

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, February 11, 2020

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

200141 [Health Code - Adult Sex Venue Health and Safety Standards]

Sponsor: Mandelman

Ordinance amending the Health Code to require the Director of Health to adopt minimum health and safety standards governing the operation of commercial adult sex venues, but prohibiting the Director from adopting standards that require monitoring of patrons' sexual activities, or that regulate doors or mandate unlocked doors in areas where sexual activity may occur. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.

200142 [Planning Code - Conditional Use Authorizations for Demonstrably Unaffordable Housing]

Sponsors: Mandelman; Peskin

Ordinance amending the Planning Code to require conditional use authorization for applications to demolish a single-family residential building on a site zoned as RH-1 (Residential, House District, One Family) or RH-1(D) (Residential, House District, One Family-Detached), when the building is demonstrably not affordable or financially accessible housing; 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. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

200143 [Planning Code - Zoning Controls - Urban Mixed Use District - Office Uses]

Sponsor: Ronen

Ordinance amending the Planning Code to provide that in the Urban Mixed Use District all office uses are prohibited, except that a professional service, financial service, or medical service is allowed as a conditional use on the ground floor when primarily open to the general public on a client-oriented basis; 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. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

- 200144 [Police Code - Ceasing Acceptance of New Applications - Cannabis Retail Permits]**
Sponsors: Walton; Safai
 Ordinance amending the Police Code to provide that cannabis retail permit applications will not be accepted as of the effective date of this Ordinance; and affirming the Planning Department's determination under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.
- 190846 [Administrative Code - Biennial Housing Needs Assessment and Production Pipeline Reports - Seniors and People with Disabilities]**
Sponsors: Yee; Ronen, Peskin and Mar
 Ordinance amending the Administrative Code to direct the Department of Disability and Aging Services to report biennially on housing needs and housing production for seniors and people with disabilities, with input from the Mayor's Office of Housing and Community Development. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

RESOLUTIONS

- 200145 [Authority to Award Grant - Edgewood Center for Children and Families - Maintenance of Financial Solvency - \$350,000]**
Sponsors: Mayor; Mar
 Resolution authorizing the Department of Public Health to award a one-time, limited term grant to Edgewood Center for Children and Families (Edgewood) for the purpose of maintaining the fiscal solvency of Edgewood, in an amount not to exceed \$350,000 for a period not to exceed 90-days, to commence following Board approval. (Public Health Department). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 200146 [Supporting a Bus-Only Lane - San Francisco-Oakland Bay Bridge]**
Sponsor: Haney
 Resolution supporting the installation of a bus-only lane on the San Francisco-Oakland Bay Bridge and approaches, including adding more frequent bus services and congestion pricing measures. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 200147 [Urging Municipal Transportation Agency to Refrain from Any Muni Fare Increases]**
Sponsor: Preston
 Resolution urging the Municipal Transportation Agency to refrain from any Muni fare increases for the FY2021-2022 budget cycle. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 200148 [Commitment to Monitor and Defend the Confidentiality of the 2020 Census Data Collection Efforts]**
Sponsors: Ronen; Haney, Mar, Fewer and Preston
 Resolution affirming the City and County of San Francisco's commitment to monitor 2020 Census data collection efforts for breaches of confidentiality and to defend the privacy of 2020 Census respondents against the possibility of such breaches. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200149 [Supporting a Reparations Plan and Advisory Committee]
Sponsors: Walton; Ronen, Mandelman, Preston, Yee, Safai, Mar, Haney, Stefani, Peskin and Fewer
Resolution supporting a reparations plan that will comprehensively address the inequities that exist in the African American community as a result of slavery's legacy of systemic oppression and creation of an advisory committee for the African American community. RECEIVED AND ASSIGNED to Rules Committee.

MOTIONS

200150 [Committee of the Whole - Controller's Report on Cannabis Following Adult-Use Legalization - March 24, 2020, at 3:00 p.m.]
Sponsor: Fewer
Motion directing the Clerk of the Board of Supervisors to schedule a Committee of the Whole hearing on March 24, 2020, at 3:00 p.m., for the Members of the Board of Supervisors to hold a public hearing to consider the specific findings and recommendations from the Controller's Office regarding the cannabis industry in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200159 [Amending Motion No. M18-058 - Withdrawing Budget and Legislative Analyst Services Audit of MTA Ridership, Revenues, and Congestion]
Sponsor: Peskin
Motion amending Motion No. M18-058 to withdraw the request for the Budget and Legislative Analyst to conduct a performance audit in FY2018-2019 of the trends in Muni ridership and revenues, including reasons for declines in ridership and revenues compared to prior fiscal years, and the effectiveness of the Municipal Transportation Agency's policies in managing traffic congestion and the impact of traffic congestion on Muni. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200151 [Committee of the Whole - Disclosure Responsibilities of Board of Supervisors Under Federal Securities Laws - April 7, 2020, at 3:00 p.m.]
Sponsor: Yee
Motion directing the Clerk of the Board of Supervisors to schedule a Committee of the Whole hearing on Tuesday, April 7, 2020, at 3:00 p.m., for the Members of the Board of Supervisors to receive educational training on their legal obligations under Federal securities laws with respect to any Official Statement approvals. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUESTS FOR HEARING

200152 [Hearing - Committee of the Whole - Controller's Report on Cannabis Following Adult-Use Legalization - March 24, 2020, at 3:00 p.m.]
Sponsor: Fewer
Hearing of the Board of Supervisors sitting as a Committee of the Whole on March 24, 2020, at 3:00 p.m., for the Members of the Board of Supervisors to hear and receive a report, entitled "Cannabis in San Francisco - A Review Following Adult-Use Legalization," on specific findings and recommendations regarding the cannabis industry in San Francisco; to be scheduled pending approval of the Motion in File No. 200150; and requesting the Controller's Office to report. RECEIVED AND ASSIGNED to Board of Supervisors.

- 200153 [Hearing - San Francisco International Airport Lease and Use Agreements]**
Sponsors: Mar; Fewer
Hearing to discuss the San Francisco International Airport's Lease and Use Agreements; to present on the current Lease and Use Agreement negotiation process and public interest goals of agreements, including but not limited to whether airlines and their contractors provide good family sustaining jobs and utilizing landing fees to reduce congestion and encourage use of fuel efficient aircrafts; and requesting the San Francisco International Airport, United Airlines, and Alaska Airlines to report. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 200154 [Hearing - Chronic Underfunding of Public Education and Possible Local Solutions]**
Sponsor: Yee
Hearing to discuss the current financial status and future financial outlook for educational institutions, the actions that the City has taken previously to financially support the institutions, to discuss possible local solutions to the lack of adequate support from state and federal sources; and requesting the State Lobbyist for the City and County of San Francisco, San Francisco Unified School District, San Francisco Community College District, and Office of the Controller to report. RECEIVED AND ASSIGNED to Joint City, School District, and City College Select Committee.
- 200155 [Hearing - Committee of the Whole - Disclosure Responsibilities of Board of Supervisors Under Federal Securities Laws - April 7, 2020, at 3:00 p.m.]**
Sponsor: Yee
Hearing of the Board of Supervisors sitting as a Committee of the Whole on April 7, 2020, at 3:00 p.m., for the Members of the Board of Supervisors to receive an educational training on their legal obligations under Federal securities laws with respect to any Official Statement approvals; to be scheduled pending approval of the Motion in File No. 200151. RECEIVED AND ASSIGNED to Board of Supervisors.

200156 [Joint Closed Session - Public Utilities Commission - Existing Litigation - Pacific Gas and Electric Company - March 10, 2020, at 4:00 p.m.]

Joint closed session with the Board of Supervisors and the Public Utilities Commission on March 10, 2020, at 4:00 p.m., pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a petitioner and Pacific Gas & Electric Company is an adverse party: In re: PG&E Corporation and Pacific Gas & Electric Company, United States Bankruptcy Court, Northern District of California, Case No. 19-30088-DM, filed January 29, 2019; Federal Energy Regulatory Commission Case No. EL 19-38-000, filed January 28, 2019; Federal Energy Regulatory Commission Case No. ER18-1482-000, filed April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000, filed March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000, filed, February 2, 2018; Federal Energy Regulatory Commission Case No. ER18-768-000, filed January 31, 2018; Federal Energy Regulatory Commission Case No. ER18-198-000, filed October 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2406-000, filed August 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2204, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-1509-000, filed May 1, 2017; Federal Energy Regulatory Commission Case No. ER17-910-000, filed January 31, 2017; Federal Energy Regulatory Commission Case No. EL 15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014; California Public Utilities Commission Case No. 1.15-08-019, filed February 25, 2015; California Public Utilities Commission Case No. R.18-10-007, filed October 25, 2018; California Public Utilities Commission Case No. R.19-01-006, filed January 10, 2019; and California Public Utilities Commission Case No. R.19-09-016, filed January 10, 2019; scheduled pursuant to Motion No. M20-020, approved on February 11, 2020. (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors.

Introduced at the Request of a Department

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

PROPOSED ORDINANCES

200107 [Settlement of Lawsuit - Vera Cort - City to Receive \$200,000]

Ordinance authorizing settlement of the lawsuit filed by Vera Cort, Trustee of Cort Survivor Trust, against the City and County of San Francisco for \$200,000; the lawsuit was filed on March 7, 2019, in San Francisco Superior Court, Case No. CPF-19-516582, entitled Vera Cort, Trustee of Cort Survivor Trust v. City and County of San Francisco, et al.; the lawsuit involves petitioner's challenge to the City's cancellation of her construction permits after petitioner demolished property in violation of the issued permits. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

200108 [Settlement of Lawsuit - Garry Peace - \$43,500]
Ordinance authorizing settlement of the lawsuit filed by Garry Peace against the City and County of San Francisco for \$43,500; the lawsuit was filed on November 8, 2017, in San Francisco Superior Court, Case No. CGC-17-562373; entitled Garry Peace v. City and County of San Francisco; the lawsuit involves an alleged personal injury while walking on a City sidewalk. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

200109 [Settlement of Unlitigated Claim - Estate Research Associates - \$82,465.14]
Resolution approving an updated settlement authority for the unlitigated claim filed by Estate Research Associates against the City and County of San Francisco for \$82,465.14; the claim was filed on January 26, 2018; the claim involves damages allegedly arising from the failure to properly administer two estates; Resolution No. 389-18 previously approved settlement up to \$80,000. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

200110 [Public Auction - Tax-Defaulted Real Property]
Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property, as defined herein. (Treasurer-Tax Collector). RECEIVED AND ASSIGNED to Budget and Finance Committee.

200111 [Agreement Amendment - Retroactive - APX, Inc. - Power Scheduling Coordination and Related Support Services - Not to Exceed \$149,900,000]
Resolution retroactively authorizing the General Manager of the Public Utilities Commission to execute the first amendment to Agreement No. CS-344 Power Scheduling Coordination and Related Support Services, with APX, Inc. to amend the not to exceed amount from \$105,000,000 to \$107,900,000 and authorizing the General Manager of the Public Utilities Commission to execute a second amendment providing a two year extension to the contract term, for a total term of seven years, for the total term of June 16, 2015, through June 15, 2022, and increasing the not to exceed amount by \$42,000,000 for a total not to exceed amount of \$149,900,000 pursuant to Charter, Section 9.118. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – February 11, 2020

No Board Meeting Minutes were approved.

Requests Granted

None

In Memoriam

Alda Maggiora - Supervisor Peskin

De Forrest Wiggins - Supervisor Peskin