

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, April 25, 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

10:30 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.

Volume 112 Number 14

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, April 25, 2017, with President London Breed presiding.

ROLL CALL AND PLEDGE OF ALLEGIANCE

President Breed called the meeting to order at 2:05 p.m. On the call of the roll, all Supervisors were noted 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 March 14, 2017. There were no corrections.

Supervisor Farrell, seconded by Supervisor Fewer, moved to approve the Board Meeting Minutes of March 14, 2017. The motion carried by the following vote, following general public comment:

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

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

170231 [Grant Agreement - Homebridge - Contract Mode In-Home Supportive Services and Provider Skill Development Training and Supports - \$66,972,930]

Resolution retroactively approving a grant agreement between the City and County of San Francisco and Homebridge for the provision of Contract Mode In-Home Supportive Services and Provider Skill Development Training and Supports, for the period of April 1, 2017, through June 30, 2019, in the amount of \$66,972,930. (Human Services Agency)
(Fiscal Impact)

Resolution No. 141-17

ADOPTED 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

170202 [Green Building and Environment Codes - Requirements for Installation of Electric Vehicle Chargers]

Sponsors: Mayor; Tang

Ordinance amending the Green Building Code and the Environment Code to establish requirements for installation of electric vehicle charger infrastructure in new buildings or buildings undergoing major alterations, and requirements for notification to building owners, residents, and lessees; 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.

Ordinance No. 092-17

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

170212 [Ten Year Capital Expenditure Plan - FYs 2018-2027]**Sponsors: Mayor; Breed**

Resolution adopting the City's ten year capital expenditure plan for FYs 2018-2027, pursuant to Administrative Code, Section 3.20.

(Fiscal Impact)

Resolution No. 145-17

ADOPTED by the following vote:

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

170241 [Five Year Information and Communication Technology Plan - FYs 2018-2022]**Sponsors: Mayor; Breed**

Resolution adopting the City's Five Year Information and Communication Technology Plan for FYs 2018-2022, pursuant to Administrative Code, Section 22A.6.

(Fiscal Impact)

Resolution No. 147-17

ADOPTED by the following vote:

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

170299 [Five-Year Financial Plan - FYs 2017-2022]**Sponsor: Mayor**

Resolution adopting the City's Five-Year Financial Plan for FYs 2017-2022, pursuant to Charter, Section 9.119.

Resolution No. 148-17

ADOPTED by the following vote:

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

Recommendations of the Budget and Finance Sub-Committee**170294 [Taxable Certificates of Participation (HOPE SF) - Amending Ordinance No. 266-10 - Not to Exceed \$38,000,000]****Sponsor: Mayor**

Ordinance amending Ordinance No. 266-10, authorizing the execution and delivery of Taxable Certificates of Participation (HOPE SF) in an aggregate principal amount not to exceed \$38,000,000; approving the use and occupancy of certain leased property; approving the form of and authorizing the distribution of a revised preliminary official statement relating to the execution and delivery of Taxable Certificates of Participation (HOPE SF) and authorizing the preparation, execution and delivery of a final official statement; and ratifying the approvals and terms and conditions of Ordinance No. 266-10 and related matters, as defined herein.

PASSED, ON FIRST READING by the following vote:

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

161267 [Agreement Amendment - Harris & Associates, Inc. - Extending Term to May 11, 2020]

Resolution retroactively approving the Fifth Amendment to the Agreement between Harris & Associates, Inc., and the City and County of San Francisco, for financial consulting in acquisition reimbursement and cost allocations in conjunction with Mission Bay Development - Community Facilities District Nos. 4 and 6, extending the term of the agreement by three years and nine months to commence August 11, 2016, for a total term of August 15, 2006, through May 11, 2020, at no additional cost. (Public Works)

Resolution No. 143-17**ADOPTED by the following vote:**

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

170224 [Annual Fundraising Drive - 2017]

Resolution designating those agencies qualified to participate in the 2017 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco. (City Administrator)

Resolution No. 146-17**ADOPTED by the following vote:**

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

170300 [Certificates of Participation - George R. Moscone Convention Center Expansion Project - Preliminary Official Statement - Not to Exceed \$507,880,000]**Sponsor: Mayor**

Resolution approving the form of and authorizing the distribution of a preliminary official statement relating to the execution and delivery of City and County of San Francisco Certificates of Participation, in a principal aggregate amount not to exceed \$507,880,000 for the George R. Moscone Convention Center Expansion Project, and authorizing the preparation, execution and delivery of a final official statement; and ratifying the approvals and terms and conditions of a previous ordinance, and related matters.

Resolution No. 149-17**ADOPTED by the following vote:**

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

170302 [Accept and Expend Gift - Molly Fleischner - Laguna Honda Hospital Gift Fund - Assistive Technology Equipment and Services - \$80,000]**Sponsor: Farrell**

Resolution retroactively authorizing the Department of Public Health to accept and expend a monetary gift in the amount of \$80,000 from Ms. Molly Fleischner to the Laguna Honda Hospital Gift Fund for the purchase of assistive technology equipment and services for residents at Laguna Honda who are otherwise unable to obtain them. (Public Health Department)

Resolution No. 150-17**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**170125 [Planning Code - Construction of Accessory Dwelling Units]****Sponsor: Peskin**

Ordinance amending the Planning Code to bring the requirements and procedures for authorizing the construction of Accessory Dwelling Units (ADUs) in single-family homes into conformity with the new mandates of state law; 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 findings of public convenience, necessity, and welfare under Planning Code, Section 302; and directing the Clerk to send a copy of this Ordinance to the California Department of Housing and Community Development after adoption pursuant to state law requirements.

PASSED, ON FIRST READING by the following vote:

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

161323 [Urging the Evaluation and Allocation of Properties for Urban Agriculture]**Sponsors: Ronen; Tang and Safai**

Resolution reaffirming the Board of Supervisors' support for urban agriculture and urging the evaluation and allocation of appropriate properties for urban agriculture.

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

Supervisor Ronen, seconded by Supervisor Peskin, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 22-24, by adding the Department of Public Health, other City Departments, and the San Francisco Unified School District to the list of departments that are urged to evaluate possible sites; and on Page 3, Line 10, by striking 'an' after 'establishing', adding 's' after 'project', and striking 's' after 'provide'. The motion carried by the following vote:

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

Supervisor Safai, seconded by Supervisor Ronen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 23, by adding Public Works to the list of departments that are urged to evaluate possible sites. The motion carried by the following vote:

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

Resolution No. 144-17

ADOPTED AS AMENDED 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 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, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang, Yee

Supervisor Peskin introduced, welcomed, and presented a Certificate of Honor to San Francisco Police Department, Central Station, including Lieutenant Valerie Matthews, Sergeant Steve Spagnuolo, Officer Edmund Huang, Officer Derek Christensen, Officer Carmichael Reyes, Officer Kurt Macaulay, Officer James Johnson, Officer Josh Tiimalu, and Officer Anthony Randolph in recognition of their hard work recovering the stolen ashes of a visiting family's deceased father.

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Marcus Player in recognition of his departure from the Pit Stop Program and his many accomplishments and continued community support.

Supervisor Yee introduced, welcomed, and presented a Certificate of Honor to Graham Dobson, of the Office of Early Care and Education, in honor of the "Week of the Young Child" and his many accomplishments improving access to high quality early care and education that is accessible and affordable for children and families in San Francisco.

SPECIAL ORDER 3:00 P.M.**170313 [Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed Project at 953 Treat Avenue]**

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on March 28, 2016, for a proposed project located at 953 Treat Avenue, to demolish the existing one-story single-family residence and construct two new four-story 40-foot tall residential buildings with three dwelling units each for a total of six dwelling units on the project site. (District 9) (Appellant: Katherine Petrin) (Filed March 20, 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. Katherine Petrin (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. F Joseph Butler (The Little House Committee); Alan Martinez; Luke Dechanu (Friends of 953 Treat); Female Speaker; Courtney Damkroger; Mike Buhler (San Francisco Heritage); Susan Grant Holly; Tom Gilbert; spoke in support of the appeal. Tina Tam and Justin Greving (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Shadi Aboukhater (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Geoffrey Gibson (Winder Gibson Architects); Male Speaker; Christina Dikas and Ruth Todd (Page & Turnbull); Lyza Lynch; Donald DeMartini; Lauren Segal; Zach Segal; spoke in support of the project and in opposition to the appeal. Katherine Petrin (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. President Breed closed public comment and declared the public hearing heard and filed.

HEARD AND FILED

170314 [Affirming the Categorical Exemption Determination - Proposed Project at 953 Treat Avenue]

Motion affirming the determination by the Planning Department that a proposed project at 953 Treat Avenue is categorically exempt from further environmental review. (Clerk of the Board)

Supervisor Ronen, seconded by Supervisor Peskin, moved that this Motion be TABLED. The motion FAILED by the following vote:

Ayes: 4 - Kim, Peskin, Ronen, Sheehy

Noes: 7 - Breed, Cohen, Farrell, Fewer, Safai, Tang, Yee

Motion No. M17-066

Supervisor Tang, seconded by Supervisor Farrell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 7 - Breed, Cohen, Farrell, Fewer, Safai, Tang, Yee

Noes: 4 - Kim, Peskin, Ronen, Sheehy

170315 [Conditionally Reversing the Categorical Exemption Determination - Proposed Project at 953 Treat Avenue]

Motion conditionally reversing the determination by the Planning Department that a proposed project at 953 Treat Avenue is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

Supervisor Ronen, seconded by Supervisor Peskin, moved that this Motion be APPROVED. The motion FAILED by the following vote:

Ayes: 4 - Kim, Peskin, Ronen, Sheehy

Noes: 7 - Breed, Cohen, Farrell, Fewer, Safai, Tang, Yee

Supervisor Tang, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 7 - Breed, Cohen, Farrell, Fewer, Safai, Tang, Yee

Noes: 4 - Kim, Peskin, Ronen, Sheehy

170316 [Preparation of Findings to Reverse the Categorical Exemption Determination - Proposed Project at 953 Treat Avenue]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that a proposed project at 953 Treat Avenue is categorically exempt from further environmental review. (Clerk of the Board)

Supervisor Ronen, seconded by Supervisor Peskin, moved that this Motion be APPROVED. The motion FAILED by the following vote:

Ayes: 4 - Kim, Peskin, Ronen, Sheehy

Noes: 7 - Breed, Cohen, Farrell, Fewer, Safai, Tang, Yee

Supervisor Tang, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 7 - Breed, Cohen, Farrell, Fewer, Safai, Tang, Yee

Noes: 4 - Kim, Peskin, Ronen, Sheehy

Appointment of President Pro Tempore

At the request of President Breed, Supervisor Safai assumed the chair at 4:42 p.m. The President resumed the chair at 4:45 p.m.

COMMITTEE REPORTS

Recommendations of the Budget and Finance Sub-Committee

170201 [Appropriation - Sales Proceeds of City Property for \$122,000,000 to the General Service Agency - FY 2016-17]

Sponsor: Mayor

Ordinance appropriating \$122,000,000 sales proceeds of City property and \$321,765,000 of proceeds from Certificates of Participation to fund the retirement and defeasance of Series 2001A & 2007A Certificates of Participation, and to fund the development costs of the 1500 Mission Street office building development and related FF&E (furniture, fixture, or other equipment), technology, and moving costs in FY2016-2017, and placing a total \$443,765,000 of proceeds on Controller's Reserve pending sales of the buildings and sales of the Certificates of Participation. (Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

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

170351 [Application to the California Debt Limit Allocation Committee - Mortgage Credit Certificates - Not to Exceed \$50,000,000]

Sponsor: Mayor

Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of Mortgage Credit Certificates, for an amount not to exceed \$50,000,000 to assist low- and moderate-income, first-time homebuyers in San Francisco.

Resolution No. 142-17

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.

PUBLIC COMMENT

Male Speaker; shared a video and expressed concerns regarding Cryptocurrency.

Male Speaker; shared various religious concerns.

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

Louis Dillon; shared concerns regarding urban justice and government corruption.

Francisco Da Costa; shared concerns regarding government corruption.

Alan Benchman; expressed support of the Resolution regarding International Worker's Day and "A Day Without an Immigrant" (File No. 170451).

Tom Gilberty; shared concerns regarding reforms and the need for a new vision.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**170447 [Approval of an Additional 180-Day Extension for Planning Commission Review of Inclusionary Affordable Housing Program (File No. 150911)]****Sponsors: Mayor; Farrell and Tang**

Resolution extending by an additional 180 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 150911) amending the Planning Code to provide revised geographic, timing, pricing and other requirements for the off-site alternative to the Inclusionary Housing Fee; create a new option for off-site projects that qualify as Nonprofit Provider Partner Projects; create a new alternative for project sponsors of smaller market-rate projects to direct the Affordable Housing Fee to small sites projects; create an option for project sponsors of on- and off-site housing to provide higher amounts of affordable housing at higher levels of affordability termed "dialing up;" revise certain definitions and operating procedures related to the Inclusionary Housing Program and make conforming changes; 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 the Planning Code, Section 101.1.

Resolution No. 151-17**ADOPTED****170449 [Supporting Gender Dysphoria Healthcare Benefits - Urging Healthy San Francisco to Continue Offering Coverage]****Sponsors: Farrell; Sheehy**

Resolution supporting gender dysphoria healthcare and benefits for San Francisco's Health Service System and urging the Healthy San Francisco program to continue offering gender dysphoria coverage.

Resolution No. 153-17**ADOPTED****170451 [Supporting International Worker's Day and "A Day Without an Immigrant" - May 1, 2017]****Sponsors: Ronen; Fewer, Kim, Peskin, Tang, Cohen, Safai, Yee, Sheehy, Farrell and Breed**

Resolution calling for the City and County of San Francisco to support International Worker's Day and "A Day Without an Immigrant" on May 1, 2017.

Resolution No. 154-17**ADOPTED**

170453 [National Donate Life Month - April]**Sponsors: Tang and Sheehy**

Resolution recognizing April as National Donate Life Month in the City and County of San Francisco and urging all San Franciscans to register as organ and tissue donors; committing to providing education to City and County of San Francisco employees about the need for and benefits of organ and tissue donation; and recognizing the partnership between the San Francisco Unified School District, Department of Public Health, and Donor Network West to implement California State Assembly Bill 1967, authored by former Speaker of the California Assembly, John A. Pérez, to provide education to students and staff about the need for and benefits of organ and tissue donation.

Resolution No. 155-17

ADOPTED

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 For Adoption Without Committee Reference Agenda

Supervisor Cohen requested that File No. 170448 be severed so that it may be considered separately.

Supervisor Peskin was noted absent at 5:11 p.m.

170448 [Urging the Office of the Treasurer and Tax Collector to Convene a Municipal Public Bank Task Force]**Sponsors: Cohen; Fewer, Sheehy and Ronen**

Resolution urging the Office of the Treasurer and Tax Collector to convene a Municipal Public Bank Task Force to increase transparency and equity across the City's financial functions.

Supervisors Fewer, Sheehy, and Ronen requested to be added as co-sponsors.

Supervisor Cohen, seconded by Supervisor Sheehy, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Line 21-22, by striking 'Treasury employee representing the Banking Services unit' and adding 'Senior employee of the Office of the Treasurer, who can represent the interests of the Banking Services unit, the Investment Services Unit, and the Office of Financial Empowerment', Lines 22-23, by striking 'a Treasury employee representing the Investment Services unit; (3) a Treasury employee representing the Office of Financial Empowerment; (4)'; Page 3, Line 22, through Page 4, Line 2, by changing '(5)' to '(3)', '(6)' to '(4)', '(7)' to '(5)', '(8)' to '(6)', and '(9)' to '(7)'; and Page 4, Line 3, by adding '(8) an advocate for and expert of public banking, either endorsed by or an affiliate of a recognized advocacy group supporting transparent financial systems; (9) a representative of a local economic development group, particularly one familiar with issues of financial justice in the banking or credit systems; and (10) an expert in financial technology, to encourage the task force to seek out innovation in credit systems or cost saving technologies'. The motion carried by the following vote:

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

Resolution No. 152-17

ADOPTED AS AMENDED by the following vote:

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

Absent: 1 - Peskin

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.

Ordinances

170205 [Administrative Code - Citywide Project Labor Agreement for Public Work or Improvement Projects]

Sponsors: Farrell; Safai, Sheehy, Yee, Cohen, Ronen and Breed

Ordinance amending the Administrative Code to require a citywide project labor agreement applicable to certain public work or improvement projects with projected costs over \$1,000,000 or where delay in completing the project may interrupt or delay services or use of facilities that are important to the City's essential operations or infrastructure.

02/28/17; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/30/2017.

03/15/17; REFERRED TO DEPARTMENT.

04/25/17; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

170467 [Temporary Housing for Homeless People During Shelter Crisis - LMC San Francisco I Holdings, LLC - 1515 South Van Ness Avenue]

Sponsors: Mayor; Ronen

Ordinance approving an agreement between the City and LMC San Francisco I Holdings, LLC, to allow the City to use the property at 1515 South Van Ness Avenue to utilize and operate a facility to provide temporary housing and services to homeless persons; directing the City Administrator, Public Works, Department of Homelessness and Supportive Housing, Department of Building Inspection, and other City departments to make repairs or improvements, consistent with health and safety standards, to use the property for temporary housing to address encampments in the Mission District; authorizing Public Works, Department of Homelessness and Supportive Housing, and Department of Public Health to enter into contracts without adhering to competitive bidding and other requirements for construction work, procurement, and personal services at the facility; and affirming the Planning Department's determination under the California Environmental Quality Act.

04/25/17; ASSIGNED to Land Use and Transportation Committee.

170468 [Ordinance Authorizing Certificates of Participation - 1500 Mission Project - Not to Exceed \$321,765,000]**Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation on a tax-exempt or taxable basis evidencing and representing an aggregate principal amount of not to exceed \$321,765,000 to fund a portion of the development costs, including construction and improvement, and related FF&E (furniture, fixture, or other equipment), technology, and moving costs for the 1500 Mission Street office building; authorizing the issuance of commercial paper notes in advance of the delivery of the Certificates; approving the form of Trust Agreement between the City and County of San Francisco and the Trustee (including certain indemnities contained therein); authorizing the selection of the Trustee by the Director of Public Finance; approving respective forms of a Property Lease and a Lease Agreement, each between the City and the Trustee for the lease and lease back of certain property and facilities of the City; approving the forms of Purchase Contract, Official Notice of Sale, and Notice of Intention to Sell Certificates; directing the publication of the Notice of Intention to Sell Certificates; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of the Certificates; approving the form of the Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, execution, sale and delivery of the Certificates; approving modifications to documents and agreements; declaring the City's intent to reimburse certain expenditures; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

04/25/17; ASSIGNED to Budget and Finance Sub-Committee.

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

Ordinance appropriating \$300,000 Water Enterprise Fund Balance, de-appropriating \$25,182,258 from permanent salaries, fringe benefit expenses, and non-personnel services, and appropriating \$25,482,258 to overtime in the Sheriff's Department, Department of Emergency Management, Fire Department, Public Health Department, Public Utilities Commission, and the Police Department operating budgets in order to support the Departments projected increases in overtime 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 of the Department of Public Health and Police Department overtime appropriations.

(Fiscal Impact)

04/25/17; ASSIGNED to Budget and Finance Sub-Committee.

170296 [Planning Code, Zoning Map - Corona Heights Large Residence Special Use District]**Sponsor: Sheehy**

Ordinance amending the Planning Code and Sectional Maps SU06 and SU07 of the Zoning Map to create the Corona Heights Large Residence Special Use District (the area within a perimeter established by Market Street, Clayton Street, Ashbury Street, Clifford Terrace, Roosevelt Way, Museum Way, the eastern property line of Assessor's Parcel No. 2620, Lot No. 063, the eastern property line of Assessor's Parcel No. 2619, Lot No. 001A, and Douglass Street; and all additional parcels fronting States Street), to promote and enhance neighborhood character and affordability by requiring Conditional Use authorization for large residential developments in the district; 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 necessity, convenience, and welfare under Planning Code, Section 302.

03/21/17; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/20/2017.

03/29/17; REFERRED TO DEPARTMENT.

04/05/17; RESPONSE RECEIVED.

04/25/17; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

170297 [Administrative Code - Increasing the Minimum Compensation Hourly Rate]**Sponsors: Sheehy; Kim and Fewer**

Ordinance amending the Administrative Code to increase the minimum hourly compensation rate for employees of City contractors other than nonprofit corporations or public entities to \$15.86 per hour on July 1, 2017, \$16.86 per hour on July 1, 2018, and followed thereafter by annual cost-of-living increases; and to require that City contractors pay the minimum hourly compensation rate to employees who perform any work funded under an applicable contract with the City. (Fiscal Impact)

03/21/17; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 4/20/2017.

04/03/17; REFERRED TO DEPARTMENT.

04/25/17; TRANSFERRED to Budget and Finance Committee.

04/25/17; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

Resolutions**170471 [Conditional Purchase Agreement - City Office Project - 1500 Mission Street]****Sponsor: Mayor**

Resolution ratifying the Conditional Purchase Agreement for the City's Acquisition of an Office Project at 1500 Mission Street and authorizing the Director of Property and City staff to proceed with the Proposed Office Project; confirming the City's authorization to issue commercial paper and/or certificates of participation to pay for the land acquisition and complete the Proposed Office Project; adopting environmental findings under the California Environmental Quality Act; and making findings of consistency the General Plan, and with the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170472 [Multifamily Housing Revenue Bonds - Eddy and Taylor Family Housing - Not to Exceed \$47,423,000]**Sponsors: Mayor; Kim**

Resolution authorizing the issuance, sale and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$47,423,000 for the purpose of providing financing for the acquisition, development and construction of a 113-unit multifamily rental housing project known as Eddy and Taylor Family Housing; approving the form of and authorizing the execution of an indenture of trust providing the terms and conditions of the bonds; 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 a loan agreement; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters, as defined herein.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170473 [Real Property Agreements - Eddy & Taylor Associates, L.P. - 210 Taylor Street - Purchase and Sale of Real Estate and Ground Lease - \$10,600,000 Purchase Price and \$15,000 Annual Base Rent]**Sponsors: Mayor; Kim**

Resolution approving and authorizing the execution and performance of an Agreement of Purchase and Sale of Real Estate in connection with the acquisition of a parcel located at 210 Taylor Street (Assessor's Parcel Block No. 0331, Lot No.028) ("the Property"), for \$10,600,000 authorizing a long term, 87 years, with a 12 year extension option Ground Lease of the Property for \$15,000 annual base rent with Eddy & Taylor Associates, L.P., to construct a 100% affordable, 113-unit multifamily rental housing development for low-income households and formally homeless families and a commercial shell for a 5,677 square foot commercial space; adopting findings that the conveyance and lease are consistent with the California Environmental Quality Act, the General Plan, and the priority policies of Planning Code, Section 101.1; and authorizing and directing the Director of Property and Director of the Mayor's Office of Housing and Community Development to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution.

(Fiscal Impact)

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170474 [Application to Acquire Real Property - 1064-1068 Mission Street - Department of Health and Human Services Federal Property Assistance Program - Constructing Supportive Housing]**Sponsors: Mayor; Kim**

Resolution authorizing the Mayor's Office of Housing and Community Development to submit an application to the Department of Health and Human Services Federal Property Assistance Program, in order to acquire the real property located at 1064-1068 Mission Street for use in constructing supportive housing for homeless San Franciscans.

(Fiscal Impact)

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170475 [Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development - Community Development Block Grant Program - \$18,782,824 - FY2017-2018]

Sponsor: Mayor

Resolution approving the FY2017-2018 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2017-2018 CDBG Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$16,485,875 and to expend program income in the amount of \$2,296,949 for a combined total of approximately \$18,782,824 for a period beginning July 1, 2017, through the date when all funds are expended.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170476 [Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development - Emergency Solutions Grants Program - \$1,484,425 - FY2017-2018]

Sponsor: Mayor

Resolution approving the FY2017-2018 Emergency Solutions Grants (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2017-2018 ESG Program entitlement from the U.S. Department of Housing and Urban Development, in the amount of \$1,484,425 for an unspecified period starting July 1, 2017.

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

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170477 [Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development - Housing Opportunities for Persons with AIDS Program - \$6,785,026 - FY2017-2018]

Sponsor: Mayor

Resolution approving the FY2017-2018 Housing Opportunities for Persons with AIDS ("HOPWA") Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2017-2018 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$6,735,026 and to expend program income in the amount of \$50,000 for a combined total of \$6,785,026 for the period of July 1, 2017, through June 30, 2022.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170478 [Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development - HOME Investment Partnership Program - \$4,258,751 - FY2017-2018]

Sponsor: Mayor

Resolution approving the FY2017-2018 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2017-2018 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$4,158,751 and to expend program income in the amount of \$100,000 for a combined total of \$4,258,751 for the term of July 1, 2017, through June 30, 2022.

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

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170479 [Contract Amendment - New Flyer of America Inc. - Purchase of Low Floor Electric Trolley Buses - Not to Exceed \$395,067,312]**Sponsor: Breed**

Resolution approving Amendment No. 2 to Contract No. CPT 632 (Procurement of Electric Trolley Buses) with New Flyer of America Inc., to purchase an additional 185 standard low floor electric trolley buses, for an additional amount of \$244,618,583 and a total contract amount not to exceed \$395,067,312 with no change to the term of the contract.

(Fiscal Impact)

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170480 [Authorizing New Program Administrators - California Statewide Communities Development Authority Open Property-Assessed Clean Energy Program - Soft Story and Renewable Energy Financing]**Sponsor: Farrell**

Resolution authorizing new program administrators in the California Statewide Communities Development Authority ("CSCDA") Open Property-Assessed Clean Energy Program; authorizing the CSCDA to accept applications from property owners, conduct contractual assessment proceedings, and levy contractual assessments within the territory of the City and County of San Francisco; and authorizing related actions as defined in this Resolution.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170481 [Execution of Member Acknowledgement Addendums - Regional Collaborative Services Agreement - Association of Bay Area Governments]**Sponsor: Farrell**

Resolution authorizing the execution of member acknowledgement addendums of the Regional Collaborative Services Agreement with the Association of Bay Area Governments to safeguard consumer interest of San Francisco residents' participation in residential Property-Assessed Clean Energy ("PACE") Programs.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170482 [Authorizing Inclusion of City Properties in Golden State Finance Authority Property-Assessed Clean Energy Program]**Sponsor: Farrell**

Resolution authorizing inclusion of properties within the City and County of San Francisco in the Golden State Finance Authority Property-Assessed Clean Energy Program to finance renewable energy generation, energy and water efficiency improvements, electric vehicle charging infrastructure, and other authorized improvements.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170483 [Authorizing Inclusion of City Properties in Golden State Finance Authority Community Facilities District No. 2014-1 (Clean Energy) Property-Assessed Clean Energy Programs]**Sponsor: Farrell**

Resolution authorizing inclusion of properties within the City and County of San Francisco's territory in the Golden State Finance Authority Community Facilities District No. 2014-1 (Clean Energy) Property-Assessed Clean Energy Program to finance renewable energy improvements, energy efficiency and water conservation improvements, electric vehicle charging infrastructure, and other authorized improvements.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170484 [Authorizing Inclusion of Figtree Property-Assessed Clean Energy ("PACE") Program in California Enterprise Development Renewable PACE Programs]**Sponsor: Farrell**

Resolution authorizing the inclusion of the Figtree Property-Assessed Clean Energy ("PACE") Program in the City and County of San Francisco's Renewable PACE Program through the California Enterprise Development Authority; and authorizing the California Enterprise Development Authority to conduct contractual assessment proceedings and levy contractual assessments within the territory of the City and County of San Francisco; and authorizing related actions, as defined herein.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170485 [Authorizing Inclusion of City Properties in California Municipal Finance Authority Open Property-Assessed Clean Energy Programs]**Sponsor: Farrell**

Resolution authorizing the inclusion of properties within the territory of the City and County of San Francisco in the California Municipal Finance Authority Open Property-Assessed Clean Energy ("PACE") Programs; authorizing the California Municipal Finance Authority to accept applications from City property owners, conduct contractual assessment proceedings and levy contractual assessments within the territory of the City and County of San Francisco; and authorizing related actions, as defined herein.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170486 [Authorizing Agreement for Collection of Special Taxes and Contractual Assessments - San Francisco Property-Assessed Clean Energy Program]**Sponsor: Farrell**

Resolution approving and authorizing execution of an agreement for collection of special taxes and contractual assessments between the City and County of San Francisco and the Golden State Finance Authority for residential, commercial, industrial and agricultural properties to address high up-front costs for property owners who wish to improve their properties through installation of measures that will generate renewable energy or reduce their energy and water use through a Property-Assessed Clean Energy ("PACE") Program; and authorizing related actions, as defined herein.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170487 [Day of Inclusion - May 6, 2017]**Sponsors: Fewer; Yee, Tang, Ronen, Kim and Peskin**

Resolution declaring May 6, 2017, to be a Day of Inclusion for the City and County of San Francisco, in recognition of the harm caused by the Chinese Exclusion Act and immigration policies based on racial and religious intolerance.

04/25/17; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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.

01/31/17; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

02/07/17; REFERRED TO DEPARTMENT.

04/25/17; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

170488 [Authorizing Expenditures - SoMa Community Stabilization Fund - \$1,249,999]**Sponsor: Kim**

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of \$1,249,999 to address various impacts of destabilization on residents and businesses in SoMa.

(Fiscal Impact)

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170489 [Authorizing Expenditures - SoMa Community Stabilization Fund - \$10,000,000]**Sponsor: Kim**

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of \$10,000,000 to provide acquisition and rehabilitation loans for projects that are eligible under Mayor's Office of Housing and Community Development's Small Sites Program and are located within the boundaries of SoMa.

(Fiscal Impact)

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170490 [Authorizing Subdivision and Conveyance of Air Rights - 530 Sansome Street - Developing Affordable Housing Atop Fire Station 13]**Sponsor: Peskin**

Resolution authorizing the Department of Real Estate to subdivide 530 Sansome Street, Assessor's Parcel Block No. 0206, Lot No. 017, and convey the air rights to the Mayor's Office of Housing and Community Development for the purpose of developing affordable housing atop the Sansome Street Fire Department Station 13.

04/25/17; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

Requests for Hearing**170491 [Hearing - Promoting Public Safety and Ensuring Timely Communication and Response in Event of a City-Wide Power Failure]****Sponsors: Breed; Peskin**

Hearing on the causes and response to the massive power failure on April 21, 2017, which impacted wide swaths of San Francisco, to improve strategies for agencies to communicate and coordinate in response to threats to public safety; and requesting the Department of Emergency Management, San Francisco Public Utilities Commission, Public Works, San Francisco Municipal Transportation Agency, Police Department, Fire Department, and Pacific Gas and Electric Company to report.

04/25/17; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

170492 [Hearing - Recommendations of the Municipal Fines and Fees Task Force]**Sponsor: Kim**

Hearing on the recommendations of the Municipal Fines and Fees Task Force regarding government practices and policies and their impact on low-income city residents; and requesting the Municipal Fines and Fees Task Force and the Office of the Treasurer and Tax Collector to report.

04/25/17; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

170497 [Hearing - Committee of the Whole - Findings and Recommendations Regarding Law Enforcement Practices - Update - May 2, 2017]**Sponsors: Cohen; Ronen**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on May 2, 2017, to hear and receive updates on the final reports, findings, and recommendations of the Blue Ribbon Panel on Transparency, Accountability, and Fairness in Law Enforcement; the Department of Justice Initial Assessment Report of the San Francisco Police Department; the President's Task Force on 21st Century Policing; and the Civil Grand Jury's Report, entitled "Into the Open: Opportunities for More Timely and Transparent Investigations of Fatal San Francisco Police Department Officer-Involved Shootings;" and requesting the Police Department, the Department of Human Resources, the Department of Police Accountability, and the Police Commission to report; scheduled pursuant to Motion No. M16-164, approved on November 15, 2016.

04/25/17; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

Introduced by the President at the Request of a Department

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

PROPOSED RESOLUTIONS**170431 [Settlement of Unlitigated Grievance - Sheriff's Managers and Supervisors Association - \$542,546.95]**

Resolution approving the settlement of the unlitigated grievance filed by the Sheriff's Managers and Supervisors Association, on behalf of its members, against the City and County of San Francisco for \$542,546.95; the grievance was filed on September 25, 2015; the grievance involves an employment dispute. (City Attorney)

04/17/17; RECEIVED FROM DEPARTMENT.

04/25/17; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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. (Airport Commission)

04/12/17; RECEIVED FROM DEPARTMENT.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

170433 [Real Property Lease Amendment - SFOC LLC - 711 Van Ness Avenue - \$482,160 Per Year Base Rent]

Resolution authorizing the Third Amendment to Lease with SFOC LLC, as Landlord, of 9,800 square feet at 711 Van Ness Avenue, extending the Lease expiring on January 31, 2018, through January 31, 2021, at a base rent of \$482,160 per year, plus payment for common area expenses above Base Year 2018, for the Department of Emergency Management, the San Francisco Public Utilities Commission, and the interim continued use by the Office of the Assessor-Recorder, to commence upon approval by the Board of Supervisors and Mayor, in their respective sole and absolute discretion. (Real Estate Department)
(Fiscal Impact)

04/17/17; RECEIVED FROM DEPARTMENT.

04/25/17; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Request Granted

From: Supervisor Sheehy

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft a resolution and ordinance to initiate Landmarking of the Castro and Market Rainbow Flag.

ADJOURNMENT

There being no further business, the Board adjourned at the hour 5:14 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 6, 2017.

Angela Calvillo, Clerk of the Board