

Board of Supervisors



City Hall
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San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced at Roll Call

Tuesday, October 29, 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 AMENDMENT

191104 [Charter Amendment - Appointments to Fill Vacancies in Elective Office]

Sponsors: Mar; Ronen, Fewer, Haney and Peskin

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to provide that when the Mayor appoints a person to fill a vacancy in local elective office less than 90 days before a scheduled election for that office, the appointee may not be a candidate for the office at that election; at an election to be held on November 3, 2020. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

ORDINANCES

191105 [Administrative Code - Extending Eviction Control to Units Constructed After 1979]

Sponsors: Haney; Fewer

Ordinance amending the Administrative Code to apply eviction controls to units that are exempt from rent increase limitations because they first received a certificate of occupancy after June 13, 1979, or have undergone a substantial rehabilitation; extending the City's current residential rental unit fee to these units; making non-substantive, technical changes; and making findings as required by the Tenant Protection Act of 2019. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

191106 [Administrative Code - Annual Report on Job Growth and Housing Production]

Sponsors: Mar; Haney and Fewer

Ordinance amending the Administrative Code to require an annual report analyzing the fit between housing needs associated with job growth by wages in San Francisco and housing production by affordability in the City. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

191107 [Business and Tax Regulations Code - Extending Temporary Suspension of Business Registration and Fee for Transportation Network Company Drivers and Taxi Drivers]

Sponsor: Peskin

Ordinance amending the Business and Tax Regulations Code to extend through FY2020-2021 the temporary suspension of the application of the business registration and fee requirements to transportation network company drivers and taxi drivers. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

RESOLUTIONS

191108 [Accept and Expend Grant - Alternative Process County Competitive Allocation Funds - California Department of Housing and Community Development - No Place Like Home Grant Program - Up to \$36,501,108]

Sponsor: Mayor

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to participate in the second round Notice of Funding Availability and accept and expend the county competitive allocation award for an amount up to \$36,501,108, under the California Department of Housing and Community Development No Place Like Home Program, which provides funding for counties to develop multifamily housing specifically for persons with serious mental illness who are homeless, chronically homeless, or at-risk of chronic homelessness, for a term to commence following Board approval. (Mayor's Office of Housing and Community Development). RECEIVED AND ASSIGNED to Budget and Finance Committee.

191109 [Accept and Expend Grant - Fiscal Year 2019 Housing Opportunities for Persons with AIDS Permanent Supportive Housing Renewal - \$1,430,000]

Sponsor: Mayor

Resolution approving the Fiscal Year 2019 Housing Opportunities for Persons with AIDS (HOPWA) Permanent Supportive Housing Renewal Grant; and authorizing the Mayor, on behalf of the City and County of San Francisco, to accept and expend the City's Fiscal Year 2019 HOPWA Permanent Supportive Housing Renewal Grant from the U.S. Department of Housing and Urban Development in the amount of \$1,430,000 for the period of January 1, 2020, through December 31, 2022. (Mayor's Office of Housing and Community Development). RECEIVED AND ASSIGNED to Budget and Finance Committee.

191110 [Accept and Expend Grant - Retroactive - San Francisco Public Health Foundation - California Community Reinvestment Grants Program - \$350,000]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$350,000 from the San Francisco Public Health Foundation to participate in a program, entitled "California Community Reinvestment Grants Program," for the period of October 1, 2019, through September 30, 2021. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

191111 [Exclusive Negotiating Agreement - Ground Lease of 155 Grove Street, 165 Grove Street, and 240 Van Ness Avenue - Mercy Housing California - \$15,000 Annual Lease Payment]

Sponsors: Mayor; Haney

Resolution approving an Exclusive Negotiating Agreement (“ENA”) with Mercy Housing California, a California non-profit public benefit corporation, for a proposed ground lease of City real property at 155 Grove Street, 165 Grove Street, and 240 Van Ness Avenue (Assessor’s Parcel Block No. 0811, Lot Nos. 016, 019 and 021), with an annual lease payment of \$15,000, under the jurisdiction of the Real Estate Division, subject to several conditions; affirming the Planning Department’s determination under the California Environmental Quality Act (“CEQA”); adopting the Planning Department’s findings that the transaction contemplated by the ENA is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and that the transaction contemplated by the ENA is not defined as a project under CEQA Guidelines, Sections 15378 and 15060(c)2, subject to City’s discretionary approval after the completion of environmental review; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of the ENA and this Resolution, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.

191112 [Multifamily Housing Revenue Bonds - 711 Eddy Street - Not to Exceed \$84,840,000]

Sponsor: Mayor

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$84,840,000, in one or more series or subseries, for the purpose of providing financing for the acquisition and rehabilitation of a 202-unit multifamily rental housing project known as “Eastern Park Apartments;” approving the form of and authorizing the execution of an indenture of trust providing the terms and conditions of and the authorization for the issuance of such bonds; approving the form of, and authorizing the execution of, a financing agreement providing the terms and conditions of the loans from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a bond purchase agreement; approving the form of an Official Statement for such bonds and authorizing the distribution thereof; 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 loans, the bonds and the Project; granting general authority to City officials to take actions necessary to implement this Resolution, subject to the terms of this Resolution; and related matters, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.

191113 [Multifamily Housing Revenue Bonds - 1064-1068 Mission Street - Not to Exceed \$87,000,000]

Sponsor: Mayor

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$87,000,000 for the purpose of providing financing for the acquisition and construction of a 258-unit, affordable multifamily residential rental housing project located at 1064-1068 Mission Street; approving the form of and authorizing the execution of a trust indenture providing terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; 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 Committee.

- 191114 [Loan Agreement and Ground Lease - 1064 Mission, L.P. - 100% Affordable Housing - 1064-1068 Mission Street - Loan Amount Not to Exceed \$74,408,049 - Annual Ground Lease Base Rent Amount of \$1]**
Sponsor: Mayor
 Resolution approving and authorizing the Director of the Mayor’s Office of Housing and Community Development to execute an amended and restated Loan Agreement and a long term Ground Lease with 1064 Mission, L.P., a California limited partnership, in a loan amount not to exceed \$74,408,049 for a minimum loan term of 57 years to finance the construction of a 100% affordable, 256-unit multifamily rental housing development (plus two staff units) for low income adults and seniors experiencing homelessness with ancillary commercial space for public benefit and community serving purposes for a culinary job training program (“Project”) and a lease term of 75 years with one 24-year option to extend, and with an annual base rent of \$1 in order to construct the Project once the site is transferred to the City (“Ground Lease”); adopting findings that the Loan Agreement and Ground Lease are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property and the Director of the Mayor’s Office of Housing and Community Development to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Mayor’s Office of Housing and Community Development). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 191115 [Grant Agreement Amendment - 1064 Mission Homeless Services Center LLC - City-Owned and Operated Homeless Services Center - 1064-1068 Mission Street - Not to Exceed \$13,450,689]**
Sponsor: Mayor
 Resolution approving and authorizing the Director of the Mayor’s Office of Housing and Community Development to execute an amended and restated Grant Agreement with 1064 Mission Homeless Services Center LLC, a California limited liability corporation, in an amount not to exceed \$13,450,689 to finance the construction of a City-owned and operated Homeless Services Center for residents experiencing homelessness, located on the two floors on the ground level of 1064-1068 Mission Street facing Stevenson Street, to commence upon Board approval, for a grant period of August 1, 2019, through August 1, 2021. (Mayor’s Office of Housing and Community Development). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 191116 [Loan Documents - Amendment to an Existing Loan Agreement - The San Francisco Housing Accelerator Fund - Not to Exceed \$20,000,000]**
Sponsors: Mayor; Mar, Stefani and Ronen
 Resolution approving and authorizing the Director of the Mayor’s Office of Housing and Community Development to execute an Amendment to the Loan Documents related to an existing Loan Agreement with the San Francisco Housing Accelerator Fund (“SFHAF”), a California nonprofit public benefit corporation, for an increase in an amount not to exceed \$10,000,000 for a total loan amount of \$20,000,000 and a minimum loan term of 20 years to support the SFHAF in reducing capital costs and improving the availability of SFHAF financing for private-party affordable housing acquisitions and rehabilitations in San Francisco; and adopting findings that the Loan Agreement is consistent with the California Environmental Quality Act. (Mayor’s Office of Housing and Community Development). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 191065 [Mills Act Historical Property Contract - 1401 Howard Street]**
Sponsor: Haney
 Resolution approving an historical property contract between 1401 Howard LLC, the owner of 1401 Howard Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor-Recorder to execute and record the historical property contract. (Historic Preservation Commission). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 191067 [Mills Act Historical Property Contract - 2168 Market Street]**
Sponsor: Mandelman
 Resolution approving an historical property contract between the Swedish Society of San Francisco, the owners of 2168 Market Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor-Recorder to execute and record the historical property contract. (Historic Preservation Commission). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 191117 [Urging the State of California to Rescind or Amend the Fee-for-Service Pharmacy Reimbursements Policy for Specialty Medications]**
Sponsors: Ronen; Mandelman, Haney, Brown and Fewer
 Resolution urging the State of California to rescind or amend the new Department of Health Care Services Medi-Cal policy, regarding fee-for-service pharmacy reimbursements for covered specialty medications. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUEST FOR HEARING

- 191118 [Hearing - Filling Vacancies for Urgent Public Safety Positions]**
Sponsors: Stefani; Yee and Mandelman
 Hearing to examine the hiring practices and procedures around certain critical public health and safety positions, including positions created as part of the Police Department's civilianization plan, in order to understand how long it takes to fill vacancies and ascertain ways to improve or prioritize hiring these urgent positions; and requesting the Department of Human Resources 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 and introduced by the President.

PROPOSED ORDINANCES

- 191060 [Settlement of Lawsuit - Joan Frost - \$105,000 - Appropriation - Wastewater Enterprise Fund Balance]**
 Ordinance authorizing settlement of the lawsuit filed by Joan Frost against the City and County of San Francisco for \$105,000; the lawsuit was filed on August 3, 2018, in San Francisco Superior Court, Case No. CGC-18-568679; entitled Joan Frost v. The City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from a motor vehicle collision; and appropriating \$105,000 from the San Francisco Public Utilities Commission Wastewater Enterprise fund balance for payment of settlement. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

191061 [Settlement of Lawsuit - Pacific Bell Telephone Company - \$124,500]
Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company against the City and County of San Francisco for \$124,500; the lawsuit was filed on April 4, 2019, in San Francisco Superior Court, Case No. CGC-19-575041; entitled Pacific Bell Telephone Company v. City and County of San Francisco; the lawsuit involves a pipe leak that damaged plaintiff's equipment. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

191062 [Amending Ordinance No. 1061 - Sidewalk Width Reduction - Along Pierce Street Between O'Farrell and Ellis Streets]
Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to reduce the official sidewalk width of certain locations along the westerly side of Pierce Street between O'Farrell and Ellis Streets, in front of the Maxine Hall Health Center at 1301 Pierce Street; 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. (Public Works). ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

PROPOSED RESOLUTIONS

191063 [Settlement of Unlitigated Claim - 220 Golden Gate Associates, L.P. - \$262,184.16 Plus Interest]
Resolution approving the settlement of the unlitigated claim filed by 220 Golden Gate Associates, L.P. against the City and County of San Francisco for \$262,184.16 plus statutory interest; the claim was filed on July 15, 2019; the claim involves an alleged overpayment of property taxes. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

191064 [Mills Act Historical Property Contract - 2251 Webster Street]
Resolution approving an historical property contract between Sally A. Sadosky Revocable Trust, the owner of 2251 Webster Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor-Recorder to execute and record the historical property contract. (Historic Preservation Commission). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

191066 [Mills Act Historical Property Contract - 64 Potomac Street]
Resolution approving an historical property contract between Gustav Lindqvist & Caroline Ingeborn, the owners of 64 Potomac Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor-Recorder to execute and record the historical property contract. (Historic Preservation Commission). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

191068 [Mills Act Historical Property Contract - 2731-2735 Folsom Street]
Resolution approving an historical property contract between Adele Feng, Timothy Wen Haw Yen, Brent Goldman, and 2735 Folsom Street, LLC, the owners of 2731-2735 Folsom Street, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor-Recorder to execute and record the historical property contract. (Historic Preservation Commission). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Clerk to Act - October 29, 2019

Board Meeting Minutes for September 24, 2019 approved.

Requests Granted

From: Supervisor Ronen

To: Budget & Legislative Analyst

Requesting/Inquiring: Report on options and costs to provide air cooling and particle filtration in city-funded homeless shelters and navigation centers.

In Memoriam

Burk "Buck" Delventhal - Full Board