

BOARD of SUPERVISORS



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MEMORANDUM

TO: William Scott, Police Chief, Police Department
Sergeant Rachael Kilshaw, Police Commission
Ben Rosenfield, City Controller, Office of the Controller
Nancy Alfaro, Director, 311
Anne Kronenberg, Executive Director, Department of Emergency
Management
Trent Rhorer, Executive Director, Human Services Agency
Jeff Kositsky, Director, Department of Homelessness and Supportive
Housing

FROM: Erica Major, Assistant Clerk, Public Safety and Neighborhood Services
Committee, Board of Supervisors

DATE: January 31, 2017

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Public Safety and Neighborhood Services Committee has received the following proposed legislation, introduced by Supervisor Yee on January 24, 2017:

File No. 170095

Ordinance amending the Administrative Code to create Neighborhood Property Crime Units at district stations in the Police Department.

If you have any comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c:
Rowena Carr, Police Department
Kristine Demafeliz, Police Department
Todd Rydstrom, Office of the Controller
Peg Stevenson, Office of the Controller
Andy Maimoni, 311
Krista Ballard, Human Services Agency
Greg Wagner, Department of Public Health
Colleen Chawla, Department of Public Health

1 [Administrative Code - Neighborhood Property Crime Units - Police Department]

2
3 **Ordinance amending the Administrative Code to create Neighborhood Property Crime**
4 **Units at district stations in the Police Department.**

5 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
6 **Additions to Codes** are in *single-underline italics Times New Roman font*.
7 **Deletions to Codes** are in ~~*strikethrough italics Times New Roman font*~~.
8 **Board amendment additions** are in double-underlined Arial font.
9 **Board amendment deletions** are in ~~Arial font~~.
10 **Asterisks (* * * *)** indicate the omission of unchanged Code
11 subsections or parts of tables.

12 Be it ordained by the People of the City and County of San Francisco:

13 Section 1. The Administrative Code is hereby amended by adding Sections 2A.84-1
14 through 2A.84-5, to read as follows:

15 **SECTION 2A.84: NEIGHBORHOOD PROPERTY CRIME UNITS**

16 **SEC. 2A.84-1. PURPOSE AND INTENT.**

17 The purpose of Section 2A.84-1 et seq. is to do all of the following:

18 (a) Strengthen existing structures within the Police Department to bolster the Department's
19 efforts to combat neighborhood property crime and improve coordination among different divisions of
20 the Department, including but not limited to the Patrol Bureau Task Force and the Crime Analysis
21 Unit.

22 (b) Create a Neighborhood Property Crime Unit in each police district, and task those
23 Units with proactively and comprehensively investigating neighborhood property crime and enforcing
24 laws to deter neighborhood property crime, and to assist with responding to 911 and 311 calls for
25 service related to neighborhood property crime.

1 (c) Create transparency and accountability data metrics for neighborhood property crime
2 and for the Police Department's efforts to combat such crime, with required reports to the Police
3 Commission and the Board of Supervisors.

4
5 **SEC. 2A.84-2. CREATION OF NEIGHBORHOOD PROPERTY CRIME UNITS; DUTIES**
6 **OF UNITS.**

7 (a) There shall be a Neighborhood Property Crime Unit within each police district in the
8 Police Department.

9 (b) The Units shall be responsible for proactive and comprehensive deterrence and
10 investigation of property crime throughout the respective neighborhoods within their district
11 boundaries through the use of neighborhood foot patrols and community crime prevention, among
12 other tactics.

13 (c) The Units may encompass several existing Police Department functions, at the discretion of
14 the Chief of Police and District Captains as delegated by the Chief, including but not limited to: the
15 Patrol Bureau Task Force, the Crime Analysis Unit, School Resource Officers, and the Special Projects
16 Unit. This Section 2A.84-2 is not intended to preclude officers who are not in a Unit from performing
17 necessary or appropriate law enforcement functions not inconsistent with this Section in accordance
18 with the policies of the Police Department.

19 (d) The Units shall actively coordinate with each other and with other City departments under
20 the direction of the Chief of Police.

21 (e) Officers assigned to the Neighborhood Property Crime Units shall be responsible for
22 curtailing and investigating neighborhood property crimes whose nature, frequency, or pervasiveness
23 impairs the sense of security and quality of life of those who live or work in affected neighborhoods.
24 Such crimes include but are not limited to California Penal Code Sections 211 (Robbery), 459 (Auto
25 Burglary and Residential/Commercial Burglary), 484, 487, and 488 (Theft of Property, including

1 bicycle thefts). All activities of each Unit shall be consistent with the Comprehensive Property Crime
2 Plan adopted under Section 2A.84-4(a) and the strategic plan for the Unit adopted under Section
3 2A.84-4(b).

4 (f) Section 2A.84-1 et seq. are not intended to affect the existing discretion of the Chief of
5 Police to make decisions regarding staffing levels of the Police Department.

6
7 **SEC. 2A.84-3. STAFFING OF NEIGHBORHOOD PROPERTY CRIME UNITS.**

8 Each year with the proposed annual budget for the Police Department, the Chief of Police shall
9 propose to the Police Commission a budget and level of staffing for each Neighborhood Property
10 Crime Unit.

11
12 **SEC. 2A.84-4. COMPREHENSIVE NEIGHBORHOOD PROPERTY CRIME PLAN AND**
13 **NEIGHBORHOOD UNIT STRATEGIC PLANS.**

14 (a) Within six months of the effective date of the ordinance in Board File No. 170095, the
15 Police Commission shall adopt a Comprehensive Property Crime Plan to address property crime in
16 neighborhoods throughout the City. The Plan shall include, at a minimum, strategies for (1)
17 encouraging full and open communication and collaboration among officers in Neighborhood Property
18 Crime Units and community members; (2) development of neighborhood-specific priorities and
19 strategies to reduce property crimes; (3) the assignment of officers in Neighborhood Property Crime
20 Units to foot patrols; (4) ensuring productive coordination among the Units in different police districts
21 in the City; and (5) sharing property crime data with other City departments responsible for law
22 enforcement, including the District Attorney's Office. In addition, the Plan may set or recommend
23 minimum dedicated staffing levels for specific Units, and may include strategies for increasing staffing
24 in those Units to recommended levels. The Commission shall review the Plan at least once each fiscal
25 year and may make changes that the Commission deems appropriate.

1 **(b) The Police Department shall develop a strategic plan for each Neighborhood Property**
2 **Crime Unit in the City. Each plan shall be consistent with the Comprehensive Neighborhood Property**
3 **Crime Plan, and shall, at a minimum, identify:**

4 **(1) Procedures for officers assigned to the Unit.**

5 **(2) A list of Penal Code and Police Code sections on which the Unit will focus. With**
6 **input from community members and organizations, the Department shall update the list from time to**
7 **time so that it remains consistent with the purpose of the Unit.**

8 **(3) A plan to monitor training and tactics related to enforcement strategy.**

9 **Within 12 months of the effective date of the ordinance in Board File No. 170095, the Police**
10 **Department shall submit these plans to the Police Commission for the Commission's consideration and**
11 **approval.**

12
13 **SEC. 2A.84-5. ANNUAL REPORTS.**

14 **Between June 1 and July 1 each year, the Police Department shall submit to the Board of**
15 **Supervisors and the Police Commission a report on the Department's progress preventing and**
16 **enforcing property crime in the City, including data and metrics stemming from each Neighborhood**
17 **Property Crime Unit's work including work coordinated with other City departments, with a particular**
18 **focus on the disparate impacts in approaches, citations, and arrests in terms of race, ethnicity, gender,**
19 **age, and neighborhood or other geographic measures.**

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21 Section 2. Effective Date. This ordinance shall become effective 30 days after
22 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
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25

1 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
2 of Supervisors overrides the Mayor's veto of the ordinance.

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4 APPROVED AS TO FORM:
5 DENNIS J. HERRERA, City Attorney

6 By: 
7 JON GIVNER
8 Deputy City Attorney

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LEGISLATIVE DIGEST

[Administrative Code - Neighborhood Property Crime Units - Police Department]

Ordinance amending the Administrative Code to create Neighborhood Property Crime Units at District stations in the Police Department.

Existing Law

The Police Department has several different units, all of which share partial responsibility for preventing, investigating, and making arrests related to neighborhood property crime.

Amendments to Current Law

The proposed ordinance would require the Police Department to establish Neighborhood Crime Property Units in each police district. Units would be responsible for deterrence and investigation of property crime through the use of neighborhood foot patrols and community crime prevention, among other tactics. The various units would coordinate with each other under the direction of the Chief of Police.

Each year with the proposed annual budget for the Police Department, the Chief of Police would propose to the Police Commission a budget and level of staffing for each unit.

Within six months of the effective date of the ordinance, the Police Commission would adopt a plan to address property crime in the City, including strategies for communication and collaboration between units and between officers and community members; development of neighborhood-specific priorities and strategies to reduce property crimes; and the assignment of officers in Neighborhood Property Crime Units to foot patrols. The Commission would review the plan at least once every fiscal year. The Police Department would also develop and adopt a strategic plan for each Neighborhood Property Crime Unit, subject to approval by the Police Commission.

Every June, the Police Department would submit an annual report regarding property crime to the Board of Supervisors and the Police Commission.

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