

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, June 13, 2017 - 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, MARK FARRELL, SANDRA LEE FEWER, JANE KIM, AARON PESKIN,
HILLARY RONEN, AHSHA SAFAI, JEFF SHEEHY, KATY TANG, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Budget and Finance Committee

Supervisors Cohen, Yee, Tang, Kim, Sheehy

Thursday

1:00 PM

Budget and Finance Federal Select Committee

Supervisors Cohen, Sheehy, Fewer

2nd and 4th Thursday

1:05 PM

Budget and Finance Sub-Committee

Supervisors Cohen, Yee, Tang

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 Farrell, Peskin, Tang

Monday

1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Ronen, Sheehy, Fewer

2nd and 4th Wednesday

10:00 AM

Rules Committee

Supervisors Safai, Fewer, Yee

2nd and 4th Wednesday

1:00 PM

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

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

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, June 13, 2017, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:03 p.m. On the call of the roll, Supervisor Yee was noted not present. There was a quorum.

COMMUNICATIONS

There were no communications.

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

Supervisor Kim was noted absent at 2:04 p.m.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of May 2, 2017. There were no corrections.

Supervisor Yee, seconded by Supervisor Safai, moved to approve the Board Meeting Minutes of May 2, 2017. The motion carried by the following vote, following general public comment:

Ayes: 10 - Breed, Cohen, Farrell, Fewer, Peskin, Ronen, Safai, Sheehy, Tang, Yee

Absent: 1 - Kim

AGENDA CHANGES

There were no agenda changes.

Supervisor Kim was noted present at 2:07 p.m.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

There were no questions submitted from Supervisors representing the odd districts. Mayor Edwin Lee addressed the Board of Supervisors regarding the passage of Proposition 64 during the November 2016 Election, which legalized marijuana, and what the City is doing to prepare for the legalization of the marijuana industry, including the establishment of the Office of Cannabis, establishing rules and regulations, creating workforce development, sales, harvesting, and also the negative impacts. Following public comment this matter was filed. No further action was taken.

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

170555 [Administrative Code - San Francisco City College Financial Assistance Fund]

Sponsors: Kim; Ronen, Fewer, Peskin and Yee

Ordinance amending the Administrative Code to rename the San Francisco City College Enrollment Fee Assistance Fund as the San Francisco City College Financial Assistance Fund, clarify the permissible uses of monies appropriated to this fund, add two members to this fund's Oversight Committee, and increase the number of required meetings for the Oversight Committee.

FINALLY PASSED

170598 [Appropriation and De-Appropriation - District 10 Participatory Budgeting Projects - Expenditures of \$244,000 - FY2016-2017]

Sponsor: Cohen

Ordinance de-appropriating \$244,000 from District 10 Board Projects in the General City Responsibility and appropriating \$244,000 to various departments in order to support the District 10 Participatory Budgeting projects in FY2016-2017.

FINALLY PASSED

170600 [Appropriation and De-Appropriation - District 7 Participatory Budgeting Projects - Expenditures of \$300,000 - FY2016-2017]

Sponsor: Yee

Ordinance de-appropriating \$300,000 from District 7 Board Projects in the General City Responsibility and appropriating \$300,000 to various departments in order to support the District 7 Participatory Budgeting projects in FY2016-2017.

(Fiscal Impact; No Budget and Legislative Analyst Report)

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

170420 [Administrative Code - Relocation Assistance for Lawful Occupants Regardless of Age]

Sponsors: Ronen; Yee, Breed, Sheehy, Fewer, Peskin and Safai

Ordinance amending the Administrative Code to include all persons regardless of age who have been lawfully occupying a rental unit as eligible tenants for purpose of calculating Ellis Act relocation payments.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

Severed from the Consent Agenda

Supervisor Peskin requested that File Nos. 170203 and 170204 be severed so that they may be considered separately.

President Breed requested File Nos. 170203 and 170204 be called together.

170203 [Planning Code - Article 7 Reorganization; Technical and Other Amendments]

Sponsor: Mayor

Ordinance amending the Planning Code to reorganize Article 7 and to update, correct, clarify, and simplify Code language in other Planning Code Sections; prohibit Kennels, Large Scale Urban Agriculture, Business Hours from 2 a.m. to 6 a.m., and the demolition or merger of units on the second story and above in the North Beach Neighborhood Commercial District (NCD); preserve the small storefronts, street frontage and prohibit vehicular access on certain streets within the North Beach NCD and Special Use District (SUD); create the definition of Special Food Manufacturing and amending the Eating and Drinking Controls for the North Beach SUD; 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.

Supervisor Peskin, seconded by Supervisor Ronen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 22, Line 9, by adding " * * * " between Sections 121.7 and 134 to indicate that unamended portions have been omitted; on Page 23, Line 9, by adding 'Japantown'; and on Page 24, Lines 16-19, by adding 'All', striking 'non-residential', and adding 'Ground floor Residential Uses shall also be designed to meet the City's Ground Floor Residential Design Guidelines.' The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

170204 [Planning Code - Deletion of Duplicate Definitions and Outdated Article 7 Zoning Control Tables]

Sponsor: Mayor

Ordinance amending Planning Code, Article 7, to delete Zoning Control Tables that are superseded by new Zoning Control Tables in a companion ordinance and to delete duplicate definitions previously relocated to Article 2 and related outdated text; 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.

Supervisor Peskin, seconded by Supervisor Yee, moved that this Ordinance be CONTINUED ON FINAL PASSAGE to the Board of Supervisors meeting of June 20, 2017. The motion carried by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

President Breed requested File Nos. 170414 and 170415 be called together.

170414 [Redevelopment Plan Amendments - Bayview Hunters Point]

Sponsor: Cohen

Ordinance approving amendments to the Bayview Hunters Point Redevelopment Plan to conform to Proposition O, adopted by the San Francisco voters on November 8, 2016, exempting the Candlestick Point and Hunters Point Shipyard Phase 2 Project area from the office development controls established under Planning Code, Sections 320-325; directing the Clerk of the Board to transmit a copy of this Ordinance upon its enactment to the Successor Agency; and making findings, including environmental findings under the California Environmental Quality Act, and 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, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang, Yee

170415 [Redevelopment Plan Amendments - Hunters Point Shipyard]

Sponsor: Cohen

Ordinance approving amendments to the Hunters Point Shipyard Redevelopment Plan to conform to Proposition O, adopted by the San Francisco voters on November 8, 2016, exempting the Candlestick Point and Hunters Point Shipyard Phase 2 Project area from the office development controls established under Planning Code, Sections 320-325; directing the Clerk of the Board to transmit a copy of this Ordinance upon its enactment to the Successor Agency; making findings, including environmental findings under the California Environmental Quality Act, and 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, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang, Yee

Recommendation of the Budget and Finance Committee

170469 [Appropriation and De-Appropriation - Expenditures of \$6,500,000 - Supporting Increased Overtime Expenditures - FY2016-2017]

Sponsor: Mayor

Ordinance appropriating \$6,500,000 to overtime and de-appropriating \$6,500,000 of permanent salaries and training budget in the Police Department's operating budget in order to support the Department's increased overtime expense as required per Ordinance No. 194-11 in FY2016-2017; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval, pursuant to Charter, Section 9.113(c).

(Fiscal Impact)

FINALLY PASSED by the following vote:

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

NEW BUSINESS

Recommendations of the Budget and Finance Committee

170520 [Appropriation - Proceeds from Special Tax Bonds - Transbay Transit Center Project - FY2016-2017 - \$207,500,000]

Sponsor: Mayor

Ordinance appropriating \$207,500,000 of Special Tax Bonds, Series 2017A and Series 2017B, to general City responsibility for financing related to the Transbay Transit Center Project and Transbay Plan infrastructure projects in FY2016-2017. (Controller)

PASSED, ON FIRST READING by the following vote:

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

170409 [Professional Services Agreement Modification - New South Parking-California - Management and Operation of the Airport's Public and Employee Parking Facilities - Not to Exceed \$116,360,694]

Resolution approving Modification No. 2 to the Professional Services Agreement, Contract No. 9121, between New South Parking-California and the City and County of San Francisco, acting by and through its Airport Commission, extending the term for an additional 12 months to commence on July 1, 2017, through June 30, 2018, for the management and operation of the Airport's public and employee parking, in an amount not to exceed \$20,390,711 during the extension term, for a new total amount not to exceed \$116,360,694. (Airport Commission)

(Fiscal Impact)

ADOPTED by the following vote:

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

170432 [Lease Amendment - Airport Concession Lease - WDFG North America, LLC]
Resolution approving Amendment No. 1 to the International Terminal and Terminal 3 Newsstands / Café Lease No. 12-0085 between WDFG North America, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, to reduce the total square footage, reimburse for unamortized construction costs, and reduce the minimum annual guarantee portion of the rent and annual promotional charge in proportion to the net reduction in square footage. (Airport Commission)

ADOPTED by the following vote:

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

President Breed requested File Nos. 170517, 170518, and 170519 be called together.

170517 [Teeter Plan Extension - Community Facilities District No. 2014-1 (Transbay Transit Center)]

Sponsor: Mayor

Resolution extending the Teeter Plan to special taxes levied for City and County of San Francisco Community Facilities District No. 2014-1 (Transbay Transit Center). (Controller)

ADOPTED by the following vote:

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

170518 [Annexation of Property - Community Facilities District No. 2014-1 (Transbay Transit Center)]

Sponsor: Mayor

Resolution determining that property located at Assessor's Parcel Block No. 3740, Lot No. 029, and Block No. 3740, Lot Nos. 030-032, is annexed to the City and County of San Francisco Community Facilities District No. 2014-1 (Transbay Transit Center); and directing the Clerk of the Board of Supervisors to Record Notice of the Annexation. (Controller)

ADOPTED by the following vote:

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

170519 [Issuance of Special Tax Bonds - Community Facilities District No. 2014-1 (Transbay Transit Center) - Not to Exceed Aggregate Principal Amount of \$207,500,000]

Sponsor: Mayor

Resolution authorizing the issuance and sale of two series of Special Tax Bonds for City and County of San Francisco Community Facilities District No. 2014-1 (Transbay Transit Center) in the aggregate principal amount not to exceed \$207,500,000; and approving related documents and determining other matters in connection therewith, as defined herein. (Controller)

ADOPTED by the following vote:

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

170606 [Accept and Expend Grant - Rim Fire Alternate Project - \$377,115]**Sponsor: Farrell**

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a Federal Emergency Management Agency grant administered through the California Governor's Office of Emergency Services in the amount of \$377,115 for a Rim Fire Alternate Project.

ADOPTED by the following vote:

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

170631 [Debt Management Policy and Procedures - Controller's Office of Public Finance]**Sponsor: Cohen**

Resolution approving the Controller's Office of Public Finance's debt management policy and procedures to manage the debt issuance process, pursuant to California Government Code, Section 8855.

ADOPTED by the following vote:

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

Recommendations of the Government Audit and Oversight Committee

President Breed requested File Nos. 170494, 170495, 170496, and 170597 be called together.

170494 [Memorandum of Understanding - Municipal Attorneys Association]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 1 to the 2014-2019 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys Association, to extend the standby program at the District Attorney's Office through June 30, 2019. (Human Resources Department)

PASSED, ON FIRST READING by the following vote:

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

170495 [Memorandum of Understanding - Machinists Union, Local 1414]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 1 to the 2014-2019 Memorandum of Understanding between the City and County of San Francisco and the Machinists Union, Local 1414, International Association of Machinists & Aerospace Workers Machinists Automotive Trades District Lodge 190, to provide a one time wage adjustment of 1.15% to represented employees in classifications 7306 Automotive Body and Fender Workers and 7309 Car and Auto Painters, effective July 1, 2017. (Human Resources Department)

PASSED, ON FIRST READING by the following vote:

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

170496 [Memorandum of Understanding - International Federation of Professional and Technical Engineers, Local 21]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 1 to the 2014-2019 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO, to extend the PUC/CIP Planning Function Assignment Pay provision through June 30, 2019. (Human Resources Department)

PASSED, ON FIRST READING by the following vote:

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

170597 [Memorandum of Understanding - Committee of Interns and Residents, Service Employees International Union]**Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Committee of Interns and Residents, Service Employees International Union, to be effective July 1, 2017, through June 30, 2021. (Human Resources Department)

PASSED, ON FIRST READING by the following vote:

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

Recommendations of the Land Use and Transportation Committee**170159 [Housing Code - Timers and Devices Restricting Showerhead Water Flow]****Sponsors: Peskin; Ronen**

Ordinance amending the Housing Code to prohibit the installation of timers or devices, other than required water conservation fixtures, that restrict or interrupt the water flow from showerheads in dwellings, apartment houses, dormitories, lodging houses, and hotels, subject to an exception for owner-occupied dwelling units; requiring shower heads to have a flow of no more than 2.5 gallons per minute; 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 as required by State law.

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

PASSED, ON FIRST READING by the following vote:

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

170240 [Police, Building Codes - Lactation in the Workplace]**Sponsors: Tang; Cohen, Ronen, Kim, Breed, Fewer, Yee and Safai**

Ordinance amending the Police Code to require employers to provide employees breaks and a location for lactation and to have a policy regarding lactation in the workplace that specifies a process by which an employee will make a request for accommodation, defines minimum standards for lactation accommodation spaces, requires that tenant improvements in buildings designated for certain uses include lactation rooms, and outlines lactation accommodation best practices; amending the Building Code to specify the technical specifications of lactation rooms for tenant improvements in buildings designated for certain uses; making findings, including environmental findings and findings regarding 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.

PASSED, ON FIRST READING by the following vote:

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

170131 [Establishment of Compton's Transgender Cultural District]**Sponsors: Kim; Peskin, Ronen, Safai and Sheehy**

Resolution establishing the Compton's Transgender Cultural District with the intent of commemorating historical sites, preserving existing spaces, and planning for vibrant communities that are Transgender, Gender-variant, Intersex, Lesbian, Gay, and Bisexual affirming.

*ADOPTED by the following vote:**Ayes: 11 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang, Yee*

Supervisor Kim, seconded by Supervisor Ronen, moved to rescind the previous vote. The motion carried by the following vote:

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

Supervisor Kim, seconded by Supervisor Peskin, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 5, Lines 6-7, by striking 'ensure that the TLGB community is adequately represented in the LGBTQ Cultural Heritage strategy participants, and through the District working group' after 'Planning Department, Line 8, by adding 'Compton's Transgender Cultural' before 'District', striking 'of' and adding 'in' before 'the community', Line 9, by striking 'representation in' and adding 'representing' before 'the following', Line 16, by striking 'and, if the Departments choose to create the working group', and adding 'but strongly urges the creation' after 'working group'; and Page 6, Line 8, by adding 'by the Compton's Transgender Cultural District Working Group' after 'developed', 'also' before 'included', and 'citywide' before 'LGBTQ'. The motion carried by the following vote:

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

ADOPTED AS AMENDED by the following vote:

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

170132 [Commemorative Street Plaques - Historical Markers - Top of Broadway Community Benefit District]**Sponsor: Peskin**

Resolution authorizing the placement of ten street plaques commemorating historical landmarks in the Top of Broadway Community Benefit District, at the sidewalks located along the Broadway Street Corridor and Columbus Avenue, in accordance with Public Works Code, Sections 789, et seq., the Commemorative Street Plaque Ordinance; and accepting the named plaques as a gift to the City and County of San Francisco.

ADOPTED by the following vote:

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

170490 [Authorizing Subdivision and Conveyance of Air Rights - 530 Sansome Street - Affordable Housing Development]**Sponsor: Peskin**

Resolution authorizing the Department of Real Estate to subdivide Assessor's Parcel Block No. 0206, Lot No. 017, located at 530 Sansome Street, and convey the air rights, on behalf of the Mayor's Office of Housing, for the purpose of developing affordable housing, either on-site or elsewhere in District 3, pursuant to an updated feasibility study to be conducted by the Mayor's Office of Housing in partnership with the Department of Real Estate.

ADOPTED by the following vote:

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

Recommendations of the Public Safety and Neighborhood Services Committee**170515 [Administrative Code - Fire Victims Assistance Fund]****Sponsors: Ronen; Fewer, Sheehy, Kim, Yee and Safai**

Ordinance amending the Administrative Code to allow tenants who have been displaced by fires to receive payments from the Fire Victims Assistance Fund for up to four years, instead of two years, if they earn 70% of Area Median Income or less, have not secured permanent replacement housing, and have applied for an affordable housing preference from the City as a tenant displaced by a fire.

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

Privilege of the floor was granted unanimously to Benjamin Amyes (Human Services Agency) who responded to questions raised throughout the discussion.

Supervisor Ronen, seconded by Supervisor Safai, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 25, through Page 2, Line 1, by striking 'in the past three months'; and Page 2, Lines 6-7, by striking 'they received services or financial support from the Human Services Agency within three months after the incident, (3)'. The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

170272 [Liquor License Transfer - 708 Polk Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises license to S.A.K. Bars, Inc., dba Hotel Epik, located at 708 Polk Street (District 6), 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)

ADOPTED by the following vote:

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

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

Supervisor Peskin, seconded by Supervisor Ronen, 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, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang, Yee

President Breed introduced, welcomed, and presented a Certificate of Honor to the San Francisco Health Plan Nurses in recognition of their extraordinary efforts providing high quality health care and services. John Grgurina, Jr., Chief Executive Officer (Human Services Agency), provided additional commendatory remarks.

Supervisor Peskin introduced, welcomed, and presented a Certificate of Honor to Arla Escontrias (Department of Public Health) on the occasion of her retirement from the City and County of San Francisco and in recognition of her many accomplishments and continued community support. Barbara Garcia, Director, and Dr. Jeffrey Critchfield (Department of Public Health) provided additional commendatory remarks. Supervisors Safai and Sheehy shared in this commendation.

Supervisor Ronen introduced, welcomed, and presented a Certificate of Honor to Ken Tray, Political Director (United Educators of San Francisco) on the occasion of his retirement and in recognition of his accomplishments advocating for the teachers and educators of San Francisco. Supervisors Kim, Fewer, Cohen, Tang, and Peskin shared in this commendation. Dennis Kelly (retired, United Educators of San Francisco), Connie Ford (San Francisco Labor Council), and Susan Solomon (United Educators of San Francisco) provided additional commendatory remarks.

Supervisor Kim introduced, welcomed, and presented a posthumous Certificate of Honor for Joyce June Hayes, accepted by her daughter Jayne Rovianek, in recognition of Joyce June Hayes' many accomplishments throughout her life and her fostering 87 children over the span of 40 years.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

170634 [Hearing - Committee of the Whole - Permanent Closure of County Jail Nos. 3 and 4 - June 13, 2017]

Sponsors: Breed; Kim

Hearing to discuss the plan for the permanent closure of County Jail Nos. 3 and 4, that will provide effective and humane investments in mental health, identify what new facility or facilities are needed, and seek to maintain San Francisco's eligibility to use State Public Works Board financing for those facilities; and requesting the Jail Re-Envisioning Working Group, including the Department of Public Health, Sheriff's Department, and Tax Payer Advocates, to report.

President Breed opened the public hearing and provided opening remarks regarding the plan for the permanent closure of County Jail Nos. 3 and 4; Supervisor Kim shared in those opening remarks. Sheriff Vicki Hennessy (Sheriff's Department), Barbara Garcia, Director (Department of Public Health), and Roma Guy (Jail Re-Envisioning Working Group) provided an overview of the project and responded to questions raised throughout the discussion. Male Speaker; Laura Thomas (Drug Policy Alliance); Andrea Salinas; Sandra Johnson (Legal Services for Prisoners with Children); Kate Monico Kline; Joseph Johnson; Wil Irwin; Iris Biblowitz; Lucero Herrera (Young Women Freedom Center); Karyn Smoot, Nick DeRenzi, and Natasha Anis (No New SF Jail Coalition/Critical Resistance); Natalia Marques (All of Us or None); Mohamed Shehk (No New SF Jail Coalition/Critical Resistance); Leah LaCroix; Michael Mine; Diane Block (California Coalition for Women Prisoners); Tom Gilbert; Ellie Hasbro; Male Speaker; Otto Duffy; William Juarez (Youth Commission); spoke on various concerns relating to the hearing matter. There were no other speakers. The President closed public comment, declared the public hearing heard and filed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

COMMITTEE REPORTS

Recommendations of the Budget and Finance Committee

President Breed requested File Nos. 170651, 170652, 170655, and 170657 be called together.

170651 [Proposed Interim Budget and Appropriation Ordinance for Departments - FYs 2017-2018 and 2018-2019]

Sponsor: Mayor

Proposed Interim Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2017, for the FYs ending June 30, 2018, and June 30, 2019.

PASSED ON FIRST READING by the following vote:

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

170652 [Proposed Interim Annual Salary Ordinance - FYs 2017-2018 and 2018-2019]

Sponsor: Mayor

Proposed Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2018, and June 30, 2019, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact; No Budget and Legislative Analyst Report)

PASSED ON FIRST READING by the following vote:

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

170629 [Multifamily Housing Revenue Bonds - 1601 Mariposa Apartments - Not to Exceed \$240,000,000]**Sponsor: Cohen**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$240,000,000 for the purpose of providing financing for the acquisition and construction of a 299-unit multifamily rental housing project located at 1601 and 1677 Mariposa Street, 485-497 Carolina Street, 395 and 420 Wisconsin Street, and 210 Arkansas Street (also known as 1601 Mariposa Apartments); approving the form of and authorizing the execution of an indenture of trust providing the terms and conditions of the multifamily housing revenue bonds and authorizing the execution and delivery thereof; approving the forms of and authorizing the execution of certain loan documents; approving the form of and authorizing the execution of a bond purchase agreement for such bonds; approving the form of and authorizing an official statement for such bonds and authorizing the distribution thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of an intercreditor agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution, subject to the terms of this Resolution; and related matters, as defined herein.

ADOPTED by the following vote:

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

170655 [Treasure Island Development Authority Interim Budget - FYs 2017-2018 and 2018-2019]**Sponsor: Mayor**

Resolution approving the Interim Budget of the Treasure Island Development Authority for FYs 2017-2018 and 2018-2019.

(Fiscal Impact; No Budget and Legislative Analyst Report.)

ADOPTED by the following vote:

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

170657 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency, Interim Budget - FY2017-2018]**Sponsor: Mayor**

Resolution approving an Interim Budget of the Office of Community Investment and Infrastructure, operating as the Successor Agency to the San Francisco Redevelopment Agency, for FY2017-2018.

(Fiscal Impact; No Budget and Legislative Analyst Report.)

ADOPTED by the following vote:

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

Recommendations of the Land Use and Transportation Committee

170349 [Administrative Code - Owner Move-In Reporting Requirements]

Sponsors: Farrell; Sheehy, Cohen and Breed

Ordinance amending the Administrative Code to require a landlord seeking to recover possession of a rental unit based on an owner move-in ("OMI") or relative move-in ("RMI") to provide a declaration under penalty of perjury stating that the landlord intends to occupy the unit for use as the principal place of residence of the landlord or the landlord's relative for at least 36 continuous months; require a landlord seeking to recover possession of a rental unit based on an OMI or RMI to provide the tenant with a form prepared by the Rent Board to be used to advise the Rent Board of any change in address; require a landlord to file annual documentation with the Rent Board for three years after an OMI or RMI showing whether the landlord or relative is occupying the unit as his or her principal place of residence; require the Rent Board to annually notify the unit occupant of the maximum rent for the unit for three years after an OMI or RMI; and extend the statute of limitations for wrongful eviction claims based on an unlawful OMI or RMI from one year to three years.

This item was not sent as a Committee Report.

170702 [Fee Waiver - LMC San Francisco I Holdings, LLC - 1515 South Van Ness Avenue]

Sponsors: Mayor; Ronen

Ordinance approving a fee waiver under Building Code, Section 106A.4.13, for LMC San Francisco I Holdings, LLC's project at 1515 South Van Ness Avenue; and adopting findings under the California Environmental Quality Act.

This item was not sent as a Committee Report.

170630 [Real Property Conveyance - 1 Lillian Court, also known as Shoreview Park - Office of Community Investment and Infrastructure - Recreation and Park - At No Cost]

Sponsor: Cohen

Resolution authorizing and approving the acceptance of Shoreview Park, located at 1 Lillian Court, from the Office of Community Investment and Infrastructure to the City and County of San Francisco on behalf of its Recreation and Park Department, at no cost; and making findings that such acceptance is in accordance with the California Environmental Quality Act, the General Plan, and the eight priority policies of Planning Code, Section, 101.1.

ADOPTED by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Appointment of President Pro Tempore

At the request of President Breed, Supervisor Safai assumed the chair at 5:43 p.m. The President resumed the chair at 5:50 p.m.

PUBLIC COMMENT

Andrew Yip; shared his various thoughts and experiences with the Board.

Male Speaker; expressed concerns regarding public participation and engagement.

Male Speaker; shared concerns regarding public safety and workers' rights issues at Public Works.

Lawrence Wright; shared concerns regarding public safety and workers' rights issues at Public Works.

Ken Johnson; invited the Board to a showing of Danny Glover's screening at Yoshi's.

Tom Gilberty; congratulated the Warriors on their championship win and shared concerns regarding the investigation into the 45th President's administration and Russian collusion, affordable housing, and transportation network companies.

Otto Duffy; informed the Board of the passing of John DiDonna.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

170707 [Affirming San Francisco's Commitment to the Paris Climate Agreement]

Sponsors: Breed; Fewer, Kim, Yee, Cohen, Safai, Ronen, Tang, Peskin, Farrell and Sheehy

Resolution affirming the City and County of San Francisco's commitment to the Paris Climate Agreement and to taking bold climate action in the wake of the Trump administration's attempts to dismantle policies and defund programs that reduce harmful greenhouse gas emissions.

ADOPTED

170708 [Supporting California State Senate Bill 491 (Bradford) - Fair Employment Act of 2017]

Sponsor: Cohen

Resolution supporting California State Senate Bill 491, the Fair Employment Act of 2017, authored by Senator Steve Bradford, which would establish local enforcement of California's employment discrimination protections.

ADOPTED

170711 [Noreen Ambrose Day - June 16, 2017]

Sponsor: Peskin

Resolution declaring June 16, 2017, as Noreen Ambrose Day in the City and County of San Francisco, in recognition of her many years of outstanding service in the City Attorney's Office and her well-deserved retirement.

ADOPTED

170700 [Final Map 8721 - 801 Brannan Street]

Motion approving Final Map 8721, a five lot vertical subdivision, and 434 residential unit and 31 commercial unit mixed-use condominium project, located at 801 Brannan Street, being a subdivision of Assessor's Parcel Block No. 3783, Lot No. 001; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M17-096

APPROVED

170701 [Final Map 8077 - 2245 Cabrillo Street #1-6]

Motion approving Final Map 8077, a six-unit residential condominium project, located at 2245 Cabrillo Street #1-6, being a subdivision of Assessor's Parcel Block No. 1666, Lot No. 047; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M17-097

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, 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

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 ORDINANCES**170692 [General Plan Amendments - Implementing the City's Vision Zero Policy Regarding Pedestrian Safety]**

Ordinance amending the Transportation and Urban Design Elements of the General Plan to implement the City's Vision Zero policy regarding pedestrian safety; and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act. (Planning Commission)

05/30/17; RECEIVED FROM DEPARTMENT.

06/13/17; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/13/2017.

170693 [Planning Code - Child Care Facilities]**Sponsors: Yee; Tang**

Ordinance amending the Planning Code to allow residential uses and Child Care Facility uses to share required open space; make Child Care Facilities principally permitted in all zoning districts except the Production, Distribution, and Repair (Light Industrial Buffer) (PDR-1-B), Production, Distribution, and Repair (General) (PDR-1-G) and Industrial (Light Industrial) (M-1) zoning districts, where they would be conditionally permitted, and in the Production, Distribution, and Repair (Core Production, Distribution, and Repair) (PDR-2) and Industrial (Heavy Industrial) (M-2) zoning districts, where they would not be permitted; remove certain notice requirements for Child Care Facilities; and make other conforming changes to references to the definition of Child Care Facility; 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. (Planning Commission)

05/31/17; RECEIVED FROM DEPARTMENT.

06/06/17; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/6/2017.

PROPOSED RESOLUTIONS

170694 [Real Property Lease - Raul and Denise Arriaza and The Olson Family Trust - 1315, 1319 Evans St. - \$40,608 Annual Base Rent]

Resolution authorizing the lease of approximately 1,128 square feet at 1315, 1319 Evans Street with one parking stall, with Raul and Denise Arriaza as to an undivided 50% interest, and The Olson Family Trust, dated October 16, 2014, as to an undivided 50% interest, for a five year term commencing upon approval by the Board of Supervisors and Mayor, with one five-year option to extend, at the monthly base rent of \$3,384 for a total annual base rent of \$40,608. (Adult Probation)

05/31/17; RECEIVED FROM DEPARTMENT.

06/13/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170695 [Real Property Lease - Crystal Springs Golf Partners, L.P. - 6650 Golf Course Drive, Burlingame, California - \$1,000,000 annual base rent]

Resolution authorizing a new lease to Crystal Springs Golf Partners, L.P., for the use of property owned by the City and County of San Francisco on property known as San Francisco Public Utilities Commission (SFPUC) Parcel No. 31, located in 6650 Golf Course Drive, Burlingame, California, for a term of 20 years to commence following Board approval, for rent equal to the greater of percentage rent or \$1,000,000 annual base rent; and authorizing the Director of Property and/or the SFPUC General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Public Utilities Commission)

06/02/17; RECEIVED FROM DEPARTMENT.

06/13/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170696 [Airport Commission Capital Plan Bonds - New Authorized Aggregate Principal Amount of \$278,000,000 - Airport Commission Special Facility Bonds - New Authorized Aggregate Principal Amount of \$260,000,000 - Airport Hotel Financing]

Resolution approving the issuance of up to \$35,000,000 additional aggregate principal amount of Airport Commission Capital Plan Bonds, for a new authorized aggregate principal amount of \$278,000,000 and the issuance of up to \$35,000,000 additional aggregate principal amount of Airport Commission Special Facility Bonds, for a new authorized aggregate principal amount of \$260,000,000 to finance a hotel at San Francisco International Airport. (Airport Commission)

06/02/17; RECEIVED FROM DEPARTMENT.

06/13/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170697 [Intergovernmental Agreement Amendment - San Mateo County - Methodology of Calculating Reimbursement]

Resolution approving Amendment No. 1 to the Intergovernmental Agreement between San Mateo County and the City and County of San Francisco, by and through its Airport Commission, amending the methodology for calculating the reimbursement to San Mateo County for the cost of calls dispatched to the Airport, with no change to the term, at no additional cost and with no reduction in anticipated revenue. (Airport Commission)

06/02/17; RECEIVED FROM DEPARTMENT.

06/13/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170698 [Agreement Amendment - California Department of Health Care Services - Whole Person Care Pilot Expansion]

Resolution authorizing the Director of Health, to sign an amended agreement with the California Department of Health Care Services for expansion of the Whole Person Care Pilot to fund coordination of health, behavioral health, and social services in a patient-centered manner with the goal of improved beneficiary health and wellbeing through more efficient and effective use of resources. (Public Health Department)

06/05/17; RECEIVED FROM DEPARTMENT.

06/13/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170699 [Contract Renewal - Community Behavioral Health Services - Mental Health Services]

Resolution retroactively approving Performance Contract No. 16-93139, between Community Behavioral Health Services and the Department of Health Care Services, incorporating the Mental Health Services Act, Projects for Assistance in Transition from Homelessness, the Mental Health Plan, and Community Mental Health Services Grant for the period of July 1, 2016, through June 30, 2017. (Public Health Department)

06/05/17; RECEIVED FROM DEPARTMENT.

06/13/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour 6:07 p.m.