francisco Police Department; Francisco Da Costa; Douglas Yep; Walter Paulson.

4/5/10; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speaker: Captain Michael Biel, San Francisco Police Department.

6/7/10; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Captain Michael Biel, San Francisco Police Department; Douglas Yep.

8/2/10; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Captain Michael Biel, San Francisco Police Department; Douglas Yep.

10/4/10; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Captain Michael Biel, San Francisco Police Department; Christine Harris; Douglas Yep; Francisco Da Costa.

**2. 101190 [Police Code - Registration and Other Requirements for Event Promoters]  
Sponsors: Chiu; Maxwell**

Ordinance adding Article 15.7 to the San Francisco Police Code, requiring event promoters to register with the Entertainment Commission; prohibiting holders of certain entertainment-related permits, and registered promoters, from retaining an unregistered promoter to hold an event; and authorizing under certain circumstances for certain promoters reporting requirements, increased security plan requirements for events they promote, general liability insurance requirements, a criminal background check requirement, and other requirements.

9/22/10; ASSIGNED UNDER 30 DAY RULE to the Public Safety Committee.

11/9/10; SUBSTITUTED AND ASSIGNED to the Public Safety Committee.

11/15/10; RECOMMENDED. Heard in Committee. Speakers: Jocelyn Kane, Acting Executive Director, Entertainment Commission; Regina Dick-Endrizzi, Executive Director, Office of Small Business; Commander Jim Dudley, Police Department; Demetrius Chapin-Rienzo, CMAC; Lloyd Lewis, Personal Touch Entertainment; Dawn Trenner, Chairperson, Middle Polk Neighborhood Association; Cheryl Adams, Deputy City Attorney.

11/23/10; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

11/23/10; RE-REFERRED to the Public Safety Committee.

*The Chair intends to entertain a motion to send this item to Board as a Committee Report for consideration on December 7, 2010.*

**3. 101349 [Administrative Code - DNA Testing in Sexual Assault Cases]  
Sponsor: Alioto-Pier**

Ordinance implementing the California "Sexual Assault Victims' Bill of Rights" by amending the San Francisco Administrative Code to: (1) add Section 2A.89 to require the Police Department to develop and implement procedures to collect and test DNA samples in sexual assault cases and provide information and notices to victims, require the Mayor to report on DNA collection and testing performance as part of the budget submission, and make it the policy of the City and County of San Francisco to appropriate sufficient funds each fiscal year to ensure timely testing of DNA evidence in sexual assault cases; and (2) add Section 10.100-172 to establish the Police DNA Testing in Sexual Assault Cases Account.

10/26/10; ASSIGNED UNDER 30 DAY RULE to the Public Safety Committee.

11/16/10; SUBSTITUTED AND ASSIGNED to the Public Safety Committee.

*The Chair intends to entertain a motion to send this item to Board as a Committee Report for consideration on December 7, 2010.*

**4. 101443 [Accept and Expend Grant - Three Part-Time Q4 Police Officer III Positions - \$424,107]**

**Sponsor: Alioto-Pier**

Ordinance authorizing the San Francisco Police Department, on behalf of the City and County of San Francisco, to retroactively accept and expend grant funds in the amount of \$424,107 from the United States Department of Justice/National Institute of Justice "Solving Cold Cases with DNA" Grant Program; and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of three (3) part-time positions (1.50 FTE total) in job classification Q4 Police Officer III in the San Francisco Police Department.

11/16/10; RECEIVED AND ASSIGNED to the Public Safety Committee.

*The Chair intends to entertain a motion to send this item to Board as a Committee Report for consideration on December 7, 2010.*

## ADJOURNMENT

## IMPORTANT INFORMATION

*NOTE: Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors.*

*Any written comments should be sent to: Committee Clerk of the Public Safety Committee, San Francisco Board of Supervisors, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102 by 5:00 p.m. on the day prior to the hearing. Comments which cannot be delivered to the committee clerk by that time may be taken directly to the hearing at the location above.*

## LEGISLATION UNDER THE 30-DAY RULE

### (Not to be considered at this meeting)

*Rule 5.40 provides that when an ordinance or resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.*

**101120 [Police Code - Discharge of Firearms; Fireworks]**

**Sponsor: Mayor**

Ordinance amending the San Francisco Police Code by amending Section 1290 and adding Section 1290.1, to add exceptions to the general prohibition on the discharge of firearms within the City.

11/9/10; ASSIGNED UNDER 30 DAY RULE to the Public Safety Committee.

**101422 [Transportation Code, Police Code - Motor Vehicles for Hire and Enforcing Parking Laws]**

**Sponsor: Chiu**

Ordinance amending Article 3 of Division I of the San Francisco Transportation Code to allow certain Municipal Transportation Agency employees to enforce specified parking laws and order removal of vehicles, and amending Article 7 of Division I of the Transportation Code to make it a misdemeanor to operate a taxi, a dispatch service, or a color scheme, or to drive a motor vehicle for hire, without a permit, to solicit or accept payment for referral of passengers to a motor vehicle for hire, to solicit or accept payment for motor vehicle for hire shifts, assignments or dispatch calls, to knowingly make false or misleading representations in connection with application for, renewal of, possible revocation of, or operation of a vehicle pursuant to a permit issued under Article 1100 of the San Francisco Transportation Code, to refuse to pay the legal fare to a driver of a motor vehicle for hire, and to charge excessive rates for transport in a motor vehicle for hire; and amending the San Francisco Police Code by deleting Sections 1078, 1089, 1105, 1110, 1132, 1135, and 1145.

11/23/10; ASSIGNED UNDER 30 DAY RULE to the Public Safety Committee.

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## Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room.

The public is encouraged to testify at Committee meetings and to write letters to the Clerk of the Board or to Supervisors: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

**翻譯 必須在會議前最少四十八小時提出要求  
請電 (415) 554-7719**

### Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, 5, 21, 47, 49, 71, 71L, J, K, L, M, N, T (exit at Van Ness Station). MUNI bus lines also serving the area are the 6, 7, and 9 San Bruno. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness,

multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

### **Know Your Rights Under The Sunshine Ordinance**

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org)

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

### **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site [www.sfgov.org/ethics](http://www.sfgov.org/ethics)