

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, July 31, 2018

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

160689 [Campaign and Governmental Conduct Code - Expanding Scope of Whistleblower Protection Ordinance]

Sponsor: Cohen

Ordinance amending the Campaign and Governmental Conduct Code to broaden the agencies with which a whistleblower may file a complaint, provide retaliation protections for City contractors, increase the remedies available for whistleblowers who have suffered retaliation, and establish greater confidentiality protections for whistleblowers' identities. REACTIVATED PURSUANT TO RULE 3.42 to Rules Committee.

180644 [Planning Code, Zoning Map - Design Professional Special Use District]

Sponsor: Cohen

Ordinance amending the Planning Code and Zoning Map to create the Design Professional Special Use District at 2 Henry Adams Street, Assessor's Parcel Block No. 3910, Lot No. 001, to allow for Design Professional uses above the second story in a PDR-1-D (Production, Distribution, and Repair Design) zoning district with a Conditional Use Authorization; 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, and findings of public necessity, convenience, and general welfare under Planning Code, Section 302. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

180797 [Setting Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2018-2019]

Sponsor: Cohen

Ordinance levying property taxes at a combined rate of \$1.1630 on each \$100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District; and establishing a pass-through rate of \$0.0675 per \$100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for the fiscal year ending June 30, 2019. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 180800 [Administrative Code - Cannabis Oversight Committee]**
Sponsors: Fewer; Kim and Yee
Ordinance amending the Administrative Code to establish the Cannabis Oversight Committee to advise the Board of Supervisors and the Mayor regarding the implementation and enforcement of City laws and regulations relating to cannabis; and to require the Director of the Office of Cannabis to report information to the Committee regarding the growth of the cannabis industry in the City. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 180801 [Amending Ordinance No. 1061 - Sidewalk Width Change - Portions of Beale Street, Howard Street, and Main Street]**
Sponsor: Kim
Ordinance amending Ordinance No. 1061 titled “Regulating the Width of Sidewalks” to change the official sidewalk width of certain locations fronting Assessor’s Parcel Block No. 3718, along the northeasterly side of Beale Street between Mission and Howard Streets, the northwesterly side of Howard Street between Main and Beale Streets, and the southwesterly side of Main Street between Howard and Mission Streets, and to eliminate and reduce portions of the official sidewalk fronting Assessor’s Parcel Block No. 3718, Lot No. 38; adopting 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 UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 180802 [Administrative Code - Labor Peace Agreements for Excursion Vessel Operations Under Lease with the Port]**
Sponsor: Peskin
Ordinance amending the Administrative Code to require Labor Peace Agreements between employers operating excursion vessels under a Port lease and labor organizations seeking to represent their employees to protect the City’s ongoing proprietary interest. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 180803 [Planning Code - Mission Alcoholic Beverage Special Use District and Mission Street Neighborhood Commercial Transit District]**
Sponsor: Ronen
Ordinance amending the Planning Code to require Conditional Use Authorization for Restaurants and prohibit new brewpubs within a subarea of the Mission Alcoholic Beverage Special Use District; to establish limits on the number of eating and drinking establishments, require Conditional Use Authorization for replacing Legacy Businesses and new bars, prohibit mergers of commercial space resulting in greater than 1,500 gross square feet, require ground-floor non-residential tenant space for large projects, and expand Philanthropic Service and Light Manufacturing uses in the Mission Street Neighborhood Commercial Transit District; 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, and findings of public necessity, convenience, and welfare under Planning Code, Section 302. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 180804 [Health Code - Surplus Medication Repository and Distribution Program]**
Sponsors: Safai; Stefani
Ordinance amending the Health Code to establish a Surplus Medication Repository and Distribution Program, to be overseen by the Department of Public Health. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.

- 180805 [Police Code - Agreements Between Cannabis Businesses and Labor Organizations - Hiring Graduates of Apprenticeship and Pre-Apprenticeship Programs]**
Sponsor: Safai
 Ordinance amending the Police Code to require Cannabis Businesses, when entering into a City-mandated Labor Peace Agreement or collective bargaining agreement, to also agree that 35% of new hires shall be graduates of State-approved apprenticeship programs or of City-certified pre-apprenticeship programs, if a relevant program of either type exists. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.
- 180806 [Planning Code - Flexible Retail Use]**
Sponsor: Tang
 Ordinance amending the Planning Code to create a new Use allowing flexible, multi-use retail; making Flexible Retail principally permitted in Supervisorial District Four; 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 pursuant to Planning Code, Section 302. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 180807 [Administrative Code - Early Care and Education for All]**
Sponsors: Yee; Kim, Ronen and Cohen
 Ordinance amending the Administrative Code to establish the Early Care and Education for All Initiative, to be funded by appropriations from the Babies and Families First Fund, including procedures concerning a spending plan and reporting requirements. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Resolutions

- 180808 [Opposing California State Proposition 6 on the November 6, 2018, Ballot]**
Sponsor: Peskin
 Resolution opposing California State Proposition 6 on the November 6, 2018, ballot, the Voter Approval for Future Gas and Vehicle Taxes and 2017 Tax Repeal Initiative, which would repeal the Road Repair and Accountability Act of 2017 and require voter approval to impose, increase, or extend any future fuel tax or vehicle fee. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 180809 [Port Agreement with the National Park Service and Lease with the Golden Gate National Parks Conservancy - Alcatraz Island Embarkation at Piers 31-33]**
Sponsor: Peskin
 Resolution approving a General Agreement between the Port and the National Park Service for a 30-year term with two ten-year options allowing ferry concessioners to use Port Piers 31-33 on The Embarcadero at Bay Street (Site) under lease from the Port as the embarkation to Alcatraz Island and other Golden Gate National Recreation Area sites, and a Lease Agreement with the Golden Gate National Parks Conservancy to develop and operate visitor amenities at the Site for a 30-year term with two ten-year options, to commence upon approval by the Board of Supervisors; affirming the Port Commission's Public Trust findings; and making findings under the California Environmental Quality Act, and adopting the Mitigation Monitoring and Reporting Program for the Alcatraz Ferry Embarkation Project located at Piers 31-33 on The Embarcadero at Bay Street. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 180810 [Multifamily Housing Revenue Bonds - 1990 Folsom Street - Not to Exceed \$76,000,000]**
Sponsor: Ronen
Resolution approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City and County of San Francisco in an aggregate principal amount not to exceed \$76,000,000 for the purpose of providing financing for the construction of a 143-unit multifamily rental housing project, located at 1990 Folsom Street (the "Project") by 1990 Folsom Housing Associates, L.P.; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 180811 [Multifamily Housing Revenue Bonds - 1045 Capp Street (Abel Gonzales Apartments) - Not to Exceed \$20,000,000]**
Sponsor: Ronen
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 \$20,000,000 for 1045 Capp Street (Abel Gonzales Apartments); 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 \$20,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; 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 Committee.
- 180812 [Agreement Amendment - California Department of Transportation - Incorporate Additional Facilities and City Trench Standards]**
Sponsor: Tang
Resolution approving the Second Amendment to the Agreement for Maintenance of State Highways in San Francisco between the City and County of San Francisco ("City") and the State of California Department of Transportation ("Caltrans") to include City's maintenance of additional facilities on right-of-way within Caltrans jurisdiction, including City's maintenance and operation of additional electrical equipment on Sloat Boulevard (State Route 35) at Forest View Drive, 23rd Avenue, 36th Avenue, Constanso Way, El Mirasol Place, 26th Avenue, and 21st Avenue, and on San Jose Avenue (State Route 82) at Goethe Street and Rice Street; to include City's maintenance of speed bumps, pedestrian barrier rail, signage, and red concrete at the intersection of Rossmoor Drive and 19th Avenue; and to reflect Caltrans' authorization of the City's construction and use of water, sewer, and auxiliary water supply system trench facilities compliant with City standards ("City Trench Details") on certain specified routes, including portions of Caltrans right-of-way on Van Ness Avenue, Lombard Street, and 19th Avenue, and the City's indemnification of Caltrans regarding any failures, defects, conditions, or damage resulting from the construction and use of the City Trench Details. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

Request for Hearings

- 180813 [Hearing - San Francisco Municipal Transportation Agency - Review of Training Procedures, Policies, Hiring Practices, and Retention of Current Operators]**
Sponsor: Brown
Hearing for the San Francisco Municipal Transportation Agency (SFMTA) to explain why there is a shortage of trained operators for San Francisco's municipal transit fleet, despite knowing that new vehicles have been purchased and are scheduled to come into service to alleviate ongoing and increased congestion, and to explain the current delay of services despite being alerted to this issue in 2017; and requesting SFMTA to report. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 180814 [Hearing - Police Department - Comprehensive Plan and Citywide Strategy on Neighborhood Automobile Break-Ins, Bicycle Theft, and Property Crime]**
Sponsors: Yee; Ronen, Fewer, Kim and Stefani
Hearing to review the six month report by the Police Department on the implementation of the Comprehensive Plan and Citywide Strategy on Neighborhood Automobile Break-Ins, Bicycle Theft and Property Crime, enacted by Resolution No. 399-17; and requesting the Police Department to report. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services 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 RESOLUTIONS

- 180768 [Memorandum of Understanding - California Automated Consortium Eligibility System - Welfare Client Data System Consortium - Shared Services Approval]**
Resolution approving certification of the memorandum between the California Automated Consortium Eligibility System and Welfare Client Data System Consortium for the provision of procurement and implementation of shared services which would facilitate the move toward a single statewide-automated welfare system. (Human Services Agency). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 180769 [Real Property Lease Amendment - 25 Van Ness Avenue, Lower Level - New Conservatory Theatre Center - Monthly Base Rent \$7,983]**
Resolution authorizing the lease amendment to extend approximately 12,792 rentable square feet of space at 25 Van Ness, Lower Level, to New Conservatory Theatre Center, a California non-profit corporation, for a monthly base rent of \$7,983 for a total annual base rent of \$95,796 for the period of October 1, 2018, through September 30, 2023. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

180770 [Contract Agreement - Western States Oil and SC Fuels - Gasoline - Not to Exceed \$40,000,000]

Resolution approving the Agreement between the City and County of San Francisco and the Primary Contractor, Western States Oil, and the Secondary Contractor, SC Fuels, for gasoline, for an initial term of three years from September 1, 2018, through August 21, 2021, with two one-year options to extend, for a not to exceed amount of \$40,000,000, pursuant to Charter, Section 9.118(b). (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.

180771 [Settlement of Unlitigated Claim - Expa, LLC - \$32,120.34]

Resolution approving the settlement of the unlitigated claim filed by Expa, LLC against the City and County of San Francisco for \$32,120.34; the claim was filed on December 15, 2017; the claim involves a refund of gross receipts taxes. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Clerk to Act - July 31, 2018

Board Meeting Minutes for June 26, 2018; and the Special Meeting Minutes at the Budget and Finance Committee for June 22, 2018, and June 27, 2018 were approved.

There were no Clerk to Act requests submitted at the July 31, 2018 Board Meeting.

In Memoriams

Marie Hollins - Supervisor Safai

Mercedes Ruiz - Supervisor Tang

Phillip Scott Ryan - Board President Cohen, Supervisors Brown and Peskin

Gus Konstin - Board President Cohen and Entire Board