



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: Gordon Mar, Catherine Stefani, Matt Haney

Clerk: John Carroll (415) 554-4445

Thursday, March 25, 2021

10:00 AM

Regular Meeting

Present: 3 - Gordon Mar, Catherine Stefani, and Matt Haney

The Public Safety and Neighborhood Services Committee met in regular session through videoconferencing, and provided public comment through teleconferencing, on Thursday, March 25, 2021, with Chair Gordon Mar presiding. Chair Mar called the meeting to order at 10:01 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) 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; 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 Mar, Vice Chair Stefani, and Member Haney were noted present.

A quorum was present.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

210109 [Liquor License - 496-14 Street - Bar Part Time]

Hearing to consider that the issuance of a Type-42 on-sale beer and wine public premises liquor license to Bar Part Time, LLC, doing business Bar Part Time, located at 496-14 Street (District 8), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

01/29/21; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

02/01/21; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

02/04/21; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval: recommendation for approval for 496-14 Street for an ABC Type-42 license per Planning Code, Section 710 and Planning Commission Motion No. 16768.

03/18/21; 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 ABC-253; and
- 2) No noise shall be audible at any nearby residence.

Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Justin Dolezal (Bar Part Time); 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.

Chair Mar moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the issuance of a Type-42 on-sale beer and wine public premises liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Haney

Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to Bar Part Time, LLC, doing business as Bar Part Time, located at 496-14 Street (District 8), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; 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 Mar moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Haney

210111 [Liquor License Transfer - 845 Market Street - Bloomingdale's]

Hearing to consider that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Bloomingdale's Inc., doing business as Bloomingdale's, located at 845 Market Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

01/29/21; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

02/01/21; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

02/17/21; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval: Retail Sales & Services are permitted in the C-3-R Zoning District per Planning Code, Section 210.2.

03/19/21; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following conditions:

- 1) No distilled beverages shall be sold in bottles or containers of less than 200 milliliters;
- 2) No wine shall be sold in bottles or container less than 750 milliliters;
- 3) Beer or malt beverage products, regardless of size, shall only be sold in prepackaged multi-unit quantities;
- 4) The following alcoholic beverages shall not be sold in quantities of fewer than three individual containers per sale:
 1. Beer, including malt beverages and malt liquor products, in containers of 16 ounces or less;
 2. Pre-mixed wine products commonly known as "wine coolers;"
 3. Pre-mixed distilled spirits-based cocktails; and
- 5) 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); Jaclyn Hirschfeld Alpizar (Gray Robinson); 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.

Chair Mar moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Haney

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Bloomingdale's Inc., doing business as Bloomingdale's, located at 845 Market Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; 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 Mar moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Haney

Supervisor Haney Excused from Attendance

Member Haney was noted absent at 10:47 a.m.

Chair Mar moved to excuse Member Haney from attending the Public Safety and Neighborhood Services Committee regular meeting of March 25, 2021, from at 10:47 a.m. through 11:29 a.m. The motion carried by the following vote.

Ayes: 2 - Mar, Stefani

Excused: 1 - Haney

210042 [Hearing - Reimbursement Practices and Maximizing Funding - Youth and Family Mental Health Services]

Sponsor: Melgar

Hearing on the City's reimbursement practices and maximizing funding for mental health services from State and Federal programs, including, but not limited to, Mental Health Medi-Cal administrative activities; and requesting the Department of Public Health, Human Services Agency, Department of Children, Youth, and Their Families, Juvenile Probation Department, San Francisco Unified School District, and community-based mental health providers to report.

01/12/21; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

01/20/21; REFERRED TO DEPARTMENT. Referred to the Department of Public Health, Human Services Agency, Department of Children, Youth, and Their Families, Juvenile Probation Department, and the San Francisco Unified School District for informational purposes.

02/26/21; REFERRED TO DEPARTMENT. Referred by request to the Youth Commission, for review and comment.

03/15/21; RESPONSE RECEIVED. On March 15, 2021, the Youth Commission drafted questions, recommendations, and comments for the hearing file.

Heard in Committee. Speakers: Supervisor Myrna Melgar (Board of Supervisors); Alex Briscoe (Children's Trust); Drew Murrell (Department of Public Health); Fred Brousseau (Office of the Budget and Legislative Analyst); Farahnaz Farahmand (Department of Public Health); presented information and answered questions raised throughout the discussion. Speaker; spoke on various concerns related to the hearing matter.

Chair Mar moved that this Hearing be CONTINUED TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 2 - Mar, Stefani

Excused: 1 - Haney

Member Haney was noted present at 11:29 a.m.

201283 [Police Code - Gun Violence Restraining Orders]**Sponsors: Stefani; Mar and Haney**

Ordinance amending the Police Code to require peace officers who request a temporary emergency gun violence restraining order to serve and file a copy with the court no later than three days after issuance and to apply the California Penal Code provision penalizing violations of different types of gun violence restraining orders under California law to persons who are subject to parallel gun violence restraining orders issued by an out-of-state jurisdiction.

11/10/20; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 12/10/2020.

11/18/20; REFERRED TO DEPARTMENT. Referred to the Police Department, the Sheriff's Department, the Public Defender, and the District Attorney for informational purposes.

Heard in Committee. Speakers: Commander Raj Vaswani, and Patrick Faye (Police Department); presented information and answered questions raised throughout the discussion. Ruth Borenstein and Barry Pearl (Brady United Against Gun Violence); spoke on various concerns related to the hearing matter.

Supervisors Mar and Haney requested to be added as co-sponsors.

Vice Chair Stefani moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 5, by striking 'later than three days after issuance' and inserting 'as specified'; on Page 4, Lines 3, 12, and 19, by inserting 'In coordination with the City Attorney's Office.' The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Haney

Ordinance amending the Police Code to require peace officers who request a temporary emergency gun violence restraining order to serve and file a copy with the court as specified and to apply the California Penal Code provision penalizing violations of different types of gun violence restraining orders under California law to persons who are subject to parallel gun violence restraining orders issued by an out-of-state jurisdiction.

Vice Chair Stefani moved that this Ordinance be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Haney

ADJOURNMENT

There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 12:00 p.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.