

MINUTES FROM THE FIRE COMMISSION SPECIAL MEETING
November 13, 2023 – 9:30 a.m.
698 Second Street, Room 102, San Francisco, CA 94107

Item No.

1. ROLL CALL

President	Stephen A. Nakajo
Vice President	Arnie Morgan
Commissioner	Marcy Fraser
Commission	Paula Collins

Also Present was Deputy City Attorney Kate Kimberlin, Deputy City Attorney Carlos Almendarez, Chief Nicholson, Member and Court Reporter Kayla Knowles

2. CASE NO. 2023-05: HEARING AND DELIBERATIONS ON VERIFIED COMPLAINT FILED WITH THE COMMISSION BY CHIEF OF DEPARTMENT
[Discussion and possible action]

On October 2, 2023, Chief of Department Jeanine Nicholson filed a Verified Complaint with the Commission recommending termination for the following violations:

1. SFFD Vehicle Operations Manual, Section 1, pg. 1.1
Members in the following ranks are required to maintain (at a minimum) a Class ‘C’ driver’s license with Firefighter Endorsement: H-2 Firefighter.”
2. MOU between CCSF & Local 798 Section 41, Subsection 41.1
“All regularly assigned members of Engine, Truck Companies, Rescue and Service Squads, and EMS Field Units shall be required to possess, at a minimum, a “Restricted Class C” driver’s license with “Restriction 50” and carry a DL88, Firefighter Endorsement Card, signed by the ADC of Training.”
3. Employee Handbook – City & Conty of San Francisco, License to Drive, pg. 9
“If your job duties require you to drive, you must have the appropriate licenses and maintain insurability under your department’s automobile liability insurance 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 54957(b), Administrative Code §67.15(b)]

There was no public comment.

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]

President Nakajo Moved to proceed into closed session. Vice President Morgan Seconded. The motion was unanimous.

C. Hearing and Deliberations

1. Hearing on verified complaint (in open or closed session, per the Commission's vote)

Convened hearing in Closed Session at 9:47 a.m.

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

Deliberations started at 10:35 a.m.

Also Present in Deliberations was Deputy City Attorney Kate Kimberlin and Commission Secretary Conefrey

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

Reconvened in Open Session at 10:41.

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).

By a vote of 3-0, the Commission voted to uphold the Chief's recommendation of Termination. (Ayes: Nakajo, Morgan, Fraser.)

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**]

Vice President Moved to no disclosure. President Nakajo Seconded. The motion was unanimous.

3. **ADJOURNMENT** President Nakajo Adjourned the meeting at 10:45.