

# Board of Supervisors



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

## Legislation Introduced at Roll Call

Tuesday, July 16, 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

- 190793 [Environment, Police Codes - Electric Vehicle Charging in Commercial Parking]**  
**Sponsors:** Mayor; Peskin and Mandelman  
Ordinance amending the Environment Code to require commercial parking lots and garages with more than 100 parking spaces to install electric vehicle charging equipment; amending the Police Code to add compliance with the new requirement as a condition of existing as well as future permits for commercial parking lots and garages; and affirming the Planning Department's determination under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 190794 [Planning, Environment Codes - Parking Requirements]**  
**Sponsor:** Mandelman  
Ordinance amending various sections of the Planning Code to modify maximum amounts of parking permitted in certain Neighborhood Commercial, Residential-Mixed, Community Commercial, and Mission Bay zoning districts, to require that above-grade parking in all districts be designed for conversion to other uses, and to update outdated references, clarify existing requirements, and improve the organization of the Code; amending the Environment Code to update a Planning Code cross-reference; 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 general welfare under Planning Code, Section 302. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

## **RESOLUTIONS**

**190795 [Multifamily Housing Revenue Note - Bernal Gateway 2 LP - Not to Exceed \$23,500,000]**

**Sponsors:** Mayor; Ronen

Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$23,500,000 for the purpose of providing financing for the construction of a 55-unit multifamily rental housing project known as "Bernal Gateway Apartments;" approving the form of and authorizing the execution of a funding loan agreement, providing the terms and conditions of the loan from the funding lender to the City, and the execution and delivery of the note; approving the form of and authorizing the execution of a project loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes, and additions to the documents; ratifying and approving any action heretofore taken in connection with the back-to-back loans, the note and the project, as defined herein; and granting general authority to City officials to take actions necessary to implement this Resolution; and related matters, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**190796 [Accept and Expend Gift - Julie Lepinard and JSLH Foundation - Artwork Entitled "La Rose des Vents" and Funds for Maintenance - Total Gift Value of \$576,743]**

**Sponsor:** Fewer

Resolution authorizing the Arts Commission to accept a gift of art, entitled "La Rose des Vents," from the Julie Lepinard and JSLH Foundation valued at \$386,421; authorizing the installation of the artwork in front of the Conservatory of Flowers in Golden Gate Park; and authorizing the Arts Commission to accept and expend a donation from the Julie Lepinard & JSLH Foundation of \$190,322 for the purposes of maintaining the artwork for a period of September 1, 2019 through September 23, 2039. (Arts Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**190797 [David Parr Day - July 23, 2019]**

**Sponsor:** Fewer

Resolution commending David Parr on the occasion of his retirement from Presidio Middle School, and declaring July 23, 2019, as David Parr Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**190798 [Urging Plan Approval - Interdepartmental Staff Committee on Traffic and Transportation - Up Your Alley Fair]**

**Sponsor:** Haney

Resolution urging the Interdepartmental Staff Committee on Traffic and Transportation to approve a proposed plan to allow gated admission for Up Your Alley Fair. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 190799 [Condemning the Increase of Racial Profiling and Discrimination Harassment]**  
**Sponsors:** Walton; Ronen and Haney  
Resolution condemning the increase of racial profiling and discrimination harassment from private businesses and individuals who profile people of color for suspicion of crime or denial of service based on the individual's race, age, ethnicity, language, gender, sexual orientation, immigration status, and national origin. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

## **MOTIONS**

- 190695 [Initiative Ordinance - Business and Tax Regulations, Administrative Codes - Additional Tax on Businesses With Disproportionate Executive Pay]**  
**Sponsors:** Haney; Ronen, Walton, Mar, Brown and Yee  
Motion ordering submitted to the voters at an election to be held on March 3, 2020, an Ordinance amending the Business and Tax Regulations Code and Administrative Code to impose an additional gross receipts tax and administrative office tax on businesses with a ratio of the compensation of the business's highest-paid employee to the median compensation paid to the business's employees based in the City that exceeds 100:1, to fund Mental Health SF (as proposed in the initiative ordinance in Board File No. 190800) or other mental health services; and increasing the City's appropriations limit by the amount collected under the additional tax for four years from March 3, 2020. SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.
- 190800 [Initiative Ordinance - Administrative Code - Mental Health SF]**  
**Sponsors:** Ronen; Haney, Mar, Walton, Yee, Brown, Safai and Fewer  
Motion ordering submitted to the voters at an election to be held on March 3, 2020, an ordinance amending the Administrative Code to establish Mental Health SF, a universal mental health program designed to provide access to mental health services, substance use treatment, and psychiatric medications to all San Franciscans; and to establish the Mental Health SF Implementation Working Group to advise the Mental Health Board, the Department of Public Health, the Health Commission, the San Francisco Health Authority, and the Board of Supervisors on the design and implementation of Mental Health SF. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

**190801 [Closed Session - Existing Litigation - Pacific Gas and Electric Company - July 30, 2019]**

Motion that the Board of Supervisors convene in closed session on July 30, 2019, 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. EL19-38-000, 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. EL15-3-000, 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. I.15-08-019, filed February 25, 2015; California Public Utilities Commission Case No. R.18-10-007, filed October 25, 2018; and California Public Utilities Commission Case No. R.19-01-006, filed January 10, 2019. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**REQUEST FOR HEARING**

**190802 [Hearing - Committee of the Whole - General Obligation Bond Election - Affordable Housing - Not to Exceed \$600,000,000 - July 23, 2019]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 23, 2019, at 3:00 p.m., to hold a public hearing to consider the proposed Ordinance (File No. 190495) calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 5, 2019, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness not to exceed \$600,000,000 to finance the construction, development, acquisition, improvement, rehabilitation, preservation, and repair of affordable housing improvements, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of Affordable Housing Bond expenditures; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); scheduled pursuant to the approval of a motion made during the Board of Supervisors meeting of July 16, 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.*

*(No Department submittals were received.)*

**Clerk to Act – July 16, 2019**

**Board Meeting Minutes for June 11, 2019 and Budget and Finance Committee Special Meeting Minutes for June 13, 2019 were approved.**

**Requests Granted**

From: Supervisor Fewer

To: City Attorney

Requesting/Inquiring: Request that the City Attorney begin drafting trailing legislation for the Affordable Homes for Educators and Families Now Initiative in order to amend the unit mix requirement for Educator Housing Projects to accommodate the Francis Scott Key Teacher Housing Project and ensure it's eligible for SB-35 streamlined approval.

From: Supervisor Peskin

To: Treasurer & Tax Collector's Office, Fire Department, Police Department, Entertainment Commission, Planning Department, Department of Public Works, Department of Building Inspection and/or Department of Public Health

Requesting/Inquiring: Pursuant to the unlimited power of inquiry assigned to the Board of Supervisors in the San Francisco City Charter and applicable provisions of the San Francisco Sunshine Ordinance, I hereby request the Office of the Clerk of the Board to submit a formal letter of inquiry on behalf of my office to obtain the following information from the Treasurer & Tax Collector's Office, Fire Department, Police Department, Entertainment Commission, Planning Department, Department of Public Works, Department of Building Inspection, and/or Department of Public Health the following information:

- Since January 1, 2015, the amount and type of any fees assessed against any and all principally permitted or conditionally authorized businesses within the North Beach, Polk or Pacific Neighborhood Commercial Districts from the point of submission of an initial application to the date of final approval of the business; and
- Since January 1, 2015, the amount and type of any fees assessed against any and all principally permitted or conditionally authorized businesses within the North Beach, Polk or Pacific Neighborhood Commercial Districts on an annual or other regular basis; and
- Since January 1, 2015, the amount of time from submission of an initial application to the date of final approval for any and all principally permitted or conditionally authorized businesses within the North Beach, Polk or Pacific Neighborhood Commercial Districts, including the date of submission of an initial application by any business for which final approvals are still pending.

I understand that no single department is the custodian for all of the information requested. If any of the named departments object to the scope of this request or desire clarification of the categories of information being requested, please instruct them to reach out to my staff Lee Hepner at (415) 554-7419 or [Lee.Hepner@sfgov.org](mailto:Lee.Hepner@sfgov.org).

Notwithstanding any objection or request for clarification, I respectfully request this information be provided to my office no later than one month from the date of submission of this letter of inquiry, or August 16, 2019.

**In Memoriam**

Day'von Hann – Supervisors Ronen, Safai, Haney, Stefani and Walton  
Amber Noriega – Supervisor Brown