

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

October 14, 2016

The Honorable John K. Stewart
Presiding Judge
Superior Court of California, County of San Francisco
400 McAllister Street
San Francisco, CA 94102

Dear Judge Stewart:

The following is a status report on the 2015-2016 Civil Grand Jury Report (Report), "Auto Burglary in San Francisco."

The Board of Supervisors Government Audit and Oversight Committee conducted a public hearing on September 1, 2016, to discuss the findings and recommendations of the Civil Grand Jury and the departments' responses to the Report.


The following City departments submitted a response to the Civil Grand Jury (copies enclosed):

- City Attorney's Office, received July 29, 2016
- District Attorney's Office, received August 19, 2016
- Mayor's Office submitted a consolidated response for the Mayor's Office of Public Policy and Finance, Mayor's Office of Legislative and Government Affairs, Office of the City Administrator (respectively the Office of Civic Engagement and Immigrant Affairs), Planning Department, Police Department, Public Works, and the Department of Technology, received on August 19, 2016

The Report was heard in Committee, and Resolution No. 389-16 was prepared for the Board of Supervisors' approval that formally accepted or rejected the findings and recommendations. The Board of Supervisors provided the required response on September 13, 2016 (copy enclosed).

If you have any questions, please contact Erica Major at (415) 554-4441.

Sincerely,


Angela Calvillo
Clerk of the Board

c: Members, Board of Supervisors
Honorable John K. Stewart, Presiding Judge
Kathie Lowry, 2016-2017 San Francisco Civil Grand Jury
Kitsaun King, 2016-2017 San Francisco Civil Grand Jury
Jay Cunningham, 2015-2016 San Francisco Civil Grand Jury
Alison Scott, 2015-2016 San Francisco Civil Grand Jury
Kate Howard, Mayor's Office
Kelly Kirkpatrick, Mayor's Office
Nicole Elliott, Mayor's Office
Ben Rosenfield, Office of the Controller
Todd Rydstrom, Office of the Controller
Asja Steeves, Office of the Controller
Jon Givner, City Attorney's Office
Toney D. Chaplin, Police Department
Christine Fountain, Police Department
Mohammed Nuru, Public Works
Frank Lee, Public Works
John Rahaim, Planning Department
AnMarie Rodgers, Planning Department
Adrienne Pon, Office of Civic Engagement and Immigrant Affairs
Melissa Chan, Office of Civic Engagement and Immigrant Affairs
Miguel Gamino, Department of Technology
David German, Department of Technology
Severin Campbell, Budget and Legislative Analyst
Debra Newman, Budget and Legislative Analyst
Jadie Wasilco, Budget and Legislative Analyst



City and County of San Francisco

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

Certified Copy

Resolution

160612

[Board Response - Civil Grand Jury - Auto Burglary in San Francisco]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2015-2016 Civil Grand Jury Report, entitled "Auto Burglary in San Francisco," and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

9/13/2016 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

9/22/2016 Mayor - APPROVED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Resolution is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

October 12, 2016

Date

Angela Calvillo
Clerk of the Board

1 [Board Response - Civil Grand Jury - Auto Burglary in San Francisco]

2

3 **Resolution responding to the Presiding Judge of the Superior Court on the findings**
4 **and recommendations contained in the 2015-2016 Civil Grand Jury Report, entitled**
5 **“Auto Burglary in San Francisco;” and urging the Mayor to cause the implementation**
6 **of accepted findings and recommendations through his/her department heads and**
7 **through the development of the annual budget.**

8

9 WHEREAS, Under California Penal Code, Section 933 et seq., the Board of
10 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
11 Court on the findings and recommendations contained in Civil Grand Jury Reports; and

12 WHEREAS, In accordance with California Penal Code, Section 933.05(c), if a finding or
13 recommendation of the Civil Grand Jury addresses budgetary or personnel matters of a
14 county agency or a department headed by an elected officer, the agency or department head
15 and the Board of Supervisors shall respond if requested by the Civil Grand Jury, but the
16 response of the Board of Supervisors shall address only budgetary or personnel matters over
17 which it has some decision making authority; and

18 WHEREAS, Under San Francisco Administrative Code, Section 2.10(a), the Board of
19 Supervisors must conduct a public hearing by a committee to consider a final report of the
20 findings and recommendations submitted, and notify the current foreperson and immediate
21 past foreperson of the civil grand jury when such hearing is scheduled; and

22 WHEREAS, In accordance with San Francisco Administrative Code, Section 2.10(b),
23 the Controller must report to the Board of Supervisors on the implementation of
24 recommendations that pertain to fiscal matters that were considered at a public hearing held
25 by a Board of Supervisors Committee; and

1 WHEREAS, The 2015-2016 Civil Grand Jury Report, entitled "Auto Burglary in San
2 Francisco" (Report) is on file with the Clerk of the Board of Supervisors in File No. 160612,
3 which is hereby declared to be a part of this Resolution as if set forth fully herein; and

4 WHEREAS, The Civil Grand Jury has requested that the Board of Supervisors respond
5 to Finding Nos. F.A.1, F.C.1 and F.F.1, as well as, Recommendation Nos. R.A.1, R.C.1,
6 R.D.5, R.E.3.d and R.F.1 contained in the subject Report; and

7 WHEREAS, Finding No. F.A.1 states: "While the San Francisco Police Department
8 (SFPD) command staff has steadily added qualified officers to a new centralized unit, known
9 as the Patrol Bureau Task Force, the unit will not be fully effective until it is outfitted with
10 appropriate vehicles (vehicles not easily identified as City-owned cars) for surveillance;" and

11 WHEREAS, Finding No. F.C.1 states: "Complicated cases involving prolific auto
12 burglars are specially handled by three different units: the reviewing Assistant District Attorney
13 (ADA) of auto crimes, the Gang Unit, and the Crime Strategies Unit. Each unit's unique
14 perspective may impede the pooling of information needed to develop best practices for
15 prosecuting organized criminals;" and

16 WHEREAS, Finding No. F.F.1 states: "Visitors/tourists, often targeted for crime, have
17 unique needs that can often be foreseen and prepared for by victims' services organizations;"
18 and

19 WHEREAS, Recommendation No. R.A.1 states: "Ensure the Patrol Bureau Task Force
20 (PBTF) has adequate resources, including investigators, a dedicated crime analyst, and
21 necessary vehicles, equipment, and technology to expand surveillance and apprehension;"
22 and

23 WHEREAS, Recommendation No. R.C.1 states: "Establish a serial crimes unit as a
24 counterpart to the SFPD's Patrol Unit Task Force and its future serial crimes unit (R.A.5.). The
25

1 unit's mission would be to prosecute cross-district, serial property crimes by organized career
2 criminals;" and

3 WHEREAS, Recommendation No. R.D.5 states: "Require the District Attorney to
4 present to the Government Audit and Oversight (GAO) Committee the comparative analysis
5 (R.D.4) and annual report (R.C.3.) of the crime strategies unit, including significant findings
6 and recommendations;" and

7 WHEREAS, Recommendation No. R.E.3.d states: "Support funding to expand the
8 Community Ambassador's Program;" and

9 WHEREAS, Recommendation No. R.F.1 states: "Use the customary legislative process
10 to review, vet, refine and vote to approve a resolution for a visitor and tourist protection and
11 assistance program;" and

12 WHEREAS, In accordance with California Penal Code, Section 933.05(c), the Board of
13 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
14 Court on Finding Nos. F.A.1, F.C.1 and F.F.1, as well as, Recommendation Nos. R.A.1,
15 R.C.1, R.D.5, R.E.3.d and R.F.1 contained in the Report; now, therefore, be it

16 RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the
17 Superior Court that they agree with Finding No. F.A.1 for the reasons as stated in the Mayor's
18 response to the Civil Grand Jury; and, be it

19 FURTHER RESOLVED, That the Board of Supervisors reports that they disagree
20 partially with Finding No. F.C.1 for reasons as follows: Units that review cases are in frequent
21 communication. Moreover, the unique perspectives of the reviewing Assistant District Attorney
22 of auto crimes, the gang unit and crime strategies unit improve collaboration of pooling
23 information to develop best practices for prosecuting organized criminals; and, be it

24 FURTHER RESOLVED, That the Board of Supervisors reports that they agree with
25 Finding No. F.F.1; and, be it

1 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
2 No. R.A.1 has been implemented for reasons as follows: SFPD evaluates staffing levels of all
3 divisions within the department as part of its budget development process each year. Staffing
4 evaluation includes additional staffing and investigators to PBTF. SFPD has met with vendors
5 and is evaluating additional equipment and technology to enhance the operations of PBTF
6 that could be requested in connection with future budget requests. SFPD plans to allocate
7 crime analysts to the investigations division which includes PBTF in the next three months;
8 and, be it

9 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
10 No. R.C.1 has been implemented and will be further expanded for reasons as follows: In the
11 summer of 2015 the crime strategies unit initiated the security camera interactive map project;
12 and, be it

13 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
14 No. R.D.5 has been and will continue to be implemented as evidence of the comprehensive
15 presentation of the District Attorney's Office at the September 1, 2016, Government Audit and
16 Oversight Committee; and, be it

17 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
18 No. R.E.3.d has been implemented for reasons as follows: Relative to Community Benefit
19 Districts this recommendation has been and will continue to be implemented and expanded;
20 and, be it

21 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
22 No. R.F.1 will not be implemented for reasons as follows: It is not necessary to use the
23 legislative process necessarily to accomplish these goals for a tourist protection and
24 assistance program; and, be it
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

FURTHER RESOLVED, That the Board of Supervisors urges the Mayor to cause the implementation of the accepted findings and recommendations through his/her department heads and through the development of the annual budget.