



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: Alisa Somera (415) 554-7711

Thursday, March 24, 2022

10:00 AM

Regular Meeting

IN-PERSON MEETING

City Hall, Legislative Chamber, Room 250

(remote access provided)

(remote public comment provided via teleconference)

Present: 2 - Gordon Mar, and Catherine Stefani

Excused: 1 - Matt Haney

The Public Safety and Neighborhood Services Committee met in regular session, in-person with remote access and public comment via telephone, on March 24, 2022, with Chair Gordon Mar presiding.

Chair Mar called the meeting to order at 10:08 a.m.

Remote Access to Information and Participation

The Board of Supervisors and its committees convene hybrid meetings that allow in-person attendance, remote access, and public comment via teleconference. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings and watch meetings on demand or watch live meetings on San Francisco Cable Channels 26, 78 or 99 (depending on your provider). Members of the public may provide public comment in-person or remotely via teleconference (detailed instructions available at: <https://sfbos.org/remote-meeting-call>).

Members of the public may submit their comments by email to: alisa.somera@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. every 2nd and 4th Thursdays of each month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.

Please visit the Board's website (www.sfbos.org) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Clerk, Alisa Somera, at (415) 554-7711 or alisa.somera@sfgov.org.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Mar and Vice Chair Stefani were noted present.

A quorum of the Committee was present.

Supervisor Haney Excused from Attendance

Chair Mar moved to excuse Member Haney from attending the Public Safety and Neighborhood Services Committee regular meeting of March 24, 2022. The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Mandelman

Excused: 1 - Haney

AGENDA CHANGES

There were no agenda changes.

COMMUNICATIONS

*Alisa Somera, Public Safety and Neighborhood Services Clerk, instructed members of the public, when general public comment is called, to contribute live comments for up to two minutes in-person or by dialing the provided telephone number. In-person public comment will be taken before remote public comment is called. Those who are providing public comment remotely must dial * 3 to be added to the remote queue to speak. Written comments may be submitted through email (alisa.somera@sfgov.org) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.*

REGULAR AGENDA

220120 [Liquor License - 950 Mason Street - Bin 415 LLC]

Hearing to consider whether the issuance of a Type-42 on-sale beer and wine public premises liquor license to Bin 415 LLC, located at 950 Mason Street inside the Fairmont Hotel (District 3), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

01/24/22; RECEIVED. The request for consideration of public convenience or necessity was received by the Office of the Clerk of the Board.

01/28/22; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

01/29/22; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

02/07/22; RESPONSE RECEIVED. The Planning Department recommended approval of the Type-42 liquor license.

03/17/22; RESPONSE RECEIVED. The Police Department, ACLU, recommended approval with no conditions.

Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Michael Lagau (Bin 415 LLC); presented information on the hearing matter and answered questions raised throughout the discussion.

A determination that the public convenience or necessity would be served was recommended by the committee, with no new conditions.

Chair Mar moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the transfer 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: 2 - Mar, Stefani

Excused: 1 - Haney

Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to Bin 415 LLC, located at 950 Mason Street inside the Fairmont Hotel (District 3), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

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

Ayes: 2 - Mar, Stefani

Excused: 1 - Haney

President Shamann Walton appointed Supervisor Mandelman, in place of Supervisor Haney, to the Public Safety and Neighborhood Services Committee for the regular meeting of March 24, 2022, beginning at 11:30 a.m. (File Nos. 220106 and 220107).

Present: 3 - Gordon Mar, Catherine Stefani, and Rafael Mandelman
Excused: 1 - Matt Haney

Chair Mar requested File Nos. 220106 and 220107 be called together.

220106 [Hearing - Implementation of San Francisco's Housing Conservatorship Program]

Sponsor: Mandelman

Hearing to discuss the implementation of San Francisco's Housing Conservatorship Program; and requesting the Department of Public Health, Office of the City Attorney, and Office of Public Conservator to report.

01/25/22; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

01/31/22; REFERRED TO DEPARTMENT. Referred to the Department of Public Health and the Office of the Public Conservator for informational purposes.

02/08/22; SUBSTITUTED AND ASSIGNED to Public Safety and Neighborhood Services Committee. Supervisor Mandelman introduced a substitute Hearing bearing a new title

02/17/22; REFERRED TO DEPARTMENT. Referred to the Department of Public Health, Office of the City Attorney, and the Office of the Public Conservator for informational purposes.

Heard in Committee. Speakers: Supervisor Rafael Mandelman (Board of Supervisors); Severin Campbell and Rashi Kesarwani (Office of the Budget and Legislative Analyst); Jill Nielsen (Human Services Agency); Dr. Angelica Almeida, Ana Validzic, Dr. David Pating, and Dr. Hillary Kunins (Department of Public Health); presented information on the hearing matter and answered questions raised throughout the discussion. Rachel Rodriguez; Francisco Da Costa; Carolyn Kennedy; Speaker; Charlie Schumacher; spoke on various concerns relating to the hearing matters.

Member Mandelman moved that this Hearing be HEARD AND FILED. The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Mandelman
Excused: 1 - Haney

220107 [Hearing - Lanterman-Petris-Short Conservatorships - Budget and Legislative Analyst Report]**Sponsor: Mandelman**

Hearing to discuss the findings of the Budget and Legislative Analyst Report on Lanterman-Petris-Short Conservatorships issued on January 10, 2022; and requesting the Department of Public Health, Office of the City Attorney, and the Office of Public Conservator to report.

01/25/22; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

01/31/22; REFERRED TO DEPARTMENT. Referred to the Department of Public Health and the Office of the Public Conservator for informational purposes.

02/08/22; SUBSTITUTED AND ASSIGNED to Public Safety and Neighborhood Services Committee. Supervisor Mandelman introduced a substitute Hearing bearing a new title.

02/17/22; REFERRED TO DEPARTMENT. Referred to the Department of Public Health, Office of the City Attorney, and the Office of the Public Conservator for informational purposes.

Heard in Committee. Speakers: Supervisor Rafael Mandelman (Board of Supervisors); Severin Campbell and Rashi Kesarwani (Office of the Budget and Legislative Analyst); Jill Nielsen (Human Services Agency); Dr. Angelica Almeida, Ana Validzic, Dr. David Pating, and Dr. Hillary Kunins (Department of Public Health); presented information on the hearing matter and answered questions raised throughout the discussion. Rachel Rodriguez; Francisco Da Costa; Carolyn Kennedy; Speaker; Charlie Schumacher; spoke on various concerns relating to the hearing matters.

Member Mandelman moved that this Hearing be HEARD AND FILED. The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Mandelman

Excused: 1 - Haney

211177 [Health Code - Skilled Nursing Care Transfer Reporting Requirements]**Sponsors: Safai; Ronen and Mar**

Ordinance amending the Health Code to require general acute care hospitals in the City to report annually to the Department of Public Health the number of, and certain demographic information regarding, patients transferred to a health facility outside of the City to receive subacute skilled nursing care and patients who qualify for subacute skilled nursing care but are not transferred to a health facility outside of the City.

11/09/21; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 12/9/2021.

11/15/21; REFERRED TO DEPARTMENT. Referred to the Department of Public Health for informational purposes.

02/10/22; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Patrick Monette-Shaw; spoke in support of the proposed legislation and other concerns related to the subject hearing matter.

03/10/22; CONTINUED. Heard in Committee. Speakers: Raquel Rivera; Dr. Theresa Palmer; Gloria Simpson; Antonio Rivera; Patrick Monette-Shaw; spoke on various concerns related to the hearing matter.

Supervisor Mar requested to be added as a co-sponsor.

Heard in Committee. Speakers: Supervisor Ahsha Safai (Board of Supervisors); Kelly Hiramoto (Department of Public Health); presented information on the hearing matter and answered questions raised throughout the discussion. Raquel Rivera; Antonio Rivera; Dr. Theresa Palmer; Vivian Anterelli; Patrick Monette-Shaw; Carolyn Kennedy; spoke in support and on various concerns relating to the hearing matter.

Chair Mar moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 1, by changing ‘Subacute’ to ‘Skilled Nursing’ and adding ‘Transfer’, Lines 3-4, by adding ‘and hospital-based skilled nursing facilities’, Lines 6 and 7, by striking ‘subacute’, Line 24, by adding ‘both’, and Line 25, by adding ‘and general’ and ‘either’; on Page 2, Line 1, by adding ‘or general’ and ‘or hospital-based skilled nursing facility’, Lines 2-3, by adding ‘or hospital-based skilled nursing facility’, Line 4, by adding ‘and hospital-based skilled nursing facilities’, Line 5, by adding ‘and general’, Line 13, by changing ‘Subacute’ to ‘Out-of-County’ and adding ‘health’, Line 14, by changing ‘and’ to ‘whether public or private’, Lines 14-18, by changing ‘under Section 14132.25 of the California Welfare and Institutions Code, as amended from time to time, to provide Subacute Care’ to ‘as a general acute care hospital or skilled nursing facility, as those two terms are defined by Section 1250 of the California Health and Safety Code, as amended from time to time, and providing Skilled Nursing Care’, Line 19, by changing ‘Hospital’ to ‘Reporting Health Facility’, Line 20, by adding ‘or hospital-based skilled nursing facility’, Lines 20-21, by adding ‘those two terms’, Line 21, by striking ‘(a)’, Line 23, by changing ‘Subacute’ to ‘Skilled Nursing’ and adding ‘general’, Lines 23-24, by changing ‘consisting of’ to ‘including but not limited to’, and Lines 24-25, by adding ‘as defined by Section 14132.25 of the California Welfare and Institutions Code, as amended from time to time’; on Page 3, Line 6, by changing ‘Hospitals’ to ‘Reporting Health Facilities’, Line 9, by changing ‘April 30, 2022’ to ‘October 1, 2022’, Line 10, by changing ‘Hospitals’ to ‘Reporting Health Facilities’, Line 14, by changing ‘Hospital’ to ‘Reporting Health Facility’, Lines 14-15, by changing ‘a Subacute’ to ‘an Out-of-County’, Lines 15-16, by changing ‘Subacute’ to ‘Skilled Nursing Care’, Line 18, by changing ‘Subacute’ to ‘Skilled Nursing’, Line 19, by changing ‘Hospital’ to ‘Reporting Health Facility’, Lines 19-20, by changing ‘Hospital’ to ‘Reporting Health Facility’, Line 20, by changing ‘a Subacute’ to ‘an Out-of-County’, and Line 23, by changing ‘Hospital’ to ‘Reporting Health Facility’; and on Page 4, Line 4, by changing ‘Hospitals’ to ‘Reporting Health Facilities’, Line 6, by changing ‘annually submit a report’ to ‘make a report on an annual basis’, Lines 7-8, by changing ‘Hospitals’ to ‘Reporting Health Facilities’, Line 10, by changing ‘Subacute’ to ‘Skilled Nursing’, and Line 12, by adding ‘PROMOTION OF THE’. The motion carried by the following vote:

Ayes: 2 - Mar, Stefani

Excused: 1 - Haney

Ordinance amending the Health Code to require general acute care hospitals and hospital-based skilled nursing facilities in the City to report annually to the Department of Public Health the number of, and certain demographic information regarding, patients transferred to a health facility outside of the City to receive skilled nursing care and patients who qualify for skilled nursing care but are not transferred to a health facility outside of the City.

Chair Mar moved that this Ordinance be CONTINUED AS AMENDED to the Public Safety and Neighborhood Services Committee meeting of April 14, 2022. The motion carried by the following vote:

Ayes: 2 - Mar, Stefani

Excused: 1 - Haney

ADJOURNMENT

There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 12:58 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.