

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

**Tuesday, September 4, 2018 - 2:00 PM**

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

### **Regular Meeting**

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MALIA COHEN, PRESIDENT

VALLIE BROWN, SANDRA LEE FEWER, JANE KIM, RAFAEL MANDELMAN,  
AARON PESKIN, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI, KATY TANG,  
NORMAN YEE

*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### **Committee Membership**

**Budget and Finance Committee**  
Supervisors Cohen, Fewer, Stefani

**Budget and Finance Federal Select Committee**  
Supervisors Cohen, Fewer, Tang

**Government Audit and Oversight Committee**  
Supervisors Kim, Peskin, Brown

**Land Use and Transportation Committee**  
Supervisors Tang, Kim, Safai

**Public Safety and Neighborhood Services Committee**  
Supervisors Mandelman, Ronen, Peskin

**Rules Committee**  
Supervisors Safai, Yee, Stefani

#### **Meeting Days**

Thursday  
10:00 AM

2nd and 4th Thursday  
1:15 PM

1st and 3rd Wednesday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Wednesday  
10:00 AM

2nd and 4th Wednesday  
10:00 AM

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

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**Members Present:** Vallie Brown, Malia Cohen, Sandra Lee Fewer, Jane Kim, Rafael Mandelman, Aaron Peskin, Hillary Ronen, Ahsha Safai, Catherine Stefani, Katy Tang, and Norman Yee

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*The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, September 4, 2018, with President Malia Cohen presiding.*

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

*President Cohen called the meeting to order at 2:02 p.m. On the call of the roll, Supervisor Kim was noted not present. There was a quorum.*

*Supervisor Kim was noted present at 2:03 p.m.*

## **COMMUNICATIONS**

*There were no communications.*

## **APPROVAL OF MEETING MINUTES**

*President Cohen inquired whether any Board Member had any corrections to the July 10, 2018, July 17, 2018, July 24, 2018, or July 31, 2018, Board Meeting Minutes. There were no corrections.*

**Supervisor Kim, seconded by Supervisor Yee, moved to approve the July 10, 2018, July 17, 2018, July 24, 2018, and July 31, 2018, Board Meeting Minutes. The motion carried by the following vote, following general public comment:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

## **AGENDA CHANGES**

*There were no agenda changes.*

## CONSENT AGENDA

### Recommendations of the Land Use and Transportation Committee

**180389 [Planning Code, Zoning Map - Amend Zoning Map and Abolish Legislated Setback on 19th Avenue Between Quintara and Rivera Streets]**

**Sponsor: Tang**

Ordinance amending the Planning Code by abolishing a nine-foot legislated setback on the west side of 19th Avenue between Quintara Street and Rivera Street, and revising the Zoning Map to rezone from RH-1 (Residential, House; One-Family) to RM-2 (Residential, Mixed; Moderate Density) Assessor's Parcel Block No. 2198, Lot No. 031 (1021 Quintara Street), and to rezone from RH-2 (Residential, House; Two-Family) to RM-2 (Residential, Mixed; Moderate Density) Assessor's Parcel Block No. 2198, Lot No. 001 (located at the intersection of 19th Avenue and Quintara Street), Lot No. 033 (2121-19th Avenue), Lot No. 034 (2145-19th Avenue), and Lot No. 037 (2115-19th Avenue); adopting findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

**Ordinance No. 214-18**

**FINALLY PASSED**

**180556 [Planning Code - Hours of Operation for Limited Nonconforming Uses]**

Ordinance amending the Planning Code to allow limited nonconforming uses in specified zoning districts to operate between the hours of 10:00 p.m. and 12:00 a.m. with Conditional Use authorization; 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. (Planning Commission)

**Ordinance No. 217-18**

**FINALLY PASSED**

### Recommendations of the Rules Committee

**170738 [Administrative Code - Disclosure of Spending in Retirement Board, Health Service Board and Retiree Health Care Trust Fund Board Elections]**

**Sponsor: Cohen**

Ordinance amending the Administrative Code to require disclosure of candidate and third-party spending in Retirement Board, Health Service Board and Retiree Health Care Trust Fund Board elections; set late filing fees and penalties for violations; and specify that the Ethics Commission will enforce the related disclosure requirements.

**Ordinance No. 212-18**

**FINALLY PASSED**

**180547 [Administrative Code - Prioritizing 100% Affordable Housing Projects]**

**Sponsors: Ronen; Fewer**

Ordinance amending the Administrative Code to require the Department Building Inspection, Public Works, Fire Department, Mayor's Office on Disability, and Planning Department to prioritize the processing of 100% affordable housing projects as each department's or office's highest priority; to require those departments to identify a staff person responsible for 100% affordable housing projects; and to require the Mayor's Office of Housing and Community Development to provide the Board of Supervisors and the Mayor with quarterly reports about the status of pending 100% affordable housing projects.

**Ordinance No. 216-18**

**FINALLY PASSED**

**The foregoing items were acted upon by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

## **Severed from the Consent Agenda**

*Supervisor Ronen requested that File No. 180480 be severed so that it may be considered separately.*

## **Recommendation of the Budget and Finance Sub-Committee**

### **180480 [Administrative Code - Office of Sexual Harassment and Assault Response and Prevention]**

**Sponsors: Ronen; Stefani, Kim, Fewer, Cohen, Tang, Safai, Yee, Peskin, Brown and Mandelman**

Ordinance amending the Administrative Code to establish, and to set rules governing the appointment of the Director and the qualifications and duties of employees of the Office of Sexual Harassment and Assault Response and Prevention (Office) as a City department under the direction and oversight of the Human Rights Commission, which Office shall be responsible for: 1) receiving complaints concerning the manner in which any City department has responded or failed to respond to allegations of sexual assault or sexual harassment, and assisting complainants in navigating within City government to resolve those complaints; 2) compelling the attendance of City officers or employees at meetings with complainants; 3) notifying relevant City departments of any failure, in connection with a complaint of sexual assault or sexual harassment, to perform a duty imposed by law, or to perform a promised act, or to respond reasonably to the complainant's or Office's requests, or to otherwise fully and conscientiously respond to the complainant's or the Office's concerns, and reporting to the Mayor and the Board of Supervisors if any City department so notified fails to take timely and adequate corrective action; 4) in certain cases, referring City officers and employees to appropriate disciplinary authorities for possible professional or administrative discipline; 5) requiring City departments to report aggregated or otherwise de-identified information concerning the department's handling of allegations of sexual assault and harassment; 6) engaging with community members to develop recommendations for improving the City's efforts to combat sexual assault and harassment, and making related recommendations to City policymakers; 7) making regular reports to the Human Rights Commission; and 8) maintaining the confidentiality of information required by law to be kept confidential, and respecting complainants' wishes for confidentiality to the maximum extent permitted by law.  
(Fiscal Impact)

**Ordinance No. 215-18**

**FINALLY PASSED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Land Use and Transportation Committee

#### **180319 [Planning Code - Cannabis Retail and Medical Cannabis Dispensaries in Chinatown]**

**Sponsors: Peskin; Kim, Tang, Fewer and Safai**

Ordinance amending the Planning Code to prohibit Cannabis Retail and Medical Cannabis Dispensaries in the Chinatown Mixed Use Districts; 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 making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

**Ordinance No. 213-18**

**FINALLY PASSED by the following vote:**

Ayes: 8 - Cohen, Fewer, Kim, Peskin, Safai, Stefani, Tang, Yee

Noes: 3 - Brown, Mandelman, Ronen

#### **180752 [Planning Code - Accessory Dwelling Units; In-Lieu Fee for Street Trees]**

**Sponsor: Tang**

Ordinance amending the Planning Code to allow payment of an in-lieu fee for an ADU's street tree requirement; 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.

**Ordinance No. 218-18**

**FINALLY PASSED by the following vote:**

Ayes: 9 - Brown, Cohen, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

Noes: 2 - Fewer, Kim

## NEW BUSINESS

### Recommendations of the Budget and Finance Sub-Committee

*President Cohen requested File Nos. 180687 and 180688 be called together.*

**180687 [Multifamily Housing Revenue Note - 490 South Van Ness Avenue - Not to Exceed \$35,712,500]**

**Sponsors: Mayor; Ronen**

Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$35,712,500 for the purpose of providing financing for the construction of an 81-unit multifamily rental housing project known as "490 South Van Ness Avenue"; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the loan from the funding lender to the City and the execution and delivery of the note; approving the form of and authorizing the execution of a borrower 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 back-to-back loans, the note and the project; granting general authority to City officials to take actions necessary to implement this Resolution and related matters, as defined herein.

**Resolution No. 289-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180688 [Ground Lease - 490 South Van Ness Avenue - 490 SVN Housing Associates, LP - \$15,000 Annual Base Rent]**

**Sponsors: Mayor; Ronen**

Resolution approving and authorizing a long term Ground Lease with 490 SVN Housing Associates, LP, on City owned land at 490 South Van Ness Avenue ("Property") for a term of 75 years, to commence following Board approval, with one 24-year extension option, and with an annual base rent of \$15,000 in order to construct a 100% affordable, 80-unit multifamily rental housing development (plus one manager unit) for low-income persons ("Project"); adopting findings that the Ground Lease is consistent with the California Environmental Quality Act, the General Plan, and the priority policies of Planning Code, Section 101.1; and authorizing the Acting Director of Property and Director of Mayor's Office of Housing and Community Development to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein.

(Fiscal Impact)

**Resolution No. 290-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

President Cohen requested File Nos. 180714, 180715, and 180716 be called together.

**180714 [Agreement Amendment - California Department of Health Care Services - Change Effective End Date of Agreement - Mental Health Plan - Not to Exceed \$238,581,122]**

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services, to retroactively enter into an amended Agreement No. 12-89390 with the California Department of Health Care Services to change the end date of the agreement from April 30, 2018, to June 30, 2017, with no change to the amount not to exceed \$238,581,122. (Public Health Department)

**Resolution No. 291-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180715 [Agreement - California Department of Health Care Services - Mental Health Plan - \$0]**

Resolution retroactively approving Agreement No. 17-94609, between Department of Public Health, Community Behavioral Health Services, and the California Department of Health Care Services, for the San Francisco Mental Health Plan, for a five year term of July 1, 2017, through June 30, 2022, in the amount of \$0. (Public Health Department)

**Resolution No. 292-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180716 [Contract Agreement - Regents of the University of California - Behavioral Health Services for Adults and Older Adults - Not to Exceed \$22,811,510]**

Resolution retroactively approving a contract agreement between the Department of Public Health and The Regents of the University of California, for behavioral health services for adults and older adults for a contract term of four years, from July 1, 2018, through June 30, 2022, in an amount not to exceed \$22,811,510. (Public Health Department)  
(Fiscal Impact)

**Resolution No. 293-18**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

## **Recommendations of the Land Use and Transportation Committee**

**180053 [Planning Code - Massage Establishments - Union Street Neighborhood Commercial District]**

**Sponsor: Stefani**

Ordinance amending the Planning Code to conditionally permit Massage Establishments, as defined, in the Union Street Neighborhood Commercial 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 findings of public convenience, necessity, and welfare under Planning Code, Section 302.

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee



**180364 [Planning Code - Affordable Housing Projects on Undeveloped Lots in Service/Arts/Light Industrial Districts]****Sponsor: Kim**

Ordinance amending the Planning Code to permit Affordable Housing on undeveloped lots in Service/Arts/Light Industrial (SALI) Zoning Districts; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section, 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180558 [Public Works Code - Repeal of Reclaimed Water Use Ordinance]**

Ordinance amending the Public Works Code to repeal the Reclaimed Water Use Ordinance; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Utilities Commission)

**Supervisor Peskin, seconded by Supervisor Safai, moved that this Ordinance be RE-REFERRED to the Land Use and Transportation Committee. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

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

**Supervisor Kim, seconded by Supervisor Peskin, 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 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

*Supervisor Kim presented a posthumous Certificate of Honor to the family of Dr. Dawn Bohulano Mabalon, in recognition of her lifetime of achievements as a professor at San Francisco State University, historian, author, scholar, activist, and advocate for all things relating to her Filipino history.*

**SPECIAL ORDER 3:00 P.M.**

*President Cohen requested File Nos. 180651, 180652, 180653, and 180654 be called together.*

**180651 [Hearing - Appeal of Final Environmental Impact Report Certification - Central SoMa Plan]**

Hearing of persons interested in or objecting to the certification of a Final Environmental Impact Report for the proposed Central SoMa Plan identified in Planning Case No. 2011.1356E, issued by the Planning Commission through Motion No. 20182 dated May 10, 2018. (District 6)  
(Appellants: Richard Drury, of Lozeau Drury LLP on behalf of Central SoMa Neighbors and SFBlu; Angelica Cabande for the South of Market Community Action Network (SOMCAN); John Elberling for the Yerba Buena Neighborhood Consortium; Phillip Babich of Reed Smith LLP, on behalf of One Vassar, LLC) (First appeal filed on June 8, 2018, and the subsequent three appeals filed on June 11, 2018.) (Clerk of the Board)

*President Cohen opened the public hearing and inquired as to whether any individual wished to address the Board. Supervisor Kim provided opening remarks and indicated she would be making a motion to continue these matters to a later date. David Woo; spoke on various concerns relating to the continuance. There were no other speakers. President Cohen closed public comment.*

**Supervisor Kim, seconded by Supervisor Tang, moved that this Hearing be CONTINUED OPEN to the Board of Supervisors meeting of September 11, 2018. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180652 [Affirming the Final Environmental Impact Report Certification - Central SoMa Plan]**

Motion affirming the Planning Commission's certification of the Final Environmental Impact Report prepared for the proposed Central SoMa Plan. (Clerk of the Board)

**Supervisor Kim, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 11, 2018. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180653 [Conditionally Reversing the Final Environmental Impact Report Certification - Central SoMa Plan]**

Motion conditionally reversing the Planning Commission's certification of the Final Environmental Impact Report prepared for the proposed Central SoMa Plan, subject to the adoption of written findings of the Board of Supervisors in support of this determination. (Clerk of the Board)

**Supervisor Kim, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 11, 2018. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180654 [Preparation of Findings to Reverse the Final Environmental Impact Report Certification - Central SoMa Plan]**

Motion directing the Clerk of the Board to prepare findings related to reversing the Planning Commission's certification of the Final Environmental Impact Report prepared for the proposed Central SoMa Plan. (Clerk of the Board)

**Supervisor Kim, seconded by Supervisor Tang, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 11, 2018. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**SPECIAL ORDER 3:00 P.M.**

*President Cohen requested File Nos. 180294, 180295, 180296, and 180297 be called together.*

**180294 [Hearing - Appeal of Final Mitigated Negative Declaration - Proposed Alcatraz Ferry Embarkment Project]**

Hearing of persons interested in or objecting to the approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act for the Alcatraz Ferry Embarkment Project, identified in Planning Case No. 2017-000188ENV, affirmed on appeal by the Planning Commission on February 22, 2018, and issued on February 23, 2018. (Appellant: Arthur J. Friedman of Sheppard, Mullin, Richter & Hampton LLP, on behalf of the City of Sausalito) (Filed March 21, 2018) (Clerk of the Board)

*President Cohen opened the public hearing and inquired as to whether any individual wished to address the Board. Supervisor Peskin provided opening remarks and background information regarding this project. Mary Wagner (on behalf of the Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Julie Moore (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. There were no other speakers. President Cohen closed public comment and declared the public hearing heard and filed.*

**HEARD AND FILED**

**180295 [Affirming the Approval of a Final Mitigated Negative Declaration - Proposed Alcatraz Ferry Embarkment Project]**

Motion affirming the approval by the Planning Commission of a Final Mitigated Negative Declaration under the California Environmental Quality Act, for the proposed Alcatraz Ferry Embarkment Project located at Pier 31-1/2. (Clerk of the Board)

**Motion No. M18-113**

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

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180296 [Conditionally Reversing the Approval of a Final Mitigated Negative Declaration - Proposed Alcatraz Ferry Embarkment Project]**

Motion conditionally reversing the approval by the Planning Commission of a Final Mitigated Negative Declaration under the California Environmental Quality Act for the proposed Alcatraz Ferry Embarkment Project located at Pier 31-1/2, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

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

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180297 [Preparation of Findings to Reverse the Final Mitigated Negative Declaration - Proposed Alcatraz Ferry Embarkment Project]**

Motion directing the Clerk of the Board to prepare findings reversing the approval by the Planning Commission of a Final Mitigated Negative Declaration under the California Environmental Quality Act for the proposed Alcatraz Ferry Embarkment Project located at Pier 31-1/2. (Clerk of the Board)

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

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**SPECIAL ORDER 3:00 P.M.**

*President Cohen requested File Nos. 180787, 180788, 180789, and 180790 be called together.*

**180787 [Hearing - Appeal of Conditional Use Authorization - 143 Corbett Avenue]**

Hearing of persons interested in or objecting to the certification of a Conditional Use Authorization pursuant to Planning Code, Sections 249.77(D)(4) and 303(C), for a proposed project at 143 Corbett Avenue, Assessor's Parcel Block No. 2656, Lot No. 060, identified in Planning Case No. 2017-009348CUA, issued by the Planning Commission by Motion No. 20220 dated June 21, 2018, to legalize interior alterations and horizontal additions at the rear building wall's bay window and decks, and the addition of a second unit within an existing single-family dwelling. (District 8) (Appellant: Gary Weiss, on behalf of Corbett Heights Neighbors) (Filed July 23, 2018) (Clerk of the Board)

*President Cohen opened the public hearing and inquired as to whether any individual wished to address the Board. Supervisor Mandelman provided opening remarks and indicated he would be making a motion to continue these matters to a later date. There were no other speakers. President Cohen closed public comment.*

**Supervisor Mandelman, seconded by Supervisor Peskin, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of October 2, 2018. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180788 [Approving Conditional Use Authorization - 143 Corbett Avenue]**

Motion approving the decision of the Planning Commission by its Motion No. 20220, approving a Conditional Use Authorization identified as Planning Case No. 2017-009348CUA for a proposed project located at 143 Corbett Avenue; and adopting findings pursuant to Planning Code, Section 101.1. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Peskin, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 2, 2018. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180789 [Conditionally Disapproving Conditional Use Authorization - 143 Corbett Avenue]**

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 20220, approving a Conditional Use Authorization identified as Planning Case No. 2017-009348CUA for a proposed project at 143 Corbett Avenue, subject to the adoption of written findings by 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 Mandelman, seconded by Supervisor Peskin, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 2, 2018. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**180790 [Preparation of Findings Related to Conditional Use Authorization Appeal - 143 Corbett Avenue]**

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 in Planning Case No. 2017-009348CUA for a proposed project at 143 Corbett Avenue. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Peskin, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 2, 2018. The motion carried by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**ROLL CALL FOR INTRODUCTIONS**

*See Legislation Introduced below.*

## **PUBLIC COMMENT**

*Allen Jones; shared concerns regarding discrimination and the Human Rights Commission.*

*Rachel Hydan; invited the Board to participate in Transit Week 2018.*

*Peter Drekmeier; shared concerns and facts regarding the water supply for San Francisco.*

*Will Enders; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Mr. Wright; shared concerns regarding public corruption safe injection sites in San Francisco.*

*Meina Young; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Gloria; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Speaker; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Speaker; spoke on various religious concerns.*

*Jane Lee; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Sonia Ng; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Yen Lo; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Christine Pelosi; spoke in support of the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Tom Gilbert; spoke in support of the Resolution supporting the Affordable Housing Act (File No. 180785), in support of safe injection sites, and shared concerns regarding public safety.*

*Wynship W. Hillier; shared various mental illness experiences and unconstitutional outpatient treatment, and requested the Board stop funding Citywide Case Management/Community Focus.*

*Speaker; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Wendy Wong; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Cindy Lim; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

*Bifen Mao; spoke in opposition to the Resolution supporting the Affordable Housing Act (File No. 180785).*

## **Appointment of President Pro Tempore**

*At the request of President Cohen, Supervisor Safai assumed the chair at 3:24 p.m. The President resumed the chair at 3:30 p.m.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **180808 [Opposing California State Proposition 6 on the November 6, 2018, Ballot]**

**Sponsors: Peskin; Brown**

Resolution opposing California State Proposition 6 on the November 6, 2018, ballot, the Voter Approval for Future Gas and Vehicle Taxes and 2017 Tax Repeal Initiative, which would repeal the Road Repair and Accountability Act of 2017 and require voter approval to impose, increase, or extend any future fuel tax or vehicle fee.

*Supervisor Brown requested to be added as a co-sponsor.*

**Resolution No. 294-18**

**ADOPTED**

### **180834 [Final Map 9379 - 1335 Folsom Street]**

Motion approving Final Map 9379, a 53 residential and five commercial (four hotel rooms) unit mixed use condominium project being a merger and re-subdivision of that certain real property described in that certain deed recorded February 21, 2017, as document No. 2017-K410947-00, located at 1335 Folsom Street; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M18-114**

**APPROVED**

### **180835 [Final Map 9235 - Treasure Island]**

Motion approving phased Final Map No. 9235 relating to portions of Treasure Island, the merger and re-subdivision of existing of Final Transfer Map No. 8674, Lots 1-16 and A-R, resulting in up to 45 lots intended for residential, commercial, open space, public right-of-way, public utility, and public institutional uses, including up to 1,950 condominiums (1,884 residential condominium units and 66 commercial condominium units), subject to specified conditions; approving a Public Improvement Agreement related to Final Map No. 9235; and acknowledging findings pursuant to the General Plan, and Planning Code, Section 101.1. (Public Works)

**Motion No. M18-115**

**APPROVED**

### **180840 [Concurring in the Second Declaration of Local Emergency - Flooding Affecting SFPUC's Moccasin Reservoir (Tuolumne County)]**

Motion concurring in the "Flooding Affecting SFPUC's Moccasin Reservoir" Second Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board)

**Motion No. M18-116**

**APPROVED**

**The foregoing items were acted upon by the following vote:**

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee

**Severed from the For Adoption Without Committee Reference Agenda**

*Supervisor Peskin requested that File No. 180785 be severed so that it may be considered separately.*

**180785 [Supporting California State Proposition 10 - The Affordable Housing Act - November 6, 2018 Ballot]**

**Sponsors: Peskin; Fewer, Mandelman, Ronen, Kim and Brown**

Resolution supporting California State Proposition 10, The Affordable Housing Act, on the November 6, 2018, ballot; and reaffirming the City and County of San Francisco's support for repeal of the Costa-Hawkins Rental Housing Act.

*Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.*

*NOT ADOPTED by the following vote:*

*Ayes: 7 - Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Yee*

*Noes: 4 - Cohen, Safai, Stefani, Tang*

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

*Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee*

**Supervisor Peskin, seconded by Supervisor Ronen, moved that this Resolution be REFERRED to the Land Use and Transportation Committee. The motion carried by the following vote:**

*Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang, Yee*

**Appointment of President Pro Tempore**

*At the request of President Cohen, Supervisor Yee assumed the chair at 4:10 p.m. so the President could participate in the debate on File No. 180785 from the floor. The President resumed the chair at 4:38 p.m.*

**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

### 180772 [Creating Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70) - Adopting an Infrastructure Financing Plan]

**Sponsors: Mayor; Cohen**

Ordinance creating City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); affirming the Planning Department's determination and making findings under the California Environmental Quality Act; and approving other matters in connection therewith.

(Fiscal Impact)

07/24/18; ASSIGNED UNDER 30 DAY RULE to Board of Supervisors, expires on 8/23/2018.

09/04/18; SUBSTITUTED AND ASSIGNED to Board of Supervisors.

### 180854 [Summary Street Vacation, New Sidewalks, and Property Transfer - Michigan Street]

**Sponsor: Cohen**

Ordinance ordering the summary street vacation of portions of Michigan Street generally along Assessor's Parcel Block No. 4110, Lot No. 001, and Block No. 4111, Lot No. 004; quitclaiming the City's interest in certain portions of Michigan Street to the Port; establishing new official sidewalks on Michigan Street by amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks;" accepting a Public Works Order concerning the street vacation and establishment of new sidewalks; waiving the provisions of Administrative Code, Chapter 23, for interdepartmental transfer of property; authorizing official acts in connection with this Ordinance, as defined herein; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

09/04/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/4/2018.

**180857 [Street Vacation Order - Sunrise Way - Sunnydale HOPE SF Project]****Sponsor: Cohen**

Ordinance ordering the vacation of portions of Sunrise Way adjacent to the Sunnydale HOPE SF Project site, generally bounded by Assessor's Parcel Block No. 6312 on the north, Assessor's Parcel Block No. 6374 on the south, Assessor's Parcel Block No. 6312 on the west, and Hahn Street on the east, as part of the Sunnydale HOPE SF Project; reserving various easement rights in favor of the City and private property owners; authorizing the execution of Real Property Agreements with private property owners; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance, as defined herein, including transmittal of the Ordinance by the Clerk of the Board of Supervisors to the Public Works Director for purposes of recordation of property.

(Fiscal Impact; No Budget and Legislative Analyst Report)

09/04/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/4/2018.

**180860 [Street Vacation for Various Streets - Sunnydale HOPE SF Project]****Sponsor: Cohen**

Ordinance ordering the vacation of streets and an easement in the Sunnydale HOPE SF Project site, generally bounded by Assessor's Parcel Block No. 6310 on the north, Velasco Avenue and Assessor's Parcel Block Nos. 6332 and 6331 on the south, Assessor's Parcel Block Nos. 6220 and 6316 on the west, and Hahn Street on the east, and including Sunnydale Avenue, Blythdale Avenue, Brookdale Avenue, and Santos Street, as part of the Sunnydale HOPE SF Project; reserving various easement rights in favor of the City and private property owners; authorizing the City to quitclaim its interest in the vacation areas to the Housing Authority; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance, as defined herein, including transmittal of the Ordinance by the Clerk of the Board of Supervisors to the Public Works Director for purposes of recordation of property.

09/04/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/4/2018.

**180801 [Amending Ordinance No. 1061 - Sidewalk Width Change - Portions of Beale Street, Howard Street, Main Street, and Mission Street]****Sponsor: Kim**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks," to change the official sidewalk width of certain locations fronting Assessor's Parcel Block No. 3718, along the northeasterly side of Beale Street between Mission and Howard Streets, the northwesterly side of Howard Street between Main and Beale Streets, the southwesterly side of Main Street between Howard and Mission Streets, and the southeasterly side of Mission Street between Beale and Main Streets, and to eliminate and reduce portions of the official sidewalk fronting Assessor's Parcel Block No. 3718, Lot Nos. 038 and 039; adopting the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

07/31/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/30/2018.

09/04/18; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

**180802 [Administrative Code - Labor Peace Agreements for Excursion Vessel Operations Under Lease with the Port]****Sponsors: Peskin; Yee and Safai**

Ordinance amending the Administrative Code to require Labor Peace Agreements between employers operating excursion vessels under a Port lease and labor organizations seeking to represent their employees to protect the City's ongoing proprietary interest.

07/31/18; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/30/2018.

08/09/18; REFERRED TO DEPARTMENT.

09/04/18; SUBSTITUTED AND ASSIGNED to Rules Committee.

**180861 [Planning Code - Fire-Damaged Liquor Stores in North Beach Neighborhood Commercial District]****Sponsor: Peskin**

Ordinance amending the Planning Code to provide that temporary closure of a liquor store in the North Beach Neighborhood Commercial District (NCD) as a result of a fire is not an abandonment of such use, and that relocation of such use to another location in the North Beach NCD does not require a new Conditional Use permit; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

09/04/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/4/2018.

**180862 [Transportation Code - Board of Supervisors Review of Bus Rapid Transit Projects]****Sponsor: Peskin**

Ordinance amending Division I of the Transportation Code to establish a procedure for Board of Supervisors review of certain Municipal Transportation Agency decisions related to Bus Rapid Transit projects; and affirming the Planning Department's determination under the California Environmental Quality Act.

09/04/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/4/2018.

## RESOLUTIONS

**180779 [Proposing Adoption of Infrastructure Financing Plan - Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]****Sponsors: Mayor; Cohen**

Resolution proposing adoption of the Infrastructure Financing Plan and formation of City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); providing for future annexation; determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.

(Fiscal Impact)

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

09/04/18; SUBSTITUTED AND ASSIGNED to Board of Supervisors.

**180780 [Approving Infrastructure and Revitalization Financing Plan - Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]****Sponsors: Mayor; Cohen**

Resolution approving the Infrastructure Financing Plan for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.  
(Fiscal Impact)

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

09/04/18; SUBSTITUTED AND ASSIGNED to Board of Supervisors.

**180782 [Authorizing Issuance of Bonds Related to Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70) - Not to Exceed \$91,900,000]****Sponsors: Mayor; Cohen**

Resolution authorizing issuance of bonds for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70) therein in an aggregate principal amount not to exceed \$91,900,000; affirming the Planning Department's determination, and making findings under the California Environmental Quality Act; and approving other matters in connection therewith.  
(Fiscal Impact)

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

09/04/18; SUBSTITUTED AND ASSIGNED to Board of Supervisors.

**180783 [Resolution Calling a Special Election Related to Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]****Sponsors: Mayor; Cohen**

Resolution calling a special election for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

09/04/18; SUBSTITUTED AND ASSIGNED to Board of Supervisors.

**180784 [Resolution Declaring Results of Special Election Related to Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70)]****Sponsors: Mayor; Cohen**

Resolution declaring results of special elections for City and County of San Francisco Infrastructure and Revitalization Financing District No. 2 (Hoedown Yard, Pier 70); determining other matters in connection therewith; and affirming the Planning Department's determination, and making findings under the California Environmental Quality Act.

07/24/18; RECEIVED AND ASSIGNED to Board of Supervisors.

09/04/18; SUBSTITUTED AND ASSIGNED to Board of Supervisors.

**180863 [Accept and Expend Grant - San Francisco Parks Alliance - Scholarship Programs - \$150,000]****Sponsor: Mayor**

Resolution authorizing the Recreation and Park Department to accept and expend a grant of \$150,000 from the San Francisco Parks Alliance to benefit the Department's scholarship program for the project term of November 1, 2018, through June 30, 2019. (Recreation and Park Department)

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180864 [Declaration of Shelter Crisis and Authorizing the Application for the Homeless Emergency Aid Program]****Sponsor: Mayor**

Resolution declaring a shelter crisis pursuant to Senate Bill 850 (Chapter 48, Statutes of 2018 and Government Code, Section 8698.2) and authorizing the Department of Homelessness and Supportive Housing to apply for funding under the California Homeless Emergency Aid Program.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180865 [Funding Participation - California Department of Health Care Services - Homeless Mentally Ill Outreach and Treatment Funding - \$3,179,000]****Sponsors: Mayor; Mandelman**

Resolution authorizing the Department of Public Health to participate in the one-time Homeless Mentally Ill Outreach and Treatment funding opportunity through the California Department of Health Care Services, to enhance behavioral health outreach, outpatient services, intensive care management, residential treatment services, and residential care facility beds, in the amount of \$3,179,000 from January 1, 2019, through June 30, 2020. (Public Health Department)

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180866 [Accept and Expend Grant - California Governor's Office of Emergency Services - County Victim Services Program - \$1,331,556]****Sponsor: Brown**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant increase of \$560,258 for a total amount of \$1,331,556 from the California Governor's Office of Emergency Services, for the County Victim Services Program, for the grant period of July 1, 2016, through December 31, 2019.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180867 [Accept and Expend In-Kind Gift - Urban Institute - Technical Assistance, Data Analytics and Research Support - \$50,000]****Sponsor: Brown**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend an in-kind gift estimated at \$50,000 from the Urban Institute for data analytics and research support, from January 1, 2017, through June 15, 2018.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180868 [Accept and Expend In-Kind Gift - Technical Assistance - Office of the District Attorney - \$150,000]****Sponsor: Brown**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend an in-kind gift estimated at \$150,000 from Code for America (CFA) to pilot a new approach to automate criminal record expungement for eligible convictions under Proposition 64, from May 7, 2018, through July 31, 2018.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180855 [Resolution of Intent to Vacate Sunrise Way - Sunnydale HOPE SF]****Sponsor: Cohen**

Resolution declaring the intention of the Board of Supervisors to order the vacation of portions of Sunrise Way adjacent to the Sunnydale HOPE SF Project site, generally bounded by Assessor's Parcel Block No. 6312 on the north, Assessor's Parcel Block No. 6374 on the south, Assessor's Parcel Block No. 6312 on the west, and Hahn Street on the east, as part of the Sunnydale HOPE SF Project, subject to certain conditions; and setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.

09/04/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**180858 [Resolution of Intent to Vacate Various Streets - Sunnydale HOPE SF Project]****Sponsor: Cohen**

Resolution declaring the intention of the Board of Supervisors to order the vacation of streets and an easement in the Sunnydale HOPE SF Project site, generally bounded by Assessor's Parcel Block No. 6310 on the north, Velasco Avenue and Assessor's Parcel Block Nos. 6332 and 6331 on the south, Assessor's Parcel Block Nos. 6220 and 6316 on the west, and Hahn Street on the east, as part of Sunnydale HOPE SF Project, subject to certain conditions; and setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.

09/04/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**180880 [Approval of a 120-Day Extension for Planning Commission Review of Planning Code, Zoning Map - Rezoning, Preservation Designation - 175 Golden Gate Avenue (File No. 180645)]****Sponsor: Kim**

Resolution extending by 120 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 180645) amending the San Francisco Planning Code and Zoning Map to rezone the building at 175 Golden Gate Avenue (De Marillac Academy), Assessor's Parcel Block No. 0349, Lot No. 011, from RC-4 (Residential-Commercial, High Density) to C-3-G (Commercial, Downtown General); designating the building for preservation purposes as a Category III, Contributory Building; 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 making findings under Planning Code, Section 302.

09/04/18; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**180869 [Non-Renewal of a Mills Act Historical Property Contract - 215 and 229 Haight Street]****Sponsor: Peskin**

Resolution regarding non-renewal of a Mills Act historical property contract with Alta Laguna, LLC, the owner of 215 & 229 Haight Street (Assessor's Parcel Block No. 0857, Lot No. 002), under Chapter 71 of the San Francisco Administrative Code, notifying the Assessor-Recorder's Office of such non-renewal; and authorizing the Planning Director to send notice of the non-renewal of the historical property contract to the owner.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**180870 [Non-Renewal of a Mills Act Historical Property Contract - 627 Waller Street]****Sponsor: Peskin**

Resolution regarding non-renewal of a Mills Act historical property contract with John Hjelmstad and Allison Bransfield, the owners of 627 Waller Street (Assessor's Parcel Block No. 0866, Lot No. 012), under Chapter 71 of the San Francisco Administrative Code; notifying the Assessor-Recorder's Office of such non-renewal; and authorizing the Planning Director to send notice of the non-renewal of the historical property contract to the owners.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**180871 [Non-Renewal of a Mills Act Historical Property Contract - 973 Market Street]****Sponsor: Peskin**

Resolution regarding non-renewal of a Mills Act historical property contract with Raintree 973 Market Newco LLC, the owner of 973 Market Street (Assessor's Parcel Block No. 3704, Lot No. 069), under Chapter 71 of the San Francisco Administrative Code; notifying the Assessor-Recorder's Office of such non-renewal; and authorizing the Planning Director to send notice of the non-renewal of the historical property contract to the owner.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**180872 [Dr. Raymond Li Day - September 10, 2018]****Sponsor: Peskin**

Resolution declaring September 10, 2018, as Dr. Raymond Li Day in the City and County of San Francisco.

09/04/18; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## MOTIONS

**180881 [Appointment, Association of Bay Area Governments, Executive Board - Supervisor Rafael Mandelman]**

Motion appointing Supervisor Rafael Mandelman, term ending June 30, 2019, to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

08/31/18; RECEIVED AND ASSIGNED to Rules Committee.

**180882 [Appointment, Bay Area Air Quality Management District, Board of Directors - Supervisor Rafael Mandelman]**

Motion appointing Supervisor Rafael Mandelman, term ending February 1, 2021, to the Bay Area Air Quality Management District, Board of Directors. (Clerk of the Board)

08/31/18; RECEIVED AND ASSIGNED to Rules Committee.

**180883 [Appointment, Golden Gate Bridge, Highway and Transportation District - Supervisor Vallie Brown]**

Motion appointing Supervisor Vallie Brown, term ending January 31, 2019, to the Golden Gate Bridge, Highway and Transportation District. (Clerk of the Board)

08/31/18; RECEIVED AND ASSIGNED to Rules Committee.

**180873 [Mayoral Reappointment, Public Utilities Commission - Ike Kwon]**

Motion approving/rejecting the Mayor's reappointment of Ike Kwon to the Public Utilities Commission, for a term ending August 1, 2022. (Clerk of the Board)  
(Charter, Section 4.112, provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority of the Board of Supervisors. Transmittal date: August 27, 2018.)

08/31/18; RECEIVED AND ASSIGNED to Rules Committee.

**180874 [Mayoral Reappointment, Public Utilities Commission - Anson Moran]**

Motion approving/rejecting the Mayor's reappointment of Anson Moran to the Public Utilities Commission, for a term ending August 1, 2022. (Clerk of the Board)  
(Charter, Section 4.112, provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority of the Board of Supervisors. Transmittal date: August 27, 2018.)

08/31/18; RECEIVED AND ASSIGNED to Rules Committee.

**180853 [Mayoral Appointment, Municipal Transportation Agency Board of Directors - Amanda Eaken]**

Motion approving/rejecting the Mayor's nomination for the appointment of Amanda Eaken to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2019. (Clerk of the Board)

(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: August 31, 2018.)

08/31/18; RECEIVED AND ASSIGNED to Rules Committee.

## REQUESTS FOR HEARING

**180876 [Hearing - San Francisco Municipal Transportation Agency - Red Transit-Only Lanes]****Sponsors: Fewer; Ronen**

Hearing to request an analysis of privatized buses utilizing red transit-only lanes by frequency, volume, and vehicle type, and its impact on public transit service in San Francisco; and requesting San Francisco Municipal Transportation Agency to report.

09/04/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.



**180877 [Hearing - Airport Noise - Disproportionately Impacting the Southern Neighborhoods in the City and County of San Francisco]****Sponsors: Safai; Ronen**

Hearing on airport noise, specifically "fly-over" noise, which is disproportionately impacting the Southern neighborhoods in the City and County of San Francisco; requesting the San Francisco Airport Commission, Director of the San Francisco International Airport (SFO), and Chairperson and Program Coordinator of the SFO Airport/Community Roundtable to report.

09/04/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**180878 [Hearing - WeDriveU and Hallcon Transportation, f.d.b.a. Loop's Correspondence With Service Disruption Plan Provisions]****Sponsor: Safai**

Hearing on whether WeDriveU and Hallcon Transportation, f.d.b.a. Loop, are in compliance with the Board of Supervisors Resolution No. 96-15 in their current labor negotiations with Teamsters Local 853 and with their corresponding Service Disruption Plan provisions in the San Francisco Municipal Transportation Agency (SFMTA) commuter shuttle permit program, which requires applicants be in good standing; and requesting SFMTA, WeDriveU, Hallcon Transportation, f.d.b.a. Loop, and Teamsters Local 853 to report.

09/04/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**180879 [Hearing - City Contractors' Safety Records]****Sponsors: Yee; Cohen**

Hearing on the City's vetting process of City contractors' safety records; requesting the Office of Contract Administration, Public Utilities Commission, San Francisco Municipal Transportation Agency, and Public Works to report.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**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****180816 [General Plan - India Basin Mixed-Use Project]****Sponsors: Mayor; Cohen**

Ordinance amending the General Plan to revise the Bayview Hunters Point Area Plan, and the Urban Design, Commerce and Industry, and Recreation and Open Space Elements, to reflect the India Basin Mixed-Use Project; adopting findings under the California Environmental Quality Act; and making findings under Planning Code, Section 340, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

08/24/18; RECEIVED FROM DEPARTMENT.

09/04/18; ASSIGNED to Land Use and Transportation Committee.

**180817 [Settlement of Lawsuit - Terrance Heyward - \$37,500]**

Ordinance authorizing settlement of the lawsuit filed by Terrance Heyward against the City and County of San Francisco for \$37,500; the lawsuit was filed on October 12, 2016, in San Francisco Superior Court, Case No. CGC-16-554799; entitled Terrance Heyward v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

07/24/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**180818 [Settlement of Lawsuit - Suzanne Montes - \$575,000]**

Ordinance authorizing settlement of the lawsuit filed by Suzanne Montes against the City and County of San Francisco for \$575,000; the lawsuit was filed on May 23, 2017, in the United States District Court, Case No. 3:17-CV-02928-JSC; entitled Suzanne Montes v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute; other material terms of the settlement are restoring 384 hours of sick leave with pay and 240 hours of vacation to plaintiff. (City Attorney)

08/20/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**180819 [Settlement of Lawsuit - Patricia Gambino - \$50,000]**

Ordinance authorizing settlement of the lawsuit filed by Patricia Gambino against the City and County of San Francisco for \$50,000; the lawsuit was filed on July 31, 2017, in San Francisco Superior Court, Case No. CGC-17-560484; entitled Patricia Gambino v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

08/24/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**180820 [Settlement of Lawsuit - Sam Percival Stewart - \$150,000]**

Ordinance authorizing settlement of the lawsuit filed by Sam Percival Stewart against the City and County of San Francisco for \$150,000; the lawsuit was filed on June 2, 2016, in San Francisco Superior Court, Case No. CGC-16-552341; entitled Sam Percival Stewart v. City and County of San Francisco et al., removed to federal court on November 22, 2016, and re-captioned as Sam Percival Stewart v. City and County of San Francisco et al., United States District Court, Case No. 3:16-cv-6744; the lawsuit involves an alleged civil rights violation; other material terms of the settlement are waiver of the Zuckerberg San Francisco General Hospital lien in the amount of \$735. (City Attorney)

08/24/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**180821 [Settlement of Lawsuit - Juanita Stockwell, et al. - \$400,000]**

Ordinance authorizing settlement of the lawsuit filed by Guillermo Amigo, E.R. Balinton, Mike Bolte, Nikolaus Borthne, Edward Browne, Peter Busalacchi, Gary Castel, Philip Fleck, Severo Flores, George S. Fogarty, Malcolm Fong, Mary Godfrey, Jason Hui, Terrye Ivy, Jacklyn Jehl, Bartholomew Johnson, James Jones, Richard Jue, Robert Leung, Michael Lewis, Paul Lozada, D.H. Bud Massey, Bruce Meadors, Vince Neeson, Thomas O'Connor, Susan Rolovich, Juanita Stockwell, Jessie A. Washington, and Michael Wells against the City and County of San Francisco for \$400,000; the lawsuit was filed on December 17, 2015, in San Francisco Superior Court, Case No. CGC 15-549482; entitled Juanita Stockwell, et al. v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

08/24/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**180822 [Settlement of Lawsuit - Cui Ying Zhou, Jian Cong Tan, Angelina Tan, and Arosia Tan - \$14,500,000]**

Ordinance authorizing settlement of the lawsuit filed by Cui Ying Zhou, Jian Cong Tan, Angelina Tan, and Arosia Tan against the City and County of San Francisco for \$14,500,000; the lawsuit was filed on November 26, 2016, in San Francisco Superior Court, Case No. CGC-16-555523; entitled Cui Ying Zhou, et al. v. City and County of San Francisco, et al.; the lawsuit involves an alleged personal injury in Washington Square Park. (City Attorney)

08/24/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## PROPOSED RESOLUTIONS

**180823 [Lease Agreement - NewZoom, LLC - \$150,000 Minimum Annual Guarantee]**

Resolution approving the Airport Automated Retail Lease - Lease No. 18-0175, between NewZoom, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of five years to commence upon approval by the Board of Supervisors, with one two-year option to extend, and a minimum annual guarantee of \$150,000 for the first year of the lease. (Airport Commission)

07/27/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180824 [Lease Agreement - XpresSpa S.F. International, LLC - \$145,000 Minimum Annual Guarantee]**

Resolution approving the Terminal 2 Specialty Retail Concession Lease No. 5 - Lease No. 18-0156, between XpresSpa S.F. International, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years to commence upon approval by the Board of Supervisors, and a minimum annual guarantee of \$145,000 for the first year of the lease. (Airport Commission)

07/27/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180825** **[Lease Agreement - Alclear, LLC - \$1,500,000 Minimum Annual Guarantee]**  
Resolution approving the Expedited Traveler Service Lease No. 18-0189, between Alclear, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of five years, with one two-year option to extend at the Airport Commission's discretion, to commence upon approval by the Board of Supervisors, and a minimum annual guarantee of \$1,500,000 for the first year of the Lease. (Airport Commission)

07/27/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180826** **[Mental Health Services Act Annual Update - FY2018-2019]**  
Resolution authorizing adoption of the San Francisco Mental Health Services Act Annual Update FY2018-2019. (Public Health Department)

08/27/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180827** **[Contract Agreement - Baker Places, Inc. - Behavioral Health Services - Not to Exceed \$55,475,141]**  
Resolution retroactively approving a contract agreement with Baker Places, Inc., for behavioral health services, in an amount not to exceed \$55,475,141 for a total contract term of July 1, 2018, through June 30, 2022, with one six-year option to extend. (Public Health Department) (Fiscal Impact)

08/08/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180828** **[Contract Agreement - Seneca Family of Agencies - dba Seneca Center - Behavioral Health Services - Not to Exceed \$40,529,444]**  
Resolution retroactively approving a contract agreement with Seneca Family of Agencies dba Seneca Center, for behavioral health services, in an amount not to exceed \$40,538,404 for a total contract term of July 1, 2018, through June 30, 2022, with one six-year option to extend. (Public Health Department)

08/08/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180829** **[Contract Agreement - Health RIGHT 360 - Behavioral Health Services for Adults and Older Adults - Not to Exceed \$84,064,915]**  
Resolution retroactively approving an original agreement for behavioral health services for adults and older adults between Health RIGHT 360 and the Department of Public Health, in the amount of \$84,064,915 for a total contract term of July 1, 2018, through June 30, 2022. (Public Health Department)

08/06/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180830 [Sale of Easement - Portion of San Francisco Public Utilities Commission Parcel 75 (Calaveras Road in Sunol, California) - Alameda County - \$2,457]**

Resolution approving and authorizing the sale to Alameda County for \$2,457 of an easement on City and County of San Francisco property under the jurisdiction of the San Francisco Public Utilities Commission (SFPUC) consisting of one approximately 5,484-square-foot road area and one approximately 22,548-square-foot slope area on and above Calaveras Road in Sunol, California; adopting findings that the grant of the easement is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; adopting findings under Administrative Code, Section 23.3, that offering the easement for sale through competitive bidding would be impractical; and authorizing the General Manager of the SFPUC or the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Public Utilities Commission)

08/27/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**180831 [Freeway Agreement - California Department of Transportation - State Highway Route 80 from State Highway Route 101 to the San Francisco-Alameda County Line]**

Resolution adopting a Freeway Agreement with the California Department of Transportation for State Highway Route 80 from State Highway Route 101 to the San Francisco-Alameda County Line; adopting environmental findings under the California Environmental Quality Act; and authorizing official acts, as defined herein. (Public Works)

08/17/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**180832 [Public Works Mutual Aid Agreement]**

Resolution authorizing the Public Works Director to execute a Public Works Mutual Aid Agreement executed by and among various California cities and counties that facilitates the receipt and provision of mutual aid from the signatories' public works agencies following a declared local emergency, and requires the city, county, or city and county that receives mutual aid to reimburse and hold harmless other cities and counties providing aid; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Works)

08/17/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

**180833 [Real Property Lease - GTE Mobilnet of California Limited Partnership - Zuckerberg San Francisco General Hospital and Trauma Center, Building 25 - 1001 Potrero Avenue - \$5,000 Per Month Base Rent Exempt]**

Resolution authorizing and approving the lease of a portion of the equipment room at Zuckerberg San Francisco General Hospital and Trauma Center, Building 25, at 1001 Potrero Avenue with GTE Mobilnet of California Limited Partnership, a California Limited partnership D/B/A/Verizon Wireless, at the monthly base rent of \$5,000 which shall be waived while participating in the Distributed Antenna System and providing enhanced cellular services to the City staff, UCSF staff, patients and visitors within Building 25, for a five-year term to commence upon approval by the Board of Supervisors and Mayor, with two five-year options to extend. (Real Estate Department)

08/16/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **In Memoriams**

*Mary Gallagher - Supervisor Peskin*

*Linda Pederson - Supervisor Peskin*

*Velma Wills - Supervisor Safai*

*William Jeong - Supervisor Yee*

*Dr. Dawn Bohulano Mabalon - Supervisor Kim and Entire Board*

## **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour 4:41 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 October 16, 2018.*

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Angela Calvillo, Clerk of the Board