

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, October 31, 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

Thursday

10:00 AM

Budget and Finance Federal Select Committee

Supervisors Cohen, Sheehy, Fewer

Thursday

1:00 PM

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

1st and 3rd 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, October 31, 2017, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:01 p.m. On the call of the roll, Supervisor Safai was noted not present. There was a quorum.

COMMUNICATIONS

There were no communications.

APPROVAL OF MEETING MINUTES

President Breed inquired whether any Board Member had any corrections to the Board Meeting Minutes of September 26, 2017. There were no corrections.

Supervisor Farrell, seconded by Supervisor Yee, moved to approve the Board Meeting Minutes of September 26, 2017. The motion carried by the following vote, following general public comment:

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

Absent: 1 - Safai

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

171010 [Ordinance Amendment - Increasing the Public Utilities Commission Water Revenue Bond Issuance - Not to Exceed \$286,730,430]

Sponsor: Mayor

Ordinance amending Ordinance No. 112-16, as amended by Ordinance No. 154-17, to authorize an increase of the issuance and sale of tax-exempt or taxable Water Revenue Bonds and other forms of indebtedness (as described below) by the San Francisco Public Utilities Commission (Commission) in an aggregate principal amount not to exceed \$286,730,430 to finance the costs of various capital water projects benefitting the Water Enterprise, including in addition to the purposes heretofore approved, certain Bioregional Habitat Restoration costs (as described below) pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; authorizing the issuance of Water Revenue Refunding Bonds; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt or taxable bonds or other forms of indebtedness; and ratifying previous actions taken in connection therewith. (Public Utilities Commission)
(Fiscal Impact)

FINALLY PASSED

171011 [Appropriation - Proceeds from Water Enterprise Revenue Bonds - Long Term Monitoring Permit Program - \$12,600,000 - FY2017-2018]

Sponsor: Mayor

Ordinance appropriating \$12,600,000 of proceeds from Water Enterprise Revenue Bonds to fund the Long-Term Monitoring Permit Program for the vegetation restoration of the Water System Improvement Program construction sites and the Bioregional Habitat Restoration projects as required by the related federal and state regulatory permits in FY2017-2018; and placing \$12,600,000 of proceeds on Controller's Reserve pending receipt of proceeds of indebtedness. (Public Utilities Commission)
(Fiscal Impact)

FINALLY PASSED

171012 [Appropriation and De-Appropriation - Water Enterprise Fund Balance and Operating Budget - Land Mobile Radio System - FY2017-2018 - \$6,814,850]

Sponsor: Mayor

Ordinance appropriating \$4,094,850 Water Enterprise fund balance and de-appropriating \$2,720,000 from the Water Enterprise's operating budget to fund the installation of a new Water Enterprise Land Mobile Radio System in FY2017-2018 for a total amount of \$6,814,850. (Fiscal Impact)

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Sheehy, Tang, Yee
Absent: 1 - Safai

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Government Audit and Oversight Committee

President Breed requested File Nos. 171033 and 171034 be called together.

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

171033 [Settlement of Lawsuit - Dora Delfi Mejia Jacobo - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Dora Delfi Mejia Jacobo against the City and County of San Francisco for \$50,000; the lawsuit was filed on May 19, 2015, in San Francisco Superior Court, Case No. CGC-15-545823; entitled Dora Delfi Mejia Jacobo v. Greg Suhr in his official capacity, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

FINALLY PASSED by the following vote:

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

171034 [Settlement of Lawsuit - Tasha Spencer - \$160,000]

Ordinance authorizing settlement of the lawsuit filed by Tasha Spencer against the City and County of San Francisco for \$160,000; the lawsuit was filed on September 27, 2016, in San Francisco Superior Court, Case No. CGC 16-554523; entitled Tasha Spencer v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

FINALLY PASSED by the following vote:

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

Referred Without Recommendation from the Land Use and Transportation Committee

President Breed requested File Nos. 170930 and 170987 be called together.

170930 [General Plan - Pier 70 Mixed-Use District Project]

Ordinance amending the General Plan to revise Maps 4 and 5 of the Urban Design Element to refer to the Pier 70 Mixed-Use Project Special Use District; adopting findings under the California Environmental Quality Act, and Planning Code, Section 340; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

PASSED ON FIRST READING by the following vote:

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

170987 [Public Trust Exchange Agreement - California State Lands Commission - Pier 70 Project]**Sponsors: Mayor; Cohen**

Resolution approving the Compromise Title Settlement and Land Exchange Agreement for Pier 70 between the City and the California State Lands Commission in furtherance of the Pier 70 Mixed Use Project located at Pier 70; and adopting findings under the California Environmental Quality Act.

ADOPTED 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****170764 [Administrative Code - Mid-Year Reports on Department Overtime Expenditures]**
Sponsor: Yee

Ordinance amending the Administrative Code to require the Controller to include in mid-year financial reports to the Board of Supervisors and Mayor information regarding the overtime expenditures of the Airport, Department of Emergency Management, Fire Department, Police Department, Department of Public Health, Public Utilities Commission, Public Works, Recreation and Park Department, and Sheriff's Department.

PASSED ON FIRST READING by the following vote:

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

171006 [Land Mobile Radio System Purchase, Installation, and Maintenance Agreement - Motorola Solutions Inc. - Not to Exceed \$10,906,297]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Agreement No. CS-1074 with Motorola Solutions Inc. for the purchase, installation, and maintenance of a land mobile radio system, for an amount not to exceed \$10,906,297 and with an anticipated term to commence December 1, 2017, through February 28, 2027. (Public Utilities Commission)
(Fiscal Impact)

ADOPTED by the following vote:

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

171039 [Purchase and Sale Agreement - Buddhi Dharma Lien Guo Foundation - 7484 Sheridan Road, Sunol, CA - \$3,305,000]

Resolution approving and authorizing the execution of a Purchase and Sale Agreement with the Buddhi Dharma Lien Guo Foundation ("Buyer") or Buyer's assignee, for the sale by the City and County of San Francisco, acting through the San Francisco Public Utilities Commission, to Buyer of approximately 84 acres of improved real property located at 7484 Sheridan Road, Sunol, California for \$3,305,000; adopting findings under the California Environmental Quality Act; adopting findings that the sale is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property and/or the SFPUC's General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Public Utilities Commission)
(Fiscal Impact)

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**170923 [Planning Code - Landmark Designation of 1399 McAllister Street (aka Third Baptist Church Complex)]**

Sponsors: Breed; Peskin and Farrell

Ordinance amending the Planning Code to designate 1399 McAllister Street (aka Third Baptist Church Complex), in Assessor's Parcel Block No. 0778, Lot No. 013, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

PASSED ON FIRST READING by the following vote:

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

170989 [Jurisdictional Transfer of City Property - Real Estate Division - Fire Department - 2245 Jerrold Avenue - \$0]

Sponsor: Cohen

Resolution approving the jurisdictional transfer of 2245 Jerrold Avenue, Assessor's Parcel Block No. 5286A, Lot No. 004, of the City and County of San Francisco currently under the jurisdiction of the Real Estate Division to the Fire Department; approving the transfer price of \$0; adopting findings, including environmental findings, General Plan findings, and Planning Code, Section 101.1, findings; and authorizing other actions in furtherance of this Resolution, as defined herein.

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

170095 [Urging the Chief of Police to Create a Comprehensive Plan and to Implement a Citywide Strategy on Neighborhood Automobile Break-Ins, Bicycle Theft, and Property Crime with Focused Staffing at District Stations]

Sponsors: Yee; Ronen, Fewer, Sheehy, Kim and Safai

Resolution urging the Chief of Police to create a Comprehensive Plan and to Implement a Citywide Strategy on Neighborhood Automobile Break-Ins, Bicycle Theft, and Property Crime with Focused Staffing at District Stations; and urging the Chief of Police to report on the execution of the plan.

Supervisors Kim and Safai requested to be added as co-sponsors.

ADOPTED by the following vote:

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

170912 [Liquor License - 156 Eddy Street - Exit Theatre]

Resolution determining that the issuance of a Type-64 special on-sale general theater liquor license to the Exit Theatre, located at 156 Eddy 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

Recommendations of the Rules Committee

171091 [Appointments, Child Care Planning and Advisory Council - Kelly Dotson, Mona Malan and Claudia Quiñonez]

Motion appointing Kelly Kotson, Mona Malan (residency requirement waived), and Claudia Quiñonez, terms ending September 14, 2020, to the Child Care Planning and Advisory Council. (Rules Committee)

Motion No. M17-170

APPROVED by the following vote:

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

171125 [Mayoral Reappointment, Airport Commission - Richard Guggenime]

Motion approving the Mayor's reappointment of Richard Guggenime to the Airport Commission, for a term ending August 31, 2021. (Rules Committee)
(Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the 30-day period shall result in the appointee continuing to serve as appointed. Transmittal date: October 3, 2017.)

Motion No. M17-171

APPROVED 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 Yee, 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

Supervisor Yee introduced, welcomed, and presented a Certificate of Honor to Captain John Sanford (Police Department) on the occasion of his reassignment to the Community Engagement Division and in recognition of his hard work and accomplishments during his tenure at Park Station. Supervisor Breed shared in this commendation. Commander David Lazar provided additional commendatory remarks.

Supervisor Ronen introduced, welcomed, and presented a Certificate of Honor to Nnette Tabernilla (Arriba Juntos) in recognition of her accomplishments and continued community support.

Appointment of President Pro Tempore

At the request of President Breed, Supervisor Cohen assumed the chair at 2:50 p.m. The President resumed the chair at 2:54 p.m.

SPECIAL ORDER 3:00 P.M.

President Breed requested File Nos. 171062, 171063, 171064, and 171065 be called together.

171062 [Hearing - Appeal of Conditional Use Authorization - Proposed Project at 948-950 Lombard Street and 841 Chestnut Street]

Hearing of persons interested in or objecting to the certification of a Conditional Use Authorization pursuant to Planning Code, Sections 207, 209.1, and 303, for a proposed project located at 948-950 Lombard Street and 841 Chestnut Street, Assessor's Parcel Block No. 0067, Lot Nos. 010 and 017, identified in Case No. 2017-002430CUA, issued by the Planning Commission by Motion No. 19987 dated August 31, 2017, to allow two dwelling units on a single lot within the RH-1 (residential, house one-family) Zoning District and a 40-X height and bulk district; and adopting findings under the California Environmental Quality Act. (District 2) (Appellant: Kathleen Courtney of Russian Hill Community Association) (Filed October 2, 2017) (Clerk of the Board)

President Breed opened the public hearing and inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers. President Breed closed public comment on the continuance.

Supervisor Farrell, seconded by Supervisor Tang, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of December 5, 2017. The motion carried by the following vote:

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

171063 [Approving Conditional Use Authorization - Proposed Project at 948-950 Lombard Street and 841 Chestnut Street]

Motion approving the decision of the Planning Commission by its Motion No. 19987, approving a Conditional Use Authorization identified as Planning Case No. 2017-002430CUA for a proposed project located at 948-950 Lombard Street and 841 Chestnut Street; and adopting findings pursuant to Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of December 5, 2017. The motion carried by the following vote:

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

171064 [Conditionally Disapproving Conditional Use Authorization - Proposed Project at 948-950 Lombard Street and 841 Chestnut Street]

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 19987, approving a Conditional Use Authorization identified as Planning Case No. 2017-002430CUA for a proposed project located at 948-950 Lombard Street and 841 Chestnut Street, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

(Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds of the members of the Board.)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of December 5, 2017. The motion carried by the following vote:

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

171065 [Preparation of Findings Related to Conditional Use Authorization Appeal - Proposed Project at 948-950 Lombard Street and 841 Chestnut Street]

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization identified as Planning Case No. 2017-002430CUA for a proposed project located at 948-950 Lombard Street and 841 Chestnut Street. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of December 5, 2017. The motion carried by the following vote:

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

COMMITTEE REPORTS

Recommendations of the Budget and Finance Committee

President Breed requested File Nos. 170863, 170986, 170988, and 170864 be called together.

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). (Economic Impact)

PASSED ON FIRST READING by the following vote:

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

170986 [Disposition and Development Agreement - FC Pier 70, LLC - Pier 70 Project]
Sponsors: Mayor; Cohen

Resolution approving a Disposition and Development Agreement between the Port 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; adopting findings under the California Environmental Quality Act; adopting findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b); and adopting public trust consistency findings. (Fiscal Impact)

ADOPTED by the following vote:

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

170988 [Memorandum of Understanding Regarding Interagency Cooperation - Pier 70 Project]**Sponsors: Mayor; Cohen**

Resolution approving the Memorandum of Understanding between the Port and other City Agencies regarding Interagency Cooperation; and adopting findings under the California Environmental Quality Act.

ADOPTED by the following vote:

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

President Breed requested File Nos. 171109, 171110, and 171111 be called together. During the discussions on these matters, privilege of the floor was granted unanimously to John Updike, Director (Real Estate Division), who responded to questions raised.

171109 [Real Property Lease - Lexington Lion San Francisco LP - 350 Rhode Island Street - San Francisco District Attorney, Police Investigations - \$4,319,445 Initial Maximum Annual Base Rent]**Sponsor: Mayor**

Resolution authorizing a Lease for up to 125,122 square feet consisting of a portion of the first floor and entire second, third, and fourth floors at 350 Rhode Island Street - North, for the San Francisco District Attorney and Police Investigations, with Lexington Lion San Francisco L.P., a Delaware limited partnership, for 15 years, to be occupied in phases, for the period of July 1, 2018, through June 30, 2033, with one five-year option to extend, at an initial monthly base rent not to exceed \$359,953.75 for a total annual maximum base rent of \$4,319,445 in the initial year with increases as set forth in the schedule of the Lease; and finding the proposed Lease is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact.)

ADOPTED by the following vote:

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

171110 [Negotiate Real Property Lease - LCL Global - 777 Brannan Street, LLC - 777 Brannan Street - San Francisco Police Department - \$1,004,698 Initial Annual Base Rent]**Sponsor: Mayor**

Resolution authorizing the Director of Property to negotiate a Lease for up to 27,154 square feet consisting of the entire three floors of 777 Brannan Street, for the San Francisco Police Department, with LCL Global - 777 Brannan Street, LLC, a limited liability corporation, for a term of ten years from July 1, 2018, through June 30, 2028, with two five-year options for renewal, at an initial monthly base rent not to exceed \$83,724.83 for a total annual base rent of \$1,004,698 in the initial year with increases as set forth in the schedule of the Letter of Intent; and finding the proposed Lease is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact.)

Supervisor Peskin, seconded by Supervisor Safai, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 3, Lines 5-9, by striking 'RESOLVED, That the Board of Supervisors hereby finds that the anticipated Lease is consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1, and hereby incorporates such findings by reference as though fully set forth in this Resolution; and, be it FURTHER'. The motion carried by the following vote:

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

Resolution authorizing the Director of Property to negotiate a Lease for up to 27,154 square feet consisting of the entire three floors of 777 Brannan Street, for the San Francisco Police Department, with LCL Global - 777 Brannan Street, LLC, a limited liability corporation, for a term of ten years from July 1, 2018, through June 30, 2028, with two five-year options for renewal, at an initial monthly base rent not to exceed \$83,724.83 for a total annual base rent of \$1,004,698 in the initial year with increases as set forth in the schedule of the Letter of Intent.
(Fiscal Impact.)

ADOPTED AS AMENDED by the following vote:

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

171111 [Negotiate Real Property Lease - Bridgeton 945 Bryant Fee LLC - 945 Bryant Street - San Francisco Adult Probation - \$1,763,968 Initial Maximum Annual Base Rent]

Sponsor: Mayor

Resolution authorizing the Director of Property to negotiate a Lease for up to 41,744 square feet consisting of the entire three floors of 945 Bryant Street, for the San Francisco Adult Probation Office, with Bridgeton 945 Bryant Fee LLC, a limited liability corporation, for twenty years, to be occupied in phases, for the period of July 1, 2018, through June 30, 2038, at an initial monthly base rent not to exceed \$146,997.33 for a total maximum base rent of \$1,763,968 in the initial year with increases as set forth in the schedule of the Letter of Intent; and finding the anticipated Lease is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact.)

Supervisor Peskin, seconded by Supervisor Safai, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 3, Lines 5-9, by striking 'RESOLVED, That the Board of Supervisors hereby finds that the anticipated Lease is consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1, and hereby incorporates such findings by reference as though fully set forth in this Resolution; and, be it FURTHER'. The motion carried by the following vote:

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

Resolution authorizing the Director of Property to negotiate a Lease for up to 41,744 square feet consisting of the entire three floors of 945 Bryant Street, for the San Francisco Adult Probation Office, with Bridgeton 945 Bryant Fee LLC, a limited liability corporation, for twenty years, to be occupied in phases, for the period of July 1, 2018, through June 30, 2038, at an initial monthly base rent not to exceed \$146,997.33 for a total maximum base rent of \$1,763,968 in the initial year with increases as set forth in the schedule of the Letter of Intent.
(Fiscal Impact.)

ADOPTED AS AMENDED by the following vote:

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

Recommendation of the Land Use and Transportation 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.

(Economic Impact)

Supervisor Cohen, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 20, Lines 21-23, by adding 'Following the informational presentation by the Developer and receipt of comments, if any, from the Planning Commission and Historic Preservation Commission pursuant to subsection (j) above.' The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED 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.

PUBLIC COMMENT

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

Speaker; shared various religious concerns.

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

Joseph Cohen; expressed appreciation for Supervisor Peskin and concerns regarding certain real property.

Speaker; shared various religious concerns.

Monique Payne; shared concerns regarding the opioid epidemic.

Sarah Rohr; shared concerns regarding threats to our democracy.

Jack; shared concerns regarding the opioid epidemic.

Monica Eng; shared concerns regarding the Family PACT eligibility criteria.

Sarah Sherburn-Zimmer; spoke in support of the newly introduced Resolution regarding the repeal of Costa Hawkins.

Amina Rubio; spoke in support of the newly introduced Resolution regarding the repeal of Costa Hawkins.

Leslie Dreyer; spoke in support of the newly introduced Resolution regarding the repeal of Costa Hawkins.

Theresa Flandrich; spoke in support of the newly introduced Resolution regarding the repeal of Costa Hawkins.

Tony Robles; spoke in support of the newly introduced Resolution regarding the repeal of Costa Hawkins.

Vanessa Velasco; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Adbu Traore; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Obnes Compere; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Speaker; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Charlie Hinton; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Victor Diaz; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Lina Wyatt; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Jose Ramos; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Lariza Dugan-Cuadra; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Jose Mejia; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Carol Bruffman; expressed support of the Resolution urging the impeachment of the 45th President (File No. 171143).

Speaker; expressed support of the Resolution urging the impeachment of the 45th President (File No. 171143).

Steve Ramos; expressed support of the Resolution urging the impeachment of the 45th President (File No. 171143).

Speaker; spoke in support of the newly introduced Resolution regarding extension of Temporary Protected Status (TPS) for immigrants.

Magic; shared history on witches and civil rights.

Speaker; spoke in support of the newly introduced Resolution regarding the repeal of Costa Hawkins.

Tom Gilbert; shared concerns regarding taxes and affordable housing.

Ray Hartz; shared concerns regarding an Ethics Commission determination and the Sunshine Ordinance (see page ____).

Speaker; shared concerns regarding a Board decision on a previous appeal.

Appointment of President Pro Tempore

At the request of President Breed, Supervisor Safai assumed the chair at 3:40 p.m. The President resumed the chair at 3:56 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

171143 [Urging the United States Congress to Initiate Impeachment Proceedings for President Donald J. Trump]

Sponsors: Fewer; Ronen, Tang, Safai, Sheehy, Breed and Farrell

Resolution urging the United States Congress to initiate impeachment proceedings for President Donald J. Trump for obstruction of justice, collusion, violation of the Foreign Emoluments Clause, and other high crimes and misdemeanors, as defined herein.

ADOPTED

171146 [Closed Session - Labor Negotiations - December 5, 2017]

Sponsor: Peskin

Motion that the Board of Supervisors convene in closed session on December 5, 2017, at 3:00 p.m. with the Department of Human Resources under Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding labor negotiations of the City's closed labor contracts.

Motion No. M17-172

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

171132 [Settlement of Lawsuit - Greg Blatman - \$225,000]

Ordinance authorizing settlement of the lawsuit filed by Greg Blatman against the City and County of San Francisco for \$225,000; the lawsuit was filed on August 19, 2014, in San Francisco Superior Court, Case No. CGC 14-541248; entitled Greg Blatman v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

10/23/17; RECEIVED FROM DEPARTMENT.

10/31/17; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

171133 [Business and Tax Regulations Code - Minimum Filing Thresholds for Gross Receipts Tax and Payroll Expense Tax]

Ordinance amending the Business and Tax Regulations Code to raise the thresholds above which persons are required to file gross receipts tax and payroll expense tax returns, so that persons who qualify for the small business exemption from either tax are exempt from filing returns for that tax, other than persons taking certain tax exclusions. (Treasurer-Tax Collector)

10/20/17; RECEIVED FROM DEPARTMENT.

10/31/17; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 11/30/2017.

171134 [General Plan Amendment - 1629 Market Street]

Ordinance amending the General Plan to revise Maps 1 and 3 and Policy 7.2.5 of the Market and Octavia Area Plan to reflect the 1629 Market Street Special Use District; adopting findings under the California Environmental Quality Act, and Planning Code, Section 340; and making findings of consistency with the General Plan, and Planning Code, Section 101.1. (Planning Commission)

10/23/17; RECEIVED FROM DEPARTMENT.

10/31/17; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/30/2017.

PROPOSED RESOLUTIONS

171135 [License Support, and Hosting Agreement - Epic City Government, LLC - Electronic Health Records System - \$167,384,597]

Resolution approving an Agreement between Epic City Government, LLC, and the City and County of San Francisco, acting by and through the Department of Public Health (DPH), for the delivery of software, services, and hosting for an electronic health records system, for a ten-year term from the effective date following Board approval, in the amount of \$167,384,597 including a DPH contingency amount of \$17,934,064. (Public Health Department)

10/23/17; RECEIVED FROM DEPARTMENT.

10/31/17; RECEIVED AND ASSIGNED to Budget and Finance Committee.

171136 [Agreement Amendment - San Francisco AIDS Foundation - Department of Public Health - HIV Prevention Services - Not to Exceed \$26,182,364]

Resolution approving a fifth amendment to the agreement between the Department of Public Health and the San Francisco AIDS Foundation to provide HIV Prevention Services, and to extend the contract by two years for a total contract term of September 1, 2011, through June 30, 2020, and increase the agreement amount by \$5,950,952 for a total amount not to exceed \$26,182,364. (Public Health Department)

10/23/17; RECEIVED FROM DEPARTMENT.

10/31/17; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour 4:28 p.m.

ADDENDUM

The following information is provided by speaker(s), pursuant to Administrative Code, Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Clerk of the Board or the Board of Supervisors.

Ray Hartz submitted the following additional information during General Public Comment, as follows: "At the October 16, 2017 meeting of the Ethics Commission a hearing was held on a referral from the SOTF which found the Clerk of the BOS, Angela Calvillo, had once again violated the Sunshine Ordinance. It was the fifth time the Task Force had so determined! Ms. Calvillo didn't bother to show because she knew what the outcome would be and relied upon BOS "Quisling," Quentin Kopp. As it relates to the Sunshine Ordinance it is impossible to receive a fair hearing before the Unethical Commission! Those commissioners should read the Good Government Guide, particularly the section "Roles of Commissioners" In that section it refers to "due process," and "making decisions upon the evidence and the governing law." Exactly how is it "due process" when the outcome is predetermined? The Ethics Commission always finds against a complainant and for the respondent! Always, against the citizen and for the City!"