

SFAPOA

Company E – Northern Police Station Community Room
October 1, 2008 – 1300 Hrs.

AGENDA

-Call to Order by President David Tambara at 1300 hrs.

-Roll call: Dave Tambara, Dave Kamita, Al Wong, Henry Seto, Angel Poon, Brian Ogawa, Randy Ly, Paul Yep, Dominic Yin, Keith Sanford, Wayne Sato, guest: Rita Ng (NCAPOA) Members excused: Al Lum, Karl Ma, Ralph Kugler, Darlene Hong, David On, Jason Hui, Lloyd Lew and Rod Chin.

-Approval of Minutes: September 2008 by Dave Kamita

-Treasurer's report as of September 30, 2008: Savings: \$31,072.89 (1 year certificate), \$30,434.50 (1 year certificate), \$30,954.13 (1 year certificate) Checking account: \$18,920.31 Scholarship: TBD, Golf Tournament Funding: TBD .

-Report from SFAPOA Finance Committee:

Old Business

"Sansei Live" is looking for volunteers for their annual scheduled event for Saturday, October 18 2008. Volunteer hours are from 6:00 to 11:00 p.m. Contact Lloyd Lew at 553-9786 or Al Wong at 553-9664.

Updates: Al Wong, Dave Kamita, Randy Ly, Lloyd Lew, Lou Espinda and Keith Sanford will volunteer for the "Sansei Live" event.

Additionally, member Lloyd Lew requested via memo that the Association contribute \$500 towards this event. Dave Kamita addressed members and documents submitted to Finance Committee advisor Henry Seto for discussion and recommendation with his group.

Update/Recommendation from Finance Committee:

-"Sansei Live" request: Henry will contact committee members and review the request.

-2009 International Conference on Asian Organized Crime and Terrorism is holding their annual conference from March 22-27 2009 in Honolulu, HI. Additional details and information at www.ioacis.com

- Next year's NAPOA conference will be held in Las Vegas, August 10 – 14, 2009, Details to follow in the near future.

Updates: Members of SFAPOA (Dave Tambara, Brian Ogawa, Paul Yep, Rod Chin and Al Wong meet with NAPOA President Regan Fong on Wednesday, September 17, 2008. Discussions regarding the upcoming 2009 Las Vegas Training Conference, local Association participation (SFAPOA and NCAPOA), future Training Conference sites and topics of interest were the issues brought forward. Additionally, Regan asked that members who are interested in participating in conference committees contact Dave Tambara or Paul Yep for additional information and future local meetings.

Additionally, Brian Ogawa will facilitate and coordinate the regional chapter heads who will be meeting in San Francisco (hotels, meeting location and meals) during the week of November 8-9, 2008. Topics of discussion to be discussed by Regan Fong and the different Association Presidents will include plans for the upcoming Las Vegas Training Conference 2009 and the future of the National organization (NAPOA)

Harry Hu (retired Oakland PD) and his committee members continue to be active with their local Asian political action committee bringing various issues common in the Asian law enforcement community to our representatives in local government.

-www.SFAPOA.org website is up. Association newsletters, meeting minutes, special events and other information will be posted on this site. Paper distribution of this material is being phased out as a cost and labor benefit for the Association. Items of interest and other materials for publication may be sent to the Executive Board for consideration.

-SFAPOA has acquired a month to month storage rental (beginning March 2008) with 'Public Storage, Inc" 2090 Evans Avenue in San Francisco. The locked storage area (3' x 5') will allow us to safely store Association documents and materials and other supplies. Members who have in the past volunteered to store Association related material and supplies are requested to call Al Wong, (415) 553-9664 or Angel Poon, (415) 734-3220) to arrange for pickup of these items.

Updates: Per Henry Seto, storage fees have been paid till the end of 2008. Dave Kamita, Angel Poon and Al Wong returned Association plaques and 2008 statuettes to storage. Angel and Al will coordinate with Paul Yep the review of items in our Association inventory. Dave Kamita, Henry Seto and Paul Yep have items that will be returned to storage. T-shirts and Association pins have been distributed to new members who have joined in the last 1 ½ years. We currently have 233 SFAPOA members!

New Business

-Mr. Phil Ting, S.F. City Assessor-Recorder addressed our Association and asked that we continue to work together, to build bridges for our community. He asked the Association to consider supporting the Jr. ROTC program in San Francisco. Ting stated that Asian law enforcement officers offer a positive role model to our community, many possessing bilingual skills that assist the Asian community in many ways. There is much appreciation for various projects and community events that we participate in (Self-help for the Elderly, etc) Ting may be reached directly at (415) 554-4999 or www.Phil.Ting@SFGOV.org.

-President's message: Subject: Philippine Exchange Training Program, 2008 Benefit Dinner was held on Friday, August 15, 2008 at the Far East Restaurant. This was a joint sponsored event by the SFAPOA and members of PET. Members Dave Tambara, Al Wong, Angel Poon, Paul Yep and Wally Gin represented the SFAPOA. In addition, many other SFAPOA members belonging to both groups were in attendance. The evening began with the Pledge of Allegiance followed by the Philippine National Anthem. Master of Ceremony Eric Quema (SFPD-SFAPOA) and Francis Dinglauson (Channel 7) guided many of the presentations which included traditional Pilipino Folk Dancing and a professional close-contact weapon demonstration of various self-defense tactics involving stick and edged weapons. Money raised at this event will be used to supplement various training seminars which our officers participate in at their own expense. Seto stated that approximately \$4k was raised at this dinner and will be used to offset costs associated with training seminars.

-Scholarship Dinner debrief and highlights: Per Chairperson Angel Poon. The SFAPOA Annual Scholarship Dinner was held on Friday, September 5th at the Far East Restaurant.

- SFAPOA Scholarship Dinner updates:
- 29 tables sold or sponsored.
- Over 290 members and guest attended.
- Master of Ceremony Alan Wang (Channel 7) and Mistress of Ceremony Dr. Diana Wong did an outstanding job of introducing our guests.
- SFPD Lyon Dance team lead by member Karl Ma started the evening festivities with an awe inspiring drum and cymbal timed background beat.
- Honored in their recent promotions Lt. Richard Pate and Lt. Jones Wong.
- Both were honored with a City and County Mayor's Proclamation and Honors from City Supervisor Carmen Chu.
- SFPD Glenn Sylvester won the top raffle prize: 42" flat screen T.V.
- 2009-2010 Executive Board members sworn in by Judge Roy Hashimoto, Congratulations to Paul Yep, Dave On, Daryl Fong and Henry Seto
- The following individuals received SFAPOA scholarships: Briana Wing, Sabrina Fong, Lauren Chu, Cassandra Wu and Katherine Hofmann.
- Mr. Edmond Chu matched the SFAPOA Scholarship Funds for these individuals.
- Raffle tickets brought in \$3200

- Hosted cocktails and beverage tip jar brought in \$219
- A special thank you to all our members who volunteered their time and efforts to make this event a success! A special “thank you” dinner is being planned in the near future for our volunteers.
- Chairperson Angel Poon was honored for her dedication and efforts to our annual event.

*2008 Scholarship Dinner, itemized expenses posted at the end of these minutes.

SFPD Promotional News

*Civil Service meeting minutes, September 22, 2008 is posted at the end of these minutes. From the September 29, 2008 Civil Service meeting: **a possible decision/resolution announcement in approximately two weeks.**

NCAPOA Pistol Match

The Northern California Asian Peace Officer Association (NCAPOA) Annual Pistol Match was held on Saturday, September 13, 2008 at the SFPD Lake Merced Range. Representing the SFAPOA, Dave Tambara, Al Wong, Alfred Wong and Lloyd Lew. The NCAPOA also hosted a BBQ Luncheon for this event.

Update: At our October 1st meeting, NCAPOA member Rita Ng presented a huge edible and decorative fruit basket to our Association as thanks for our volunteer efforts in assisting them during their event. These goodies were enjoyed during our lunch meeting.

NCAPOA Scholarship Dinner

The Northern California Asian Peace Officers Association cordially invites you to their 34th Annual Scholarship Awards Luau “Celebrating over 34 years” The event will be held on Saturday, November 1, 2008 at the Oakland Asian Cultural Center, 388 9th Street, 2nd floor in Oakland. Cost is \$45.00/person. Please inquire regarding sponsored tables. Networking starts at 5:30pm.

Please RSVP by October 25, 2008 to: Rod Chin at Rod.M.Chin@sfgov.org. Mail checks to “The Northern California Asian, POA PO Box 489, San Bruno, CA 94066. (On your check please include the number of people attending)

***Association members interested in attending (NCAPOA) this event, please contact Al Wong at (415) 553-9664.** (Budget: 10 members, Al Wong, Paul Yep, Angel Poon, Dominic Yin and Brian Ogawa)

-Officer’s for Justice Annual Scholarship and 40th Anniversary dinner will be held at the Marriot Hotel, 55 4th street in San Francisco on October 11, 2008. A \$125

donation per person is being requested. Cocktails and a Silent auction begins at 5:30 p.m. Dinner at 7:00 p.m. RSVP by September 28, 2008. Additional information: (415) 822-2225.

***Association members interested in attending (OFJ Annual Dinner) this event, please contact Al Wong at (415) 553-9664.** (Budget: 5 members, Paul Yep, Randy Ly, Dominic Yin and Brian Ogawa)

-SFAPOA Website fees (DreamHost Web Hosting) are due at this time. Jason Hui advised that the fees for our domain name is \$50. This fee amount would reserve our name www.sfapoa.org for a period of five years.

Discussion: Approval of Jason Hui's request. Authorization to use his personal credit card for payment and our Association will reimburse him.

-Bay Area Law Enforcement Assistance Fund (www.BALEAF.org) is holding a fundraiser raffle on Friday, October 17, 2008 at the SFPOA Building, 800 Bryant Street. Raffle tickets are \$20. The top raffle prize is a trip to Hawaii! Tickets may be purchased from Dave Tambara or by calling (415) 861-5060. All proceeds go to BALEAF.

***Association members interested in attending (BALEAF) this event, please contact Al Wong at (415) 553-9664.** (Budget: 10 members, Dominic Yin and Brian Ogawa)

Meeting adjourned at: 1345 hrs.

Special thanks to our host member Wayne Sato and members of Company E.

****Our next monthly meeting of the SFAPOA will be held on Wednesday.**

November 5, 2008, 1:00 pm at Richmond Police Station.

Respectfully submitted,

Al Wong

Secretary, SFAPOA

2008 SCHOLARSHIP

& PROMOTIONAL DINNER

ALL OTHER DONATIONS	\$6,555	SEE BELOW FOR BREAKDOWN
BAR TIP JAR	\$219	
MEMBER TICKETS	\$175	
RAFFLE	\$3,296	
SPONSOR SALES	\$11,830	SEE BELOW FOR BREAKDOWN
42 INCH TV	\$767.74	
ALCOHOL	\$735	
CASH BOX	\$44.37	
ENTERTAINMENT-DJ	\$600	
PLAQUE ENGRAVING	\$510.00	
RAFFLE TICKETS	\$8.11	
COST OF DINNER	\$7,600	

BREAKDOWN

SPONSOR SALES:

ASIAN ADVISORY COMMITTEE ON CRIME	CHECK \$325	PAID AT DOOR
CAAGE	CHECK \$300 + \$25 CASH	PAID AT DOOR
CAPTAIN JOHN GOLDBERG	CHECK \$65	PAID AT DOOR
CHIEF HEATHER FONG	CHECK \$650	PAID AT DOOR
CHINESE AMERICAN DEMOCRATIC CLUB	CHECK \$130	PAID AT DOOR
DIMPLES	CHECK \$650	PAID IN ADVANCE
DRAGON LOUNGE	CHECK \$650	PAID IN ADVANCE
EDWIN STEPHENS-THE STEPHENS GROUP	CASH \$65	PAID AT DOOR
FINE FACETS	CHECK \$650	PAID IN ADVANCE
GROVER FAN	CHECK \$650	PAID AT DOOR
HAPPY SHABU SHABU	CHECK \$650	PAID AT DOOR
HO WO BENEVOLENT ASSOCIATION	CHECK \$130	PAID IN ADVANCE
KIMOCHI INC	CASH \$260 + CHECK \$65	PAID AT DOOR
LPOA	CHECK \$650	PAID IN ADVANCE
LT. TOM SAWYER	CHECK \$650	PAID IN ADVANCE
MAN SUNG COMPANY	CHECK \$650	PAID AT DOOR
NAMSIC CHANG	CHECK \$650	PAID AT DOOR
NCAPOA	CHECK \$325	PAID AT DOOR
OAPOA	CHECK \$325	PAID AT DOOR
OFJ	CHECK \$650	PAID IN ADVANCE
R&G LOUNGE	CHECK \$650	PAID IN ADVANCE
REGAN FONG-NAPOA	CHECK \$65	PAID AT DOOR
SECURTIY INTELLIGENCE SPECIALIST	CHECK \$650	PAID IN ADVANCE
SFPOA	CHECK \$650	PAID IN ADVANCE
THE SUNSET	CHECK \$650	PAID IN ADVANCE
TOTAL:	\$11,830	

ALL OTHER DONATIONS:

COMMANDER SYLVIA HARPER	\$130	GIVEN AT DOOR
EDMOND CHANG-NEW FACE	\$300	GIVEN AT DOOR
EDMOND CHU	\$4,000	GIVEN IN ADVANCE
INTER WORLD TRADING CO. INC	\$100	GIVEN IN ADVANCE
JCCCNC	\$300	GIVEN IN ADVANCE
LEE ON DONG BENEVOLENT ASSOCIATION	\$250	GIVEN IN ADVANCE
MARSHALL WONG	\$1,000	GIVEN IN ADVANCE
NELSON LUM	\$25	GIVEN AT DOOR
OMI CULTURAL PARTICIPATION PROJECT	\$100	GIVEN IN ADVANCE
SF SHERIFF'S DEPUTY ASSOCIATION	\$300	GIVEN AT DOOR
TOM & MARILYN MULKEEN	\$50	GIVEN IN ADVANCE
TOTAL:	\$6,555	

Minutes of Special Meeting

Monday, September 22, 2008

1:00 p.m.

I.	The Special Meeting was called to order at 1:10 p.m.	
	Present:	President Donald A. Casper
		Vice President Morgan R. Gorrano
		Commissioner Yu-Yee Wu Sheridan
	Not Present:	Commissioner Mary Y. Jung (Notified absence)
		Commissioner E. Dennis Normandy (Notified absence)
	President Donald A. Casper presided.	
II.	Public Comment on all matters appearing on the Special Meeting Agenda Session.	
	None.	
III.	Follow-Up Hearing of Appeals From Q-35 Assistant Inspector Eligibles on List ID 21055, Challenging Classification Decision Relating to Q-50 Sergeant Appointments and Assignments Made in August 2007 and Failure to Appoint Appellants to Q-35 Assistant Inspector. (File No. 0268-08-1) Discussion and Possible Action	
	Speakers:	Juanita Stockwell, Appellant
		Robert Ford, Appellant
		Peter Busalacchi, Appellant

		Rolando Canales, Appellant
		Diane McKeivitt, Appellant
		Anthony Johnson, Appellant
		Bartholomew Johnson, Appellant
		George Fogarty, Appellant
		Guillermo Amigo, Appellant
		E.R. Balinton, Appellant
		Mary Godfrey, Appellant
		Richard Jue, Appellant
		Vincent Neeson, Appellant
		Sheila Jackson, Appellant
		Doreen Carroll, Appellant
		Silvia David, Appellant
		Robert Leung, Appellant
		Dan Gray, Appellant
		Michelle Rodriguez, Public Advocates
		John Affeldt, Public Advocates
		Alice Villagomez, Human Resources Director, SFPD
		Elizabeth Salveson, City Attorney's Office
		Bruce Topp, Department of Human Resources
		Deputy Chief Kevin Cashman, Field Operations Bureau-SFPD
		Terrye Ivy, Appellant
		Julian Hill, President, Officers for Justice
		Marion Jackson, Retired Inspector
		Deputy Chief Charles Keohane, Administration, SFPD
		Micki Callahan, Human Resources Director
		Jennifer Johnston, Department of Human Resources
		Nikolas Borthne, Appellant
	IV.	Vote on whether to assert the attorney – client privilege and hold closed session to confer with legal counsel pursuant to San Francisco Administrative Code Section 67.10 (d) (2) and California Government Code Section 54956.9 (b) – Conference with Legal Counsel – Anticipated Litigation. (ACTION ITEM)
	Action:	The Commission voted to conduct a closed session. (Vote of 3 to 0)
		Closed Session I started at 1:21 p.m. in City Hall, Room 400 and the following were present:
		President Donald A. Casper
		Vice President Morgan R. Gorrone
		Yu-Yee Wu Sheridan, Commissioner
		Anita Sanchez, Executive Officer, CSC
		Paul Zarefsky, Deputy City Attorney

Lizzette Henríquez, Civil Service Commission	
Closed Session I ended at 1:38 p.m.	
V.	Reconvened in open session at 1:39 p.m.
A)	Vote to elect whether to disclose any or all discussions held in closed session. (San Francisco Administrative Code Section 67.12(a). (ACTION ITEM)
Action:	The Commission voted not to disclose any and all discussions held in closed session. (Vote of 3 to 0)
Action:	1) The 1998 Q-35 Assistant Inspector Eligible List is still in effect. (Vote of 3 to 0)

<i>Statement of President Casper on his vote</i>	<p>In their written submissions to this Commission, the Department of Human Resources and the Police Department have argued that this Commission has no jurisdiction to interpret the October 26, 1998, Stipulation and Order regarding selection procedure for the 1998 Q-35 Assistant Inspector examination, which Stipulation and Order was entered by the Federal District Court in the Consent Decree litigation. No, we do not have jurisdiction to interpret the Court's order. However, the Civil Service Commission was a party to that litigation; the Civil Service Commission was the first named defendant. Consequently, the Civil Service Commission is of course bound by all orders of the Court entered in that litigation. While it is not within our jurisdiction to interpret the Court's order, we have the task of determining what are our responsibilities and duties under the Order. If the Order applies to us, we must take action in compliance with the Order.</p> <p>Now the Order affects the Q-35 list in several ways. The principal way in which the Order affects the Q-35 list is the list's duration. Its duration, as stated by the Court, is not without ambiguity. It can be read in several ways. One way is this: the Q-35 list shall remain in effect for four (4) years. However, if and when a new Q-35 list is adopted, whether before the expiration of four (4) years or after four (4) years, the Q-35 list expires. Well, that reading cannot be said to comport with the intentions of the parties. Under that reading, the City could have cut off the list after, let's say, the expiration of two (2) years by holding another Q-35 examination. That could not have been the intent of the parties at that time.</p>
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		In determining what the Commission’s duty is under the Order, we can and should look to the conduct of the parties following the entry of the Order. Under Sections 212.5 and 212.6 of the Civil Service Commission Rules, a discrete eligible list in the Police Department has a maximum duration of four (4) years. If the Q-35 list remained active beyond four (4) years, that could only have been because the Court Order entered on October 26, 1998, so provided. As brought out in today’s hearing, there is no civil service mechanism for extending a discrete eligible list in the Police Department beyond four (4) years, but the parties acted as though the list were still active. The parties so acted perhaps under a misapprehension of what Civil Service Rules allow. It really is unclear what the parties apprehensions where, but it is clear what the parties conduct was. And their conduct was to proceed as though the list were still active. Nothing has been presented to this Commission which justifies or explains the statement made in the Frequently-Asked-Questions handout the handout which was distributed when the Q-50 plan was rolled out – namely, that the Q-35 list would expire in November of 2006. That being the case, we must consider the Q-35 list as still an active list.
	VI.	Vote on whether to assert the attorney – client privilege and hold closed session to confer with legal counsel pursuant to San Francisco Administrative Code Section 67.10 (d) (2) and California Government Code Section 54956.9 (b) – Conference with Legal Counsel – Anticipated Litigation. (ACTION ITEM)
	Action:	The Commission voted to conduct a closed session. (Vote of 3 to 0)
	Closed Session II started at 4:18 p.m. in City Hall, Room 400 and the following were present:	
	President Donald A. Casper	
	Vice President Morgan R. Gorrano	
	Yu-Yee Wu Sheridan, Commissioner	
	Anita Sanchez, Executive Officer, CSC	
	Paul Zarefsky, Deputy City Attorney	
	Lizzette Henríquez, Civil Service Commission	
	Closed Session II ended at 5:17 p.m.	
	VII.	Reconvened in open session at 5:28 p.m.
	A)	Vote to elect whether to disclose any or all discussions held in

		closed session. (San Francisco Administrative Code Section 67.12(a). (ACTION ITEM)
	Action:	The Commission voted not to disclose any and all discussions held in closed session. (Vote of 3 to 0)
	Action:	<p>2a) First is: that the hearing of this matter be continued, and that at a further hearing the Commission address the issues of whether the assignments of the Q-50 Sergeants to work traditionally performed by Q-35 Assistant Inspectors and 0380 Inspectors as described in the class specifications for the latter two ranks were proper. Furthermore, that if the Commission formally finds that the assignments were improper under Civil Service Commission Rules, that the Commission examine and make a decision regarding the appropriate remedies.</p> <p>2b) Second is: that the Commission ask the Chief of Police, between the date of this hearing and the date of the next hearing on this matter, to refrain from further assigning Q-50 Sergeants to work traditionally performed by Q-35 Assistant Inspectors and 0380 Inspectors, as such work is described in the class specifications for the latter two ranks. (Vote of 3 to 0)</p>
IV.	Adjournment	
	6:36 p.m.	