



# City and County of San Francisco

## Meeting Minutes

### Public Safety and Neighborhood Services Committee

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

*Members: Rafael Mandelman, Catherine Stefani, Shamann Walton*

*Clerk: John Carroll (415) 554-4445*

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Thursday, September 24, 2020

10:00 AM

#### Regular Meeting

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**Present:** 3 - Rafael Mandelman, Catherine Stefani, and Shamann Walton

*The Public Safety and Neighborhood Services Committee met in regular session through videoconferencing, and provided public comment through teleconferencing, on Thursday, September 24, 2020, with Chair Rafael Mandelman presiding. Chair Mandelman called the meeting to order at 10:02 a.m.*

#### **Remote Access to Information and Participation**

*In accordance with Governor Newsom's Executive Order No. N-33-20 declaring a State of Emergency regarding the COVID-19 outbreak and Mayor London N. Breed's Proclamation declaring a Local Emergency issued on February 25, 2020, including the guidance for gatherings issued by the San Francisco Department of Public Health Officer, aggressive directives were issued to reduce the spread of COVID-19. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely (via Microsoft Teams) and will allow remote public comment via teleconference. Visit the SFGovTV website at ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings, or to watch meetings on demand.*

*Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at: <https://sfbos.org/remote-meeting-call>. Members of the public may participate by phone or may submit their comments by email to: [john.carroll@sfgov.org](mailto:john.carroll@sfgov.org); all comments received will be made a part of the official record. Regularly-scheduled Public Safety and Neighborhood Services Committee meetings begin at 10:00 a.m. on the second and fourth Thursdays of each month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.*

#### **ROLL CALL AND ANNOUNCEMENTS**

*On the call of the roll, Chair Mandelman, Vice Chair Stefani, and Member Walton were noted present.*

*A quorum was present.*

#### **AGENDA CHANGES**

*There were no agenda changes.*

## REGULAR AGENDA

### 200354 [Liquor License - 1401 Howard Street - Saint Joseph's Arts Foundation]

Hearing to consider that the issuance of a Type-99 on-sale general for special use liquor license to the Saint Joseph's Arts Foundation located at 1401 Howard Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

04/03/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

04/03/20; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

08/31/20; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval: recommend approval of the continuation of cafe/restaurant and changing the existing Office use to Nighttime Entertainment Use, contingent upon the completion of Building Permit No. 202008222374.

09/10/20; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following conditions:

- 1) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the most recently certified form ABC-253; and
- 2) No noise shall be audible at any nearby residences or consideration points.

*Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Samuel Ray, Nick Colla, and Sarah O'Rourke (Saint Joseph's Arts Foundation); presented information and answered questions raised throughout the discussion.*

*A determination that the public convenience or necessity would be served was recommended by the committee.*

**PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the issuance of a Type-99 on-sale general for special use liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

Resolution determining that the issuance of a Type-99 on-sale general for special use liquor license to the Saint Joseph's Arts Foundation located at 1401 Howard Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

**Chair Mandelman moved that this Resolution be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

**200490 [Liquor License Transfer - 1859 Market Street - Golden State Food & Liquor]**

Hearing to consider that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Golden State Food & Liquor, Inc., located at 1859 Market Street (District 8), will serve the public convenience or necessity of the City and County of San Francisco. (Clerk of the Board)

07/10/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

07/15/20; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

07/16/20; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval: Recommend approval for Golden Gate Food and Liquor Inc. for an Off Sale General ABC License 21 under Sec. 752. Continuation of an existing General Grocery use to provide alcohol sales for consumption off the premises that occupy less than 15% of the Occupied Floor Area of the establishment (including all areas devoted to the display and sale of alcoholic beverages) per Sec. 102.

09/17/20; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following condition:

- 1) Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 8:00 a.m. and 1:00 a.m. each day of the week;
- 2) The sale of distilled spirits in sizes smaller than 200 milliliters is strictly prohibited;
- 3) Beer, malt beverages, and wine coolers in containers of 16 ounces or less cannot be sold by single containers, but must be sold in manufacturer pre-packaged multi-unit quantities; and
- 4) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on ABC-253.

*Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Abe Shariff (Golden State Food & Liquor, Inc.); presented information and answered questions raised throughout the discussion.*

**Chair Mandelman moved that this Hearing be CONTINUED to the Public Safety and Neighborhood Services Committee meeting of October 8, 2020. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

**200808 [Liquor License Transfer - 1351 Grant Avenue - Sotto Casa]**

Hearing to consider that the transfer of a Type-20 off-sale beer and wine liquor license to Sopra Casa, LLC, doing business as Sotto Casa, located at 1351 Grant Avenue (District 3), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

07/24/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

07/27/20; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

08/11/20; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval: Recommend approval retail sales and service uses permitted per PC Section 722. Type-20 is permitted in an existing specialty grocery approved under BPA 201907024965 in accordance with PC Section 780.3. Less than 15% of the Occupied Floor Area permitted for alcoholic beverage sales and display.

08/27/20; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following condition:

1) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the most recently certified ABC-253.

*Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Jemma Lester (ABC License Company); presented information and answered questions raised throughout the discussion.*

*A determination that the public convenience or necessity would be served was recommended by the committee.*

**PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the transfer of a Type-20 off-sale beer and wine liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

Resolution determining that the transfer of a Type-20 off-sale beer and wine liquor license to Sopra Casa, LLC, doing business as Sotto Casa, located at 1351 Grant Avenue (District 3), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

**Vice Chair Stefani moved that this Resolution be RECOMMENDED. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

**200735 [Police Code - Discriminatory Reports to Law Enforcement]**

**Sponsors:** Walton; Ronen, Stefani, Yee, Preston, Safai, Haney, Peskin, Fewer, Mar and Mandelman

Ordinance amending the Police Code to make it unlawful to cause a peace officer to contact a person solely to discriminate against the person on the basis of the person's race, ethnicity, religious affiliation, gender, sexual orientation, or gender identity; creating a civil cause of action and providing for damages for violating the prohibition.

07/07/20; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 8/6/2020.

07/15/20; REFERRED TO DEPARTMENT. Referred to the Police Department, the Sheriff's Department, the Public Defender, the District Attorney, and the Office of Racial Equity for informational purposes. Referred to the Youth Commission for review and response.

07/20/20; RESPONSE RECEIVED. On July 20, 2020, the Youth Commission voted unanimously to support the the ordinance.

*Heard in Committee. Speakers: Angela Jenkins and Marty Jaye (San Francisco Interrupting Racial Profiling); James Juanillo; Brittnei Chicuata (Human Rights Commission); Anne Pearson (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Gabriella Ruiz (Tenderloin Neighborhood Development Corporation); Camilla Cena; spoke in support of the hearing matter. Speaker; spoke on various concerns related to the hearing matter.*

*Supervisor Mandelman requested to be added as a co-sponsor.*

**Member Walton moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 2, Lines 9-13, by inserting '(c) This ordinance is not intended to discourage individuals from contacting law enforcement when they are facing real danger or desire to report a crime. It will allow individuals who have been reported to law enforcement for unfair and unnecessary reasons to seek justice and restitution, and will motivate people who contact law enforcement to consider the reasons they are making the report.'; on Page 2, Line 18, through Page 3, Line 9, to read '(a) This Section 637 shall be known as the Caution Against Racial and Exploitative Non-Emergencies Act. (b) Discriminatory Reports to Law Enforcement Prohibited. It shall be unlawful to knowingly cause a peace officer to arrive at a location to contact a person, with the specific intent to do any of the following on the basis of the person's actual or perceived race, color, ancestry, ethnicity, national origin, place of birth, sex, age, religion, creed, disability, sexual orientation, gender identity, weight, or height: (1) Infringe upon the person's rights under either the California Constitution or the United States Constitution; (2) Discriminate against the person; (3) Cause the person to feel harassed, humiliated, or embarrassed; (4) Cause the person to be expelled from a place in which the person is lawfully located; (5) Damage the person's reputation or standing within the community; or (6) Damage the person's financial, economic, consumer, or business prospects or interests.'; and making other conforming and clerical amendments. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

Ordinance amending the Police Code to make it unlawful to cause a peace officer to contact a person with the specific intent to discriminate against the person on the basis of the person's race, color, ancestry, ethnicity, national origin, place of birth, sex, age, religion, creed, disability, sexual orientation, gender identity, weight, or height; and creating a civil cause of action and providing for damages for violating the prohibition.

**Chair Mandelman, seconded by Member Walton, moved that this Ordinance be CONTINUED AS AMENDED to the Public Safety and Neighborhood Services Committee meeting of October 8, 2020. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

**200133 [Hearing - San Francisco Housing Conservatorship Preliminary Evaluation Report]****Sponsor: Mandelman**

Hearing to discuss the San Francisco Housing Conservatorship Preliminary Evaluation Report; and requesting the Department of Public Health and Office of the Public Conservator to report.

02/04/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

02/12/20; REFERRED TO DEPARTMENT. Referred to the Department of Public Health and the Office of the Public Conservator, care of the Human Services Agency, for informational purposes.

06/25/20; CONTINUED. Heard in Committee. Speakers: Dr. Angelica Almeida (Department of Public Health); Jill Nielsen (Department of Aging and Adult Services); Anne Pearson (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Jennifer Esteen (Housing Conservatorship Working Group); Gabby Ruiz (Tenderloin Community Development Corporation); Zach Carlson; Michael Lyon (Senior and Disability Action); Juliana Morris (Do No Harm Coalition); Sherry Park; Tom Metz; Carolyn Kennedy; Chelsea (Coalition on Homelessness); Lauren; Dr. Allen Cooper; Ashley; Raia Small (Senior and Disability Action); Gracie; Rachel Rodriguez (Housing Conservatorship Working Group); David Brighton; Fred Winograd; Carolyn Thomas; David Mauroff (San Francisco Pretrial Diversion Project); Jennifer; Jessica Lehman, Executive Director (Senior and Disability Action); spoke on various concerns related to the hearing matter.

07/23/20; CONTINUED. Heard in Committee. Speakers: Dr. Angelica Almeida (Department of Public Health); Jill Nielsen (Human Services Agency); presented information and answered questions raised throughout the discussion. Paulina Fayer; Michael Lyon (Senior and Disability Action); Justin; Michael Godwin; Reya Small; Linda Chapman; Carolyn Thomas; Darby Morris; Carolyn Kennedy; Marlayne Morgan (Cathedral Hill Neighborhood Association); Ben Bleiman (Discover Polk Community Benefit District); Jennifer; Curtis Bradford (Tenderloin People's Congress); Cheryl Travers (Rescue SF); Gabby Ruiz (Tenderloin Community Development Corporation); Francis Gorman (Rescue SF); Anakh Sul Rama (Community Housing Partnership); George Wooding; Lauren; Raul de la Rosa; spoke on various concerns related to the hearing matter.

*Heard in Committee. Speaker: Dr. Angelica Almeida (Department of Public Health); presented information and answered questions raised throughout the discussion.*

**Chair Mandelman moved that this Hearing be CONTINUED to the Public Safety and Neighborhood Services Committee meeting of November 12, 2020. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

**200776 [Hearing - Essential Workers and Their Conditions and Treatment During the COVID Crisis]****Sponsor: Safai**

Hearing on essential frontline workers, in both the public and private sectors, to explore their working conditions and treatments, with an emphasis on the COVID crisis and racial disparities; and requesting the Department of Public Health and Office of Labor Standards Enforcement to report.

07/14/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

07/22/20; REFERRED TO DEPARTMENT. Referred to the Department of Public Health and the Office of Labor Standards Enforcement for informational purposes.

*Heard in Committee. Speakers: None.*

**Chair Mandelman moved that this Hearing be CONTINUED to the Public Safety and Neighborhood Services Committee meeting of October 8, 2020. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

## **ADJOURNMENT**

*There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 11:40 a.m.*

*N.B. The Minutes of this meeting set forth all actions taken by the Public Safety and Neighborhood Services Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.*