

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, December 17, 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

SANDRA LEE FEWER, MATT HANEY, RAFAEL MANDELMAN,
GORDON MAR, AARON PESKIN, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI,
CATHERINE STEFANI, SHAMANN WALTON

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Budget and Finance Committee

Supervisors Fewer, Stefani, Mandelman

Wednesday

10:00 AM

Government Audit and Oversight Committee

Supervisors Mar, Peskin

1st and 3rd Thursday

10:00 AM

Joint City, School District, and City College Select Committee

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

2nd Friday

10:00 AM

Land Use and Transportation Committee

Supervisors Peskin, Safai, Preston

Monday

1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mandelman, Stefani, Walton

2nd and 4th Thursday

10:00 AM

Rules Committee

Supervisors Ronen, Walton, Mar

Monday

10:00 AM

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

Members Present: Sandra Lee Fewer, Matt Haney, Rafael Mandelman, Gordon Mar, Aaron Peskin, Dean Preston, 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, December 17, 2019, with President Norman Yee presiding.

President Yee called the meeting to order at 2:02 p.m.

ROLL CALL AND PLEDGE OF ALLEGIANCE

On the call of the roll, Supervisors Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, and Yee were noted present.

Supervisor Fewer was noted not present.

A quorum was present.

Supervisor Fewer was noted present at 2:03 p.m.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that the November 5, 2019, Election has been certified, a Certificate of Election was delivered and an Oath of Office administered to the newly elected District 5 Supervisor, Dean Preston, and a communication has been received from the Controller confirming that certification of surety bond requirements was established, pursuant to Administrative Code, Article IX, Section 16.122.

APPROVAL OF MEETING MINUTES

President Yee inquired whether any Member of the Board had any corrections to the November 5, 2019, or November 12, 2019, Regular Board Meeting Minutes as they were presented. There were no corrections requested from any Member of the Board.

Supervisor Fewer, seconded by Supervisor Safai, moved to approve the November 5, 2019, and November 12, 2019, Regular Board Meeting Minutes as presented. The motion carried by the following vote, following general public comment:

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

AGENDA CHANGES

There were no agenda changes.

President Yee took a moment to address the Board and announce new Board of Supervisors Committee assignments, effective immediately, as follows:

BUDGET AND FINANCE COMMITTEE

*Supervisor Fewer, Chair
Supervisor Walton, Vice Chair
Supervisor Mandelman*

BUDGET AND APPROPRIATIONS COMMITTEE

*Supervisor Fewer, Chair
Supervisor Walton, Vice Chair
Supervisor Mandelman
Supervisor Yee
Supervisor Ronen*

LAND USE AND TRANSPORTATION COMMITTEE

*Supervisor Peskin, Chair
Supervisor Safai, Vice Chair
Supervisor Preston*

RULES COMMITTEE

*Supervisor Ronen, Chair
Supervisor Stefani, Vice Chair
Supervisor Mar*

GOVERNMENT AUDIT AND OVERSIGHT COMMITTEE

*Supervisor Mar, Chair
Supervisor Peskin, Vice Chair
Supervisor Haney*

PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE

*Supervisor Mandelman, Chair
Supervisor Stefani, Vice Chair
Supervisor Walton*

JOINT CITY, SCHOOL DISTRICT, AND CITY COLLEGE SELECT COMMITTEE

*Supervisors Haney, Chair
Supervisor Fewer, Vice Chair
Supervisor Mar, Alternate*

Recommendations of the Budget and Finance Committee

191013 [Transportation Code - Mobility Device Permit Requirement]

Sponsor: Mayor

Ordinance amending the Transportation Code to establish a violation for operating a Shared Mobility Device Service without a permit or other authorization from the Municipal Transportation Agency, and to repeal certain parking restrictions related to stationless bicycle share programs and powered scooter share programs; and affirming the Planning Department's determination under the California Environmental Quality Act.

Ordinance No. 288-19

FINALLY PASSED

191148 [Administrative Code - Mental Health SF]

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

Ordinance amending the Administrative Code to establish Mental Health SF, a mental health program designed to provide access to mental health services, substance use treatment, and psychiatric medications to all adult residents of San Francisco with mental illness and/or substance use disorders who are homeless, uninsured, or enrolled in Medi-Cal or Healthy San Francisco; to establish an Office of Private Health Insurance Accountability to advocate on behalf of privately insured individuals not receiving timely and appropriate mental health care under their private health insurance; to provide that Mental Health SF shall not become operative until either the City's budget has exceeded the prior year's budget by 13%, or the voters have approved a tax that will sufficiently finance the program, or the Board of Supervisors has approved the appropriation of general funds to finance the program; 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.

(Fiscal Impact)

Ordinance No. 300-19

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

191060 [Settlement of Lawsuit - Joan Frost - \$105,000 - Appropriation - Wastewater Enterprise Fund Balance]

Ordinance authorizing settlement of the lawsuit filed by Joan Frost against the City and County of San Francisco for \$105,000; the lawsuit was filed on August 3, 2018, in San Francisco Superior Court, Case No. CGC-18-568679; entitled Joan Frost v. The City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from a motor vehicle collision; and appropriating \$105,000 from the San Francisco Public Utilities Commission Wastewater Enterprise fund balance for payment of settlement. (City Attorney)

Ordinance No. 292-19

FINALLY PASSED

191061 [Settlement of Lawsuit - Pacific Bell Telephone Company - \$124,500]

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company against the City and County of San Francisco for \$124,500; the lawsuit was filed on April 4, 2019, in San Francisco Superior Court, Case No. CGC-19-575041; entitled Pacific Bell Telephone Company v. City and County of San Francisco; the lawsuit involves a pipe leak that damaged plaintiff's equipment. (City Attorney)

Ordinance No. 293-19

FINALLY PASSED

191138 [Settlement of Lawsuit - Manconia Green - \$82,500]

Ordinance authorizing settlement of the lawsuit filed by Manconia Green against the City and County of San Francisco for \$82,500; the lawsuit was filed on July 25, 2017, in the San Francisco County Superior Court, Case No. CGC-17-560392; entitled Manconia Green v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

Ordinance No. 299-19

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee**191017 [Housing Code - Heat Requirements in Residential Rental Units]**

Sponsor: Peskin

Ordinance amending the Housing Code to revise the requirements for heating in residential rental units; and affirming the Planning Department's determination under the California Environmental Quality Act.

Ordinance No. 290-19

FINALLY PASSED

191106 [Administrative Code - Annual Report on Job Growth and Housing Production]

Sponsors: Mar; Haney, Fewer, Safai, Walton and Preston

Ordinance amending the Administrative Code to require an annual report analyzing the fit between housing needs associated with job growth by wages in San Francisco and housing production by affordability in the City.

Supervisors Walton and Preston requested to be added as co-sponsors.

Ordinance No. 297-19

FINALLY PASSED

191107 [Business and Tax Regulations Code - Extending Temporary Suspension of Business Registration and Fee for Transportation Network Company Drivers and Taxi Drivers]

Sponsor: Peskin

Ordinance amending the Business and Tax Regulations Code to extend through FY2020-2021 the temporary suspension of the application of the business registration and fee requirements to transportation network company drivers and taxi drivers.

Ordinance No. 298-19

FINALLY PASSED

Recommendations of the Rules Committee

190869 [Administrative Code - Farmers' Markets and Flea Markets]

Ordinance amending the Administrative Code to affirm the County Agricultural Commissioner's authority under state law to certify and inspect farmers' markets and producers, and to enforce state law governing the direct marketing of agricultural products to consumers; replace the County Agricultural Commissioner with the Director of Property as the operator of City-operated farmers' markets and flea markets; eliminate the allocation of space at farmers' markets for the distribution of surplus commodities to needy persons; increase the permit fees for certified producers and other vendors; and increase the permit fees for farmers' market operators. (City Administrator)

Ordinance No. 285-19

FINALLY PASSED

191000 [Administrative Code - Right to Affordable Housing Unit in a Revitalized Housing Development]

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

Ordinance amending the Administrative Code to clarify the right of current households to occupy replacement housing units, provide a priority to former households of an existing public housing development to return to a revitalized housing development, and provide a priority to current and former households of an existing public housing development to occupy a new affordable housing unit.

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

Ordinance No. 287-19

FINALLY PASSED

**191105 [Administrative Code - Extending Eviction Control to Units Constructed After 1979]
Sponsors: Haney; Fewer, Ronen, Walton, Mandelman and Preston**

Ordinance amending the Administrative Code to apply eviction controls to units that are exempt from rent increase limitations because they first received a certificate of occupancy after June 13, 1979, or have undergone a substantial rehabilitation; clarifying the law's application to units with pending notices to vacate; extending the City's current residential rental unit fee to these units; making non-substantive, technical changes; and making findings as required by the Tenant Protection Act of 2019.

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

Ordinance No. 296-19

FINALLY PASSED

191174 [Police Code - Cannabis Regulation]

Ordinance amending the Police Code to, among other things, 1) create a Cannabis Nursery Permit; 2) prohibit equity applicants from applying for a Cannabis Business Permit through a cooperative; 3) clarify where in the processing order the Office will review and process Cannabis Business Permit applications from holders of Temporary Cannabis Business Permits and Medical Cannabis Dispensaries; 4) prohibit Cannabis Retailers from using business names likely to attract minors as customers or mislead the public into believing that the business is authorized to sell products to minors; 5) remove the requirement that a Cannabis Business Permit application be denied following any violation of Article 16 of the Police Code, and instead require permit denial after a refusal to remediate an Article 16 violation of which they have been notified by the Office; 6) require Cannabis Distributors to notify the Office when they learn that Cannabis products in their possession have failed state testing standards; and affirming the Planning Department's determination under the California Environmental Quality Act. (City Administrator)

Ordinance No. 301-19

FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

191033 [Administrative, Public Works, Police Codes - Establishing Office of Emerging Technology - Requiring Permits for Using Emerging Technology Devices on Public Right-of-Ways]

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

Ordinance amending the Administrative Code to create an Office of Emerging Technology within Public Works; amending the Public Works Code to require a permit to obstruct the public right-of-way within Public Works' jurisdiction; amending the Administrative Code to codify the Public Works Director's authority to take official actions, as defined herein, including adopting regulations for the pilot operation of emerging technology devices; amending the Public Works Code and Police Code to provide for administrative, civil, and criminal penalties for unlawful obstruction of the public right-of-way, including operation of emerging technology devices without a required permit; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Fiscal Impact)

Supervisors Preston and Haney requested to be added as co-sponsors.

Ordinance No. 291-19

FINALLY PASSED by the following vote:

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

Recommendation of the Government Audit and Oversight Committee

191102 [Health, Administrative Codes - City-Operated Adult Residential Facility]

Sponsors: Ronen, Haney, Walton, Peskin, Mar, Mandelman, Safai, Yee, Fewer and Preston

Ordinance amending the Health Code to require the Department of Public Health to maintain and operate at full capacity an adult residential facility ("ARF") with no fewer than 41 beds; and amending the Administrative Code to establish the Adult Residential Facility Working Group to advise the Board of Supervisors and the Mayor regarding resident care, training, workplace conditions, and staffing at the ARF located at 887 Potrero Avenue.

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

Ordinance No. 295-19

FINALLY PASSED by the following vote:

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

Recommendation of the Land Use and Transportation Committee

191016 [Planning Code - 100% Affordable Housing and Educator Housing Streamlining Program]

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

Ordinance amending the Planning Code to require at least half of residential units in Educator Housing projects to have two or more bedrooms, to eliminate the requirement that Educator Housing projects have a minimum amount of three-bedroom units, conditioned on the passage of Proposition E in the November 5, 2019, Municipal Consolidated Election; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.

(Pursuant to Planning Code, Section 206.9(h), this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

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

Ordinance No. 289-19

FINALLY PASSED by the following vote:

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

Recommendations of the Rules Committee

190926 [Administrative Code - Acquisition, Retention, and Use of Surveillance Technology]

Sponsor: Peskin

Ordinance amending Chapter 19B of the Administrative Code, governing the City's acquisition, retention, and use of surveillance technology, to allow the acquisition and retention of face recognition technology under certain conditions; to preclude legal relief for alleged violations of Chapter 19B that the City timely cured following notice; and to authorize the City Administrator to adopt implementing standards to guide departments in compliance with Chapter 19B's restrictions on the acquisition, retention, and use of surveillance technology.

Ordinance No. 286-19

FINALLY PASSED by the following vote:

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

191072 [Administrative Code - Budget Approval Process]**Sponsors: Fewer; Mar, Mandelman, Walton, Ronen, Yee, Haney and Preston**

Ordinance amending the Administrative Code to modify the process for the City's adoption of the annual budget by requiring City agencies to hold public hearings prior to submission of their proposed budgets to the Controller and the Mayor; requiring the Mayor to submit to the Board of Supervisors a description of the Mayor's budget priorities after holding a public hearing regarding those priorities; and requiring the Controller to maintain a public website with information about the City's budget process.

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

Ordinance No. 294-19**FINALLY PASSED by the following vote:**

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

NEW BUSINESS**Recommendations of the Budget and Finance Committee****191099 [Updated Emergency Declaration - Repair Southeast Treatment Plant Final Effluent Force Main - Total Estimated Cost Not to Exceed \$5,500,000]**

Resolution approving an updated emergency declaration of the San Francisco Public Utilities Commission pursuant to Administrative Code, Sections 6.60 and 21.15, to repair the Southeast Treatment Plant Final Effluent Force Main for a total estimated cost not to exceed \$5,500,000. (Public Utilities Commission)
(Fiscal Impact)

Resolution No. 546-19**ADOPTED by the following vote:**

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

191186 [Accept and Expend In-Kind Gift - Consulting Services - Google, Inc. - \$750,000]**Sponsors: Mayor; Stefani**

Resolution authorizing the Department of Technology to accept an in-kind gift of consulting services from Google, Inc., for a term of six months to commence upon Board approval, valued at \$750,000. (Department of Technology)

Resolution No. 548-19**ADOPTED by the following vote:**

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

Recommendations of the Government Audit and Oversight Committee

190398 [Opposing California State Senate Bill No. 50 (Wiener) - Housing Development: Incentives - Unless Amended]

Sponsors: Mar; Mandelman, Yee, Fewer, Peskin, Walton, Ronen, Haney and Preston

Resolution opposing California State Senate Bill No. 50, authored by Senator Scott Wiener, which would undermine community participation in planning for the well-being of the environment and the public good, prevent the public from recapturing an equitable portion of the economic benefits conferred to private interests, and significantly restrict San Francisco's ability to protect vulnerable communities from displacement and gentrification, unless further amended.

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

Resolution No. 541-19

ADOPTED by the following vote:

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Stefani, Walton, Yee

Noes: 1 - Safai

191025 [Assessment Ballots for City Parcels - Noe Valley Community Benefit District]

Sponsor: Mandelman

Resolution authorizing the Mayor or her designee to cast an assessment ballot in the affirmative for the proposed formation of a property and business improvement district to be named the Noe Valley 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. 545-19

ADOPTED by the following vote:

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

Recommendation of the Land Use and Transportation Committee

190974 [Green Building Code - Energy Performance in Newly Constructed Buildings]

Sponsor: Mandelman

Ordinance amending the Green Building Code to establish energy performance requirements for certain new building construction; adopting environmental findings, and findings of local conditions under the California Health and Safety Code and the California Public Resources Code; and directing the Clerk of the Board of Supervisors to forward the Ordinance to state agencies as required by state law.

Privilege of the floor was granted unanimously to Charles Sheehan (Department of the Environment) who responded to questions raised throughout the discussion.

PASSED ON FIRST READING by the following vote:

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

Referred Without Recommendation from the Land Use and Transportation Committee

President Yee requested File Nos. 190681 and 190682 be called together. During the discussions on these matters, Anne Taupier (Office of Economic and Workforce Development), Elizabeth Dietrich (Office of the City Attorney), Mike Grisso (Kilroy Realty), Jeanne Bose (Flower Mart), Adam Engelskirchen (Capiterra Group, Inc.), and Jon Givner (Office of the City Attorney) were unanimously granted privilege of the floor to respond to questions raised.

Supervisor Ronen was noted absent at 5:35 p.m. and for the remainder of the meeting.

Supervisor Ronen Excused from Attendance

Supervisor Peskin, seconded by Supervisor Safai, moved that Supervisor Ronen be excused beginning at 5:35 p.m. and for the remainder of the meeting. The motion carried by the following vote:

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

190681 [Planning Code, Zoning Map - Flower Mart - 2000 Marin Street Special Use District] **Sponsor: Haney**

Ordinance amending the Planning Code and Zoning Map to establish the 2000 Marin Street Special Use District (Assessor's Parcel Block No. 4346, Lot No. 003), and to create additional Key Site exceptions for the Flower Mart site, located on the southern half of the block north of Brannan Street between 5th Street and 6th Street (Assessor's Parcel Block No. 3778, Lot Nos. 001B, 002B, 004, 005, 047, and 048); 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.

PASSED ON FIRST READING by the following vote:

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

190682 [Development Agreement - KR Flower Mart, LLC - Flower Mart - 5th and Brannan Streets]**Sponsor: Haney**

Ordinance approving a Development Agreement between the City and County of San Francisco and KR Flower Mart, LLC, a Delaware limited liability company, for the development of an approximately 6.5-acre site located at 5th Street and Brannan Street, with various public benefits including a new on-site or off-site wholesale flower market; making findings under the California Environmental Quality Act, findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); approving the receipt and expenditure of funds for an off-site new wholesale flower market as set forth in the Development Agreement, as applicable; approving the development impact fees for the project and waiving certain Planning Code fees and requirements for a temporary flower market; confirming compliance with or waiving certain provisions of Administrative Code, Chapter 56; and ratifying certain actions taken in connection therewith, as defined herein.

Supervisor Peskin, seconded by Supervisor Safai, moved to AMEND the Development Agreement to correct a typographical error; provide clarifications regarding the establishment of a design review dispute resolution process to guide the build out of the new Flower Market facility, and that the annual payment of \$200,000 in SOMA Street Cleaning Funds for a period of ten years will be paid into a fund designated by the Controller, in consultation with the District 6 Supervisor, to support pressure washing and/or steam cleaning of sidewalks and street cleaning efforts in SOMA, as designated by the District 6 Supervisor in consultation with Public Works; and reflect updates to the exhibits, including the legal description of the Brannan Street property, the phasing plans of both Scenario A & B, the updated impact fee calculations, the key obligations under the Tri-Party Agreement, specifications for buildout of the improvements under Scenario A, and the Declaration of Restrictions that bind the project sponsor to adhere to the below market rent schedule reflected in the post-development lease negotiated with the Flower Mart. The motion carried by the following vote:

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

Excused: 1 - Ronen

PASSED ON FIRST READING, after acceptance of the amendments to the Development Agreement, by the following vote:

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

Excused: 1 - Ronen

Recommendations of the Rules Committee**191223 [Appointment, Commission on the Aging Advisory Council - Allen Cooper]**

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

Motion No. M19-189

APPROVED by the following vote:

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

191224 [Appointments, Street-Level Drug Dealing Task Force - Lindsay LaSalle, Janet Ector, Teresa Lynn Friend, Pedro Vidal Flores, Curtis Bradford, Porsha Dixson, Louie Hammonds, Max Young, and Thomas Wolf]

Motion appointing Lindsay LaSalle, Janet Ector, Teresa Lynn Friend (residency requirement waived), Pedro Vidal Flores, Curtis Bradford, Porsha Dixson, Louie Hammonds, Max Young, and Thomas Wolf, for indefinite terms, to the Street-Level Drug Dealing Task Force. (Rules Committee)

Motion No. M19-190

APPROVED by the following vote:

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

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

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

Supervisor Haney introduced, welcomed, and presented a Certificate of Honor to Stuart Schuffman, Editor in Chief of "Broke-Ass Stuart," in recognition of ten years and more than 10,000 published articles as a writer and poet memorializing the fun, and sharing how to live cheap, in San Francisco.

Supervisor Fewer introduced, welcomed, and presented a Certificate of Honor to Woody LaBounty, a founder of the Western Neighborhoods Project, in recognition of his longtime advocacy of San Francisco's westside neighborhoods and recordation of its oral histories. Supervisors Yee and Peskin shared in this commendation.

Supervisor Stefani introduced, welcomed, and presented a Certificate of Honor to Tirtza and Barry Pearl in recognition of their civil disobedience at the United States Senate to draw attention to the lack of action on common sense gun violence prevention legislation.

Supervisor Ronen introduced, welcomed, and presented Certificates of Honor to the 701 Alabama Consortium - comprised of Myrna Melgar (Jamestown Community Center), Luis Granados (Mission Economic Development Agency), Sam Ruiz (Mission Neighborhood Centers, Inc.), and Tracy Brown-Gallardo (Mission Language and Vocational School) - in recognition of their efforts and accomplishments purchasing and preserving Centro Social Obrero, a historic social services site in the Mission District. Supervisors Walton and Safai shared in this commendation.

Supervisor Mandelman introduced, welcomed, and presented a Certificate of Honor to the San Francisco Fire Department in recognition of their heroic efforts and actions combatting the four-alarm fire in the heart of the Castro District on November 16, 2019.

President Yee introduced, welcomed, and presented a Certificate of Honor to Jon Givner, Deputy City Attorney (Office of the City Attorney), in recognition of his tremendous service providing legal advice to the Board of Supervisors during the past seven years, and to congratulate him on his new role at the Government Law Division. Supervisors Peskin, Ronen, Mandelman, Walton, Fewer, Stefani, Safai, Haney, and Mar shared in this commendation.

COMMITTEE REPORTS

Recommendation of the Public Safety and Neighborhood Services Committee

191173 [Liquor License Transfer - 3060 Fillmore Street - Indie Superette]

Resolution determining that the transfer of a Type-20 off-sale beer and wine liquor license to 3060 Fillmore Market LLC, doing business as Indie Superette, located at 3060 Fillmore Street (District 2), will serve the public convenience or necessity of the City and County of San Francisco; 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. 547-19

ADOPTED by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

During roll call for introductions, privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

PUBLIC COMMENT

Speaker; shared concerns regarding homelessness and the need for veteran navigation centers.

Speaker; shared concerns regarding homelessness and the need for veteran navigation centers.

Walter Paulson; shared in song various thoughts and experiences.

Ronald Masalas; shared concerns regarding service and class cuts at City College of San Francisco.

Mara Strauss; shared concerns regarding service and class cuts at City College of San Francisco.

Speaker; shared concerns regarding service and class cuts at City College of San Francisco.

Speaker; shared concerns regarding service and class cuts at City College of San Francisco.

Jessica Nguyen; shared concerns regarding service and class cuts at City College of San Francisco.

Speaker; shared concerns regarding service and class cuts at City College of San Francisco.

Krista Duran; shared concerns regarding the Department of Public Health and emergency room nurses.

Julie; shared concerns regarding the Department of Public Health and emergency room nurses.

Speaker; expressed the need to work collaboratively to effectuate change.

Speaker; shared concerns regarding a whistleblower complaint against a non-profit organization that is not ADA compliant.

Itaya Adian; expressed the need to assist the homeless with services and housing.

Pastor Michael Williams; expressed gratitude for the support of the United Council of Human Services.

Kristen Gutierrez; expressed the need for housing assistance.

Sara Walker; expressed support of the Resolution urging Congress to pass legislation providing and expanding family support visas (File No. 191270).

Pastor Emma Lozano; expressed support of the Resolution urging Congress to pass legislation providing and expanding family support visas (File No. 191270).

Sara Greenwald; shared concerns regarding the climate change emergency.

Otto Duffy; congratulated the new Board and shared thoughts on the changes.

Charles Pitts; expressed the need to assist the homeless with services and housing.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

191226 [Board of Supervisors Regular Meeting Schedule - 2020]

Motion establishing the 2020 Board of Supervisors Regular Meeting Schedule pursuant to Board of Supervisors Rules of Order, Sections 4.2, and 4.2.1, by cancelling the Regular Board meetings of January 21, February 18, May 26, and October 13, and November 24; and all Regular Board and Committee meetings during the spring, summer and winter breaks from March 30 through April 3, August 3 through September 7, and December 16, 2020, through January 4, 2021; and further suspending portions of Board Rule 4.2 to effectuate certain dates within the regular meeting schedule to augment the flow of business. (Clerk of the Board)

Motion No. M19-191

APPROVED

191270 [Urging the United States Congress to Pass Legislation Providing and Expanding Family Support Visas]**Sponsors: Fewer; Ronen, Walton, Peskin, Mar, Mandelman, Haney, Stefani, Yee and Preston**

Resolution calling upon the United States Congress to pass legislation providing and expanding family support visas to undocumented or Temporary Protected Status recipient parents of United States citizen children or Deferred Action for Childhood Arrivals eligible children, to allow them and their children to stay and work in the United States with a path to citizenship.

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

Resolution No. 542-19**ADOPTED****191272 [Urging the United States House of Representatives to Adopt the Articles of Impeachment Against Donald J. Trump]****Sponsors: Mandelman; Preston**

Resolution urging the United States House of Representatives to adopt the Articles of Impeachment against Donald J. Trump for the charges of abuse of power and obstruction of Congress.

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

Resolution No. 544-19**ADOPTED****191274 [Approval of a 90-Day Extension for Planning Commission Review of the Geary-Masonic Special Use District (File No. 191002)]****Sponsor: Stefani**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 191002) amending the Planning Code to modify the Geary-Masonic Special Use District regarding minimum parking requirements, ground floor ceiling heights, and to allow payment of an inclusionary housing fee; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.

Resolution No. 549-19**ADOPTED****191242 [Final Map 9797 - 863 Haight Street]**

Motion approving Final Map 9797, a five residential unit condominium project, located at 863 Haight Street, being a subdivision of Assessor's Parcel Block No. 1239, Lot No. 029; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-193**APPROVED**

191243 [Final Map 9922 - 225-227 Shipley Street]

Motion approving Final Map 9922, a nine residential unit condominium project, located at 225-227 Shipley Street, being a subdivision of Assessor's Parcel Block No. 3753, Lot No. 492; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-194

APPROVED

191244 [Final Map No. 10101 - 5M Project Phase Two]

Motion approving phased Final Map No. 10101, 5M Project, PID 8731-Phase No. 2 relating to portions of the 5M Project, a three lot merger and public improvement project, located at 434 Minna Street and 44 Mary Street, being a merger of Assessor's Parcel Block No. 3725, Lot Nos. 089 through 091; and entitling Assessor's Parcel Block No. 3725, Lot No. 127, for development purposes; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M19-192

APPROVED

The foregoing items were acted upon by the following vote:

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

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Haney requested that File No. 191271 be severed so that it may be considered separately.

191271 [Urging Zuckerberg San Francisco General Hospital and Trauma Center to Improve Hospital Staff and Standards of Patient Care]

Sponsors: Haney; Walton, Mar, Yee, Ronen, Fewer, Preston, Mandelman, Stefani and Safai
Resolution urging the Zuckerberg San Francisco General Hospital administration to demonstrate a commitment to patient care by increasing Attending Physicians and Non-Resident Providers to focus on Resident Physician and Nurse wellness.

Supervisors Preston, Mandelman, Stefani, and Safai requested to be added as co-sponsors.

Supervisor Haney, seconded by Supervisor Stefani, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Lines 4-5, by striking 'and Non-Resident Providers', Line 11, by adding 'and nurses', and Line 12, by striking 'physician'; on Page 2, Lines 3-8, by adding 'WHEREAS, The Nurse Staffing and Hiring Side Letter agreed to between the City and County of San Francisco and the SEIU, Local 1021, Staff and Per Diem Nurses states the city "will work with DHR to identify and prioritize filling budgeted, approved nurse vacancies. Actions may include, but shall not be limited to, identifying and remediating sources of delays in hiring"; and', and Line 25, by adding 'address hiring delays'; and Page 3, Lines 3-6, by adding 'and, be it FURTHER RESOLVED, That the Board of Supervisors hereby directs the Clerk of the Board to transmit copies of this Resolution to Zuckerberg San Francisco General Hospital accordingly.' The motion carried by the following vote:

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

Resolution urging the Zuckerberg San Francisco General Hospital administration to demonstrate a commitment to patient care by increasing Attending Physicians to focus on Resident Physician and Nurse wellness.

Resolution No. 543-19

ADOPTED AS AMENDED by the following vote:

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

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

191279 [Administrative Code - Designation Under Health Insurance Portability and Accountability Act (HIPAA)]

Sponsor: Mayor

Ordinance amending the Administrative Code to designate the City and County of San Francisco ("City") as a hybrid entity under the Health Insurance Portability and Accountability Act of 1996 ("HIPAA"); to require the City Administrator to prepare a report identifying those City departments, and/or divisions thereof, that would qualify as covered entities or business associates under HIPAA, for approval by resolution of the Board of Supervisors; and to require the City Administrator to develop, maintain, and administer a citywide HIPAA compliance policy.

12/17/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/16/2020.

191259 [Planning Code, Zoning Map - 542-550 Howard Street]**Sponsor: Haney**

Ordinance amending the Planning Code and Zoning Map to rezone and reclassify a portion of the 542-550 Howard Street project site (Assessor's Parcel Block No. 3721, Lot Nos. 016, 135, 136, and 138), also known as Transbay Parcel F and as shown on Figure 1 of the Transit Center District Plan, specifically to rezone a portion of the project site from the P (Public) District to the C-3-O (SD) Downtown Office Special Development District and to reclassify the height and bulk district designations for a portion of the project site; waiving certain provisions of the Planning Code to allow the project's required inclusionary affordable housing units to be provided off-site within the Transbay Redevelopment Project Area, subject to certain conditions, and to permit the footprint of the portion of the project site dedicated to dwellings to exceed 15,000 square feet; adopting findings 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.

12/10/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/9/2020.

12/17/19; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

190418 [Administrative Code - Navigation Centers for the Homeless]**Sponsors: Haney; Ronen, Mar, Walton and Preston**

Ordinance amending the Administrative Code to require the Department of Homelessness and Supportive Housing (HSH) to open a Navigation Center within six months in each of two supervisorial districts where no Navigation Center currently exists, and to open at least one Navigation Center within 30 months in each supervisorial district where no Navigation Center currently exists; to revise the operational standards for Navigation Centers by, among other things, allowing Navigation Centers to serve up to 130 residents, specifying that each Navigation Center must allow residents to reside at the Center for at least 90 days, and to continue in residence so long as they are participating in assigned services; to require each Navigation Center to develop a "Good Neighbor Policy" and a plan to conduct outreach to people experiencing homelessness in the neighborhood surrounding the Center; to require HSH to develop "Fair Share Siting Criteria" to inform the selection of sites for Navigation Centers; to provide that the Shelter Monitoring Committee shall have the power and duty to visit and monitor conditions at Navigation Centers, in addition to shelters; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Fiscal Impact; No Budget and Legislative Analyst Report)

04/16/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/16/2019.

04/22/19; REFERRED TO DEPARTMENT.

05/02/19; RESPONSE RECEIVED.

05/24/19; TRANSFERRED to Government Audit and Oversight Committee.

12/17/19; SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

191280 [Amended and Restated Land Disposition and Acquisition Agreement - Exchange of 639 Bryant Street for 2000 Marin Street]**Sponsor: Haney**

Ordinance approving an Amended and Restated Land Disposition and Acquisition Agreement with 2000 Marin Property, L.P. for the City's transfer of real property at 639 Bryant Street (Assessor's Parcel Block No. 3777, Lot No. 052) under the jurisdiction of the San Francisco Public Utilities Commission in exchange for real property at 2000 Marin Street (Assessor's Parcel Block No. 4346, Lot No. 003), subject to several conditions, including the reimbursement of certain transaction costs; waiving the Administrative Code, Section 23.3, appraisal and fair market value requirements; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings under the California Environmental Quality Act, including the adoption of a Mitigation Monitoring and Reporting Program.

12/17/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/16/2020.

191260 [Planning Code, Zoning Map - Establishing 12 Named Neighborhood Commercial Districts]**Sponsors: Ronen; Fewer, Walton, Haney, Preston, Yee, Peskin and Safai**

Ordinance amending the Planning Code to establish 1) the Inner Balboa Street Neighborhood Commercial District (NCD) generally including the properties along Balboa Street between 2nd and 8th Avenues, 2) the Outer Balboa Street NCD generally including the properties along Balboa Street between 32nd and 39th Avenues, 3) the Bayview NCD generally including the properties along 3rd Street from Yosemite to Jerrold Avenues, 4) the Cortland Avenue NCD generally including the properties along Cortland Avenue between Bonview and Folsom Streets, 5) the Geary Boulevard NCD generally including the properties along Geary Boulevard between Masonic and 28th Avenues, 6) the Mission Bernal NCD generally including the properties along Mission Street between Cesar Chavez and Randall Streets, 7) the San Bruno Avenue NCD generally including the properties along San Bruno Avenue between Hale and Olmstead Streets, 8) the Cole Valley NCD generally including the properties along Cole Street from Frederick to Grattan Streets and some parcels north of Carl Street and south of Parnassus, 9) the Lakeside Village NCD generally including the properties along Ocean Avenue between Junipero Serra Boulevard to 19th Avenue, 10) the Lower Haight Street NCD generally including the properties along Haight Street between Webster and Steiner Streets, 11) the Lower Polk Street NCD generally including non-contiguous properties along Polk Street from Geary Boulevard to Golden Gate Avenue with frontage on Geary Boulevard, Golden Gate Avenue, and other side streets, and 12) the Inner Taraval NCD generally including the properties along Taraval Street from 19th to Forest Side Avenues; amending the Zoning Map to include the new Neighborhood Commercial Districts; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

12/10/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/9/2020.

12/17/19; REFERRED TO DEPARTMENT.

12/17/19; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

191281 [Administrative Code - Tenant Buyout Agreements]**Sponsors: Ronen; Preston, Fewer, Haney and Peskin**

Ordinance amending the Administrative Code to classify certain types of unlawful detainer settlement agreements as "Buyout Agreements;" require the Rent Board to provide more information on the disclosure form that landlords must give to tenants before buyout negotiations commence; require landlords to give the disclosure form to tenants a certain number of days before the Buyout Agreement is executed and to verify to the Rent Board that the disclosures were provided; and allow a tenant to invalidate any provision of the Buyout Agreement in which the tenant waived their rights if the landlord did not timely file the Buyout Agreement with the Rent Board.

12/17/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/16/2020.

191282 [Police Code - Existing Exemption to Paid Parental Leave Ordinance]**Sponsors: Stefani; Yee**

Ordinance amending the Police Code to make an existing exemption to the Paid Parental Leave Ordinance for employers with fully paid family leave policies consistent with recent changes to state law.

12/17/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/16/2020.

191283 [Police and Public Works Codes - Administrative Penalties and Fines for Illegal Dumping]**Sponsors: Walton; Fewer, Haney and Safai**

Ordinance amending the Public Works Code to authorize the Public Works Director to impose administrative penalties and fines for illegal dumping and to provide for additional enforcement remedies for illegal dumping; amending the Public Works Code to expand the definition of illegal dumping to capture electronic waste and to clarify that each act of illegal dumping constitutes a separate violation subject to abatement or enforcement actions; amending the Police Code to provide procedures for assessment and collection of administrative penalties for illegal dumping; and affirming the Planning Department's determination under the California Environmental Quality Act.

12/17/19; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 1/16/2020.

191284 [Health Code - Sugar-Sweetened Beverage Warning for Advertisements]**Sponsor: Walton**

Ordinance amending the Health Code by amending the Sugar-Sweetened Beverage (SSB) Warning Ordinance to 1) update the statement of findings and purpose; 2) revise the definition of Advertiser; 3) reduce the required warning size; 4) modify the required warning text; 5) require use of a translated version of the warning text on certain SSB advertisements in languages other than English; 6) remove exemptions for certain types of SSB advertisements; and 7) revise the enforcement provisions.

12/17/19; ASSIGNED to Public Safety and Neighborhood Services Committee.

191285 [Planning Code - Lot Mergers, Neighborhood Notice, and Zoning Controls]**Sponsor: Yee**

Ordinance amending the Planning Code to require consideration of smaller commercial spaces when creating large lots, limiting lot frontages to 50 feet on Ocean Avenue, creating an exception from neighborhood notices for certain uses in the Ocean Avenue Neighborhood Commercial Transit District, and adding Arts Activity as a use to the Ocean Avenue Neighborhood Commercial Transit District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

12/17/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/16/2020.

RESOLUTIONS**191286 [Public Trust Exchange Agreement - California State Lands Commission - Exchange of Certain Streets in the Vicinity of the Transbay Terminal for Certain Fisherman's Wharf Streets]****Sponsor: Mayor**

Resolution approving and authorizing a Trust Exchange Agreement with the California State Lands Commission that would remove the public trust from certain Transbay Streets and impress the public trust on certain Fisherman's Wharf Streets; adopting environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Port's Executive Director and the Director of Property to execute documents and take certain actions in furtherance of this Resolution, as defined herein.

12/17/19; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

191287 [Apply for Grant - Sunnydale Block 3A Housing Partners, L.P. - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - Sunnydale Block 3A]**Sponsors: Mayor; Walton**

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 Sunnydale Block 3A Housing Partners, L.P., a California limited partnership, for the 100% affordable housing project as identified as Sunnydale Block 3A in the Sunnydale HOPE SF Development Agreement; 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. (Mayor's Office of Housing and Community Development)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191288 [Apply for Grant - Sunnydale Block 3A Housing Partners, L.P. - Assumption of Liability - Department of Housing and Community Development Infill Infrastructure Program - Sunnydale Block 3A]

Sponsors: Mayor; Walton

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 Infill Infrastructure ("IIG") Program as a joint applicant with Sunnydale Block 3A Housing Partners, L.P., a California limited partnership, for the 100% affordable housing project identified as Sunnydale Block 3A in the Sunnydale HOPE SF Development Agreement; 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 IIG Program; and adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31. (Mayor's Office of Housing and Community Development)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191289 [Apply for Grant - Sunnydale Block 3B Housing Partners, L.P. - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - Sunnydale Block 3B]

Sponsors: Mayor; Walton

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 Sunnydale Block 3B Housing Partners, L.P., a California limited partnership, for the 100% affordable housing project as identified as Sunnydale Block 3B in the Sunnydale HOPE SF Development Agreement; 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. (Mayor's Office of Housing and Community Development)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191290 [Apply for Grant - Sunnydale Block 3B Housing Partners, L.P. - Assumption of Liability - Department of Housing and Community Development Infill Infrastructure Program - Sunnydale Block 3B]

Sponsors: Mayor; Walton

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 Infill Infrastructure ("IIG") Program as a joint applicant with Sunnydale Block 3B Housing Partners, L.P., a California limited partnership, for the 100% affordable housing project identified as identified as Sunnydale Block 3B in the Sunnydale HOPE SF Development Agreement; 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 IIG Program; and adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31. (Mayor's Office of Housing and Community Development)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191291 [Apply for Grant - 4th and Folsom Associates, L.P. - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - 266-4th Street]

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 4th and Folsom Associates, L.P., a California limited partnership, for the 100% affordable housing project at 266-4th 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. (Mayor's Office of Housing and Community Development)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191292 [Apply for Grant - Potrero Housing Associates II, L.P. - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - Potrero Block B]

Sponsors: Mayor; Walton

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 Potrero Housing Associates II, L.P., a California limited partnership, for the 100% affordable housing project identified as Potrero Block B in the Potrero HOPE SF Development Agreement; 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. (Mayor's Office of Housing and Community Development)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191293 [Apply for Grant - Potrero Housing Associates II, L.P. - Assumption of Liability - Department of Housing and Community Development Infill Infrastructure Program - Potrero Block B]

Sponsors: Mayor; Walton

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 Infill Infrastructure ("IIG") Program as a joint applicant with Potrero Housing Associates II, L.P., a California limited partnership, for the 100% affordable housing project identified as Potrero Block B in the Potrero HOPE SF Development Agreement; 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 IIG Program; and adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31. (Mayor's Office of Housing and Community Development)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191294 [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 the Balboa Park Housing Partners, L.P., a California limited partnership, for the 100% affordable housing 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. (Mayor's Office of Housing and Community Development)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191295 [Apply for Grant - Balboa Park Housing Partners, L.P. - Assumption of Liability - Department of Housing and Community Development Infill Infrastructure 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 Infill Infrastructure ("IIG") Program as a joint applicant with Balboa Park Housing Partners, L.P., a California limited partnership, for the 100% affordable housing 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 IIG Program; and adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31. (Mayor's Office of Housing and Community Development)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191296 [Apply for Grant - State of California Department of Housing and Community Development - CalHome Program - \$5,000,000]

Sponsor: Mayor

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to submit a grant application to the California State Department of Housing and Community Development for funding in the amount of \$5,000,000 under the CalHome Program; and any related documents necessary to participate in the CalHome Program. (Mayor's Office of Housing and Community Development)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191297 [Apply for Grant - Treasure Island Development Authority - Assumption of Liability - Department of Housing and Community Development Infill Infrastructure Grant Program - Treasure Island Major Subphase 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 Infill Infrastructure Program (“IIG Program”) as a sole applicant or joint applicant with the San Francisco County Transportation Authority and/or the San Francisco Public Utilities Commission for qualifying infrastructure projects within Treasure Island Major Subphase 1; and, if successful, authorizing the City to assume any joint and several liability for completion of the projects required under the terms of any grant awarded under the IIG Program. (Treasure Island Development Authority)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191298 [Adopting a Fixed Two-Year Budget - Multiple City Departments - FYs 2020-2021 and 2021-2022]

Sponsors: Mayor; Fewer

Resolution adopting a fixed two-year budgetary cycle for the following various City departments: Airport; Port; and Public Utilities Commission; defining terms, and setting deadlines.

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191299 [Multifamily Housing Revenue Bonds - 401 Avenue of the Palms (Maceo May Apartments) - Not to Exceed \$44,615,500]

Sponsors: Mayor; Haney

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$44,615,500 for the purpose of providing financing for the acquisition, development, construction and equipping of a 105-unit, affordable multifamily residential rental housing project located within the City on an approximately 0.74-acre parcel, identified as Parcel C3.2 in the Treasure Island Master Plan, currently assigned the street address of 401 Avenue of the Palms; approving the form of and authorizing the execution of a trust indenture providing terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters, as defined herein.

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191300 [Loan Agreement - Maceo May Apts, L.P. - 100% Affordable Housing at 401 Avenue of the Palms - Not to Exceed \$24,255,000]

Sponsors: Mayor; Haney

Resolution approving and authorizing the execution of a Loan Agreement with Maceo May Apts, L.P., a California limited partnership, in an amount not to exceed \$24,255,000 for a minimum term of 57 years, to finance the construction of a 100% affordable, 105-unit multifamily rental housing development (plus one staff unit) for low and moderate income veteran households (“Maceo Project”) at 401 Avenue of the Palms; and adopting findings that the Loan Agreement is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191301 [Supporting the Mayor's Consent to Continue Refugee Resettlement in the City]
Sponsors: Mayor; Yee, Mandelman, Ronen, Peskin, Safai, Stefani, Haney, Preston, Walton, Fewer and Mar

Resolution supporting the resettlement of refugees within the City, and concurring in the Mayor's consent to accept refugees in the City under the United States Department of State's Reception and Replacement Program.

12/17/19; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

191302 [Street Name Change - Steuart Street to Steuart Lane]

Sponsor: Haney

Resolution renaming the 200 block of Steuart Street to "Steuart Lane," to honor William M. Steuart, and to further continue his legacy and contributions he has made to the City and County of San Francisco.

12/17/19; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

191303 [Management Agreement - Owners' Association for Administration/Management - Downtown Community Benefit District]

Sponsor: Peskin

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the established property-based Community Benefit District known as the "Downtown Community Benefit District," pursuant to the California Streets and Highways Code, Section 36651, for a period commencing upon Board approval, through June 30, 2034.

12/17/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

REQUESTS FOR HEARING

191304 [Hearing - Implementation of Proposition F - Tenant Right to Counsel]

Sponsor: Preston

Hearing on the implementation of the November 2018 ballot measure, Proposition F, Tenant Right to Counsel, which guarantees any tenant a right to counsel in an eviction matter; and requesting Mayor's Office of Housing and Community Development to report.

12/17/19; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

191305 [Hearing - Impacts of Class Cuts at City College of San Francisco to Low-Income and Communities of Color, and High School Students]

Sponsors: Walton; Mar

Hearing on how the cuts of over 300 classes impact low-income and communities of color, high school students who take City College of San Francisco (CCSF) classes to meet college entry requirements, and any proposed cuts need to be heard by the students and communities most impacted; and requesting the CCSF Chancellor, CCSF Administration, and CCSF Board of Trustees to report.

12/17/19; RECEIVED AND ASSIGNED to Joint City, School District, and City College Select Committee.

191306 [Hearing - City Response and Proactive Plan to Flooding]**Sponsor: Yee**

Hearing on the City's proactive plan and response to flooding citywide; and requesting the Public Utilities Commission, Public Works, and Department of Emergency Management to report.

12/17/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

191307 [Hearing - Impacts of Secondhand Smoke - Seniors and Children]**Sponsor: Yee**

Hearing regarding the impacts of secondhand smoke on people, especially seniors and children; and requesting the Department of Public Health to report.

12/17/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

Introduced at the Request of a Department

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

PROPOSED ORDINANCES**191236 [Settlement of Lawsuit - Katherine Cantwell - \$150,000]**

Ordinance authorizing settlement of the lawsuit filed by Katherine Cantwell against the City and County of San Francisco for \$150,000; the lawsuit was filed on February 27, 2018, in San Francisco Superior Court, Case No. CGC-18-564646; entitled Katherine Cantwell v. Mohammad Waraich et al.; the lawsuit involves alleged personal injury from a vehicle versus pedestrian collision. (City Attorney)

12/04/19; RECEIVED FROM DEPARTMENT.

12/17/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

191237 [Administrative Code - Public Health Group Purchasing Organizations]

Ordinance amending the Administrative Code to authorize the Department of Public Health to become a member of any Healthcare Group Purchasing Organization (GPO) and to enter into contracts with Healthcare GPO suppliers and distributors to purchase commodities and services without requiring competitive bidding and without approval of the City Purchaser. (Public Health Department)

12/09/19; RECEIVED FROM DEPARTMENT.

12/17/19; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/16/2020.

191238 [California Code of Civil Procedure, Section 998 - Offer to Compromise Litigation - Kellan Dunn - \$45,000]

Ordinance authorizing the service of an Offer to Compromise under Code of Civil Procedure, Section 998, in the lawsuit filed by Kellan Dunn against the City and County of San Francisco, to include a payment from the City and County of San Francisco of up to \$45,000 plus reasonable attorneys' fees and costs to be determined by the Court; the lawsuit was filed on May 9, 2018, in San Francisco Superior Court, Case No. CGC-18-566427; entitled Kellan Dunn v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

12/09/19; RECEIVED FROM DEPARTMENT.

12/17/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

191239 [Settlement of Unlitigated Claim - Ho Tan and Lionel Tan - \$47,000]

Resolution approving the settlement of the unlitigated claim filed by Ho Tan and Lionel Tan against the City and County of San Francisco for \$47,000; the claim was filed on June 20, 2017; the claim involves flooding damage during major rainstorms. (City Attorney)

12/06/19; RECEIVED FROM DEPARTMENT.

12/17/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

191240 [Grant Agreement Amendment - Children's Council of San Francisco - Early Care and Education Integrated Services - \$376,052,445]

Resolution approving a first amendment to the grant agreement between the City and County of San Francisco and Children's Council of San Francisco, 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 \$178,410,733 for a total grant amount of \$376,052,445 and to extend the grant period by two years for a total period of July 1, 2017, through June 30, 2022. (Human Services Agency)
(Fiscal Impact)

12/09/19; RECEIVED FROM DEPARTMENT.

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

191241 [Grant Agreement Amendment - Wu Yee Children's Services - Early Care and Education Integrated Services - \$75,810,088 Total Grant Amount]

Resolution approving a second 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 extend the term up to two years for a total term of July 1, 2017, to June 30, 2022, and to increase the grant amount by \$36,251,054 resulting in a revised total grant amount of \$75,810,088 to commence following Board approval. (Human Services Agency)
(Fiscal Impact)

12/09/19; RECEIVED FROM DEPARTMENT.

12/17/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

In Memoriams

Mike English - Supervisor Peskin

Khajag Sarkissian - Supervisor Peskin

All of the District 10 Constituents murdered in 2019 - Supervisor Walton

ADJOURNMENT

There being no further business, the Board adjourned at the hour 5:53 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 January 28, 2020.

Angela Calvillo, Clerk of the Board