

SAN FRANCISCO FIRE COMMISSION

Minutes of Fire Commission Special Meeting

March 22, 2017 – 4:00 PM

City Hall, 1 Dr. Carlton B. Goodlett Place, Room 400 ■ San Francisco ■ California ■ 94102

President Cleaveland called the meeting to order at 4:02 PM.

Item No.

1. ROLL CALL

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| President | Ken Cleaveland |
| Vice President | Stephen A. Nakajo |
| Commissioner | Michael Hardeman |
| Commissioner | Francee Covington |

Also Present:

Brad Russi, Deputy City Attorney, Government Team – Counsel to the Commission
Maureen Conefrey, Commission Secretary

2. CASE NO. 2016-03: CONTINUATION OF MARCH 16, 2017 CLOSED SESSION DELIBERATIONS ON EMPLOYEE DISCIPLINE CONCERNING VERIFIED COMPLAINT FILED BY CHIEF OF DEPARTMENT AGAINST MEMBER, DATED SEPTEMBER 20, 2016, FOR VIOLATIONS AS FOLLOWS:

- Section 2004 – Restricted Passengers
- Section 3905 – Familiarity with the Rules
- Section 3907 – Safety Rules
- Section 3909 – False Reports
- Section 3919 – Proper Behavior
- Section 3921 – Inattention to Duty
- Section 3923 – Acts Detrimental to Welfare of Department
- Section 3941 – Use of Vehicles

This case may be heard in Closed Session pursuant to Government Code Section 54957(b) and 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 No. 2, and whether to consider the matter in Closed Session. [Government Code § 54954.3(a), Administrative Code § 67.15(b)]

President Cleaveland called for public comment. No member of the public came forward and President Cleaveland closed public comment.

B. Vote on whether to continue hearing in closed session [Action]

Commissioner Hardeman made a motion to conduct deliberations in Closed Session. Commissioner Covington seconded, and the motion was unanimously approved. (4-0; Cleaveland, Nakajo, Hardeman, Covington)

The Commission went into closed session at 4:30 p.m.

C. Deliberations

1. Deliberations and possible action on charges (in open or closed session, per the Commission's decision) [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 Government Code Section 54957.1(a)(5) and Administrative Code Section 67.12(b)(4).

The Commission reconvened in Open Session to report action taken at 4:49 p.m.

Member pled guilty to the charges of violating San Francisco Fire Department Rules and Regulations Section 2004- Restricted Passengers; Section 3905 – Familiarity with the Rules; Section 3919 – Proper Behavior; Section 3921 – Inattention to Duty; Section 3923 – Acts Detrimental to Welfare of Department; and Section 3941 – Use of Vehicles. Member pled not guilty to Section 3909 – False Reports, Section 3907 – Safety Rules and the component in Section 3923 that references False Reports.

Vice President Nakajo made a motion to find member guilty of all charges listed above. Commissioner Covington seconded. The motion was unanimously approved. (4-0; Cleveland, Nakajo, Hardeman, Covington)

Vice President Nakajo made a motion to uphold the Chief's recommendation of termination. Commissioner Covington seconded. The motion passed with a vote of 3-1. (Ayes: Cleveland, Nakajo, Covington; No: Hardeman).

2. Vote to elect whether to disclose any or all discussions held in Closed Session, as specified in Administrative Code Section 67.12(a). [Action]

Vice President Nakajo made a motion not to disclose discussion held in Closed Session. Commissioner Covington seconded, and the motion was unanimously approved. (4-0; Cleveland, Nakajo, Hardeman, Covington,)

3. ADJOURNMENT

President Cleveland adjourned the meeting at 4:50 p.m.