

# 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, July 23, 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

**190810 [Administrative, Public Works Codes - Recording of Jurisdictional Transfers and Street Vacations]**

**Sponsor:** Peskin

Ordinance amending the Administrative Code and Public Works Code to require that any resolution approving a jurisdictional transfer of real property (a transfer of the authority over City-owned real property between City departments) be recorded in the Office of the Recorder together with a legal description and map of the real property; to require that any petition to the Board of Supervisors for a street vacation include a legal description and County Surveyor-approved map, and that the Clerk of the Board record in the Office of the Recorder a copy of the adopted Ordinance together with the legal description and map; and affirming the Planning Department's determination under the California Environmental Quality Act.

ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

**190811 [Environment Code - Promotion of Reusable Food Service Ware]**

**Sponsors:** Peskin; Brown

Ordinance amending the Environment Code to require food vendors to charge customers \$0.25 for each non-reusable beverage cup and \$0.25 for each non-reusable food container, provide reusable food service ware for on-premises dining, and provide customer-accessible self-bussing stations; and affirming the Planning Department's determination under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

- 190812 [Planning Code - Allowing Long-Term Parking of and Overnight Camping in Vehicles and Ancillary Uses at 2340 San Jose Avenue]**  
**Sponsors:** Safai; Yee  
Ordinance amending the Planning Code to allow temporary long-term parking of and overnight camping in vehicles, and ancillary uses including administrative offices, restrooms, showering or bathing facilities, kitchen or other food preparation facilities, and eating areas at 2340 San Jose Avenue, Assessor's Parcel Block No. 6973, Lot No. 039, subject to compliance with all other Municipal Code requirements, including but not limited to requirements of the Overnight Safe Parking Pilot Program; 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 making findings of public necessity, convenience, and welfare under Planning Code, Section 302. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

## **RESOLUTIONS**

- 190813 [Central Market Community Benefit District - Annual Report - 2017 Calendar Year]**  
**Sponsor:** Haney  
Resolution receiving and approving an annual report for the Central Market Community Benefit District for calendar year 2017, 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. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 190814 [Yerba Buena Community Benefit District - Annual Report - FY2017-2018]**  
**Sponsor:** Haney  
Resolution receiving and approving an annual report for the Yerba Buena 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. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 190815 [Declaring a State of Emergency on Pedestrian and Cyclist Fatalities in San Francisco]**  
**Sponsors:** Haney; Yee  
Resolution declaring a state of emergency regarding pedestrian and cyclist fatalities in San Francisco. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 190816 [Supporting California State Assembly Bill No. 1784 (Santiago, Chiu, and Gonzalez) - Secure the VOTE Act]**  
**Sponsor:** Mandelman  
Resolution supporting California State Assembly Bill No. 1784, authored by Assembly Members Miguel Santiago, David Chiu, and Lorena Gonzalez, with principal co-author Senator Scott Wiener, the "Secure the VOTE Act," to authorize the Secretary of State to award up to \$16 million in matching funds, upon appropriation by the Legislature, to counties for the development of open-source paper ballot voting systems. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 190824 [Approval of a 90-Day Retroactive Extension for Building Inspection Commission Review of Ordinance Regarding Controls on Residential Demolition, Merger, Conversion, and Alteration (File No. 181216)]**  
**Sponsor:** Peskin  
 Resolution retroactively extending by 90 days the prescribed time within which the Building Inspection Commission may render its decision on the proposed Ordinance (File No. 181216) amending the Planning Code to increase penalties for violations of the Planning Code and change the administrative enforcement procedure; provide new definitions for Residential Demolitions and Residential Flats, expand definitions of Alteration and Removal, expand definitions of, require additional notice, and impose new conditional use criteria for Residential Demolitions, Mergers, and Conversions; require additional review for changes of use to Child Care Facilities that propose an increase in the exterior dimension of the building; expand definition of change of use for Residential, Neighborhood Commercial (NC) and Neighborhood Commercial Transit (NCT) districts; add new notification requirements; add requirements for replacement structures; and establish definitions, criteria and procedures for approvals of Major Expansions of Existing Residential Buildings in certain residential districts; amending the Building Code to make the definition of Residential Demolition consistent with the Planning Code, and require pre-permit inspections and additional application requirements; 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. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 190817 [Supporting the Rights of Workers at VCA San Francisco Veterinary Specialists]**  
**Sponsors:** Ronen; Mar, Haney, Peskin, Brown, Mandelman, Walton, Safai, Fewer and Yee  
 Resolution supporting the rights of workers at VCA San Francisco Veterinary Specialists, San Francisco's largest veterinary hospital. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 190818 [Congratulating Perry's Restaurant]**  
**Sponsor:** Stefani  
 Resolution congratulating Perry's Restaurant, a beloved San Francisco institution, and its owner Perry Butler on 50 years of operation on Union Street. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**MOTIONS**

- 190819 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments - November 5, 2019, Consolidated Municipal Election]**  
 Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters for the November 5, 2019, Consolidated Municipal Election. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 190822 [Appointment, Association of Bay Area Governments Executive Board - Supervisor Gordon Mar]**  
 Motion appointing Supervisor Gordon Mar, term ending June 30, 2021, to the Association of Bay Area Governments Executive Board. (Clerk of the Board). RECEIVED AND ASSIGNED to Rules Committee.

- 190823 [Appointment, Bay Area Air Quality Management District Board of Directors - Supervisor Shamann Walton]**  
 Motion appointing Supervisor Shamann Walton, term ending February 1, 2021, to the Bay Area Air Quality Management District, Board of Directors. (Clerk of the Board). RECEIVED AND ASSIGNED to Rules Committee.
- 190825 [Reappointment, Association of Bay Area Governments, Executive Board - Supervisor Rafael Mandelman]**  
 Motion reappointing Supervisor Rafael Mandelman, term ending June 30, 2021, to the Association of Bay Area Governments, Executive Board. (Clerk of the Board). RECEIVED AND ASSIGNED to Rules Committee.

**REQUESTS FOR HEARING**

- 190820 [Hearing - Laguna Honda Hospital Corrective Action Plan Following Discovery of Patient Abuse]**  
**Sponsor:** Yee  
 Hearing regarding the status of the Laguna Honda Hospital patient abuse investigation, corrective action plan, and measures taken to ensure that patient safety and well-being are safeguarded from any potential future abuse; and requesting the Department of Public Health to report. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 190821 [Closed Session - Existing Litigation - Pacific Gas and Electric Company - July 30, 2019]**  
 Closed Session for the Board of Supervisors to convene 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; scheduled pursuant to Motion No. M19-123, approved July 23, 2019. (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**

**190778 [Settlement of Unlitigated Claim - Farmers Insurance Exchange - \$300,472 - Appropriation - Water Enterprise Fund Balance]**

Ordinance approving the settlement of the unlitigated claim filed by Farmers Insurance Exchange against the City and County of San Francisco for \$300,472; the claim was filed on September 7, 2018; the claim involves alleged property damage arising from a water main break; and appropriating \$300,472 from the San Francisco Public Utilities Commission Water Enterprise fund balance for payment of settlement. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**190779 [Settlement of Lawsuit - Gregory Saputelli - \$120,000]**

Ordinance authorizing settlement of the lawsuit filed by Gregory Saputelli against the City and County of San Francisco for \$120,000; the lawsuit was filed on January 17, 2018, in San Francisco Superior Court, Case No. CGC-18-563713; entitled Gregory Saputelli 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.

**190780 [Settlement of Lawsuit - Ana Landis Velazquez - \$125,000]**

Ordinance authorizing settlement of the lawsuit filed by Ana Landis Velazquez against the City and County of San Francisco for \$125,000; the lawsuit was filed on January 26, 2017, in San Francisco Superior Court, Case No. CGC-17-556697; entitled Ana Landis Velazquez v. City and County of San Francisco; the lawsuit involves an alleged personal injury on a City Street. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **PROPOSED RESOLUTION**

**190781 [Settlement of Unlitigated Claim - Shambhala Healing Center Incorporated - \$29,250.72]**

Resolution approving the settlement of the unlitigated claim filed by Shambhala Healing Center Incorporated against the City and County of San Francisco for \$29,250.72; the claim was filed on May 1, 2019; the claim involves alleged property damaged due to sewer flooding. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**Clerk to Act – July 23, 2019**

**Board Meeting Minutes for June 18, 2019 approved.**

**Requests Granted**

NONE

**In Memoriam**

Angelina Alioto Presti - Supervisor Stefani

Bernardo Rojas - Supervisor Ronen

Paul Spudich - Supervisor Ronen

Oscaryne Williams - Supervisor Walton