File No. 240157 **Committee Item No.** 3
Board Item No. 35

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight **Date:** March 21, 2024
Board of Supervisors Meeting: **Date:** April 2, 2024

Cmte Board

Cmte	Board	
☐	☐	**Motion**
☒	☒	**Resolution**
☐	☐	**Ordinance**
☐	☐	**Legislative Digest**
☐	☐	**Budget and Legislative Analyst Report**
☐	☐	**Youth Commission Report**
☐	☐	**Introduction Form**
☐	☐	**Department/Agency Cover Letter and/or Report**
☐	☐	**MOU - FY2022-2024 - Clean**
☐	☐	**MOU - FY2022-2024 - Redline**
☐	☐	**Grant Information Form**
☐	☐	**Grant Budget**
☐	☐	**Subcontract Budget**
☐	☐	**Contract / DRAFT Mills Act Agreement**
☐	☐	**Form 126 – Ethics Commission**
☐	☐	**Award Letter**
☐	☐	**Application**
☐	☐	**Public Correspondence**

OTHER

☒	☒	2023 Third Quarter Report 120123
☒	☒	2023 Fourth Quarter Report 020224
☒	☒	SDOB Ltr 021424
☒	☒	FYI Referral 030624
☐	☒	Presidential Action Memo 032124
☐	☐	
☐	☐	

Prepared by: Monique Crayton **Date:** March 15, 2024
Prepared by: Monique Crayton **Date:** March 29, 2024
Prepared by: **Date:**

FILE NO. 240157 RESOLUTION NO.

[Sheriff's Department Oversight Board Third and Fourth Quarter Report - CY 2023]

Resolution accepting the Sheriff's Department Oversight Board's Third and Fourth Quarter Reports for the calendar year (CY) 2023.

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

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

WHEREAS, Charter, Section 4.137, requires that, the SDOB 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; and

WHEREAS, On December 1, 2023, and February 2, 2024, the SDOB approved the third and fourth quarter report, respectively, for the calendar year 2023 for submission to the Board of Supervisors; and

WHEREAS, A copy of the SDOB's 2023 third and fourth quarter report, as approved by the SDOB and submitted to the Board, is on file with the Clerk of the Board of Supervisors in Board File No, 240157; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby accepts the SDOB third and fourth report for the calendar year 2023.

Sheriff's Department Oversight Board

CITY AND COUNTY OF SAN FRANCISCO

JULIE D. SOO
President

XOCHITL CARRION
Vice President

OVAVA AFUHAAMANGO
Board Member

DION-JAY BROOKTER
Board Member

MICHAEL NGUYEN
Board Member

WILLIAM PALMER II
Board Member

JAYSON WECHTER
Board Member

DAN LEUNG
Legal Assistant

SAN FRANCISCO SHERIFF'S DEPARTMENT OVERSIGHT BOARD
QUARTERLY REPORT (JULY 1, 2023 – SEPTEMBER 30, 2023)
TO THE SHERIFF AND THE SAN FRANCISCO BOARD OF SUPERVISORS
Adopted by majority vote December 1, 2023

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 SDOB:

(2) Evaluate the work of 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 OIG during Q3 2023:
An Inspector General has not yet been appointed and OIG has not yet been established. Therefore, SDOB did no evaluations of OIG or of the Inspector General's work performance during the third quarter of 2023.

Evaluations of law enforcement custodial and patrol best practices during Q3 2023:
SDOB did not undertake any evaluations of law enforcement custodial or patrol best practices during Q3 2023.

SDOB community outreach:
All members of the Board were invited to National Night Out events. Members Afuhaamango, Nguyen, Palmer, and Soo attended National Night Out in Chinatown in September.

Members Carrion and Soo attended the 2023 Police-Fire Mass later that week.

Members Palmer and Wechter visited San Francisco Sheriff's Office County Jail #3 in September to take notes and receive information from inmates on SFSO jail conditions to be addressed and desired qualifications in an Inspector General.

OIG reports submitted to SDOB Q3 2023:
OIG has not yet been established and therefore did not submit any reports to the SDOB during Q3 2023.

Other:
The Board took summer recess and did not hold a meeting in August.
SDOB received information in July by presentation from the Sheriff's Office IT Director on current operations and needed systems and integration to bring the Sheriff's Office and future Office of the Inspector General (OIG) into real time reporting and public access to information.

SDOB received information in September by presentation from the Department of Police Accountability on the types of complaints it has handled regarding Sheriff's personnel under the MOU between DPA and the Sheriff's Office. DPA has also worked on creating an IT infrastructure for OIG to receive complaints specifically related to the Sheriff's Office and physical office space. This information and advance work were crucial, especially considering the Mayor's mid-year directive for City Departments to trim budgets by 3 percent.

SDOB elections were held in September pursuant to its bylaws. Julie D. Soo was elected as president and Xochitl Carrion was re-elected as vice president.

SDOB has continued to work with DHR and the City Attorney's Office on IG interviews. SDOB has narrowed the pool of candidates to interview through a supplemental written questionnaire and oral interview process.

As reported in our Q2 report, 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 updated the following desired timeline and benchmarks for hiring the Inspector General:

October
Inspector General Candidate Interviews

November
Selection of Inspector General and Offer

December / January 2024
Announcement and Onboarding of Inspector General
Community Town Hall

SHERIFF'S DEPARTMENT OVERSIGHT BOARD

CITY AND COUNTY OF SAN FRANCISCO

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XOCHITL CARRION
Vice President

OVAVA AFUHAAMANGO
Board Member

DION-JAY BROOKTER
Board Member

MICHAEL NGUYEN
Board Member

WILLIAM PALMER II
Board Member

JAYSON WECHTER
Board Member

DAN LEUNG
Commission Secretary

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

Adopted by majority vote on February 2, 2024

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 SDOB:

(2) Evaluate the work of 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 OIG during Q4 2023:

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

Evaluations of law enforcement custodial and patrol best practices during Q4 2023:

SDOB did not undertake any evaluations of law enforcement custodial or patrol best practices during Q4 2023.

SDOB community outreach:

The focus of the Q4 was solely on the interviews of Inspector General candidates and the final selection. No further community outreach was conducted during Q4.

OIG reports submitted to the SDOB Q4 2023:

OIG has not yet been established.

Other:

October

At the regular meeting in October, SDOB disclosed coming out of closed session that it has interpreted "law enforcement" under Charter section 4.137 as law enforcement agencies that consist of police and sheriff departments in considering eligible candidates for Inspector General. Also at that meeting, SDOB elected President Soo to work with the Deputy City Attorney on language amendments to Charter section 4.137. To be

noted, because Charter section 4.137 was established under a ballot initiative, any amendments must go before the voters. The deadline for completion is May 2024 for the November 2024 ballot.
SDOB received the remainder of a comprehensive presentation carried over from September from the Department of Police Accountability (DPA) of the 2021 and 2022 statistics on complaints against SFSO handled by DPA under the August 21, 2020 letter of agreement.

Mid-October, SDOB conducted in-person interviews of Inspector General candidates during a special meeting in closed session.

November
At the regular meeting in November, SDOB continued post-interview discussion on the Inspector General candidates in closed session. A candidate was selected, and the name was forwarded to the Department of Human Resources (DHR) for further vetting and clearance. At the end of the month, DHR finalized matters concerning pre-appointment vetting and an offer was made.
DPA provided a third quarter report on Sheriff's Office investigations.

December
Director of Prisoner Legal Services (PLS), Nick Gregoratos, provided an informational report on what his department does for incarcerated individuals.

Chief Investigator for DPA, Erik Baltazar, made a presentation of how investigations are handled once received.

On December 20, 2023, Terry Wiley was officially announced and introduced as SDOB's inaugural Inspector General at City Hall. Honorable Willie L. Brown, Jr. administered the oath of office. The effective date of Mr. Wiley's appointment is January 8, 2024.

Minutes may be found on the SDOB's Website at: https://www.sf.gov/departments/sheriffs-department-oversight-board. Corresponding video recordings may to found at San Francisco Government TV (SFGovTV) / Meetings / Video on Demand / Commissions, Councils& Boards / Sheriff's Department Oversight Board: https://www.sf.gov/departments/san-francisco-government-tv —> https://sanfrancisco.granicus.com/ViewPublisher.php?view_id=223.

SHERIFF'S DEPARTMENT OVERSIGHT BOARD

CITY AND COUNTY OF SAN FRANCISCO

JULIE D. SOO
President

XOCHITL CARRION
Vice President

OVAVA AFUHAAMANGO
Board Member

DION-JAY BROOKTER
Board Member

MICHAEL NGUYEN
Board Member

WILLIAM PALMER II
Board Member

JAYSON WECHTER
Board Member

DAN LEUNG
Commission Secretary

February 14, 2024

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

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 Third Quarter Report
- Sheriff's Department Oversight Board Fourth Quarter Report.

The following person may be contacted regarding this matter:

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

Dan Leung
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

M E M O R A N D U M

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

FROM: Monique Crayton, Assistant Clerk, Government Audit and Oversight Committee, Board of Supervisors

DATE: March 6, 2024

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 February 27, 2024:

File No. 240157

Resolution accepting the Sheriff's Department Oversight Board's Third and Fourth Quarter Reports for the calendar year (CY) 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: monique.crayton@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

President, District 3
BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689
Tel. No. 554-7450
Fax No. 554-7454
TDD/TTY No. 544-6546

Aaron Peskin

PRESIDENTIAL ACTION

Date: March 20, 2024

To: Angela Calvillo, Clerk of the Board of Supervisors

Madam Clerk,
Pursuant to Board Rules, I am hereby:

☐ Waiving 30-Day Rule (Board Rule No. 3.23)

File No. _____ _____ (Primary Sponsor)

Title.

_____

☐ Transferring (Board Rule No 3.3)

File No. _____ _____ (Primary Sponsor)

Title.

_____

From: _____ Committee

To: _____ Committee

☒ Assigning Temporary Committee Appointment (Board Rule No. 3.1)

Supervisor: Mandelman Replacing Supervisor: Stefani

For: 3/21/2024 (Date) Government Audit & Oversight (Committee) Meeting

Start Time: 10:00am End Time: 11:00am

Temporary Assignment: ◉ Partial ○ Full Meeting

_____

Aaron Peskin, President
Board of Supervisors