

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, March 6, 2018 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

LONDON BREED, PRESIDENT

MALIA COHEN, SANDRA LEE FEWER, JANE KIM, AARON PESKIN, HILLARY RONEN,
AHSHA SAFAI, JEFF SHEEHY, CATHERINE STEFANI, KATY TANG, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Budget and Finance Committee Supervisors Cohen, Fewer, Stefani, Sheehy, Yee	Thursday 1:00 PM
Budget and Finance Federal Select Committee Supervisors Cohen, Fewer, Tang	2nd and 4th Thursday 1:15 PM
Budget and Finance Sub-Committee Supervisors Cohen, Fewer, Stefani	Thursday 10:00 AM
Government Audit and Oversight Committee Supervisors Kim, Peskin, Breed	1st and 3rd Wednesday 10:00 AM
Land Use and Transportation Committee Supervisors Tang, Kim, Safai	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Sheehy, Ronen, Peskin	2nd and 4th Wednesday 10:00 AM
Rules Committee Supervisors Safai, Yee, Stefani	2nd and 4th Wednesday 2:00 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Members Present: London Breed, Malia Cohen, Sandra Lee Fewer, Jane Kim, Aaron Peskin, Hillary Ronen, Ahsha Safai, Jeff Sheehy, Catherine Stefani, Katy Tang, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, March 6, 2018, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:02 p.m. On the call of the roll, Supervisors Kim, Sheehy, and Tang were noted not present. There was a quorum.

COMMUNICATIONS

There were no communications.

AGENDA CHANGES

There were no agenda changes.

Supervisors Kim and Tang were noted present at 2:03 p.m.

Supervisor Sheehy was noted present at 2:04 p.m.

CONSENT AGENDA

Recommendations of the Rules Committee

180150 [Appointments, San Francisco Health Authority - Jian Qing Zhang, Emily Webb, Sabra Matovsky, Lawrence Cheung, Steven Fugaro, Steve Fields, and Joseph David Woods]

Motion appointing Jian Qing Zhang, term ending January 15, 2020, and Emily Webb, Sabra Matovsky, Lawrence Cheung, Steven Fugaro, Steve Fields, and Joseph David Woods, terms ending January 15, 2021, to the San Francisco Health Authority. (Rules Committee)

Motion No. M18-023

APPROVED

180176 [Appointment, Park, Recreation and Open Space Advisory Committee - Jordyn Aquino]

Motion appointing Jordyn Aquino, term ending February 1, 2020, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Motion No. M18-024

APPROVED

180177 [Appointment, City College Financial Assistance Fund Oversight Committee - Conny Ford]

Motion appointing Conny Ford, for an indefinite term, to the City College Financial Assistance Fund Oversight Committee. (Rules Committee)

Motion No. M18-025

APPROVED

180178 [Appointment, Eastern Neighborhoods Citizens Advisory Committee - Sara Fenske Bahat]

Motion appointing Sara Fenske Bahat, term ending October 19, 2019, to the Eastern Neighborhoods Citizens Advisory Committee. (Rules Committee)

Motion No. M18-026

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Land Use and Transportation Committee

161109 [Planning Code, Zoning Map - Establishment of Geary-Masonic Special Use District]

Sponsors: Stefani; Safai

Ordinance amending the Planning Code to establish the Geary-Masonic Special Use District in the area generally bounded by Geary Boulevard to the south, Masonic Avenue to the east, and Assessor's Parcel Block No. 1071, Lot Nos. 001 and 004, to the north and west, respectively, amending Sheet SU03 of the Zoning Map; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.

FINALLY PASSED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

171108 [Planning Code - Restaurant and Bar Uses in Jackson Square, Broadway and North Beach, and Pacific Avenue Office Uses]**Sponsor: Peskin**

Ordinance amending the Planning Code to regulate restaurant and bar uses in the Jackson Square Special Use District, Broadway Neighborhood Commercial District, North Beach Neighborhood Commercial District, and North Beach Special Use District; amending the Jackson Square Special Use District to require a conditional use permit for Office Uses, Business Services, and Institutional Uses fronting on Pacific Avenue; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of public necessity, convenience and welfare under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Recommendation of the Rules Committee**171066 [Campaign and Governmental Conduct Code - Failure to File Form 700s, Sunshine Ordinance Declarations, and Certificates of Ethics Training]****Sponsor: Peskin**

Ordinance amending the Campaign and Governmental Conduct Code to disqualify members of City boards and commissions who have not filed their Form 700s (Statements of Economic Interests), Sunshine Ordinance Declarations, and Certificates of Ethics Training from participating in or voting on matters before their boards and commissions, and to modify the Ethics Commission's reporting requirements regarding the filing of Form 700s. (Ethics Commission)

FINALLY PASSED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

NEW BUSINESS**Recommendations of the Public Safety and Neighborhood Services Committee****170665 [Liquor License - 4522-3rd Street - Sav More Market]**

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits license to Abdalla F. Joseph, doing business as Sav More Market located at 4522-3rd 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. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180138 [Special On-Sale General Liquor License - Verifying Completion of Preapplication Meeting - 4608 Third Street - Tato]**Sponsor: Cohen**

Motion verifying that Kristin Anne Houk, doing business as Tato, located at 4608 Third Street, has completed the preapplication meeting requirement under California Business and Professions Code, Section 23826.13, for the issuance of a new, non-transferable, Type-87 neighborhood-restricted special on-sale general liquor license.

Motion No. M18-027**APPROVED by the following vote:**

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Recommendation of the Rules Committee**180054 [Building Code - Waiver and Refund of Investigation Fee for Persons Registered with the Office of Cannabis]****Sponsor: Sheehy**

Ordinance waiving and refunding investigation fees imposed by Building Code, Section 107A.5, for persons (as defined in Police Code, Section 1602) registered with the Office of Cannabis.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Yee

Noes: 1 - Tang

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Supervisor Stefani, seconded by Supervisor Kim, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Supervisor Stefani introduced, welcomed, and presented a Certificate of Honor to the Honorable Hans-Werner Tovar, President of the City Council (City of Kiel, Germany), in recognition of the Sister City partnership with the City and County of San Francisco and the shared commitment to strengthening friendly relations and enhancing cooperation between the two cities.

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Luis Herrera, former City Librarian (San Francisco Public Library), on the occasion of his retirement after 13 years with the City and County of San Francisco, and in recognition of his many accomplishments in library services over the past 40 years. Supervisors Cohen, Tang, Peskin, Yee, Fewer, Ronen, and Breed shared in this commendation.

Supervisor Peskin introduced, welcomed, and presented a Certificate of Honor to Cynthia Goldstein, Executive Director (Board of Appeals), on the occasion of her retirement from the City and County of San Francisco, and in recognition of her many accomplishments. Supervisor Sheehy shared in this commendation.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Speaker; expressed concerns regarding the election of the next Mayor of San Francisco. Richard Hand; expressed concerns regarding the housing crisis and the Retirement Board elections.

Speaker; shared various religious concerns.

Wynship W. Hillier; requested that the members of the Board resign due to concerns regarding Citywide Case Management.

Shawn Strickland; informed the Board that she was transgender and she is not evil.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

180198 [Supporting Strong Public Sector Unions Post a Janus v. AFSCME Supreme Court Decision]

Sponsors: Ronen; Fewer, Peskin, Sheehy, Kim, Yee, Safai, Cohen, Breed and Stefani
Resolution urging the Mayor and the Department of Human Resources to work with the public sector unions in San Francisco to ensure their health and success; and supporting the freedom of city employees to participate in strong unions post a United States Supreme Court decision on Janus v. AFSCME.

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

ADOPTED

180200 [Declaring Support - "March for Our Lives"]

Sponsors: Stefani; Safai, Kim, Sheehy, Ronen, Cohen, Yee, Fewer, Tang and Breed
Resolution declaring support for the March 24, 2018, "March for Our Lives" for common sense gun reform and commending the students in San Francisco and around the nation for leading a movement to demand common sense gun laws and school safety measures.

Supervisors Tang and Breed requested to be added as co-sponsors.

ADOPTED

180183 [Final Map 8840 - 1198 Valencia Street]

Motion approving Final Map 8840, a 49 residential unit and 5 commercial unit, mixed-use condominium project, located at 1198 Valencia Street, being a subdivision of Assessor's Parcel Block No. 3635, Lot No. 014; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M18-028

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Peskin requested that File Nos. 180199 and 180201 be severed so that they may be considered separately.

180199 [Urging San Francisco's State Legislative Delegation to Introduce State Legislation to Enable San Francisco to Impose Infrastructure Impact Fees on Transportation Network Companies]

Sponsors: Peskin; Ronen and Fewer

Resolution urging San Francisco's State Legislative Delegation to introduce state legislation to enable San Francisco to impose Infrastructure Impact Fees on Transportation Network Companies.

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

ADOPTED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

180201 [Calling from Committee - Committee of the Whole - Joint Meeting with the San Francisco Ethics Commission - Proposed Ordinance (File No. 180001) - Anti-Corruption and Accountability Ordinance - April 3, 2018]

Sponsor: Peskin

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on April 3, 2018, at 5:00 p.m., in a joint meeting with the San Francisco Ethics Commission, to hold a public hearing to consider the proposed Ordinance (File No. 180001) - the Anti-Corruption and Accountability Ordinance - amending the Campaign and Governmental Conduct Code to institute various campaign finance and conflict of interest reforms.

Supervisor Peskin, seconded by Supervisor Ronen, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by adding verbiage to call the proposed Ordinance (File No. 180001) from the Budget and Finance Committee, pursuant to Board Rule 3.37, and return it to the Board of Supervisors for consideration during the Committee of the Whole joint meeting with the Ethics Commission on April 3, 2018. The motion carried by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Motion calling from the Budget and Finance Committee, pursuant to Board Rule 3.37, the proposed Ordinance (File No. 180001) - the Anti-Corruption and Accountability Ordinance - amending the Campaign and Governmental Conduct Code to institute various campaign finance and conflict of interest reforms; and scheduling the Board of Supervisors to sit as a Committee of the Whole on April 3, 2018, at 5:00 p.m., in a joint meeting with the San Francisco Ethics Commission, to hold a public hearing to consider the proposed Ordinance (File No. 180001).

Supervisor Peskin, seconded by Supervisor Safai, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by changing the time of the joint meeting from '5:00 p.m.' to '3:00 p.m.' The motion carried by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

Motion calling from the Budget and Finance Committee, pursuant to Board Rule 3.37, the proposed Ordinance (File No. 180001) - the Anti-Corruption and Accountability Ordinance - amending the Campaign and Governmental Conduct Code to institute various campaign finance and conflict of interest reforms; and scheduling the Board of Supervisors to sit as a Committee of the Whole on April 3, 2018, at 3:00 p.m., in a joint meeting with the San Francisco Ethics Commission, to hold a public hearing to consider the proposed Ordinance (File No. 180001).

Motion No. M18-029

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

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.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

There were no items introduced at the request of a Department.

ADJOURNMENT

There being no further business, the Board adjourned at the hour 3:24 p.m.