

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, May 21, 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.

CHARTER AMENDMENTS

190569 [Charter Amendment - Homelessness Oversight Commission]

Sponsors: Haney; Walton, Peskin and Ronen

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission to oversee the Department of Homelessness and Supportive Housing; to require the Commission to review and approve, disapprove, or modify: criteria to be used to ascertain eligibility or priority for programs and/or services operated or provided by the Department; the opening or closing of homeless shelters, navigation centers, or other facilities that provide shelter to unsheltered persons; and contracts and grant agreements with an annual value exceeding \$200,000; and to authorize the Commission to conduct public education and outreach concerning programs and services for homeless persons in San Francisco, and issues concerning homelessness; at an election to be held on November 5, 2019. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

190570 [Charter Amendment - Renaming the Aging and Adult Services Commission, Department of Aging and Adult Services, and Aging and Adult Services Community Living Fund, and Establishing Qualifications for Three Commission Seats]

Sponsors: Yee; Haney and Fewer

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to change the name of the Aging and Adult Services Commission to the Disability and Aging Services Commission, and establish qualifications for three of the Commission seats; change the name of the Department of Aging and Adult Services to the Department of Disability and Aging Services; and to change the name of the Aging and Adult Services Community Living Fund to the Disability and Aging Services Community Living Fund; at an election to be held on November 5, 2019. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

ORDINANCES

190571 [Amending Ordinance No. 143-18 - San Francisco Public Utilities Commission Water Revenue Bond Issuance - Not to Exceed \$513,524,665]

Sponsor: Mayor

Ordinance amending Ordinance No. 143-18 to authorize an increase of the issuance and sale of tax-exempt or taxable Water Revenue Bonds and other forms of indebtedness by the San Francisco Public Utilities Commission (Commission) to an aggregate principal amount not to exceed \$513,524,665 from \$478,440,136 to finance the costs of various capital water projects benefitting the Water Enterprise, pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, known as Proposition E; authorizing the issuance of Water Revenue Refunding Bonds; declaring the official intent of the Commission to reimburse itself with one or more issues of tax-exempt or taxable bonds or other forms of indebtedness; and ratifying previous actions taken in connection therewith, as defined herein. ASSIGNED to Budget and Finance Sub-Committee.

190572 [Appropriation - Revenue Bonds and Water Revenues - Water Capital Improvements - \$26,071,000 - FY2019-2020 - De-Appropriation and Re-Appropriation - Water System Improvement Program - \$33,997,225 - FY2019-2020]

Sponsor: Mayor

Ordinance appropriating a total of \$26,071,000 of proceeds from Revenue Bonds and water revenues for the San Francisco Public Utilities Commission (SFPUC) Water Enterprise's Capital Improvement Program for FY2019-2020 at \$26,071,000; de-appropriating and re-appropriating \$33,997,225 of Water System Improvement Program appropriations for FY2019-2020, and placing \$20,571,000 of Revenue Bond proceeds by project on Controller's reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, is also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act findings for projects, following review and consideration of completed project related environmental analysis, where required. ASSIGNED to Budget and Finance Sub-Committee.

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

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

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

- 190573 [Administrative Code - Cooperative Living Opportunities for Mental Health Loan Fund and Program]**
Sponsors: Ronen; Haney
Ordinance amending the Administrative Code to establish the Cooperative Living Opportunities for Mental Health Loan Fund and the Cooperative Living Opportunities for Mental Health Program to finance the acquisition of residential properties to be operated as communal housing for people with chronic mental illness and/or substance use disorders; requiring the Mayor's Office of Housing and Community Development and the Department of Public Health ("DPH") to establish policies and procedures to issue loans from the Fund; and authorizing DPH to place eligible clients in properties financed by the Fund, and to provide oversight and monitoring of such properties. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

RESOLUTIONS

- 190574 [Apply for Grant - California Department of Housing and Community - California Emergency Solutions and Housing Program - Not to Exceed \$1,816,418]**
Sponsor: Mayor
Resolution authorizing the Department of Homelessness and Supportive Housing to apply for the California Emergency Solutions and Housing Program from the California Department of Housing and Community, for an amount not to exceed \$1,816,418. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 190575 [Loan Documents - Small Sites Program and Preservation and Seismic Safety Loans for Affordable Housing - 1201 Powell Street, 462 Green Street, 4830 Mission Street, 3280-17th Street, 1411 Florida Street, 65 Woodward Street - Not to Exceed \$48,656,000]**
Sponsors: Mayor; Peskin and Ronen
Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development to execute documents relating to loans for the acquisition, rehabilitation, or permanent financing of six project sites pursuant to the Small Sites Program and Preservation and Seismic Safety Program for a total loan amount not to exceed \$48,656,000; confirming the Planning Department's determination under the California Environmental Quality Act; and finding that the Project loans are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 190576 [Authorizing Expenditures - SoMa Community Stabilization Fund - \$919,954]**
Sponsors: Mayor; Haney
Resolution authorizing the Mayor's Office of Housing and Community Development to expend the South of Market (SoMa) Community Stabilization Fund dollars in the amount of \$919,954 to address various impacts of destabilization on residents and businesses in SoMa from July 1, 2019, through June 30, 2020. (Mayor's Office of Housing and Community Development). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 190577 [Tourism Improvement District and Moscone Expansion District - Annual Report - FY2017-2018]**
Sponsor: Mayor
Resolution receiving and approving the annual report for the Tourism Improvement District and Moscone Expansion District for FY2017-2018, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. (Department of Economic and Workforce Development). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 190578 [Commending Alvin C. Moses]**
Sponsors: Brown; Yee, Walton, Stefani, Mar, Mandelman, Fewer, Haney, Ronen, Safai and Peskin
 Resolution commending and honoring Alvin C. Moses on the occasion of his retirement after more than 30 years of distinguished service with the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 190579 [Revenue Agreement - JC Decaux San Francisco, LLC. - Public Toilets and Public Service Kiosk Agreement - \$12,950,000]**
Sponsor: Peskin
 Resolution approving a Revenue Agreement between Public Works and JC Decaux San Francisco, LLC, for an automatic public toilet and public service kiosk program with anticipated revenues of over \$12,950,000 and a term of 21.5 years commencing on July 1, 2019; and affirming the Planning Department's determination under the California Environmental Quality Act. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 190580 [Top of Broadway Community Benefit District - Annual Report - FY2017-2018]**
Sponsor: Peskin
 Resolution receiving and approving an annual report for the Top of Broadway Community Benefit District for FY2017-2018, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. (Department of Economic and Workforce Development). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 190581 [Urging Specific Citywide Cooperative Living Opportunities for Mental Health Priorities in the FYs 2019-2020 and 2020-2021 Budgets]**
Sponsors: Ronen; Haney and Yee
 Resolution urging the Mayor to fund the Cooperative Living Opportunities for Mental Health Program in the FYs 2019-2020 and 2020-2021 budgets, and using excess Education Revenue Augmentation Fund revenues received by the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 190591 [Designating San Francisco Arts Commission as the State-Local Partner with California Arts Council]**
Sponsor: Stefani
 Resolution designating the San Francisco Arts Commission as the City and County of San Francisco agency serving as the state-local partner with the California Arts Council from June 30, 2019, through June 29, 2020. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 190582 [Supporting California State Senate Bill No. 38 (Hill) - Flavored Tobacco Products]**
Sponsor: Walton
 Resolution supporting California State Senate Bill No. 38, authored by Senator Jerry Hill and co-authored by Senators Steve Glazer, Mike McGuire, and Anthony Portantino, to restrict sales of flavored e-cigarettes and all other flavored tobacco products to combat use by youths. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 190583 [Supporting California State Senate Bill No. 39 (Hill) - Tobacco Products]**
Sponsor: Walton
Resolution supporting California State Senate Bill No. 39, authored by Senator Jerry Hill and co-authored by Senators Steve Glazer and Anthony Portantino, to require tobacco products to be delivered only in a container that is conspicuously labeled as being a tobacco product that requires the signature of a person 21 years of age or older; and require before completing a delivery, a specified entity shall obtain the signature of a person 21 years of age or older upon delivering the product to the recipient's or purchaser's address, as specified. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 190593 [City Corporate Seal - Use for the Sheriff's Department]**
Sponsor: Yee
Resolution approving the use of the City's Corporate Seal for the purpose of "Go Beyond the Arc" (GBTA) a free youth basketball camp organized by MCG Group LLC, sponsored by the Sheriff's Department. RECEIVED AND ASSIGNED to Rules Committee.
- 190592 [Contract Amendment - Budget and Legislative Analyst Services - Not to Exceed \$17,906,114]**
Resolution authorizing the Clerk of the Board to amend the Budget and Legislative Analyst Services contract to enact a 3.2% cost-of-living adjustment (COLA) effective July 1, 2019, and to exercise a final option to extend the term for two years through December 31, 2021, increasing the total contract amount by \$5,016,694 including the estimated future COLA for a total amount not to exceed \$17,906,114 for the period of January 1, 2014, through December 31, 2021. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance Committee.

MOTIONS

- 190584 [Initiative Ordinance - Business and Tax Regulations, Administrative Codes - Tax on Net Rider Fares of Transportation Network Companies, Autonomous Vehicles, and Private Transit Services Vehicles]**
Sponsors: Mayor; Peskin, Yee, Ronen, Mandelman, Brown, Fewer, Haney, Walton, Stefani and Safai
Motion ordering submitted to the voters at an election to be held on November 5, 2019, an Ordinance amending the Business and Tax Regulations Code and Administrative Code to impose an excise tax on the net rider fares for rides facilitated by transportation network companies and rides provided by autonomous vehicles and private transit services vehicles, to fund transportation operations and infrastructure for traffic congestion mitigation in the City; and to increase the City's appropriations limit by the amount collected under the tax for four years from November 5, 2019. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

- 190585 [Setting the Budget and Legislative Analyst Services Audit Plan - FY2019-2020]**
Sponsors: Mar; Brown and Yee
 Motion directing the Budget and Legislative Analyst to (1) conduct four performance audits in FY2019-2020 of (i) the effectiveness of the City departments' pre-apprenticeship and workforce development and community benefits programs; (ii) the administration by the Department of Homelessness and Supportive Housing of homeless services; (iii) the policies and procedures of the Mayor's Office of Housing and Community Development for the acquisition of sites for the development or preservation of affordable housing; and (iv) Public Works' street resurfacing program and street tree maintenance program; and (2) removing from the FY2018-2019 audit work plan the performance audit of the City's workforce development programs for low-income, homeless, and formerly homeless adults. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 190586 [Withdrawing Charter Amendment - Free City College Fund]**
Sponsor: Mar
 Motion withdrawing the Charter Amendment previously ordered submitted by the Board of Supervisors, for the election to be held on November 5, 2019, to establish the Free City College Fund to defray certain costs of City College students, and to require annual appropriations in designated amounts to the Fund (Board File No. 181001). RECEIVED AND ASSIGNED to Rules Committee.

REQUESTS FOR HEARING

- 190587 [Hearing - Implementation Efforts to Make Biodiversity a City-Wide Priority]**
Sponsors: Fewer; Mandelman
 Hearing on the implementation of efforts to make biodiversity a city-wide priority, following the passage of Resolution No. 107-18 one year prior; and asking the Department of Environment, Planning Department, Public Utilities Commission, the Port, and Public Works to report. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 190588 [Hearing - Climate Emergency]**
Sponsor: Mandelman
 Hearing to present and discuss high-priority strategies to achieve deep greenhouse gas emission reductions by 2030; and requesting the Department of Environment to report. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 190589 [Hearing - Police Staffing, Recruitment, Attrition, Retention, Civilianization, and Demographics]**
Sponsors: Yee; Stefani, Brown, Fewer, Mar and Safai
 Hearing on police staffing levels, the Police Department's recruitment strategy and process, attrition and retention of officers, progress towards civilianization of appropriate positions, and details regarding the demographics of the Department, including age, race, gender, sexual orientation, educational attainment, language capacity, and disability; and requesting the Police Department, Department of Human Resources, and Controller's Office to report. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 190561 [Hearing - Committee of the Whole - Renewal and Expansion - Union Square Business Improvement District - July 9, 2019]**
Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 9, 2019, at 3:00 p.m., to consider the renewal and expansion of a property-based business improvement district known as the Union Square Business Improvement District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code, Article 15; scheduled pursuant to Resolution No. 221-19, adopted on May 7, 2019. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

Introduced at the Request of a Department

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

PROPOSED ORDINANCE

- 190513 [Settlement of Lawsuit - Joseph Alvarado - \$175,000; Related Appropriation - Wastewater Enterprise Fund Balance]**
Ordinance authorizing settlement of the lawsuit filed by Joseph Alvarado against the City and County of San Francisco for \$175,000 and appropriating the same amount from the Public Utilities Commission Wastewater Enterprise Fund balance; the lawsuit was filed on September 6, 2018, in San Francisco Superior Court, Case No. CGC-18-569501; entitled Joseph Alvarado v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injuries on a City street; other material term is waiver of Zuckerberg San Francisco General Hospital lien. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

- 190514 [Lease Agreement - China Airlines Limited - Cargo Facility Lease No. 19-0021 - \$1,004,467.02 Initial Annual Base Rent]**
Resolution approving the Cargo Facility Lease No. 19-0021, between China Airlines Limited, and the City and County of San Francisco, acting by and through its Airport Commission, for exclusive use space in Airport Building 648 and adjacent exclusive use ramp space on Plot 10, for an initial term of one year with two one-year options to extend for an initial annual base rent of \$1,004,467.02 to commence upon approval by the Board of Supervisors. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 190515 [2011 Airport Lease and Use Agreement - Iberia, Líneas Aéreas de España, S.A. Operadora, Sociedad Unipersonal]**
Resolution approving a 2011 Lease and Use Agreement No. 19-0094 between the City and County of San Francisco, acting by and through its Airport Commission, and Iberia, Líneas Aéreas de España, S.A. Operadora, Sociedad Unipersonal (including Iberia when doing business as LEVEL Spain) to conduct flight operations at San Francisco International Airport, to commence on the first day of the month following Board approval through June 30, 2021. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

190516 [Agreement Amendment - Regents of the University of California - Behavioral Health Services - Not to Exceed \$49,275,951]

Resolution approving the first amendment to the agreement between the Department of Public Health and the Regents of the University of California for behavioral health services for high-risk clients to increase the amount by \$39,659,443 for a total amount not to exceed \$49,275,951; and to extend the contract by three and one-half years, to commence July 1, 2019, for a total contract term of July 1, 2018, through December 31, 2022. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Clerk to Act - May 21, 2019

Board Meeting Minutes for April 16, 2019 and the April 17, 2019 Special Meeting Minutes for the Budget & Finance Committee approved.

Requests Granted

NONE

In Memoriam

Yolanda Villar Derlmar - Supervisor Peskin

May Pon - President Yee