

# Board of Supervisors



City Hall  
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San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, July 25, 2017

### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

#### **170860 [Administrative Code - Displaced Tenant Preference in City Affordable Housing]**

**Sponsor:** Mayor

Ordinance amending the Administrative Code to remove reference to a 10-year residency requirement for the Displaced Tenant Preference in City Affordable Housing Programs; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

#### **170861 [Project Partnership Agreement - Army Corps of Engineers - Dredging of Central Basin by Pier 70 - Not to Exceed \$4,500,650]**

**Sponsor:** Mayor

Ordinance amending Ordinance No. 244-16, regarding a Project Partnership between the U.S. Army Corps of Engineers and the Port to allow federal dredging of the Central Basin adjacent to Pier 70, to: 1) change the project dredging depth from 32 feet to 35 feet; 2) increase the estimated initial project cost from \$8,971,000 to \$11,690,000; 3) increase the Port's 25% project contribution from \$2,242,740 to \$2,922,500; 4) change the frequency of maintenance dredging from every four years to every two years, and at an estimated cost of \$2,080,000 instead of \$1,026,000 for each maintenance dredge episode; 5) increase the Port's additional 10% matching contribution from \$897,100 to \$1,169,000; 6) increase the estimated total cost of dredging during the first 30 years from \$12,195,000, to \$31,300,00; and 7) authorize the Port Executive Director to reserve a contingency fund of \$409,150 (equivalent to 10% of the Port's total estimated cost contributions of \$4,091,500), to expend in case of future unanticipated increases in project costs, for a total expenditure authorization not to exceed \$4,500,650. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 170862 [Setting Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2017-2018]**  
**Sponsor:** Mayor  
Ordinance levying property taxes at a combined rate of \$1.1789 on each \$100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District, and establishing a pass-through rate of \$0.0890 per \$100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for the fiscal year ending June 30, 2018. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 170863 [Development Agreement - FC Pier 70, LLC - Pier 70 Development Project]**  
**Sponsors:** Mayor; Cohen  
Ordinance approving a Development Agreement between the City and County of San Francisco and FC Pier 70, LLC, for 28 acres of real property located in the southeast portion of the larger area known as Seawall Lot 349 or Pier 70; and bounded generally by Illinois Street on the west, 22nd Street on the south, and San Francisco Bay on the north and east; waiving certain provisions of the Administrative Code, Planning Code, and Subdivision Code; and adopting findings under the California Environmental Quality Act, public trust findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 170864 [Planning Code, Zoning Map - Pier 70 Special Use District]**  
**Sponsors:** Mayor; Cohen  
Ordinance amending the Planning Code and the Zoning Map to add the Pier 70 Special Use District; making findings under the California Environmental Quality Act, and making findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and Planning Code, Section 302. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 170865 [Zoning - Interim Moratorium on Medical Cannabis Dispensaries]**  
**Sponsor:** Cohen  
Urgency ordinance approving an interim zoning moratorium on the approval of medical cannabis dispensaries for 45 days, in accordance with California Government Code, Section 65858; affirming the Planning Department’s determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 170866 [Administrative, Campaign and Governmental Conduct Codes - Changing References from Office of Citizen Complaints to Department of Police Accountability]**  
**Sponsor:** Cohen  
Ordinance amending the Administrative and Campaign and Governmental Conduct Codes to change all references from “Office of Citizen Complaints” to “Department of Police Accountability,” and to make related terminology changes, to reflect that name change resulting from the passage of Proposition G at the November 8, 2016 election. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 170867 [Environment Code - Flame Retardant Chemicals in Upholstered Furniture and Juvenile Products]**  
**Sponsors:** Farrell; Peskin and Sheehy  
Ordinance amending the Environment Code to ban the sale in San Francisco of upholstered furniture and juvenile products made with or containing an added flame retardant chemical. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.

**170868 [Campaign and Governmental Conduct Code - Campaign Finance Amendments]**

**Sponsor:** Kim

Ordinance amending the Campaign and Governmental Conduct Code to 1) require candidates to attest, under penalty of perjury, to the lack of any coordination with other committees; 2) require that the Voter Information Pamphlet note which candidates have agreed to voluntary spending limits; 3) clarify supplemental reporting for the public financing program; 4) require written disclaimers to appear in 14-point font; 5) require that disclaimers be included at the beginning of audio and video advertisements; 6) require that disclaimers include the top four donors to committees, if the donors have contributed \$20,000 or more; and 7) prior to each municipal election, require the Ethics Commission to distribute a pamphlet to San Francisco voters regarding third-party spending. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

**170869 [Police Code - Noise Permits for Construction at Night]**

**Sponsor:** Peskin

Ordinance amending the Police Code to clarify factors that Public Works and the Department of Building Inspection must consider in evaluating special permits to exceed ambient noise levels during night time construction, and to prohibit Public Works from issuing such permits for projects in certain residential areas (outside the area bounded by Pine, Taylor, Market, 8th, Folsom, Fremont, and Front Streets) covered by the Municipal Transportation Agency's Holiday Moratorium on issuance of daytime special traffic permits; and affirming the Planning Department's determination under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

**170870 [Building, Fire Codes - Fire Alarm System Upgrade Requirements]**

**Sponsor:** Peskin

Ordinance amending the Existing Building and Fire Codes to require buildings sold or transferred after September 1, 2017, to comply with fire alarm system upgrade requirements for sleeping areas, and to exempt mandatory seismic strengthening alterations and transient Hotels from those requirements; affirming the Planning Department's determination under the California Environmental Quality Act; making findings under the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

**170871 [Fire, Housing Codes - Residential Hotel Fire Safety Requirements Triggered by Sale or Transfer]**

**Sponsor:** Peskin

Ordinance amending the Fire and Housing Codes to require automatic sprinklers in non-residential areas of residential hotels sold or transferred after August 1, 2017; affirming the Planning Department's determination under the California Environmental Quality Act; making findings under the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

**170872 [Administrative Code - Naming Terminal 1 at the San Francisco International Airport After Harvey Milk]**

**Sponsors:** Ronen; Sheehy

Ordinance amending the Administrative Code to name Terminal 1 of the San Francisco International Airport after former Supervisor Harvey Milk. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

- 170873 [Administrative Code - Prohibition on City Participation in Urban Shield and Other Programs that Promote the Militarization of Law Enforcement]**  
**Sponsors:** Yee; Cohen  
Ordinance amending the Administrative Code to prohibit City entities from using City resources to participate in Urban Shield and other programs that promote the militarization of law enforcement. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.

## **Resolutions**

- 170874 [Professional Services Agreement - CH2M HILL Engineers, Inc. - Planning, Engineering, Environmental Services for the Seawall Resiliency Project - Not to Exceed \$39,984,714]**  
**Sponsor:** Mayor  
Resolution approving and authorizing the Executive Director of the Port of San Francisco to execute a professional services agreement with CH2M HILL Engineers, Inc., for planning, engineering, and environmental services for the Seawall Resiliency Project, for an amount not to exceed \$39,984,714, and a term of ten years to commence on the later of October 2, 2017, or the effective date through October 1, 2027, with one one-year option to extend. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 170875 [Apply for Grant - California Department of Housing and Community Development - No Place Like Home - Up to \$150,000]**  
**Sponsor:** Mayor  
Resolution authorizing the Department of Homelessness and Supportive Housing to apply for a technical assistance grant in an amount up to \$150,000 from the California Department of Housing and Community Development to support the planning and implementation of No Place Like Home. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 170876 [Multifamily Housing Revenue Bonds - 1950 Mission Street - Not to Exceed \$95,000,000]**  
**Sponsors:** Mayor; Ronen  
Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$95,000,000 for 1950 Mission Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$95,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 170877 [Multifamily Housing Revenue Bonds - 490 South Van Ness Avenue - Not to Exceed \$65,000,000]**  
**Sponsors:** Mayor; Ronen  
Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$65,000,000 for 490 South Van Ness Avenue; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$65,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 170831 [Lease Agreement - IDEO, LP - Pier 26 - Initial Total Monthly Base Rent of \$90,118.35]**  
**Sponsor:** Mayor  
Resolution approving Lease No. L-16159 between IDEO, LP, and the Port for approximately 26,901 square feet of office space located at Pier 26 Annex Building, for a term of eight years to commence following Board approval, with an initial total monthly base rent of \$90,118.35 subject to an annual 3% increase. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 170878 [Resolution of Intention to Form Sub-Project Area G-2, Sub-Project Area G-3, and Sub-Project Area G-4 - Infrastructure Financing District No. 2 (Port of San Francisco)]**  
**Sponsors:** Mayor; Cohen  
Resolution of Intention to establish Sub-Project Area G-2, Sub-Project Area G-3 and Sub-Project Area G-4 of City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 170879 [Resolution of Intention to Issue Bonds - Not To Exceed \$273,900,000 for Sub-Project Area G-2, \$196,100,000 for Sub-Project Area G-3, and \$323,300,000 for Sub-Project Area G-4 - Infrastructure Financing District No. 2 (Port of San Francisco)]**  
**Sponsors:** Mayor; Cohen  
Resolution of Intention to Issue Bonds in an Amount Not to Exceed \$273,900,000 for Sub-Project Area G-2, \$196,100,000 for Sub-Project Area G-3, and \$323,300,000 for Sub-Project Area G-4, for the City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 170880 [Resolution of Intention to Establish Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard)]**  
**Sponsors:** Mayor; Cohen  
Resolution of Intention to establish City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard) on land within the City and County of San Francisco commonly known as the Hoedown Yard to finance the construction of affordable housing within Pier 70 and Parcel K South; to call a public hearing on October 24, 2017, on the formation of the district and to provide public notice thereof; and determining other matters in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 170881 [Resolution Authorizing Executive Director of the Port of San Francisco to Prepare an Infrastructure Financing Plan - Infrastructure and Revitalization Financing District No.2 (Hoedown Yard)]**  
**Sponsors:** Mayor; Cohen  
Resolution authorizing and directing the Executive Director of the Port of San Francisco, or designee thereof, to prepare an infrastructure financing plan for City and County of San Francisco Infrastructure Financing District No. 2 (Hoedown Yard); and determining other matters in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 170882 [Resolution of Intention to Issue Bonds Related to Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard)]**  
**Sponsors:** Mayor; Cohen  
Resolution of intention to issue bonds for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard); and determining other matters in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 170883 [Multifamily Housing Revenue Note - 455 Fell Street (“455 Fell Street Apartments”) - Not to Exceed \$43,000,000]**  
**Sponsor:** Breed  
Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$43,000,000 for the purpose of providing financing for the acquisition and construction of a 108-unit multifamily rental housing project known as “455 Fell Street Apartments;” approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the loan from the funding lender to the City and the execution and delivery of the note; approving the form of and authorizing the execution of a borrower loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the back-to-back loans, the note and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 170884 [Urging the Recreation and Parks Commission to Remove the Name of Justin Herman from the Plaza on The Embarcadero]**  
**Sponsors:** Peskin; Breed, Kim, Cohen, Ronen, Fewer, Yee, Sheehy, Farrell, Safai and Tang  
Resolution urging the Recreation and Parks Commission to remove the name of Justin Herman from the plaza located at the intersection of The Embarcadero and Market Street. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**170885 [Multifamily Housing Revenue Bonds - 1294 and 1296 Shotwell Street - Not to Exceed \$50,000,000]**

**Sponsor:** Ronen

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$50,000,000 for 1294 and 1296 Shotwell Street (San Francisco, California 94110); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$50,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**170886 [Accept and Expend Gift - Double AA Corporation - Citywide Affordable Housing Fund - \$720,002]**

**Sponsor:** Sheehy

Resolution authorizing the Mayor's Office of Housing and Community Development to accept and expend a gift of \$720,002 from Double AA Corporation to the Citywide Affordable Housing Fund. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Motion**

**170888 [Committee of the Whole - Tax Sale of Presidio Terrace Common Area - October 31, 2017]**

Motion directing the Clerk of the Board of Supervisors to schedule a Committee of the Whole hearing on October 31, 2017, at 3:00 p.m. to consider rescission of the tax sale of the Presidio Terrace Common Area, pursuant to California Revenue and Taxation Code, Section 3731; and establishing the process and conduct of the hearing. (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors.

**Request for Hearing**

**170887 [Hearing - Interim Zoning Controls - Indoor Agriculture]**

Hearing to review the six-month report conducted by the Planning Department for the Interim Zoning Controls for Indoor Agriculture enacted by Resolution No. 015-17; and requesting the Planning Department to report. (Clerk of the Board). RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED RESOLUTIONS**

- 170736 [Designation Agreement - McAuley Adolescent Behavioral Health Unit - Dignity Health-St. Mary's Medical Center-San Francisco-Psychiatric Facility]**  
Resolution designating McAuley Adolescent Behavioral Health Unit at Dignity Health-St. Mary's Medical Center-San Francisco as an Evaluation and Treatment Facility, pursuant to California Welfare and Institutions Code, Sections 5150, 5585.50, and 5585.55, for minors, and authorizing the Director of Behavioral Health Services at the Department of Public Health to enter into a Designation Agreement with said facility. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170832 [Apply for Grant - Low Income Investment Fund - Child Care Facilities Fund and Technical Assistance - \$25,377,250]**  
Resolution retroactively approving the grant between the City and County of San Francisco and Low Income Investment Fund for the purpose of administering the San Francisco Child Care Facilities Fund and providing technical assistance for the period of July 1, 2017, to June 30, 2020, in the amount of \$25,377,250. (Human Services Agency). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 170833 [Real Property Lease - T-Mobile West LLC - Zuckerberg San Francisco General Hospital and Trauma Center, Building 25 - 1001 Potrero Avenue - \$5,000 Per Month Base Rent Exempt]**  
Resolution authorizing and approving the lease of a portion of the equipment room at Zuckerberg San Francisco General Hospital and Trauma Center, Building 25, with T-Mobile West LLC, a Delaware limited liability company, at the monthly base rent of \$5,000 which shall be waived while participating in the Distributed Antenna System and providing enhanced cellular services to the City staff, UCSF staff, patients, and visitors within Building 25, for a five year term to commence upon approval by the Board of Supervisors and Mayor, with three five-year options to extend. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.



**Clerk to Act - July 25, 2017**

**Board Meeting Minutes for June 13, 2017; June 20, 2017 and Special Meeting Minutes at the Budget and Finance Committee for June 15, 2017 were approved.**

**Requests Granted**

From: Supervisor Sheehy

To: City Attorney

Requesting/Inquiring: Supervisor Sheehy requests to please prepare an Ordinance that would amend Section 303 of the Planning Code to prohibit Conditional Use Authorization for a non-housing use where dwelling units have been destroyed by fire.

From: Supervisor Peskin

To: City Attorney

Requesting/Inquiring: Supervisor requests a Charter Amendment amending Article 12 of the City Charter to immediately and permanently remove investments by the San Francisco Employees' Retirement System in assets including stocks, bonds, and investment funds from companies involved in the extraction of fossil fuels, and to prohibit any future investment in those assets.

**In Memoriams**

Linda Diane McAloon Judge - Supervisor Yee

Rosie Kennedy - Supervisor Yee

Al Bernzweig - Supervisor Peskin

Dhameera Carlotta Ahmad - Supervisor Breed