

# SAN FRANCISCO FIRE COMMISSION

## FIRE COMMISSION SPECIAL MEETING

May 31, 2023 – 9:30 AM

698 Second Street, First Floor, San Francisco, CA 94107

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### AGENDA

This meeting will be held in person at the location listed above. Members of the public may attend the meeting to observe and provide public comment at the physical meeting location listed above or by calling in to the number below. Instructions for providing remote public comment by phone are below.

#### PUBLIC COMMENT CALL-IN:

1-415-655-0001/Access Code: 2596 679 1442

Ensure you are in a quiet location.

Speak clearly and turn off background sounds (television, phones, radios)

Wait for the item you would like to address to be called. When prompted, press \*3 to be added to the queue. The system will notify you when you are in line. Callers will hear silence when waiting for your turn to speak. Operator will unmute. When prompted, callers will have the standard three minutes to provide comment.

#### *Item No.*

#### 1. ROLL CALL

President	Stephen A. Nakajo
Commissioner	Katherine Feinstein
Commissioner	Marcy Fraser

#### 2. CASE NO. 2023-03: HEARING AND DELIBERATIONS ON VERIFIED COMPLAINT FILED WITH THE COMMISSION BY CHIEF OF DEPARTMENT *[Discussion and possible action]*

On February 16, 2023, Chief of Department Jeanine Nicholson filed a Verified Complaint with the Commission recommending termination for the following violations:

Section 1503 – Accidents:

Section 1504 – Other Duties

Section 3905 – Familiarity with the Rules:

Section 3907 – Safety Rules

Section 3909 – False Reports:

Section 3921 – Inattention to Duty:

Section 3922 – Inaptitude for Duty/Incompetence

Section 3923 – Acts Detrimental to the Welfare of The Department:

Section 3924 – Disobedience:

Section 3925 – Insubordination:

Section 3939 – Loss or Damage of Tools and/or Equipment  
Section 4003 – Duty to Report Breach of Duty or Misconduct  
Section 4004 – Investigation Process:  
San Francisco Fire Department Accident Policy  
San Francisco Fire Department Vehicle Operations Manual, Section 5.9: Backing  
San Francisco Fire Department Airport Division Accident Reduction Policy

This case may be heard in Closed Session pursuant to Government Code Section 54957(b) and San Francisco Administrative Code Section 67.10(b).

**A. Public Comment on Special Meeting Agenda Item; Possible Closed Session**

Members of the public may comment on all matters pertaining to Agenda Item 2 and whether to consider the matter in closed session. [Government Code §54954.3(a), Administrative Code §67.15(b)]

**B. Votes on Closed Session**

1. Whether to hold the hearing on the verified complaint in closed session [Action]
2. Whether to conduct deliberations in closed session [Action]

**C. Hearing and Deliberations**

1. Hearing on verified complaint (in open or closed session, per the Commission's vote)
2. Deliberations and possible action on charges (in open or closed session, per the Commission's vote) [Discussion and Possible Action]

**D. If Closed Session is held, reconvene in Open Session**

1. Report on any action taken in Closed Session as specified in California Government Code Section 54957.1(a)(5) and San Francisco Administrative Code section 67.12(b)(4).
2. Vote to elect whether to disclose any or all discussions held in Closed Session, as specified in San Francisco Administrative Code Section 67.12(a). [*Action Item*]

**3. ADJOURNMENT**

**SAN FRANCISCO FIRE COMMISSION**  
**NOTICE OF COMMISSION PROCEDURES**

**Commission Meeting Schedule and Location**

The Fire Commission will meet regularly on the 2<sup>nd</sup> and 4<sup>th</sup> Wednesday of each month at San Francisco City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. The second Wednesday in Room 416 at 9:00 a.m. and the fourth Wednesday in Room 400 at 5:00 p.m.

**Commission Office**

The Fire Commission Office is located at 698 Second Street, Room 220, San Francisco, CA 94107. The Fire Commission telephone number is (415) 558-3451; the fax number is (415) 558-3413. The web address is <http://sf-fire.org/fire-commission-home>. Office hours are from 7:30 a.m. to 4:00 p.m., Monday through Friday.

**Language Access**

Per the Language Access Ordinance (Chapter 91 of the San Francisco Administrative Code), Chinese, Spanish and or Filipino (Tagalog) interpreters will be available upon requests. Meeting Minutes may be translated, if requested, after they have been adopted by the Commission. Assistance in additional languages may be honored whenever possible. To request assistance with these services please contact the Commission Secretary at (415) 558-3451, or [fire.commission@sfgov.org](mailto:fire.commission@sfgov.org) at least 48 hours in advance of the hearing. Late requests will be honored if possible.

**Information on Disability Access**

The hearing rooms in City Hall are wheelchair accessible. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: #42 Downtown Loop, and #71 Haight/Noriega and the F Line to Market and Van Ness and the Metro Stations at Van Ness and Market and at Civic Center. For information about MUNI accessible services call (415) 923-6142. There is accessible curbside parking adjacent to City Hall on Grove Street and Van Ness Avenue and in the vicinity of the Veterans Building at 401 Van Ness Avenue adjacent to Davies Hall and the War Memorial Complex. For more information about MUNI accessible services, call (415) 701-4485.

To obtain a disability-related modification or accommodation, including auxiliary aids or services, to participate in the meeting, please contact the Commission Secretary at least two business days before the meeting at (415) 558-3451 to make arrangements. Late requests will be honored, if possible.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings

are reminded that other attendees may be sensitive to various chemical-based products. Please help the City to accommodate these individuals.

### **Policy on use of Cell Phones, Pagers and Similar Sound-Producing Electronic Devices at and During Public Meetings**

The ringing and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at Fire Commission meetings. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic device.

### **Documents for Public Inspection**

Documents referred to in this agenda, if not otherwise exempt from disclosure, are available for public inspection and copying at the Fire Commission Office. If any materials related to an item on this agenda are distributed to the Fire Commission after distribution of the agenda packet, those materials, if not otherwise exempt from disclosure, are also available for public inspection at the Fire Commission Office, 698 Second Street, room 220, San Francisco, during normal office hours.

### **Know Your Rights under the Sunshine Ordinance**

(Chapter 67 of the San Francisco Administrative Code)

Government's duty is to serve the public, reaching its decisions 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 more information on your rights under the sunshine ordinance or to report a violation of the ordinance, contact the sunshine ordinance task force. You may contact the Sunshine Ordinance Task Force Administrator, as follows: Sunshine Ordinance Task Force, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102-4689, Phone: (415) 554-7724, Fax: (415) 554-5784, E-mail: [soft@sfgov.org](mailto:soft@sfgov.org). Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's Web site at <http://www.sfgov.org>.

### **San Francisco Lobbyist Ordinance**

Individuals and entities that influence or attempt to influence local policy or administrative action may be required by the San Francisco Lobbyist Ordinance (San Francisco Campaign and Governmental Conduct Code sections 2.100 – 2.160) to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102, telephone (415) 581-2300, fax (415) 581-2317 and Web site: <http://www.sfgov.org/ethics/>.