

File No. 230903

Committee Item No. 2

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: March 21, 2024

Board of Supervisors Meeting:

Date: _____

Cmte Board

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OTHER

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| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>2023 First Quarter Report</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>2023 Second Quarter Report</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>SFDOB Ltr. 072423</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>FYI Referral 091123</u> |
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Prepared by: Monique Crayton

Date: Marh 15, 2024

Prepared by: _____

Date: _____

Prepared by: _____

Date: _____

1 [Sheriff's Department Oversight Board First and Second Quarter Report]

2
3 **Resolution accepting the Sheriff's Department Oversight Board's First and Second**
4 **Quarter Reports for the calendar year 2023.**

5
6 WHEREAS, Charter, Section 4.137, establishes the Sheriff's Department Oversight
7 Board ("SDOB"); and

8 WHEREAS, Charter, Section 4.137, prescribes the duties of the SDOB; and

9 WHEREAS, Charter, Section 4.137, requires that, the SDOB prepare and submit a
10 quarterly report to the Sheriff and Board of Supervisors regarding the SDOB evaluations and
11 outreach, and OIG reports submitted to SDOB; and

12 WHEREAS, On June 2, 2023, and July 7, 2023, the SDOB approved the first and
13 second quarter report, respectively, for the calendar year 2023 for submission to the Board of
14 Supervisors; and

15 WHEREAS, A copy of the SDOB's 2023 first and second quarter report, as approved
16 by the SDOB and submitted to the Board, is on file with the Clerk of the Board of Supervisors
17 in Board File No. 230903; now, therefore, be it

18 RESOLVED, That the Board of Supervisors hereby accepts the SDOB first and second
19 report for the calendar year 2023.



Sheriff's Department Oversight Board

CITY AND COUNTY OF SAN FRANCISCO

JAYSON WECHTER
President

XOCHITL CARRION
Vice President

OVAVA AFUHAAMANGO
Board Member

DION-JAY BROOKTER
Board Member

MICHAEL NGUYEN
Board Member

WILLIAM PALMER II
Board Member

JULIE D. SOO
Board Member

DAN LEUNG
Legal Assistant

SAN FRANCISCO SHERIFF'S DEPARTMENT OVERSIGHT BOARD QUARTERLY REPORT (JANUARY 1, 2023 – MARCH 31, 2023) TO THE SHERIFF AND THE SAN FRANCISCO BOARD OF SUPERVISORS

Charter Section 4.137 (b) (5) mandates that the Sheriff's Department Oversight Board (SDOB) "Prepare and submit a quarterly report to the Sheriff and the Board of Supervisors regarding the SDOB evaluations and outreach, and OIG (Office of Inspector General) reports submitted to the SDOB."

Charter Section 4.137 also mandates that the SDOB:

- (2) Evaluate the work of the OIG, and may review the Inspector General's individual work performance.
- (3) Compile, evaluate, and recommend law enforcement custodial and patrol best practices.
- (4) Conduct community outreach and receive community input regarding SFSD operations and jail conditions, by holding public meetings and soliciting input from persons incarcerated in the City and County.

Evaluations of the OIG during Q1 2023:

An Inspector General has not yet been appointed and the OIG has not yet been established. Therefore, the SDOB did no evaluations of the OIG or of the Inspector General's work performance during the first quarter of 2023.

Evaluations of law enforcement custodial and patrol best practices during Q1 2023:

The SDOB did not undertake any evaluations of law enforcement custodial or patrol best practices during Q1 2023.

SDOB community outreach:

The SDOB conducted two community meetings during Q1 2023.

March 14, 2023, Bayview Opera House, 4705 3rd Street, San Francisco.

March 28, 2023, Hamilton Recreation Center, 1900 Geary Blvd., San Francisco.

The sole agenda at both meetings was “Recruitment of an Inspector General (Discussion): This is a public forum for the public to address the board members with the qualifications they would like to see in a candidate for inspector general.”

OIG reports submitted to the SDOB Q1 2023:

The OIG has not yet been established and therefore did not submit any reports to the SDOB during Q1 2023.

Other:

The Department of Human Resources issued the job announcement for the position of Inspector General on March 27, 2023.



Sheriff's Department Oversight Board

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Board Member

JULIE D. SOO
Board Member

DAN LEUNG
Legal Assistant

SAN FRANCISCO SHERIFF'S DEPARTMENT OVERSIGHT BOARD QUARTERLY REPORT (April 1, 2023 – June 30, 2023) TO THE SHERIFF AND THE SAN FRANCISCO BOARD OF SUPERVISORS

Charter Section 4.137 (b) (5) mandates that the Sheriff's Department Oversight Board (SDOB) "Prepare and submit a quarterly report to the Sheriff and the Board of Supervisors regarding the SDOB evaluations and outreach, and OIG (Office of Inspector General) reports submitted to the SDOB."

Charter Section 4.137 also mandates that the SDOB:

- (2) Evaluate the work of the OIG, and may review the Inspector General's individual work performance.
- (3) Compile, evaluate, and recommend law enforcement custodial and patrol best practices.
- (4) Conduct community outreach and receive community input regarding SFSD operations and jail conditions, by holding public meetings and soliciting input from persons incarcerated in the City and County.

Evaluations of the OIG during Q2 2023:

An Inspector General has not yet been appointed and the OIG has not yet been established so therefore, SDOB made no evaluations during the first quarter of 2023.

Evaluations of law enforcement custodial and patrol best practices during Q2 2023:

SDOB did not undertake any evaluations of law enforcement custodial or patrol best practices during Q2 2023.

SDOB community outreach:

SDOB conducted two community meetings during Q2 2023:

April 11, 2023, Crocker Amazon Clubhouse, 799 Moscow Street, San Francisco (District 11)

The sole agenda item was:

Recruitment of an Inspector General (Discussion): This is a public forum for the public to address the board members with the qualifications they would like to see in a candidate for inspector general.

See attached minutes of the April 11, 2023, meeting.

April 21, 2023, Mission Arts Center, 745 Treat Ave., San Francisco (District 9)

In addition to the agenda item for the April 11 community meetings, “Recruitment of an Inspector General (Discussion): This is a public forum for the public to address the board members with the qualifications they would like to see in a candidate for inspector general.” the following two items were added to agenda:

Presentation by the San Francisco Sheriff's Office (SFSO) (Informational)

A representative from the San Francisco Sheriff's Office will describe its responsibilities and operations, and members of the public will have an opportunity to ask questions regarding Sheriff's Office operations.

Community input to the Sheriff's Department Oversight Board regarding SFSO operations and jail conditions (Discussion and Possible Action)

This is an open forum for the public to address the board members regarding the SFSO operations and jail conditions.

See attached minutes of the April 21, 2023, meeting.

The following four additional community meetings were scheduled but were cancelled due to lack of a quorum:

May 9, 2023, Moscone Recreation Center, 1800 Chestnut Street, San Francisco (District 2 and District 3)

May 19, 2023, Richmond Recreation Center, 251 18th Ave., San Francisco (District 1)

May 25, 2023, Sunset Recreation Center, 2201 Lawton Street, San Francisco (District 4)

June 8, 2023, Glide Memorial United Methodist Church, 330 Ellis Street, San Francisco (District 5).¹

¹ SDOB is working with Glide staff to reschedule this meeting; based on their availability, it will likely be in 2024. SDOB anticipates scheduling other community outreach and presence during the remainder of 2023.

OIG reports submitted to the SDOB Q2 2023:

The OIG has not yet been established.

Other:

The Department of Human Resources issued the job announcement for the position of Inspector General on March 27, 2023. The application period closed on June 24, 2023.

SDOB and DHR set the following desired timeline and benchmarks for hiring the Inspector General:

July

Inspector General Candidate Interviews

August

Pre-employment vetting and verification of finalists

September

Job offer

October

Onboarding of Inspector General

Attachment 1 – April 11, 2023, Meeting Minutes



Sheriff's Department Oversight Board

CITY AND COUNTY OF SAN FRANCISCO

JAYSON WECHTER
President

XOCHITL CARRION
Vice President

OVAVA AFUHAAMANGO
Board Member

DION-JAY BROOKTER
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WILLIAM PALMER II
Board Member

JULIE D. SOO
Board Member

DAN LEUNG
Legal Assistant/
Acting Secretary

Sheriff's Department Oversight Board Community Meeting

Tuesday, April 11, 2023 / 6:00 pm

Crocker Amazon Clubhouse
799 Moscow St., San Francisco, CA 94112

MEETING MINUTES

Meeting called to order at 6:09 pm.

ROLL CALL

PRESENT: Afuhaamango, Brookter, Nguyen, Soo, Wechter, Acting Secretary Leung

NOT PRESENT: Carrion, Palmer

A quorum of the Board was present.

WELCOME AND INTRODUCTION

President Wechter welcomed the public. Member Afuhaamango, Member Soo, Member Brookter, Member Nguyen, and President Wechter introduced themselves, welcomed the public, and gave a brief profile of themselves.

PUBLIC COMMENT

Rosario Cervante, in person, a member of the San Francisco Democratic Club, was told of the meeting by Anita Fisher. She doesn't really know what the meeting is for or what it is about.

Christina Macintosh, in person, a reporter from Mission Local.

Kina Sinapopo, in person, no longer a San Francisco resident but was raised in the Portola District now called Silver Terrace. Advocates for people who are marginalized.

RECRUITMENT OF AN INSPECTOR GENERAL

The floor was open for the public to address the board on what qualifications they would like to see in an Inspector General.

Open discussion and comments by Member Soo, and President Wechter.

Member Soo clarified that she was the point person with DHR.

PUBLIC COMMENT:

No comments.

GENERAL PUBLIC COMMENT

President Wechter clarified what public comment was.

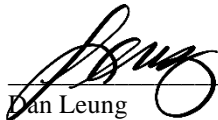
Members of the public: Ms. Cervantes asked if the meeting was about a job opening. Ms. Macintosh asked about email contact. Ms. Sinapopo talked about routine mental health or psych evaluation screenings for the deputies.

Open discussion with members of the public who were present by Member Soo, President Wechter, Member Afuhamango, Member Brookter, and Member Nguyen

ADJOURNMENT

All those in favor voted AYE. No NAYS.

Meeting was adjourned at 7:09 pm.



Dan Leung
Legal Assistant,
Sheriff's Department Oversight Board

Full video recording may be accessed at
https://sanfrancisco.granicus.com/ViewPublisher.php?view_id=223

Attachment 2 – April 21, 2023, Meeting Minutes



Sheriff's Department Oversight Board

CITY AND COUNTY OF SAN FRANCISCO

JAYSON WECHTER
President

XOCHITL CARRION
Vice President

OVAVA AFUHAAMANGO
Board Member

DION-JAY BROOKTER
Board Member

MICHAEL NGUYEN
Board Member

WILLIAM PALMER II
Board Member

JULIE D. SOO
Board Member

DAN LEUNG
Legal Assistant/
Acting Secretary

Sheriff's Department Oversight Board Community Meeting Friday, April 21, 2023 / 6:00 pm

Mission Arts Center
745 Treat Ave., San Francisco, CA 94110

MEETING MINUTES

Meeting called to order at 6:17 pm.

ROLL CALL

PRESENT: Brookter, Carrion, Palmer, Soo, Wechter, Acting Secretary Leung

NOT PRESENT: Afuhaamango (excused), Nguyen (excused)

A quorum of the Board was present.

WELCOME AND INTRODUCTION

President Wechter welcomed the public. Vice President Carrion, Member Soo, Member Brookter, Member Palmer and President Wechter introduced themselves, welcomed the public, and gave a brief profile of themselves.

PUBLIC COMMENT:

No public comment.

PRESENTATION BY THE SAN FRANCISCO SHERIFF'S OFFICE

The Sheriff's Office asked that Board Member Nguyen represent the Sheriff's Office to give a presentation for SFSO. Member Nguyen was unable to attend due to military leave.

PUBLIC COMMENT:

No public comment.

COMMUNITY INPUT TO THE SHERIFF'S DEPARTMENT OVERSIGHT BOARD REGARDING SFSO OPERATIONS AND JAIL CONDITIONS

Open discussion by Vice President Carrion, Member Soo, and President Wechter.

PUBLIC COMMENT:

Unidentified member of the public, in person, asked clarification of Sheriff's policy and procedures and the SFPD and Sheriff's Office.

Unidentified clinical librarian at SFGH, in person, asked if the MOU was available online.

Responses by Member Soo, Vice President Carrion, and President Wechter.

RECRUITMENT OF AN INSPECTOR GENERAL

Open discussion by Vice President Carrion, Member Soo, President Wechter, Member Brookter,

PUBLIC COMMENT:

Unidentified member of the public, in person, asked about the qualifications for an inspector general, had previously filed a small claims against the Sheriff's Department and a complaint with DPA. Asked about a complaint filed 2 years ago and asked if he could file a complaint from 2 years ago. Asked about paper trail, records requests, and subpoena of personnel records.

Responses from Member Soo, Member Brookter, Vice President Carrion, and President Wechter.

Unidentified medical student and researcher at SFGH, in person, stated that not only is the Sheriff's responsible for the jails but also for the DPH system, and they have serious concerns around the use of force at their clinics and hospitals as well as arrests on outstanding warrants in the hospitals, which can deter people from accessing healthcare services. They asked if the new inspector general would be responsible for following up with concerns around transparency. In 2021, they worked with the ACLU to file a PRA. The Sheriff's has not adequately responded for released data around use of force incidences or around outstanding arrest warrants. They want that data. They think it is important for the public to know about it. Curious about the audits and whether that can be a way to get that data to the public being that they deserve transparency. DPH Must Divest is a campaign that's working to find safety and prevent incidences of violence without having to rely on the police. One of the concerns they have is around the ways that use of force have been on their patients as well as demonstrative in multiple cases in the hospital. Healthcare workers will come to their coalition with their concerns. They worked with the ACLU to file PRA back in 2021. Limited response has been: giving information on training documents not for use of force or outstanding warrants. An incomplete response. They would like aggregated data on counts of use of force, as well as how many arrests are happening on campus because they don't have the data. DPH does not have data on arrests on outstanding warrants in the hospital. The hospital keeps complaints around use of force, and anytime they find out about an arrest, they try to get involved in it and that's how they found out about these cases. They have a weekly review of these cases. One question they have is it would be great for the inspector general not only to interface with the Sheriff's Office but with the Department of Public Health around these incidents and other city departments. They recommend reaching out to Basil Price, the security director at DPH, to come speak to the board about concerns they may have. They have not gotten data (around the request for PRA) from ACLU. They hear people talk about it, but they don't know what is going on. Context about what the concerns are around use of force and arrest for warrants: context for use of force is excessive use of force against folks who are being forcibly discharged from the hospital or who are being held on a voluntary psych hold, pregnant patients being shackled to beds for days unnecessarily, providers not being allowed to properly perform medical assessments because they're (patients) shackled to the bed, or because of interactions between the Sheriff's Department and the providers. In addition, SFPD is also all up in SF General Hospital, they will ask providers for information and try to look at, get people's belongings without a proper warrant. Even stand in operating rooms during surgeries. There's serious concerns they have. They say it is part of their protocol or policy and they have to escalate it to the captain and sometimes that works, and they can resolve the situation properly. Other times, by the time it happens, the patient has already been discharged, or whatever the situation is. It is clear whether it is the sheriff's or the police as they wear different uniforms. They found out about the meeting because one of their members emailed them the Mission Local article. They had questions around auditing, is it exclusively for personnel or can they do audits around Covid 19 policies, or around seismic security of the buildings because there is serious concern in the past around San Francisco.

Question, answers, and discussion by President Wechter, Member Soo, Vice President Carrion, and Member Brookter.

Unidentified clinical librarian at SFGH, in person, question about the regular board meeting.

Response from President Wechter and Member Soo.

2nd unidentified member of the public, in person, has seen Sheriff's Deputies parked in the neighborhood waiting for someone to arrest. He feels like this is a form of abuse. He hopes that when we hire an inspector general, that he keeps this in mind and pushes back on this kind of abuse. One will stop the person to talk to him and the other one will stand there glaring. He hears about this meeting the same way as everyone else has.

GENERAL PUBLIC COMMENT

Unidentified clinical librarian at SFGH, in person, read over the job description and says these are huge shoes to fill, it is very broad in scope and range, it requires community outreach experience but legal expertise, data analytics, and was curious about what the process was in creating the job for posting was. Asked to hear from Board Member Palmer and Board Member Brookter, on what they are looking for in this job, what type of soft skills and not just qualifications on paper. She was concerned that the educational requirements is just a bachelor's degree but the scope of the job is so broad, and the responsibilities are so broad. The desirable qualifications state somebody with a JD or master's degree and the minimum requirements is just a bachelors. We had so much talk about data and auditing and reporting, she doesn't see it reflected in the qualifications. Asked about the trauma informed perspective qualification.

Responses by President Wechter, Vice President Carrion, Member Soo, Member Palmer, and Member Brookter.

Unidentified medical student and researcher at SFGH, in person, asked about the budget and where the money is coming from. Asked where restitution and support for people affected by the Sheriff's department come from.

Responses from President Wechter, Member Soo, Member Palmer, and Vice President Carrion.

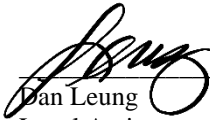
2nd unidentified medical student at SFGH, in person, his research and concern is about the Sheriff and the birth center at San Francisco General Hospital. California passed laws against restraints and shackling against people being transported to the hospital, at the hospital, during labor and delivery and during post-partum. Unfortunately, the reality is that 99% of the people who come in remain in restraints during their stay. He came in when the other gentlemen was talking about some other misconduct that has been ongoing and people in the community are seeing and professionals are seeing and are not concerned by. He is wondering how in creating this how we are going to ensure that there is an amount of transparency with the rest of the community so that this does not just become another black box where complaints go in, and people get slaps on the wrist, but then the truth of the matter is that 99% of the people that come into labor at San Francisco General are in custody and are being restrained. So they have this lack of continuity with the reality that we are discussing in this room, the reality that they are discussing in the court and what is actually happening in the hospital with community members. He's wondering what this group is doing specifically for the birth center and how we are going to ensure these conversations are being really transparent so that the Sheriff's department is not just looking after its own self for accountability. He understands that this is in part your role. He is wondering how that is going to be extended to really encourage accountability and transparency. Can you reach out to groups that have been working on this for a long time? Suggested to speak to No Jail SF coalition. It sounds like the only transparency as far as the process goes is from you all communicating with the public. There is no way for the public to, let's say I called because my patient is shackled, unless you guys decide to do a report or a community presentation, nobody else is going to, there is no public transparency. Is anyone able to see the complaint process? Can DPH and the Inspector General look at and compare the information? He is still concerned with the lack of transparency, and he hears that this is also a concern that we have. Are we working on anything to make things more transparent? There is an opportunity to file direct complaints, is there also an opportunity to request specific audits if there is a coalition or group who is concerned about the sheriff's, could they request a particular audit. Could that be, what is the process for that?

Responses by President Wechter, Member Soo, Vice President Carrion, and Member Brookter.

ADJOURNMENT

All those in favor voted AYE. No NAYS.

Meeting was adjourned at 7:59 pm.



Dan Leung
Legal Assistant,
Sheriff's Department Oversight Board

Full video recording may be accessed at

https://sanfrancisco.granicus.com/ViewPublisher.php?view_id=223



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JULIE D. SOO
Board Member

July 24, 2023

Angela Cavillo, Clerk of the Board
Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
angela.calvillo@sfgov.org

DAN LEUNG
Legal Assistant

Dear Ms. Cavillo,

Attached, please find original electronic copies of the proposed Resolution for the Board of Supervisors approval, which is mandated in the San Francisco Charter Sec. 4.137. Sheriff's Department Oversight.

Sec. 4.137 (b)(5) states:

Prepare and submit a quarterly report to the Sheriff and Board of Supervisors regarding the SDOB evaluations and outreach, and OIG reports submitted to SDOB.

The following is a list of the accompanying documents:

- Resolution
- Sheriff's Department Oversight Board First Quarter Report
- Sheriff's Department Oversight Board Second Quarter Report

The following person may be contacted regarding this matter:

Dan Leung, Legal Assistant/Acting Commission Secretary
(415) 241-7711
dan.leung@sfgov.org

Dan Leung
Legal Assistant/Acting Commission Secretary

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

MEMORANDUM

TO: Dan Leung, Legal Assistant/Acting Commission Secretary, Sheriff's
Department Oversight Board
Paul Miyamoto, Sheriff, Sheriff's Department

FROM: Stephanie Cabrera, Assistant Clerk, Government Audit and Oversight
Committee, Board of Supervisors

DATE: September 11, 2023

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Government Audit and Oversight Committee has received the following proposed legislation, introduced by the Sheriff's Department Oversight Board on Tuesday, 9/5/2023:

File No. 230903

Resolution accepting the Sheriff's Department Oversight Board's First and Second Quarter Reports for the calendar year 2023.

If you have any additional 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 or by email at: Stephanie.Cabrera@sfgov.org.

cc: Johanna Saenz, Sheriff's Department
Katherine Johnson, Sheriff's Department
Tara Moriarty, Sheriff's Department
Rich Jue, Sheriff's Department
Christian Kropff, Sheriff's Department