



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: Jane Kim, John Avalos, David Campos

Clerk: Erica Major (415) 554-4441

Thursday, May 12, 2016

2:30 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Jane Kim, John Avalos, and David Campos

The Public Safety and Neighborhood Services Committee met in a regular meeting on Thursday, May 12, 2016, with Chair Jane Kim presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Kim called the meeting to order at 2:35 p.m. On the call of the roll Chair Kim, Vice Chair Avalos, and Member Campos were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

151161 [Liquor License - 239 Kearny Street]

Hearing to consider that the issuance of a Type 48 on-sale general public premises liquor license in exchange for a Type 47 on-sale general eating place liquor license to Franck LeClerc for Gitane Restaurant and Bar located at 239 Kearny Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

11/13/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

11/13/15; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for review and comment.

12/09/15; RESPONSE RECEIVED. Planning Department approved the liquor license review commenting that the ABC license Type 48 is permitted with the bar use, classified as retail sales and service, per Planning Code, Section 210.2.

05/04/16; RESPONSE RECEIVED. The Police Department's Alcohol Liaison Unit submitted their report approving the matter with conditions.

Heard in Committee. Speakers: Sergeant Gigi George (Police Department); Frank LeClerc (Gitane Restaurant and Bar); presented information and answered questions raised throughout the discussion.

PREPARED IN COMMITTEE AS A RESOLUTION

Resolution determining that the issuance of a Type 48 on-sale general public premises license to Frank LeClerc for Gitane Restaurant and Bar, Inc. dba Gitane Restaurant and Bar, located at 239 Kearny Street (District 3), 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 recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Member Campos moved that this Resolution be RECOMMENDED. The motion carried by following vote:

Ayes: 3 - Kim, Avalos, Campos

160098 [Liquor License - 5900 3rd Street]

Hearing to consider that the issuance of a Type 21 off-sale general license to Howard Ngo for Duc Loi's Pantry located at 5900 3rd Street (District 10), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

02/01/16; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for review and comment.

02/03/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

02/22/16; RESPONSE RECEIVED. Planning Department recommended approval per Planning Code, Section 249.62, not a establishment per Planning Code, Section 790.55.

05/05/16; RESPONSE RECEIVED. The Police Department's ALU Unit submitted their report approving the PCN request with conditions.

Heard in Committee. Speaker: Inspector Nelly Gordon (Police Department); presented information and answered questions raised throughout the discussion.

PREPARED IN COMMITTEE AS A RESOLUTION

Resolution determining that the issuance of a Type 21 off-sale general license to Howard Ngo for Duc Loi's Pantry located at 5900 3rd Street (District 10), 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 recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

RECOMMENDED by the following vote:

Ayes: 3 - Kim, Avalos, Campos

160142 [Liquor License Transfer - 644 Mission Street]

Hearing to consider that the transfer of a Type 20 off-sale beer and wine license from 5900 3rd Street to 644 Mission Street (District 6), to Surinder Singh, for 7-Eleven Store #2366-36039A, will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

02/22/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

02/22/16; REFERRED TO DEPARTMENT. Referred to the Planning and Police Department for comment and recommendation.

03/04/16; RESPONSE RECEIVED. Planning Department confirmed approval of Type 20 ABC License.

05/04/16; RESPONSE RECEIVED. The Police Department's Alcohol Liaison Unit submitted their report approving the matter with conditions.

Heard in Committee. Speakers: Inspector Nelly Gordon (Police Department); Jennifer Oden (Solomon, Saltsmann, and Jamieson); Surinder Singh (7-Eleven Franchise); presented information and answered questions raised throughout the discussion.

PREPARED IN COMMITTEE AS A RESOLUTION

Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 5900 3rd Street to 644 Mission Street (District 6) to Surinder Singh dba 7-Eleven Store #2366-36039A, 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 recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Member Campos moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Avalos, Campos

160294 [Health Code - Public Water System Cross-Connection Control and Backflow Prevention]

Ordinance amending the Health Code to regulate cross-connection and backflow prevention requirements to protect the public water system by replacing obsolete requirements with requirements consistent with current state and federal drinking water quality laws; by reorganizing, updating, and clarifying procedures for implementing such requirements; and by authorizing remedies and penalties for violations and providing enforcement criteria and procedures; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Utilities Commission)

03/24/16; RECEIVED FROM DEPARTMENT.

04/05/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 5/5/2016.

04/12/16; REFERRED TO DEPARTMENT. Referred to the Department of Public Health, Public Utilities Commission, Department of Building Inspection, Planning Department and Public Works for informational purposes; Planning Department for environmental review.

04/15/16; RESPONSE RECEIVED. Planning Department's Response; Not defined as a project under CEQA Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

Heard in Committee. Speaker: Kenneth Payne, Chief Water Quality Inspector (Public Utilities Commission); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Kim, Avalos, Campos

160393 [Hearing - Ocean Beach Safety Monitoring]**Sponsors: Mar; Tang**

Hearing on improving the City's safety monitoring of Ocean Beach; and requesting the Fire Department, Police Department, National Park Services, Golden Gate National Recreation Area, and United States Coast Guard to report.

04/19/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

04/26/16; REFERRED TO DEPARTMENT. Referred to the Fire Department, Police Department, Golden Gate National Recreation Area, and United States Coast Guard for informational purposes and requesting the various departments and agencies to report.

Heard in Committee. Speakers: Supervisor Eric Mar (Board of Supervisors); Howard Levitt and Deputy Chief Ranger Chad Marin (National Park Service and Golden Gate National Recreation Area); Kristin Hogan and Carol Buffington (Department of Emergency Management); Deputy Chief Mark Gonzalez and Jonathon Baster PIO (Fire Department); Captain Greg Stump (United States Coast Guard); Captain Nick Rainsford and Sergeant Dan Laval (Police Department); Lieutenant Commander Steve Schultz (United States Coast Guard); presented information and answered questions raised throughout the discussion. Max Ernst (San Francisco Surfrider Foundation); Male Speaker; Jordan Gwendolyn Davis; John Jones; Male Speaker; spoke on various concerns relating to the hearing matter.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 3 - Kim, Avalos, Campos

Supervisor Avalos Excused from Voting

Chair Kim, seconded by Member Campos, moved that Supervisor Avalos be excused from the remainder of the meeting of the Public Safety and Neighborhood Services Committee of May 12, 2016. The motion carried by the following vote:

Ayes: 2 - Kim, Campos

Excused: 1 - Avalos

Supervisor Avalos was noted not present at 4:58 p.m.

160228 [Calling for a California State of Emergency Declaration on Homelessness]**Sponsors: Kim; Cohen, Campos, Yee, Peskin, Mar and Avalos**

Resolution urging Governor Jerry Brown to declare a State of Emergency on Homelessness to help coordinate region- and state-wide responses to this growing crisis, and provide supplementary state assistance to cities and counties to provide needed supportive services.

03/08/16; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

03/15/16; CONTINUED.

03/22/16; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

03/22/16; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

03/22/16; REFERRED to Public Safety and Neighborhood Services Committee. Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised during the discussion regarding a division of the question.

NOT ADOPTED AS AMENDED by the following vote:

Ayes: 7 - Avalos, Breed, Campos, Cohen, Kim, mar, Peskin

Noes: 3 - Tang, Wiener, Yee

Excused: 1 - Farrell

Supervisor Kim, seconded by Supervisor Cohen, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Cohen, Kim, Mar, Peskin, Tang, Wiener, Yee

Excused: 1 - Farrell

03/28/16; REFERRED TO DEPARTMENT. Referred to Public Works, Human Services Agency, Housing Opportunity, Partnerships and Engagement, HOPE SF, Housing Authority, Mayor's Office of Housing and Community Development, Mayor's Office, Mayor's Office of Neighborhood Services, Planning Department, Police Department, Department of Building Inspection, and the Department of Public Health for informational purposes.

Heard in Committee. Speakers: Jeff Kositsky, Executive Director (Hamilton Family Center); Emily Cohen (Mayor's Office of Housing Opportunity, Partnerships and Engagement); presented information and answered questions raised throughout the discussion. Jordan Gwendolyn Davis; Jennifer Friedenbach (Coalition on Homelessness); Ken Tray (United Educators in San Francisco); John Jones; Bernice Casey; spoke in support of the hearing matter. Male Speaker; spoke in opposition of the hearing matter. Male Speaker; spoke neither in support nor against the hearing matter.

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

Ayes: 3 - Kim, Avalos, Campos

Chair Kim moved to rescind the previous vote to move the Resolution as RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Kim, Campos

Excused: 1 - Avalos

Chair Kim moved that this Resolution be AMENDED, AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 19, by adding 'homeless' after '7539'; on Page 1, Line 19, by striking 'living without shelter' after 'adults and youths'; on Page 1, Lines 22-24, and on Page 2, Lines 1-2, by striking the whereas clause; and on Page 2, Line 11, by adding 'permanent housing' before 'shelter'. The motion carried by the following vote:

Ayes: 2 - Kim, Campos

Excused: 1 - Avalos

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Kim, Campos

Excused: 1 - Avalos

160083 [Hearing - Availability of Substitute Teachers in San Francisco Public Schools]**Sponsor: Campos**

Hearing on the lack of available substitute teachers in San Francisco public Schools; and requesting the San Francisco Unified School District to report.

01/26/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

01/29/16; REFERRED TO DEPARTMENT. Referred to the San Francisco Unified School District for informational purposes and requesting them to report.

Heard in Committee. Speakers: Stephen Gordon and Amy Sakesumi (San Francisco Unified School District); Dianna Hammons (Municipal Transportation Agency); presented information and answered questions raised throughout the discussion. Elizabeth Conley (United Educators of San Francisco); Male Speaker; Ken Tray (United Educators of San Francisco); Bernice Casey; spoke on various concerns relating to the hearing matter.

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

Ayes: 2 - Kim, Campos

Excused: 1 - Avalos

ADJOURNMENT

There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 5:25 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.