



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, April 22, 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, April 22, 2021, with Chair Gordon Mar presiding. Chair Mar called the meeting to order at 10:00 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 and Vice Chair Stefani were noted present. Member Haney was noted not present.

A quorum was present.

Member Haney was noted present at 10:03 a.m.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

210210 [Liquor License Transfer - 535 Scott Street - Lucinda's Deli & More]

Hearing to consider that the transfer of a Type-20 off-sale beer and wine liquor license to Lucinda's Deli and More, LLC, doing business as Lucinda's Deli & More, located at 535 Scott Street (District 5), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

03/02/21; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

03/05/21; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

03/16/21; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval: Approval is subject to the conditions of Planning Code Sec. 102: areas devoted to the sale and display of alcoholic beverages in a General Grocery use are limited to 15% occupied floor area of the establishment. Exceeding 15% constitutes a change of use to a liquor store, which requires Conditional Use Authorization. Approval is also subject to the conditions of Planning Code Sec. 186. Recommend approval. Parcel 1203/002 within RH-3 (Residential-House, Three Family) Zoning District. Continuation of existing General Grocery use (d.b.a. Lucinda's Deli & More) permitted in a NC-1 Zoning District (PC. Sec. 710). Meets requirements for continued limited and nonconforming commercial use in a RH District per Planning Code Sec.186 (a)(1).

04/15/21; 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 ABC-253.

Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); David Villa-Lobos (CLA Consulting); 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-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 - Mar, Stefani, Haney

Resolution determining that the transfer of a Type-20 off-sale beer and wine liquor license to Lucinda's Deli and More, LLC, doing business as Lucinda's Deli & More, located at 535 Scott Street (District 5), 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

210253 [Liquor License Issuance - 2166 Market Street - The Academy]

Hearing to consider that the issuance of a Type-57 special on-sale general beer, wine, and distilled spirits liquor license to Two Gents, LLC, to do business as The Academy located at 2166 Market Street (District 8), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

03/10/21; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

03/12/21; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

03/25/21; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval: ABC License Types-57 and -58 are permitted pursuant to Planning Commission Motion No. 20848 under CUA 2020-007075. Authorized with the addition of a bar use approved on January 28, 2021.

04/15/21; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following conditions:

- 1) No noise shall be audible at any nearby residence;
- 2) When the said outdoor patio area of the premises is being utilized for the sales, service and consumption of alcoholic beverages, a premise employee shall be in attendance and maintain continuous supervision at all times of said area to ensure orderly conduct of patrons; and
- 3) 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); Paul Miller (The Academy); David Villa-Lobos (CLA Consulting); 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-57 special on-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 issuance of a Type-57 special on-sale general beer, wine, and distilled spirits liquor license to Two Gents, LLC, to do business as The Academy located at 2166 Market 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

210041 [Hearing - Mass Vaccination Strategy]**Sponsors: Haney; Ronen, Walton, Preston, Mar and Safai**

Hearing regarding widespread vaccination in the City and County of San Francisco, including but not limited to capacity, partnerships with the State of California and private health care systems, and plans for expansion; and requesting the Department of Emergency Management, Department of Public Health, Kaiser Permanente, and University of California, San Francisco to report.

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

01/15/21; REFERRED TO DEPARTMENT. Referred to the Department of Emergency Management and Department of Public Health for informational purposes.

01/20/21; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Supervisors Shamann Walton, Ahsha Safai, and Hillary Ronen (Board of Supervisors); Dr. Josh Adler (University of California San Francisco Medical Center); Ron L. Groepper, Sr. Vice President (Kaiser Permanente); Dr. Robert Nordgren, Chief Executive Officer (Sutter Bay Medical Foundation); Daryn Kumar (Dignity Health, Saint Francis Hospital); Roland Pickens (Department of Public Health); Mary Ellen Carroll, Director (Department of Emergency Management); Dr. Mary Mercer and Jim Marks (Department of Public Health); presented information and answered questions raised throughout the discussion. Deena Lahn (San Francisco Community Clinic Consortium); Speaker; Zach Lipton; spoke on various concerns related to the hearing matter.

Heard in Committee. Speakers: Dr. Naveena Bobba (Department of Public Health); Mary Ellen Carroll, Director (Department of Emergency Management); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Mar, Stefani, Haney

210059 [Supporting California State Senate Bill No. 110 (Wiener) - Recovery Incentives Act]**Sponsors: Safai; Stefani, Haney and Mar**

Resolution supporting California State Senate Bill No. 110, also known as the Recovery Incentives Act, authored by Senator Scott Wiener, and introduced on January 11, 2021, which would legalize the substance use disorder treatment known as contingency management, an incentive based program that gives financial rewards to those struggling with a substance use disorder if they enter substance use treatment programs and authorize Medi-Cal to cover it.

01/19/21; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

Heard in Committee. Speakers: Supervisor Ahsha Safai (Board of Supervisors); Laura Thomas (San Francisco AIDS Foundation); presented information and answered questions raised throughout the discussion. Speaker; Paul Aguilar; Cesar; Andi Stone (HIV Advocacy Network); Francisco da Costa; Speaker; spoke on various concerns related to the hearing matter.

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

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

Ayes: 3 - Mar, Stefani, Haney

210264 [Supporting California State Senate Bill No. 299 (Leyva) - Victim Compensation: Use of Force by a Peace Officer]**Sponsors: Safai; Walton and Haney**

Resolution supporting California State Senate Bill No. 299, authored by Senator Connie Leyva (SD-20) and introduced on February 3, 2021, to remove barriers faced by victims and families of peace officer violence with the California Victim Compensation Board Fund.

03/09/21; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

Heard in Committee. Speakers: Supervisor Ahsha Safai (Board of Supervisors); Chesa Boudin, District Attorney (Office of the District Attorney); Anthony di Martino (Californians for Safety and Justice); presented information and answered questions raised throughout the discussion. Francisco da Costa; Cesar; Tinisch Hollins, Executive Director (Californians for Safety and Justice); spoke on various concerns related to the hearing matter.

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

Chair Mar moved that this Resolution be RECOMMENDED. 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 1:08 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.