BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, March 6, 2018 - 2:00 PM

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

Regular Meeting

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

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

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

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS

There were no communications.

AGENDA CHANGES

There were no agenda changes.

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

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

CONSENT AGENDA

Recommendations of the Rules Committee

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

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

Motion No. M18-023

APPROVED

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

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

Motion No. M18-024

APPROVED

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

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

Motion No. M18-025

APPROVED

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

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

Motion No. M18-026

APPROVED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Land Use and Transportation Committee

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

Sponsors: Stefani; Safai

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

Ordinance No. 045-18

FINALLY PASSED by the following vote:

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

Sponsor: Peskin

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

Ordinance No. 047-18

FINALLY PASSED by the following vote:

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

Recommendation of the Rules Committee

171066 [Campaign and Governmental Conduct Code - Failure to File Form 700s, Sunshine Ordinance Declarations, and Certificates of Ethics Training]

Sponsor: Peskin

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

Ordinance No. 046-18

FINALLY PASSED by the following vote:

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

NEW BUSINESS

Recommendations of the Public Safety and Neighborhood Services Committee

170665 [Liquor License - 4522-3rd Street - Sav More Market]

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits license to Abdalla F. Joseph, doing business as Sav More Market located at 4522-3rd Street (District 10), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4. (Public Safety and Neighborhood Services Committee)

Resolution No. 058-18

ADOPTED by the following vote:

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

Sponsor: Cohen

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

Motion No. M18-027

APPROVED by the following vote:

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

Recommendation of the Rules Committee

180054 [Building Code - Waiver and Refund of Investigation Fee for Persons Registered with the Office of Cannabis]

Sponsor: Sheehy

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

PASSED ON FIRST READING by the following vote:

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

Noes: 1 - Tang

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

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

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

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

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

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

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

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

Speaker; shared various religious concerns.

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

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

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

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

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

Resolution No. 060-18

ADOPTED

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

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

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

Resolution No. 062-18

ADOPTED

180183 [Final Map 8840 - 1198 Valencia Street]

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

Motion No. M18-028

APPROVED

The foregoing items were acted upon by the following vote:

Severed from the For Adoption Without Committee Reference Agenda

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

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

Sponsors: Peskin; Ronen and Fewer

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

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

Resolution No. 061-18

ADOPTED by the following vote:

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

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

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

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

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang, Yee Motion calling from the Budget and Finance Committee, pursuant to Board Rule 3.37, the proposed Ordinance (File No. 180001) - the Anti-Corruption and Accountability Ordinance - amending the Campaign and Governmental Conduct Code to institute various campaign finance and conflict of interest reforms; and scheduling the Board of Supervisors to sit as a Committee of the Whole on April 3, 2018, at 5:00 p.m., in a joint meeting with the San Francisco Ethics Commission, to hold a public hearing to consider the proposed Ordinance (File No. 180001).

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

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

Motion No. M18-029

APPROVED AS AMENDED by the following vote:

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

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

ORDINANCES

180214 [Transportation, Public Works Codes - Unauthorized Motorized Scooter Violations, Motorized Scooter Share Program]

Sponsor: Peskin

Ordinance amending Division I of the Transportation Code to establish a violation for motorized scooters that are a part of a Motorized Scooter Share Program, to be parked, left standing, or left unattended on a sidewalk, street, or public right-of-way under the jurisdiction of the Municipal Transportation Agency (MTA) or Department of Public Works (DPW) without an MTA-issued permit authorizing the scooter to be parked, left standing, or left unattended at that location; amending the Public Works Code to authorize DPW to take enforcement action to abate or remove unauthorized motorized scooters that are not a part of a permitted Motorized Scooter Share Program and are parked, left standing, or left unattended on a sidewalk, street, or public right-of-way under the jurisdiction of DPW or the MTA; and affirming the Planning Department's determination under the California Environmental Quality Act.

03/06/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/5/2018.

180215 [Municipal Elections Code - Disclosure Regarding Ballot Measures Involving Port Public Trust Property]

Sponsor: Peskin

Ordinance amending the Municipal Elections Code to require a notice in the voter information pamphlet for measures that would approve a development project or a substantial land use or zoning change on land held subject to the public trust by the City, acting by and through the Port Commission.

03/06/18; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/5/2018.

180216 [Administrative Code - Composition and Sunset Date - Family Violence Council] Sponsors: Tang; Sheehy

Ordinance amending the Administrative Code to change the composition of the Family Violence Council and extend the sunset date for the Council to May 1, 2021.

03/06/18; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/5/2018.

180217 [Administrative Code - Dissolving Inactive Advisory Bodies - Reauthorizing and Extending Sunset Date of Committee on City Workforce Alignment]

Ordinance amending the Administrative Code to dissolve the Wage Theft Task Force, Surplus Property Citizens' Advisory Committee, and Workforce Community Advisory Committee, and to reauthorize the Committee on City Workforce Alignment and extend its sunset date to January 31, 2021. (Clerk of the Board)

03/06/18; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/5/2018.

RESOLUTIONS

180218 [Multifamily Housing Revenue Bonds - 54 McAllister Street ("Dorothy Day Community Apartments") - Not to Exceed \$45,000,000] Sponsor: Kim

Resolution authorizing the issuance and sale of multifamily housing revenue bonds in one or more series in an aggregate principal amount not to exceed \$45,000,000 for the purpose of providing financing for the acquisition and rehabilitation of a 100-unit multifamily rental housing project known as "Dorothy Day Community Apartments;" approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds and authorizing the issuance thereof; approving the form of and authorizing the execution of a loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the bonds and the Project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters, as defined herein.

03/06/18; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

180219 [Urging KGO TV Channel-7 to Engage in Good-Faith Negotiations and Swiftly Reach a Fair Contract with Screen Actors Guild American Federation of Television and Radio Artists Members]

Sponsor: Peskin

Resolution urging KGO TV Channel-7 to engage in good-faith negotiations and swiftly reach a fair contract with Screen Actors Guild American Federation of Television and Radio Artists members employed by KGO Channel-7.

03/06/18; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

MOTIONS

180212 [Mayoral Appointment, Director of the Department of Police Accountability - Paul Henderson]

Motion approving/rejecting the Mayor's nomination of Paul Henderson as the Director of the Department of Police Accountability, serving at the pleasure of the Police Commission, pursuant to Charter Section 4.136(b). (Clerk of the Board)

(Charter, Section 4.136, provides that this nomination is subject to confirmation by the Board of Supervisors. If the Board of Supervisors fails to act on this nomination within 30 days, the appointment shall be deemed approved. Transmittal date: March 5, 2018.)

03/06/18; RECEIVED AND ASSIGNED to Rules Committee.

[Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the June 5, 2018, Consolidated Primary Election]

Motion authorizing preparation of written Opponent ballot argument and rebuttal ballot argument for submittal to the voters at the June 5, 2018, Consolidated Primary Election. (Clerk of the Board)

03/06/18; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

180229 [Mayoral Appointment, Historic Preservation Commission - Kate Black]

Motion approving/rejecting the Mayor's nomination of Kate Black for appointment to the Historic Preservation Commission, for a term ending December 31, 2018. (Clerk of the Board) (Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, the nominee shall be deemed approved. Transmittal date: March 6, 2018.)

REQUESTS FOR HEARING

180221 [Hearing - Controller's Six-Month Budget Status Report]

Sponsor: Cohen

Hearing on the Controller's Six-Month Budget Status Report for FY2017-2018; and requesting the Office of the Controller, and the Mayor's Office of Budget to report.

03/06/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

180222 [Hearing - Controller's Nine-Month Budget Status Report] Sponsor: Cohen

Hearing on the Controller's Nine-Month Budget Status Report for FY2017-2018; and requesting the Office of the Controller, and the Mayor's Office of Budget to report.

03/06/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

180223 [Hearing - Human Services Agency and Department of Public Health - FY2018-2019 Budget]

Sponsor: Cohen

Hearing to receive the FY2018-2019 budget and policy priorities from the Department of Public Health, Human Services Agency, Department of Aging and Adult Services, and the Office of Early Care and Education; and requesting the Department of Public Health, Human Services Agency, Department of Aging and Adult Services, and the Office of Early Care and Education to report.

03/06/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

180224 [Hearing - Budget Update - Police Department, Fire Department, and the Sheriff's Department - FY2018-2019]

Sponsor: Cohen

Hearing to receive budget updates from the Police Department, Fire Department, and the Sheriff's Department for FY2018-2019; and requesting the Police Department, Fire Department, Sheriff's Department, and Mayor's Office of Budget to report.

03/06/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

180225 [Hearing - Public Safety in City Owned and/or Operated Parking Lots and Garages] Sponsors: Stefani; Fewer

Hearing on safety measures, procedures in place, and strategies and plans for future safety initiatives in city owned and/or operated parking lots and garages; and requesting Municipal Transportation Agency and Police Department to report.

03/06/18; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

180226 [Hearing - Committee of the Whole - Joint Meeting with the San Francisco Ethics Commission - Proposed Ordinances (File Nos. 180001 and 180280) - Anti-Corruption and Accountability Ordinances - April 3, 2018]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on April 3, 2018, at 3:00 p.m., in a joint meeting with the San Francisco Ethics Commission, to hold a public hearing to consider the proposed Ordinances (File Nos. 180001 and 180280) - the Anti-Corruption and Accountability Ordinances - amending the Campaign and Governmental Conduct Code to institute various campaign finance and conflict of interest reforms; scheduled pursuant to Motion No. M18-029, approved by the Board on March 6, 2018, and approval of the Motion contained in File No. 180276 on April 3, 2018. (Clerk of the Board)

03/06/18; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

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.

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

In Memoriam

Teresa Lewkowitz - Supervisor Kim

ADJOURNMENT

There being no further business, the Board adjourned at the hour 3:24 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 April 10, 2018.

Angela Calvillo, Clerk of the Board	