

City and County of San Francisco

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



MEETING MINUTES
Thursday, November 20, 2008
1:00 PM
City Hall, Room 263
Regular Meeting

City Operations and Neighborhood Services Committee

Members: Carmen Chu, Jake McGoldrick, Sean Elsbernd

Clerk: Gail Johnson (415) 554-4445

Members Present: *Carmen Chu, Jake McGoldrick, Sean Elsbernd.*

Members Excused: *None.*

Members Absent: *None.*

FONTSIZE= +1**MEETING CONVENED**

The meeting convened at 1:17 p.m.

FONTSIZE= +1**REGULAR AGENDA**

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081204 [Liquor license transfer - 289 Eighth Street]

Hearing to consider that the transfer of a Type 48 on-sale general public premises liquor license from 170 O'Farrell Street to 289 Eighth Street (District 6), to John I. Luna for The 289 Bar will serve the public convenience and necessity of the people of the City and County of San Francisco.

9/5/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. (Sent referral letter to the Planning and Police Departments.)

10/22/08, RESPONSE RECEIVED. Planning Department approved liquor license request.

Heard in Committee. Speakers: Inspector Dave Falzon, San Francisco Police Department, Vice Crimes Division; John Luna.

FILED by the following vote:

Ayes: 3 - Chu, McGoldrick, Elsbernd

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081219 [Gift - Department of Public Health, Community Behavioral Health Services - \$800,000]

Resolution authorizing the Department of Public Health, Community Behavioral Health Services to retroactively accept a gift of Buprenorphine medication from Reckitt Benckiser Pharmaceuticals with a monetary value of up to \$800,000 for the period of October 1, 2008 through September 30, 2009 for ongoing and new patients receiving Opiate Replacement Treatment in San Francisco. (Public Health Department)

10/17/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Heard in Committee. Speaker: Dr. David Hirsch, Department of Public Health.

RECOMMENDED.. by the following vote:

Ayes: 2 - Chu, Elsbernd

Absent: 1 - McGoldrick

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080323 [Place of Entertainment Permits and Board of Appeals procedures]

Mayor, Supervisor Maxwell

Ordinance amending the San Francisco Police Code by amending Sections 2.26, 1060, 1060.1, 1060.2, 1060.3, 1060.5, 1060.24, 1060.25 and 1060.29, by adding Sections 1060.20.1, 1060.20.2, 1060.20.3, 1060.20.4, 1060.24.1, 1060.24.2, 1060.30, 1060.31, 1060.32 and 1060.33, by repealing Sections 1060.4, 1060.20 and 1060.22, and by adding new Sections 1060.4 and 1060.20, relating to the application, approval, amendment, suspension, revocation, and transfer of Place of Entertainment Permits and One Night Event Permits (now called "One Time Event Permits"), including changes in penalties, and amending the San Francisco Business and Tax Regulations Code by amending Sections 8 and 26 to provide the time for appealing to the Board of Appeals, to provide an additional category of permit suspension and revocation actions that are not suspended pending a decision by the Board of Appeals, and to clarify the standards governing the review of permits.

3/4/08, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 4/7/2008. (Referred to Entertainment Commission for informational purposes.) (Referred to Small Business Commission for comment and recommendation.)

6/3/08, RESPONSE RECEIVED. The Small Business Commission unanimously approved the proposed ordinance.

6/5/08, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Bob Davis, Director, Entertainment Commission; Kevin Ryan, Mayor's Office of Criminal Justice; Inspector Varja Granelli, Police Department; Captain T. Jimenez, Commander, Tenderloin Station, Police Department; Officer Fred Crisp, Permit Officer, Central Station, Police Department; Harold Johnson, Johnson Security; Ray Bobbitt; Sean; Andrew Boggs.

10/28/08, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

10/28/08, ASSIGNED to City Operations and Neighborhood Services Committee.

Speakers: None.

Amended on page 35, line 5, by replacing "or" with "and."

Continued to December 4, 2008.

AMENDED.

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CONTINUED AS AMENDED by the following vote:

Ayes: 2 - Chu, Elsbernd

Absent: 1 - McGoldrick

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080324 [Extended-Hours Premises Permits] Mayor, Supervisor Maxwell

Ordinance amending the San Francisco Police Code by amending Sections 1070, 1070.1, 1070.2, 1070.3, 1070.5, 1070.7, 1070.8, 1070.19, 1070.22, and 1070.24, by adding Sections 1070.28, 1070.29, 1070.30, 1070.31 and 1070.32; by repealing Sections 1070.4, 1070.12, 1070.17, 1070.20, 1070.20-1, 1070.21, and 1070.26; and by adding new Sections 1070.4, 1070.17, and 1070.20, relating to the application, approval, amendment, suspension, revocation, and transfer of Extended-Hours Premises Permits, including changes in penalties.

3/4/08, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 4/7/2008. (Referred to Entertainment Commission for informational purposes.) (Referred to Small Business Commission for comment and recommendation.)

6/3/08, RESPONSE RECEIVED. The Small Business Commission unanimously approved the proposed ordinance.

6/5/08, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Bob Davis, Director, Entertainment Commission; Kevin Ryan, Mayor's Office of Criminal Justice; Inspector Varja Granelli, Police Department; Captain T. Jimenez, Commander, Tenderloin Station, Police Department; Officer Fred Crisp, Permit Officer, Central Station, Police Department; Harold Johnson, Johnson Security; Ray Bobbitt; Sean; Andrew Boggs.

10/28/08, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

10/28/08, ASSIGNED to City Operations and Neighborhood Services Committee.

Speakers: None.

Continued to December 4, 2008.

CONTINUED by the following vote:

Ayes: 2 - Chu, Elsbernd

Absent: 1 - McGoldrick

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081009 [Prohibiting smoking in taxicabs and motor vehicles for hire and free distribution of tobacco products and accessories in places open to the public] Supervisor Maxwell

Ordinance amending the San Francisco Health Code by amending Section 1009.22 and amending the San Francisco Police Code by amending Section 1143 and repealing Sections 53, 53.1, and 1098, to prohibit smoking in taxicabs and other motor vehicles for hire, and amending San Francisco Police Code Section 95, to prohibit the free distribution of tobacco products and accessories in places open to the public.

7/16/08, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 8/15/2008. (Referred to Taxi and Small Business Commissions for informational purposes.)

10/2/08, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Emily Rogers, Legislative Aide to Supervisor Maxwell; John Malamut, Deputy City Attorney; Liz Williams, Americans for Nonsmokers' Rights; Jordanna Thigpen, Executive Director, San Francisco Taxicab Commission; Brian Davis, Breathe California; Bob Gordon, San Francisco Tobacco Free Coalition; Walter Johnson, Communities Under Siege; Julie Walters, Communities Under Siege; Vera Harrell, Communities Under Siege; Carol McGruder, Project Director, Communities Under Siege. Continued to October 16, 2008.

10/2/08, CONTINUED AS AMENDED.

10/16/08, CONTINUED. Speakers: None. Continued to November 20, 2008.

Heard in Committee. Speakers: Emily Rogers, Legislative Aide to Supervisor Maxwell; Carol McGruder, Project Director, Communities Under Siege; Bob Gordon, San Francisco Tobacco Free Coalition; Brian Davis, Tobacco Free Coalition and Breathe California; Julie Waters, Communities Under Siege.

RECOMMENDED by the following vote:

Ayes: 3 - Chu, McGoldrick, Elsbernd

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080847 [Requiring recyclable/compostable bags for newspapers and handbills] Supervisors Mirkarimi, Peskin

Ordinance amending Article 5.7 of the San Francisco Public Works Code by adding Section 184.77, to require any person who distributes newspapers or handbills that are packaged in bags or other wrapping to or upon private property to use only recyclable or compostable materials for such packaging and to impose penalties; and making environmental findings.

6/24/08, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 7/24/2008. (Referred to Planning Department for environmental review.)

9/18/08, CONTINUED. Heard in Committee. Speaker: Rob Black, San Francisco Chamber of Commerce. Continued to October 16, 2008.

10/16/08, CONTINUED. Speakers: None. Continued to November 20, 2008.

Speakers: None.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 2 - Chu, Elsbernd

Absent: 1 - McGoldrick

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081250 [Massage practitioner requirements] Supervisor Duffy

Ordinance amending Section 1902 of the San Francisco Health Code by changing the requirement that massage practitioners obtain a certificate of graduation to a certificate of completion verifying at least 100 hours of massage instruction.

9/23/08, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 10/23/2008.

Heard in Committee. Speakers: Dr. John Ojo, San Francisco Health Department; Tim Vietser, National Holistic Institute.

RECOMMENDED by the following vote:

Ayes: 3 - Chu, McGoldrick, Elsbernd

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081405 [2008 Hazard Mitigation Plan] Mayor, Supervisor Alioto-Pier

Resolution adopting the 2008 City and County of San Francisco Hazard Mitigation Plan.

11/4/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Heard in Committee. Speaker: Lieutenant Bei Franey, Department of Emergency Management.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, McGoldrick

Absent: 1 - Elsbernd

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081224 [San Francisco Zoo - Office of the Legislative Analyst Report] Supervisor Mar

Hearing to discuss the report written by the Office of the Legislative Analyst which compares the San Francisco Zoo's current practices in the areas of animal welfare, education and conservation against standards and policies promulgated by the USCA and various zoo associations.

9/16/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Heard in Committee. Speakers: Gabriel Cabrera, Office of the Legislative Analyst; Bob Jenkins, San Francisco Zoo; Joe Fitting, San Francisco Zoo; Denise Bobol; Dr. Eliot Katz, President, In Defense of Animals; Pat Cuvillo; Commissioner Philip Gerrie, Animal Care and Welfare Commission.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 3 - Chu, McGoldrick, Elsbernd

FONTSIZE= +1ADJOURNMENT

The meeting adjourned at 3:31 p.m.