

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, June 4, 2019 - 2:00 PM

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

Regular Meeting

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, Ronen, Yee

Budget and Finance Sub-Committee

Supervisors Fewer, Stefani, Mandelman

Government Audit and Oversight Committee

Supervisors Mar, Brown, Peskin

Joint City, School District, and City College Select Committee

Supervisors Haney, Walton, Mar (Alt), Commissioners Cook, Collins, Moliga (Alt),
Trustees Randolph, Williams, Selby (Alt)

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

1:00 PM

Wednesday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd Friday

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.

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

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, June 4, 2019, with President Norman Yee presiding.

President Yee called the meeting to order at 2:00 p.m.

ROLL CALL AND PLEDGE OF ALLEGIANCE

On the call of the roll, Supervisors Brown, Fewer, Mar, Ronen, Stefani, Walton, and Yee were noted present.

Supervisors Haney, Mandelman, Peskin, and Safai were noted not present.

A quorum was present.

President Yee requested a moment of silence to honor the lives of the dedicated municipal workers killed by senseless gun violence in Virginia Beach on Friday, May 31, 2019.

Supervisor Peskin was noted present at 2:01 p.m.

Supervisors Mandelman and Safai were noted present at 2:02 p.m.

Supervisor Haney was 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 April 23, 2019, Board Meeting Minutes, or the April 24, 2019, Special Meeting Minutes at the Budget and Finance Committee Meeting, which constituted a quorum of the Board of Supervisors. There were no corrections requested.

Supervisor Fewer, seconded by Supervisor Mandelman, moved to approve the April 23, 2019, Board Meeting Minutes, and the April 24, 2019, Special Meeting Minutes at the Budget and Finance Committee Meeting, which constituted a quorum of the Board of Supervisors. 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 Government Audit and Oversight Committee

190402 [Settlement of Lawsuit - Oscar L. Tomasino - \$75,000]

Ordinance authorizing settlement of the lawsuit filed by Oscar L. Tomasino against the City and County of San Francisco for \$75,000; the lawsuit was filed on March 19, 2018, in San Francisco Superior Court, Case No. CGC-18-565058; entitled Oscar L. Tomasino v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

PASSED ON FIRST READING

190403 [Partial Settlement of Lawsuit - Victoria Sanchez - \$97,500]

Ordinance authorizing settlement of the lawsuit filed by Victoria Sanchez against the City and County of San Francisco for \$97,500; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms; as it relates only to property loss of plaintiff Victoria Sanchez, by the payment of \$97,500 and excluding the claim by this plaintiff for diminution of value for plaintiff's real property and the claim by plaintiff for attorney's fees, costs and interest, which will be addressed in later proceedings. (City Attorney)

PASSED ON FIRST READING

190434 [Settlement of Unlitigated Claim - Franciscan Towers Associates, L.P. - \$25,619.59 Plus Interest]

Resolution approving the settlement of the unlitigated claim filed by Franciscan Towers Associates, L.P. against the City and County of San Francisco for \$25,619.59 plus statutory interest; the claim was filed on January 23, 2019; the claim involves an alleged overpayment of property taxes. (City Attorney)

Resolution No. 266-19

ADOPTED

The foregoing items were acted upon by the following vote:

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

Severed from the Consent Agenda

Supervisor Mar requested that File No. 190404 be severed so that it may be considered separately.

190404 [Settlement of Lawsuit - San Franciscans for Livable Neighborhoods - \$247,799.50]

Ordinance authorizing settlement of the lawsuit filed by San Franciscans for Livable Neighborhoods against the City and County of San Francisco for \$247,799.50; the lawsuit was filed on August 4, 2011, in San Francisco Superior Court, Case No. 513077; entitled San Franciscans for Livable Neighborhoods v. City and County of San Francisco; the lawsuit involves a challenge to the environmental impact report prepared in support of, and the approval of, the 2009 Housing Element of the San Francisco General Plan. (City Attorney)

Supervisor Mar, seconded by Supervisor Peskin, moved that this Ordinance be RE-REFERRED to the Government Audit and Oversight Committee. The motion carried by the following vote:

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

REGULAR AGENDA**UNFINISHED BUSINESS****From the Board****190568 [Administrative Code - Acquisition of Surveillance Technology]**

Sponsors: Peskin; Yee, Walton, Ronen, Haney and Safai

Ordinance amending the Administrative Code to require that City departments acquiring surveillance technology, or entering into agreements to receive information from non-City owned surveillance technology, submit a Board of Supervisors approved Surveillance Technology Policy Ordinance, based on a policy or policies developed by the Committee on Information Technology (COIT), 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.

Ordinance No. 107-19

FINALLY PASSED by the following vote:

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

Noes: 1 - Stefani

Recommendation of the Budget and Finance Sub-Committee**190310 [Public Works Code - Waiver of Temporary Street Space Occupancy Permit Fee - Small Business Week Sidewalk Sales]****Sponsor: Brown**

Ordinance waiving the fee required by Public Works Code, Section 724.1(b), for temporary street space occupancy permits on certain designated City streets on Saturday, May 11, 2019, to promote Small Business Week.

Ordinance No. 105-19

FINALLY PASSED by the following vote:

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

NEW BUSINESS**Recommendation of the Budget and Finance Committee****190438 [Administrative Code - Affordable Housing Production and Preservation Fund]**

Sponsors: Fewer; Brown, Walton, Mandelman, Peskin, Haney, Mar, Ronen, Yee, Stefani and Safai

Ordinance amending the Administrative Code to establish the Affordable Housing Production and Preservation Fund to receive appropriated excess Education Revenue Augmentation Fund revenues received by the City, for the purpose of funding land acquisition and production of new 100% affordable housing projects; and acquisition and preservation of existing housing to make that housing permanently affordable.

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

PASSED ON FIRST READING by the following vote:

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

Recommendations of the Budget and Finance Sub-Committee

190455 [Real Property Lease Extension - Multiple Ownership - 651 Bryant Street - \$577,920 Annual Base Rent]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to exercise a lease extension for the real property located at 651 Bryant Street with William H. Banker, Jr., Successor Trustee of The Banker Trust dated April 20, 1992, Fillmore C. Marks, Trustee of The Fillmore and Barbara Marks 1992 Trust, Fillmore Douglas Marks, William C. Marks, and Bradford F. Marks, tenants in common, collectively as landlord, for a ten year extension term, commencing on November 1, 2019, through October 31, 2029, for the continued use by the San Francisco Public Utilities Commission at the monthly base rent of \$48,160 for a total annual base rent of \$577,920. (Public Utilities Commission)
(Fiscal Impact)

Resolution No. 267-19

ADOPTED by the following vote:

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

190456 [Grant Agreement Amendment - Wu Yee Children's Services - Early Care and Education Integrated Services - \$39,559,034]

Resolution approving the first amendment to the grant agreement between the City and County of San Francisco and Wu Yee Children's Services for the provision of early care and education integrated services to support the City's implementation of the San Francisco Citywide Plan For Early Care and Education, to increase the amount by \$7,440,303 for a total amount of \$39,559,034 to commence July 1, 2019, for the total term of July 1, 2017, through June 30, 2020. (Human Services Agency)
(Fiscal Impact)

Resolution No. 268-19

ADOPTED by the following vote:

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

President Yee requested File Nos. 190484 and 190485 be called together.

190484 [Grant Agreement - San Francisco In-Home Supportive Service Public Authority - Provider Benefits and Administration Contract Approval - Not to Exceed \$255,912,584]

Resolution authorizing the Executive Director of the Human Services Agency to execute a grant agreement between the City and County of San Francisco, by and through its Human Services Agency, and San Francisco In-Home Supportive Services (IHSS) Public Authority for the provision of administration, health, and dental benefits to IHSS independent providers for the period of July 1, 2019, through June 30, 2022, in an amount not to exceed of \$255,912,584. (Human Services Agency)
(Fiscal Impact)

Resolution No. 270-19

ADOPTED by the following vote:

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

190485 [Grant Agreement Amendment - Homebridge - Contract Mode In-Home Supportive Services and Provider Skill Development Training and Supports - Not to Exceed \$90,722,855]

Resolution approving a first amendment to the grant agreement between the City and County of San Francisco and Homebridge, for the provision of contract mode in-home supportive services and provider skill development training and supports; to increase the amount by \$23,749,925 for a total amount not to exceed \$90,722,855; and to extend the term from June 30, 2019, for a total agreement term of April 1, 2017, through June 30, 2020. (Human Services Agency) (Fiscal Impact)

Resolution No. 271-19

ADOPTED by the following vote:

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

190487 [Participation Agreement - California Mental Health Services Authority - Tech Suite Mental Health Services Act Innovation Program - Not to Exceed \$1,197,821]

Resolution authorizing the Director of Health to enter into a participation agreement between San Francisco Department of Public Health Behavioral Health Services and the California Mental Health Services Authority, for the Tech Suite Mental Health Services Act Innovation Program for the development of technology-based mental health solutions intended to increase access to mental health support to underserved communities, for an amount not to exceed \$1,197,821 for the term of June 1, 2019, through June 30, 2022. (Public Health Department)

Resolution No. 272-19

ADOPTED by the following vote:

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

190502 [Real Property Master Lease - JELANI INC. - 1601 Quesada Avenue - \$217,200 Initial Year]

Sponsors: Mayor; Walton

Resolution approving a master lease of a building consisting of approximately 10,225 square feet located at 1601 Quesada Avenue, with JELANI INC., a California non-profit public benefit corporation as landlord, for an initial ten-year term, to commence following Board approval no later than September 30, 2019, at a base rent of \$18,100 per month (\$217,200 per year), plus two additional terms of ten years each, increased annually by 1%, for use by the Department of Homelessness and Supportive Housing for the purpose of creating transitional housing to serve pregnant women experiencing homelessness in San Francisco; finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1.; and adopting California Environmental Quality Act findings. (Fiscal Impact)

Resolution No. 263-19

ADOPTED by the following vote:

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

Recommendations of the Government Audit and Oversight Committee

190392 [Administrative Code - Juvenile Hall Closure]

Sponsors: Walton; Ronen, Haney, Mar, Peskin, Fewer, Brown and Safai

Ordinance amending the Administrative Code to require the City to close Juvenile Hall by December 31, 2021, expand community-based alternatives to detention, and provide a rehabilitative, non-institutional place or places of detention, in locations approved by the Court, to establish a working group for the development of a Juvenile Hall closure plan, and to establish the Youth Justice Reinvestment Fund to support community-based alternatives to detention and also support the working group; and affirming the Planning Department's determination under the California Environmental Quality Act.

Privilege of the floor was granted unanimously to Chief Allen Nance (Juvenile Probation Department) and Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Safai requested an amendment to modify the wording to the pending amendments proposed by Supervisor Walton, on Page 5, Lines 12-15, by adding 'Additionally, notwithstanding the foregoing, the City may not close Juvenile Hall until the Board of Supervisors has approved by resolution a final plan following the submission of such a plan by the Close of Juvenile Hall Working Group as provided in Section 5.40-6(d).' Supervisor Walton accepted this amendment, and made a motion to approve the entirety of the amendments as a whole.

Supervisor Walton, seconded by Supervisor Ronen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 5, Lines 7-15, by adding verbiage to require the Department of Human Resources to provide notice to the unions representing affected employees, and submit certification to the Clerk of the Board that applicable meet-and-confer obligations have been met, and adding verbiage requiring the Working Group report be submitted and accepted by Board Resolution prior to the closure; on Page 14, Line 1, by adding 'request that the Director', on Lines 9-10, by striking 'A final report shall be submitted', and adding 'The Working Group shall submit the final plan', and on Lines 11-13, by adding 'The Plan shall be accompanied by a proposed resolution accepting the plan, and the Board may act by resolution to accept, reject, or modify the plan.'; on Page 15, Line 8, by striking 'fee revenue dedicated to', and adding 'monies appropriated for', and Lines 20-24, by adding a new 'Section 5. Undertaking For The General Welfare .'; 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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

Noes: 1 - Stefani

Supervisors Mandelman, Peskin, and Safai were noted absent at 3:50 p.m.

190468 [Assessment Ballots for City Parcels - North of Market/Tenderloin Community Benefit District]

Sponsor: Haney

Resolution authorizing the Mayor or their designee(s) to cast an assessment ballot in the affirmative for the proposed renewal and expansion of a property and business improvement district to be named the North of Market/Tenderloin Community Benefit District, with respect to certain parcels of real property owned by the City that would be subject to assessment in said District.

Resolution No. 269-19

ADOPTED by the following vote:

Ayes: 8 - Brown, Fewer, Haney, Mar, Ronen, Stefani, Walton, Yee

Absent: 3 - Mandelman, Peskin, Safai

Recommendation of the Land Use and Transportation Committee

190391 [Administrative Code - Requirements for Mills Act Applications]

Sponsor: Peskin

Ordinance amending the Administrative Code to allow applications for Mills Act contracts for historic properties to be filed concurrently with applications for designation of the same properties; and affirming the Planning Department's determination under the California Environmental Quality Act.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Brown, Fewer, Haney, Mar, Ronen, Stefani, Walton, Yee

Absent: 3 - Mandelman, Peskin, Safai

Recommendations of the Public Safety and Neighborhood Services Committee

President Yee requested File Nos. 190304 and 190329 be called together.

190304 [Liquor License Transfer - 168-186 Eddy Street - Dalda's Market]

Resolution determining that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Dalda's Inc., doing business as Dalda's Market, located at 168-186 Eddy Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and 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. 264-19

ADOPTED by the following vote:

Ayes: 8 - Brown, Fewer, Haney, Mar, Ronen, Stefani, Walton, Yee

Absent: 3 - Mandelman, Peskin, Safai

190329 [Liquor License - 55 Taylor Street - Center for New Music]

Resolution determining that the issuance of a Type-64 special on-sale general theater liquor license to the Center for New Music, Inc., doing business as the Center for New Music, located at 55 Taylor 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 impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 265-19

ADOPTED by the following vote:

Ayes: 8 - Brown, Fewer, Haney, Mar, Ronen, Stefani, Walton, Yee

Absent: 3 - Mandelman, Peskin, Safai

Recommendations of the Rules Committee**190496 [Administrative Code - Office of Sexual Harassment and Assault Response and Prevention]**

Sponsor: Ronen

Ordinance amending the Administrative Code to change the Office of Sexual Harassment and Assault Response and Prevention ("Office") from a department directly under the Human Rights Commission to a division of the Human Rights Commission Department directly under the Executive Director of the Human Rights Commission; and modifying the appointment process for the Director of the Office.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Brown, Fewer, Haney, Mar, Ronen, Stefani, Walton, Yee

Absent: 3 - Mandelman, Peskin, Safai

190410 [Mayoral Appointment, Successor Agency Commission (Commonly Known as Commission on Community Investment and Infrastructure) - Bivett Brackett]

Motion approving the Mayor's appointment of Bivett Brackett to the Successor Agency Commission (commonly known as the Commission on Community Investment and Infrastructure), for the unexpired portion of a four-year term ending November 3, 2020. (Clerk of the Board) (Ordinance No. 215-12, Section 6(b), provides that this member shall be appointed by the Mayor and subject to confirmation by the majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal date: April 12, 2019)

Motion No. M19-095

APPROVED by the following vote:

Ayes: 8 - Brown, Fewer, Haney, Mar, Ronen, Stefani, Walton, Yee

Absent: 3 - Mandelman, Peskin, Safai

Supervisors Mandelman, Peskin, and Safai were noted present at 3:57 p.m.

190414 [Appointment, Ethics Commission - Lateef Hasani Gray]

Motion appointing Lateef Hasani Gray, term ending February 1, 2023, to the Ethics Commission.
(Rules Committee)

Motion No. M19-096

APPROVED by the following vote:

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

Referred Without Recommendation from the Rules Committee**181042 [Health, Administrative Codes - Housing Conservatorships]**

Sponsors: Mayor; Mandelman, Brown, Stefani and Safai

Ordinance amending the Health Code to authorize procedures for the appointment of a conservator for a person incapable of caring for the person's own health and well-being due to a serious mental illness and substance use disorder, and designating the City Attorney to institute judicial proceedings to establish housing conservatorships; and amending the Administrative Code to establish the Housing Conservatorship Working Group to conduct an evaluation of the City's implementation of the housing conservatorship program.

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

Supervisor Mandelman, seconded by Supervisor Haney, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Lines 3-4, by adding the definition of 'Care Team'; on Page 5, Line 19, through Page 6, Line 2, by adding 'subsection (h)' requiring an evaluation of eligibility for a Housing Conservatorship that provides alternative offers for voluntary treatment; on Page 6, Lines 12-25, by adding a new 'Section 4.134. Maximizing Engagement in Voluntary Treatment.'; on Page 9, Lines 22-23, by adding verbiage to require the Working Group to meet at least once every four months; on Page 10, Line 24, through Page 11, Line 5, by requiring the following additional information be included in the Workgroup Group's evaluation: the number of detentions for evaluations and treatment, and where a detention for evaluation and treatment was performed; on Page 11, Lines 9-12, by adding verbiage requiring the Working Group to submit an annual report to the Mayor and Board of Supervisors; 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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

Noes: 1 - Walton

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

Supervisor Brown, seconded by Supervisor Mandelman, 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 Brown introduced, welcomed, and presented a Certificate of Honor to Robert M. Leon, Executive Director (Haight Ashbury Street Fair), in recognition of his many accomplishments and continued advocacy of the Haight-Ashbury neighborhood.

Supervisor Mandelman introduced, welcomed, and presented a Certificate of Honor to Harry Breaux, one of the City's eldest long-term HIV survivors, in recognition of his many efforts and continued advocacy bringing awareness to the HIV epidemic.

COMMITTEE REPORTS

Recommendation of the Land Use and Transportation Committee

190567 [Planning Code - Interim Zoning Moratorium on Change of Nighttime Entertainment Use - One Maritime Plaza Area]

Sponsors: Peskin; Yee, Ronen, Safai, Stefani, Haney, Fewer, Mandelman, Brown, Mar and Walton

Urgency ordinance approving an interim zoning moratorium for 45 days on changes of nighttime entertainment use in the One Maritime Plaza area bounded by Jackson Street to the north, Sacramento Street to the south, Drumm Street to the west, and Sansome Street to the east; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Pursuant to California Government Code, Section 65858(a), this matter requires a four-fifths vote of the full membership of the Board of Supervisors (9 votes) for passage.)

Ordinance No. 106-19

FINALLY PASSED by the following vote:

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

Recommendation of the Rules Committee

190453 [Mayoral Appointment, Municipal Transportation Agency Board of Directors - Steve Heminger]

Motion approving/rejecting the Mayor's nomination for the appointment of Steve Heminger to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2023. (Clerk of the Board)

(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing, with no timeframe to confirm specified. Transmittal Date: May 1, 2019.)

Motion No. M19-097

APPROVED 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.

Appointment of President Pro Tempore

At the request of President Yee, Supervisor Peskin assumed the chair at 4:30 p.m. The President resumed the chair at 4:37 p.m.

PUBLIC COMMENT

Mr. Wright; expressed concerns regarding homelessness, mental health services, and the need for affordable housing.

Michelle Yen; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Chow Siu; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Wong Chu Mei; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Cecilia Chen; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Serena Teng; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Doria Lew; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Vincent Ko; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Don Bing Jon; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Jenny Chin; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Susan; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Szen Jun; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Namdesh; shared concerns regarding the plight of taxi medallion holders because of transportation network companies.

Speaker; shared concerns regarding the plight of taxi medallion holders because of transportation network companies.

Nell Soon; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Gigi; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Flynn Win; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

David Po; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Tao Tsho; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Joe Bain; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Annie Yee; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Mario Siu; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke on concerns regarding illegal activity in front of a certain convenience store.

Hanna Shomai; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Jenny; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Grace; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Amir Chin; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Sho Chin Lee; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Eddie Lao; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Robert; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Yeu Shin; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Lee; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; shared various thoughts with the Board.

Latrine Vasco; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Yao Ming; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Ramon; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Maggie; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Shu Yen Fong; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Michael Yin; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Jen Yu; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Susanna; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station

(File No. 190615).

Patricia Zheng; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Tilly Chao; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Amro Shen; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Speaker; spoke in opposition to the Resolution urging the naming of Chinatown Rose Pak Station (File No. 190615).

Appointment of President Pro Tempore

At the request of President Yee, Supervisor Ronen assumed the chair at 6:31 p.m. The President resumed the chair at 6:51 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

190583 [Supporting California State Senate Bill No. 39 (Hill) - Tobacco Products]

Sponsor: Walton

Resolution supporting California State Senate Bill No. 39, authored by Senator Jerry Hill and co-authored by Senators Steve Glazer and Anthony Portantino, to require tobacco products to be delivered only in a container that is conspicuously labeled as being a tobacco product that requires the signature of a person 21 years of age or older; and require before completing a delivery, a specified entity shall obtain the signature of a person 21 years of age or older upon delivering the product to the recipient's or purchaser's address, as specified.

Resolution No. 273-19

ADOPTED

190591 [Designating San Francisco Arts Commission as the State-Local Partner with California Arts Council]

Sponsor: Stefani

Resolution designating the San Francisco Arts Commission as the City and County of San Francisco agency serving as the state-local partner with the California Arts Council from June 30, 2019, through June 29, 2020.

Resolution No. 274-19

ADOPTED

190607 [Final Map 8731 - 5M Project Phase One]

Motion approving phased Final Map 8731, 5M Project, PID 8731 - Phase No. 1, relating to portions of the 5M Project, the merger and vertical subdivision of existing Assessor's Parcel Block No. 3725, Lot Nos. 005, 006, 008, 009, 043 through 047, 077, 097, and 098 resulting in eight lots intended for commercial, open space, and public right-of-way uses, subject to specified conditions; approving a Public Improvement Agreement related to the Final Map; and acknowledging findings pursuant to the General Plan, and eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-098

APPROVED

190608 [Final Map 9769 - 915 Minna Street]

Motion approving Final Map 9769, a 49 residential unit condominium project, located at 915 Minna Street, being a subdivision of Assessor's Parcel Block No. 3510, Lot No. 058; and adopting findings pursuant to the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-099

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 Ronen requested that File No. 190581 be severed so that it may be considered separately.

190581 [Urging Specific Citywide Cooperative Living Opportunities for Mental Health Priorities in the FYs 2019-2020 and 2020-2021 Budgets]

Sponsors: Ronen; Haney and Yee

Resolution urging the Mayor to fund the Cooperative Living Opportunities for Mental Health Program in the FYs 2019-2020 and 2020-2021 budgets, and using excess Education Revenue Augmentation Fund revenues received by the City and County of San Francisco.

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

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

Supervisor Walton requested that File No. 190582 be severed so that it may be considered separately.

190582 [Supporting California State Senate Bill No. 38 (Hill) - Flavored Tobacco Products]

Sponsor: Walton

Resolution supporting California State Senate Bill No. 38, authored by Senator Jerry Hill and co-authored by Senators Steve Glazer, Mike McGuire, and Anthony Portantino, to restrict sales of flavored e-cigarettes and all other flavored tobacco products to combat use by youths.

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

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

Supervisor Peskin requested that File No. 190615 be severed so that it may be considered separately.

190615 [Urging Naming the Central Subway's Chinatown Station the "Chinatown Rose Pak Station"]

Sponsor: Peskin

Resolution urging San Francisco Municipal Transportation Agency to name the Central Subway's Chinatown Station the "Chinatown Rose Pak Station."

Resolution No. 275-19

ADOPTED 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

190617 [Proposed Interim Budget and Appropriation Ordinance for Departments - FYs 2019-2020 and 2020-2021]

Sponsor: Mayor

Proposed Interim Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2019, for the FYs ending June 30, 2020, and June 30, 2021.

(Fiscal Impact)

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190618 [Proposed Interim Annual Salary Ordinance - FYs 2019-2020 and 2020-2021]

Sponsor: Mayor

Proposed Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2020, and June 30, 2021, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations.

(Fiscal Impact)

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190619 [Budget and Appropriation Ordinance for Departments - FYs 2019-2020 and 2020-2021]

Sponsor: Mayor

Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2019, for the FYs ending June 30, 2020, and June 30, 2021.

(Fiscal Impact)

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190620 [Annual Salary Ordinance - FYs 2019-2020 and 2020-2021]**Sponsor: Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2020, and June 30, 2021, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.
(Fiscal Impact)

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190623 [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]**Sponsor: Mayor**

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2019.

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190624 [Authorizing Refunding Certificates of Participation, Series 2019-R1 - Multiple Capital Improvement Projects - Not to Exceed \$160,000,000]**Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series from time to time, on a tax-exempt or taxable basis, evidencing and representing an aggregate principal amount of not to exceed \$160,000,000 to refinance certain certificates of participation that financed various capital improvement projects and finance certain additional capital improvements; approving the form of a Third Supplement to Trust Agreement between the City and County of San Francisco and U.S. Bank National Association, as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of a Third Supplement to Property Lease and a Third Supplement to Project Lease, each between the City and the Trustee for the lease and lease back of all or a portion of certain real property and improvements located at 375 Laguna Honda Boulevard or other property as determined by the Director of Public Finance; approving the form of two separate Escrow Agreements (including certain indemnities contained therein), between the City and U.S. Bank National Association, as escrow agent ("Escrow Agent"); approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates of Participation; approving the form of an official statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith, as defined herein.
(Fiscal Impact)

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190625 [Appropriation - Public Utilities Commission - \$12,218,229 - De-Appropriation and Re-Appropriation - Expenditures of \$2,431,505 - Port Commission and Airport Commission - FY2019-2020]

Sponsor: Mayor

Ordinance appropriating \$12,218,229 in the Public Utilities Commission, de-appropriating and re-appropriating \$2,127,062 in the Airport Commission, and de-appropriating and re-appropriating \$304,443 in the Port Commission; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for \$12,195,582 in the Public Utilities Commission appropriations approval, \$453,770 in the Airport Commission re-appropriations approval, and for \$139,396 in the Port Commission re-appropriations, pursuant to Charter, Section 9.113(c).

(Pursuant to Charter, Section 9.113(c), this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve such appropriation ordinance for passage.)

(Fiscal Impact)

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190626 [Appropriation - Refunding Certificates of Participation - \$160,000,000 - Deappropriation - Series 2009A and 2009B - \$16,500,000 - Re-Appropriation - Series 2019-R1 - \$176,500,000 - FY2019-2020]

Sponsor: Mayor

Ordinance appropriating \$160,000,000 of one or more series of Refunding Certificates of Participation proceeds, de-appropriating Series 2009A and 2009B Certificates of Participation of prior reserve funds of \$16,500,000 and re-appropriating Refunding Certificates of Participation Series 2019-R1 of \$176,500,000 and placing these funds on Controller's Reserve pending the sale of the Certificates of Participation for FY2019-2020.

(Fiscal Impact)

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190627 [Fire Code - Fire Department Fee Amendment]

Sponsor: Mayor

Ordinance amending the Fire Code to increase fees for certain Fire Department services; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190628 [Park Code - Marina Guest Docking Fees]

Sponsor: Mayor

Ordinance amending the Park Code to permit the Recreation and Park Department General Manager to set guest docking fees at the Marina Small Craft Harbor by flexible pricing based on certain factors; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190629 [Park Code - Non-Resident Fees at Certain Specialty Attractions]**Sponsor: Mayor**

Ordinance amending the Park Code to permit the Recreation and Park Department General Manager to set non-resident adult admission fees for the Japanese Tea Garden, the Coit Tower Elevator, the Conservatory Of Flowers, and the San Francisco Botanical Garden by flexible pricing based on certain factors; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190630 [Park Code - Temporary Surcharge - Japanese Tea Garden]**Sponsor: Mayor**

Ordinance amending the Park Code to permit the Recreation and Park Department General Manager to impose a surcharge of \$1 per non-resident adult visitor at the Japanese Tea Garden to fund the restoration of that facility, until such time as the restoration is complete; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190631 [Administrative Code - Eliminating Fines for Overdue Library Materials]**Sponsor: Mayor**

Ordinance amending the Administrative Code to eliminate fines for overdue library books and other materials and equipment, and forgiving outstanding patron debt for overdue fines. (Fiscal Impact)

05/31/19; RECEIVED.

06/04/19; ASSIGNED to Budget and Finance Committee.

190639 [Memorandum of Understanding - Service Employees International Union, Local 1021: Staff & Per Diem Nurses]**Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021: Staff & Per Diem Nurses, to be effective July 1, 2019, through June 30, 2022. (Human Resources Department)

05/31/19; RECEIVED FROM DEPARTMENT.

06/04/19; ASSIGNED to Government Audit and Oversight Committee.

190640 [Memorandum of Understanding - Teamsters, Local 856: Supervising Registered Nurses]**Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856: Supervising Registered Nurses, to be effective July 1, 2019, through June 30, 2022. (Human Resources Department)

05/31/19; RECEIVED FROM DEPARTMENT.

06/04/19; ASSIGNED to Government Audit and Oversight Committee.

190654 [Street and Public Service Easement Vacation Order - Mission Rock Project]**Sponsors: Mayor; Haney**

Ordinance ordering the street vacation of the entirety of Seawall Lot 337 (located east of Third Street between China Basin Channel and Mission Rock Street, including China Basin Park) and portions of Terry A. Francois Boulevard along with public service easements in connection with the Mission Rock Project; reserving various temporary rights in favor of the City and PG&E, subject to conditions specified in this Ordinance; authorizing official acts in connection with this Ordinance, as defined herein; adopting findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

06/04/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/4/2019.

190656 [Administrative Code - Establish Low Carbon Fuel Standard Credits Sales Fund - Authorizing Agreements to Sell Low Carbon Fuel Standard Credits - Public Utilities Commission]**Sponsor: Mayor**

Ordinance delegating authority under Charter, Section 9.118(a), to the General Manager of the Public Utilities Commission to enter into one or more agreements to sell Low Carbon Fuel Standard Credits accrued by the Municipal Transportation Agency when revenue from such an agreement will be \$1,000,000 or more; and amending the Administrative Code to establish a Low Carbon Fuel Standard Credits Sales Fund to receive funds from the credits sales for use in connection with projects that will reduce San Francisco's carbon footprint and/or advance its sustainability goals.

06/04/19; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 7/4/2019.

190657 [Administrative Code - San Francisco Special Tax Financing Law - Port of San Francisco]**Sponsor: Mayor**

Ordinance amending the San Francisco Administrative Code Special Tax Financing Law, constituting Article 43.10, to authorize special tax financing of certain facilities and services related to property in the jurisdiction of the Port of San Francisco.

06/04/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/4/2019.

190658 [Administrative Code - Ban on City-Funded Travel to and City Contracts Involving States With Restrictive Abortion Laws]**Sponsors: Brown; Fewer, Stefani, Mandelman, Haney, Yee, Ronen, Walton, Safai, Mar and Peskin**

Ordinance amending the Administrative Code to prohibit City-funded travel to states that have enacted laws that prohibit abortion prior to the viability of the fetus, and to prohibit City contracting with companies headquartered in states that have enacted such laws, or where work on the contract would be performed in such states; and making technical amendments regarding the travel and contracting provisions of this ban, which also apply to the existing ban on City-funded travel to and City contracts involving states with laws that discriminate based on sexual orientation, gender identity, or gender expression.

06/04/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/4/2019.

190659 [Transportation Code - Fee Waiver for Sunday Streets]**Sponsor: Mandelman**

Ordinance amending Division I of the Transportation Code to waive all fees other than Municipal Transportation Agency fees for Sunday Streets events.

06/04/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/4/2019.

190660 [Campaign and Governmental Conduct Code - Public Campaign Financing]**Sponsor: Mar**

Ordinance amending the Campaign and Governmental Conduct Code to increase the matching ratio for campaign contributions raised by candidates participating in the City's public financing program and the amount of public funds available for those candidates.

(Pursuant to Campaign and Governmental Conduct Code, Section 3.204, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

(Fiscal Impact; No Budget and Legislative Analyst Report)

06/04/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/4/2019.

190661 [Planning Code - Permitting Polk/Pacific Special Area Design Guidelines]**Sponsor: Peskin**

Ordinance amending the Planning Code to reference the Polk/Pacific Special Area Design Guidelines; affirming the Planning Department's determination under the California Environmental Quality Act; adopting 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. (Planning Commission)

06/04/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/4/2019.

RESOLUTIONS

190566 [Resolution to Establish (Renew and Expand) - Civic Center Community Benefit District]**Sponsors: Mayor; Haney and Brown**

Resolution to establish (renew and expand) the property-based business improvement district known as the "Civic Center Community Benefit District," ordering the levy and collection of assessments against property located in that district for 15 years commencing with FY2019-2020, subject to conditions as specified; and affirming the Planning Department's determination under the California Environmental Quality Act. (Department of Economic and Workforce Development)

06/04/19; RECEIVED AND ASSIGNED to Board of Supervisors.

190621 [Proposed Interim Budget - Office of Community Investment and Infrastructure, operating as Successor Agency to the San Francisco Redevelopment Agency - FY2019-2020]**Sponsor: Mayor**

Resolution approving the Proposed Interim Budget of the Office of Community Investment and Infrastructure, operating as the Successor Agency to the San Francisco Redevelopment Agency, for FY2019-2020.

05/31/19; RECEIVED.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190622 [Office of Community Investment and Infrastructure, operating as Successor Agency to the San Francisco Redevelopment Agency - FY2019-2020 Budget - Bond Issuance Not to Exceed \$40,714,400]

Sponsor: Mayor

Resolution approving the FY2019-2020 Budget of the Office of Community Investment and Infrastructure ("OCII"), operating as the Successor Agency to the San Francisco Redevelopment Agency; and approving the issuance of Bonds by OCII in an aggregate principal amount not to exceed \$40,714,400.

05/31/19; RECEIVED.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190632 [Access Line Tax Adjustment - Consumer Price Index of 2019]

Sponsor: Mayor

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2019, and adjusting the Access Line Tax by the same rate. (Controller)

05/31/19; RECEIVED.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190633 [Proposition J Contract Certification - Specified Contracted-Out Services Previously Approved]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by a private contractor for a lower cost than similar work performed by City and County employees, for the following services: budget analyst (Board of Supervisors); citywide custodial services (excluding City Hall), citywide security services, central shops security, convention facilities management (General Services Agency - City Administrator); security services at Building Design and Construction, and Infrastructure Design and Construction (Public Works); mainframe system support (General Services Agency - Technology); security services (Human Services Agency); security services (Homelessness and Supportive Housing); food services for jail inmates (Sheriff); and assembly of vote-by-mail envelopes (Department of Elections). (Controller)

05/31/19; RECEIVED.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190634 [Accept and Expend Grant - State Transportation Development Act, Article 3 - Pedestrian and Bicycle Projects - \$972,338]

Sponsor: Mayor

Resolution authorizing the acceptance and expenditure of State Transportation Development Act, Article 3, Pedestrian and Bicycle Project funding for FY2019-2020, in the amount of \$972,338 which includes \$486,169 for Public Works and \$486,169 for the San Francisco Municipal Transportation Agency, for the term of July 1, 2019, through June 30, 2022.

05/31/19; RECEIVED.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190635 [Apply for, Accept, and Expend Grant - California Department of Housing and Community Development - California SB 2 Planning Grant Program - \$625,000]**Sponsor: Mayor**

Resolution authorizing the Planning Department, on behalf of the City and County of San Francisco, to apply for, accept, and expend \$625,000 in SB 2 Planning Grant Program funds from the California Department of Housing and Community Development for citywide planning projects that streamline housing approvals and accelerate housing production, for the period of July 1, 2019, through June 30, 2022.

05/31/19; RECEIVED.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190636 [Accept and Expend Grants - Recurring State Grant Funds - Department of Public Health - FY2019-2020]**Sponsor: Mayor**

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2019-2020. (Public Health Department)
(Fiscal Impact; No Budget and Legislative Analyst Report)

05/31/19; RECEIVED.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190637 [Homelessness and Supportive Housing Fund - FYs 2019-2020 and 2020-2021 Expenditure Plans]**Sponsor: Mayor**

Resolution approving the FYs 2019-2020 and 2020-2021 Expenditure Plans for the Department of Homelessness and Supportive Housing Fund. (Department of Homelessness and Supportive Housing)

(Fiscal Impact; No Budget and Legislative Analyst Report)

05/31/19; RECEIVED.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190638 [Accept and Expend Grant - Friends of San Francisco Public Library - Annual Grant Award, FY2019-2020 - Up to \$807,820 of In-Kind Gifts, Services, and Cash Monies]**Sponsor: Mayor**

Resolution authorizing the San Francisco Public Library to accept and expend a grant in the amount of up to \$807,820 of in-kind gifts, services, and cash monies from the Friends of the San Francisco Public Library for direct support for a variety of public programs and services in FY2019-2020. (Public Library)

05/31/19; RECEIVED.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190652 [Resolution of Intent - Street and Public Easement Vacation - Mission Rock Project]**Sponsors: Mayor; Haney**

Resolution declaring the intent of the Board of Supervisors to order the street vacation for the entirety of Seawall Lot 337 (located east of Third Street between China Basin Channel and Mission Rock Street, including China Basin Park) and portions of Terry A. Francois Boulevard along with public service easements in connection with the Mission Rock Project; and setting a hearing date for the Board of Supervisors to sit as a Committee of the Whole on September 3, 2019, at 3:00 p.m. for all persons interested in the proposed vacation of said street areas and public service easements.

06/04/19; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

190662 [Assessment Ballots for City Parcels - Civic Center Community Benefit District]**Sponsors: Mayor; Haney and Brown**

Resolution authorizing the Mayor or her designee(s) to cast assessment ballots in the affirmative for the proposed formation (renewal and expansion) of a property and business improvement district to be named the Civic Center Community Benefit District, with respect to certain parcels of real property owned by the City that would be subject to assessment in said district.

06/04/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

190663 [Agreement Amendment - Transbay Joint Powers Authority - Municipal Transportation Agency - Transbay Transit Center Program Services - No Additional Cost]**Sponsor: Mayor**

Resolution approving the Fourth Amendment to Contract No. CS-159 between the Municipal Transportation Agency and the Transbay Joint Powers Authority for Transbay Transit Center Program Services pursuant to Charter, Section 9.118, to extend the term of the agreement for a total term of July 21, 2009, through December 31, 2019, and reallocate funding within task budgets at no additional cost. (Municipal Transportation Agency)

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190600 [Amendment to Memorandum of Understanding - San Francisco Local Agency Formation Commission - Term Extension]**Sponsor: Fewer**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute the fourth amendment to the Memorandum of Understanding with the San Francisco Local Agency Formation Commission, extending the term by one year, for a total agreement term of 12 years through FY2019-2020, with no change to the total amount not to exceed \$2,100,000 pursuant to Charter, Section 9.118. (Public Utilities Commission)

05/17/19; RECEIVED FROM DEPARTMENT.

06/04/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

190664 [Ocean Avenue Community Benefit District - Annual Report - FY2017-2018]**Sponsor: Yee**

Resolution receiving and approving the annual report for the Ocean Avenue Community Benefit District for FY2017-2018, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. (Department of Economic and Workforce Development)

06/04/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

MOTION

190665 [Initiative Ordinance - Administrative Code - Mental Health SF]

Sponsors: Ronen; Haney, Mar, Walton, Yee and Brown

Motion ordering submitted to the voters at an election to be held on November 5, 2019, an Ordinance amending the Administrative Code to establish Mental Health SF, a universal mental health program designed to provide access to mental health services, substance use treatment, and psychiatric medications to all San Franciscans; and to establish the Mental Health SF Implementation Working Group to advise the Mental Health Board, the Department of Public Health, the Health Commission, the San Francisco Health Authority, and the Board of Supervisors on the design and implementation of Mental Health SF.

06/04/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/4/2019.

REQUESTS FOR HEARING

190641 [Hearing - Mayor's Proposed Interim Budget for Departments - FYs 2019-2020 and 2020-2021]

Sponsor: Mayor

Hearing to consider the Mayor's Proposed Interim Budget for the Departments of the City and County of San Francisco for FYs 2019-2020 and 2020-2021.

05/31/19; RECEIVED.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190666 [2019 General Obligation Affordable Housing Bond Report]

Sponsor: Yee

Hearing on the proposed 2019 General Obligation Housing Bond Report; and requesting the Mayor's Office of Housing and Community Development to report.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

190563 [Hearing - Committee of the Whole - Downtown Community Benefit District - July 16, 2019]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 16, 2019, at 3:00 p.m., to consider establishment of a property-based assessment district to be known as the Downtown Community Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15; scheduled pursuant to Resolution No. 237-19; adopted on May 14, 2019. (Clerk of the Board)

05/14/19; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

190565 [Hearing - Committee of the Whole - Renewal and Expansion - Civic Center Community Benefit District - July 16, 2019]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 16, 2019, at 3:00 p.m., to consider the renewal and expansion of a property-based business improvement district known as the Civic Center Community Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15; scheduled pursuant to Resolution No. 250-19, adopted on May 21, 2019. (Clerk of the Board)

05/21/19; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

Introduced at the Request of a Department

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

PROPOSED ORDINANCES**190594 [Planning Code - Reorganization of Chinatown Mixed Use Districts]**

Ordinance amending the Planning Code to revise the zoning control tables of the Chinatown Mixed Use Districts to make them consistent with those in Articles 2 and 7, to apply the use definitions in Section 102, to set an abandonment period for use size maximums, and to allow General Entertainment and Nighttime Entertainment Uses with conditional use authorization; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302. (Planning Commission)

05/14/19; RECEIVED FROM DEPARTMENT.

06/04/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/4/2019.

190595 [Settlement of Lawsuit - Gwendolyn Woods - \$400,000]

Ordinance authorizing settlement of the lawsuit filed by Gwendolyn Woods against the City and County of San Francisco for \$400,000; the lawsuit was filed on December 11, 2015, in United States District Court, Case No. 15-cv-05666; entitled Gwendolyn Woods v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

05/17/19; RECEIVED FROM DEPARTMENT.

06/04/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

190596 [Settlement of Lawsuit - De'Mario Grant - \$175,000]

Ordinance authorizing settlement of the lawsuit filed by De'Mario Grant against the City and County of San Francisco for \$175,000; the lawsuit was filed on September 20, 2017, in the United States District Court, Northern Division of California, Case No. 3:17-CV-04869-WHA; entitled De'Mario Grant v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

05/17/19; RECEIVED FROM DEPARTMENT.

06/04/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

190597 [Contracting Process - Treasure Island Wastewater Treatment Plant - Waiver of Certain Administrative Code Provisions]

Ordinance waiving certain provisions in Administrative Code, Sections 6.61 and 6.64, and Chapter 21, as applied to the proposed design and construction of the Treasure Island Wastewater Treatment Plant ("Plant") to authorize the Public Utilities Commission to: procure operation and maintenance services for the Plant and for the associated collection system in one procurement in addition to design and construction services for the Plant under Administrative Code, Section 6.61; waive Administrative Code, Section 21.3 requirements that general services be awarded to the lowest responsible, responsive bidder; waive the Administrative Code, Section 21.9(a)(2), prohibition against having a solicitation for general or professional services be more than ten years, as applicable to the operations and maintenance portion of the contract; waive Administrative Code, Section 6.64, as applicable to procurement of as-needed construction services as applicable to the maintenance portion of the contract; waive Administrative Code, Section 6.61(c)(5), as applicable to procurement of trade packages for construction of the Plant; state that the award of the operations and maintenance contract will be subject to the approval of the Board of Supervisors pursuant to Charter, Section 9.118; and adopt findings under the California Environmental Quality Act. (Public Utilities Commission)

05/24/19; RECEIVED FROM DEPARTMENT.

06/04/19; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 7/4/2019.

190598 [Public Works Code - Personal Wireless Service Facility Site Permits]

Ordinance amending the Public Works Code to modify the requirements for obtaining Personal Wireless Service Facility Site Permits; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Works)

05/24/19; RECEIVED FROM DEPARTMENT.

06/04/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/4/2019.

PROPOSED RESOLUTIONS

190599 [Contract Amendment - Manatron, Inc. - Maintenance of Government Revenue Management Software - Not to Exceed \$2,275,548]

Resolution authorizing the Office of the Treasurer & Tax Collector to amend a service and maintenance contract with Manatron, Inc. for government revenue management software, to extend to a ten-year term with an additional four-year option to extend, increasing the contract amount by \$1,265,607 for a total amount not to exceed \$2,275,548 to commence upon Board of Supervisors and Mayoral approval for the period of July 1, 2014, through June 30, 2024.

(Treasurer-Tax Collector)

(Fiscal Impact; No Budget and Legislative Analyst Report)

05/17/19; RECEIVED FROM DEPARTMENT.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190601 [Mental Health Services Act Annual Update - FY2019-2020]

Resolution authorizing adoption of the San Francisco Mental Health Services Act Annual Update FY2019-2020. (Public Health Department)

05/20/19; RECEIVED FROM DEPARTMENT.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190602 [Grant Agreement Amendment - San Francisco Unified School District - Preschool for All - \$17,956,847]

Resolution approving the second amendment of the grant between the City and County of San Francisco and the San Francisco Unified School District for the provision of preschool support and staff training, to increase the amount by \$7,979,733 for a total amount of \$17,956,847 and to extend the grant term by two years to commence July 1, 2019, for the total agreement term of July 1, 2016, through June 30, 2021. (Human Services Agency)

(Fiscal Impact; No Budget and Legislative Analyst Report)

05/17/19; RECEIVED FROM DEPARTMENT.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190603 [Grant Agreement Amendment - Wu Yee Children's Services - Early Head Start/Head Start Support Services - \$11,365,730]

Resolution approving the first amendment of the grant between the City and County of San Francisco and Wu Yee Children's Services for the provision of Early Head Start and Head Start support services to support the City's implementation of the San Francisco Citywide Plan For Early Care and Education, to increase the amount by \$4,122,076 for a total amount of \$11,786,599 and extend the grant term by one year to commence July 1, 2019, for the total agreement term of July 1, 2017, through June 30, 2020. (Human Services Agency)

(Fiscal Impact)

05/17/19; RECEIVED FROM DEPARTMENT.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190604 [Agreement Amendment - DXC Technology Services, LLC - County California Welfare Information Network Consortium - \$88,287,848]

Resolution authorizing the Human Service Agency's to continue its membership in the 18 County California Welfare Information Network (CalWIN) Consortium and approving the Maintenance and Operations Agreement amendment with DXC Technology Services, LLC, and the Welfare Client Data System Consortium Counties for the City's share of the oversight of the DXC Technology contract for CalWIN; and authorizing the Executive Director of the Human Services Agency to expand the expenditure authority from \$82,571,463 to an additional amount of \$5,716,385 for the period from February 1, 2020, through January 31, 2023, for a total project budget of \$88,287,848 for the period of July 1, 1999, through January 31, 2023. (Human Services Agency)
(Fiscal Impact)

05/21/19; RECEIVED FROM DEPARTMENT.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190605 [Master Lease of City Property - Yerba Buena Gardens Conservancy -Yerba Buena Gardens - \$1.00 Annual Base Rent]

Resolution approving and authorizing the Director of Property to execute a master lease agreement between the City and County of San Francisco, as landlord, and the Yerba Buena Gardens Conservancy, a California nonprofit public benefit corporation, as tenant, for the lease of City-owned real property and improvements, collectively known as Yerba Buena Gardens at an annual base rent of \$1.00 for a total term to commence upon approval from the Board of Supervisors and Mayor, through September 1, 2061; finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting California Environmental Quality Act findings. (Real Estate Department)

05/22/19; RECEIVED FROM DEPARTMENT.

05/31/19; TRANSFERRED to Land Use and Transportation Committee.

06/04/19; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

190606 [Lease Agreement - Rylo Management, LLC - Terminal 3 Boarding Area F Café Lease - a Small Business Enterprise Set-Aside - Lease No. 19-0054 - \$310,000 Minimum Annual Guarantee]

Resolution approving the Terminal 3 Boarding Area F Café Lease - a Small Business Enterprise Set-Aside - Lease No. 19-0054, between Rylo Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten years to commence upon Board approval, and a minimum annual guarantee of \$310,000 for the first year of the Lease. (Airport Commission)

05/22/19; RECEIVED FROM DEPARTMENT.

06/04/19; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

In Memoriams

Sean Adams - Supervisor Fewer

Carl Miller - Supervisor Fewer

Jerome Trowbridge - Supervisor Fewer

William Cowan Jr. - Supervisor Fewer

Victims of the May 31st Shooting at Virginia Beach - Supervisor Stefani

ADJOURNMENT

There being no further business, the Board adjourned at the hour 7:30 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 July 9, 2019.

Angela Calvillo, Clerk of the Board