

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

Tuesday, January 29, 2019 - 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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NORMAN YEE, PRESIDENT

VALLIE BROWN, SANDRA LEE FEWER, MATT HANEY, RAFAEL MANDELMAN,  
GORDON MAR, AARON PESKIN, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI,  
SHAMANN WALTON  
*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

##### **Budget and Finance Committee**

Supervisors Fewer, Stefani, Mandelman

##### **Budget and Finance Federal Select Committee**

Supervisors Fewer

##### **Government Audit and Oversight Committee**

Supervisors Mar, Brown, Peskin

##### **Land Use and Transportation Committee**

Supervisors Peskin, Safai, Haney

##### **Public Safety and Neighborhood Services Committee**

Supervisors Mandelman, Stefani, Walton

##### **Rules Committee**

Supervisors Ronen, Walton, Mar

#### Meeting Days

Wednesday

10:00 AM

2nd and 4th Thursday

1:15 PM

1st and 3rd Thursday

10:00 AM

Monday

1:30 PM

2nd and 4th Thursday

10:00 AM

Monday

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, Sandra Lee Fewer, Matt Haney, Rafael Mandelman, Gordon Mar, Aaron Peskin, Hillary Ronen, Ahsha Safai, Catherine Stefani, Shamann Walton, 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, January 29, 2019, with President Norman Yee presiding.*

## ROLL CALL AND PLEDGE OF ALLEGIANCE

*President Yee called the meeting to order at 2:03 p.m. On the call of the roll, Supervisors Mandelman and Mar were noted not present. There was a quorum.*

*Supervisors Mandelman and Mar were noted present at 2:04 p.m.*

## COMMUNICATIONS

*There were no communications.*

## APPROVAL OF MEETING MINUTES

*President Yee inquired whether any Board Member had any corrections to the December 4, 2018, or December 11, 2018, Board Meeting Minutes. There were no corrections.*

**Supervisor Peskin, seconded by Supervisor Stefani, moved to approve the December 4, 2018, and December 11, 2018, Board Meeting Minutes. The motion carried by the following vote, following general public comment:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

## AGENDA CHANGES

*There were no agenda changes.*

## CONSENT AGENDA

### Recommendations of the Budget and Finance Committee

#### **180938 [Waiver of Banner Fee - Alzheimer's Association - 2018 Walk to End Alzheimer's]**

**Sponsor: Peskin**

Ordinance retroactively waiving the banner fee under the Public Works Code for up to 200 banners that were placed on City-owned utility poles by the Alzheimer's Association, beginning October 10, 2018, and ending November 13, 2018, to publicize the 2018 Walk to End Alzheimer's campaign.

**Ordinance No. 014-19**

**FINALLY PASSED**

**181081 [Accept and Expend Grant - United States Department of Justice's Office of Violence Against Women - Domestic Violence High Lethality Risk Team - Amendment to the Annual Salary Ordinance - FYs 2018-2019 and 2019-2020 - \$750,000]**

Ordinance retroactively authorizing the Department on the Status of Women to accept and expend a grant in the amount of \$750,000 through the United States Department of Justice's Office of Violence Against Women for the Domestic Violence High Risk Program; and amending Ordinance No. 182-18 (Annual Salary Ordinance File No. 180575 for FYs 2018-2019 and 2019-2020) to provide for the addition of one grant-funded part-time Class 1820 Junior Administrative Analyst position (FTE 0.50) for the period of October 1, 2018, through September 30, 2020. (Department on the Status of Women)

**Ordinance No. 017-19**

**FINALLY PASSED**

**181152 [Authorization for Banners on City-Owned Utility Poles - Waiver of Banner Fee - APA Family Support Services]**

**Sponsor: Cohen**

Ordinance authorizing the installation of up to 34 banners on City-owned utility poles by APA Family Support Services under Public Works Code, Section 184.78, at 1654 Sunnysdale Avenue, Hunters View Apartments, at and around 159 West Point Road, Alice Griffith Apartments, at and around 2700 Arelious Walker Drive, Sunnysdale-Velasco Apartments, between 1657 and 1583 Sunnysdale Avenue, Potrero Terrace and Annex, at and around 1095 Connecticut Street, and along Bayshore Boulevard and Third Street, between January 17, 2019, and July 17, 2019; and waiving the fees for those banners.

**Ordinance No. 020-19**

**FINALLY PASSED**

**Recommendations of the Government Audit and Oversight Committee**

**181145 [Settlement of Lawsuit - Sentinel Insurance Company, Ltd. - \$600,000]**

Ordinance authorizing settlement of the lawsuit filed by Sentinel Insurance Company, Ltd. against the City and County of San Francisco for \$600,000; the lawsuit was filed on September 12, 2017, in San Francisco Superior Court, Case No. CGC-17-561235; entitled Sentinel Insurance Company v. City and County of San Francisco; the lawsuit involves alleged damage from a leaking San Francisco Public Utilities Commission pipe; and appropriating funds for this payment from the Public Utilities Commission Water Enterprise fund balance. (City Attorney)

**PASSED ON FIRST READING**

**181146 [Settlement of Unlitigated Claims - Sherry Jackson - \$105,000; Related Appropriation Wastewater Enterprise Fund Balance]**

Ordinance approving the settlement of the unlitigated claims filed by Sherry Jackson against the City and County of San Francisco for \$105,000; the claims were filed on May 1, 2018; the claims involve alleged property damages due to sewer flooding; appropriating \$105,000 from Public Utilities Commission Wastewater Enterprise fund balance for payment of settlement. (City Attorney)

**PASSED ON FIRST READING**

**181147 [Settlement of Unlitigated Claim - Jeffrey K. Schalk - \$43,719.45]**

Resolution approving the settlement of the unlitigated claim filed by Jeffrey K. Schalk against the City and County of San Francisco for \$43,719.45; the claim was filed on May 9, 2018; the claim involves alleged property damages due to sewer flooding. (City Attorney)

**Resolution No. 048-19**

**ADOPTED**

**181148 [Settlement of Unlitigated Claim - Veritas-B Mezz 1, LLC - \$2,035,769]**

Resolution approving the settlement of the unlitigated claim filed by Veritas-B Mezz 1, LLC, against the City and County of San Francisco for \$2,035,769; the claim was filed on June 12, 2018; the claim involves an alleged overpayment of transfer tax. (City Attorney)

**Resolution No. 049-19**

**ADOPTED**

**181181 [Settlement of Unlitigated Claim - CDC San Francisco LLC - \$1,413,017.47]**

Resolution approving the settlement of the unlitigated claim filed by CDC San Francisco LLC, against the City and County of San Francisco for \$1,413,017.47 plus statutory interest; the claim was filed on June 15, 2018; the claim involves a refund of property taxes after a reduction in assessed value by the Assessment Appeals Board on January 8, 2018. (City Attorney)

**Resolution No. 050-19**

**ADOPTED**

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

## REGULAR AGENDA

## UNFINISHED BUSINESS

### From the Board

**181172 [Levying Special Taxes - Special Tax District No. 2018-1 (Central SoMa)]**

**Sponsor: Haney**

Ordinance levying special taxes within City and County of San Francisco Special Tax District No. 2018-1 (Central SoMa).

**Ordinance No. 021-19**

**FINALLY PASSED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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

### **181046 [Planning Code - HOME-SF Project Authorization]**

**Sponsor: Safai**

Ordinance amending the Planning Code to require additional findings for HOME-SF project authorizations; extending the application deadline for projects eligible for the HOME-SF temporary provisions; amending the fee for Affordable Housing Bonus Program projects; 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. 015-19**

**FINALLY PASSED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

### **181061 [Planning Code - Conversion of Medical Cannabis Dispensary Uses to Cannabis Retail Uses]**

Ordinance amending the Planning Code to allow Medical Cannabis Dispensaries (MCDs) with approvals from the Planning Department for a Medical Cannabis Dispensary Use as of January 5, 2018, to apply to convert to Cannabis Retail Uses under the same conditions as MCDs that held valid final permits from the Department of Public Health as of January 5, 2018; exempting all such converted Cannabis Retail Uses from otherwise applicable Conditional Use Authorization requirements; allowing Equity Program or Equity Incubator Applicants who have MCD applications pending at the Planning Department to apply to convert to Cannabis Retail Uses; exempting such Cannabis Retail Uses from the minimum radius requirements between those establishments and existing Cannabis Retailers and Medical Cannabis Retailers; 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 public necessity, convenience, and welfare findings under Planning Code, Section 302. (City Administrator)

*FINALLY PASSED by the following vote:*

*Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee*

*Supervisor Safai, seconded by Supervisor Mandelman, moved to rescind the previous vote. The motion passed by the following vote:*

*Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee*

**Supervisor Safai requested this Ordinance be DUPLICATED.**

*See duplicated File No. 190108.*

**Ordinance No. 016-19**

**FINALLY PASSED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**190108 [Planning Code - Conversion of Medical Cannabis Dispensary Uses to Cannabis Retail Uses]**

Ordinance amending the Planning Code to allow Medical Cannabis Dispensaries (MCDs) with approvals from the Planning Department for a Medical Cannabis Dispensary Use as of January 5, 2018, to apply to convert to Cannabis Retail Uses under the same conditions as MCDs that held valid final permits from the Department of Public Health as of January 5, 2018; exempting all such converted Cannabis Retail Uses from otherwise applicable Conditional Use Authorization requirements; allowing Equity Program or Equity Incubator Applicants who have MCD applications pending at the Planning Department to apply to convert to Cannabis Retail Uses; exempting such Cannabis Retail Uses from the minimum radius requirements between those establishments and existing Cannabis Retailers and Medical Cannabis Retailers; 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 public necessity, convenience, and welfare findings under Planning Code, Section 302. (City Administrator)

*Duplicated from File No. 181061.*

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

*President Yee requested File Nos. 181111, 181112, and 180474 be called together.*

**181111 [General Plan Amendment - Downtown Area Plan - 1650, 1660, 1670 and 1680 Mission Street]**

Ordinance amending the General Plan to revise Map 1 of the Downtown Area Plan to include 1650, 1660, 1670 and 1680 Mission Street, Assessor's Parcel Block No. 3512, Lot Nos. 005, 006, 008, 009 and 010, in the C-3-G (Downtown General Commercial District) area; and making environmental findings, 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 340. (Planning Commission)

**Ordinance No. 018-19**

**FINALLY PASSED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181112 [General Plan Amendment - Market and Octavia Area Plan - 1650, 1660, 1670 and 1680 Mission Street]**

Ordinance amending the General Plan to revise Map 1 of the Market and Octavia Area Plan to change the designation of 1650, 1660, 1670 and 1680 Mission Street, Assessor's Parcel Block No. 3512, Lot Nos. 005, 006, 008, 009 and 010, from NC-3 (Moderate Scale Neighborhood Commercial Transit) and P (Public Use District) to C-3-G (Downtown General Commercial District); and making environmental findings, 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 340. (Planning Commission)

**Ordinance No. 019-19**

**FINALLY PASSED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**180474 [Planning Code, Zoning Map - Rezoning 1650-1680 Mission Street]**

Ordinance amending the Planning Code by revising the Zoning Map to rezone 1650, 1660, and 1670 Mission Street, Assessor's Parcel Block No. 3512, Lot Nos. 005, 006, and 008, from their current designation as NCT-3 (Moderate-Scale Neighborhood Commercial Transit District) to C-3-G (Downtown General Commercial), and to rezone 1680 Mission Street, Assessor's Parcel Block No. 3512, Lot Nos. 009 and 010, from its current designation as P (Public) to C-3-G; 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 general welfare under Planning Code, Section 302. (Real Estate Department)

**Ordinance No.** 012-19

**FINALLY PASSED** by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**Recommendation of the Rules Committee****180546 [Administrative Code - Harassment Prevention Training for City Employees; Reporting Requirements for City Departments]**

**Sponsors:** Stefani; Ronen, Yee, Mar and Safai

Ordinance amending the Administrative Code to require City employees to complete harassment prevention training annually; Department of Human Resources (DHR) to post harassment prevention training and complaint information on its website, and the Department on the Status of Women to post on its website reports from DHR and the City Attorney; and recommending that the Civil Service Commission adopt a rule requiring DHR to accept complaints of harassment, discrimination, or retaliation up to one year after the date of the alleged incident.

**Ordinance No.** 013-19

**FINALLY PASSED** by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

#### **181113 [Authorizing Grant Agreements - Public Utilities Commission Green Infrastructure Grant Program - Terms of 20 Years]**

Ordinance delegating authority under Charter, Section 9.118, to the General Manager of the San Francisco Public Utilities Commission (SFPUC) to enter into grant agreements with terms of 20 years under the SFPUC's Green Infrastructure Grant Program, subject to certain specified conditions, as defined herein, including a July 1, 2020, sunset date. (Public Utilities Commission) (Fiscal Impact)

Supervisor Peskin, seconded by Supervisor Ronen, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**, on Page 4, Lines 19-20, by adding 'and (ii) the Commission, at a publicly noticed hearing, approves any such Grant Agreement'; and Page 5, Lines 6-7, by adding 'Each such report shall be submitted no later than 30 days following the completion of the quarter that is the subject of the report', and Lines 11-13, by adding 'The reporting requirements provided for under subsection (2)(b) of this ordinance shall expire by operation of law upon submission of the quarterly report covering the quarter ending June 30, 2020.' The motion carried by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee (Fiscal Impact)

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

#### **181209 [Appropriation - Proceeds from Seismic Safety Retrofit and Affordable Housing Loan Program, Series 2019A - Mayor's Office of Housing and Community Development - \$75,000,000 - FY2018-2019]**

**Sponsors: Mayor; Peskin**

Ordinance appropriating \$75,000,000 of proceeds from the Seismic Safety Retrofit and Affordable Housing Loan Program General Obligation Bond, Series 2019A, to the Mayor's Office of Housing and Community Development to implement loan programs to acquire, improve and rehabilitate at-risk multi-unit residential buildings in need of seismic, fire, health or safety upgrades or other major rehabilitation, and convert those buildings to permanent affordable housing to prevent the loss of rental housing stock and the displacement of long-time residents of the City in FY2018-2019 and placing these funds on Controller's Reserve pending sale of the bonds. (Fiscal Impact)

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee



President Yee requested File Nos. 181063 and 181135 be called together.

**181063 [Airport Professional Services Agreement Modification - Bombardier Transportation (Holdings) USA, Inc. - Operation and Maintenance Services for the AirTrain System - Not to Exceed \$135,442,464]**

Resolution approving Modification No. 5 to Airport Contract No. 8838, AirTrain Operation and Maintenance, with Bombardier Transportation (Holdings) USA, Inc., extending the contract by four months to commence March 1, 2019, through June 30, 2019, and increasing the contract amount by \$5,143,268 for a new total contract amount not to exceed \$135,442,464 pursuant to Charter, Section 9.118(b). (Airport Commission)  
(Fiscal Impact)

**Resolution No. 046-19**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181135 [Airport Professional Services Agreement Modification - Hill International, Inc. - Capital Program Support Services for the Airport Capital Improvement Program - Not to Exceed \$40,000,000]**

Resolution approving Modification No. 4 to Contract No. 10401.45, Capital Program Support Services for the Airport Capital Improvement Program, with Hill International, Inc., to extend the term by four years, from June 30, 2019, through November 15, 2023, and to increase the contract by a not to exceed amount of \$40,000,000 pursuant to Charter, Section 9.118(b). (Airport Commission)  
(Fiscal Impact)

**Resolution No. 047-19**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

President Yee requested File Nos. 181218 and 181219 be called together.

**181218 [Issuance of General Obligation Bonds - Proposition A, 1992/Proposition C, 2016 - Not to Exceed \$260,684,550]**

**Sponsors: Mayor; Peskin**

Resolution providing for the issuance of not to exceed \$260,684,550 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Proposition A, 1992/Proposition C, 2016); authorizing the issuance and sale of said bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31; finding that the proposed project is in conformity with the priority policies of Planning Code, Section 101.1(8), and with the General Plan consistency requirement of Charter, Section 4.105, and Administrative Code, Section 2A.53; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the issuance and sale of said bonds, as defined herein.  
(Fiscal Impact)

**Resolution No. 034-19**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181219 [Sale of Taxable General Obligation Bonds - (Social Bonds - Affordable Housing, 2016), Series 2019A - Not to Exceed \$75,000,000]****Sponsors: Mayor; Peskin**

Resolution authorizing the issuance and sale of not to exceed \$75,000,000 aggregate principal amount of City and County of San Francisco Taxable General Obligation Bonds (Social Bonds - Affordable Housing, 2016), Series 2019A; prescribing the form and terms of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; authorizing the sale of said bonds by competitive or negotiated sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds and directing the publication of the Notice of Intention to Sell Bonds; approving the form of Bond Purchase Contract; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.

(Fiscal Impact)

**Resolution No. 035-19****ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

*President Yee requested File Nos. 181220, 181221, and 181223 be called together.*

**181220 [Apply for Grant - Balboa Park Housing Partners, L.P. - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - 2340 San Jose Avenue]****Sponsors: Mayor; Safai**

Resolution authorizing the Mayor's Office of Housing and Community Development on behalf of the City and County of San Francisco to execute a grant application, as defined herein, under the Department of Housing and Community Development Affordable Housing and Sustainable Communities ("AHSC") Program as a joint applicant with Balboa Park Housing Partners, L.P., a California limited partnership, for the project at 2340 San Jose Avenue; authorizing the City to assume any joint and several liability for completion of the projects required by the terms of any grant awarded under the AHSC Program; and adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31.

**Resolution No. 037-19****ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181221 [Apply for Grant - Turk 500 Associates, L.P. - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - 500 Turk Street Project]**

**Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing and Community Development on behalf of the City and County of San Francisco to execute a grant application, as defined herein, under the Department of Housing and Community Development Affordable Housing and Sustainable Communities ("AHSC") Program as a joint applicant with Turk 500 Associates, L.P., a California limited partnership, for the project at 500 Turk Street; authorizing the City to assume any joint and several liability for completion of the projects required by the terms of any grant awarded under the AHSC Program; and adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31.

**Resolution No. 038-19**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181223 [Apply for Grant - Mercy Housing California - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - Treasure Island Parcel C3.1]**

**Sponsor: Mayor**

Resolution authorizing the Treasure Island Development Authority ("Authority"), on behalf of the City and County of San Francisco, to execute a grant application, under the Department of Housing and Community Development Affordable Housing and Sustainable Communities ("AHSC") Program, as a joint applicant with Mercy Housing California, a California non-profit public benefit corporation, AC Transit, and/or the San Francisco County Transportation Authority for the affordable housing project at Treasure Island Parcel C3.1; if successful, authorizing the Authority to assume any joint and several liability for completion of the project required under the terms of any grant awarded under the AHSC program; and adopting findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code, Chapter 31.

**Resolution No. 039-19**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181224 [Grant Agreement - Tenderloin Housing Clinic - Supportive Housing Services - \$117,285,186]****Sponsor: Mayor**

Resolution retroactively approving a grant agreement between the City and County of San Francisco, acting by and through the Department of Homelessness and Supportive Housing, and Tenderloin Housing Clinic for supportive housing services for formerly homeless adults for a term of July 1, 2014, through June 30, 2018, in an amount not to exceed \$74,342,402; retroactively approving the first amendment to increase the agreement amount by \$7,776,065 for a total amount not to exceed \$82,118,467; and approving the second amendment to extend the agreement by two years for a total contract term of July 1, 2014, through June 30, 2020, and to increase the agreement amount by \$35,166,719 for a total amount not to exceed \$117,285,186. (Fiscal Impact)

*Privilege of the floor was granted unanimously to Gigi Whitley (Department of Homelessness and Supportive Housing) and Ben Rosenfield, Controller (Office of the City Controller), who responded to questions raised throughout the discussion.*

**Resolution No. 052-19****ADOPTED by the following vote:**

Ayes: 8 - Brown, Fewer, Haney, Mandelman, Mar, Safai, Stefani, Walton

Noes: 3 - Peskin, Ronen, Yee

**181227 [Debt Management Policy and Procedures - Controller's Office of Public Finance]****Sponsor: Mayor**

Resolution approving the Controller's Office of Public Finance debt management policy and procedures to manage the debt issuance process, in accordance with California Government Code, Section 8855; and determining other matters in connection therewith, as defined herein. (Controller)  
(Fiscal Impact)

**Resolution No. 053-19****ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181231 [Accept and Expend Grant - California Department of Public Health - Core STD Program Management - \$554,425]****Sponsor: Stefani**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase of \$147,023 for a total amount of \$554,425 from California Department of Public Health to participate in a program, entitled "Core STD Program Management," for the period of July 1, 2018, through June 30, 2019. (Public Health Department)

**Resolution No. 055-19****ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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

### **180916 [Planning, Administrative Codes - Zoning Controls and Fees in the C-3-R (Downtown Retail) District]**

**Sponsor: Peskin**

Ordinance amending the Planning Code to change zoning controls for Non-Retail Sales and Service Uses in the C-3-R (Downtown Retail) Zoning District; amending the Planning and Administrative Codes to create the Union Square Park, Recreation, and Open Space Fund and Fee; affirming 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 pursuant to Planning Code, Section 302.

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

## **Recommendations of the Public Safety and Neighborhood Services Committee**

*Supervisor Mar was noted absent at 2:51 p.m.*

### **180281 [Liquor License Transfer - 500 Pine Street - CVS Pharmacy]**

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Garfield Beach CVS, LLC, doing business as CVS Pharmacy, located at 500 Pine Street (District 3), will not serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control deny the issuance of the license, in accordance with California Business and Professions Code, Section 23958.4. (Public Safety and Neighborhood Services Committee)

**Resolution No. 041-19**

**ADOPTED by the following vote:**

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Peskin, Ronen, Safai, Stefani, Walton, Yee  
Absent: 1 - Mar

*Supervisor Mar was noted present at 2:53 p.m.*

### **181025 [Liquor License - 1 Grant Avenue - Museum of Ice Cream]**

Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to 1and8 Inc., doing business as the Museum of Ice Cream, located at 1 Grant Avenue (District 3), will not serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control deny the issuance of the license, in accordance with California Business and Professions Code, Section 23958.4. (Public Safety and Neighborhood Services Committee)

**Resolution No. 042-19**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181032 [Liquor License - 1345 Howard Street - Tank18]**

Resolution determining that the issuance of a Type-20 off-sale beer and wine liquor license to Porky's Palace, LLC, doing business as Tank18, located at 1345 Howard Street (District 6), will not serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control deny the issuance of the license, in accordance with California Business and Professions Code, Section 23958.4. (Public Safety and Neighborhood Services Committee)

**Supervisor Haney, seconded by Supervisor Ronen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by changing the Board's determination to indicate this liquor license 'will serve the public convenience or necessity.' The motion carried by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee  
Resolution determining that the issuance of a Type-20 off-sale beer and wine liquor license to Porky's Palace, LLC, doing business as Tank18, located at 1345 Howard Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control deny the issuance of the license. (Public Safety and Neighborhood Services Committee)

**Resolution No. 045-19**

**ADOPTED AS AMENDED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181199 [Liquor License Transfer - 858 Rhode Island Street - Chiotras Grocery]**

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Elizabeth Holly Bullard, doing business as Chiotras Grocery, located at 858 Rhode Island 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; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

**Resolution No. 051-19**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**Recommendations of the Rules Committee****180926 [Administrative Code - Extension of Termination Date - Department of Public Health Managed Care Contracts]**

Ordinance amending the Administrative Code to extend the termination date of managed care contracts approved under Section 21A.3 from December 31, 2020, to December 31, 2025. (Public Health Department)

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181003 [Administrative Code - Graffiti Advisory Board - Extend Sunset Date and Annual Report]****Sponsor: Safai**

Ordinance amending the Administrative Code to extend the sunset date of the Graffiti Advisory Board for three years to March 1, 2022, and to require the Advisory Board to submit annual rather than biannual reports to the Mayor and Board of Supervisors.

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**190009 [Authorizing Request for Parole Entry to the United States Department of Homeland Security - District Attorney and Sheriff]**

Ordinance authorizing the District Attorney and Sheriff to send a Request for Parole Entry to the United States Department of Homeland Security ("DHS") to facilitate parole entry into the United States of a criminal defendant for prosecution in San Francisco and authorizing the District Attorney and Sheriff to notify DHS immediately if the defendant posts bail or is acquitted, or if no probable cause determination is found. (District Attorney)

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**Supervisor Stefani Excused from Voting**

**Supervisor Peskin, seconded by Supervisor Safai, moved that Supervisor Stefani be excused from voting on File No. 181204. The motion carried by the following vote:**

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

**181204 [Appointment, Mental Health Board - Supervisor Catherine Stefani]**

Motion appointing Supervisor Catherine Stefani, term ending January 31, 2021, to the Mental Health Board. (Clerk of the Board)

**Motion No. M19-005**

**APPROVED by the following vote:**

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton, Yee

Excused: 1 - Stefani

**Supervisor Brown Excused from Voting**

Supervisor Safai, seconded by Supervisor Peskin, moved that Supervisor Brown be excused from voting on File No. 181205. The motion carried by the following vote:

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee  
Excused: 1 - Brown

**181205 [Reappointment, Golden Gate Bridge, Highway and Transportation District Board of Directors - Supervisor Vallie Brown]**

Motion reappointing Supervisor Vallie Brown, term ending January 31, 2021, to the Golden Gate Bridge, Highway and Transportation District Board of Directors. (Clerk of the Board)

**Motion No.** M19-006

**APPROVED** by the following vote:

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee  
Excused: 1 - Brown

**Supervisor Yee Excused from Voting**

Supervisor Peskin, seconded by Supervisor Fewer, moved that Supervisor Yee be excused from voting on File No. 181206. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton  
Excused: 1 - Yee

**181206 [Reappointment, Golden Gate Bridge, Highway and Transportation District Board of Directors - Supervisor Norman Yee]**

Motion reappointing Supervisor Norman Yee, term ending January 31, 2021, to the Golden Gate Bridge, Highway and Transportation District Board of Directors. (Clerk of the Board)

**Motion No.** M19-007

**APPROVED** by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton  
Excused: 1 - Yee



**Supervisor Ronen Excused from Voting**

Supervisor Walton, seconded by Supervisor Brown, moved that Supervisor Ronen be excused from voting on File No. 181207. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Safai, Stefani, Walton, Yee  
Excused: 1 - Ronen

**181207 [Reappointment, San Francisco Local Agency Formation Commission - Supervisor Hillary Ronen]**

Motion reappointing Supervisor Hillary Ronen, term ending February 4, 2023, to the San Francisco Local Agency Formation Commission. (Clerk of the Board)

**Motion No.** M19-008

**APPROVED** by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Safai, Stefani, Walton, Yee  
Excused: 1 - Ronen

**Supervisor Fewer Excused from Voting**

Supervisor Brown, seconded by Supervisor Peskin, moved that Supervisor Fewer be excused from voting on File Nos. 181208 and 190046. The motion carried by the following vote:

Ayes: 10 - Brown, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee  
Excused: 1 - Fewer

**181208 [Reappointment, San Francisco Local Agency Formation Commission - Supervisor Sandra Lee Fewer]**

Motion reappointing Supervisor Sandra Lee Fewer, term ending February 4, 2023, to the San Francisco Local Agency Formation Commission. (Clerk of the Board)

**Motion No.** M19-009

**APPROVED** by the following vote:

Ayes: 10 - Brown, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee  
Excused: 1 - Fewer

**190046 [Reappointment, Golden Gate Bridge, Highway and Transportation District Board of Directors - Supervisor Sandra Lee Fewer]**

Motion reappointing Supervisor Sandra Lee Fewer, term ending January 31, 2021, to the Golden Gate Bridge, Highway and Transportation District Board of Directors. (Clerk of the Board)

**Motion No.** M19-010

**APPROVED** by the following vote:

Ayes: 10 - Brown, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee  
Excused: 1 - Fewer

## **Supervisor Mar Excused from Voting**

Supervisor Ronen, seconded by Supervisor Mandelman, moved that Supervisor Mar be excused from voting on File No. 190066. The motion carried by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Peskin, Ronen, Safai, Stefani, Walton, Yee  
Excused: 1 - Mar

### **190066 [Appointment, City College Financial Assistance Fund Oversight Committee - Supervisor Gordon Mar]**

Motion appointing Supervisor Gordon Mar, for an indefinite term, to the City College Financial Assistance Fund Oversight Committee. (Clerk of the Board)

**Motion No.** M19-011

**APPROVED** by the following vote:

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Peskin, Ronen, Safai, Stefani, Walton, Yee  
Excused: 1 - Mar

### **190033 [Appointments, Graffiti Advisory Board - Mike Petricca, Margeaux Casillas and Gregory Dillon]**

Motion appointing Mike Petricca (residency requirement waived) and Margeaux Casillas, terms ending April 10, 2021, and Gregory Dillon, term ending March 11, 2020, to the Graffiti Advisory Board. (Rules Committee)

**Motion No.** M19-012

**APPROVED** by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

### **190037 [Appointment, Eastern Neighborhoods Citizens Advisory Committee - Sarah Souza]**

Motion appointing Sarah Souza, term ending October 19, 2019, to the Eastern Neighborhoods Citizens Advisory Committee. (Rules Committee)

**Motion No.** M19-013

**APPROVED** by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

### **190067 [Appointment, Commission on the Aging Advisory Council - Morningstar Vancil]**

Motion appointing Morningstar Vancil, term ending March 31, 2020, to the Commission on the Aging Advisory Council. (Rules Committee)

**Motion No.** M19-014

**APPROVED** by the following vote:

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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

Supervisor Haney, seconded by Supervisor Mar, 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, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

*Supervisor Haney introduced, welcomed, and presented a Certificate of Honor to the Bayanihan Equity Center on the occasion of their 20th year anniversary in the South of Market and their many accomplishments providing services to Filipino World War II veterans, low-income seniors, families, people with disabilities, immigrants, LGBTQ, formerly incarcerated, and homeless individuals through case management, counselling, free legal clinics, health services and affordable housing opportunity assistance.*

*Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Ann Dorman of the Parkside Library on the occasion of her retirement from the City and County of San Francisco and in recognition of her many accomplishments serving as a librarian to the citizens of San Francisco.*

## SPECIAL ORDER 3:00 P.M.

*President Yee requested File Nos. 180859 and 180860 be called together.*

## Board of Supervisors Sitting as a Committee of the Whole

### **180859 [Hearing - Committee of the Whole - Street Vacation for Various Streets - Sunnydale HOPE SF Project - January 15, 2019]**

Hearing of the Board of Supervisors to sit as a Committee of the Whole on January 15, 2019, at 3:00 p.m., to hold a public hearing to consider an Ordinance (File No. 180860) 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, including transmittal of the Ordinance by the Clerk of the Board of Supervisors to the Public Works Director for purposes of recordation of property; scheduled pursuant to Resolution No. 360-18, adopted on October 23, 2018. (Clerk of the Board)

*President Yee opened the public hearing and inquired as to whether any individual wished to address the Committee of the Whole relating to the street vacation and easements in the Sunnydale HOPE SF Project site. Francisco Da Costa; spoke in support of the street vacation. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, declared the hearing heard and filed, and reconvened as the Board of Supervisors.*

**HEARD AND FILED**

## Committee of the Whole Adjourn and Report

### **180860 [Street Vacation for Various Streets - Sunnydale HOPE SF Project]**

#### **Sponsor: Walton**

Ordinance ordering the vacation of streets and certain easements in the Sunnydale HOPE SF Project site, generally bounded by Assessor's Parcel Block No. 6220 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.

**Supervisor Walton, seconded by Supervisor Fewer, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by adding reference to certain streetlight, sewer, and wide sewer easements in Blocks 6310, 6311, 6312, 6313, 6414, and 6315 throughout the legislation; on Page 3, Lines 15-21, by adding a new 'public interest, convenience, and necessity' finding; by adding references to the approval of the 'Final Map' and recordation of the 'Quitclaim Deed'; on Page 7, Lines 1-3, by adding reference to the Public Utilities Commission Resolution; on Page 8, Lines 11-16, by adding authority for Public Works and the Director of Property to make nonmaterial changes during finalization and execution; and making other clarifying and conforming changes. The motion carried by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee  
Ordinance ordering the vacation of streets and certain easements in the Sunnydale HOPE SF Project site, generally bounded by Assessor's Parcel Block No. 6220 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 public utility and access easement rights in favor of the City; 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 rights.

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

### **Appointment of President Pro Tempore**

*At the request of President Yee, Supervisor Fewer assumed the chair at 3:58 p.m. The President resumed the chair at 4:06 p.m.*

**SPECIAL ORDER 3:00 P.M.****181100 [Hearing - Appeal of Adjustment, Reduction, or Waiver of Development Project Requirements - Residential Childcare Fee - University of San Francisco - Student Residence Hall Project, Lone Mountain Campus - 2500 Turk Street]**

Hearing of persons interested in or objecting to the application of the Residential Child Care Fee per Planning Code, Section 414A, for the Student Residence Hall Project at the University of San Francisco - Lone Mountain Campus located at 2500 Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008. (District 1) (Appellant: Daniel Barsky of Coblentz Patch Duffy and Bass, LLP, on behalf of the University of San Francisco) (Filed October 31, 2018). (Clerk of the Board)

*President Yee opened the public hearing, and Supervisor Fewer provided brief opening remarks and indicated the appellant has withdrawn their appeal. The President then inquired as to whether any individual wished to address the Board. There were no other speakers. President Yee closed public comment and declared the public hearing heard and filed.*

**HEARD AND FILED**

**181101 [Denying Appeal for Waiver, Adjustment or Reduction of Residential Child Care Fee - University of San Francisco - Student Residence Hall Project, Lone Mountain Campus - 2500 Turk Street]**

Motion denying the appeal seeking a waiver, adjustment or reduction of the Residential Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall Project at the University of San Francisco - Lone Mountain Campus located at 2500 Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008. (Clerk of the Board)

**Motion No. M19-004**

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181102 [Conditionally Approving Waiver, Adjustment or Reduction of Residential Child Care Fee - University of San Francisco - Student Residence Hall Project, Lone Mountain Campus - 2500 Turk Street]**

Motion conditionally approving a waiver, adjustment or reduction of the Residential Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall Project at the University of San Francisco - Lone Mountain Campus, located at 2500 Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008, subject to the adoption of written findings by the Board in support of this determination. (Clerk of the Board)

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181103 [Preparation of Findings Related to the Appeal for Waiver, Adjustment or Reduction of Residential Child Care Fee - University of San Francisco - Student Residence Hall Project, Lone Mountain Campus - 2500 Turk Street]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to approve a waiver, adjustment or reduction of the Residential Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall Project at the University of San Francisco - Lone Mountain Campus located at 2500 Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008. (Clerk of the Board)

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

## SPECIAL ORDER 3:00 P.M.

*President Yee requested File Nos. 181233, 181234, 181235, 181236, 181237, 181238, 181239, and 181240 be called together. During the discussions on these items, privilege of the floor was granted unanimously to Aaron Starr (Planning Department), and Scott Emblidge, Moscone Emblidge & Otis LLP, and Gary Gee (on behalf of the Project Sponsor) who responded to questions raised throughout the discussion.*

### **181233 [Hearing - Appeal of Determination of Exemption From Environmental Review - 3637-3657 Sacramento Street]**

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on September 20, 2018, for the proposed project at 3637-3657 Sacramento Street, to demolish the existing buildings and construct a 40 foot tall, four story building with a nine foot tall elevator penthouse and four foot tall parapet; containing approximately 6,500 square feet of retail on the first floor, 10,000 square feet of medical office use on the second floor, and 18 dwelling units (17,100 square feet) on the third and fourth floors. (District 2) (Appellant: Brandon Ponce, Jennifer Kopczynski, Alexander W. Thompson, Marcia E. Herman, Susan Foslien, Jack Kaus, Patrick Richards, John M. Burns, and Douglas Engmann on behalf of California-Locust Block Neighbor's Group Association) (Filed December 7, 2018) (Clerk of the Board)

*President Yee opened the public hearing and Supervisor Stefani provided brief opening remarks. The President then inquired as to whether any individual wished to address the Board. Alexander Thompson and Brandon Ponce (Appellant) provided an overview of the appeals, responded to questions raised throughout the discussion, and further requested the Board to approve the appeals. Cynthia Silverstein; Speaker; Robert Friend; Speaker; Steven Edmond; Jennifer Katchnski; Marcia Herman; Linda Eisland; Wendy Weir; Ren Shayne; Sandra Salencheck; Anna Aurora; Hailey Gonzaga; Dr. Eric Gann; Steven Krolak; Susan Fasian; Speaker; Babette Silverberg; Speaker; Speaker; Evelyn Weiser; Will Velasquez; Chuck Walenstern; Stephanie Pang; Daniel Cowhanswer; Ann Marie; Chloe Larry; Patrick Richards; Roger Samonian; Jack House; John Burns; Francisco Da Costa; Jay Ehn; spoke in support of the appeals. Don Lewis and Aaron Starr (Planning Department) provided an overview of the decisions of the Planning Department and responded to questions raised throughout the discussion. Scott Emblidge, Moscone Emblidge & Otis LLP (on behalf of the Project Sponsor), provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decisions of the Planning Department. Corey Smith; Speaker; Speaker (on behalf of Molly Burnett); Speaker (on behalf of Jeff Schlarp); Nathan Kauff; Oliver Mar; spoke in support of the project and in opposition to the appeals. Alexander Thompson (Appellant) provided a rebuttal and further requested the Board to approve the appeals. There were no other speakers. President Yee closed public comment and declared the public hearings heard and filed.*

**HEARD AND FILED**

### **181234 [Affirming the Categorical Exemption Determination - 3637-3657 Sacramento Street]**

Motion affirming the determination by the Planning Department that the proposed project at 3637-3657 Sacramento Street is categorically exempt from further environmental review. (Clerk of the Board)

**Supervisor Stefani, seconded by Supervisor Safai, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 5, 2019. The motion carried by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181235 [Conditionally Reversing the Categorical Exemption Determination - 3637-3657 Sacramento Street]**

Motion conditionally reversing the determination by the Planning Department that the proposed project at 3637-3657 Sacramento Street is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

**Supervisor Stefani, seconded by Supervisor Safai, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 5, 2019. The motion carried by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181236 [Preparation of Findings to Reverse the Categorical Exemption Determination - 3637-3657 Sacramento Street]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 3637-3657 Sacramento Street is categorically exempt from further environmental review. (Clerk of the Board)

**Supervisor Stefani, seconded by Supervisor Safai, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 5, 2019. The motion carried by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee



**SPECIAL ORDER 3:00 P.M.****181237 [Hearing - Appeal of Conditional Use Authorization - Proposed Project at 3637-3657 Sacramento Street]**

Hearing of persons interested in or objecting to the certification of Conditional Use Authorization pursuant to Planning Code, Sections 121.1, 121.2, 303, and 724, for a proposed project at 3637-3657 Sacramento Street, Assessor's Parcel Block No. 1018, Lot Nos. 012 and 020, issued by the Planning Commission by Motion No. 20336, dated November 8, 2018, to allow a modification from the rear yard requirements of Planning Code, Sections 134 and 136, as part of a project that would demolish three existing buildings and construct a new four-story, 40-foot tall, mixed use building containing residential use (approximately 17,100 gross square feet) with 18 dwelling units (consisting of six one-bedroom units, and 12 two-bedroom units); retail/commercial space (approximately 6,500 gross square feet), medical offices (approximately 10,000 gross square feet), 64 off-street parking spaces (including one car share space) and 35 bicycle parking spaces (approximately 38,700 gross square feet), within the Sacramento Street Neighborhood Commercial District and 40-X Height and Bulk District. (District 2) (Appellant: Rachel Lewis on behalf of California-Locust Block Neighbor's Group Association) (Filed December 7, 2018) (Clerk of the Board)

*President Yee opened the public hearing and Supervisor Stefani provided brief opening remarks. The President then inquired as to whether any individual wished to address the Board. Alexander Thompson and Brandon Ponce (Appellant) provided an overview of the appeals, responded to questions raised throughout the discussion, and further requested the Board to approve the appeals. Cynthia Silverstein; Speaker; Robert Friend; Speaker; Steven Edmond; Jennifer Katchnski; Marcia Herman; Linda Eisland; Wendy Weir; Ren Shayne; Sandra Salencheck; Anna Aurora; Hailey Gonzaga; Dr. Eric Gann; Steven Weiser; Susan Fasian; Speaker; Babette Silverberg; Speaker; Speaker; Evelyn Weiser; Will Velasquez; Chuck Walenstern; Stephanie Pang; Daniel Cowhanser; Ann Marie; Chloe Larry; Patrick Richards; Roger Samonian; Jack House; John Burns; Francisco Da Costa; Jay Ehn; spoke in support of the appeals. Don Lewis and Aaron Starr (Planning Department) provided an overview of the decisions of the Planning Department and responded to questions raised throughout the discussion. Scott Emblidge, Moscone Emblidge & Otis LLP (on behalf of the Project Sponsor), provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decisions of the Planning Department. Corey Smith; Speaker; Speaker (on behalf of Molly Burnett); Speaker (on behalf of Jeff Schlarp); Nathan Kauff; Oliver Mar; spoke in support of the project and in opposition to the appeals. Alexander Thompson (Appellant) provided a rebuttal and further requested the Board to approve the appeals. There were no other speakers. President Yee closed public comment and declared the public hearings heard and filed.*

**HEARD AND FILED**

**181238 [Approving Conditional Use Authorization - 3637-3657 Sacramento Street]**

Motion approving the decision of the Planning Commission by its Motion No. 20336, approving a Conditional Use Authorization identified as Planning Case No. 2007.1347CUA for a proposed project located at 3637-3657 Sacramento Street; and adopting findings pursuant to Planning Code, Section 101.1. (Clerk of the Board)

**Supervisor Stefani, seconded by Supervisor Safai, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 5, 2019. The motion carried by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181239 [Conditionally Disapproving Conditional Use Authorization and Approving with Additional Conditions - 3637-3657 Sacramento Street]**

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 20336, approving a Conditional Use Authorization identified as Planning Case No. 2007.1347CUA for a proposed project at 3637-3657 Sacramento Street, 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 Stefani, seconded by Supervisor Safai, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 5, 2019. The motion carried by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**181240 [Preparation of Findings Related to Conditional Use Authorization Appeal - 3637-3657 Sacramento Street]**

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization identified as Planning Case No. 2007.1347CUA for a proposed project located at 3637-3657 Sacramento Street. (Clerk of the Board)

**Supervisor Stefani, seconded by Supervisor Safai, moved that this Motion be CONTINUED to the Board of Supervisors meeting of February 5, 2019. The motion carried by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

## COMMITTEE REPORTS

### Recommendations of the Budget and Finance Committee

**181179 [Service Agreement - Pacific Gas and Electric Company - CleanPowerSF - Not to Exceed \$20,000,000]**

Resolution retroactively approving a service agreement between Pacific Gas and Electric Company and the City and County of San Francisco, for services to CleanPowerSF for a term of ten years, from January 1, 2019, through December 31, 2028, in a total amount not to exceed \$20,000,000. (Public Utilities Commission)  
(Fiscal Impact)

*Privilege of the floor was granted unanimously to Michael Hyams (Public Utilities Commission) who responded to questions raised throughout the discussion.*

**Resolution No. 033-19**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**190057 [Census 2020 - Participation in the United States Census - State of California Outreach Agreement]****Sponsors: Fewer; Ronen**

Resolution supporting the City and County of San Francisco's participation in the United States Census; authorizing the City Administrator to enter into the State of California Outreach Agreement as set forth by the California Complete Count Census 2020 Office; and authorizing the City Administrator to designate the Office of Civic Engagement and Immigrant Affairs to conduct the activities required by the agreement.

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

**Resolution No. 036-19****ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**ROLL CALL FOR INTRODUCTIONS**

*See Legislation Introduced below.*

*President Yee recessed the meeting at 5:42 p.m. and reconvened at 6:00 p.m.*

**PUBLIC COMMENT**

*Edward Escobar; expressed concerns regarding the plight of the taxi industry due to transportation network companies.*

*Marcel Saco; expressed concerns regarding the plight of the taxi industry due to transportation network companies.*

*Bob Asghari; expressed support of using the ERAF funds for homeless services.*

*Tom Gilberty; shared concerns regarding tasers, public education, the PG&E bankruptcy, cannabis, transportation network companies, and the lack of housing in San Francisco.*

*Ben Wooley; expressed support of using the ERA funds for homeless services.*

*Supergirl of San Francisco; condemned violence and hate and shared her desire to invoke hope.*

## CLOSED SESSION

### CONFERENCE WITH CITY ATTORNEY - Existing Litigation

#### **181058 [Closed Session - Existing Litigation - Pacific Gas and Electric Company - January 29, 2019]**

Closed Session for the Board of Supervisors to convene on November 13, 2018, for the purpose of conferring with, or receiving advice from, the City Attorney, under California Government Code, Section 54956.9(a), and Administrative Code, Section 67.10(d)(1), regarding the following existing litigation in which the City is a petitioner and Pacific Gas & Electric Company is an adverse party: Federal Energy Regulatory Commission Case No. ER18-1482-000, filed April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000, filed March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000, filed, February 2, 2018; Federal Energy Regulatory Commission Case No. ER18-768-000, filed January 31, 2018; Federal Energy Regulatory Commission Case No. ER18-198-000, filed October 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2406-000, filed August 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2204, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-1509-000, filed May 1, 2017; Federal Energy Regulatory Commission Case No. ER17-910-000, filed January 31, 2017; Federal Energy Regulatory Commission Case No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; and Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014; scheduled pursuant to Motion No. M18-151, approved October 30, 2018. (Clerk of the Board)

#### **CONVENED IN CLOSED SESSION**

*The Board recessed at the hour of 7:30 p.m. to convene in closed session pursuant to Motion No. M18-151 (File No. 181038), approved on October 30, 2018.*

*The following Supervisors were noted present: Supervisors Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee*

*Persons in attendance: Jon Givner, Theresa Mueller, and Theresa Cho, Deputy City Attorneys (Office of the City Attorney); Harlan Kelly, Jr., General Manager, Juliet Ellis, Assistant General Manager-External Affairs, and Barbara Hale, Assistant General Manager-Power Enterprise (Public Utilities Commission); and Angela Calvillo, Clerk of the Board, and Alisa Somera, Legislative Deputy Director (Office of the Clerk of the Board).*

*Supervisor Ronen was noted absent at 8:12 p.m. and for the remainder of the meeting.*

**Supervisor Peskin, seconded by Supervisor Safai, moved that this Closed Session be HEARD AND FILED. The motion carried by the following vote:**

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Safai, Stefani, Walton, Yee  
Absent: 1 - Ronen

Matter was heard in closed session and no action was taken.

**RECONVENED AS THE BOARD OF SUPERVISORS**

The Board reconvened at the hour of 8:26 p.m.

The following Supervisors were noted present: Supervisors Brown, Fewer, Haney, Mandelman, Mar, Peskin, Safai, Stefani, Walton, Yee

*[Elect Not to Disclose]*

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations.

**Supervisor Mandelman, seconded by Supervisor Safai, moved not to disclose its Closed Session deliberations. The motion carried by the following vote:**

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Safai, Stefani, Walton, Yee

Absent: 1 - Ronen

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **181230 [Use Agreement - Out of the Frying Pan Productions - Development of Fire Department Documentary Series]**

**Sponsor: Peskin**

Resolution authorizing the Fire Department to enter into a Use Agreement with Out of the Frying Pan Productions to develop and produce a documentary series about food, cooking, and firehouse culture at the San Francisco Fire Department.

**Resolution No. 054-19**

**ADOPTED**

### **190083 [Closed Session - Labor Negotiations - February 5, 2019]**

Motion that the Board of Supervisors convene in closed session on February 5, 2019, at 4:00 p.m., pursuant to California Government Code, Section 54957.6, and San Francisco Administrative Code, Section 67.10(e), to confer with the Mayor's Office and the Department of Human Resources regarding negotiations with labor unions representing City employees. (Clerk of the Board)

**Motion No. M19-015**

**APPROVED**

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

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

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

*Supervisor Yee requested that File No. 190063 be severed so that it may be considered separately.*

### **190063 [Supporting California State Senate Bill No. 127 (Wiener) - Complete Streets for Active Living]**

**Sponsors: Yee; Mar, Haney, Safai, Mandelman, Brown and Ronen**

Resolution supporting California State Senate Bill No. 127 (SB127), Complete Streets for Active Living, authored by Senator Scott Wiener, which prioritizes safety and accessibility improvements on Caltrans roads and State Highway Account funds explicitly for pedestrian and bicycle improvements, with performance measures, community engagement and reporting requirements.

*Supervisors Mandelman, Brown, and Ronen requested to be added as co-sponsors.*

**Resolution No. 043-19**

**ADOPTED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

*Supervisor Peskin requested that File No. 190076 be severed so that it may be considered separately.*

### **190076 [City Position Regarding Liability for Utility Wildfire Costs]**

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

Resolution establishing the City's position regarding liability for utility wildfire costs and urging California legislators and regulators to protect California consumers by ensuring that investor-owned utilities are held responsible for the consequences of their actions.

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

**Supervisor Peskin, seconded by Supervisor Walton, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 1, by striking 'Recent reports suggest that', striking 'will soon file', and adding 'has filed', and Line 2, by striking 'still'. The motion carried by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

**Resolution No. 044-19**

**ADOPTED AS AMENDED by the following vote:**

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, 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

### **190090 [Authorization to Borrow Funds - Short-Term Loan Program for Federal Employees - Treasurer-Tax Collector - Line of Credit Amount Not to Exceed \$20,000,000]**

**Sponsors: Mayor; Haney**

Ordinance authorizing the Treasurer, in the event of a partial shutdown of the United States government occurring between February 2019 and June 2019, to secure a short-term line of credit in an amount not to exceed \$20,000,000 or, in the alternative, partner with one or more financial institutions, for the purpose of providing short-term emergency unsecured individual loans for federal employees residing in San Francisco or working at the San Francisco International Airport. (Fiscal Impact)

01/29/19; ASSIGNED to Budget and Finance Committee.

### **190091 [Appropriation - Office of the Treasurer and Tax Collector - Short-Term Loan and Interest Proceeds - Individual Loans and Interest and Other Loan Servicing Expenses - \$20,500,000]**

**Sponsors: Mayor; Haney**

Ordinance appropriating \$20,000,000 of short-term loan proceeds to the Treasurer's and Tax Collector's Office to administer individual loans for eligible Federal employees impacted by a future shutdown of the Federal Government; and authorizing repayment of the short-term loan utilizing repayment of those individual loans and up to \$500,000 of General Fund interest earnings. (Fiscal Impact)

01/29/19; ASSIGNED to Budget and Finance Committee.

**190092 [Business and Tax Regulations Code - Credits For Waiver of Homelessness Gross Receipts Tax Refund and Certain Gifts]****Sponsors: Mayor; Brown**

Ordinance amending the Business and Tax Regulations Code to add a credit against a person or combined group's Homelessness Gross Receipts Tax ("Tax") equal to 10% of the portion of a person or combined group's Tax liability for a tax year with respect to which the person or combined group enters into an agreement waiving its right to a refund of its Tax payments associated with any claim that the Homelessness Gross Receipts Tax Ordinance is invalid because it required a two-thirds vote rather than a majority of the electorate to pass; to add a credit against a person's Tax equal to 110% of a person's gift to support the Our City, Our Home Fund; and to authorize the Office of the Treasurer and Tax Collector to accept gifts from persons to support the Our City, Our Home Fund.

(Fiscal Impact; No Budget and Legislative Analyst Report)

01/29/19; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/28/2019.

**190109 [Police, Business and Tax Regulations Codes - Event-Related Cannabis Permits - Application Fee]****Sponsors: Mandelman; Brown, Haney, Walton, Stefani and Fewer**

Ordinance amending the Police Code to establish procedures for the Office of Cannabis to issue permits authorizing cannabis sales or consumption, or both, in connection with temporary events; amending the Business and Tax Regulations Code to establish an application fee for such permits; and affirming the Planning Department's determination under the California Environmental Quality Act.

01/29/19; ASSIGNED to Budget and Finance Committee.

**190110 [Administrative Code - Acquisition of Surveillance Technology]****Sponsors: Peskin; Yee and Walton**

Ordinance amending the Administrative Code to require that City departments acquiring Surveillance Technology submit a Board of Supervisors approved Surveillance Technology Policy Ordinance and a Surveillance Impact Report to the Board in connection with any request to appropriate funds for the purchase of such technology or to accept and expend grant funds for such purpose, or otherwise to procure Surveillance Technology equipment or services; require each City department that owns and operates existing surveillance technology equipment or services to submit to the Board a proposed Surveillance Technology Policy Ordinance governing the use of the surveillance technology; and requiring the Controller, as City Services Auditor, to audit annually the use of surveillance technology equipment or services and the conformity of such use with an approved Surveillance Technology Policy Ordinance and provide an audit report to the Board of Supervisors.

01/29/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/28/2019.

**190111 [Administrative Code - San Francisco Green New Deal Fund]****Sponsors: Ronen; Peskin and Mar**

Ordinance amending the Administrative Code to establish the San Francisco Green New Deal Fund for the purpose of studying, purchasing, or building facilities to generate, transmit, distribute, or store an electric power generation or transmission system.

01/29/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/28/2019.



**190112 [Summary Street Vacation - Francisco Street in Connection with Francisco Park Improvements - Interdepartmental Property Transfer]****Sponsor: Stefani**

Ordinance ordering the summary street vacation of the 900 block of Francisco Street, generally bounded by Assessor's Parcel Block No. 0046 to the north, Assessor's Parcel Block No. 0047 to the south, Larkin Street to the west, and Hyde Street to the east, as part of the development of Francisco Park, subject to certain terms and conditions, and approving a conditional interdepartmental transfer of the vacation area from Public Works to the Recreation and Park Department; 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.

01/29/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 2/28/2019.

**181108 [Police, Housing Codes - Required Disclosure of Storm Flood Risks]****Sponsor: Yee**

Ordinance amending the Police Code to require sellers or landlords of real property in San Francisco to disclose to buyers or tenants that the property is located within the flood risk zone delineated on the San Francisco Public Utilities Commission's 100-Year Storm Flood Risk Map; amending the Housing Code to require that the Department of Building Inspection's Report of Residential Building Record include a disclosure statement for property located within the flood risk zone; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Utilities Commission)

11/16/18; RECEIVED FROM DEPARTMENT.

11/27/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 12/27/2018.

12/05/18; REFERRED TO DEPARTMENT.

12/27/18; RESPONSE RECEIVED.

01/22/19; RESPONSE RECEIVED.

01/29/19; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

## RESOLUTIONS

### **190113 [Multifamily Housing Revenue Bonds - Parcel E2 on Pier 70 - 185 Maryland Street - Not to Exceed \$160,000,000]**

**Sponsors: Mayor; Walton**

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$160,000,000 for Parcel E2 on Pier 70 with a current address of 185 Maryland Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$160,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **190114 [Multifamily Housing Revenue Bonds - 710-760 La Playa Street (Ocean Beach Apartments) - Not to Exceed \$48,000,000]**

**Sponsors: Mayor; Fewer**

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$48,000,000 for 710-760 La Playa Street (Ocean Beach Apartments); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$48,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **190115 [Authorization to Apply for State Grant Funding - California Cannabis Equity Act of 2018 - Office of Cannabis]**

**Sponsors: Mayor; Walton**

Resolution authorizing the Office of Cannabis, on behalf of the City and County of San Francisco, to apply for state grant funding under the California Cannabis Equity Act of 2018.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**190116 [Apply for Payment Programs - California Department of Resources Recycling and Recovery Funds (CalRecycle)]****Sponsor: Mayor**

Resolution authorizing the City and County of San Francisco to submit applications for Payment Programs and related authorizations by California Department of Resources Recycling and Recovery, for the purpose of safely managing and reducing household hazardous waste and used motor oil and promoting opportunities for beverage containers recycling and litter cleanup.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**190117 [Permit Amendment - Outside Lands Music Festival - Ten Year Extension - Permit Fee]****Sponsors: Fewer; Mar**

Resolution approving and authorizing a second amendment to the existing Permit with Another Planet Entertainment LLC, for the production of the annual Outside Lands Music Festival to extend the term ten additional years until 2031, pursuant to Charter, Section 9.118, and to modify provisions of the Permit related to the permit fee and rent payments and outreach and similar matters; affirming a categorical exemption under the California Environmental Quality Act for the amendment; and ratifying prior actions, as defined herein.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**190118 [Urging California State Legislators to Allow for the Creation of a Public Banking Charter]****Sponsors: Fewer; Ronen, Mandelman, Haney, Mar, Peskin, Brown, Walton, Safai, Stefani and Yee**

Resolution urging California State legislators to enact legislation amending the Government Code to enable local agencies to create public banks through an option for a public banking charter.

01/29/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**190119 [Urging Municipal Transportation Agency to Report Back with Findings of the New Rules for Taxi Pick-Ups at San Francisco International Airport (SFO) and Urging SFO to Restrict Transportation Network Companies]****Sponsors: Safai; Peskin**

Resolution urging the Municipal Transportation Agency (SFMTA) to report back to the Board of Supervisors on the impact of the Director of Transportation's revised rules for taxi medallions, within 90 days of the effective date of those rules; and urging the San Francisco International Airport to take necessary steps to restrict Transportation Network Companies (TNCs) from picking up fares at the Airport.

01/29/19; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

## MOTION

**190120 [Rules of Order - Removing Rule 3.29 Budget and Finance Select Committee on Federal Policy Changes]**

**Sponsor: Yee**

Motion amending the Rules of Order of the Board of Supervisors by striking Rule 3.29 to remove the Budget and Finance Select Committee on Federal Policy Changes.

01/29/19; RECEIVED AND ASSIGNED to Rules Committee.

## REQUESTS FOR HEARING

**190121 [Hearing - State and Federal Budget Updates and Any Related Impacts to the City]**

**Sponsor: Fewer**

Hearing to receive an update on the state and federal budgets and any related impacts to the City; and requesting the Controller's Office and Mayor's Budget Office to report.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**190122 [Hearing - Budget Priorities - Youth Commission - FYs 2019-2020 and 2020-2021]**

**Sponsor: Fewer**

Hearing to identify the Youth Commission's budget priorities for FYs 2019-2020 and 2020-2021; and requesting the Youth Commission to report.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**190123 [Hearing - Response to Homelessness in Extreme Weather]**

**Sponsor: Haney**

Hearing on the City and County of San Francisco's response to homelessness during extreme weather, including focusing on the Department of Homelessness and Supportive Housing's current "Cold and Wet Weather Policy and Procedure for Unsheltered Persons Experiencing Homelessness," and City policy on encampment resolutions; and requesting the Department of Homelessness and Supportive Services, Department of Emergency Management, and other agencies that are part of the Healthy Streets Operations Center, including the Police Department, Public Works, and Department of Public Health to report.

01/29/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

**190124 [Hearing - Access to Treatment and Services for Jail Population]**

**Sponsor: Mandelman**

Hearing to discuss the availability of mental health services and drug treatment for the jail and justice-involved population; and requesting the San Francisco Collaborative Courts, District Attorney, Public Defender, Sheriff, Adult Probation, Jail Re-entry Services, Department of Public Health, and Citywide Case Management to report.

01/29/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

**190125 [Hearing - Switchbacks on San Francisco Municipal Transportation Light Rail Lines]****Sponsors: Mar; Walton and Safai**

Hearing to examine the frequency and cause of "switchbacks" on the N-Judah, L-Taraval, T-Third, and K-Ingleside light rail lines, plans to address them, and the internal performance metrics more generally for these and other transit lines under the jurisdiction of the San Francisco Municipal Transportation Agency (SFMTA); and requesting SFMTA to report.

01/29/19; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**190126 [Hearing - Home Invasions]****Sponsors: Mar; Walton and Mandelman**

Hearing to examine the number, frequency, and locations of home burglaries, and to examine home burglary calls for service, reports, arrests, and prosecution; and requesting the Office of the District Attorney and the Police Department to report.

01/29/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

**190127 [Closed Session - Labor Negotiations - February 5, 2019]**

Closed Session for the Board of Supervisors to convene on February 5, 2019, at 4:00 p.m., with the Mayor's Office and the Department of Human Resources under Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding negotiations with labor unions representing City employees; scheduled pursuant to Motion No. M19-015, approved January 29, 2019. (Clerk of the Board)

01/29/19; RECEIVED AND ASSIGNED 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.*

**PROPOSED RESOLUTIONS****190070 [Grant Agreement Amendment - San Francisco Marin Food Bank - Food Assistance Program - Not to Exceed \$11,338,162]**

Resolution approving Amendment No. 2, authorizing the Executive Director of the Human Services Agency to execute an amendment to the Grant Agreement between the City and County of San Francisco, by and through its Human Services Agency, and the non-profit San Francisco Marin Food Bank to provide the Food Assistance Program to older adults and adults with disabilities for the total agreement term of July 1, 2017, to June 30, 2022, by increasing the agreement amount by \$1,225,831 with a contingent amount of \$1,048,010 for a total not to exceed amount of \$11,528,114. (Human Services Agency)

(Fiscal Impact)

01/11/19; RECEIVED FROM DEPARTMENT.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**190071 [Agreement Amendment - Westside Community Mental Health Center, Inc. - Behavioral Health Services - Not to Exceed \$23,347,118]**

Resolution approving Amendment No. 1 to the agreement between Westside Community Mental Health Center, Inc. and the Department of Public Health for behavioral health services, to increase the agreement amount by \$17,991,918 for an amount not to exceed \$23,347,118; and to extend the term by three years and six months, from June 30, 2019, for a total agreement term of July 1, 2018, through December 31, 2022. (Public Health Department)  
(Fiscal Impact)

01/14/19; RECEIVED FROM DEPARTMENT.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**190072 [Real Property Lease Extension - SFP2 1360 Mission St., LLC - 1360 Mission Street - \$321,300 Initial Annual Base Rent]**

Resolution approving Amendment No. 1, authorizing the Director of Real Estate to extend a Lease of real property located at 1360 Mission Street with SFP2 1360 Mission St., LLC, as landlord, for a total term of May 11, 2011, through September 21, 2020, with one extension option from September 22, 2020, through September 21, 2021, at the monthly base rent of \$26,397 for an initial annual base rent of \$321,300 with a 3% annual increase. (Public Health Department)  
(Fiscal Impact; No Budget and Legislative Analyst Report)

01/18/19; RECEIVED FROM DEPARTMENT.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**190073 [Real Property Lease - William J. Piedmonte - 729 Filbert Street - \$531,216 Annual Base Rent]**

Resolution authorizing the Director of Real Estate to enter into a Lease of real property located at 729 Filbert Street with William J. Piedmonte, as landlord, for a five-year term to commence upon approval by the Board of Supervisors, at the monthly base rent of \$44,268 for a total annual base rent of \$531,216. (Public Health Department)  
(Fiscal Impact; No Budget and Legislative Analyst Report)

01/18/19; RECEIVED FROM DEPARTMENT.

01/29/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Request Granted**

*From: Supervisor Mar*

*To: Budget and Legislative Analyst*

*Requesting/Inquiring: Requesting that the Budget and Legislative Analyst gather information to inform potential policies to provide financial incentives to homeowners for the construction of Accessory Dwelling Units, especially to create units with rental affordability requirements.*

*This report shall provide:*

- 1. Trend data on ADUs including:
  - a. Number of units built*
  - b. Number of permits issued or in process*
  - c. Analysis of type of property, type of ownership and geographic location*
  - d. Re-assessed value of buildings and property tax increase due to ADU construction**
- 2. Analysis of financial and other barriers to ADU construction by single family homeowners*
- 3. Policy options to incentivize ADU construction by single family homeowners that include but are not limited to: fee waivers, homeowner tax incentives (e.g. delaying property reassessment), grants and loans*
- 4. Policy options to require or incentivize rents affordable to low to moderate income individuals, especially seniors, and enforcement mechanisms*
- 5. Review of best practices in comparable cities*

**In Memoriams**

*Daniel Wong - Supervisor Fewer*

*Muriel C. Valencia - Supervisor Peskin*

*Dianna Shuster - Supervisor Peskin*

*Anna Matthews - Supervisor Safai*

*Mike Parodi - Supervisors Safai*

*Edith Tobin - Supervisor Stefani*

*Joseph Bechelli - Supervisors Stefani and Peskin*

*Peter Magowan - Supervisors Stefani and Peskin*

**ADJOURNMENT**

*There being no further business, the Board adjourned at the hour 8:28 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 March 5, 2019.*

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Angela Calvillo, Clerk of the Board