

# 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, October 3, 2017

### 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

#### **171041 [Planning Code - Cannabis Regulation]**

**Sponsors:** Mayor; Sheehy

Ordinance amending the Planning Code to 1) regulate cannabis land uses, including, among other things, adult use cannabis retail, Medical Cannabis Dispensaries, delivery-only services, manufacture of cannabis products, cannabis cultivation, and cannabis testing; 2) allow Medical Cannabis Dispensaries in additional zoning districts; 3) establish a land use process for the conversion of existing Medical Cannabis Dispensaries to Cannabis Retail establishments; 4) establish location and operating conditions for cannabis uses; 5) repeal Ordinance No. 186-17, which limited the number of medical cannabis dispensaries in Supervisorial District 11; and 6) delete superseded Planning Code provisions; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency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 public necessity, convenience and welfare findings pursuant to Planning Code, Section 302. SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

#### **170867 [Environment Code - Flame Retardant Chemicals in Upholstered Furniture and Juvenile Products]**

**Sponsors:** Farrell; Peskin and Sheehy

Ordinance amending the Environment Code to ban the sale in San Francisco of upholstered furniture and juvenile products made with or containing an added flame retardant chemical. SUBSTITUTED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

#### **171066 [Campaign and Governmental Conduct Code - Failure to File Form 700s]**

**Sponsor:** Peskin

Ordinance amending the Campaign and Governmental Conduct Code to disqualify members of City boards and commissions who have not filed their Form 700s from participating in or voting on certain matters. (Ethics Commission). ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## **Resolutions**

**170989 [Jurisdictional Transfer of City Property - Real Estate Division - Fire Department - 2245 Jerrold Avenue - \$0]**

**Sponsor:** Cohen

Resolution approving the jurisdictional transfer of 2245 Jerrold Avenue, Assessor's Parcel Block No. 5286A, Lot No. 004, of the City and County of San Francisco currently under the jurisdiction of the Real Estate Division to the Fire Department; approving the transfer price of \$0; adopting findings, including environmental findings, General Plan findings, and Planning Code, Section 101.1, findings; and authorizing other actions in furtherance of this Resolution, as defined herein. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

**171067 [Urging the United States Congress to Oppose United States House of Representatives Bill 38, and United States Senate Bill 446]**

**Sponsors:** Farrell; Cohen

Resolution urging the United States Congress to oppose the United States House of Representatives Bill 38, the Concealed Carry Reciprocity Act of 2017, and United States Senate Bill 446, the Constitutional Concealed Carry Reciprocity Act of 2017. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**171068 [Naming the Batting Cage at Victoria Manalo Draves Park - "Tim Figueras Batting Cage"]**

**Sponsor:** Kim

Resolution declaring the new batting cages installed at Victoria Manalo Draves Park be named "Tim Figueras Batting Cage" after former Gene Friend Recreation Center and longtime community member, Tim Figueras. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**171069 [Memorandum of Understanding - San Francisco Community College District - Use of San Francisco City College Enrollment Fee Assistance Fund - Not to Exceed \$11,233,904]**

**Sponsor:** Kim

Resolution approving a Memorandum of Understanding between the City and County of San Francisco and the San Francisco Community College District for the City to provide financial support to the Free City College Program not to exceed \$11,233,904, for a term beginning upon certification of available funds by the Controller and ending on June 30, 2019. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**171070 [Accept and Expend Gift - Comfort Women Justice Coalition - "Comfort Women's" Column of Strength, and Artwork Maintenance - Total Gift Value of \$398,000]**

**Sponsors:** Kim; Fewer and Peskin

Resolution retroactively authorizing the San Francisco Arts Commission to accept a gift of art, entitled The "Comfort Women's" Column of Strength, valued at \$190,000 from the "Comfort Women" Justice Coalition, a non-profit organization, for display in a new plaza adjacent to St. Mary's Square known as St. Mary's Extension; and retroactively authorizing the Arts Commission to accept and expend a donation from the "Comfort Women" Justice Coalition of \$208,000 for the purpose of maintaining the artwork for a period not less than 20 years, for a total gift value of \$398,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Requests for Hearing**

- 171071 [Hearing - San Francisco's Five-Year Strategic Framework Plan to Reduce Homelessness]**  
**Sponsor:** Farrell  
Hearing on San Francisco's five-year strategic framework plan to reduce homelessness; and requesting the Department of Homelessness and Supportive Housing to report. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 170843 [Hearing - Exploration of Good Food Purchasing Policy]**  
**Sponsor:** Fewer  
Hearing to explore the development of good food purchasing policies for key City departments; and requesting the Department of Public Health, Sheriff's Department, and San Francisco Unified School District to report. SUBSTITUTED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 171072 [Hearing - Update on Recreation and Parks Department's Strategic, Operational, and Capital Plans]**  
**Sponsor:** Kim  
Hearing on the progress the Recreation and Parks Department has made in reviewing and updating its Strategic, Operational, and Capital Plans; and requesting the Recreation and Parks Department to report. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 171073 [Hearing - Production, Funding, and Preservation of Workforce and Middle-Class Housing]**  
**Sponsor:** Safai  
Hearing to examine the past ten years of the production, funding, and preservation of workforce and middle-class housing, examine the City's projected development and preservation of workforce and middle-class affordable rental and ownership housing over the next ten years, focusing the reports on housing between 55% to 175% area median income; and requesting the Mayor's Office of Housing and Community Development, Office of Community Investment and Infrastructure, Office of Economic Workforce Development, and Planning Department to report. RECEIVED AND ASSIGNED to Land Use and Transportation 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**

- 171033 [Settlement of Lawsuit - Dora Delfi Mejia Jacobo - \$50,000]**  
Ordinance authorizing settlement of the lawsuit filed by Dora Delfi Mejia Jacobo against the City and County of San Francisco for \$50,000; the lawsuit was filed on May 19, 2015, in San Francisco Superior Court, Case No. CGC-15-545823; entitled Dora Delfi Mejia Jacobo v. Greg Suhr in his official capacity, et al.; the lawsuit involves alleged civil rights violations. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 171034 [Settlement of Lawsuit - Tasha Spencer - \$160,000]**  
Ordinance authorizing settlement of the lawsuit filed by Tasha Spencer against the City and County of San Francisco for \$160,000; the lawsuit was filed on September 27, 2016, in San Francisco Superior Court, Case No. CGC 16-554523; entitled Tasha Spencer v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **PROPOSED RESOLUTIONS**

- 171035 [Settlement of Unlitigated Claim - Kelli Grotzke - \$78,193]**  
Resolution approving the settlement of the unlitigated claim filed by Kelli Grotzke against the City and County of San Francisco for \$78,193; the claim was filed on September 24, 2013; the claim involves an employment dispute. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 171036 [Settlement of Unlitigated Claim - Kacey Christie - \$62,500]**  
Resolution approving the settlement of the unlitigated claim filed by Kacey Christie against the City and County of San Francisco for \$62,500; the claim was filed on May 31, 2017; the claim involves a personal injury on a City street. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 171037 [Settlement of Unlitigated Claim - UBS Financial Services, Inc. - \$125,266.48]**  
Resolution approving the settlement of the unlitigated claim filed by UBS Financial Services against the City and County of San Francisco for \$125,266.48; the claim was filed on February 17, 2017; the claim involves personal property tax refund. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 171038 [Emergency Declaration - Repair of the Moccasin Powerhouse Unit 2 Generator Step-up Transformer - Total Estimated Cost Not to Exceed \$400,000]**  
Resolution approving an emergency declaration of the San Francisco Public Utilities Commission (SFPUC) pursuant to San Francisco Administrative Code, Section 6.60, to repair the buswork and bushings on the Moccasin Powerhouse Unit 2 generator step-up transformer, with a total estimated cost not to exceed \$400,000. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**171039 [Purchase and Sale Agreement - Buddhi Dharma Lien Guo Foundation - 7484 Sheridan Road, Sunol, CA - \$3,305,000]**

Resolution approving and authorizing the execution of a Purchase and Sale Agreement with the Buddhi Dharma Lien Guo Foundation (“Buyer”) or Buyer’s assignee, for the sale by the City and County of San Francisco, acting through the San Francisco Public Utilities Commission, to Buyer of approximately 84 acres of improved real property located at 7484 Sheridan Road, Sunol, California for \$3,305,000; adopting findings under the California Environmental Quality Act; adopting findings that the sale is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property and/or the SFPUC’s General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**171040 [Contract Amendment No. 3 - New Flyer of America, Inc. - Purchase of Low Floor Diesel-Hybrid Buses - Not to Exceed \$413,774,673]**

Resolution approving Amendment No. 3 to Contract No. CPT 713 (Procurement of 40-Ft and 60-Ft Low Floor Diesel Hybrid Coaches) with New Flyer of America Inc., to revise the list of spare parts and special tools and to include the list of additional equipment added to the vehicles during the production phase of the Contract, for an additional amount of \$1,504,252 and a total contract amount not to exceed \$413,774,673 with no change to the term of the contract. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – October 3, 2017**

**No Board Meeting Minutes were approved.**

**Requests Granted**

From: Supervisor Peskin

To: City Attorney

Requesting/Inquiring: Supervisor requests a Charter Amendment, amending Section 12.100 of the City Charter, changing the composition of the Board of the San Francisco Employee Retirement System to remove certain members of the Retirement Board and add certain members to that body.

**In Memoriam**

Victims of the mass shooting in Las Vegas - Full Board

Stacey Etchebar - Full Board

Paul Otellini - Supervisor Farrell

Susana Robles Desgarenes - Supervisor Sheehy

Michael Jones - Supervisor Kim

Janet K. Tandy - Supervisor Peskin

Sidney Chan - Supervisor Peskin