



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, July 14, 2016

2:30 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 2 - John Avalos, and David Campos

Excused: 1 - Jane Kim

The Public Safety and Neighborhood Services Committee met in regular session on Thursday, July 14, 2016, with Vice Chair John Avalos presiding.

ROLL CALL AND ANNOUNCEMENTS

Vice Chair Avalos called the meeting to order at 2:52 p.m. On the call of the roll Vice Chair Avalos and Member Campos were noted present. Chair Kim was noted not present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

160249 [Liquor License Transfer - 65 Post Street]

Hearing to consider that the transfer of a Type 48 on-sale general public premises license from 86-2nd Street to 65 Post Street (District 3) for M&M Group Assets, Inc. dba DaDa Bar and Lounge, will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

03/15/16; REFERRED TO DEPARTMENT. Referred to the Planning and Police Department for comment and recommendation.

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

03/31/16; RESPONSE RECEIVED. Planning Department approved the ABC Type 48 License stating it is permitted with retail use in the C-3-0 District, pursuant to Code Section 210.2.

07/08/16; RESPONSE RECEIVED. The Police Department submitted their report for the matter approving the PCN request with conditions.

Heard in Committee. Speaker: Supervisor Aaron Peskin (Board of Supervisors); Sgt. Patrick Kennedy (Police Department); Timothy Landregan and Michael Gouddou (M&M Group Assets, Inc.); presented information and answered questions raised throughout the discussion. Michael Mayer; Stephen Perlman; Leanne Williams; Jane Ganahl; Bernadette Bohan; Robert Melton (DeYoung Museum); Matthew Scanlan; Ralph Lewin (Mechanics' Institute); Jerry R. Jolly (Pillsbury Law Firm); William B. Schaefer, CTO (Vendini); Ying-Sun Ho; Diane Xu; Norman Cheung; Tony Melucci; Christina Stafford; Alli McEvoy (Colliers International); Emma Peel; September Williams; Joey Galyago; Jerry Moskowitz and Taryn Edwards (Mechanics Institute); Zhen Radenmacher; Sylvia Johnson; Grand Duke Aja Monet-Ashton; Female Speaker; Male Speaker; Male Speaker; spoke on various concerns relating to the hearing matter.

PREPARED IN COMMITTEE AS A RESOLUTION

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 86-2nd Street to 65 Street (District 3) to M&M Group Assets, Inc. dba Dada Bar and Lounge, 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: 2 - Avalos, Campos

Absent: 1 - Kim

Member Campos moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

Member Campos, seconded by Vice Chair Avalos, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

160251 [Liquor License - 2836 Franklin Street]

Hearing to consider that the issuance of a Type 21 off-sale general alcoholic beverage control license to Najib Saliba and Hanan Saliba dba Franklin Market, located at 2836 Franklin Street (District 2), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

03/16/16; REFERRED TO DEPARTMENT. Referred to Planning and Police Department for comment and recommendation.

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

03/24/16; RESPONSE RECEIVED. ABC License Type 21 is permitted in conjunction with the existing retail grocery/specialty store use (Note: Sale and display of alcohol restricted to 15% of gross square footage C120 square ft).

07/07/16; RESPONSE RECEIVED. The Police Department submitted their response approving the PCN request with conditions.

Heard in Committee. Speakers: Sgt. Patrick Kennedy (Police Department); David Villa-Lobos (Community Alliance); Hanan Saliba; 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 Najib Saliba and Hanan Saliba dba Franklin Market located at 2836 Franklin Street (District 2), 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: 2 - Avalos, Campos

Absent: 1 - Kim

Member Campos moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

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

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

Supervisor Kim Excused from Attendance

Member Campos moved that Supervisor Kim be excused from attending the Public Safety and Neighborhood Services Committee meeting of July 14, 2016. The motion carried by the following vote:

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

160301 [Liquor License Transfer - 447 Bush Street]

Hearing to consider that the transfer of a Type 48 on-sale general public premises license from 451 Bush Street to 447 Bush Street (District 3) for SFFSRE, LLC dba Fluxus, will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

03/28/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

03/28/16; REFERRED TO DEPARTMENT. Referred to the Planning and Police Department for comment and recommendation.

05/09/16; RESPONSE RECEIVED. 5/9/2016 - Planning Department submitted their approval noting that the Place of Entertainment permit is permitted in C-3-R Zoning District as an entertainment, arts and recreation use per Planning Code Sections 210.2 and 102.

07/08/16; RESPONSE RECEIVED. The Police Department submitted their report approving the PCN request with conditions.

Heard in Committee. Speakers: Supervisor Aaron Peskin (Board of Supervisors); Sgt. Patrick Kennedy; Michael Krouse (SFFSRE, LLC); Leena Rege (Cooper Law Offices); William Strawn (Department of Building Inspection); David Nicoletti; presented information and answered questions raised throughout the discussion.

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

Ayes: 2 - Avalos, Campos

Absent: 1 - Kim

Member Campos moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

151151 [Hearing - Equitable Access to Healthy and Free Drinking Water]

Sponsors: Mar; Wiener

Hearing on the City's efforts to expand equitable access to healthy and free drinking water by increasing water-filling station in schools, parks, and especially neighborhoods with the highest concentration of sugar-sweetened beverage consumption; and requesting the Mayor's Office, the San Francisco Public Utilities Commission, the Recreation and Parks Department, the Port, and the San Francisco Unified School District to report.

11/03/15; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

11/10/15; REFERRED TO DEPARTMENT. Referred to the Mayor's Office, Public Utilities Commission, Recreation and Parks Department, Port Department, and the San Francisco Unified School District for informational purposes and requesting the various departments to report.

Heard in Committee. Speakers: Supervisor Eric Mar (Board of Supervisors); Kay Fernandez Smith and John Scrupulo (Public Utilities Commission); presented information and answered questions raised throughout the discussion. Sophie Morris; Christina Nip (Nico's Chinese Helath Coalition); Vanessa Bohm (Central American Resource Center); Alexi Van Gelder (1000 Fountains); Sylvia Johnson; 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 - Avalos, Campos

Excused: 1 - Kim

Vice Chair Avalos recessed the meeting at 4:25 p.m. and reconvened at 4:30 p.m.

160592 [Administrative Code - Lactation in the Workplace Policy]

Sponsors: Tang; Cohen, Kim, Wiener, Yee, Mar, Farrell, Peskin, Breed, Campos and Avalos

Ordinance amending the Administrative Code to require the Department of Human Resources to develop a Lactation in the Workplace Policy for all City departments.

05/24/16; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 6/23/2016.

06/01/16; REFERRED TO DEPARTMENT. Referred to the Department of Human Resources, Human Rights Department, Human Services Agency, Department of Public Health, Department on the Status of Women, Children and Families Commission, Department of Children, Youth and Their Families, and the Office of Early Care and Education for informational purposes.

Heard in Committee. Speakers: Ashley Summers (Office of Supervisor Katy Tang); Linda Simon (Department of Human Resources); Elizabeth Newman (Department on the Status of Women); presented information and answered questions raised throughout the discussion. Sylvia Johnson; spoke in support of the hearing matter.

Member Campos moved that this Ordinance be AMENDED, AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Line 7, by striking ‘and’ before ‘(C)’ and adding ‘and (D)’ after ‘(C)’; on Page 5, Lines 9-14 by adding ‘(D) Public Lactation Rights.’ to include a provision that nursing mothers are not required to limit Lactation to spaces identified by the City for this purpose and adding that City employees shall not infringe on the right of any member of the public to engage in Lactation in any City location that is open to the public; and on Page 6, Lines 1-4, by adding ‘The City website shall advise City employees of mothers’ right under state law to engage in Lactation in public, and shall state that City employees shall not infringe this right of any member of the public engaged in Lactation on City property that is open to the public.’ The motion carried by the following vote:

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

Member Campos moved that this Ordinance be RECOMMENDED AS AMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

150792 [Fire Code - Disclosure of Fire Safety Information]**Sponsor: Tang**

Ordinance amending the San Francisco Fire Code to require building owners and homeowners' associations to provide fire safety information to residents in buildings with three or more dwelling units, and annual fire safety information and training to residents in buildings with 16 or more units; making findings as to local conditions pursuant to the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to transmit the Ordinance to appropriate State officials.

07/21/15; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 8/20/2015.

07/29/15; REFERRED TO DEPARTMENT. Referred to the Fire Department for informational purposes.

03/07/16; REMAIN ACTIVE. 3/7/2016 - Supervisor Tang requested that this matter remain active for an additional six months; 9/7/2016

05/24/16; SUBSTITUTED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

06/01/16; REFERRED TO DEPARTMENT. Referred to the Fire Department, Planning Department, and Department of Building Inspection for informational purposes.

06/23/16; RESPONSE RECEIVED. The Building Inspection Commission met and held a public hearing on June 15, 2016, on the matter and the Commissioners voted unanimously to support the proposed amendment.

Heard in Committee. Speakers: Ray Law (Office of Supervisor Katy Tang); presented information and answered questions raised throughout the discussion. Charlie Gousson; spoke in support of the hearing matter. Sylvia Johnson; spoke on various concerns relating to the hearing matter.

Member Campos moved that this Ordinance be AMENDED, AMENDMENT OF THE WHOLE BEARING SAME TITLE, by adding language to require building owners of three or more units to provide fire safety disclosures orally and in writing annually; adding language clarifying posting, training, and printing requirements; amending effective dates of the Ordinance; and adding other clarifying verbiage. The motion carried by the following vote:

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

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

Ayes: 2 - Avalos, Campos

Excused: 1 - Kim

ADJOURNMENT

There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 5:31p.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.