



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, March 10, 2020 - 2:00 PM

Regular Meeting

NORMAN YEE, PRESIDENT
SANDRA LEE FEWER, MATT HANEY, RAFAEL MANDELMAN, GORDON MAR, AARON
PESKIN, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI,
SHAMANN WALTON

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee
Supervisors Fewer, Walton, Mandelman, Yee, Ronen

Budget and Finance Committee
Supervisors Fewer, Walton, Mandelman

Government Audit and Oversight Committee
Supervisors Mar, Peskin, Haney

Joint City, School District, and City College Select Committee
Supervisors Haney, Fewer, Mar (Alt), Commissioners Moliga, Collins, Cook (Alt),
Trustees Randolph, Williams, Selby (Alt)

Land Use and Transportation Committee
Supervisors Peskin, Safai, Preston

Public Safety and Neighborhood Services Committee
Supervisors Mandelman, Stefani, Walton

Rules Committee
Supervisors Ronen, Stefani, Mar

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

1st and 3rd Thursday
10:00 AM

2nd Friday
10:00 AM

Monday
1:30 PM

2nd and 4th Thursday
10:00 AM

Monday
10:00 AM

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications expected to be made a part of the official file should be submitted to the Clerk of the Board or Clerk of a Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Board or Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution to all of its members.

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AGENDA PACKET: Available for review in the Office of the Clerk of the Board, City Hall, 1 Dr. Carlton B Goodlett Place, Room 244, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Language services are available in Spanish, Chinese and Filipino at all regular and special Board and Committee meetings if made at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Wilson Ng at (415) 554-5184.

所有常規及特別市參事委員會會議 (Board meetings) 除委員會會議 (Committee meetings) 將予以提供西班牙文, 菲律賓文, 及中文的語言服務, 但須在會議前最少48小時作出請求, 旨在確保服務屆時可予以提供。更多資訊或請求有關服務, 請致電 (415) 554-7719 聯絡 Linda Wong.

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PAUNAWA: Mayroong serbisyong pang-wika sa Espanyol, Intsik at Tagalog para sa lahat ng mga regular at espesyal na pulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Filipino na maaaring i-request sa pinakmababa na di bababa sa 48 oras bago ang pulong upang matiyak na matutugunan and inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

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In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at sothf@sfgov.org. Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <http://www.sfbos.org/sunshine>

Ethics Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>.

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit sfethics.org.

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the [February 4, 2020](#), Board Meeting Minutes.

AGENDA CHANGES

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

Pursuant to Charter Section 3.100(7), the Mayor shall appear, in person, at one regularly scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board. This item will be read at the Board Meeting on the second Tuesday of each month, unless rescheduled by the Mayor and the Board President. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Agenda as an action item.

By eight (8) votes, the Board of Supervisors may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.

1. [200258](#) **[Formal Policy Discussions - March 10, 2020]**
Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall discuss the following eligible topics submitted from the Supervisors representing Districts 5 and 6. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed two minutes per question or answer.
 1. Corruption (District 5)
 2. Transportation Infrastructure (District 6)

Discussion: The Mayor shall DISCUSS eligible topic(s) with the Board of Supervisors.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 2 through 8

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Mar, Haney

2. [200060](#) **[Settlement of Lawsuit - Families First, Inc. - City to Receive \$189,884.63]**
Ordinance authorizing settlement of the lawsuit filed on behalf of the City and County of San Francisco and five other counties against Families First, Inc. (aka EMQ Families First, Inc. and Uplift Family Services) for \$189,884.63; the lawsuit was filed on July 22, 2014, in Alameda County Superior Court, Case No. RG14733912; entitled State of California, County of Alameda, County of Sacramento, County of San Francisco, County of Contra Costa, County of Sonoma, and County of Yolo ex rel. Helen Haeri Kim and Lisa Little Villela v. Families First, Inc.; the lawsuit involves allegations by two former employees of Families First's Davis residential facility that Families First failed to provide adequate Day Treatment Intensive mental health services, failed to utilize qualified personnel, and falsely certified that it was complying with Medi-Cal regulations in providing such services when it billed San Francisco and the other counties for them. (City Attorney)

03/03/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [200078](#) **[Settlement of Lawsuit - San Francisco SRO Hotel Coalition, et al. - \$300,000]**
Ordinance authorizing settlement of the lawsuit filed by San Francisco SRO Hotel Coalition, Hotel Des Arts, LLC, and Brent Haas against the City and County of San Francisco for \$300,000; the lawsuit was filed on May 8, 2017, in San Francisco Superior Court, Case No. CPF-17-515656; entitled San Francisco SRO Hotel Coalition, et al. v. City and County of San Francisco, et al.; the settlement resolves a claim for attorney's fees and costs following Petitioners' challenge to Ordinance No. 38-17 on the grounds, in part, that San Francisco's approval of Ordinance No. 38-17 violated the California Environmental Quality Act, and Ordinance No. 38-17 violated petitioners' constitutional rights. (City Attorney)

03/03/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [200079](#) **[Settlement of Lawsuit - Jennie Feldman - \$150,000]**
Ordinance authorizing settlement of the lawsuit filed by Jennie Feldman against the City and County of San Francisco for \$150,000; the lawsuit was filed on July 3, 2019, in San Francisco Superior Court, Case No. CGC-19-577368; entitled Jennie Feldman v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from a falling tree branch. (City Attorney)

03/03/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
5. [200080](#) **[Settlement of Lawsuit - Virginia Ernster - \$70,000]**
Ordinance authorizing settlement of the lawsuit filed by Virginia Ernster against the City and County of San Francisco for \$70,000; the lawsuit was filed on May 21, 2019, in San Francisco Superior Court, Case No. CGC-19-576126; entitled Virginia Ernster and Martin Ernster v. City and County of San Francisco, Cristina Couch; the lawsuit involves an alleged personal injury from a vehicle collision. (City Attorney)

03/03/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
6. [200081](#) **[Settlement of Lawsuit - Jamie Sanchez and Yovanna Sanchez - \$27,500]**
Ordinance authorizing settlement of the lawsuit filed by Jamie Sanchez and Yovanna Sanchez against the City and County of San Francisco for \$27,500; the lawsuit was filed on May 21, 2019, in San Francisco Superior Court, Case No. CGC-19-576118; entitled Jamie Sanchez, et al. v. City and County of San Francisco, et al.; the lawsuit involves a vehicle collision. (City Attorney)

03/03/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
7. [200107](#) **[Settlement of Lawsuit - Vera Cort - City to Receive \$200,000]**
Ordinance authorizing settlement of the lawsuit filed by Vera Cort, Trustee of Cort Survivor Trust, against the City and County of San Francisco for \$200,000; the lawsuit was filed on March 7, 2019, in San Francisco Superior Court, Case No. CPF-19-516582, entitled Vera Cort, Trustee of Cort Survivor Trust v. City and County of San Francisco, et al.; the lawsuit involves petitioner's challenge to the City's cancellation of her construction permits after petitioner demolished property in violation of the issued permits. (City Attorney)

03/03/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
8. [200108](#) **[Settlement of Lawsuit - Garry Peace - \$43,500]**
Ordinance authorizing settlement of the lawsuit filed by Garry Peace against the City and County of San Francisco for \$43,500; the lawsuit was filed on November 8, 2017, in San Francisco Superior Court, Case No. CGC-17-562373; entitled Garry Peace v. City and County of San Francisco; the lawsuit involves an alleged personal injury while walking on a City sidewalk. (City Attorney)

03/03/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Fewer, Walton, Mandelman

9. [200038](#) **[Appropriation - Refunding General Obligation Bond Proceeds - \$255,000,000 - FY2019-2020]**
Sponsor: Mayor
Ordinance appropriating not to exceed \$255,000,000 from the issuance of one or more series of Refunding General Obligation Bonds; and placing such amount on Controller's reserve subject to the closing of one or more refunding transactions for FY2019-2020.
- (Fiscal Impact)
- 03/03/2020; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Preston

10. [190454](#) **[Planning Code - Obstructions in Required Setbacks, Yards, and Usable Open Space]**
Ordinance amending the Planning Code to allow, in required setbacks, yards, and usable open space, all projections of an architectural nature if they meet the specified requirements and to allow bay windows that do not meet the specified requirements to apply for a Zoning Administrator waiver; 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. (Planning Commission)
- 03/03/2020; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

11. [200083](#) **[Transfer of Redevelopment Agency Real Property Assets - Office of Community Investment and Infrastructure - Public Works, Mayor's Office of Housing and Community Development, and Recreation and Park Department]**
Resolution authorizing and approving the acceptance of certain real property assets from the Office of Community Investment and Infrastructure to the City and County of San Francisco; placing parcels under the jurisdiction of Public Works (Assessor's Parcel Block (Block) No. 5203, Lot Nos. 037 and 044; Block No. 4570, Lot Nos. 020, 021, and 028; and Block No. 3751, Lot Nos. 167 and 168); placing parcels under the Mayor's Office of Housing and Community Development (Block No. 5423A, Lot 009; and Block No. 3731, Lot Nos. 240 and 241); placing property commonly known as the Adam Rogers Park Addition under the jurisdiction of the Recreation and Park Department; finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings under the California Environmental Quality Act. (City Administrator)

03/03/2020; CONTINUED.

Question: Shall this Resolution be ADOPTED?

Referred Without Recommendation from the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Preston

12. [191253](#) **[Street Vacation - Millennium Tower 301 Mission Perimeter Pile Upgrade Project]**
Sponsor: Mayor
Ordinance ordering the vacation of the sidewalk portion of streets on the south side of Mission Street at the intersection of Mission and Fremont Streets and on the east side of Fremont Street at the same intersection to allow a structural upgrade of the 301 Mission Street high-rise building known as Millennium Tower, subject to certain conditions; rededicating the area subject to the street vacation to public use for street and right-of-way purposes after the City's issuance of an easement for the abovementioned structural upgrade; adopting environmental findings under the California Environmental Quality Act; adopting findings that the vacation and rededication of the street area are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing actions in furtherance of this Ordinance.

03/03/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Fewer, Walton

13. [200005](#) **[Airport Professional Services Agreement Modification - FSP PPM Management, LLC - Curbside Management Services - Not to Exceed \$29,950,859]**
Resolution approving Modification No. 1 to Airport Contract No. 50085, Curbside Management Services, with FSP PPM Management, LLC, to increase the contract amount by \$10,428,565 for a new not to exceed amount of \$29,950,859; and to exercise the one one-year option to extend the term from July 1, 2020, through June 30, 2021, pursuant to Charter, Section 9.118(b). (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

Present: Supervisors Fewer, Walton, Mandelman

14. [200111](#) **[Agreement Amendment - Retroactive - APX, Inc. - Power Scheduling Coordination and Related Support Services - Not to Exceed \$149,900,000]**
Resolution retroactively authorizing the General Manager of the Public Utilities Commission to execute the first amendment to Agreement No. CS-344 Power Scheduling Coordination and Related Support Services, with APX, Inc. to amend the not to exceed amount from \$105,000,000 to \$107,900,000 and authorizing the General Manager of the Public Utilities Commission to execute a second amendment providing a two-year extension to the contract term, for a total term of seven years, from June 16, 2015, through June 15, 2022, and increasing the not to exceed amount by \$42,000,000 for a total not to exceed amount of \$149,900,000 pursuant to Charter, Section 9.118. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Mar, Peskin, Haney

15. [200130](#) **[Request for Procurement - Special Investigation Services]**
Sponsors: Haney; Mar, Ronen, Preston and Walton
Motion to direct and authorize the Clerk of the Board to initiate a procurement process with pre-qualified vendors for Special Investigation services, with regard to potential corruption within the local government of the City and County of San Francisco.
- Question: Shall this Motion be APPROVED?**

Recommendation of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mandelman, Stefani, Walton

16. [191073](#) **[Health Code - Medical Examiner Reports of Drug Overdose Deaths]**
Sponsors: Haney; Walton, Ronen, Fewer and Mar
Ordinance amending the Health Code to require the Medical Examiner to report information to the Mayor, Board of Supervisors, and Director of Health once every four months regarding deaths arising from drug overdoses.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Recommendations of the Rules Committee

Present: Supervisors Ronen, Stefani, Mar

17. [200059](#) **[Administrative Code - Delegating Authority for Applications for Discharge from Accountability for Taxes on Unsecured Property]**
Ordinance amending the Administrative Code to delegate authority from the Board of Supervisors to the Controller, under California Government Code, Section 25259.5, to grant applications for discharge from accountability filed by the Tax Collector for the collection of any delinquent taxes on unsecured property. (Treasurer-Tax Collector)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
18. [200132](#) **[Amending Board Rules - Administration of Oaths and Issuance of Subpoena Duces Tecum]**
Sponsors: Peskin; Ronen, Mar, Haney and Preston
Motion amending the Board of Supervisors Rules of Order to set forth the process for administration of oaths to individuals testifying before the Board pursuant to a subpoena, and to authorize the Government Audit and Oversight Committee to administer oaths and issue subpoenas duces tecum.
- Question: Shall this Motion be APPROVED?**
- Present: Supervisors Ronen, Stefani*
19. [200233](#) **[Reappointments, Commission on the Aging Advisory Council - Juliet Rothman and Margaret Graf]**
Motion reappointing Juliet Rothman and Margaret Graf, terms ending March 31, 2022, to the Commission on the Aging Advisory Council. (Rules Committee)
- Question: Shall this Motion be APPROVED?**
20. [200234](#) **[Appointment, Park, Recreation, and Open Space Advisory Committee - Susan Ryan]**
Motion appointing Susan Ryan, term ending February 1, 2022, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)
- Question: Shall this Motion be APPROVED?**

21. [200235](#) **[Appointment, Pedestrian Safety Advisory Committee - Marta Lindsey]**
Motion appointing Marta Lindsey, term ending March 31, 2022, to the Pedestrian Safety Advisory Committee. (Rules Committee)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m:

- 1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
- 2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
- 3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
- 4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.*
- 5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.*

(Hearing continued from February 11, 2020. The President may entertain a motion to continue this Hearing and associated Motions to the Board of Supervisors meeting on March 24, 2020.)

22. [200067](#) **[Hearing - Appeal of Conditional Use Authorization - 95 Nordhoff Street]**
Hearing of persons interested in or objecting to the certification of Conditional Use Authorization pursuant to Planning Code, Sections 121 and 303, for a proposed project at 95 Nordhoff Street, Assessor's Parcel Block No. 6763, Lot No. 001, identified in Planning Case No. 2018-015554CUA, issued by the Planning Commission by Motion No. 20602, dated December 12, 2019, for the subdivision of an existing lot currently containing a single-family dwelling unit into four new lots, two of which will be substandard lots, within the RH-1 (Residential-House, One Family) Zoning District and the 40-X Height and Bulk District. (District 8) (Appellant: Steven Ganz) (Filed January 13, 2020) (Clerk of the Board)

02/11/2020; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two Motions should be approved.)

23. [200068](#) **[Approving Conditional Use Authorization - 95 Nordhoff Street]**
Motion approving the decision of the Planning Commission by its Motion No. 20602, approving a Conditional Use Authorization, identified as Planning Case No. 2018-015554CUA, for a proposed project located at 95 Nordhoff Street; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

02/11/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

24. [200069](#) **[Conditionally Disapproving Conditional Use Authorization - 95 Nordhoff Street]**
Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 20602, approving a Conditional Use Authorization, identified as Planning Case No. 2018-015554CUA, for a proposed project at 95 Nordhoff Street, subject to the adoption of written findings by the Board in support of this determination. (Clerk of the Board)

(Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds of the members of the Board.)

02/11/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

25. [200070](#) **[Preparation of Findings Related to Conditional Use Authorization Appeal - 95 Nordhoff Street]**
Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization, identified as Planning Case No. 2018-015554CUA, for a proposed project at 95 Nordhoff Street. (Clerk of the Board)

02/11/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORT

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, March 9, 2020, at 1:30 p.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, March 10, 2020.

26. [200223](#) **[Affirming City Support to Acquire PG&E Assets Contingent on Key Conditions and Priorities]**

Sponsors: Peskin; Ronen

Resolution affirming the City's continued good faith efforts to acquire the PG&E assets necessary to provide clean, green, and affordable electric power delivery and service in San Francisco, contingent on key conditions and priorities.

Question: Shall this Resolution be ADOPTED?

27. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

28. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 29 through 32

29. [200247](#) **[Urging a Full Pardon of Sakhone Lasaphangthong and Somdeng “Danny” Thongsy]**
Sponsors: Mar; Preston, Haney and Walton
Resolution urging the Honorable Gavin Newsom, Governor of California, to grant Sakhone Lasaphangthong and Somdeng “Danny” Thongsy a full pardon to allow them to remain in the United States.
- 03/03/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
30. [200239](#) **[Final Map 9574 - 7-11 Germania Street and 73-77 Webster Street]**
Motion approving Final Map 9574, a six residential unit condominium project, located at 7-11 Germania Street and 73-77 Webster Street, being a subdivision of Assessor’s Parcel Block No. 0868, Lot No. 003; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 03/02/2020; RECEIVED FROM DEPARTMENT.
- 03/04/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
31. [200240](#) **[Final Map 10062 - 540 De Haro Street]**
Motion approving Final Map 10062, a 16 residential unit condominium project, located at 540 De Haro Street, being a subdivision of Assessor’s Parcel Block No. 4008, Lot No. 002; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 03/02/2020; RECEIVED FROM DEPARTMENT.
- 03/04/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**

32. [200241](#) **[Final Map 8573 - Hunters Point Shipyard Phase 1]**
Motion approving Final Map 8573, Block 48 of Hunters Point Shipyard Phase 1, being a merger and 17 lot resubdivision of existing Final Map No. 5255, Lot Nos. 1 through 89 and 93 through 127, Assessor's Parcel Block No. 4591D, Lot Nos. 1 through 7, 9 through 48, 50 through 55, 57 through 62, 64 through 93, and 97 through 131, resulting in 17 lots intended for residential use, including a 404-unit residential condominium, subject to specified conditions; approving an amendment to a Public Improvement Agreement related to Final Map 8573; and acknowledging findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

03/02/2020; RECEIVED FROM DEPARTMENT.

03/04/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

33. **IMPERATIVE AGENDA**

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

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.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

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 RESOLUTION

200238 [Grant Agreement Amendment - Low Income Investment Fund - Child Care Facilities & Technical Assistance - \$66,303,295 Total Grant Amount]

Resolution approving a second modification of the grant between the City and County of San Francisco and Low Income Investment Fund for the provision of child care facilities & technical assistance to support the City's implementation of the San Francisco Citywide Plan For Early Care and Education, to extend the term up to two years for a total term of July 1, 2017, to June 30, 2022, and to increase the grant amount by \$37,205,496 resulting in a revised total grant amount of \$66,303,295 to commence following Board approval. (Human Services Agency)

02/26/2020; RECEIVED FROM DEPARTMENT.

03/10/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200259 **[Petitions and Communications]**

Petitions and Communications received from February 24, 2020, through March 2, 2020, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on March 10, 2020.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From the Office of the Controller's City Services Auditor, submitting the report entitled "The Treasurer Complied With the Investment Requirements in State Law and the City's Investment Policy for the Year Ended June 30. 2019." Copy: Each Supervisor. (1)

From KPMG LLP, submitting the FY19 Transportation Development Act Compliance Report. Copy: Each Supervisor. (2)

From the Office of the City Administrator's Contract Monitoring Division, pursuant to Administrative Code, Chapter 14B.15(A), submitting the Local Business Enterprise (LBE) Contracting Report for FY2019-2020 Q2. Copy: Each Supervisor. (3)

From Public Works, submitting a revised letter for 1156 Valencia Street, alternative permitting procedures notification. File No. 200115. Copy: Each Supervisor. (4)

From the California Fish and Game Commission, pursuant to Government Code, Section 11346.1(a)(1), providing Notice of Proposed Emergency Action regarding the 2020 Recreational Purple Sea Urchin Emergency Rule. Copy: Each Supervisor. (5)

From the Office of Assemblymember Tyler Diep (AD-73), regarding Assembly Bill 1921, a reintroduction of Senator Wiener's Senate Bill 23 (2019). Copy: Each Supervisor. (6)

From Lateef H. Gray, regarding their resignation from the Ethics Commission, effective February 23, 2020. Copy: Each Supervisor. (7)

From Mary Rogus, regarding recent deaths at 988 Howard Street. 2 letters. Copy: Each Supervisor. (8)

From concerned citizens, regarding the proposed legislation amending the Board Rules for administration of oaths and issuances of subpoenas duces tecum. File No. 200132. 2 letters. Copy: Each Supervisor. (9)

From Christopher Kerby, regarding the Urban Canopy Management, requesting a follow up hearing. Copy: Each Supervisor. (10)

From Melinda Ashburn, regarding the homeless crisis in San Francisco. Copy: Each Supervisor. (11)

From Greg Meronek, regarding the proposed psychiatric respite "Hummingbird Place," located at 1156 Valencia Street. File No. 200115. Copy: Each Supervisor. (12)

From James Pounders, regarding the release of \$1,000,000 allocated in FY2019-2020 for master-leased single room occupancy tenants. Copy: Each Supervisor. (13)

From Leann Speta, regarding a request to visit Aptos Middle School PTSA. Copy: Each Supervisor. (14)

From Anonymous, regarding police records in the Department of Police Accountability. Copy: Each Supervisor. (15)

ADJOURNMENT