

Board of Supervisors



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced at Roll Call

Tuesday, March 19, 2019

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

- 190309 [Appropriation of \$398,561 in Fire Service Fees - De-Appropriation and Re-Appropriation - Expenditures of \$6,400,492 - Supporting Increased Overtime and Professional Services Expenditures - FY2018-2019]**
Sponsor: Mayor
Ordinance appropriating \$398,561 to overtime in the Fire Department, de-appropriating \$6,400,492 from permanent salaries, mandatory fringe benefits, capital projects, community based organization services, and non-personnel services, and appropriating \$6,400,492 to overtime and professional services in the Sheriff's Department, and to overtime in the San Francisco Public Utilities Commission, in order to support the Departments' projected increases in overtime as required per Administrative Code, Section 3.17; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for the Sheriff's Department appropriations approval, pursuant to Charter, Section 9.113(c). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.
- 190164 [Police Code - Acceptance of Cash by Brick-and-Mortar Businesses]**
Sponsors: Brown; Fewer, Walton, Peskin, Safai, Mandelman, Ronen and Yee
Ordinance amending the Police Code to require, in general, that brick-and-mortar businesses accept payment in cash in connection with the purchase of goods and services other than professional services. SUBSTITUTED AND ASSIGNED to Public Safety and Neighborhood Services 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. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

- 190250 [Planning Code, Zoning Map - Cayuga/Alemanly Special Use District]**
Sponsor: Safai
 Ordinance amending the Planning Code to establish the Cayuga/Alemanly Special Use District (SUD) for the property located at 915 Cayuga Avenue (Assessor's Parcel Block No. 6954, Lot Nos. 039 and 011C); amending the Zoning Map to add the Cayuga/Alemanly SUD and to change the height limit on Assessor's Parcel Block No. 6954, Lot Nos. 039 and 011C, to 65-X; affirming the Planning Department's California Environmental Quality Act findings; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101; and making findings of public convenience, necessity, and welfare under Planning Code, Section 302. SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 190311 [Health Code - Restricting Commercial Tobacco Activities on City Property]**
Sponsor: Walton
 Ordinance amending the Health Code to prohibit the sale, manufacture, and distribution of tobacco products, including electronic cigarettes, on City property. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.
- 190312 [Health Code - Restricting the Sale, Manufacture, and Distribution of Tobacco Products, Including Electronic Cigarettes]**
Sponsor: Walton
 Ordinance amending the Health Code to prohibit the sale by tobacco retail establishments of electronic cigarettes that require, but have not received, an order from the Food and Drug Administration (FDA) approving their marketing; and prohibiting the sale and distribution to any person in San Francisco of flavored tobacco products and electronic cigarettes that require, but have not received, an FDA order approving their marketing. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.

RESOLUTIONS

- 190313 [Five-Year Financial Plan - FYs 2019-2024]**
Sponsor: Mayor
 Resolution adopting the City's Five-Year Financial Plan for FYs 2019-2020 through 2023-2024 pursuant to Charter, Section 9.119. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 190314 [Multifamily Housing Revenue Bonds - 242 Hahn Street - Sunnydale Block 6 - Not to Exceed \$77,000,000]**
Sponsors: Mayor; Walton
 Resolution declaring the intent of the City and County of San Francisco (“City”) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor’s Office of Housing and Community Development (“Director”) to submit an application and related documents to the California Debt Limit Allocation Committee (“CDLAC”) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$77,000,000 for Sunnydale Block 6 with a current address of 242 Hahn Street; authorizing and directing the Director to direct the Controller’s Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$77,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 190315 [Loan Agreement - Sunnydale HOPE SF - Not to Exceed \$28,478,891]**
Sponsors: Mayor; Walton
 Resolution approving and authorizing the Director of the Mayor’s Office of Housing and Community Development to execute an Amended and Restated Loan Agreement with Sunnydale Infrastructure LLC, a California limited liability company, for a total loan amount not to exceed \$28,478,891 to finance the first phase of infrastructure improvements and housing development related to the revitalization and master development of up to 1770 units of replacement public housing, affordable housing, and market rate housing, commonly known as the Sunnydale HOPE SF Development (“Sunnydale Project”); and adopting findings that the loan agreement is consistent with the adopted Mitigation Monitoring and Reporting Program under the California Environmental Quality Act, the General Plan, and the eight priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 190316 [Lease Termination Agreement - Tad’s, Inc. - 44 Ellis Street]**
Sponsor: Mayor
 Resolution authorizing the Municipal Transportation Agency to terminate the lease agreement with Tad’s Inc. for retail space located at 44 Ellis Street in the Ellis-O’Farrell Garage. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 190317 [Lease Agreement - Tad’s, Inc. - 44 Ellis Street - Annual Base Rent of \$5,317,064]**
Sponsor: Mayor
 Resolution authorizing the Municipal Transportation Agency to execute a retail lease agreement with Tad’s, Inc., for approximately 5,368 square feet of retail space at 44 Ellis Street, for a ten year term, to commence upon approval by the Board of Supervisors, plus two five-year extension options, at an initial annual base rent of \$5,317,064. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 190318 [Resolution of Intention - Street Name Change - Gilbert Street to Jeff Adachi Way]**
Sponsor: Haney
 Resolution declaring the intention of the Board of Supervisors to rename Gilbert Street, which runs parallel to 6th and 7th Streets and perpendicular to Bryant and Brannan Streets, to Jeff Adachi Way. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

- 190319 [Opposing California State Senate Bill No. 50 (Wiener) - Housing Development: Incentives - Unless Amended]**
Sponsors: Mar; Mandelman, Yee, Fewer, Peskin, Walton and Ronen
 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. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 190320 [Urging the Trump Administration - Stop Mass Deportation - Rehabilitated Formerly Incarcerated Southeast Asian Nationals]**
Sponsors: Walton; Ronen, Yee, Haney, Mar and Fewer
 Resolution respectfully urging the Trump Administration to stop the massive deportation of rehabilitated formerly incarcerated Southeast Asian nationals. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 190321 [Recognizing Problem Gambling Awareness Month - March 2019]**
Sponsors: Yee; Mar, Peskin and Fewer
 Resolution recognizing March 2019 as Problem Gambling Awareness Month in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 190322 [Liquor License - 1168 Folsom Street - Decant SF]**
 Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to Decant SF, LLC, doing business as Decant SF, located at 1168 Folsom 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; correcting a resolved clause in File No. 190135; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

MOTIONS

- 190326 [Mayoral Appointment, Public Utilities Commission - Tim Paulson]**
 Motion approving/rejecting the Mayor's appointment of Tim Paulson to the Public Utilities Commission, for a term ending August 1, 2020. RECEIVED AND ASSIGNED to Rules Committee.
- 190327 [Mayoral Appointment, Public Utilities Commission - Sophie Maxwell]**
 Motion approving/rejecting the Mayor's appointment of Sophie Maxwell to the Public Utilities Commission, for a term ending August 1, 2022. RECEIVED AND ASSIGNED to Rules 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

190281 [Settlement of Lawsuit - Max Luster - \$75,000]

Ordinance authorizing settlement of the lawsuit filed by Max Luster against the City and County of San Francisco for \$75,000; the lawsuit was filed on August 29, 2017, in San Francisco Superior Court, Case No. CGC-17-561008; entitled Max Luster v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

190282 [California Constitution Appropriations Limit - FY2018-2019 - \$4,443,944,710]

Resolution establishing the appropriations limit of \$4,443,944,710 for FY2018-2019, pursuant to California Constitution, Article XIII B. (Controller). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190283 [Grant Agreement and Subsequent Amendments - Retroactive - Meals on Wheels of San Francisco - Nutrition Programs Services - Not to Exceed \$26,227,568]

Resolution retroactively approving a grant agreement, 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 the non-profit Meals on Wheels of San Francisco for the provision of Nutrition Programs services to older adults and adults with disabilities for the period of July 1, 2017, through June 30, 2020, in an amount not to exceed \$21,600,737; retroactively approving Amendment No. 1 to increase the grant agreement amount by \$709,688 for a total not to exceed amount of \$22,310,425; retroactively approving Amendment No. 2 to increase the grant agreement amount by \$826,393 for a total not to exceed amount of \$23,136,818; and retroactively approving Amendment No. 3 to increase the agreement amount by \$3,090,750 for a total not to exceed amount of \$26,227,568, each amendment with no change to the length of term through June 30, 2020. (Human Services Agency). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Clerk to Act - March 19, 2019

Board Meeting Minutes for February 12, 2019 approved.

Requests Granted

From: Supervisor Haney

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation to amend the Jobs Housing Linkage Fee found in Planning Code Sections 413 et seq.

In Memoriams

Kwing Hung Gee – Supervisor Walton

Anita Silvers – Supervisor Safai